

MINUTE ITEM
This Calendar Item No. C30
was approved as Minute Item
No. 30 by the State Lands
Commission by a vote of 2
to 0 at its 7/11/97
meeting.

CALENDAR ITEM
C30

A 8
S 4

07/11/97
W 23504
D. Jones
PRC 7968

**GENERAL LEASE - PROTECTIVE STRUCTURE AND
RECREATIONAL USE**

LESSEE:

Herman Harry Weber and Ida Pearl Weber, Trustees of the Weber Revocable
Living Trust dated May 4, 1982
16814 Highway 160
Rio Vista, California 95641

AREA, LAND TYPE, AND LOCATION:

0.35 acre, more or less, of tide and submerged lands in the Sacramento River,
near Rio Vista, Sacramento County.

AUTHORIZED USE:

Construction and maintenance of approximately 687 feet of bank protection; and
the continued use and maintenance of a 19 foot x 23 foot deck; a 7 foot x 38 foot
covered patio; six fishing platforms measuring 7 feet x 7 feet each; and two
fishing platforms, one measuring 13 feet x 7 feet and one measuring 45 feet x
7 feet.

LEASE TERM:

Ten years, beginning July 1, 1997.

CONSIDERATION:

Bank Protection:

The public use and benefit, with the State reserving the right at any time
to set a monetary rent if the Commission finds such action to be in the
State's best interest.

Deck, Covered Patio,
and Fishing Platforms:

\$140 per year, with the State reserving the right to fix a different rent
periodically during the lease term.

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SPECIFIC LEASE PROVISIONS:

Insurance:

\$500,000 Combined Single Limit.

Bond:

N/A.

OTHER PERTINENT INFORMATION:

1. Applicant is owner of the uplands adjoining the lease premises.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, Section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA under the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. The staff believes there is no possibility that this project may have a significant effect on the environment.

Authority: Title 14, California Code of Regulations, Section 15061(b)(3).

3. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code Sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.
4. The applicant proposes to place approximately 687 feet of riprap to protect the river bank from shoreline erosion.

APPROVALS OBTAINED:

U.S. Army Corps of Engineers, California Regional Water Quality Control Board, Central Valley Region; California Department of Fish and Game; California Reclamation Board; and, the Brannan-Andrus Levee Maintenance District.

CALENDAR ITEM NO. C30 (CONT'D)

EXHIBITS:

- A. Site Map.
- B. Location Map.

PERMIT STREAMLINING ACT DEADLINE:

July 20, 1997.

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 BECAUSE THERE IS NO POSSIBILITY THAT THE ACTIVITY MAY HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT. TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061(b)(3).

SIGNIFICANT LANDS INVENTORY FINDING:

