

MINUTE ITEM

C. Under Item No. 66  
approved as Item  
66 by the Lands  
Commission by a vote of 2  
0 at its 10/28/76  
meeting.

CALENDAR ITEM

10/76  
WP 4840  
RJV

C 6

USE PERMIT

APPLICANTS: Herman C. Barchet  
Reinhold Barchet  
Christine Freer  
Route 2, Box 131  
Orland, California 95963

AREA, TYPE LAND AND LOCATION:  
A 572 square foot parcel of submerged land  
in the Sacramento River, southeasterly of  
Kirkwood, Tehama County.

LAND USE: Existing walkway and one float for recreational  
boating.

TERMS OF PROPOSED LEASE:  
Initial period: 5 years, from November 1, 1976.  
Surety bond: \$500.

CONSIDERATION: \$75 per annum.

BASIS FOR CONSIDERATION:  
\$75 fixed rental for this type of lease or  
permit.

PREREQUISITE TERMS, FEES AND EXPENSES:  
Applicant is permittee of upland.  
Filing fee and first year's rent has been  
received.

STATUTORY AND OTHER REFERENCES:  
A. Public Resources Code: Div. 6, Parts 1. & 2,  
B. Administrative Code: Title 2, Div. 3,  
Arts. 1, 2, 10 & 11.

OTHER PERTINENT INFORMATION:  
1. Surety bond of \$500 is on file.  
2. An Environmental Impact Report is not re-  
quired. This transaction is within the  
purview of 2 Cal. Adm. Code 2907(a) which  
exempts a pier, floating dock or boathouse,  
restricted to noncommercial or recreational  
use that will occupy no more than 3,000  
square feet of tide and submerged lands,  
including the area of use.

A 1  
S 1

CALENDAR ITEM NO. C 6 (CONTD)

3. This project is situated on State land identified as possessing significant environmental values, pursuant to Public Resources Code 6370.1, and is classified in a significant use category, Class B: Limited Use.

Staff review indicates that there will be no significant effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.

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 AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. DETERMINE THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT UPON THE ENVIRONMENT.
3. FIND THAT GRANTING OF THE PERMIT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370, OF THE PUBLIC RESOURCES CODE.
4. AUTHORIZE ISSUANCE TO HERMAN C. BARCHET, REINHOLD BARCHET AND CHRISTINE FREER OF A 5-YEAR USE PERMIT FROM NOVEMBER 1, 1976; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$75; WITH PROVISION OF A \$500 SURETY BOND; FOR AN EXISTING WALKWAY AND ONE FLOAT ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

WP 4840

A strip of submerged land 22.00 feet wide lying in the state owned bed of the Sacramento River, approximately 5 1/2 miles southeasterly 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° 10' E, 1584.00 feet; thence N 01° 00' W, 161.35 feet to the TRUE POINT OF BEGINNING; thence S 89° 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 high water mark of the Sacramento River.

END OF DESCRIPTION

Prepared R. L. Blake Checked M. L. Draf  
Reviewed W. J. Gunnicke Date 6/22/76  
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