

MINUTE ITEM

This Calendar Item No. C3
was approved at the Item
No. 3 by the State Lands
Commission by a vote of 2
to 0 at its 1/25/79
meeting.

CALENDAR ITEM

C3.

GENERAL LEASE
RIGHT-OF-WAY USE

1/79
W 21387
De La Cruz
PRC 5619

APPLICANT: Jai Chand
P. O. Box 31
Gridley, California 95948

AREA, TYPE AND LOCATION:
A 0.35 acre parcel of submerged land across
a former channel of the Sacramento River
at Wilson Landing Road, Butte and Glenn
Counties.

LAND USE: Construction and maintenance of a private
cable ferry.

TERMS OF PROPOSED LEASE:
Initial period. 25 years from February 1,
1979.

Surety bond: \$2,000.

Public liability insurance: \$300,000 per
occurrence for bodily
injury and \$100,000 for
property damage.

CONSIDERATION: \$100 per annum, with the State reserving
the right to fix a different rental on
each fifth anniversary of the lease.

BASIS FOR CONSIDERTION:
\$100 minimum rental for this type of lease.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is owner and permittee of upland.

Filing fee and environmental costs have
been received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C.: Div. 6, Parts 1 & 2
B. Cal. Adm. Code.: Title 2, Div. 3.

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OTHER PERTINENT INFORMATION:

1. A negative declaration was prepared by the Commission's staff, pursuant to CEQA and implementing regulations.
2. The State Lands Commission, at its meeting of December 20, 1978, under Calendar Item C15, certified the completion of the negative declaration in compliance with CEQA of 1970, as amended and the State Guidelines.
3. This project is situated on State land identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category, Class B, which authorizes Limited Use.

Staff has coordinated this project with those agencies and organizations who nominated the site as containing significant environmental values. They have found this project to be compatible with their nomination.

4. Applicant has an encroachment permit from Butte County, Department of Public Works, for the upland on the east side of the former channel. Applicant is the upland owner on the west side.

APPROVALS OBTAINED:

Butte County - Department of Public Works.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers -
California Department of Fish and Game.

EXHIBITS:

A. Legal Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT NEGATIVE DECLARATION NO. 224, PREPARED BY THE COMMISSION'S STAFF, HAS BEEN COMPLETED IN COMPLIANCE

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WITH THE CEQA OF 1970, AS AMENDED, AND THE STATE EIR GUIDELINES, AND THAT THE COMMISSION AT ITS DECEMBER 20, 1978 MEETING DETERMINED THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.

2. FIND THAT GRANTING OF THE LEASE WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE P.R.C.
3. AUTHORIZE ISSUANCE TO JAI CHAND OF A 25-YEAR GENERAL LEASE - RIGHT-OF-WAY USE FROM FEBRUARY 1, 1979; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$100, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF A \$2,000 SURETY BOND; PROVISION OF PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$300,000 PER OCCURRENCE FOR BODILY INJURY AND \$100,000 FOR PROPERTY DAMAGE; FOR THE CONSTRUCTION AND MAINTENANCE OF A PRIVATE CABLE FERRY.

EXHIBIT "A"

LAND DESCRIPTION

W 21387

PARCEL 1

A strip of submerged land, 48 feet wide, across an abandoned channel of the State-owned bed of the Sacramento River, Butte County, California, adjacent to the NW 1/4 of Section 6, T22N, R1W, MDM, projected into Rancho Bosquejo, said strip lying 24 feet on each side of the following described centerline:

COMMENCING at the southwest corner of Lot 4 of the C. L. Wilson Tract as shown on the map entitled "Map showing subdivisions of the C. L. Wilson Tract", said map recorded in Book A of Maps, Page 8, in the Butte County Recorders Office, said corner being on the centerline of Wilson Landing Road; thence N 86° 00' W 860 feet along the centerline of said road to the TRUE POINT OF BEGINNING, herein described as Point "A"; thence N 86° 00' W 480 feet to the end of the herein described centerline.

PARCEL 2

A parcel of submerged land in an abandoned channel of the State-owned bed of the Sacramento River, Butte County, California, adjacent to the NW 1/4 of Section 6, T22N, R1W, MDM, projected into Rancho Bosquejo, being more particularly described as follows:

COMMENCING at Point "A", said point as described in Parcel 1; thence S 04° 00' W 24 feet to the TRUE POINT OF BEGINNING; thence the following four courses:

- 1) S 04° 00' W 91 feet;
- 2) N 86° 00' W 135 feet;
- 3) N 04° 00' E 91 feet;
- 4) S 86° 00' E 135 feet to the true point of beginning.