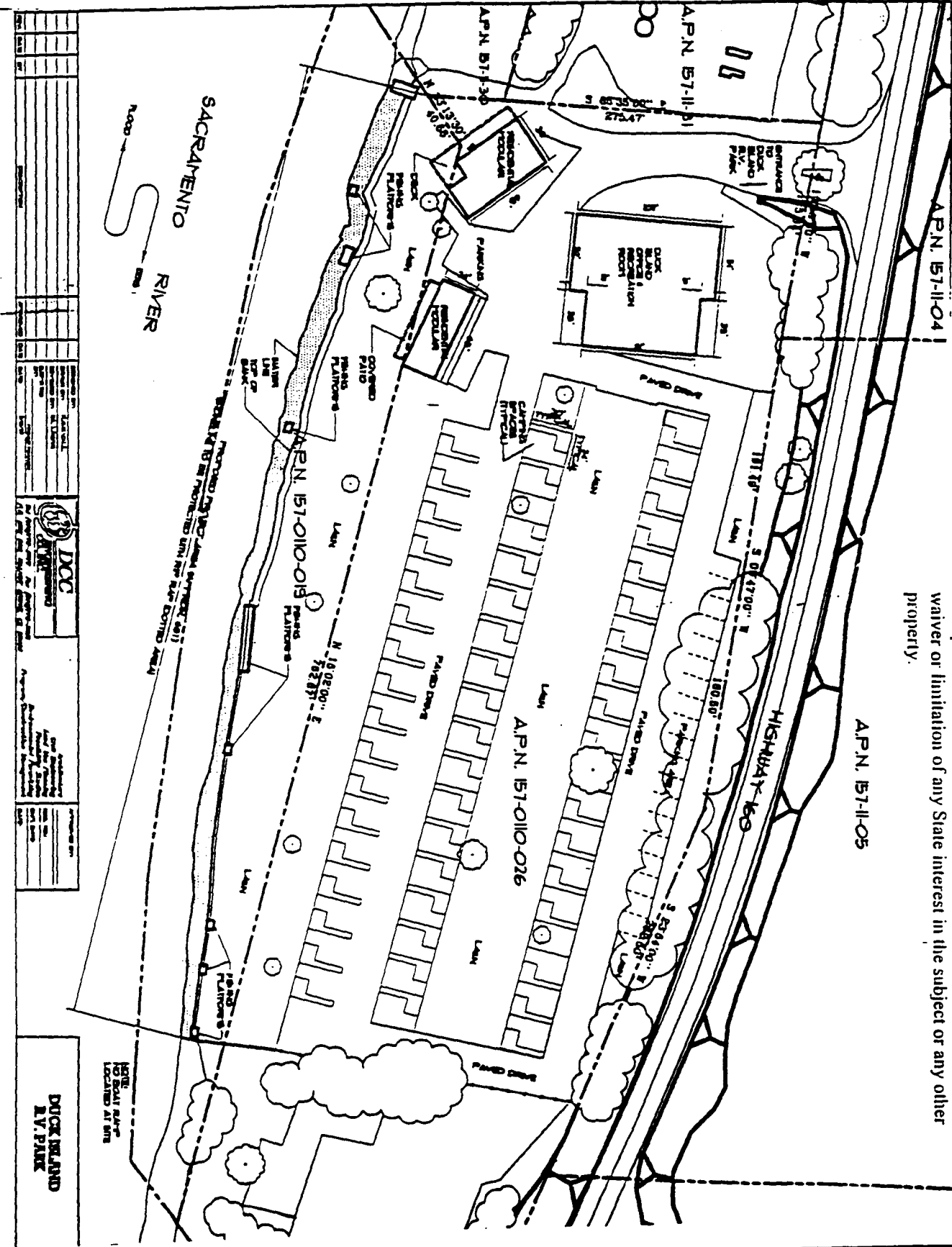
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO HERMAN HARRY WEBER AND IDA PEARL WEBER, TRUSTEES OF THE WEBER REVOCABLE LIVING TRUST, DATED MAY 4, 1982 OF A GENERAL LEASE - PROTECTIVE STRUCTURE AND RECREATIONAL USE, BEGINNING JULY 1, 1997, FOR A TERM OF TEN YEARS; FOR THE CONSTRUCTION AND MAINTENANCE OF APPROXIMATELY 687 FEET OF BANK PROTECTION, AND FOR THE CONTINUED USE AND MAINTENANCE OF A 19 FOOT X 23 FOOT DECK, A 7 FOOT X 38 FOOT COVERED PATIO, SIX FISHING PLATFORMS MEASURING 7 FEET X 7 FEET EACH AND TWO FISHING PLATFORMS, ONE MEASURING 13 FEET X 7 FEET AND ONE MEASURING 45 FEET X 7 FEET; AS DEPICTED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION FOR THE BANK PROTECTION IS THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENT IF THE

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COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; RENT FOR THE DECK, COVERED PATIO, AND FISHING PLATFORMS TO BE \$140 PER YEAR, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM; COMBINED SINGLE LIMIT LIABILITY COVERAGE OF \$500,000.



