

MINUTE ITEM

9/26/68

13. AMENDMENT OF LEASE P.R.C. 3264.1, TIDE AND SUBMERGED LAND, SACRAMENTO RIVER AT FREEPORT, SACRAMENTO COUNTY; MARTIN A. STULTS - W.O. N-0225.

After consideration of Calendar Item 6 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE GRANTING TO MARTIN A STULTS OF AN AMENDMENT TO LEASE P.R.C. 3264.1, FROM AUGUST 1, 1968, TO PROVIDE FOR VOIDANCE OF THE LEGAL DESCRIPTION SHOWN ON PAGE 1 OF SAID LEASE AND THE SUBSTITUTION THEREFOR OF THAT SHOWN ON EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF, AND FURTHER PROVIDING THAT THE ANNUAL RENTAL SHALL BE INCREASED TO \$202.31, AND THE BOND REQUIREMENT TO \$2,000.

Attachment

Calendar Item 6 (2 pages)

CALENDAR ITEM

9/68
W.O. N-0225

6.

AMENDMENT OF LEASE P.R.C. 3264.1

APPLICANT: Martin A. Stults

LOCATION: A 0.70-acre parcel (increased from 0.41-acre) of tide and submerged land in the bed of Sacramento River at Freeport, Sacramento County

PRESENT USE: The operation of a boating facility

TERMS OF BASIC LEASE:

Initial period: 10 years, from January 1, 1965
Renewal options: 1 additional period of 5 years
Surety bond: Increased to \$2,000

CONSIDERATION: Increased from \$150 to \$202.31 per annum, based upon existing leases in the area having nominal rentals

PREREQUISITE ITEM:

U.S.A. Corps of Engineers permit issued

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509
- b. Administrative Code: Title 2, Div. 3, Secs. 2000-2011
- c. Commission policy: Minute Item 18 of November 18, 1959
- d. Commission policy: Minute Item 35 of March 28, 1968

OTHER PERTINENT INFORMATION:

The lessee is expanding the scope of his operations and has requested that the area of State land under lease be increased from 0.41 to 0.70 acre

EXHIBITS: A. Legal description B. Location map

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE GRANTING TO MARTIN A. STULTS OF AN AMENDMENT TO LEASE P.R.C. 3264.1, FROM AUGUST 1, 1968, TO PROVIDE FOR VOIDANCE OF THE LEGAL DESCRIPTION SHOWN ON PAGE 1 OF SAID LEASE AND THE SUBSTITUTION THEREFOR OF THAT SHOWN ON EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF, AND FURTHER PROVIDING THAT THE ANNUAL RENTAL SHALL BE INCREASED TO \$202.31 AND THE BOND REQUIREMENT TO \$2,000.

Attachment: Exhibit "A"

EXHIBIT "A"

W.O.: N-0225

Lessee: M. A. Stults

A parcel of tide and submerged land in the bed of Sacramento River, Sacramento County, California, said parcel more particularly described as follows:

COMMENCING at a point on the ordinary high water mark of the east bank of the Sacramento River, being the point of intersection of said ordinary high water mark with the northerly boundary of the land owned by C. A. Beach; and being also the TRUE POINT OF BEGINNING; and thence from the true point of beginning southerly along said ordinary high water mark 410 feet more or less; thence on a line normal to said ordinary high water mark, westerly 60 feet, more or less, to a point in the Sacramento River; thence northerly along a line 60 feet, more or less, riverward from and parallel with said ordinary high water mark, 510 feet, more or less; thence on a line normal to said ordinary high water mark, easterly 60 feet, more or less, to a point on said ordinary high water mark immediately adjacent to the land owned by Walter Correa; and thence southerly along said ordinary high water mark 100 feet, more or less, to the true point of beginning, containing approximately 0.70 acre.