

2. 10-YEAR PUBLIC AGENCY PERMIT, TIDE AND SUBMERGED LAND IN THE SACRAMENTO AND SAN JOAQUIN RIVERS, ADJACENT TO SHERMAN ISLAND, SACRAMENTO COUNTY; STATE OF CALIFORNIA, DEPARTMENT OF WATER RESOURCES - W 20203, PRC 4864.9.

After consideration of Calendar Item 1 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY BECAUSE IT IS CATEGORICALLY EXEMPT UNDER THE PROVISIONS OF PRC SECTION 21084 AND 2 CAL. ADM. CODE SECTION 2910(a).
2. AUTHORIZES THE ISSUANCE TO THE STATE DEPARTMENT OF WATER RESOURCES OF A 10-YEAR PUBLIC AGENCY PERMIT FROM APRIL 1, 1972; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR THE OPERATION AND MAINTENANCE OF TWO FISH RELEASE STATIONS ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 1 (3 pages)

CALENDAR ITEM

2/74  
ATD  
W 20203

1.

PUBLIC AGENCY PERMIT

APPLICANT: State of California, Department of Water Resources.

LOCATION: Two parcels of tide and submerged land totalling 0.22 acres:  
1. in the Sacramento River in Horseshoe Bend, and  
2. in the San Joaquin River;  
both adjacent to Sherman Island, Sacramento County.

LAND USE: The operation of fish release stations.

TERMS OF PROPOSED LEASE:  
Initial period: 10 years, from April 1, 1972.

CONSIDERATION: The public use and benefit, with the State reserving the right at any time to set a monetary rental if the Commission finds such action to be in the State's best interest.

PREREQUISITE TERMS:  
U. S. Army Corps of Engineers permit issued.  
Applicant is lessee or permittee of upland.

STATUTORY AND OTHER REFERENCES:  
a. Public Resources Code: Div. 6, Parts 1 and 2.  
b. Administrative Code: Title 2, Div. 3, Arts. 1, 2 and 10.

OTHER PERTINENT INFORMATION:  
1. The annual rental value of the site is estimated to be \$20 for each site.  
2. The sites are used to release small fish that are drawn into the pumping plant at Tracy.  
3. An environmental impact report is not required. This transaction is within the purview of 2 Cal. Adm. Code 2910, which exempts an existing structure that is in an acceptable state of repair and there is no evidence of record to show injury to adjacent property, shoreline erosion, or other types of environmental degradation.

EXHIBITS: A. Land Description. B. Location Map.

CALENDAR ITEM NO. 1. (CONT'D)

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY BECAUSE IT IS CATEGORICALLY EXEMPT UNDER THE PROVISIONS OF PRC SECTION 21084 AND 2 CAL. ADM. CODE SECTION 2910(a).
2. AUTHORIZE THE ISSUANCE TO THE STATE DEPARTMENT OF WATER RESOURCES OF A 10-YEAR PUBLIC AGENCY PERMIT FROM APRIL 1, 1972; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; FOR THE OPERATION AND MAINTENANCE OF TWO FISH RELEASE STATIONS ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20203

PARCEL 1:

A strip of tide and submerged land 50 feet wide, lying in the San Joaquin River adjacent to Sherman Island, County of Sacramento, State of California, being 25 feet on each side of the following described centerline:

BEGINNING at a point on the north bank of the San Joaquin River, said point having coordinates  $X = 2,076,124.10$ ,  $Y = 133,595.72$ ; and from which point U.S.C. & G.S. Triangulation Station "BLUME-1931" bears  $N 53^{\circ} 26' 25'' E$ , 5,540.08 feet distant; said triangulation station having coordinates  $X = 2,080,574.10$  and  $Y = 136,895.72$ ; thence from said point beginning  $S 11^{\circ} 00' W$ , 200 feet to a point in the San Joaquin River and the end of the herein-described centerline.

PARCEL 2:

A strip of tide and submerged land 50 feet wide, lying in the Sacramento River located in Horseshoe Bend, County of Sacramento, State of California, being 25 feet on each side of the following described centerline:

BEGINNING at a point on the south bank of the Sacramento River, said point having coordinates  $X = 2,076,572.72$ ,  $Y = 150,916.71$ ; and from which point U.S.C. & G.S. Triangulation Station "EMMA-1931" bears  $N 81^{\circ} 31' 44'' E$ , 7,127.76 feet distant; said triangulation station having coordinates  $X = 2,083,622.72$ ,  $Y = 151,966.71$ ; thence from said point of beginning  $N 22^{\circ} 30' E$ , 200 feet to a point in the Sacramento River and the end of the herein-described centerline.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water line.

The basis of bearings of these descriptions is the California Coordinate System Zone II.

END OF DESCRIPTION