

MINUTE ITEM

This Calendar Item No. 37
was approved as Minute Item
No. 37 by the State Lands
Commission by a vote of 3
to 0 at its 11-5-91
meeting.

CALENDAR ITEM

A 70

37

11/05/91

S 37

PRC 7430

Fossum

Saggese

Crow

PUBLIC AGENCY LEASE

LESSEE:

United States Army Corps of Engineers
P. O. Box 2711
Los Angeles, California 90053-2325

AREA, TYPE LAND AND LOCATION:

State interest within tidal and navigable tributary of the
Santa Ana River, City of Newport Beach, Orange County.

LAND USE:

Wetlands restoration.

TERMS OF PROPOSED LEASE:

Initial period:

Forty-nine (49) years beginning July 1, 1990.

CONSIDERATION:

The public benefit.

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS:

Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

B. Cal. Code Regs.: Title 3, Div. 3; Title 14, Div. 6.

AB 884:

N/A

(ADDED pgs. 468-468.9)

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OTHER PERTINENT INFORMATION:

1. As part of the Santa Ana River Mainstem Flood Control Project, the United States Army Corps of Engineers (Corps) is performing a wetlands restoration project within a former bed of the Santa Ana River known as the Oxbow Loop and adjacent wetland area.

The Commission approved a lease of its interest in the bed of Santa Ana River, pursuant to Minute Item 24, at the August 22, 1990 meeting. The Corps now proposes to include a tributary area described as the Bohn-Mack Slough in exhibits "B" and "C" over which the State's interest is an easement. The approval sought here is to include that easement area into the existing lease.

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 4, Minor Alterations to Land, 14 Cal. Code Regs. 15304.

Authority: P.R.C. 21084 and 14 Cal. Code Regs. 15300.

EXHIBITS:

- A. Location Map
- B. Site Map
- C. Land Description

IT IS RECOMMENDED THAT THE COMMISSION:

2. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 4, MINOR ALTERATION TO LAND, 14 CAL. CODE REGS. 15304.
2. AUTHORIZE AMENDMENT OF MINUTE ITEM 24, APPROVED AT THE COMMISSION'S AUGUST 22, 1990 MEETING TO INCLUDE THE EASEMENT AREA DESCRIBED IN EXHIBIT "C", FOR WETLANDS RESTORATION PURPOSES.

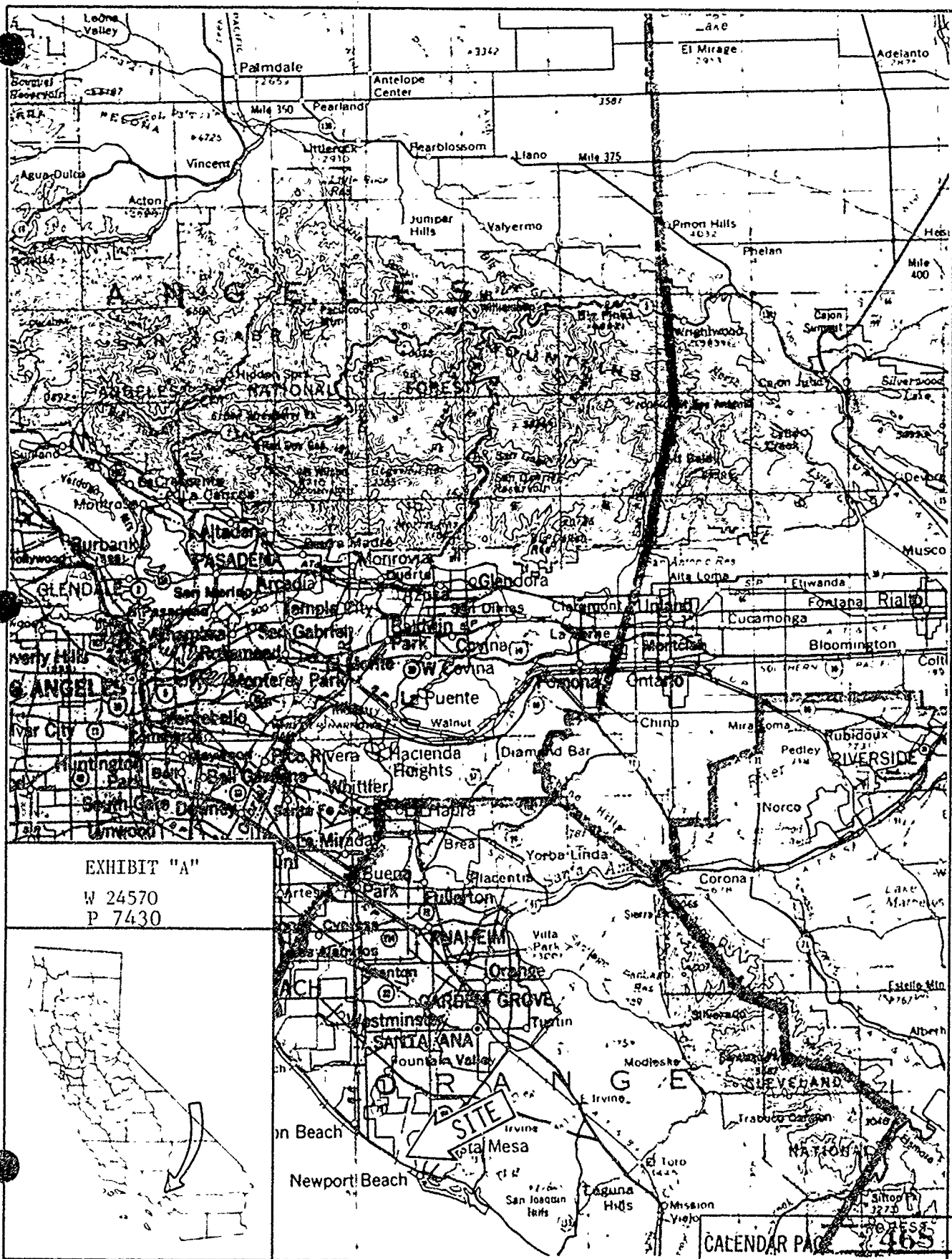
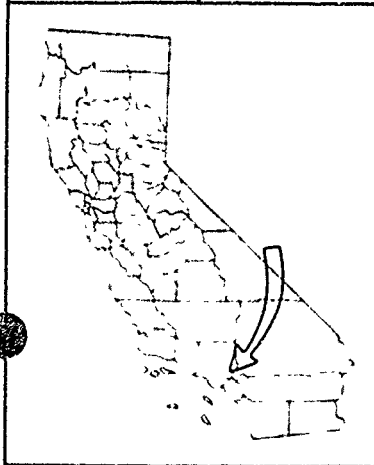


