

MINUTE ITEM

This Calendar Item No. 66
was approved as Minute Item
No. 6 by the State Lands
Commission by a vote of 3
to 0 at its 4/27/82
meeting.

CALENDAR ITEM

C 0 6

4/22/82
WP 5721
Lane
PRC 5721

TERMINATION OF EXISTING LEASE
AND APPROVAL OF A
GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Billy J. and Betty C. Timmons
24630 Tehama Vina Road
Los Molinos, California 96055

AREA, TYPE LAND AND LOCATION:
A 0.063-acre parcel of submerged land in
the Sacramento River near Los Molinos,
Tehama County.

LAND USE: Maintenance of two floating boat docks
and two ramps for recreational use.

TERMS OF ORIGINAL PERMIT:

Initial period: ten years from July 1,
1977.

Public liability insurance: Combined single
limit coverage of \$100,000.

Consideration: \$50 per annum; five-year
review.

TERMS OF PROPOSED PERMIT:

Initial period: Ten years from January 1,
1982.

Surety bond: \$1,000.

Public liability insurance: Combined single
limit coverage of \$100,000.

CONSIDERATION: \$165 per annum with the State reserving
the right to fix a different rental on
each fifth anniversary of the permit.

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Adm. Code 2003.

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PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is owner of upland.

Filing fee has been received.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884: N/A.

OTHER PERTINENT INFORMATION:

1. The existing lease, to Robert D. and Vivian Norton, that began July 1, 1977, with an expiration date of June 30, 1987, will be terminated. The action proposed herein will replace that lease with PRC 5721.1 beginning January 1, 1982 and ending December 31, 1991.
2. Section 2 of the lease conforms to the Lyon/Fogerty decision.
3. This project is exempt from CEQA because it involves existing facilities, 2 Cal. Adm. Code, Div. 3, Section 2905, Class 1.
4. The project is situated on lands identified as possessing environmental values pursuant to P.R.C. 6370.1, and is classified in use category "B" which authorizes Limited Use. The project as proposed will not have a significant effect upon the identified environmental values.

EXHIBITS:

- A. Land Description.
- B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21065, 14 CAL. ADM. CODE 15037 AND 15060 AND FIND THAT THE PROJECT IS CONSISTENT WITH ITS USE CLASSIFICATION.

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2. AUTHORIZE TERMINATION OF LEASE PRC 5721.1, EFFECTIVE DECEMBER 31, 1981 AND APPROVE ISSUANCE TO BILLY J. AND BETTY C. TIMMONS OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE, FROM JANUARY 1, 1982; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$165, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISION OF A \$1,000 SURETY BOND; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$100,000; FOR MAINTENANCE OF TWO FLOATING BOAT DOCKS AND TWO RAMPS FOR RECREATIONAL USE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 5721

Two separate parcels (Parcel 1, north dock and Parcel 2, south dock) of submerged land in the State-owned bed of the Sacramento River, Tehama County, California, described as follows:

All that land lying immediately beneath and extending 5 feet from all sides of two existing floating boat docks, said docks being situated along the left bank of the Sacramento River and being adjacent to that land described in deed recorded April 8 1977, in Book 713 at Page 18, Tehama County records. TOGETHER WITH AND INCLUDING that land lying immediately beneath an existing walkway and ramp which is attached to each dock.

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

END OF DESCRIPTION

REVISED NOVEMBER 17, 1981 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR.

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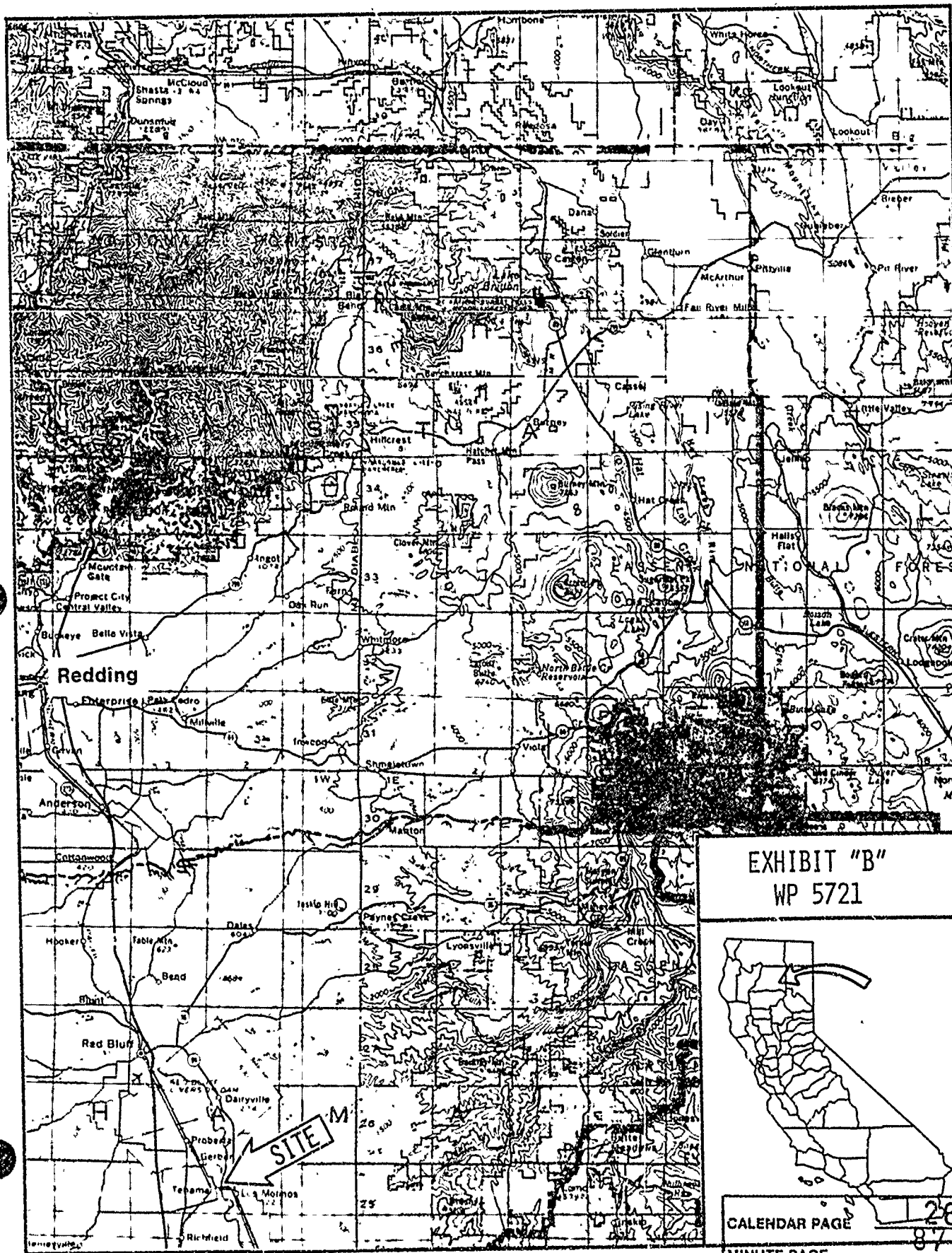


EXHIBIT "B"
WP 5721



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