

MINUTE ITEM

This Calendar Item No. C3  
was approved as Minute Item  
No. 3 by the State Lands  
Commission by a vote of 2  
to 0 at its 7/24/86  
meeting.

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CALENDAR ITEM

C 03

07/24/86  
WP 3933 PR 3933  
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GENERAL LEASE - COMMERCIAL USE

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

AREA, TYPE LAND AND LOCATION:  
A 0.325-acre parcel of submerged land located  
in the Sacramento River, Colusa County.

LAND USE: Commercial boating facility.

TERMS OF PROPOSED LEASE:

Initial period: Ten years beginning August 4,  
1986.

Surety bond: \$1,000.

Public liability insurance: Combined single  
limit coverage of \$400,000.

CONSIDERATION: \$495 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 lessee of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fee has been received.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

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B. Cal. Adm. Code: Title 2, Div. 3; Title 14,  
Div. 6.

AB 884: N/A.

OTHER PERTINENT INFORMATION:

1. By Minute Item No. 8, at its September 30, 1976 meeting, the State Lands Commission authorized issuance to Ralph Moffitt and Lydia Moffitt of a 11-year Minor Commercial Lease, beginning August 4, 1975. This lease is now expiring and the Moffitts wish to continue using State-owned land for their commercial boating facility. Therefore, staff recommends approval of issuance of a replacement lease to the Moffitts.
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 Facility, 2 Cal. Adm. Code 2905(a)(2).

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

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

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 FACILITY, 2 CAL. ADM. CODE 2905(a)(2).
2. AUTHORIZE ISSUANCE TO RALPH MOFFITT AND LYDIA MOFFITT OF A TEN-YEAR GENERAL LEASE - COMMERCIAL USE BEGINNING AUGUST 4, 1986; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$495, 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 FOR COMBINED SINGLE LIMIT COVERAGE OF \$400,000; FOR A COMMERCIAL BOATING FACILITY ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 3933

A parcel of submerged land in the bed of the Sacramento River, Colusa County, California, lying immediately beneath a pier and related marina facilities, TOGETHER WITH a necessary use area extending 10 feet from the extremities of said pier and marina facilities, said parcel lying along the left bank of the Sacramento River adjacent to and waterward of the following described parcel of land:

BEGINNING at a point from which the east 1/4 corner of fractional Section 29, T16N, R1W, MDM, bears S 85°41' W, 70.29 feet; thence N 67°55' W 594.00 feet; thence South 112.2 feet to a point on the ordinary low water mark of the Sacramento River; thence southeasterly along said low water mark to a point bearing south from the point of beginning; thence North 132.00 feet, more or less, to the point of beginning.

EXCEPTING THEREFROM any portion lying landward of the ordinary low water mark of the Sacramento River.

END OF DESCRIPTION

REVISED MARCH 11, 1986 BY BOUNDARY SERVICES UNIT, M. L. SHAFER, SUPERVISOR.

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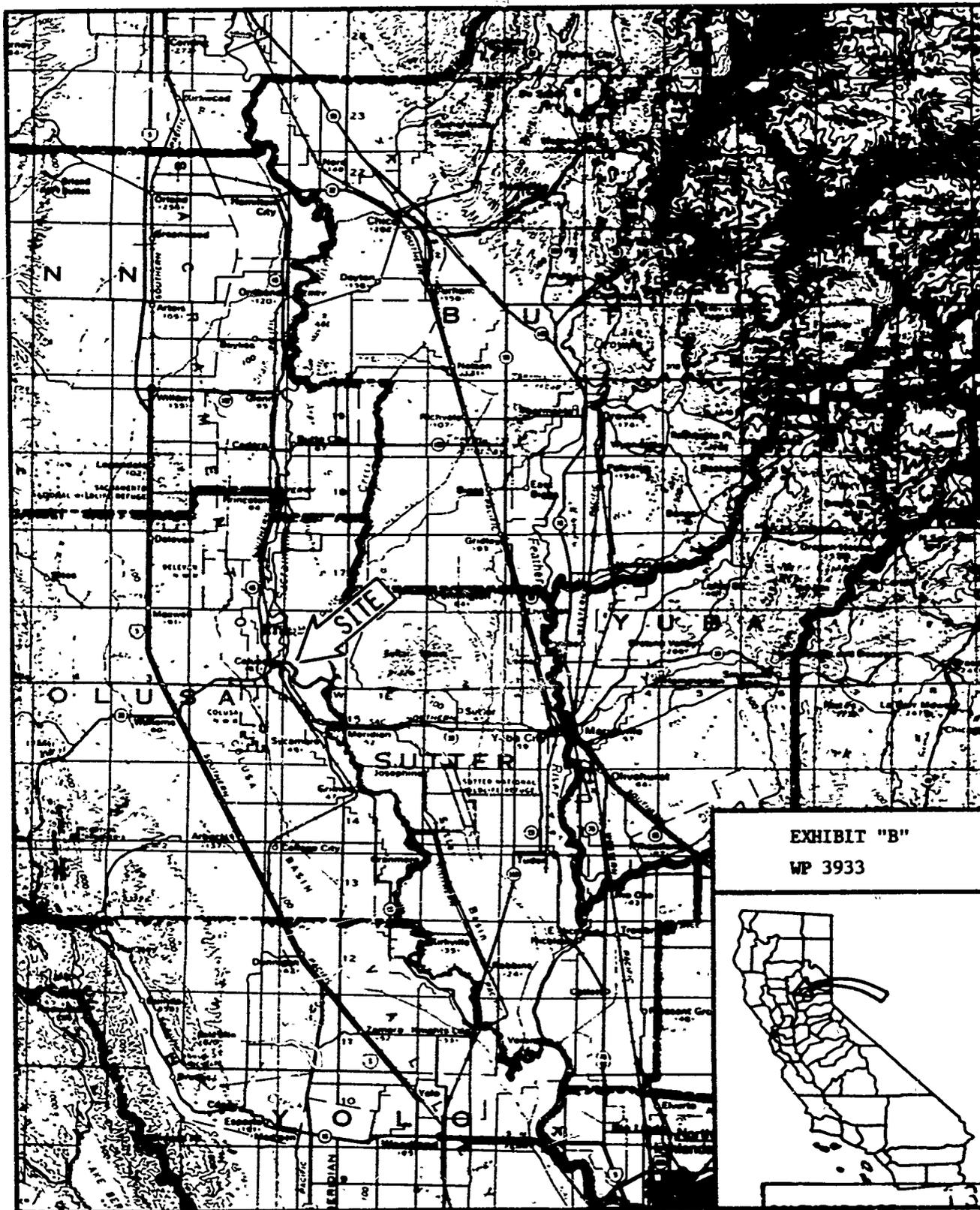


EXHIBIT "B"

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