EXCEPTING THEREFROM any portion of Parcels 1 and 2 lying landward of the ordinary high water mark of the Sacramento River as it existed at the time said abandonment occurred.

END OF DESCRIPTION

Prepared

C. J. Kray's

Checked

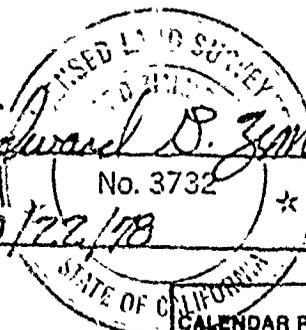
Edward B. Zimmerman

Reviewed

Ryckert

Date

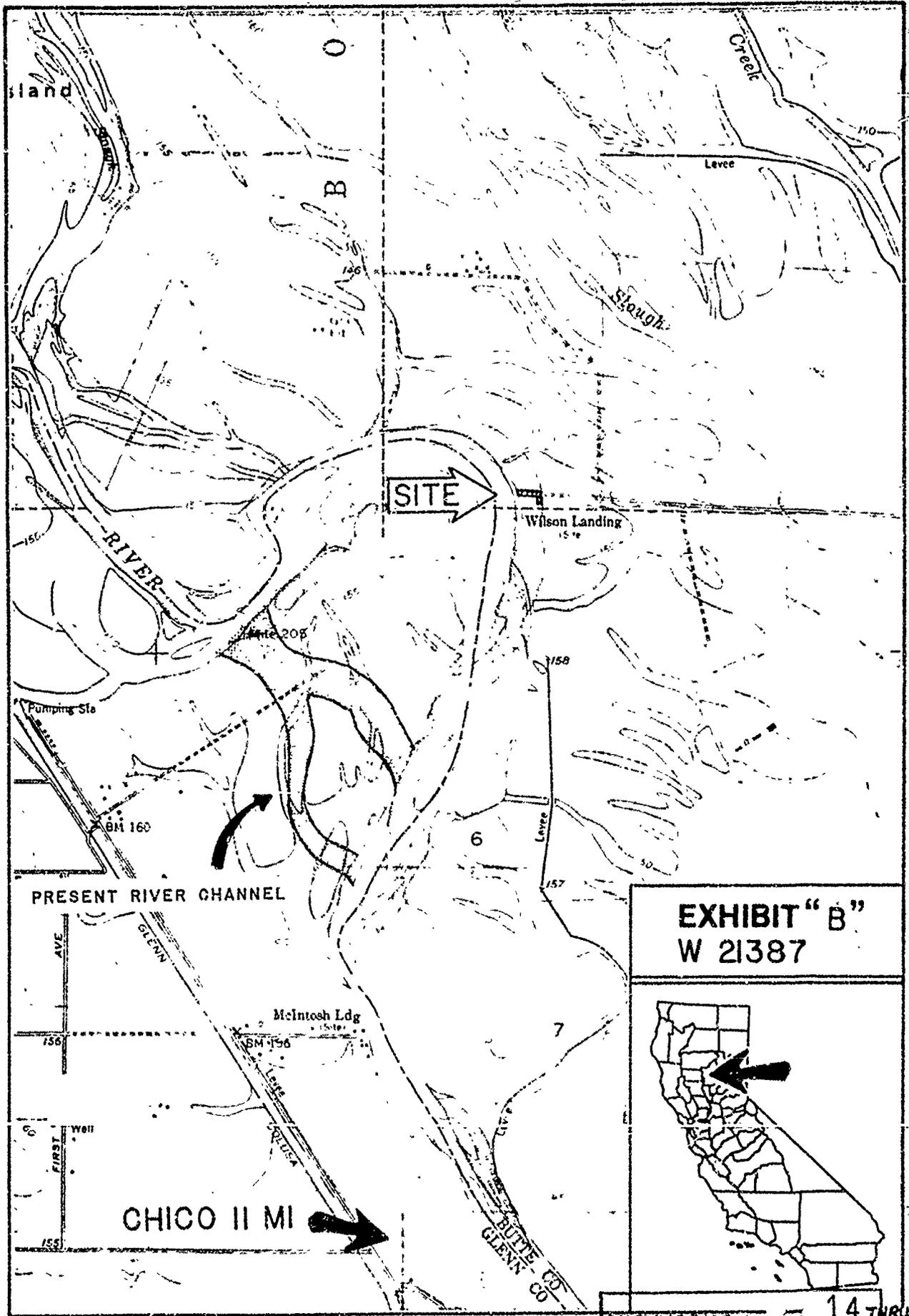
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