

MINUTE ITEM

3/28/69

19. COMMERCIAL LEASE, T&S LAND IN SACRAMENTO RIVER, SACRAMENTO COUNTY, FOR CONSTRUCTION AND OPERATION OF BOAT-BERTHING FACILITIES; FRANK H. WITTPEN - W-8452, P.R.C. 4308.1.

After consideration of Calendar Item 5 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE TO FRANK H. WITTPEN OF A COMMERCIAL LEASE FROM JUNE 15, 1969, THROUGH NOVEMBER 14, 1975, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$115.03; PROVISION OF A \$2000 SURETY BOND AND PUBLIC LIABILITY INSURANCE IN THE AMOUNTS OF \$300,000/\$600,000 FOR PERSONAL INJURY AND \$100,000 FOR PROPERTY DAMAGE, TO BE EFFECTIVE JUNE 15, 1969, FOR CONSTRUCTION AND OPERATION OF BOAT-BERTHING FACILITIES ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, WITH LESSEE'S RIGHT TO RENEW FOR ONE ADDITIONAL PERIOD OF 15 YEARS UPON SUCH REASONABLE TERMS AND CONDITIONS AS THE STATE MIGHT IMPOSE.

Attachment

Calendar Item 5 (2 pages)

CALENDAR ITEM

8/69  
W-8452

5.

COMMERCIAL LEASE

APPLICANT: Frank H. Wittpen.

LOCATION: A 0.398-acre (approximate) parcel of tide and submerged land in Sacramento River at Mile 51.1 in City of Sacramento, Sacramento County.

LAND USE: The construction and operation of boat-berthing facilities.

TERMS: Initial period. 6 years and 5 months, from June 15, 1969.  
Renewal options: 1 additional period of 15 years.  
Surety bond: \$2,000, to be effective June 15, 1969.  
Public liability ins.: \$300,000/\$600,000 for personal injury and \$100,000 for property damage.

CONSIDERATION: \$115.03 per annum.

BASIS FOR CONSIDERATION:

Rentals applying to comparable leases in the area.

PREREQUISITE ITEMS:

U.S.A. Corps of Engineers permit issued.  
Applicant is permittee of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509.
- b. Administrative Code: Title 2, Div. 3, Arts. 1 & 2 as amended effective May 10, 1969.

OTHER PERTINENT INFORMATION:

The term of this lease is set to expire concurrently with all leases in the area having nominal rentals.

EXHIBITS:

- A. Land description.
- B. Location map.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO FRANK H. WITTPEN OF A COMMERCIAL LEASE FROM JUNE 15, 1969, THROUGH NOVEMBER 14, 1975, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$115.03; PROVISION OF A \$2000 SURETY BOND AND PUBLIC LIABILITY INSURANCE IN THE AMOUNTS OF \$300,000/\$600,000 FOR PERSONAL INJURY AND \$100,000 FOR PROPERTY DAMAGE, TO BE EFFECTIVE JUNE 15, 1969, FOR CONSTRUCTION AND OPERATION OF BOAT-BERTHING FACILITIES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, WITH LESSEE'S RIGHT TO RENEW FOR ONE ADDITIONAL PERIOD OF 15 YEARS UPON SUCH REASONABLE TERMS AND CONDITIONS AS THE STATE MIGHT IMPOSE.

Attachment: Exhibit "A"

EXHIBIT "A"

A parcel of tide and submerged land in the bed of the Sacramento River, County of Sacramento, State of California, immediately below an existing structure and immediately below a proposed structure, said parcel further described as being immediately adjacent to the following described parcel of land:

That certain parcel of land as described in indenture dated March 7, 1961, recorded in Book 68-06-26, Page 399, Official Records of said County of Sacramento.