MINUTE ITEM
This Calendar Item No. C36
was approved as Minute Item
No. 36 by the State Lands
Commission by a vote of 3
to 0 at its 11/15/94
meeting.

CALENDAR ITEM

C36

A 8

S 4

PRC 6445
D. Jones
11/15/94

AMENDMENT OF GENERAL LEASE - COMMERCIAL USE AND FIVE YEAR RENT REVIEW

APPLICANT:

Ms. Sadie Ashley and Ms. Mary Ashley,
dba The Spot Resort
P. O. Box 891
Rio Vista, California 94571

LOCATION:

A parcel of filled tide and submerged land adjacent to the Sacramento River at Brannan Island, Sacramento County.

OTHER PERTINENT INFORMATION:

Application of the Consumer Price Index to adjust rents at this time is an interim measure necessitated by budget constraints and resultant losses in staff, and does not obligate the Commission to use of the CPI to adjust rentals other than as specifically set forth herein.

EXHIBITS:

A. Section 3 of Said Lease
B. Revised Land Description
C. Location Map

AB 884:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

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).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.

AUTHORIZATION:

1. AUTHORIZE THE AMENDMENT OF GENERAL LEASE - COMMERCIAL USE, PRC 6445.1 ISSUED TO SADIE ASHLEY AND MARY ASHLEY, DBA THE SPOT RESORT. THE LEASE IS FOR TWENTY YEARS BEGINNING JANUARY 1, 1980 AND AUTHORIZED COMMERCIAL DOCKS, RECREATIONAL VEHICLE STORAGE, AND EXISTING RESIDENTIAL USE. THE AMENDMENT DELETES FROM THE LEASE DESCRIPTION THE AREA OCCUPIED BY THE COMMERCIAL DOCKS AND AMENDS THE LAND DESCRIPTION DESIGNATED AS SECTION 3 IN SAID LEASE WHICH IS ATTACHED AS EXHIBIT "A" AND REPLACES IT WITH THE LAND DESCRIPTION ON THE ATTACHED EXHIBIT "B", WHICH REFLECTS THE REMOVAL OF THE COMMERCIAL DOCKS. ALL OTHER TERMS AND CONDITIONS OF SAID LEASE REMAIN UNCHANGED.

2. AUTHORIZE THE CHANGE IN ANNUAL RENTAL OF LEASE PRC 6445.1 FROM $3,146.40 to $3,627.39 EFFECTIVE JANUARY 1, 1995.

EXHIBIT A
PRC 6445.1

A parcel of tide and submerged land lying in the bed of the Sacramento River, Sacramento County, State of California, more particularly described as follows:

COMMENCING at a northwesterly corner of the exception to the Grant Deed from Herman H. Weber and Ida P. Weber, his wife, to Everett Wilcox, recorded January 15, 1971, in Book 71-01-15, Page 528, in the Office of the Recorder of Sacramento County; thence along the southwesterly line of said exception S 33° 13' 30" E 40.68 feet (N 33° 08' W per Book 71-01-15 Page 538), to the Project Channel Line of the Sacramento River Flood Control Project, said Project Channel Line being the easterly line of that parcel described in the exception to the Joint Tenancy Grant Deed from David N. Patch to Herman H. Weber and Ida Weber, his wife, recorded August 16, 1967 in Book 67-08-16, Page 199, in the Office of the Recorder of Sacramento County; thence along said Project Channel Line, S 15° 02' W 654.68 feet to the POINT OF BEGINNING: thence continuing along said line, also being a portion of the agreed line in Boundary Settlement Agreement B.L.A. No. 198 between Herman H. Weber, et al., and the State of California, recorded Jan. 12, 1981 in Book 810112P1030 Official Records, Sacramento County S 15° 02' W 108.00 feet; thence S 37° 24' E 242.97 feet; thence leaving said agreed line the following fourteen (8) courses:

S 25° 53' W	237.00 feet;
N 30° 30' W	164.06 feet;
N 03° 00' W	70.00 feet;
N 01° 00' E	130.00 feet;
N 10° 00' E	88.00 feet;
N 11° 19' 32" E	16.24 feet;
N 10° 00' E	70.00 feet;
S 86° 39' 25" E	38.00 feet to the point of beginning.