This Land description is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

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| APN | 157-11-04 | 157-11-05 | 157-11-06 | 157-11-07 | 157-11-08 | 157-11-09 | 157-11-10 | 157-11-11 | 157-11-12 | 157-11-13 | 157-11-14 | 157-11-15 | 157-11-16 | 157-11-17 | 157-11-18 | 157-11-19 | 157-11-20 | 157-11-21 | 157-11-22 | 157-11-23 | 157-11-24 | 157-11-25 | 157-11-26 | 157-11-27 | 157-11-28 | 157-11-29 | 157-11-30 |
| Area | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Use | | | | | | | | | | | | | | | | | | | | | | | | | | | |

NOTICE: NO SEAT PATR LOCATED AT THIS DUCK ISLAND BY PARK

This exhibit is solely for purposes of generally defining the lease premises, and not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

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| W 23504 | | 001322 |

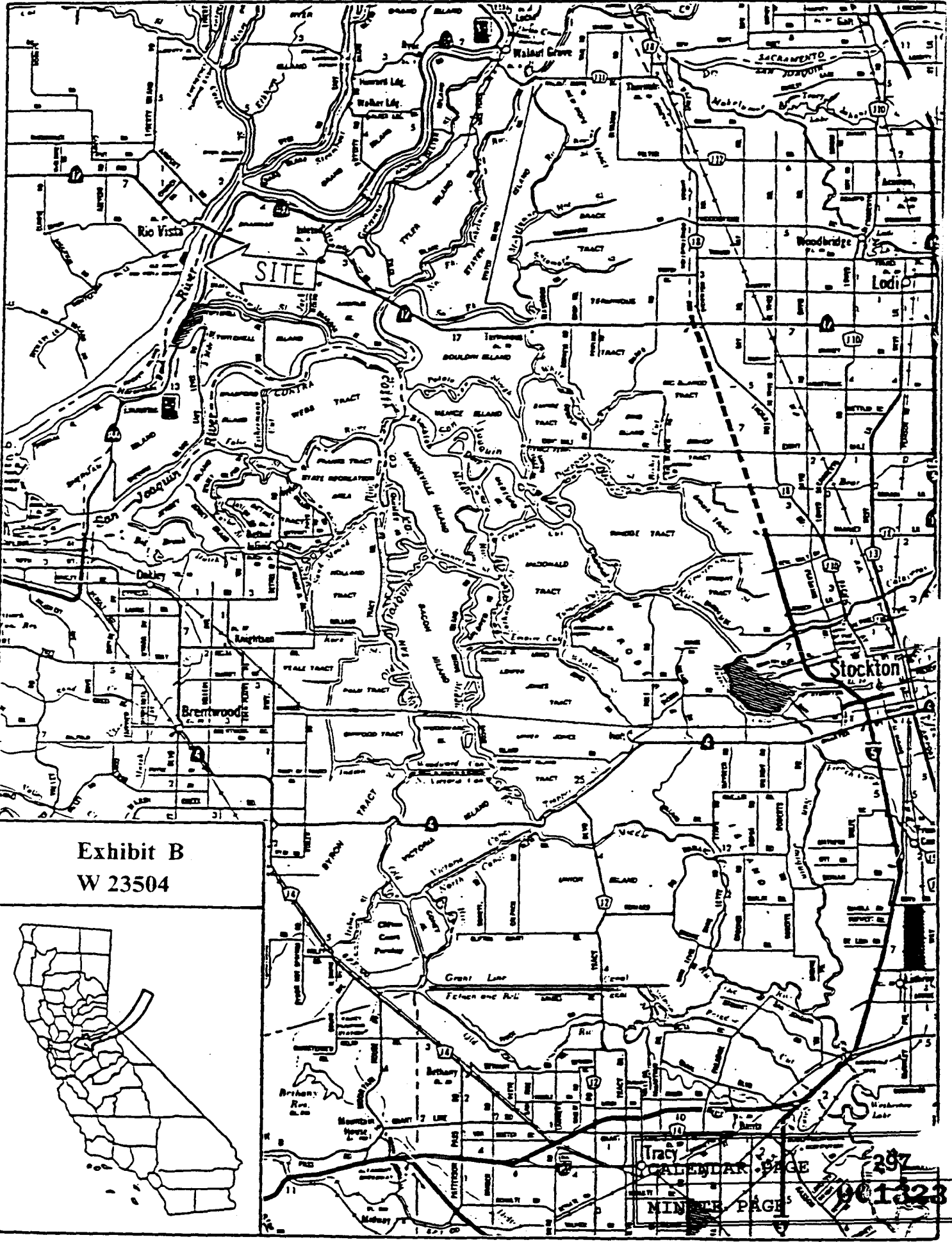


Exhibit B
W 23504



Tracy
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