

MINUTE ITEM

This Calendar Item No. C21
was approved as Minute Item
No. 21 by the State Lands
Commission by a vote of 3
to 0 at its 9/23/91
meeting.

CALENDAR ITEM

A 10

C 2 1

09/23/91

WP 5346

PRC 5346

S 5

Maricle

ACCEPTANCE OF QUITCLAIM DEED AND
APPROVAL OF BACK RENT PAYMENT PLAN

APPLICANT:

Don C. and Judith M. Hays
14901 West California Street
Kerman, California 93630

AREA, TYPE LAND AND LOCATION: (Quitclaim Parcel)

A 9,000-square-foot berm area near Grand Island, Sacramento
River, Sacramento County.

PRIOR LAND USE:

General Permit - Recreational Use.

TERMS OF EXPIRED LEASE:

Initial period:

Ten (10) years beginning June 1, 1977.

Consideration:

\$540 per annum; five-year rent review.

STATUTORY AND OTHER REFERENCES:

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

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

AB 884:

N/A

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority
and the State CEQA Guidelines (14 Cal. Code
Regs. 15061), the staff has determined that this

CALENDAR PAGE	185
MINUTE PAGE	322i

CALENDAR ITEM NO C 21 (CONT'D)

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. Code Regs. 15378.

2. PRC 5346 is an expired lease - Under its provisions, the former lessee has provided an executed quitclaim deed for the Commission's acceptance. The lease expired on May 31, 1987.
3. The improvements previously located on the leased area were removed by the local fire district as part of a fire-fighting exercise. The area has been cleared of remaining materials.
4. In addition to the foregoing, the former lessee has offered to clear up all back rent, penalty, and interest due the State by means of a 16-month payment period. Such calls for fifteen \$100 payments and a final payment of \$39.04. The staff has reviewed this offer and believes that it is reasonable and acceptable.

APPROVALS OBTAINED:

None.

FURTHER APPROVALS REQUIRED:

None.

EXHIBITS:

- A. Land Description
- B. Location Map
- C. Schedule of Payments

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. CODE REGS. 15378.
2. ACCEPT THE QUITCLAIM DEED SUBMITTED BY THE FORMER LESSEE REGARDING THE PREMISES COVERED IN EXPIRED LEASE PRC 5346.

CALENDAR ITEM NO. C 2 1 (CONT'D)

3. AUTHORIZE THE COLLECTION OF \$1,539.04 TO BE PAID BY THE FORMER LESSEE ACCORDING TO THE SCHEDULE OF PAYMENTS SET OUT IN EXHIBIT "C" ATTACHED HERETO.

EXHIBIT "A"

PRC 5346

LAND DESCRIPTION

A parcel of land in the Sacramento River, situated in T4N, R3E, MDM, Sacramento County, California, said parcel being easterly of the confluence of the Sacramento River, Cache Slough and Steamboat Slough. The parcel is more directly described as follows:

The most easterly of two islands situated along the right bank of the Sacramento River, approximately 3200 feet easterly of the most westerly point of Grand Island as shown on Quadrangle Map "Rio Vista, California 1953."

