

T
28
from
to at its 1/26/77
meeting.

CALENDAR ITEM

1/77
W 20240
DR
PRC 5224

C8.

NONCOMMERCIAL LEASE

APPLICANT: James E. & Lorraine M. Ogan
P. O. Box 67
Los Molinos, California 96055

AREA, TYPE LAND AND LOCATION:
An 0.188-acre parcel of submerged land in
the Sacramento River, near Tehama, Tehama
County.

LAND USE: Maintenance of 2 floating docks.

TERMS OF ORIGINAL LEASE:
Initial period: 15 years from August 1, 1976.
Renewal options: 3 successive periods of 10
years each.
Surety bond: \$2,000.
Insurance: Combined single limit, \$300,000.
Consideration: \$225 with 5-year review.

CONSIDERATION: \$225 per annum with the State reserving the
right to fix a different rental on each fifth
anniversary of the lease.

BASIS FOR CONSIDERATION:
\$225 minimum rental for this type of lease or
permit.

PREREQUISITE TERMS, FEES AND EXPENSES.
Applicant is owner of upland.
Filing fee has been received.

STATUTORY AND OTHER REFERENCES:
A. Public Resources Code: Div. 6, Parts 1 & 2.
B. Administrative Code: Title 2, Div. 3,
Arts. 1, 2, 10 & 11.

OTHER PERTINENT INFORMATION:
1. An Environmental Impact Report is not
required. This transaction is within
the purview of 2 Cal. Adm. Code 2907(a)
which exempts an existing structure or
facility that is in an acceptable state

A 1
S 1

CALENDAR ITEM NO. 68. (CONTD)

of repair and there is no evidence of record to show injury to adjacent property, shoreline erosion, or other types of environmental degradation.

2. This project is situated on State land identified as environmentally significant, pursuant to Public Resources Code 6370.1, and is classified in a significant use category, Class B: Limited Use.

Staff review indicates that there will be no significant effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. FIND THAT GRANTING OF THE APPLICATION WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1 ET SEQ., OF THE PUBLIC RESOURCES CODE.
3. AUTHORIZE ISSUANCE TO JAMES E. AND LORRAINE M. OGAN OF A 15-YEAR NONCOMMERCIAL LEASE FROM AUGUST 1, 1976; WITH LESSEE'S OPTION TO RENEW FOR 3 SUCCESSIVE PERIODS OF 10 YEARS EACH; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$225, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; WITH PROVISION OF A \$2,000 SURETY BOND AND PROVISION OF COMBINED SINGLE LIMIT INSURANCE IN THE AMOUNT OF \$300,000; FOR MAINTENANCE OF 2 FLOATING DOCKS ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20240

A parcel of submerged land in the state owned bed of the Sacramento River, Tehama County, California lying westerly of and adjacent to Parcel No. 1 as described in deed recorded April 27, 1973 in Book 618, page 651 Official Records of Tehama County, more particularly described as follows:

On the east by the ordinary high water mark on the left or easterly bank of the Sacramento River, on the north by a line projected westerly, at right angles to said high water mark, from the intersection of said high water mark with the northerly line of said Parcel 1; on the west by a line lying 10 feet westerly of and parallel with the westerly extremity of the existing floating docks located westerly of said Parcel No. 1, on the south by a line projected westerly, at right angles to said high water mark, from the intersection of said high water mark with the southerly line of said Parcel No. 1.

END OF DESCRIPTION

Prepared *[Signature]* Checked *R. L. Blake*
Reviewed *[Signature]* Date *6/28/76*
DJB