

7. 15-YEAR COMMERCIAL LEASE, SUBMERGED LAND OCCUPIED BY AND USED FOR FLOATING DOCKS IN THE SACRAMENTO RIVER NEAR GLENN, GLENN COUNTY; MICHAEL SWENDRA AND HUGH MELVILLE, ET AL., DBA HAPPY HOLLOW FISHING RESORT - W 20218, PRC 4790.1.

After consideration of Calendar Item 6 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. FINDS THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 104 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A COMMERCIAL LEASE AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZES THE ISSUANCE TO MICHAEL SWENDRA AND HUGH MELVILLE OF A COMMERCIAL LEASE IN THE FORM OF A DOCUMENT ON FILE IN THE COMMISSION'S OFFICE AND BY REFERENCE MADE A PART HEREOF, FOR A TERM OF 15 YEARS FROM JANUARY 1, 1973; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$150 PER ANNUM; PROVISIONS OF \$1,000 SURETY BOND, PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$100,000/\$300,000 FOR PERSONAL INJURY AND \$25,000 FOR PROPERTY DAMAGE; FOR THE MAINTENANCE OF TWO FLOATING WHARVES AND WALKWAYS ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, WITH THE STATE RESERVING THE RIGHT TO RESET A REASONABLE RENTAL ON MAY 1, 1976, AND ON EACH FIFTH ANNIVERSARY OF THE LEASE THEREAFTER.

Attachment:

Calendar Item 6 (3 pages)

CALENDAR ITEM

6/73  
NJK  
W 20218

6.

COMMERCIAL LEASE

APPLICANT: Michael Swendra and Hugh Melville, et al., dba Happy Hollow Fishing Resort.

LOCATION: A 0.22-acre parcel of submerged land occupied by and used for floating docks in the Sacramento River near Glenn, Glenn County.

LAND USE: Commercial marina.

TERMS OF PROPOSED LEASE:

Initial period: 15 years, from January 1, 1973.

Surety bond: \$1,000.

Public liability insurance:  
\$100,000/\$300,000 for personal injury and  
\$25,000 for property damage.

CONSIDERATION: \$150 per annum, with State reserving the right to reset a reasonable rental on May 1, 1976, and on each fifth anniversary of the lease thereafter.

BASIS FOR CONSIDERATION:

Minimum rental, pursuant to Title 2, Section 2005(b)(9), California Administrative Code.

PREREQUISITE ITEMS:

U.S. Army Corps of Engineers permit issued.

Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Division 6, Parts 1 and 2.
- b. Administrative Code: Title 2, Division 3, Articles 1 and 2.

OTHER PERTINENT INFORMATION:

An environmental impact report has been prepared and circulated to agencies and persons having jurisdiction or expertise. Their comments have been incorporated into the report.

EXHIBITS:

- A. Land Description.
- B. Location Map.
- C. Form of Lease.

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CALENDAR ITEM NO. 6. (CONTD)

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 104 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A COMMERCIAL LEASE AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZE THE ISSUANCE TO MICHAEL SWENDRA AND HUGH MELVILLE OF A COMMERCIAL LEASE IN THE FORM OF A DOCUMENT ON FILE IN THE COMMISSION'S OFFICE AND BY REFERENCE MADE A PART HEREOF, FOR A TERM OF 15 YEARS FROM JANUARY 1, 1973; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$150 PER ANNUM; PROVISION OF \$1,000 SURETY BOND, PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$100,000/\$300,000 FOR PERSONAL INJURY AND \$25,000 FOR PROPERTY DAMAGE; FOR THE MAINTENANCE OF TWO FLOATING WHARVES AND WALKWAYS ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, WITH THE STATE RESERVING THE RIGHT TO RESET A REASONABLE RENTAL ON MAY 1, 1976, AND ON EACH FIFTH ANNIVERSARY OF THE LEASE THEREAFTER.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20218

A parcel of submerged land lying in the bed and along the right bank of the Sacramento River, Glenn County, State of California, being more particularly described as follows:

BEGINNING at the northeasterly corner of that certain parcel described in deed recorded in Book 506, Official Records, at page 488 in the Office of the Recorder of said County; thence N 82° 47' E, 81 feet; thence southerly to a point which bears N 83° 32' E, 81 feet from the southeast corner of the above-mentioned parcel; thence S 83° 32' W, 81 feet to the above-mentioned southwest corner; thence northerly along the easterly line of the above-mentioned parcel to the point of beginning.

EXCEPTING THEREFROM any portion lying landward of the ordinary low water mark.

END OF DESCRIPTION