

**MINUTE ITEM**

This Calendar Item No. C05 was approved as  
Minute Item No. 05 by the California State Lands  
Commission by a vote of 3 to 0 at its  
12-3-99 meeting.

**CALENDAR ITEM**

**C05**

A 15

12/03/99

S 7

PRC 6090.1

WP 6090.1

L. Burks

**GENERAL LEASE - RIGHT OF WAY USE**

**APPLICANTS:**

Wesley McClure and Larry M. McClure  
125 Pontiac Street  
San Leandro, California 94577

**AREA, LAND TYPE, AND LOCATION:**

0.05 acres, more or less, of sovereign lands in Old River (APN 001-101-001), at  
Eucalyptus Island, near the city of Stockton, Contra Costa County.

**AUTHORIZED USE:**

Continued use and maintenance of an existing 125 foot long submerged  
electrical power cable, 225 lineal feet of protective structure (piling breakwater),  
and a 17 foot by 28 foot L-shaped fishing platform.

**LEASE TERM:**

Ten years, beginning February 1, 2000.

**CONSIDERATION:**

\$242 per year; with the State reserving the right to fix a different rent periodically  
during the lease term, as provided in the lease.

**SPECIFIC LEASE PROVISIONS:**

Liability insurance: Combined single limit coverage of no less than \$500,000.

**OTHER PERTINENT INFORMATION:**

1. Applicant owns 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 as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; Title 2, California Code of Regulations, section 2905 (a)(2).

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MINUTE PAGE	<b>006695</b>

CALENDAR ITEM NO. **C05** (CONT'D)

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

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.

**EXHIBITS:**

- A-1. Site Plan (protective structure/fishing platform)
- A-2. Site Plan (electrical power cable)
- B. Location Map

**PERMIT STREAMLINING ACT DEADLINE:**

N/A

**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 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905 (a)(2).

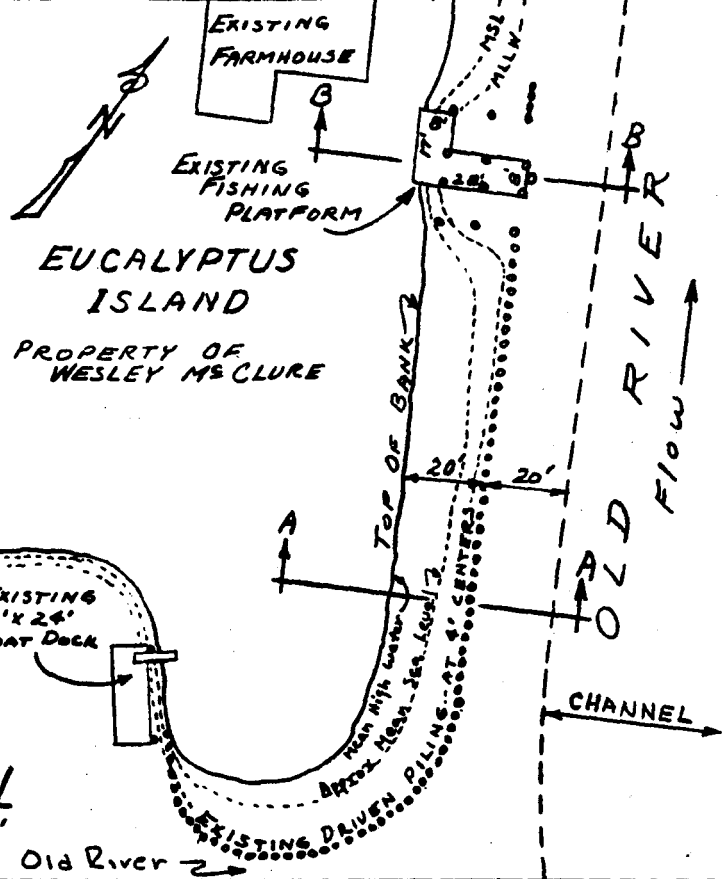
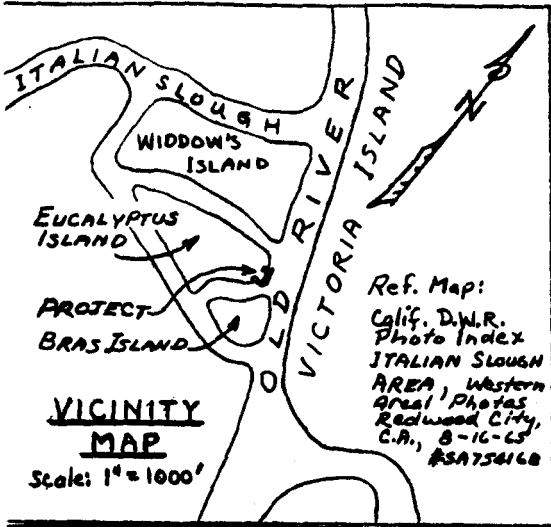
**SIGNIFICANT LANDS INVENTORY FINDING:**

