

MINUTE ITEM

This Calendar Item No. C40 was approved as Minute Item No. 40 by the California State Lands Commission by a vote of 3 to 0 at its 2-17-05 meeting.

**CALENDAR ITEM
C40**

A 5,9

02/17/05

S 6

PRC 5188

WP 5188.1

N. Quesada

REVISION OF RENT

LESSEES:

Steven G. Kuhn and Carol A. Kuhn, Trustees of the Kuhn and Van Bruggen Declaration of Trust established February 19, 1998.

AREA, LAND TYPE, AND LOCATION:

0.24 acres, more or less, of sovereign lands in the Sacramento River, adjacent to the Garden Highway, city of Sacramento, Sacramento County.

AUTHORIZED USE:

Continued use and maintenance of an existing commercial floating dock.

LEASE TERM:

30 years, beginning July 1, 1982.

CONSIDERATION:

This lease provides that Lessor may modify the rent periodically during the lease term. Pursuant to this provision, staff has conducted a review of the rent under this lease, and recommends that the rent be revised from \$865 per year to \$1,840 per year, effective July 1, 2005.

EXHIBIT:

A. Site and Location Map

OTHER PERTINENT INFORMATION:

1. On June 29, 1982, the Commission approved a 30-year General Lease – Commercial Use to Wesley N. and Sophia Dwyer commencing on July 1, 1982, for the use and maintenance of a floating dock to be used for commercial use. Sophia Dwyer subsequently passed away. On February 5, 2001, the Commission approved an Assignment from Wesley N. and June Dwyer to Steven G. and Carol A. Kuhn, Trustees of the Kuhn and Van Bruggen Declaration of Trust established February 19, 1998. The

CALENDAR ITEM NO. C40 (CONT'D)

commercial marina is located in the Sacramento River, along Garden Highway, in Sacramento County.

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

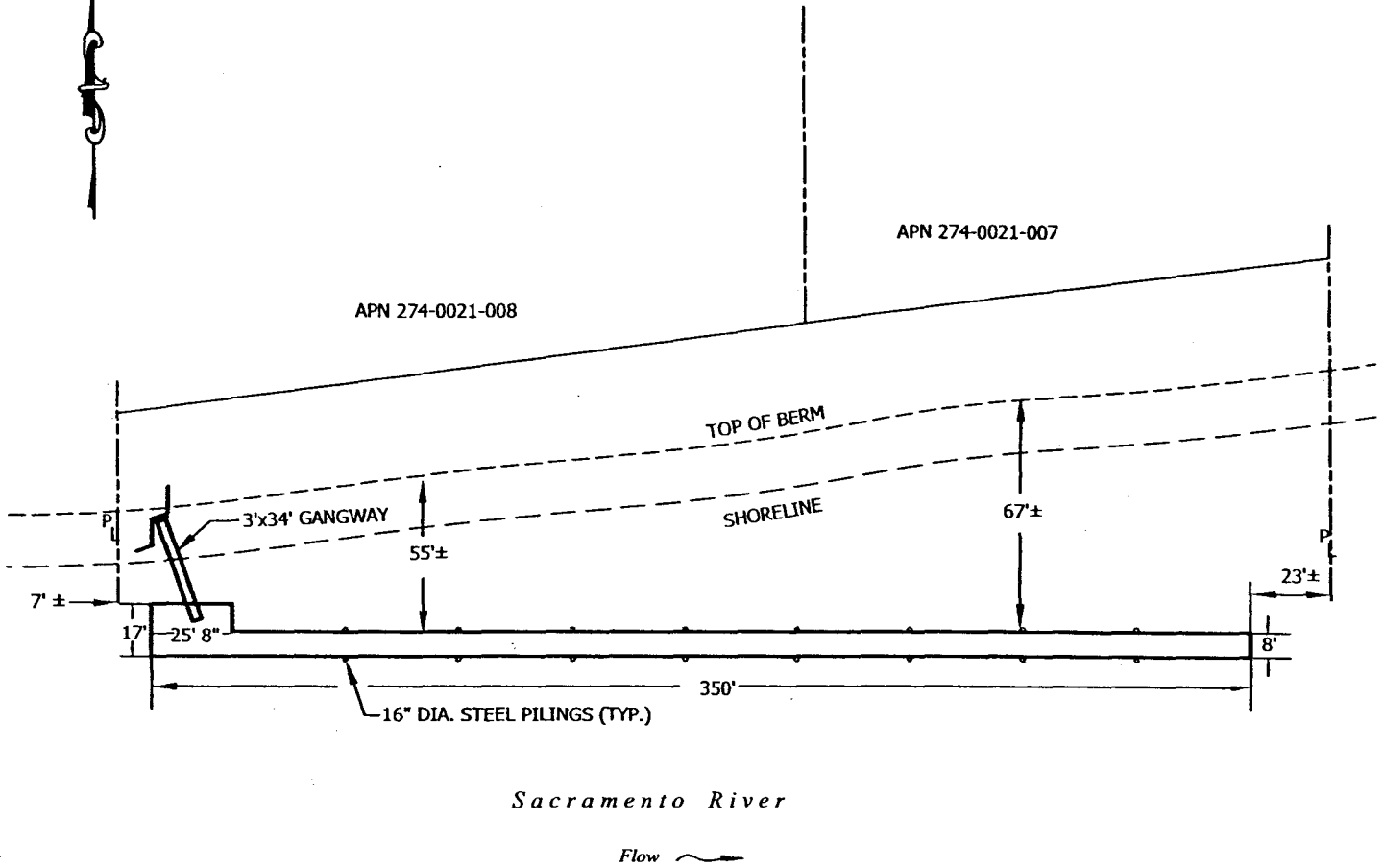
FIND THAT THE ACTIVITY IS NOT SUBJECT TO THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15060(c)(3) BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

