

MINUTE ITEM

This Calendar Item No. C07
was approved as Minute Item
No. 7 by the State Lands
Commission by a vote of 2
to 0 at its 11/29/84
meeting.

CALENDAR ITEM

A 10

C07

11/29/84
PRC 4049.1
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APPROVAL OF ENCUMBRANCING OF LEASE

LESSEE: F. Roy Gustavson dba Owl Harbor
1550 Twitchell Island Road
Isleton, California 95640

SECURED PARTY - LENDER:
Department of Boating and Waterways
1629 "S Street
Sacramento, California 95814

BACKGROUND: On December 17, 1981, the State Lands
Commission approved the issuance of a General
Lease - Commercial Use, covering a 6.198-acre
parcel of tide and submerged land in Seven Mile
Slough, Sacramento County, for a commercial
marina, to F. Roy Gustavson dba Owl Harbor.

CURRENT SITUATION:

The lessee is in the process of securing a note
for marina improvements through Department of
Boating and Waterways. In order to secure the
proposed loan, Department of Boating and
Waterways and the lessee have requested that
the lender be granted a security interest in
the leasehold being a document entitled
"Agreement and Consent to Encumbrancing of
Lease". The document has been executed by the
lender and lessee.

AB 884: N/A

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of
authority and the State CEQA Guidelines (14
Cal. Adm. Code 15061), the staff has
determined that this activity is exempt
from the requirements of the CEQA because
the activity is not a "project" as defined
by CEQA and the State CEQA Guidelines.

CALENDAR ITEM NO. 307 (CONT'D)

Authority: P.R.C. 21065 and 14 Cal. Adm.
Code 15378.

2. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq., but will not affect those significant lands.

EXHIBITS:

- A. Description.
- B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. ADM. CODE 15378.
2. AUTHORIZE THE AGREEMENT AND CONSENT TO ENCUMBRANCING OF LESSEE'S RIGHTS, TITLE AND INTERESTS IN LEASE PRC 4049.1 IN FAVOR OF DEPARTMENT OF BOATING AND WATERWAYS.

EXHIBIT "A"

Land Description

WP 4049

A parcel of tide and submerged land in the State-owned bed of Seven Mile Slough, Sacramento County, California, in projected Section 10, T3N, R3E, MDM, described as follows:

A strip of tide and submerged land 120 feet wide bounded on the south by the left bank of said Seven Mile Slough, bounded on the east by, and extending westerly 2700 feet from a line which bears S 30° W from a point designated "AC", said point being a boat nail and C.S.L.C. tag set in a plank at the southeast corner of a wooden bridge as shown on that certain map entitled "Record of Survey of Owl Island" prepared by the State Lands Commission and filed in Book 27 of Surveys, Page 9, Sacramento County Recorder's Office.

Said point "AC" has California Coordinate System, Zone 2 coordinates of $x = 2,109,928.45$ and $y = 163,841.63$.

EXCEPTING THEREFROM any portion lying waterward of the ordinary high water mark of Seven Mile Slough.

END OF DESCRIPTION

PREPARED OCTOBER 27, 1981 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR.

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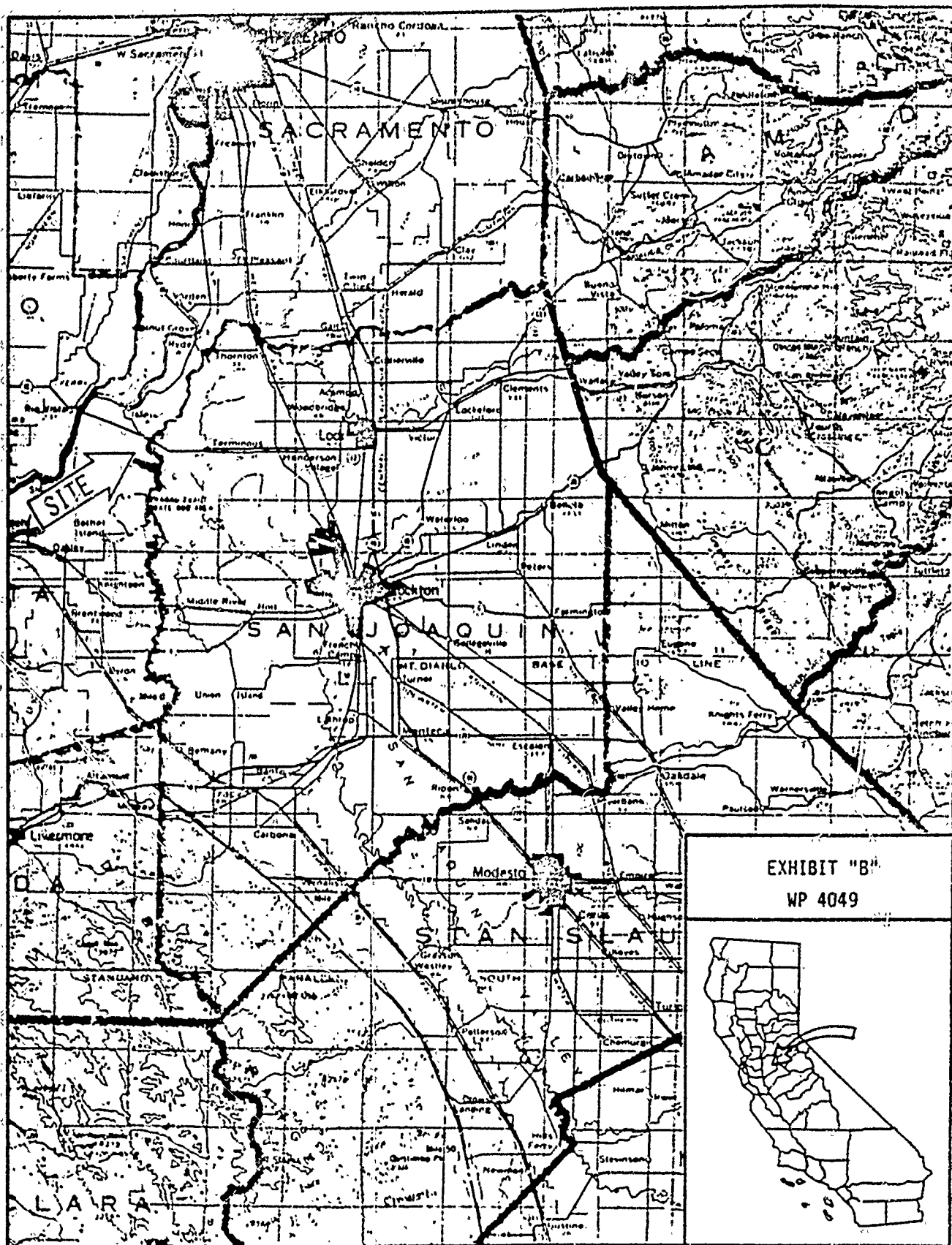


EXHIBIT "B"
WP 4049

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