

MINUTE ITEM
This Calendar Item No. C04
was approved as Minute Item
No. 4 by the State Lands
Commission by a vote of 3
0 at its 10/26/89
meeting.

CALENDAR ITEM

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C04

10/26/89
PRC 2511
Gordon

S 5

FIRST RENEWAL OF LEASE PRC 2511

APPLICANT: Alexander Hildebrand
23443 South Hays Road
Manteca, California 95336

AREA, TYPE LAND AND LOCATION:
A 0.184-acre parcel of sovereign land located
in the old channel of the San Joaquin River
near Manteca, San Joaquin County.

LAND USE: Maintenance of an access road, steel-framed
wooden deck, and a nine-foot culvert.

TERMS OF ORIGINAL LEASE:

Initial period: 15 years beginning January 5,
1975.

Renewal options: Three successive periods of
ten years each.

Consideration: \$100 per annum; five-year
rent review.

PROPOSED TERMS OF FIRST LEASE RENEWAL:

Initial period: Ten years beginning
January 5, 1990.

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

CALENDAR ITEM NO. C 04 (CONT'D)

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS:

Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fee and processing costs have been received.

STATUTORY AND OTHER REFERENCES:

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

AB 884:

N/A.

OTHER PERTINENT INFORMATION:

1. The subject access road and related facilities are utilized in Applicant's farming operation. The roadway and facilities appear to be well maintained.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities, 2 Cal. Code Regs 2905(a)(2).

Authority: P.R.C. 21084, 14 Cal. Code Regs. 15300, and 2 Cal. Code Regs. 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 activity is consistent with its use classification.

EXHIBITS:

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

CALENDAR ITEM NO. C 04 (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. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES, 2 CAL. CODE REGS. 2905(a)(2).
2. AUTHORIZE ISSUANCE TO ALEXANDER HILDEBRAND OF A FIRST RENEWAL OF RIGHT-OF-WAY LEASE PRC 2511 FOR A PERIOD OF TEN YEARS, BEGINNING JANUARY 5, 1990; 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; FOR MAINTENANCE OF AN ACCESS ROAD, STEEL-FRAMED WOODEN DECK AND A NINE-FOOT DIAMETER CULVERT ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

PRC 2S11.1

LAND DESCRIPTION

A strip of land 50 feet wide in the State owned bed of the San Joaquin River, in San Joaquin County, California, said strip lying 25 feet on each side of the following described centerline:

BEGINNING at a point on the right bank of the San Joaquin River, said point being S 89° 05' 30" W 6606.1 feet, S 89° 50' W 2256.4 feet, N 17° 00' W 151.2 feet, N 38° 30' W 330.0 feet, N 54° 00' W 410.0 feet, and N 83° 00' W 1545.0 feet from the northeast corner of Section 25, T 2 S, R 6 E, MDM; thence S 10° E 160 feet, more or less to a point on the left bank of said San Joaquin River and the end of the herein described line.

END OF DESCRIPTION

REVIEWED JULY 24, 1989 BY BIU 1.

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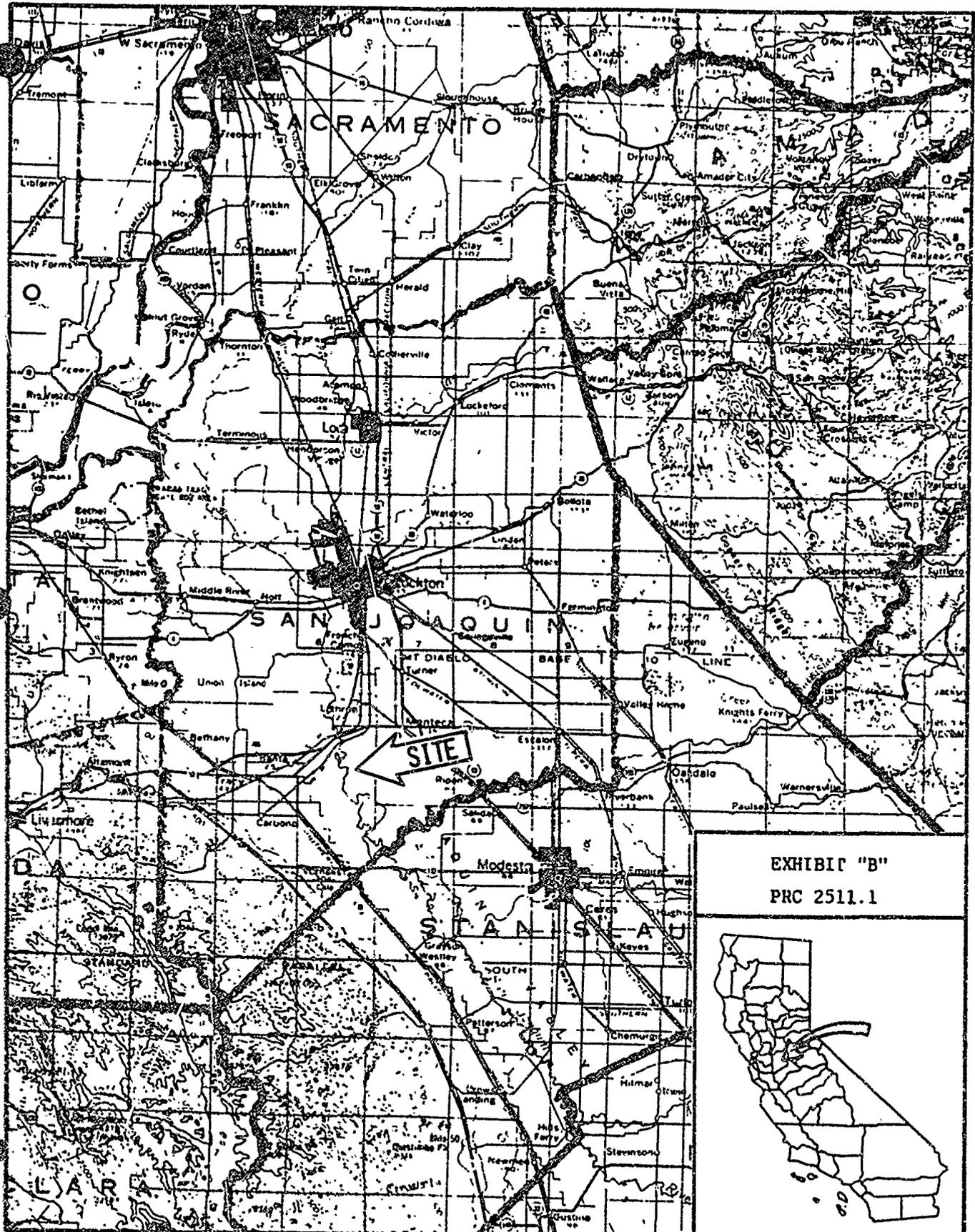


EXHIBIT "B"
 PRC 2511.1



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