

MINUTE ITEM

This Calendar Item No. 006  
approved as Minute Item  
No. 6 by the State Lands  
Commission by a vote of 3  
to 0 at its 12/22/83  
meeting.

CALENDAR ITEM

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12/22/83  
PRC 5619  
Suetta

TERMINATION OF LEASE PRC 5619.1

LESSEE: Jai Chand  
P. O. Box 31  
Gridley, California 95948

AREA, TYPE LAND AND LOCATION:  
A 0.35-acre parcel of submerged land in  
a former channel of the Sacramento River  
at Wilson Landing Road, Butte and Glenn  
Counties.

LAND USE: Construction and maintenance of a private  
cable ferry for agricultural purposes.

TERMS OF ORIGINAL LEASE:  
Initial period: 25 years from February 1,  
1979.

Surety bond: \$2,000.

Public liability insurance: \$300,000 per  
occurrence for bodily  
injury and \$100,000 for  
property damage.

Consideration: \$100 per annum; five-year  
rent review.

BASIS FOR CONSIDERATION:  
Pursuant to 2 Cal. Adm. Code 2003.

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CALENDAR ITEM NO. C 0 8 (CONT'D)

LESSEE STATUS:

Lessee is owner and permittee of upland.

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. By Calendar Item C3 at its January 25, 1979 meeting, the State Lands Commission approved issuance of a 25-year General Lease - Right-of-Way Use, beginning February 1, 1979, to Jai Chand for construction and maintenance of a private cable ferry for agricultural purposes across a former channel of the Sacramento River, Butte and Glenn Counties. The lease provided for a construction completion date of July 1, 1979. Since Mr. Chand was unable to construct the ferry by that date, the Commission authorized extensions of the construction completion date to January 1, 1980, and then to July 1, 1980. An inspection of the lease site by Commission staff on November 15, 1983, revealed that the ferry has not been constructed. Furthermore, Mr. Chand has not paid the annual rental of \$100, which was due February 1, 1983, and has cancelled the \$2,000 bond, thereby breaching terms of the lease. United States Army Corps of Engineers Permit No. 6731, issued to Mr. Chand for the project, expired on September 30, 1982. To date, Mr. Chand will not execute a quitclaim deed or comply with lease terms. It is recommended that the Commission authorize staff to take any and all steps necessary to terminate lease PRC 5619.1.

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CALENDAR ITEM NO. 008 (CONTD)

2. This activity is exempt from CEQA because it does not constitute a project pursuant to PRC 21065, 14 Cal. Adm. Code 15378.
3. This activity is situated on land identified as possessing environmental values in that the State Lands Commission stated all waterways under the Commission's jurisdiction have environmental significance. Staff finds this activity to be compatible with Commission policy.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THIS ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY CEQA AND IT IMPLEMENTING GUIDELINES.
2. AUTHORIZE STAFF TO TAKE ANY AND ALL STEPS NECESSARY TO TERMINATE LEASE PRC 5619.1 INCLUDING LITIGATION IF REQUIRED.

EXHIBIT "A"

LAND DESCRIPTION

PRC 5619.1

PARCEL 1

A strip of submerged land, 48 feet wide, across an abandoned channel of the State-owned bed of the Sacramento River, Butte County, California, adjacent to the NW 1/4 of Section 6, T22N, R1W, MDM, projected into Rancho Bosquejo, said strip lying 24 feet on each side of the following described centerline:

COMMENCING at the southwest corner of Lot 4 of the C. L. Wilson Tract as shown on the map entitled "Map showing subdivisions of the C. L. Wilson Tract", said map recorded in Book A of Maps, Page 8, in the Butte County Recorders Office, said corner being on the centerline of Wilson Landing Road; thence N 86° 00' W 860 feet along the centerline of said road to the TRUE POINT OF BEGINNING, herein described as Point "A"; thence N 86° 00' W 480 feet to the end of the herein described centerline.

PARCEL 2

A parcel of submerged land in an abandoned channel of the State-owned bed of the Sacramento River, Butte County, California, adjacent to the NW 1/4 of Section 6, T22N, R1W, MDM, projected into Rancho Bosquejo, being more particularly described as follows:

COMMENCING at Point "A", said point as described in Parcel 1; thence S 04° 00' W 24 feet to the TRUE POINT OF BEGINNING; thence the following four courses:

- 1) S 04° 00' W 91 feet;
- 2) N 86° 00' W 135 feet;
- 3) N 04° 00' E 91 feet;
- 4) S 86° 00' E 135 feet to the true point of beginning.

