

MINUTE ITEM

This Calendar Item No. C17 was approved as Minute Item No. 17 by the California State Lands Commission by a vote of 3 to 0 at its 4-24-01 meeting.

CALENDAR ITEM

C17

A 34, 80

S 17, 37

04/24/01
PRC8279 W 25541
J. Frey, A. Scott

MEMORANDUM OF AGREEMENT BETWEEN THE CALIFORNIA STATE LANDS COMMISSION AND THE ARIZONA STATE LAND DEPARTMENT

PARTY:

Arizona State Land Department
1616 West Adams Street
Phoenix, AZ 85007

BACKGROUND:

The Colorado River for the most part is the boundary between Arizona and California. The Colorado River has historically moved and shifted location from time to time both naturally and artificially through works of man. As the location of the river changed the boundary between the States changed until that boundary was fixed by agreement in 1966. The fixing of the political boundary between the States did not resolve nor was it to effect actual property ownership.

The fixing of the boundary in 1966 resulted in sovereign lands under the jurisdiction of the California State Lands Commission (CSLC) being located within the State of Arizona and vice versa. Also private property boundaries became uncertain where they bordered a channel of the Colorado River. Historic locations of the river disappeared over time because of filling and leveling actions conducted by man during reclamation of areas along the river for farming and urban uses.

CURRENT SITUATION

In 1998, the Arizona State Land Department (ASLD) started a program to study boundary issues along the Colorado River. Their project envisions a complete collection of all information available for every parcel of property along the river in both states. The ASLD has asked for the participation of the CSLC in the gathering of this information, particularly for parcels of property now located in California. The ASLD has proposed a Memorandum of Agreement that will provide for the following:

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- Acknowledge a joint effort for gathering property information along the current Colorado River channel.
- Provide for the sharing of property information between ASLD and CSLC by establishing a common basis of reference.
- Provide for the development of a common procedure for addressing disputed ownership or boundary for both public and private property.

A 2000 BCP has provided funding and staff to proceed with support of this project. CSLC staff has met with staff of ASLD and are proceeding with the gathering of property information. Future work on this project will depend on securing additional funding through the BCP process. This proposed Memorandum of Agreement does not commit CSLC to work on this project beyond 2002 unless additional funding is secured.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA under the general rule that the CEQA applies only to projects which have the potential for causing a significant effect on the environment. The staff believes, based on the information available to it, that there is no possibility that this project may have a significant effect on the environment.

Authority: Title 14, California Code of Regulations, section 15061 (b)(3).

2. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370. Based on the staff's consultation with the person's nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

EXHIBIT:

- A. Location and Site Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

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CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 BECAUSE THERE IS NO POSSIBILITY THAT THE ACTIVITY MAY HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 (b)(3).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTION 6370, ET SEQ.

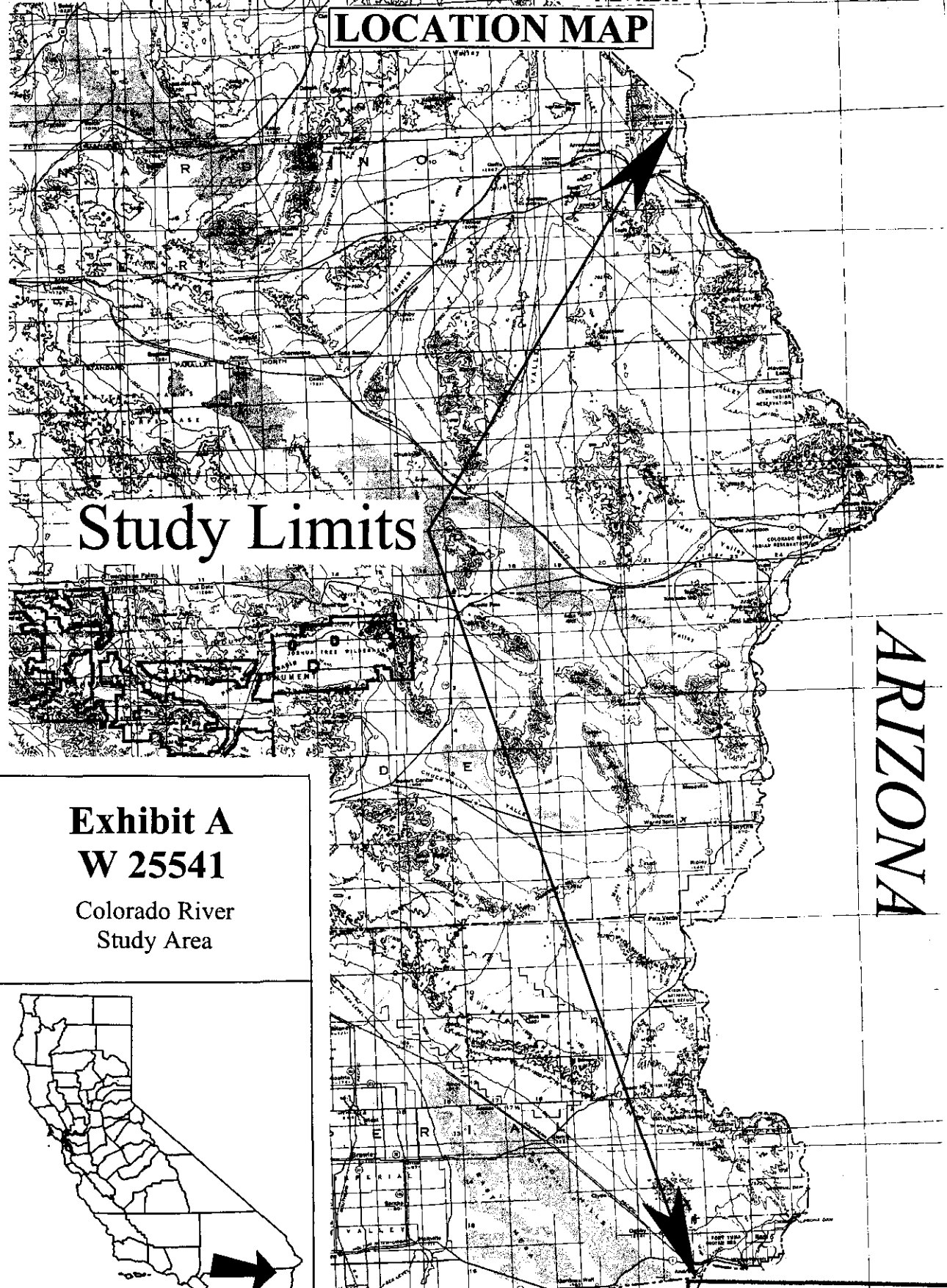
AUTHORIZATION:

AUTHORIZE THE EXECUTION ON BEHALF OF THE COMMISSION OF THE MEMORANDUM OF AGREEMENT, AS ON FILE IN THE SACRAMENTO OFFICE OF THE COMMISSION, BETWEEN THE ARIZONA STATE LAND DIVISION AND THE CALIFORNIA STATE LANDS COMMISSION COVERING BOUNDARY STUDIES ALONG THE COLORADO RIVER.

NO SCALE

NEVADA

LOCATION MAP



Study Limits

ARIZONA

Exhibit A W 25541

Colorado River
Study Area



MEXICO

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