END OF DESCRIPTION

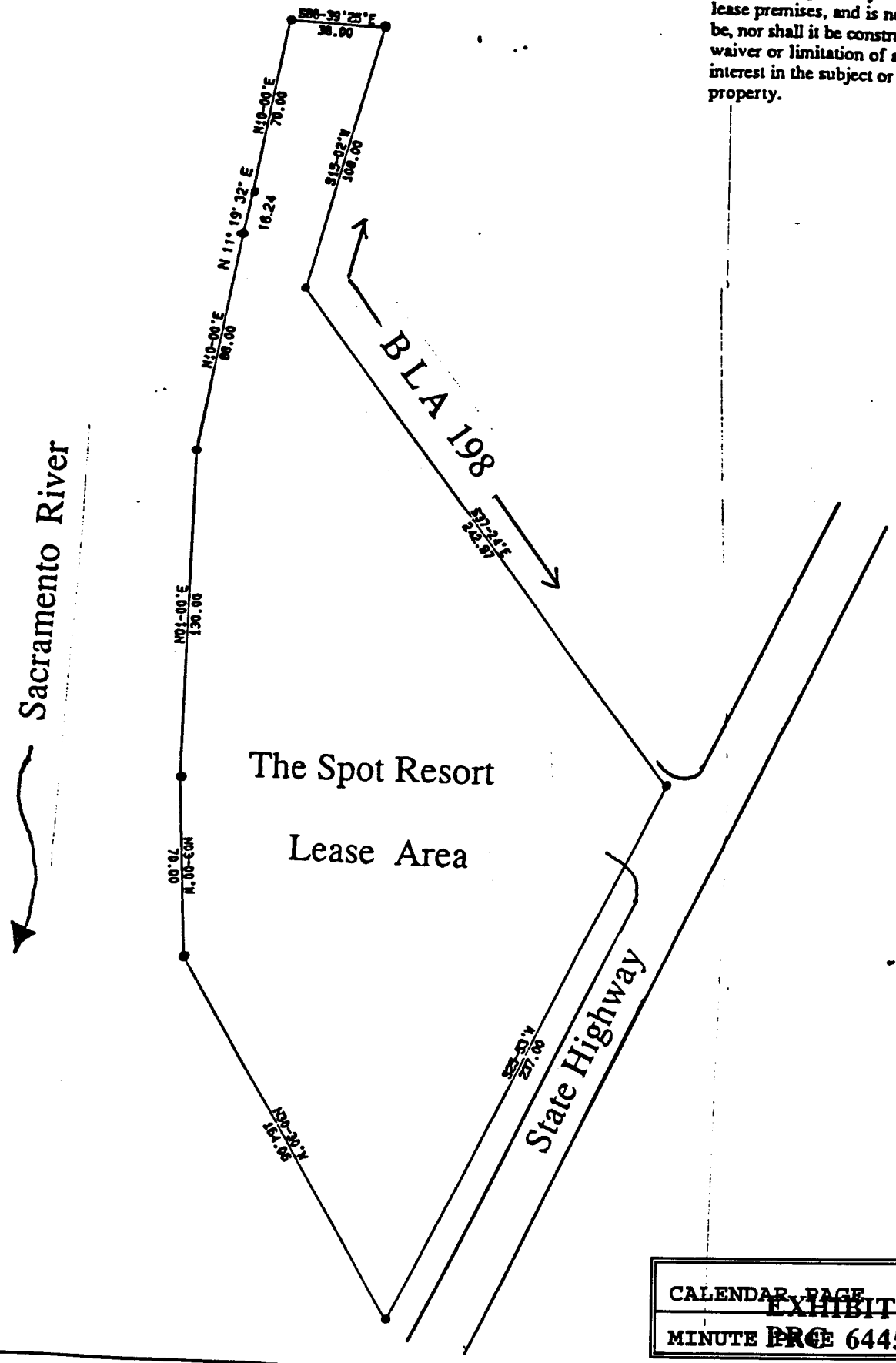
PREPARED BY: Richard Hansen

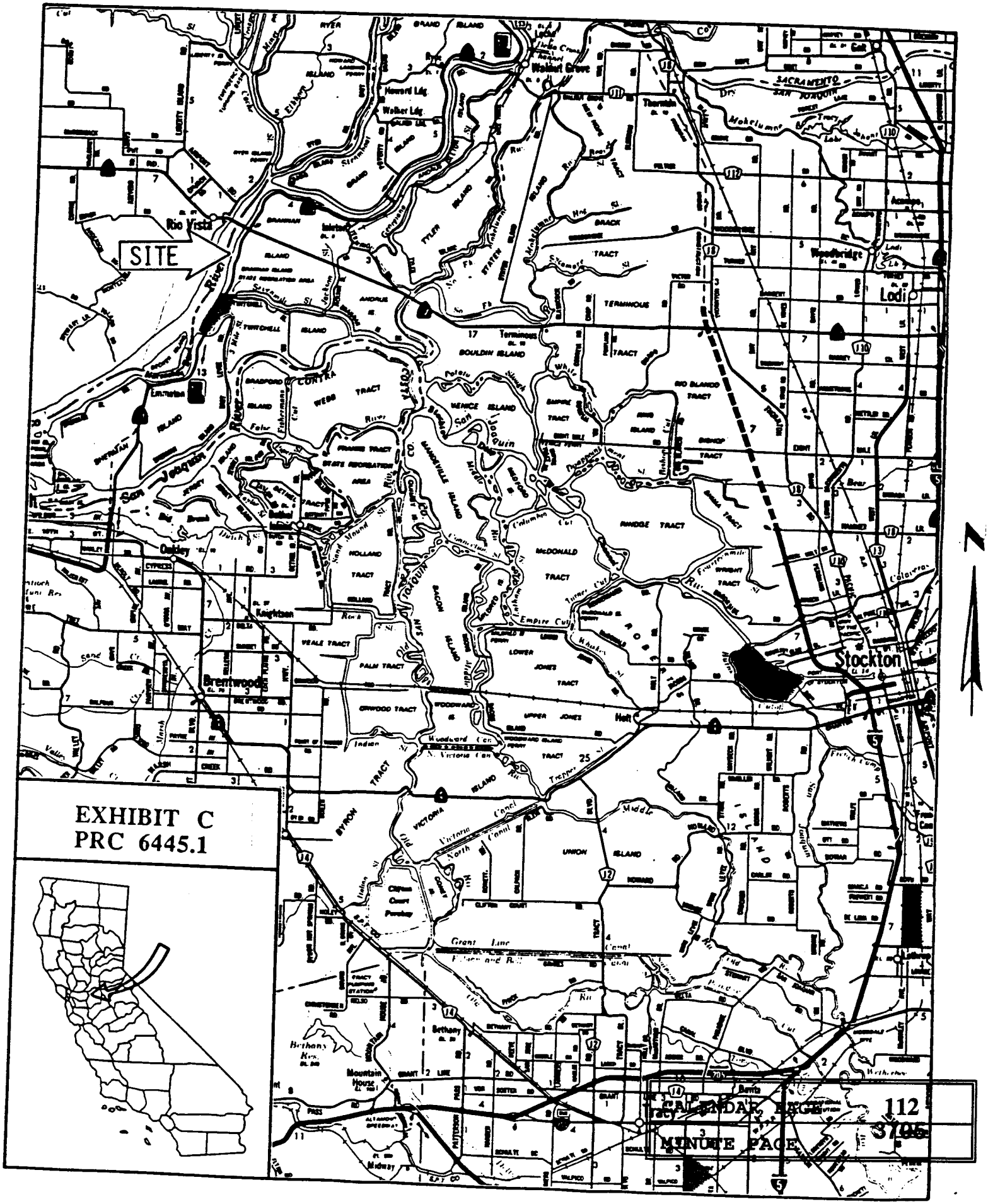
DATE: June 24, 1994

LICENSED LAND SURVEYOR
RICHARD CARL HANSEN
6-30-86
LS 3951
STATE OF CALIFORNIA

CALENDAR PAGE	110
MINUTE PAGE	3703

This Land description is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.




SITE
Rio Vista
Walnut Grove
Thornton
Woodbridge
Lodi
Terminous
Emmaton
Oakley
Knightsen
Brentwood
Stockton
Holt
Bethany
Mountain House
Tracy
Banta
Midway
Sacramento
San Joaquin
Mokelumne
Grant Line Canal
Old River
Victoria Canal
Clifton Court Forebay
Bethany Res.
EXHIBIT C
PRC 6445.1
CALENDAR PAGE 112
MINUTE PAGE 3795