AUTHORIZATION:

APPROVE THE REVISION OF RENT FOR LEASE NO. PRC 5188.1 FROM \$865 PER YEAR TO \$1,840 PER YEAR, EFFECTIVE JULY 1, 2005.

NO SCALE

SITE



1951 GARDEN HIGHWAY, SACRAMENTO

NO SCALE

LOCATION

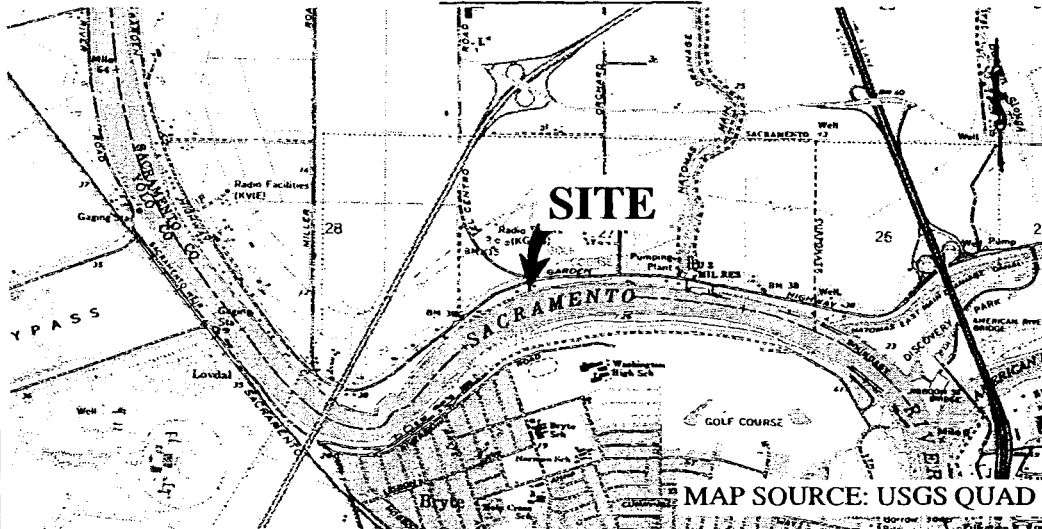


Exhibit A

PRC 5188.1
 STEVE & CAROL KUHN
 APN 274-0021-007&008
 GENERAL LEASE
 COMMERCIAL USE
 SACRAMENTO RIVER
 SACRAMENTO COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties 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.