

MINUTE ITEM

4. ISSUANCE OF RIGHT-OF-WAY EASEMENTS TO THE DIVISION OF HIGHWAYS, STATE OF CALIFORNIA - W.O. 3741, P.R.C. 2687.9, and W.O. 3765, P.R.C. 2688.9.

Commissioner Carr questioned whether the public interest is being served best by turning areas of State lands over from one State agency to another without any payment of fees.

The Executive Officer explained that under Section 101 of the Streets and Highways Code, the Legislature prescribed that the Division of Highways, by filing a plat with the Surveyor General (whose duties have since been taken over by the State Lands Commission) would be given authorization to occupy such lands as are needed for highway purposes. However, this refers only to submerged lands of the State. Rentals are charged for crossing vacant State school lands.

Commissioner Carr then recommended looking into the equities of the particular situations.

The Executive Officer suggested that a staff inventory be made of the number of authorizations of this type of right-of-way which have been issued. He also called to the attention of the Commission that sand and gravel are being removed from State lands for highway construction purposes without the payment of any fee, whereas such material has a market value and can be sold by the State Lands Commission to private contractors.

UPON MOTION MADE BY COMMISSIONER CARR, SECONDED BY COMMISSIONER ANDERSON, AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED DIRECTING THE STAFF TO MAKE A STUDY OF RIGHT-OF-WAY EASEMENTS ISSUED TO THE STATE DIVISION OF HIGHWAYS WITH A VIEW TOWARD INCREASING THE REVENUES OF THE STATE BY MAKING EQUITABLE CHARGES FOR ALL SUCH EASEMENTS.

(A) APPLICATION FOR EASEMENT ACROSS SUBMERGED STATE SOVEREIGN LANDS OF THE SACRAMENTO RIVER, REQUIRED FOR BRIDGE RIGHT-OF-WAY SERVING STATE HIGHWAY ROAD II-TEH-7-B, NEAR RED BLUFF, TEHAMA COUNTY, DIVISION OF HIGHWAYS - W.O. 3741, P.R.C. 2687.9.

Following consideration of Calendar Item 2 attached (in which the highway to be served was erroneously indicated as State Highway No. 1 instead of State Highway Road II-TEH-7-B), and upon motion duly made and unanimously carried,

A RESOLUTION WAS ADOPTED AUTHORIZING THE EXECUTIVE OFFICER TO EXECUTE AN EASEMENT AGREEMENT WITH THE STATE DIVISION OF HIGHWAYS, PURSUANT TO SECTION 101.5 OF THE STREETS AND HIGHWAYS CODE, FOR A RIGHT-OF-WAY 260 FEET IN WIDTH AND AVERAGING A CROSSING LENGTH OF 740 FEET, CONTAINING 4.8 ACRES, MORE OR LESS, IN SECTION 29, T. 27 N., R. 3 W., M.D.B. & M., NEAR RED BLUFF, TEHAMA COUNTY, AS DELINEATED ON STATE DIVISION OF HIGHWAYS MAP, DIST. II-TEH-7-B, RB1, SHEET 1.

THE AREA IS TO PROVIDE FOR THE CONSTRUCTION, MAINTENANCE AND PROTECTION OF A BRIDGE SERVING STATE HIGHWAY ROAD II-TEH-7-B. CONSIDERATION FOR THE EASEMENT IS THE PUBLIC USE AND BENEFIT.

(B) APPLICATION FOR EASEMENT OVER STATE SOVEREIGN LANDS OF THE COLORADO RIVER NEAR BLYTHE, REQUIRED FOR BRIDGE RIGHT-OF-WAY SERVING ROUTE XI-RIV-64-F, RIVERSIDE COUNTY, STATE DIVISION OF HIGHWAYS - W.O. 3765, P.R.C. 2688.9.

Following consideration of Calendar Item 14 attached, and upon motion duly made and unanimously carried,

A RESOLUTION WAS ADOPTED AUTHORIZING THE EXECUTIVE OFFICER TO EXECUTE AN AGREEMENT WITH THE STATE DIVISION OF HIGHWAYS, PURSUANT TO SECTION 101.5 OF THE STREETS AND HIGHWAYS CODE, FOR ADDITIONAL RIGHTS-OF-WAY TOTALING 9.07 ACRES, AS DELINEATED ON HIGHWAYS MAP NO. XI-RIV-64-F, SHEET 1, MAP NO. 93522 AND MAP NO. 93523, EXTENDING THE PRESENT RIGHT-OF-WAY WESTERLY AND NORTHERLY, OVER SOVEREIGN STATE LANDS OF THE COLORADO RIVER NEAR BLYTHE IN SECTION 36, T. 6 S., R. 23 E., S.B.B.& M. THE ADDITIONAL AREA IS TO PROVIDE FOR THE PROTECTION OF THE EXISTING BRIDGE SERVING SAID ROUTE. THE CONSIDERATION FOR THE AGREEMENT IS THE PUBLIC USE AND BENEFIT.

