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CALENDAR ITEM  
C07

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PRC 6870  
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TERMINATION OF PRC 6870  
GENERAL LEASE - RIGHT-OF-WAY USE

LESSEE: Rawson Kelham  
P. O. Box 2707  
Yountville, California 94599

AREA, TYPE LAND AND LOCATION:  
A 0.039-acre parcel of tide and submerged land,  
located in Boynton Slough, Suisun Marsh, Solano  
County.

LAND USE: Construction and use of a vehicular bridge.

TERMS OF ORIGINAL LEASE:  
Initial period: 20 years beginning August 1,  
1985.

Surety bond: \$3,000.

Public liability insurance: Combined single  
limit coverage of \$200,000.

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

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.

CALENDAR ITEM NO. C07 (CONT'D)

OTHER PERTINENT INFORMATION:

1. The Lessee obtained a lease from State Lands Commission believing all was in order to construct a bridge spanning Boynton Slough. However, at the public hearing to obtain Bay Area Conservation and Development Commission approval, several landowners in the vicinity of the project site voiced concerns. To satisfy those concerns, Bay Area Conservation and Development Commission attached several conditions that made the project economically unfeasible to continue. Therefore, he withdrew the Bay Area Conservation and Development Commission application and requests termination of Lease PRC 6870.
2. 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.

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

- EXHIBITS:
- A. Land 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 TERMINATION OF LEASE PRC 6870, GENERAL LEASE - RIGHT-OF-WAY USE AND ACCEPTANCE OF A QUITCLAIM DEED THEREOF ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

## EXHIBIT A

## LAND DESCRIPTION

A parcel of California State tide and submerged land lying immediately beneath a bridge over Boynton Slough in S&O Survey 88, Solano County, California, said bridge being 1700 feet, more or less, northerly of the south line of projected Section 11, T4N, R2W, MDM, and adjacent to the easterly line of the Southern Pacific Railroad right-of-way through said Section 11.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of Boynton Slough.

END OF DESCRIPTION

PREPARED JUNE 24, 1985, BY BOUNDARY SERVICES UNIT, M. L. SHAFER, SUPERVISOR.

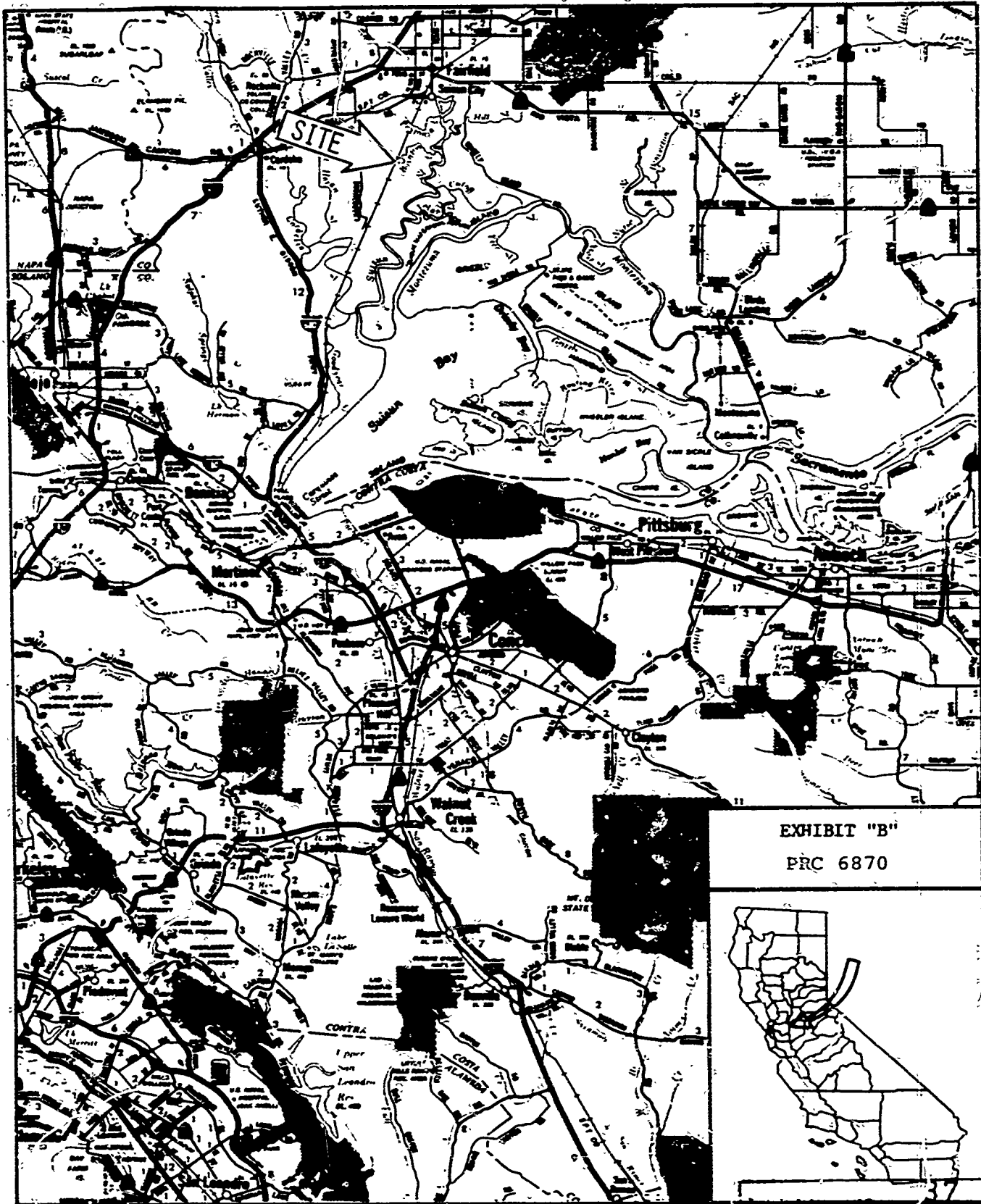


EXHIBIT "B"

PRC 6870