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

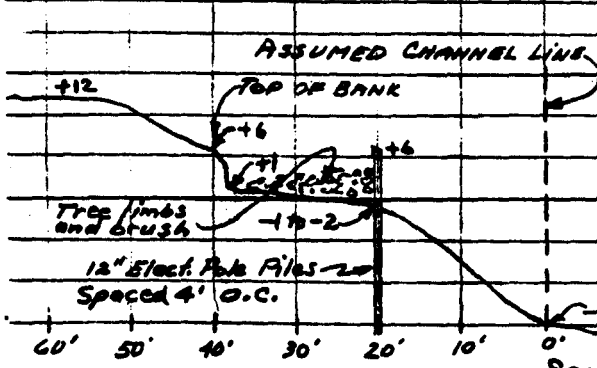
CALENDAR ITEM NO. **C05** (CONT'D)

**AUTHORIZATION:**

AUTHORIZE ISSUANCE TO WESLEY MCCLURE AND LARRY M. MCCLURE OF A GENERAL LEASE - RIGHT OF WAY USE, BEGINNING FEBRUARY 1, 2000, FOR A TERM OF TEN YEARS, FOR CONTINUED USE AND MAINTENANCE OF AN EXISTING ELECTRICAL POWER CABLE, PROTECTIVE STRUCTURE AND FISHING PLATFORM ON THE LAND SHOWN ON EXHIBIT A-1 AND A-2 ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; ANNUAL RENT IN THE AMOUNT OF \$242, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; LIABILITY INSURANCE WITH COMBINED SINGLE LIMIT COVERAGE OF NO LESS THAN \$500,000.



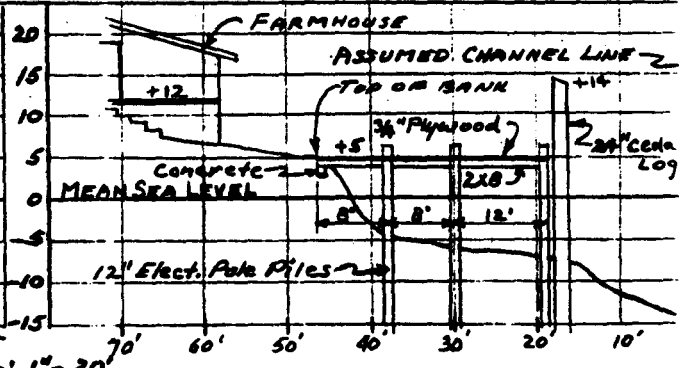
**MEAN TIDE ELEVATIONS:**  
(Ref. Rock Slough at Old River)  
3.1 MSL HIGH  
-0.4 MSL LOW  
0.0 MSL Elev. at time of Soundings.



**Sect. A-A EROSION PROTECTION**

**PURPOSE:** FISHING PLATFORM IS FOR RECREATION FISHING.

EROSION PROTECTION IS TO PREVENT CURRENT AND WASH OF MOTOR BOATS FROM ERODING TIP OF ISLAND.