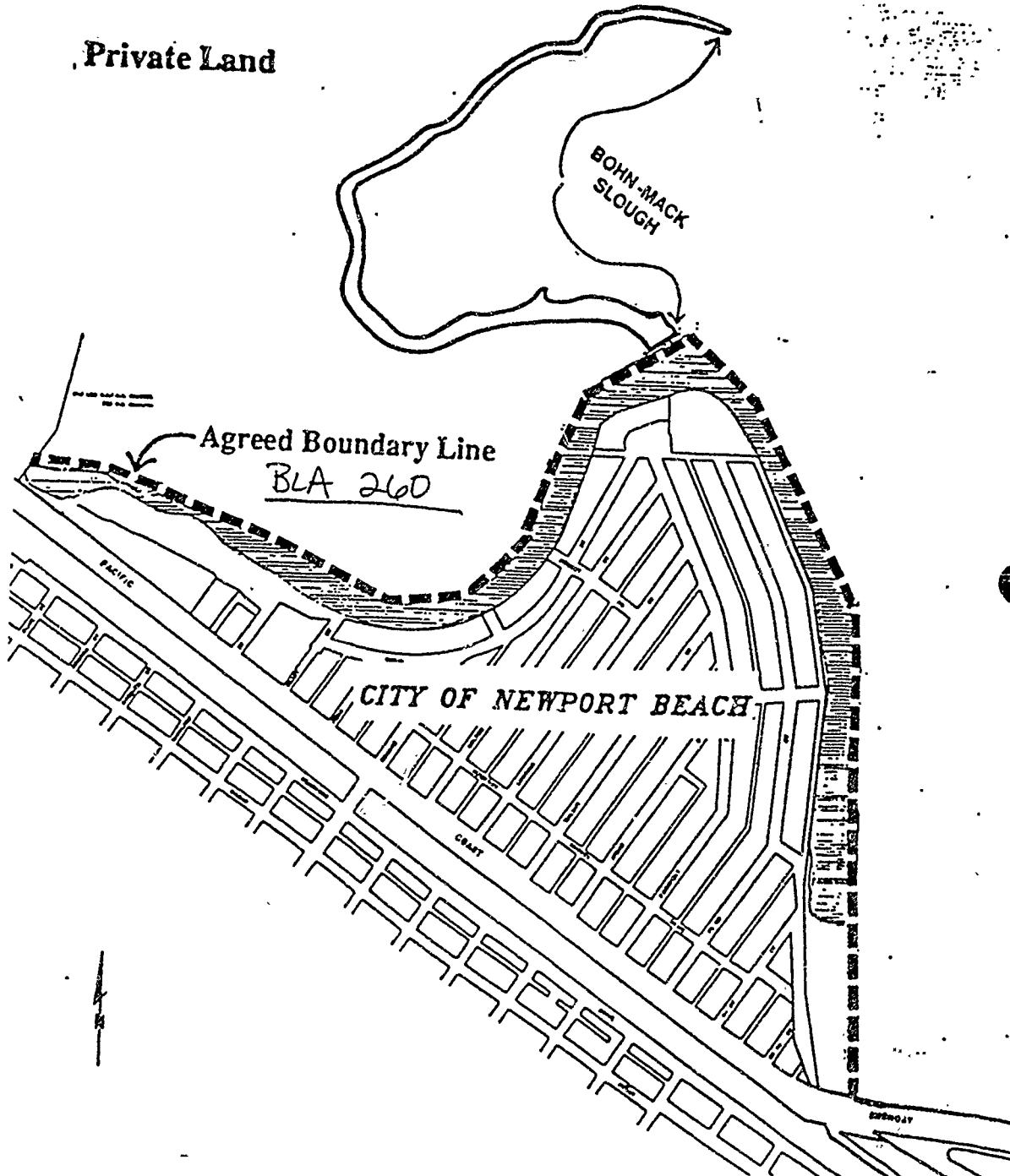
EXHIBIT "A"
 W 24570
 P 7430



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EXHIBIT "B"

PRC 7430



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EXHIBIT "C"
DESCRIPTION OF "BOHN-MACK" SLOUGH

P 7430

A parcel of land lying in the unincorporated territory of the County of Orange, State of California, described as follows:

COMMENCING at the northeasterly terminus of that course being N 66° 47' 00" E, 101.10 feet in the Line described in Exhibit "C" and as shown on Exhibit "B"; thence N 55° 40' 00" E, 18.42 feet to the POINT OF BEGINNING being a point on the right bank of said unnamed slough; thence along the right bank of said unnamed slough the following fifty-four (54) courses:

1. N 41° 30' 00" W, 15.00 feet;
2. N 26° 35' 00" W, 33.00 feet;
3. N 64° 45' 00" W, 35.00 feet;
4. N 53° 35' 00" W, 65.00 feet;
5. N 84° 55' 00" W, 66.00 FEET;
6. S 84° 35' 00" W, 40.00 feet;
7. S 38° 00' 00" W, 110.00 feet;
8. S 84° 39' 18" W, 82.44 feet;
9. S 80° 20' 21" W, 150.39 feet;
