

**CALENDAR ITEM
C06**

A 8
S 4

12/05/12
PRC 8221.1
R.Boggiano

ASSIGNMENT OF GENERAL LEASE- RECREATIONAL USE

LESSEE/ASSIGNOR:

Paul A. Maddox

ASSIGNEE:

Donald G. Phillips and Debra L. Phillips

AREA, LAND TYPE, AND LOCATION:

Sovereign land in Georgiana Slough, adjacent to 17211 Terminous Road, near Isleton, Sacramento County.

AUTHORIZED USE:

Continued use and maintenance of an existing uncovered floating boat dock, covered berth with boat lift, six pilings, portable jet ski dock, gangway, and utility conduit.

LEASE TERM:

10 years, beginning October 25, 2010.

CONSIDERATION:

\$2,066 per year, with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

OTHER PERTINENT INFORMATION:

1. Assignee owns the upland adjoining the lease premises.
2. On April 6, 2011, the Commission authorized a General Lease – Recreational Use to Paul A. Maddox. That lease will expire on October 24, 2020. On January 23, 2012, ownership of the upland transferred to Donald G. Phillips and Debra L. Phillips. Donald G. Phillips and Debra L. Phillips are now applying for an assignment of the lease.
3. The staff recommends that the Commission find that the subject assignment of lease does not have a potential for resulting in either a direct or a reasonably foreseeable indirect physical change in the

CALENDAR ITEM NO. **C06** (CONT'D)

environment, and is, therefore, not a project in accordance with the California Environmental Quality Act (CEQA).

Authority: Public Resources Code section 21065 and California Code of Regulations, Title 14, sections 15060, subdivision (c)(3), and 15378.

EXHIBITS:

- A. Land Description
- B. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the subject assignment of lease is not subject to the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15060, subdivision (c)(3), because the subject activity is not a project as defined by Public Resources Code section 21065 and California Code of Regulations, Title 14, section 15378.

AUTHORIZATION:

Authorize the assignment of Lease No. PRC 8221.1, a General Lease – Recreational Use, of sovereign land as described in Exhibit A and shown on Exhibit B (for reference purposes only) attached and by this reference made a part hereof, from Paul A. Maddox to Donald G. Phillips and Debra L. Phillips, effective December 5, 2012.

EXHIBIT A

PRC 8221.1

LAND DESCRIPTION

A parcel of tide and submerged land situate on the right bank of the Georgiana Slough, lying adjacent to Swamp and Overflow Survey 849 patented April 2, 1873, Sacramento County, State of California, more particularly described as follows:

PARCEL 1 – DOCK

All those lands underlying an existing uncovered floating boat dock, covered berth, gangway, six (6) pilings, jet ski dock and utility conduit lying adjacent to Parcel 2 as described in that Grant Deed recorded January 23, 2012, in Book 20120123, Page 99 of Official Records of said County.

TOGETHER WITH a 10 foot impact area.

EXCEPTING THEREFROM any portion lying landward of the Ordinary High Water Mark of the right bank of the Sacramento River.

Accompanying plat is hereby made part of this description.

END OF DESCRIPTION

Prepared October 16, 2012 by the California State Lands Commission Boundary Unit.





