

MINUTE ITEM

This Calendar Item No. C29 was approved as Minute Item No. 29 by the California State Lands Commission by a vote of 3 to 0 at its 8/26/97 meeting.

**CALENDAR ITEM
C29**

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S 5

8/26/97
PRC 7110.1
D. Jones

**GENERAL LEASE - PROTECTIVE STRUCTURE AND
RECREATIONAL USE**

LESSEE:

Charles G. Patmon, III, and Cheryl L. Patmon
Co-Trustees of the Delta Property Administration Trust II,
Dated February 23, 1994
2013 Cove Court
Stockton, California 95204

AREA, LAND TYPE, AND LOCATION:

.09 acre, more or less, of tide and submerged lands in the San Joaquin River, near Atherton, San Joaquin County.

AUTHORIZED USE:

20' x 60' floating boat dock, with a 6' x 20' ramp; 10' x 15' swim float, with a 4' x 20' ramp; 5' x 88' wooden deck with a 16' x 11' extension; and a bulkhead used for bank protection measuring 66 lineal feet.

LEASE TERM:

Ten years, beginning August 1, 1997.

CONSIDERATION:

Boat dock and ramp: No monetary consideration pursuant to Public Resources Code section 6503.5;

Bulkhead: The public use and benefit; with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest;

Swim float and wooden deck: \$114 per year, with the State reserving the right to fix a different rental periodically during the lease term, as provided in the lease.

SPECIFIC LEASE PROVISIONS:

Liability coverage of \$500,000 combined single limit.

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OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 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; Title 2, California Code of Regulations, section 2905(a)(2).
3. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 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.

EXHIBITS:

- A. Site Map
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

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 TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061, AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905(A)(2).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

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AUTHORIZATION:

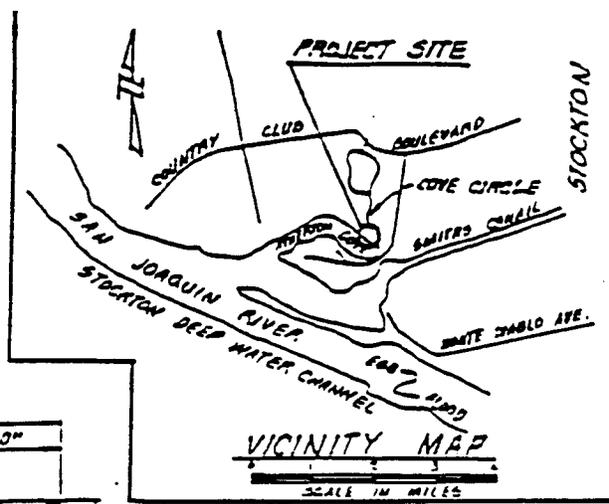
AUTHORIZE ISSUANCE TO CHARLES G. PATMON, III, AND CHERYL L. PATMON, CO-TRUSTEES OF THE DELTA PROPERTY ADMINISTRATION TRUST II, DATED FEBRUARY 23, 1994, OF A GENERAL LEASE - PROTECTIVE STRUCTURE AND RECREATIONAL USE, BEGINNING AUGUST 1, 1997, FOR A TERM OF TEN YEARS, FOR A 20 FOOT X 60 FOOT FLOATING BOAT DOCK, WITH A 6 FOOT X 20 FOOT RAMP; A 10 FOOT X 15 FOOT SWIM FLOAT, WITH A 4 FOOT X 20 FOOT RAMP; A 5 FOOT X 88 FOOT WOODEN DECK WITH A 16 FOOT X 11 FOOT EXTENSION; AND A BULKHEAD USED FOR BANK PROTECTION MEASURING 66 LINEAL FEET; ON THE LAND DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; NO MONETARY CONSIDERATION FOR THE BOAT DOCK AND RAMP PURSUANT TO SECTION 6503.5 OF THE PUBLIC RESOURCES CODE; CONSIDERATION FOR THE BULKHEAD BEING THE PUBLIC USE AND BENEFIT WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENT IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; CONSIDERATION FOR THE WOODEN DECK AND SWIM FLOAT BEING \$114 PER YEAR, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; AND LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF NO LESS THAN \$500,000.