10. S 73° 01' 33" W, 103.30 feet;
11. S 61° 08' 48" W, 109.37 feet;
12. S 69° 37' 10" W, 66.20 feet;

1.

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13. S 83° 24' 53" W, 54.13 feet;
14. N 78° 42' 11" W, 56.08 feet;
15. N 70° 12' 46" W, 54.04 feet;
16. N 59° 13' 06" W, 51.01 feet;
17. N 47° 27' 55" W, 102.93 feet;
18. N 39° 32' 29" W, 57.93 feet;
19. N 11° 54' 14" W, 31.91 feet;
20. N 10° 09' 55" E, 85.69 feet;
21. N 15° 11' 00" E, 43.84 feet;
22. N 3° 03' 28" E, 49.83 feet;
23. N 18° 00' 10" W, 38.91 feet;
24. N 25° 11' 08" W, 84.83 feet;
25. N 17° 25' 05" W, 40.90 feet;
26. N 11° 55' 18" E, 25.91 feet;
27. N 42° 32' 11" E, 51.80 feet;
28. N 61° 51' 20" E, 155.48 feet;
29. N 57° 05' 22" E, 92.68 feet;
30. N 44° 12' 33" E, 83.68 feet;
31. N 76° 19' 00" E, 67.81 feet;
32. N 55° 35' 03" E, 36.87 feet;
33. N 42° 52' 16" E, 65.75 feet;
34. N 35° 00' 28" E, 99.61 feet;
35. N 50° 13' 53" E, 81.70 feet;
36. N 46° 33' 05" E, 55.79 feet;
37. N 60° 26' 03" E, 40.86 feet;
38. N 54° 39' 51" E, 39.86 feet;
39. N 68° 07' 33" E, 54.82 feet;

