MINUTE ITEM
This Calendar Item No C36 was approved as Minute Item No. 36 by the California State Lands Commission by a vote of 3 to Ø at its 4-24-01 meeting.

CALENDAR ITEM
C36

A 17

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April 24, 2001
PRC 3930 WP 3930
D. Jones

GENERAL LEASE - RECREATIONAL AND PROTECTIVE STRUCTURE USE

APPLICANT:

Delta Yacht Club
Tule Island River Rt.
Stockton, California 95219

AREA, LAND TYPE, AND LOCATION:

A 0.770-acre parcel of sovereign lands in the San Joaquin River, near the city of Stockton, San Joaquin County.

AUTHORIZED USE:

The continued use and maintenance of an existing 30 foot by 600 foot floating boat dock, walkway, and approximately 600 feet of bank protection.

LEASE TERM:

20 years, beginning September 16, 2000.

CONSIDERATION:

$4,193 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

SPECIFIC LEASE PROVISIONS:

Insurance:

$1,000,000 Combined Single Limit.

OTHER PERTINENT INFORMATION:

1. Applicant has the right to use the uplands adjoining the lease premises.

2. On November 23, 1981, the Commission authorized a General Permit - Recreational Use with Delta Yacht Club. Delta Yacht Club is now applying for a new General Lease - Recreational and Protective Structure Use. This facility is a recreational facility which will only be used by the members of the yacht club and not for commercial purposes.

3. 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).

   Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

4. 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. Land Description
B. Site Map and 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.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO DELTA YACHT CLUB OF A GENERAL LEASE - RECREATIONAL AND PROTECTIVE STRUCTURE USE, BEGINNING SEPTEMBER 16, 2000, FOR A TERM OF TWENTY YEARS, FOR THE CONTINUED USE AND MAINTENANCE OF AN EXISTING FLOATING BOAT DOCK, WALKWAY, AND BANK PROTECTION ON THE LAND DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION: $4,193 PER YEAR; WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; LIABILITY INSURANCE WITH COVERAGE OF NO LESS THAN $1,000,000 COMBINED SINGLE LIMIT.

EXHIBIT A

W P 3930

LAND DESCRIPTION

A parcel of submerged land in the San Joaquin River adjacent to Tule Island, San Joaquin County, California, described as follows:

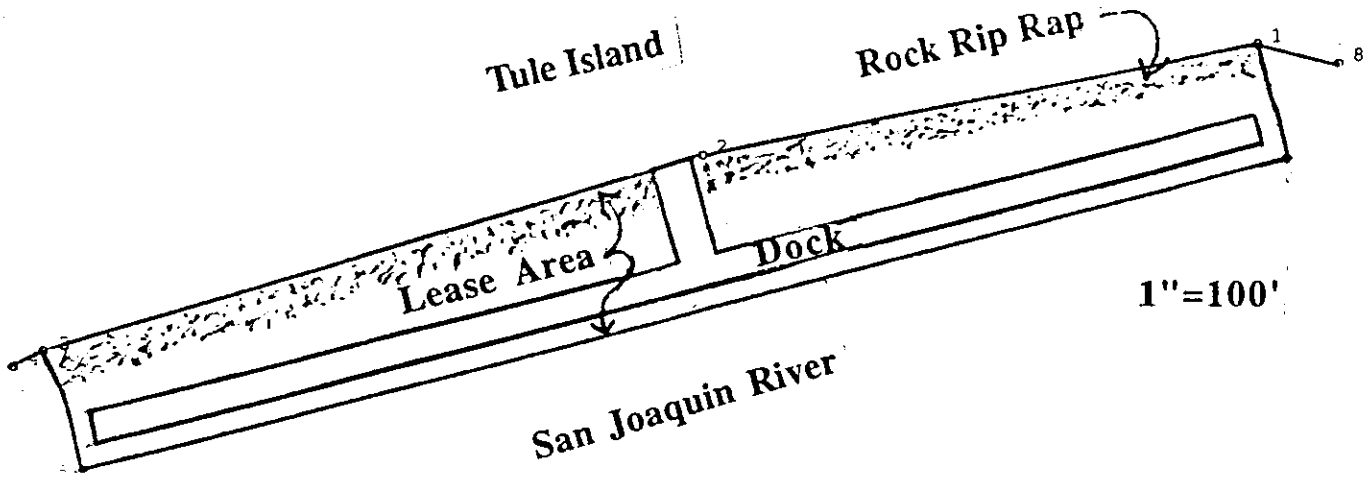
BEGINNING at a point on the northerly bank of said San Joaquin River from which U.S.E.D. Monument No. 155 D.W. bears S 52º 09' 42" E 5,467.44 feet; thence from said POINT OF BEGINNING along said northerly bank S 77º 40' W 293.83 feet; thence S 71º 59' W 40.00 feet; thence S 71º 59' W 314.50 feet; thence leaving said northerly bank S 23º 23' 30" E 25.13 feet; thence S 15º 14' E 40.00 feet; thence N 74º 12' 48" E 644.00 feet; thence N 15º 14' W 40.00 feet; thence N 15º 14' W 21.00 feet to the point of beginning.

