

MINUTE ITEM

18. APPLICATION FOR DREDGING PERMIT, SACRAMENTO RIVER, YOLO COUNTY;
LEONARD ELSBREE - W.O. 4694, P.R.C. 3029.1.

After consideration of Calendar Item 35 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO ISSUE TO LEONARD ELSBREE A PERMIT TO DREDGE, NOT TO EXCEED 50,000 CUBIC YARDS OF MATERIAL, AT A ROYALTY OF THREE CENTS PER CUBIC YARD FOR ALL MATERIAL REMOVED, FROM AN AREA OF TIDE AND SUBMERGED LANDS INCLUDED IN LEASE P.R.C. 2442.1 AT MILE 60.0, SACRAMENTO RIVER, YOLO COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE ORDINARY HIGH WATER MARK OF THE RIGHT BANK OF THE SACRAMENTO RIVER THAT BEARS S. 82° 00' E. 48.00 FEET AND N. 24° 18' W. 143.30 FEET FROM THE MOST EASTERLY POINT IN THAT CERTAIN TRACT CONVEYED TO THE STATE OF CALIFORNIA IN BOOK 561, PAGE 123 OF O.R. YOLO COUNTY, FURTHER DESCRIBED AS BEARING S. 82° 00' E. 790.8 FEET AND N. 51° 51' E. 1649.39 FEET FROM SW CORNER SLS NO. 354 AND NW CORNER OF TOWN OF BRODERICK, THENCE N. 75° 42' E. 100 FEET, S. 24° 18' E. 450 FEET, S. 75° 42' W. 100 FEET, MORE OR LESS, TO ORDINARY HIGH WATER MARK AT RIGHT BANK OF SACRAMENTO RIVER, THENCE NORTHERLY ALONG THE ORDINARY HIGH WATER MARK TO THE POINT OF BEGINNING, CONTAINING 1.04 ACRES, MORE OR LESS.

Attachment

Calendar Item 35 (2 pages)

CALENDAR ITEM

35.

APPLICATION FOR DREDGING PERMIT, SACRAMENTO RIVER, YOLO COUNTY; LEONARD ELSBREE - W.O. 4694.

On July 30, 1959 (Minute Item 20, page 5051), the Commission authorized the issuance of Lease P.R.C. 2442.1 to Roland E. Elrod and Leonard Elsbree covering an area of tide and submerged lands along the right bank of the Sacramento River, approximately one mile upstream from the City of Sacramento, for the construction, use, and maintenance of a marina with appurtenant structures.

On January 21, 1960 (Minute Item 4, page 5541), the Commission issued to the above lessees, under Lease 2442.1, a permit to excavate from the leased area approximately 93,000 cubic yards of material at a royalty of one cent per cubic yard.

Sections 6303 and 6321 of the Public Resources Code provide that "The Commission may grant the privilege of...extracting material from...tide and submerged lands...for purposes connected with the erection or maintenance of structures...upon such terms and conditions and for such consideration as will be in the best interest of this State,...upon written application of the littoral owner,...if, at the time of the construction,...such structures do not unreasonably interfere with the uses and purposes reserved to the people of the State."

The applicant is owner of the upland site adjoining the northerly 71.65 feet of the area.

Mr. Leonard Elsbree has requested a new permit to dredge an additional 150,000 cubic yards of sand from the same area. He states that the Sacramento River continues to build up deposits of sand at the location nearly as fast as they can be removed. Additional dredging is required in order that the marina may remain in operation. The dredged sand will be marketed as fill material.

It is the opinion of the U. S. Army Corps of Engineers that the proposed dredging will benefit navigation and assist in the maintenance of the river channel. However, it is the opinion of the staff that the amount of dredging at one time should be limited to permit observation of any corollary effects of the dredging.

The \$5 statutory filing fee has been paid by the applicant.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO ISSUE TO LEONARD ELSBREE A PERMIT TO DREDGE, NOT TO EXCEED 50,000 CUBIC YARDS OF MATERIAL, AT A ROYALTY OF THREE CENTS PER CUBIC YARD FOR ALL MATERIAL REMOVED, FROM AN AREA OF TIDE AND SUBMERGED LANDS INCLUDED IN

CALENDAR ITEM 35. (CONTD.)

LEASE P.R.C. 2442.1 AT MILE 60.0, SACRAMENTO RIVER, YOLO COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE ORDINARY HIGH WATER MARK OF THE RIGHT BANK OF THE SACRAMENTO RIVER THAT BEARS S. 82° 00' E. 48.00 FEET AND N. 24° 18' W. 143.30 FEET FROM THE MOST EASTERLY POINT IN THAT CERTAIN TRACT CONVEYED TO THE STATE OF CALIFORNIA IN BOOK 561, PAGE 123 OF O.R. YOLO COUNTY, FURTHER DESCRIBED AS BEARING S. 82° 00' E. 790.8 FEET AND N. 51° 51' E. 1649.39 FEET FROM SW CORNER SIS NO. 354 AND NW CORNER OF TOWN OF BRODERICK, THENCE N. 75° 42' E. 100 FEET, S. 24° 18' E. 450 FEET, S. 75° 42' W. 100 FEET, MORE OR LESS, TO ORDINARY HIGH WATER MARK AT RIGHT BANK OF SACRAMENTO RIVER, THENCE NORTHERLY ALONG THE ORDINARY HIGH WATER MARK TO THE POINT OF BEGINNING, CONTAINING 1.04 ACRES, MORE OR LESS.