MINUTE ITEM
This Calendar Item No. C31 was approved as Minute Item No. 31 by the California State Lands Commission by a vote of 3 to 0 at its 05/10/07 meeting.

CALENDAR ITEM
C31

A 26

S 5

PRC 5297

05/10/07
WP 5297.1
V. Caldwell

GENERAL LEASE – RECREATIONAL USE

APPLICANT:

Golden Gate Water Ski Club
4609 Chateau Park Ct.
Fremont, California 94538

AREA, LAND TYPE, AND LOCATION:

2.229 acres, more or less, of sovereign lands in Middle River, near the city of Stockton, San Joaquin County.

AUTHORIZED USE:

Continued use and maintenance of an existing two-story deck, walkway, two uncovered floating boat docks, two ramps, and a slalom course with 22 marker buoys as shown on Exhibit A.

LEASE TERM:

15 years, beginning April 1, 2007.

CONSIDERATION:

$1,717 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:

Liability insurance with combined coverage of no less than $500,000.

Surety in the amount of $3,000.

OTHER PERTINENT INFORMATION:

1. The California State Lands Commission owns the uplands adjacent to the lease premises.

2. On April 23, 1987, the Commission authorized a General Permit - Recreational Use to Golden Gate Water Ski Club. That lease expired on

March 31, 2007. The Applicant is now applying for a new General Lease - Recreational Use. The rent is current.

3. The 22 slalom marker buoys and anchors are authorized for use on the lease premises for a period of six months, beginning April 1st and ending September 30th of each year. All marker buoys and anchors are removed from the lease premises during the remaining six months of the year.

4. 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.

5. 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.

EXHIBIT:

A. Site and Location Map
B. Land Description

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:

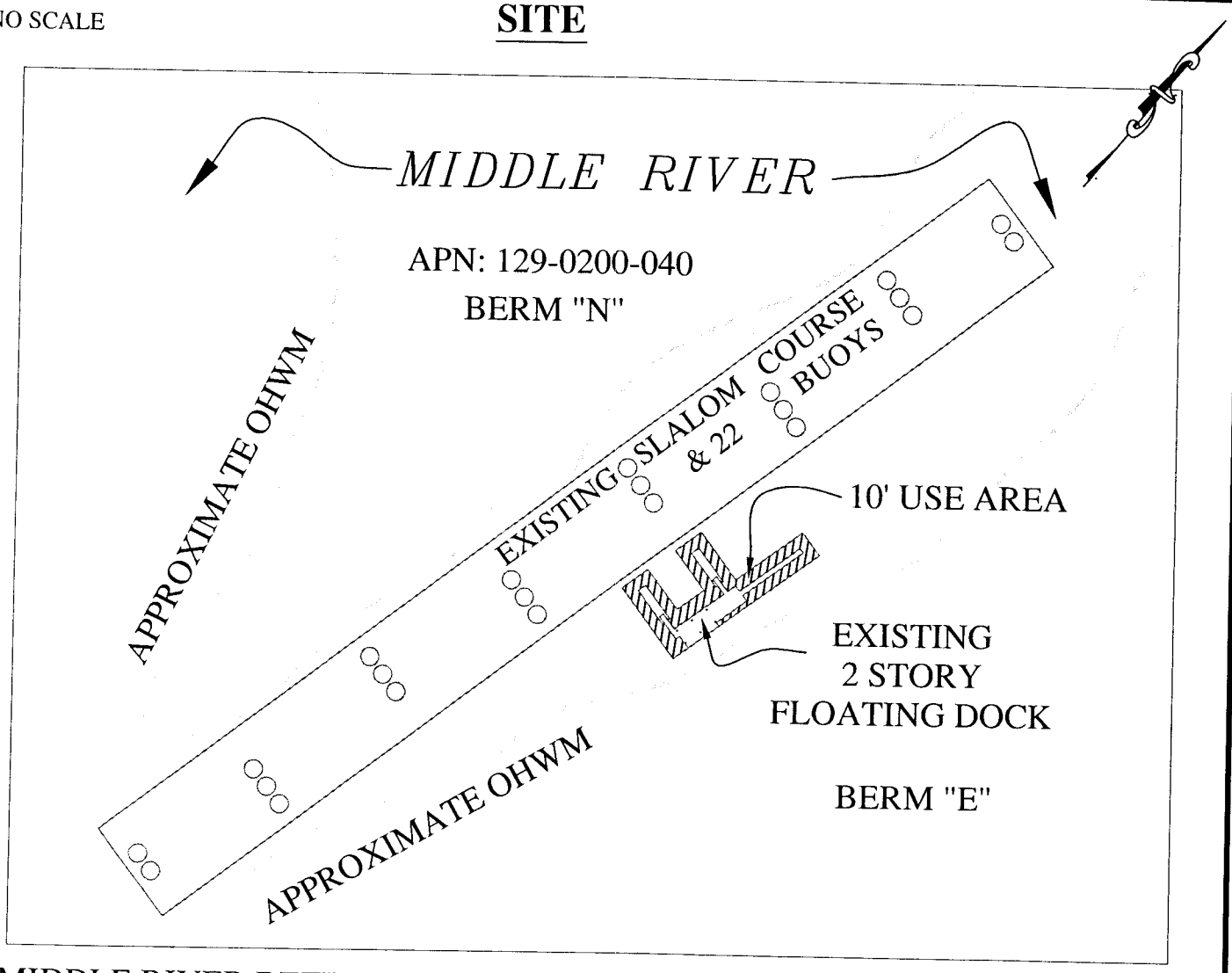
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO GOLDEN GATE WATER SKI CLUB, OF A GENERAL LEASE - RECREATIONAL USE, BEGINNING APRIL 1, 2007, FOR A TERM OF 15 YEARS, FOR THE CONTINUED USE AND MAINTENANCE OF AN EXISTING TWO-STORY DECK, WALKWAY, TWO UNCOVERED FLOATING BOAT DOCKS, TWO RAMPS, AND A SLALOM COURSE WITH 22 MARKER BUOYS AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; ANNUAL RENT IN THE AMOUNT OF $1,717; WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN $500,000; SURETY BOND IN THE AMOUNT OF $3,000.

