

**CALENDAR ITEM  
C04**

A 5,9  
S 6

01/26/12  
WP 5720.1  
R. Boggiano

**GENERAL LEASE - RECREATIONAL USE**

**APPLICANT:**

Darlene A. Brock, as Trustee of the DAWB Trust, dated May 17, 2004

**AREA, LAND TYPE, AND LOCATION:**

Sovereign land in the Sacramento River, adjacent to 3505 Garden Highway, near the city of Sacramento, Sacramento County.

**AUTHORIZED USE:**

Continued use and maintenance of an existing uncovered floating boat dock, gangway, three pilings, and a two-pile dolphin.

**LEASE TERM:**

10 years, beginning August 5, 2011.

**CONSIDERATION:**

\$335 per year with the State reserving the right to fix a different rent periodically during the lease, as provided in the lease.

**SPECIFIC LEASE PROVISIONS:**

Liability insurance in the amount of no less than \$1,000,000.

**OTHER PERTINENT INFORMATION:**

1. Applicant owns the upland adjoining the lease premises. The upland is a vacant parcel.
  
2. On August 19, 2003, the Commission authorized a 10-year General Lease - Recreational Use to Darlene A. Brock (Sole Trustee of the Trust of William L. and Darlene A. Brock). That lease expired on August 4, 2011. On May 24, 2004, the upland property was deeded to Darlene A. Brock, as Trustee of the DAWB Trust, dated May 17, 2004. The Applicant is now applying for a new General Lease – Recreational Use.

CALENDAR ITEM NO. **C04** (CONT'D)

3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Cal. Code Regs., tit. 14, § 15061), the staff has determined that this activity is exempt from the requirements of CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (a)(2).

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

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370 et seq., but such activity will not affect those significant lands. 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 and Location Map

**RECOMMENDED ACTION:**

It is recommended that the Commission:

**CEQA FINDING:**

Find that the activity is exempt from the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15061 as a categorically exempt project, Class 1, Existing Facilities; California Code of Regulations, Title 2, section 2905, subdivision (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 section 6370 et seq.

**AUTHORIZATION:**

Authorize issuance of a General Lease – Recreational Use to Darlene A. Brock, as Trustee of the DAWB Trust, dated May 17, 2004, beginning August 5, 2011, for a term of 10 years, for the continued use and maintenance of an existing uncovered floating boat dock, gangway, three pilings, and a two-pile dolphin as described in Exhibit A and shown on Exhibit B (for reference purposes only) attached and by this reference

CALENDAR ITEM NO. **C04** (CONT'D)

made a part hereof; annual rent in the amount of \$335, with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease; and liability insurance in the amount of no less than \$1,000,000.

**EXHIBIT A**

**PRC 5720.1**

**LAND DESCRIPTION**

A parcel of tide and submerged land in the State owned bed of the Sacramento River, Sacramento County, California, situated adjacent to fractional Section 17, T9N, R4E, MDM, and also being adjacent to the westerly line of Lot 6 as shown on the map of Rio Tierra Subdivision, filed in Book 59 of Maps, Map No. 12, Sacramento County Records and being bounded as follows:

1. On the west by a line parallel with and 10 feet westerly of the westerly edge of an existing floating dock constructed adjacent to the aforementioned westerly line of Lot 6;
2. On the north by a line perpendicular to the westerly edge of said dock and 10 feet northerly of the northern-most edge of said dock;
3. On the south by a line perpendicular to the westerly edge of said dock and 10 feet southerly of the southernmost edge of said dock;
4. On the east by the ordinary high water mark of the left bank of the Sacramento River.

**END OF DESCRIPTION**

Revised by the California State Lands Commission Boundary Unit, November 28, 2011.  
Original description reviewed by Roy Minnick on November 30, 1981 as found in Section 3 of Lease PRC 5720.1.

