

MINUTE ITEM

This Calendar Item No. C8
was approved as Minute Item
No. 26 by the State Lands
Commission by a vote of 2
to 1 at its 3/28/85
meeting.

CALENDAR ITEM

26

C08

02/28/85

W/ 23372 PRC 6805

Gordon

GENERAL LEASE - COMMERCIAL USE

APPLICANT: Eugene Neuharth
P. O. Box 1457
Seqium, Washington 98382

AREA, TYPE LAND AND LOCATION:
A 0.035-acre area of tide and submerged land,
located in the San Joaquin River near Lathrop,
San Joaquin County.

LAND USE: Maintenance of a floating dock and a paved boat
launching ramp.

TERMS OF LEASE: Initial period: 15 years beginning
December 15, 1983.

Public liability insurance: Combined single
limit coverage of \$500,000
per occurrence for bodily
injury and property damage.

CONSIDERATION: \$250 per annum; with the State reserving the
right to fix a different rental on each fifth
anniversary of the lease.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003.

APPLICANT STATUS:
Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee has been received.

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CALENDAR ITEM NO. C 0 8 (CONT'D)

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884:

04/07/85.

OTHER PERTINENT INFORMATION:

1. These facilities are utilized as an adjunct to applicant's mobile home park operation on the upland known as Mossdale Trailer Park.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorical exempt project. The project is exempt under Class 1, Existing Facilities, 2 Cal. Adm. Code 2905(a)(2).

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 Cal. Adm. Code 2905.

3. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

California Department of Fish and Game.

FURTHER APPROVALS REQUIRED:

United States Army Corps of Engineers,
California Central Valley Regional Water
Quality Control Board, California Reclamation
Board, and the County of San Joaquin.

EXHIBITS:

- A. Land Description.
- B. Location Map.

CALENDAR ITEM NO. C 0 8 (CONT'D)

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES, 2 CAL. ADM. CODE 2905(a)(2).
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
3. AUTHORIZE ISSUANCE TO EUGENE NEUHARTH OF A 15-YEAR GENERAL LEASE - COMMERCIAL USE BEGINNING DECEMBER 15, 1983; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$250, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; AND WITH PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE IN THE AMOUNT OF \$500,000 PER OCCURRENCE FOR BODILY INJURY AND PROPERTY DAMAGE; FOR MAINTENANCE OF A FLOATING DOCK AND A PAVED BOAT LAUNCHING RAMP ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

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EXHIBIT "A"

W 23372

LAND DESCRIPTION

A parcel of tide and submerged land in the bed of the San Joaquin River, San Joaquin County, California, lying immediately beneath a floating dock and a paved ramp TOGETHER WITH a necessary use area extending 10 feet from the extremities of said dock and ramp; said dock and ramp being adjacent to the left bank of said San Joaquin River and northeasterly of that land described in the deed recorded April 13, 1973 in Book 3755, Page 9, San Joaquin County Official Records, and also being approximately 800 feet southeasterly of the Interstate Highway 5 bridge over the San Joaquin River:

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

END OF DESCRIPTION

PREPARED JUNE 20, 1984 BY BOUNDARY AND TITLE UNIT, LEROY WEED, SUPERVISOR.

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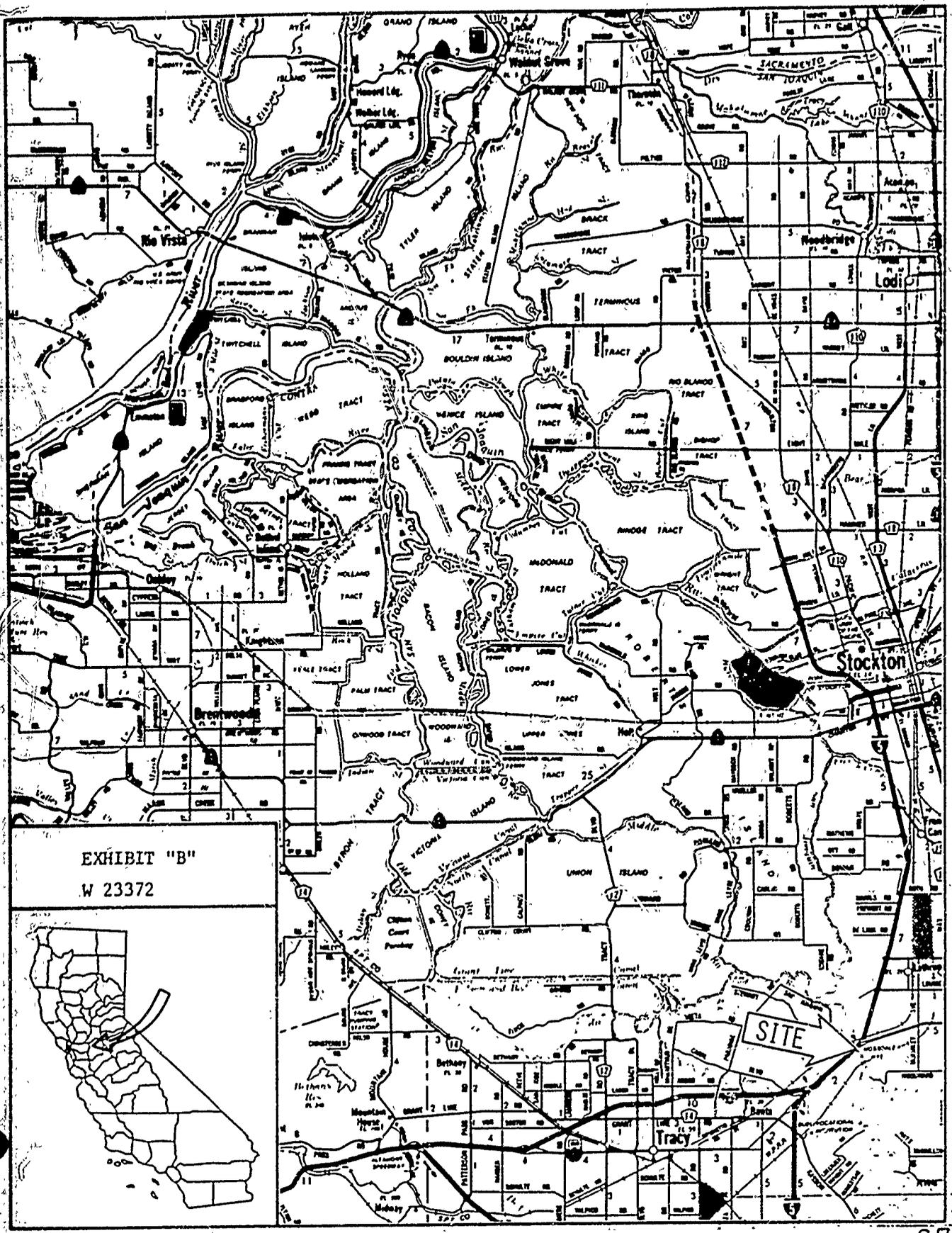


EXHIBIT "B"
W 23372



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MINUTE PLAT