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40. N 80° 34' 41" E, 78.79 feet;
41. S 85° 28' 28" E, 14.97 feet;
42. N 59° 45' 55" E, 24.91 feet;
43. N 34° 00' 14" E, 49.80 feet;
44. N 33° 00' 01" E, 42.83 feet;
45. N 53° 34' 37" E, 29.89 feet;
46. N 72° 33' 21" E, 26.92 feet;
47. N 84° 30' 16" E, 47.88 feet;
48. N 66° 37' 16" E, 49.84 feet;
49. N 89° 10' 53" E, 71.84 feet;
50. S 83° 03' 13" E, 79.85 feet;
51. S 79° 07' 51" E, 113.83 feet;
52. S 74° 27' 29" E, 64.92 feet;
53. S 75° 47' 35" E, 39.95 feet;
54. S 83° 40' 58" W, 34.88 feet to the up: stream

end of said unnamed slough; thence along the left bank
of said unnamed slough the following sixty-four (64)
courses:

1. N 80° 46' 11" W, 68.82 feet;
2. N 79° 46' 02" W, 71.82 feet;
3. N 87° 17' 16" W, 147.56 feet;
4. S 81° 30' 29" W, 62.77 feet;
5. S 69° 17' 36" W, 30.87 feet;
6. S 78° 19' 47" W, 61.76 feet;
7. S 43° 00' 25" W, 29.86 feet;
8. S 38° 44' 12" W, 59.71 feet;
9. S 36° 48' 39" W, 29.86 feet;

10. S 55° 44' 00" W, 17.91 feet;
11. S 89° 27' 07" W, 89.71 feet;
12. S 78° 24' 48" W, 24.90 feet;
13. S 64° 51' 28" W, 51.77 feet;
14. S 60° 20' 16" W, 67.69 feet;
15. S 50° 32' 33" W, 65.69 feet;
16. S 45° 16' 03" W, 65.68 feet;
17. S 37° 58' 59" W, 71.66 feet;
18. S 33° 12' 38" W, 58.72 feet;
19. S 44° 50' 56" W, 51.75 feet;
20. S 30° 36' 24" W, 89.60 feet;
21. S 43° 00' 25" W, 79.62 feet;
22. S 54° 33' 40" W, 77.63 feet;
23. S 62° 55' 57" W, 95.57 feet;
24. S 61° 35' 36" W, 66.70 feet;
25. S 43° 00' 25" W, 23.88 feet;
26. S 14° 52' 40" W, 22.90 feet;
27. S 14° 13' 30" E, 38.89 feet;
28. S 19° 14' 15" E, 104.75 feet;
29. S 4° 41' 48" E, 21.93 feet;
30. S 4° 20' 07" W, 23.91 feet;
31. S 19° 49' 20" E, 24.94 feet;
32. S 9° 51' 25" W, 105.57 feet;
33. S 13° 48' 26" E, 41.88 feet;
34. S 35° 15' 54" E, 38.96 feet;
35. S 51° 41' 18" E, 144.03 feet;
36. S 62° 15' 52" E, 38.04 feet;

37. S 81° 43' 39" E, 64.16 feet;
38. N 79° 10' 01" E, 37.14 feet;
39. N 54° 56' 13" E, 36.16 feet;
40. N 45° 43' 48" E, 27.13 feet;
41. N 56° 35' 45" E, 110.50 feet;
42. N 76° 50' 33" E, 11.04 feet;
43. S 70° 00' 11" E, 17.50 feet;
44. N 80° 00' 00" E, 129.00 feet;
45. N 65° 15' 00" E, 45.00 feet;
46. N 56° 15' 00" E, 48.00 feet;
47. N 20° 05' 00" E, 31.00 feet;
48. N 64° 30' 00" E, 22.00 feet;
49. S 20° 00' 00" W, 32.00 feet;
50. S 56° 17' 00" E, 27.00 feet;
51. N 89° 13' 00" E, 66.00 feet;
52. N 81° 25' 00" E, 31.00 feet;
53. N 68° 52' 29" E, 23.00 feet;
54. N 78° 20' 13" E, 36.13 feet;
55. S 89° 27' 19" E, 34.10 feet;
56. S 82° 13' 34" E, 78.20 feet;
57. S 69° 35' 14" E, 79.13 feet;
58. S 62° 55' 49" E, 15.00 feet;
59. S 90° 37' 00" E, 27.00 feet;
60. N 64° 40' 00" E, 34.00 feet;
61. S 58° 00' 00" E, 22.00 feet;
62. S 6° 45' 00" E, 24.00 feet;
63. S 60° 10' 00" E, 33.00 feet;

64. S 54° 18' 26" E, 28.60 feet to a point on that course being N 55° 40' 00" E, 148.70 feet, distant 9.28 feet from the northeasterly terminus of said course described in Exhibit "C" and as shown on Exhibit "B" thence leaving the bank of said unnamed slough S 55° 40' 00" W 121.00 feet to the point of beginning.

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