APN 225-0260-006

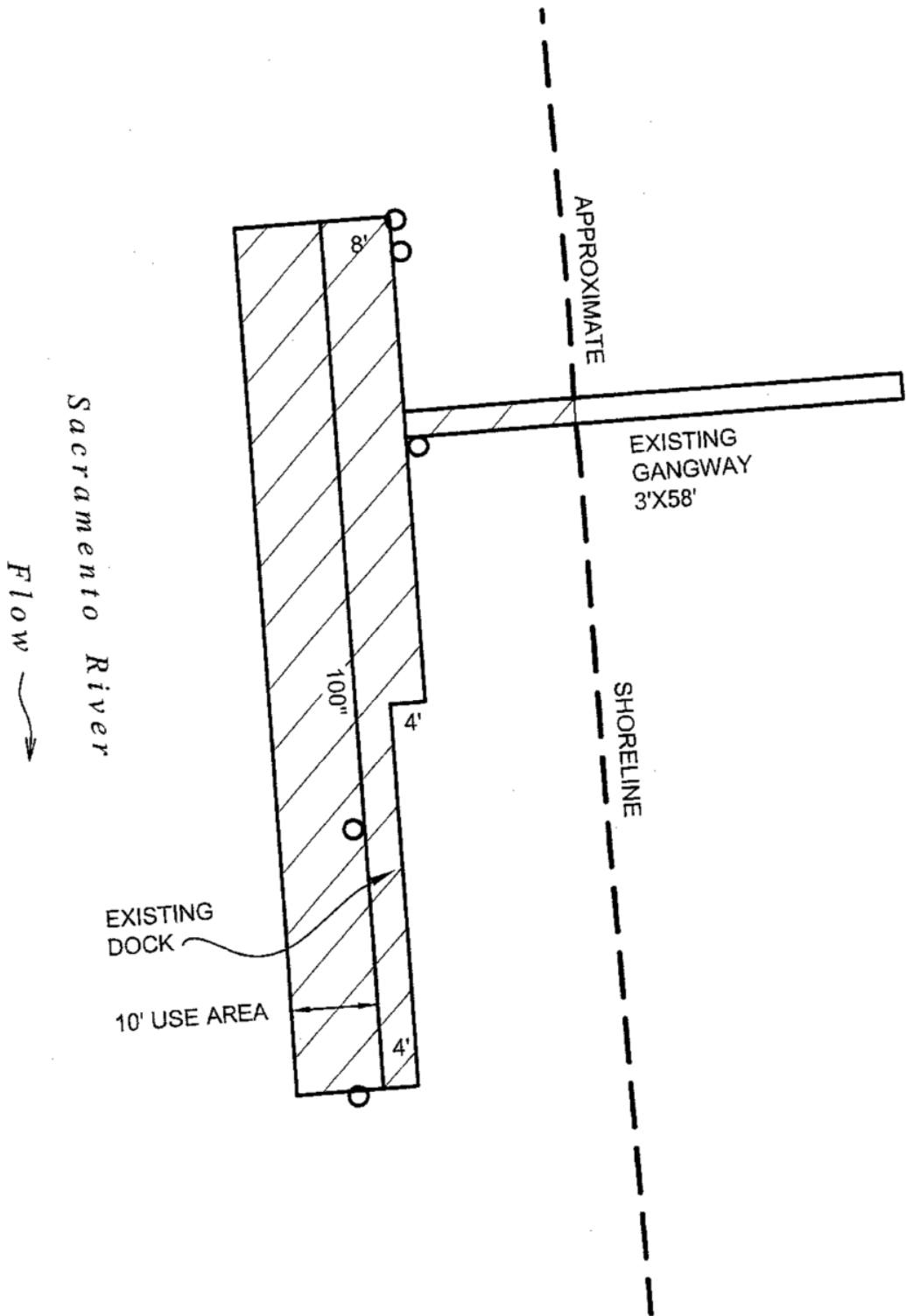


EXHIBIT A

Page 2 of 2

MJJ 11/28/11

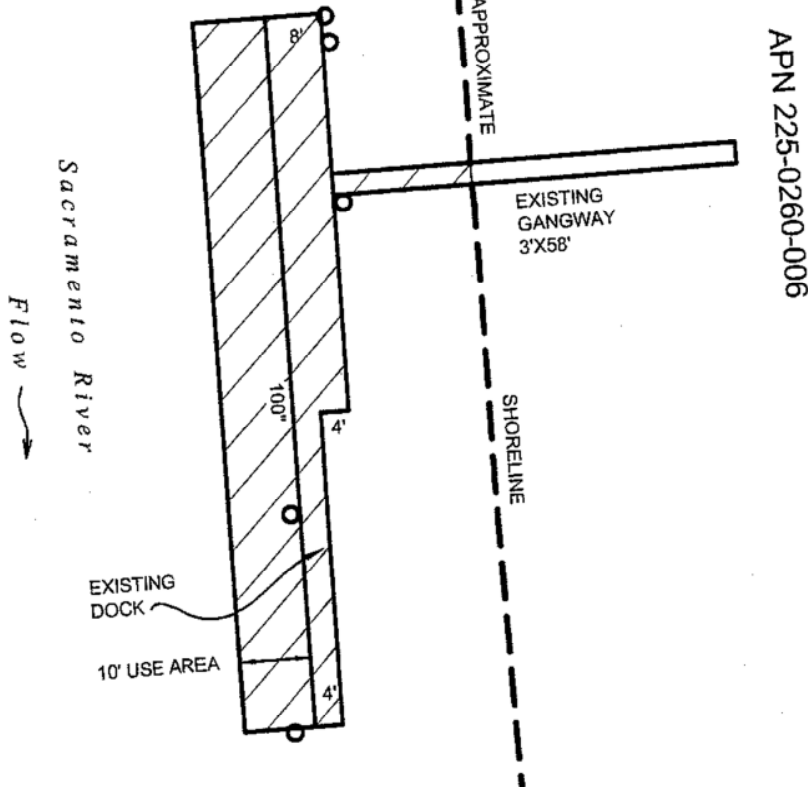
LAND DESCRIPTION PLAT  
PRC 5720.1, BROCK TRUSTEE  
SACRAMENTO COUNTY

CALIFORNIA STATE  
LANDS COMMISSION



NO SCALE

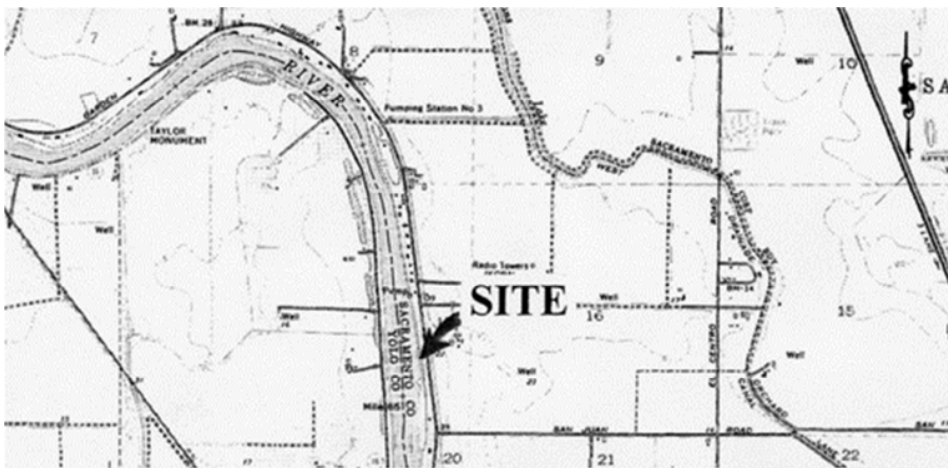
**SITE**



3505 GARDEN HIGHWAY, NEAR SACRAMENTO

NO SCALE

**LOCATION**



MAP SOURCE: USGS QUAD

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.

**Exhibit B**

PRC 5720.1  
BROCK TRUSTEE  
APN 225-0260-006  
GENERAL LEASE -  
RECREATIONAL USE  
SACRAMENTO COUNTY



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