Attachments

- Calendar Item 2 (1 page)
- Calendar Item 14 (1 page)

CALENDAR

2.

APPLICATION FOR EASEMENT ACROSS SUBMERGED STATE SOVEREIGN LANDS OF THE SACRAMENTO RIVER, REQUIRED FOR BRIDGE RIGHT-OF-WAY SERVING STATE HIGHWAY NO. 1 NEAR RED BLUFF, TEHAMA COUNTY, DIVISION OF HIGHWAYS - W.O. 3741.

An application has been received from the State Division of Highways, pursuant to Section 101.5 of the Street and Highways Code, for an easement 260 feet in width and averaging 740 feet in crossing length, containing 4.8 acres, more or less, extending across submerged lands of the bed of the Sacramento River easterly of the City of Red Bluff in Tehama County. The site is required for a bridge crossing for State Highway No. 1.

No fees or charges are required.

IT IS RECOMMENDED THAT THE EXECUTIVE OFFICER BE AUTHORIZED TO EXECUTE AN EASEMENT AGREEMENT WITH THE STATE DIVISION OF HIGHWAYS, PURSUANT TO SECTION 101.5 OF THE STREETS AND HIGHWAYS CODE, FOR A RIGHT-OF-WAY 260 FEET IN WIDTH AND AVERAGING A CROSSING LENGTH OF 740 FEET, CONTAINING 4.8 ACRES, MORE OR LESS, IN SECTION 29, T. 27 N., R. 3 W., M.D.B. & M., NEAR RED BLUFF, TEHAMA COUNTY, AS DELINEATED ON STATE DIVISION OF HIGHWAYS MAP, DIST. II-TEH-7-B, RBL, SHEET 1.

THE AREA IS TO PROVIDE FOR THE CONSTRUCTION, MAINTENANCE AND PROTECTION OF A BRIDGE SERVING STATE HIGHWAY NO. 1. THE CONSIDERATION FOR THE EASEMENT IS TO BE THE PUBLIC USE AND BENEFIT.

CALENDAR ITEM

14.

APPLICATION FOR EASEMENT OVER STATE SOVEREIGN LANDS OF THE COLORADO RIVER NEAR BLYTHE, REQUIRED FOR BRIDGE RIGHT-OF-WAY SERVING ROUTE XI-RIV-64-F, RIVERSIDE COUNTY, STATE DIVISION OF HIGHWAYS - W.O. 3765.

An application has been received from the State Division of Highways, pursuant to Section 101.5 of the Streets and Highways Code, for enlargement of an existing easement across the Colorado River under P.R.C. 625.9 by the granting of two irregular parcels of land, Parcel 9777 (containing 6.24 acres) and Parcel 9620 (containing 2.83 acres) in Section 36, T. 6 S., R. 23 E., S.B.B.& M., adjoining the north and west side of the said existing easement.

The site is required for the Ehrenberg bridge, crossing the Colorado River near Blythe. No fees or charges are to be levied.

IT IS RECOMMENDED THAT THE EXECUTIVE OFFICER BE AUTHORIZED TO EXECUTE AN AGREEMENT WITH THE STATE DIVISION OF HIGHWAYS, PURSUANT TO SECTION 101.5 OF THE STREETS AND HIGHWAYS CODE, FOR ADDITIONAL RIGHTS-OF-WAY TOTALING 9.07 ACRES, AS DELINEATED ON HIGHWAYS MAP NO. XI-RIV-64-F, SHEET 1, MAP NO. 93522 AND MAP NO. 93523, EXTENDING THE PRESENT RIGHT-OF-WAY WESTERLY AND NORTHERLY, OVER SOVEREIGN STATE LANDS OF THE COLORADO RIVER NEAR BLYTHE IN SECTION 36, T. 6 S., R. 23 E., S.B.B.& M. THE ADDITIONAL AREA IS TO PROVIDE FOR THE PROTECTION OF THE EXISTING BRIDGE SERVING SAID ROUTE. THE CONSIDERATION FOR THE AGREEMENT IS TO BE THE PUBLIC USE AND BENEFIT.