**Sect. B-B, FISHING PLATFORM**

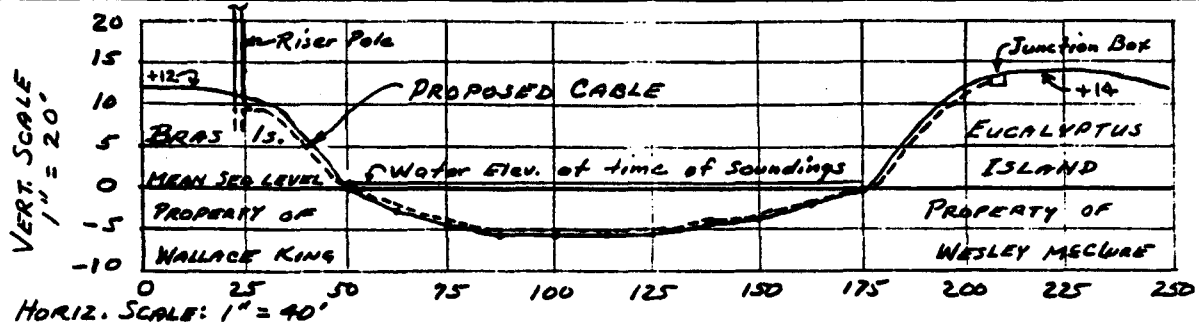
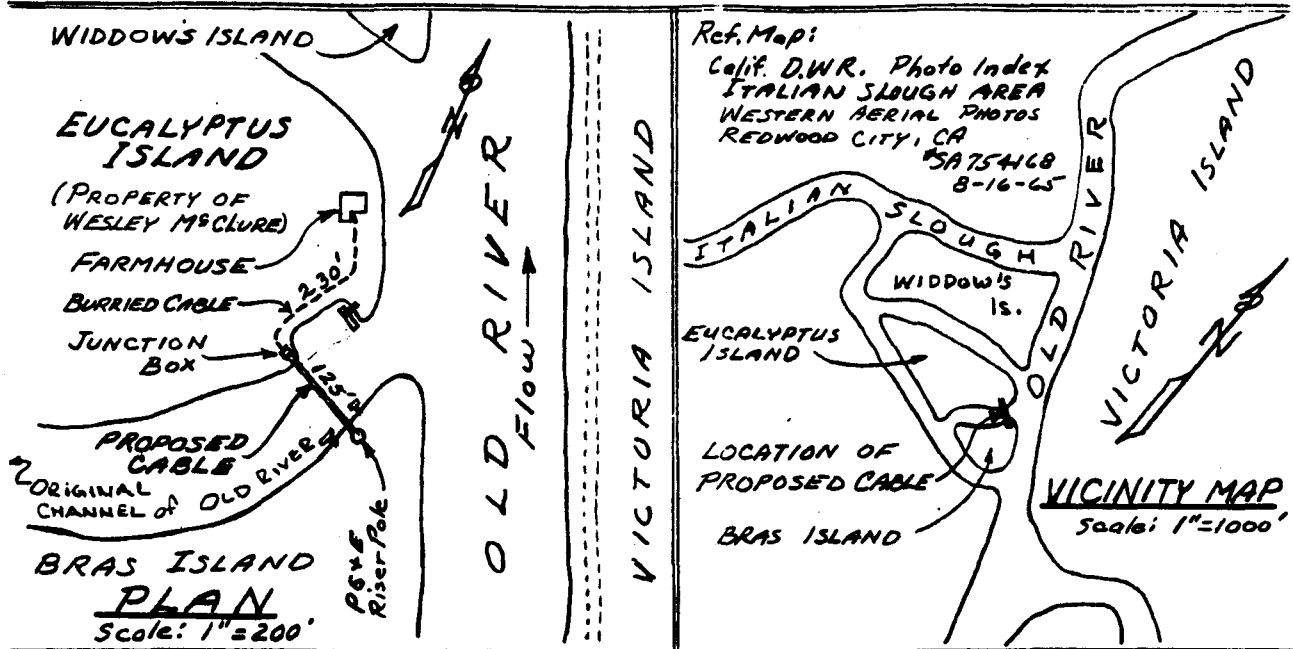
**EXISTING FISHING PLATFORM AND EROSION PROTECTION AT EUCALYPTUS ISLAND FARM, CONTRA COSTA COUNTY, CALIF.**

**OWNER:** WESLEY MC CLURE  
125 PONTIAC ST.  
SAN LEANDRO, CA, 9457.

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

**Exhibit A-1**  
006022  
**WP 6090.1**

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**SECTION VIEWED FROM OLD RIVER**  
Elevations are Mean Sea Level Datum

PURPOSE: TO EXTEND 120/240V. PE&E ELECTRIC SERVICE FOR PRIVATE USE TO AN EXISTING FARMHOUSE ON ISLAND.

CABLE TO BE PLACED ON CHANNEL BOTTOM WITHOUT EXCAVATION OR ALTERATION OF CHANNEL BOTTOM.

