

MINUTE ITEM

12/20/73
GRH

5. 5-YEAR USE PERMIT, SUBMERGED LAND IN THE SACRAMENTO RIVER, TEHAMA COUNTY; HERMAN C. BARCHET, RHEINHOLD H. BARCHET, CHRISTINE FREER - W 20155, PRC 4840.1.

After consideration of Calendar Item 3 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY BECAUSE IT IS CATEGORICALLY EXEMPT UNDER THE PROVISIONS OF PRC SECTION 21084, 14 CAL. ADM. CODE SECTIONS 15100, ET SEQ., AND 2 CAL. ADM. CODE SECTION 2910.
2. AUTHORIZES THE ISSUANCE TO HERMAN C. BARCHET, RHEINHOLD H. BARCHET AND CHRISTINE FREER OF A 5-YEAR USE PERMIT FROM NOVEMBER 1, 1971; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$50; AND PROVISION OF \$500 SURETY BOND; FOR THE MAINTENANCE OF A FLOATING BOAT DOCK ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 3 (3 pages)

CALENDAR ITEM

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3.

USE PERMIT

APPLICANT: Herman C. Barchet, Rheinhold H. Barchet, Christine Freer.

AREA, TYPE LAND AND LOCATION:

A 462-square foot parcel of submerged land in the Sacramento River, Tehama County, approximately 400 feet northerly of the Glenn-Tehama County line.

LAND USE: Floating boat dock.

TERMS OF PROPOSED LEASE:

5 years, from November 1, 1971.

Surety bond: \$500.

CONSIDERATION: \$50 per annum.

BASIS FOR CONSIDERATION:

\$50 fixed rental for this type of permit.

PREREQUISITE TERMS:

U. S. Army Corps of Engineers permit issued.

Applicants are lessees or permittees of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Parts 1 and 2.
- b. Administrative Code: Title 2, Div. 3, Arts. 1, 2 and 10.

OTHER PERTINENT INFORMATION:

An environmental impact report is not required. This transaction is within the purview of 2 Cal. Adm. Code 2910, which exempts a permit for five years or less for an uncovered dock that will occupy no more than 1,000 square feet of submerged land, including the area of use; and a bond is provided to insure site clearance.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY BECAUSE IT IS CATEGORICALLY EXEMPT UNDER THE PROVISIONS OF PRC SECTION 21084, 14 CAL. ADM. CODE SECTIONS 15100, ET SEQ., AND 2 CAL. ADM. CODE SECTION 2910.

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CALENDAR ITEM NO. 3. (CONTD)

2. AUTHORIZE THE ISSUANCE TO HERMAN C. BARCHET, RHEINHOLD H. BARCHET AND CHRISTINE FREER OF A 5-YEAR USE PERMIT FROM NOVEMBER 1, 1971; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$50; AND PROVISION OF \$500 SURETY BOND; FOR THE MAINTENANCE OF A FLOATING BOAT DOCK ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20155

A strip of submerged land 22.00 feet wide lying in the bed of the Sacramento River, approximately $5\frac{1}{2}$ miles east of the community of Kirkwood, Tehama County, State of California, and being 11.00 feet on each side of the following described centerline:

COMMENCING at the southwest corner of Lot 74, in Subdivision 2, Capay Rancho, as shown on the map entitled "Official Map of Subdivision Number Two of the Sacramento Valley Colony Company's Land in Capay Rancho, Tehama County California", filed on May 16, 1917, in Book "F" of Maps, page 24, Official Records of Tehama County; thence N $32^{\circ} 10'$ E, 1584.00 feet; thence N $01^{\circ} 00'$ W, 161.35 feet to the TRUE POINT OF BEGINNING; thence S $89^{\circ} 51'$ E, 96 feet into the Sacramento River to the terminous of the herein described centerline.

EXCEPTING THEREFROM any portion lying landward of the ordinary low water mark.

END OF DESCRIPTION