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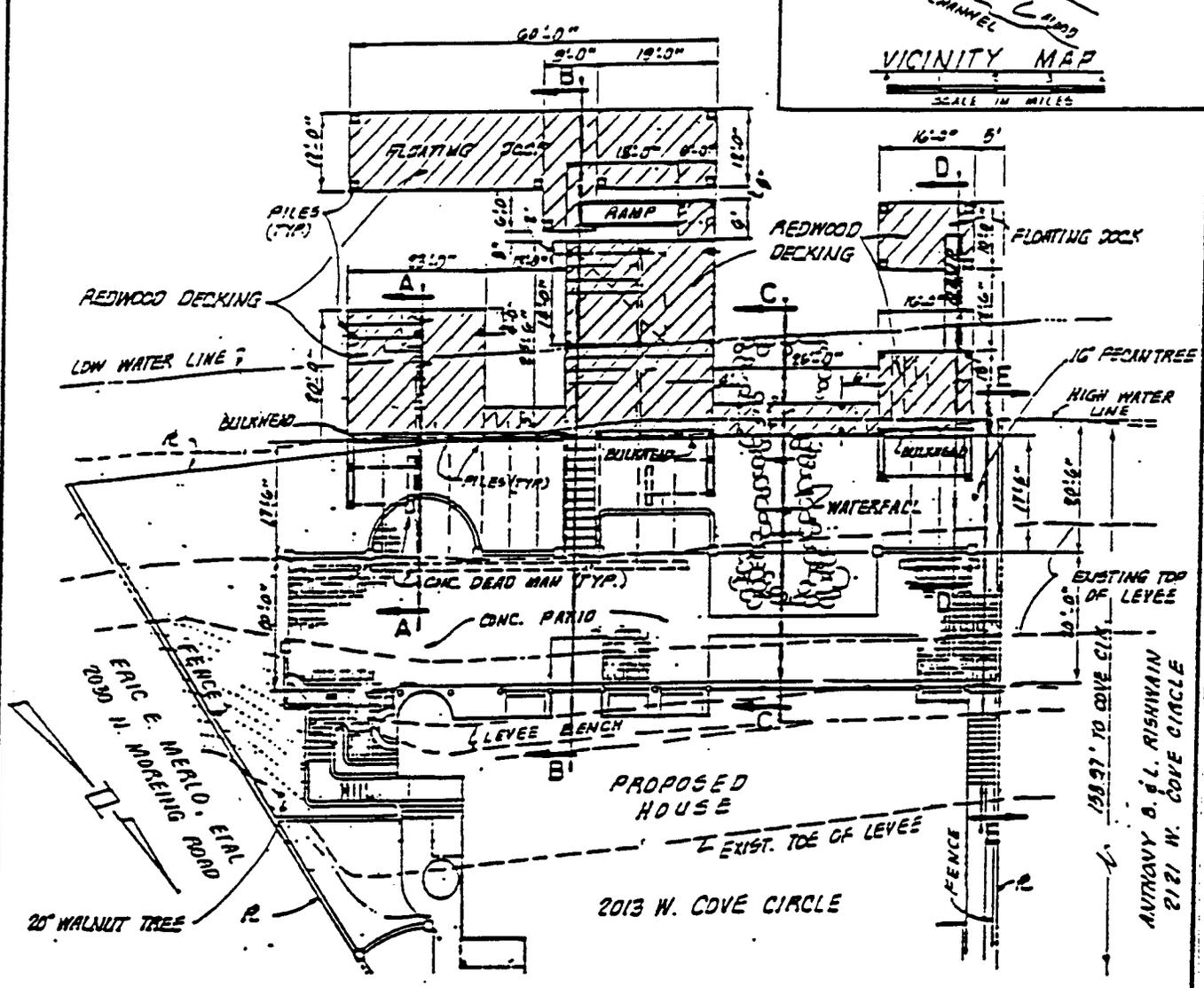
VICINITY MAP
TAKEN FROM CITY
OF STOCKTON ROAD
MAP

FLOOD
ESS

ATHERTON COVE



VICINITY MAP
SCALE IN MILES



PURPOSE: TO PREVENT EROSION AND
PROVIDE BOATING AND
SWIMMING ACCESS

DATUM: U.S.C.S.