Georgiana Slough
flow

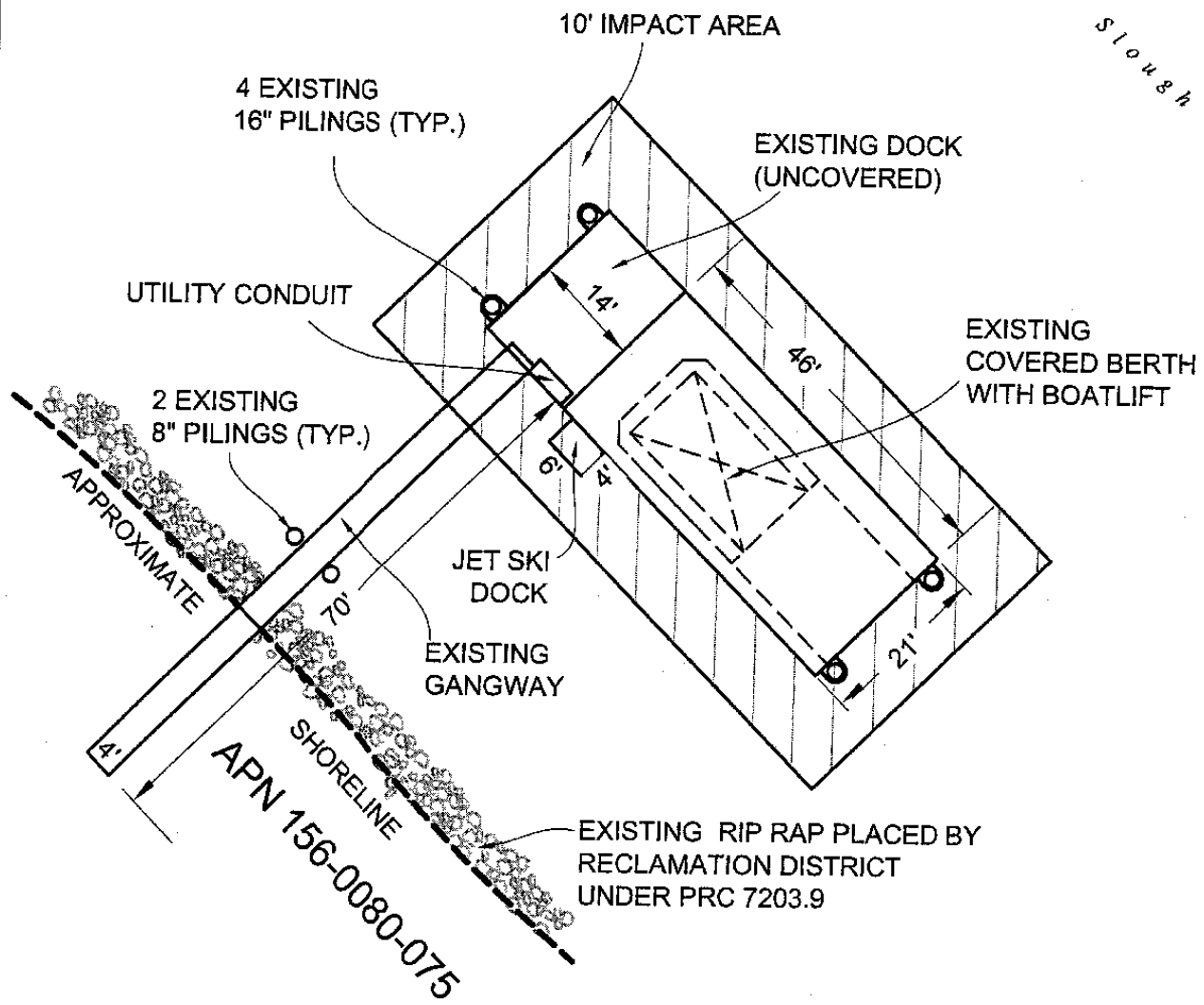


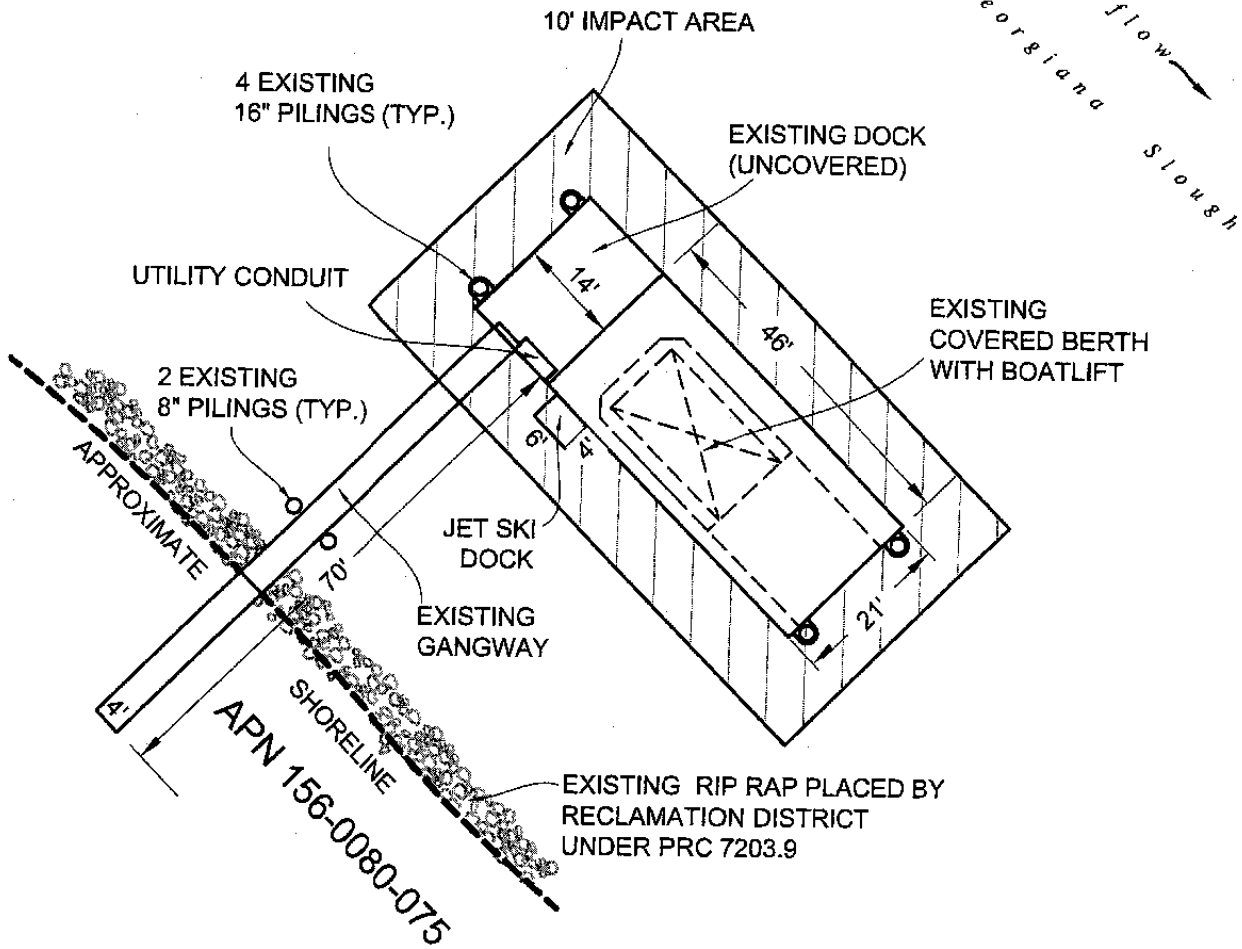
EXHIBIT A

LAND DESCRIPTION PLAT
 PRC 8221.1, PHILLIPS
 SACRAMENTO COUNTY

CALIFORNIA STATE
 LANDS COMMISSION



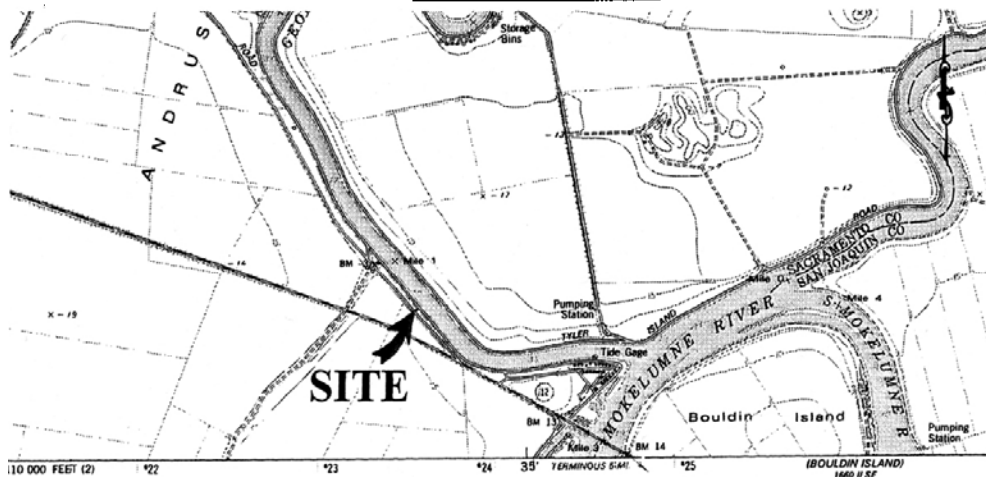
SITE
NO SCALE



17211 TERMINOUS ROAD, NEAR ISLETON

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit B

PRC 8221.1
PHILLIPS
APN 156-0080-075
GENERAL LEASE -
RECREATIONAL USE
SACRAMENTO COUNTY



MJJ 10/22/12

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.