

MINUTE ITEM

This Calendar Item No. C8
was approved as Item
No. 2 by the State Lands
Commission by a vote of 9/10
to approve at its meeting.

CALENDAR ITEM

9/76
W 20071
DR

C8.

PRC 3938

COMMERCIAL LEASE

APPLICANT: Ralph and Lydia Moffit
P. O. Box 605
Colusa, California 95932

AREA, TYPE LAND AND LOCATION:
An 0.482 acre parcel of submerged land in
Sacramento River, easterly of Colusa in
Colusa County.

LAND USE: Commercial boating facility.

TERMS OF ORIGINAL LEASE:
Initial period: 5 years, from August 4, 1966.
Renewal option: 1 period of 4 years.
Surety bond: \$1,000.
Consideration: \$150 per annum.

TERMS OF REPLACEMENT LEASE:
Initial period: 11 years, from August 4, 1975.
Surety bond: \$1,000.
Public liability insurance: \$300,000 per
occurrence for bodily
injury and \$50,000 for
property damage.

CONSIDERATION: \$320 per annum, with the State reserving the
right to fix a different rental on each
fifth anniversary of the lease.

BASIS FOR CONSIDERATION:
8% of appraised value of land.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is lessee of upland.

STATUTORY AND OTHER REFERENCES:
A. Public Resources Code: Div. 6, Parts 1 & 2.
B. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, 10 & 11.

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CALENDAR ITEM NO. C8. (CONTD)

OTHER PERTINENT INFORMATION:

1. An Environmental Impact Report is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907(a) which exempts an existing structure or facility 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.
2. This project is situated on State land identified as environmentally significant, pursuant to Public Resources Code 6370.1, and is classified in a significant use category, Class B: Limited Use.

The project is determined to be a compatible use consistent with identified significant environmental values. This is an existing use for which no adverse comments have been received.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085, 14 CAL. ADM. CODE 2907.
2. DETERMINE THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
3. FIND THIS TRANSACTION IS COMPATIBLE WITH ENVIRONMENTAL VALUES IDENTIFIED PURSUANT TO SECTION 6370 ET SEQ. OF THE PUBLIC RESOURCES CODE.
4. AUTHORIZE ISSUANCE TO RALPH AND LYDIA MOFFITT OF AN 11-YEAR REPLACEMENT COMMERCIAL LEASE FROM AUGUST 4, 1975; ANNUAL RENT IN THE AMOUNT OF \$320 WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF A \$1,000 SURETY BOND; PROVISION OF PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$300,000 PER OCCURRENCE FOR BODILY INJURY AND \$50,000 FOR PROPERTY DAMAGE; FOR A COMMERCIAL BOATING FACILITY ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20071

A parcel of submerged land in the State owned bed of the Sacramento River, Colusa County, California, encompassing an existing boat dock which lies adjacent to Ralph's Steelhead Lodge, said parcel being adjacent to fractional Section 29, T 16 N, R 1 W, M.D.M., and being bounded as follows:

1. On the northeast by the ordinary high water mark of the left bank of the Sacramento River;
2. On the northwest by a line parallel with and 10 feet northwesterly of the most northwesterly end of said boat dock;
3. On the southwest by a line which is 10 feet from all sides of the waterward edge of said boat dock;
4. On the southeast by a line parallel with and 10 feet southeasterly of the most southeasterly end of said boat dock.

END OF DESCRIPTION

Prepared *J. J. Kouri* Checked *R. L. Blake*
Reviewed *G. A. Gammack* Date *5/10/76*
AJB