PLAN VIEW

0 10 20 30 40 50

CHARLES G. PATMON, III
1919 GRAND CANAL BLVD.
STOCKTON, CA 95207
DAY PHONE (209) 951-4391

PROPOSED BULKHEAD, DOCKS, CUT
AND FILL

IN: SAN JOAQUIN RIVER

AT: CITY OF STOCKTON
COUNTY OF: SAN JOAQUIN
STATE: CALIFORNIA

APPLICATION BY: CHARLES G. PATMON, III

SHEET 2 OF 4 DATE: 6-27-86

This exhibit 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.

Exhibit A
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001299

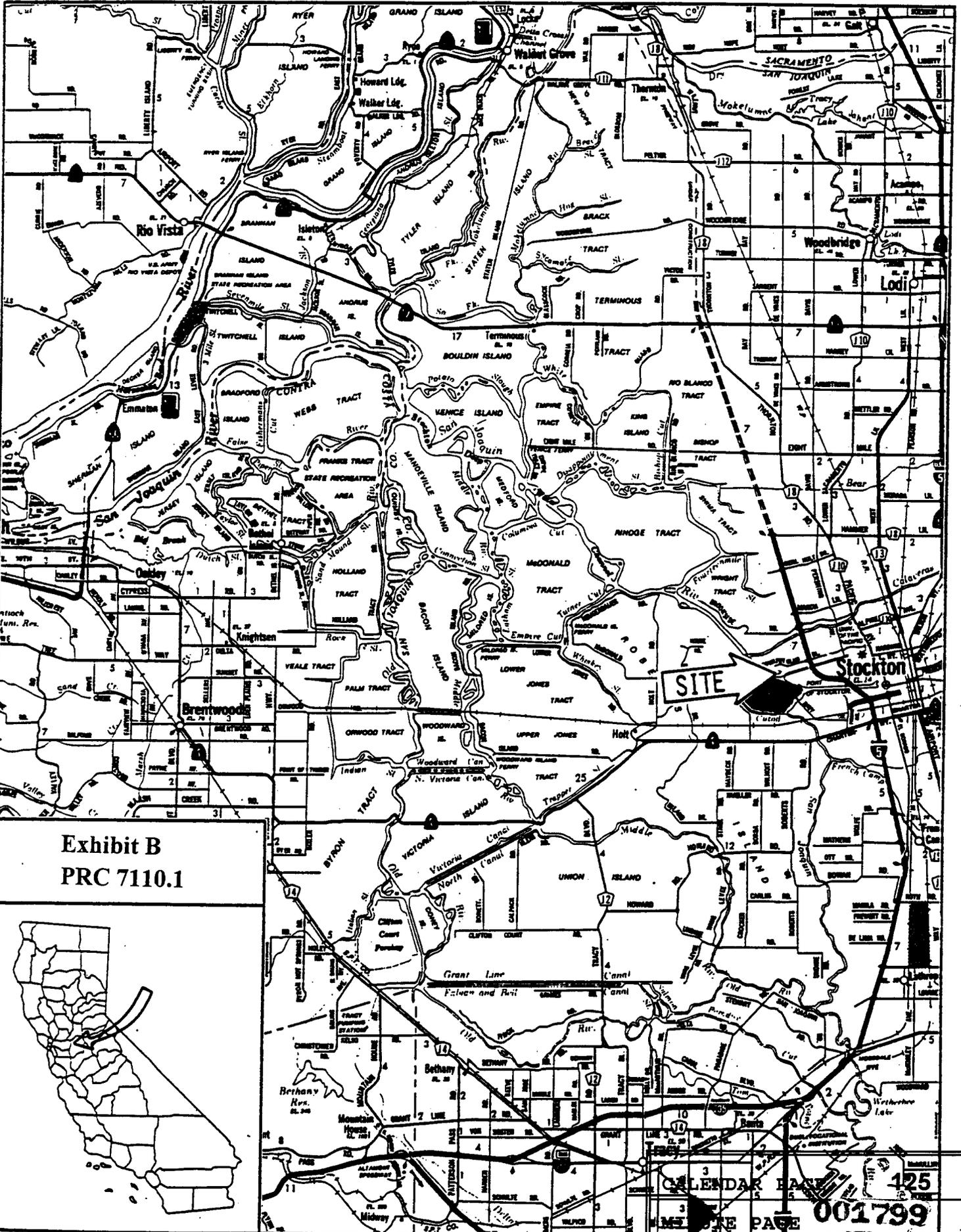


Exhibit B
PRC 7110.1



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