**PROPOSED ARMORED SUBMARINE CABLE CROSSING SLOUGH BETWEEN BRAS & EUCALYPTUS ISLANDS, CONTRA COSTA COUNTY, CALIF.**

APPLICATION BY:  
WESLEY MC CLURE  
125 PONTIAC ST.  
SAN LEANDRO, CA. 94577

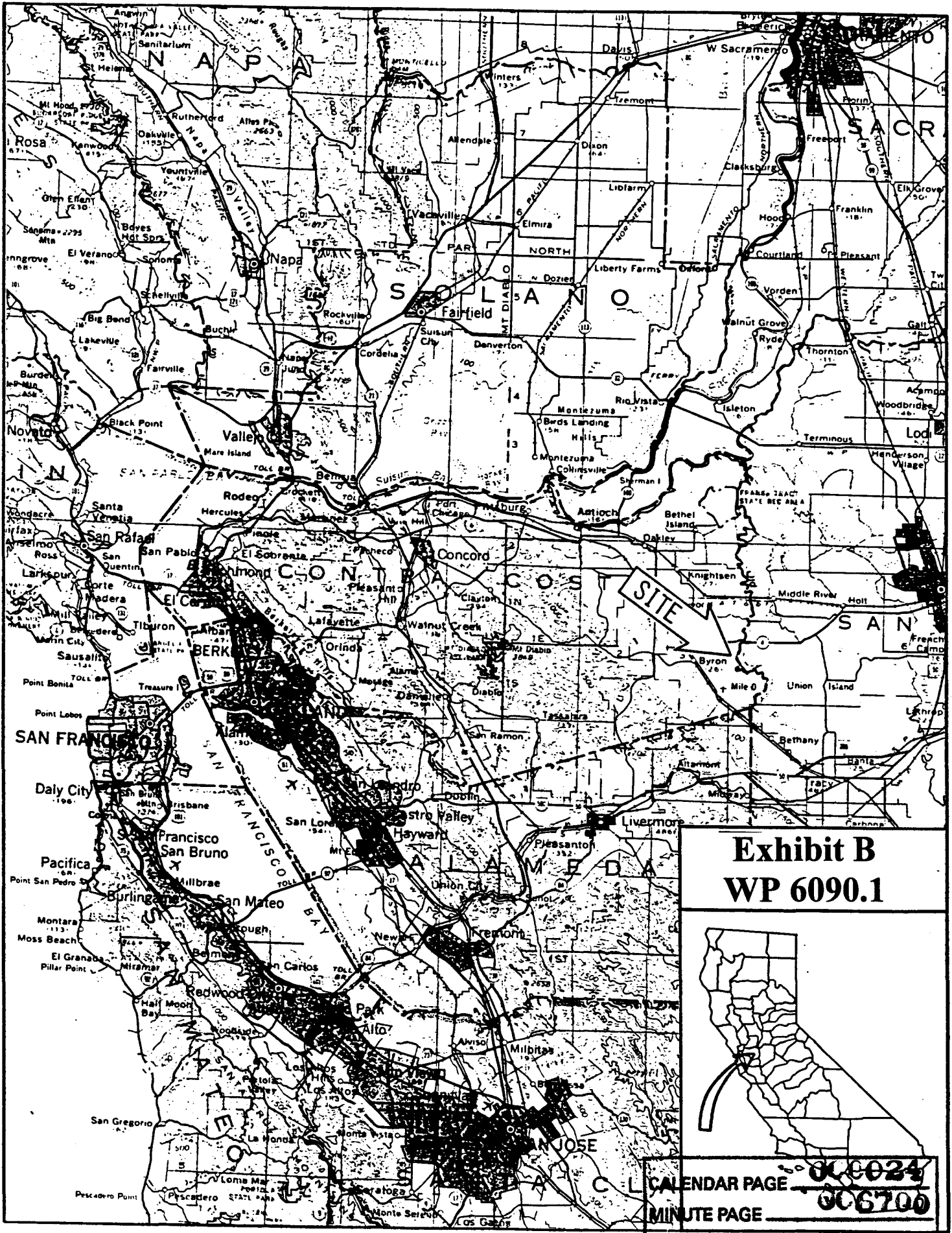
Prepared by:  
Richard H. Ward  
RICHARD H. WARD  
CIVIL ENGINEER, RE8375  
Job 7905

DATE: 16 May 1979

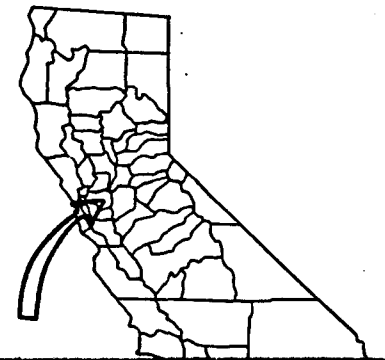
Sheet 1 of 2

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

**Exhibit 23**  
**WP 6090.1**  
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**Exhibit B**  
**WP 6090.1**



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