END OF DESCRIPTION

PREPARED AUGUST, 1991 BY LLB

CALENDAR PAGE	188
MINUTE PAGE	3227

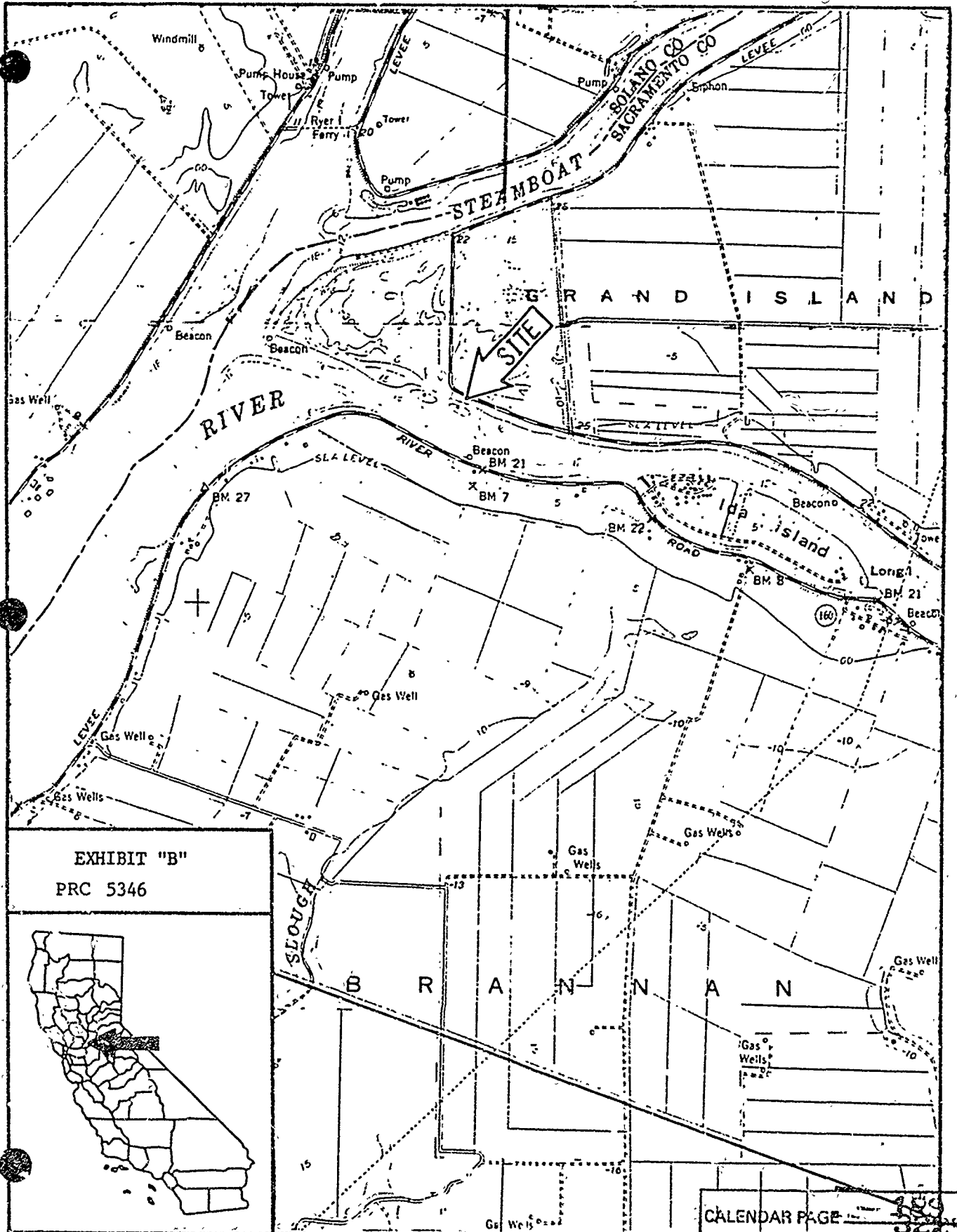


EXHIBIT "B"
 PRC 5346

CALENDAR PAGE _____
 MINUTE PAGE _____

EXHIBIT C

Payment Schedule

<u>Date</u>	<u>Payment</u>
May 1, 1991	\$100.00
June 1, 1991	100.00
July 1, 1991	100.00
August 1, 1991	100.00
September 1, 1991	100.00
October 1, 1991	100.00
November 1, 1991	100.00
December 1, 1991	100.00
January 1, 1992	100.00
February 1, 1992	100.00
March 1, 1992	100.00
April 1, 1992	100.00
May 1, 1992	100.00
June 1, 1992	100.00
July 1, 1992	100.00
August 1, 1992	39.04
TOTAL	<u>\$ 1,539.04</u>