EXCEPTING THEREFROM any portion of Parcels 1 and 2 lying landward of the ordinary high water mark of the Sacramento River as it existed at the time said abandonment occurred.

END OF DESCRIPTION

Prepared

C. J. Arjia

Checked

Edward D. Zimmerman

Reviewed

Date

9/22/58

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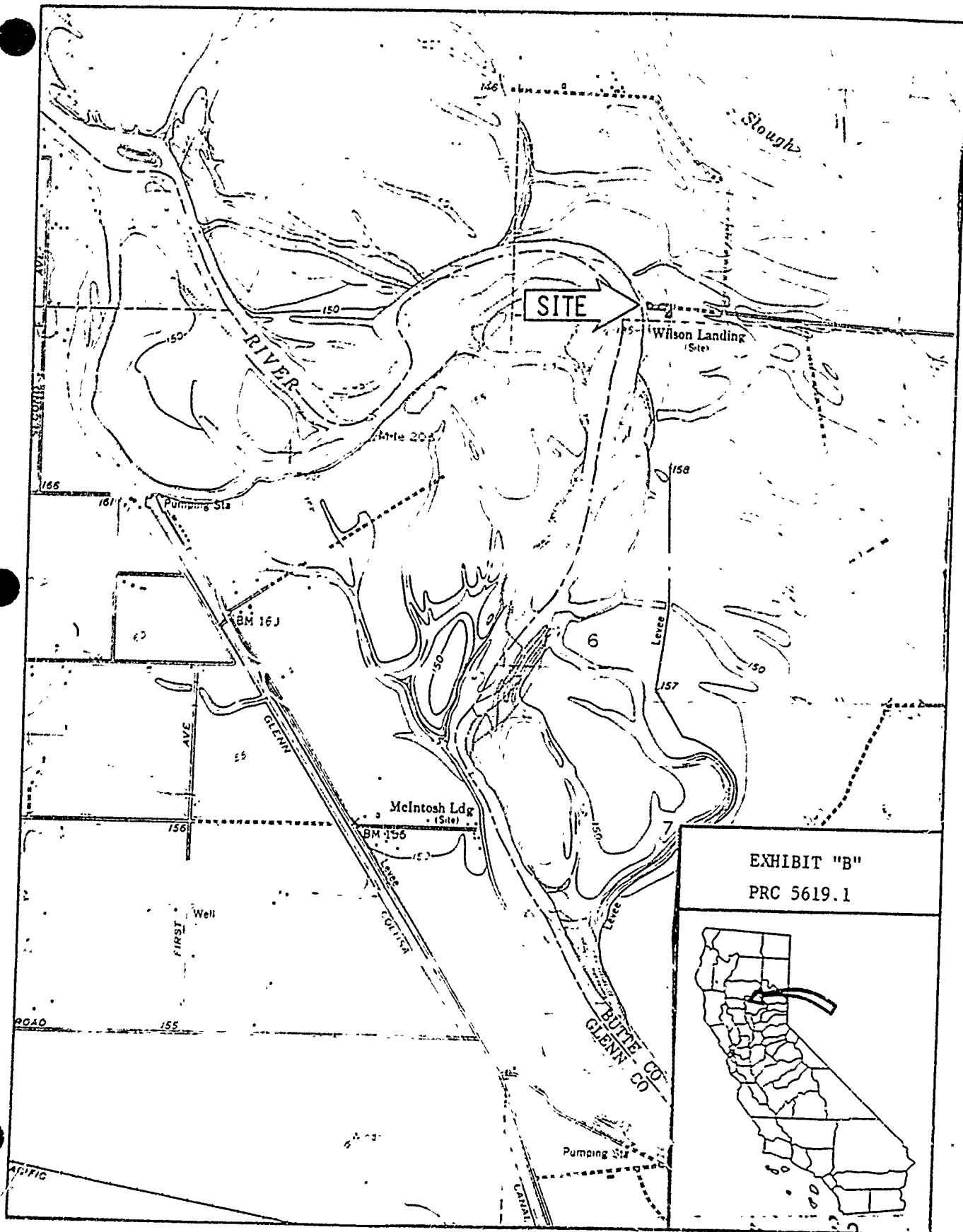


EXHIBIT "B"  
 PRC 5619.1



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