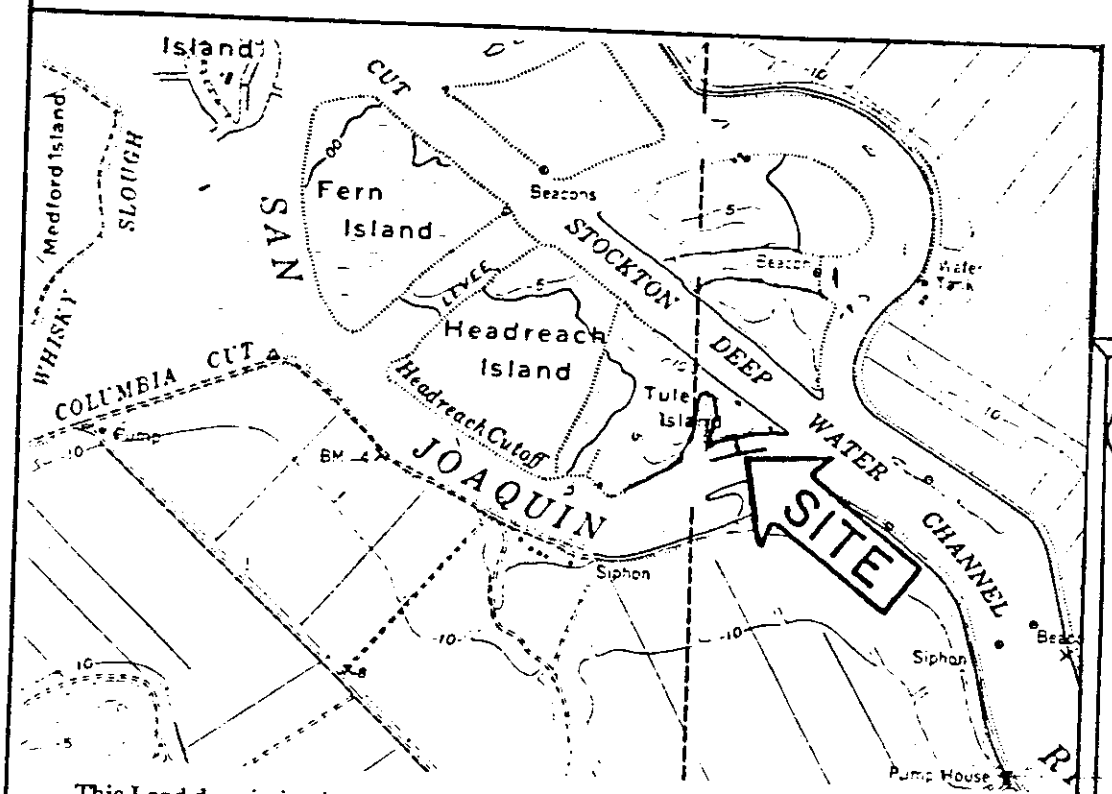
EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of said San Joaquin River.

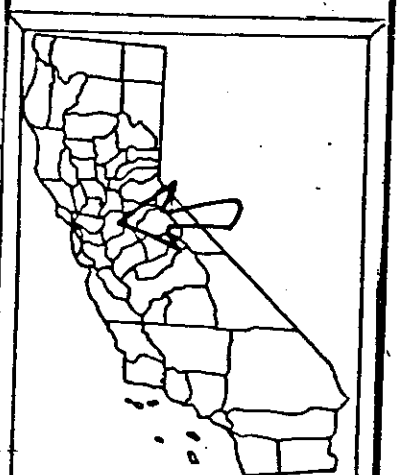
END OF DESCRIPTION

LICENSED LAND SURVEYOR
RICHARD CARL HANSEN
6/30/96
LS 3951
STATE OF CALIFORNIA

CALENDAR PAGE 000302
MINUTE PAGE 000840







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.

CALENDAR PAGE 000303
MINUTE PAGE 000841
EXHIBIT B
PRC 3939.1