NO SCALE

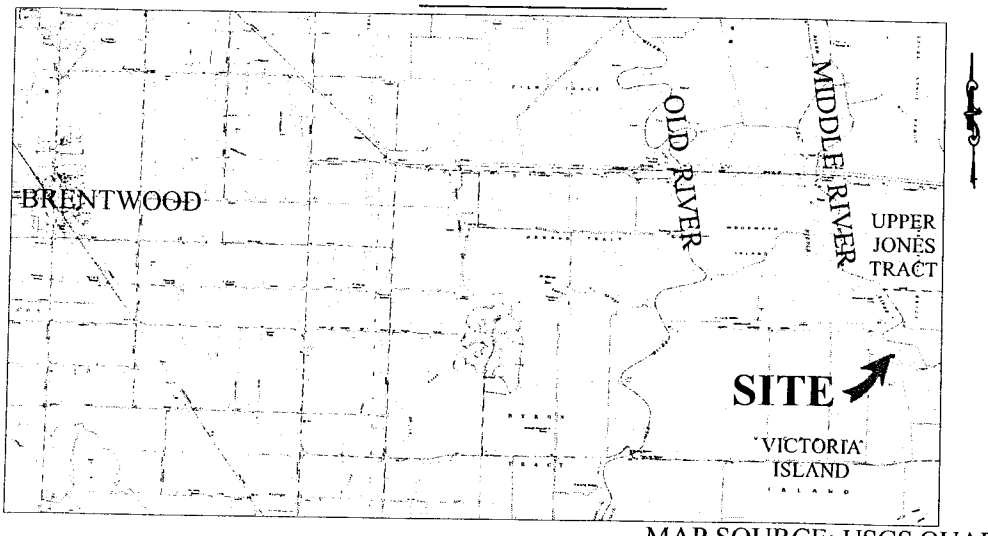
SITE



MIDDLE RIVER BETWEEN VICTORIA ISLAND & UPPER JONES TRACT

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit A

PRC 5297.1
GOLDEN GATE WATER SKI CLUB
GENERAL LEASE
RECREATIONAL USE
MIDDLE RIVER
SAN JOAQUIN COUNTY

This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties 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

MINUTE PAGE

MJF 4/03/07

Exhibit B

LAND DESCRIPTION

WP 5297

Two parcels of tide and submerged land in the bed of Middle River, San Joaquin County, California, said parcels being more particularly described as follows:

PARCEL 1

That land immediately beneath and extending 10 feet on all sides of an existing floating dock, walkway, and deck, said facilities being easterly of and adjacent to that land referred to as Berm "N" in Superior Court of California Judgement No. 102680, San Joaquin County.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the Middle River.

PARCEL 2

A rectangular parcel of tide and submerged land in the center of said Middle River easterly of above-described Berm "N", said parcel lying 95 feet across and 965 feet along said Middle River.

END OF DESCRIPTION

REVISED OCTOBER 27, 1987 BY BIU 1.

0615b