

MINUTE ITEM

12/14/66

32. AUTHORIZATION FOR EXECUTIVE OFFICER TO REFER TO ATTORNEY GENERAL'S OFFICE FOR THE MATTER OF TERMINATING POSSESSION AND COLLECTING PAST DUE RENT, RIO RAMAZA COMMUNITY SERVICES DISTRICT, SUTTER COUNTY - W.O. 3998, P.R.C. 3074.1.

The Executive Officer reported that no action was needed on Calendar Item 22 attached, inasmuch as the past due rent had just been received. Therefore, at his request, consideration of this item was cancelled.

Attachment

Calendar Item 22 (2 pages)

CALENDAR ITEM

22.

AUTHORIZATION FOR EXECUTIVE OFFICER TO REFER TO ATTORNEY GENERAL'S OFFICE FOR THE MATTER OF TERMINATING POSSESSION AND COLLECTING DUE PAST RENT RIO RAMAZA COMMUNITY SERVICES DISTRICT, SUTTER COUNTY - W.O. 3998, P.R.C. 3074.1.

On November 21, 1963, Minute Item 9, page 9425, the State Lands Commission authorized the lease of a parcel of submerged lands along the Sacramento River in Sutter County for a small craft marina to the Rio Ramaza Community Services District. Thereafter a lease was prepared but was never executed by the State. The lease provided for a term of 15 years beginning November 21, 1963. The first and last years' rents in the sum of \$2,714.20 were paid on the assumption that a lease would be signed. The Rio Ramaza Community Services District went into possession November 21, 1963, built a marina, and have occupied the land ever since without paying any further rent.

The Rio Ramaza Community Services District has been in financial difficulty. There are approximately 60 boats using the slips at present, with a monthly income to the marina of approximately \$500. This entire income is presently being used to pay expenses of operating the marina, and nothing is being paid to the State. There are no indications that payment to the State will be resumed in the near future. There is now due from this lessee the following sums representing the reasonable value of the use of the premises:

November 21, 1963-64	\$1,357.10
November 21, 1964-65	1,357.10
November 21, 1965-66	1,357.10
November 21, 1966-67	<u>1,357.10</u>
Total	\$5,428.40
Less money held in suspense	<u>2,714.20</u>
Balance Due	\$2,714.20

IT IS RECOMMENDED THAT THE EXECUTIVE OFFICER BE AUTHORIZED TO REFER TO THE ATTORNEY GENERAL FOR NECESSARY ACTION TO TERMINATE ANY RIGHTS OF THE RIO RAMAZA COMMUNITY SERVICES DISTRICT, COLLECT PAST DUE RENT, AND REGAIN POSSESSION OF THE STATE LANDS PREMISES DESCRIBED AS FOLLOWS:

A PARCEL OF SUBMERGED LAND ADJACENT TO THE LEFT BANK OF THE SACRAMENTO RIVER, SUTTER COUNTY, AT MILE 76.5, APPROXIMATELY 7 MILES WEST OF THE TOWN OF RIEGO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

CALENDAR ITEM 22. (CONTD)

BEGINNING AT A POINT ON THE HIGH TIDE LINE ON THE LEFT BANK OF THE SACRAMENTO RIVER WHICH BEARS S. 88° 07' 30" W. 391 FEET MORE OR LESS FROM THE INTERSECTION OF A NORTHEASTERLY PROLONGATION OF THE SOUTHEAST RIGHT-OF-WAY LINE OF GARDEN HIGHWAY WITH THE CENTER-LINE OF RIEGO ROAD; THENCE FROM SAID POINT OF BEGINNING ALONG THE HIGH TIDE LINE S. 28° 37' 45" W. 34.82 FEET; S. 30° 13' W. 69.80 FEET; S. 14° 10' W. 66.00 FEET; S. 27° 36' W. 340.00 FEET; S. 18° 50' W. 96.00 FEET; S. 42° 08' W. 124.40 FEET; S. 23° 27' W. 401.00 FEET; S. 30° 29' W. 99.00 FEET; S. 22° 31' W. 185.00 FEET; S. 35° 22' W. 81.00 FEET; S. 29° 09' W. 50.00 FEET; S. 88° 07' 30" W. 90.00 FEET; N. 25° 10' E. 828.00 FEET; N. 28° 34' 31" E. 710.22 FEET AND N. 88° 07' 30" E. 90.00 FEET TO THE POINT OF BEGINNING, CONTAINING 3.28 ACRES MORE OR LESS.