

**CALENDAR ITEM
C44**

A 10
S 2

04/26/13
PRC 5470.1
S. Paschall

REVISION OF RENT

LESSEES:

Jean Vilicich, in trust, as Trustee of the John Vilicich and Jean Vilicich Revocable Inter Vivos Trust dated December 1, 2004; Francis A. Vilicich and Gwendolyn M. Vilicich; and Edward A. Vilicich and Bernadette C. Vilicich, Trustees of the E & B Vilicich Family Trust.

AREA, LAND TYPE, AND LOCATION:

5,417 square feet, more or less, of sovereign submerged land located in Tomales Bay, adjacent to 19145 State Route 1, near the town of Marshall, Marin County.

AUTHORIZED USE:

Use and maintenance of an existing walkway, three wood pilings, and pier.

LEASE TERM:

10 years, beginning April 1, 2008.

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 rent be revised from \$861 per year to \$964 per year, effective April 1, 2013.

EXHIBITS:

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

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the activity is not subject to the requirements of CEQA pursuant to Title 14, California Code of Regulations, section 15060(c)(3) because

CALENDAR ITEM NO. **C44** (CONT'D)

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 5470.1 from \$861 per year to \$964 per year, effective April 1, 2013.

EXHIBIT A

PRC 5470.1

LAND DESCRIPTION

A parcel of tide and submerged lands situate in the bed of Tomales Bay, County of Marin, State of California, and lying adjacent to that parcel of land as described in that Grant Deed recorded August 5, 1954, in Book 880, Page 500 Official Records of Marin County, and more particularly described as follows:

BEGINNING at a point which marks the intersection of the ordinary low water mark of Tomales Bay with the northwest line of that parcel described as a portion of Tideland Survey #233 in that Grant Deed recorded in document number 2005-0043858 on June 14, 2005 in the Official Records of Marin County (said Tideland Survey #233 was redesignated as Tideland Location #241 and is on file at the Sacramento Offices of the California State Lands Commission), said point bears $N25^{\circ}12'31''W$ 1303 feet more or less from a California Division of Highways Station Disk Stamped Boatworks 1972 (NGS PID-JT2653); thence leaving said ordinary low water mark $S39^{\circ}45'16''W$ 38.82 feet along the southwesterly prolongation of the northeast line of said parcel; thence leaving said southwesterly prolongation $S28^{\circ}52'36''E$ 45.10 feet; thence $S33^{\circ}10'23''E$ 61.16 feet; thence $N59^{\circ}36'21''E$ 55.32 feet; thence $N39^{\circ}33'30''W$ 95.61 feet more or less to a point on said ordinary low water mark of Tomales Bay; thence along said ordinary low water mark $N42^{\circ}30'00''W$ 25.53 feet to the POINT OF BEGINNING.

BASIS OF BEARING for this description is CCS83, Zone 3 (1991.35). All distances are grid distances.

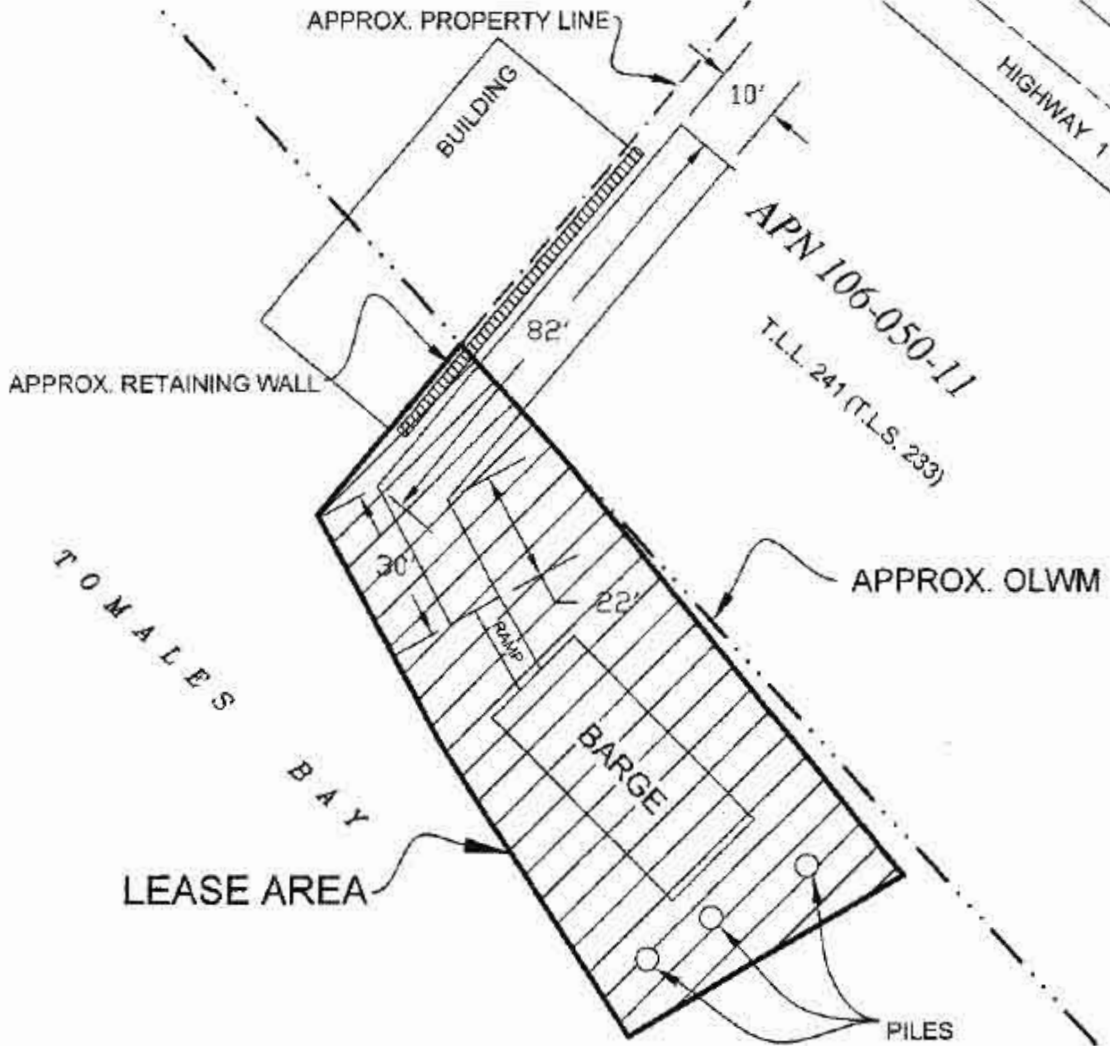
END OF DESCRIPTION

Prepared by the California State Lands Commission Boundary Staff
June 9, 2009.



NO SCALE

SITE



19145 SR 1, TOWN OF MARSHALL, TOMALES BAY

NO SCALE

LOCATION

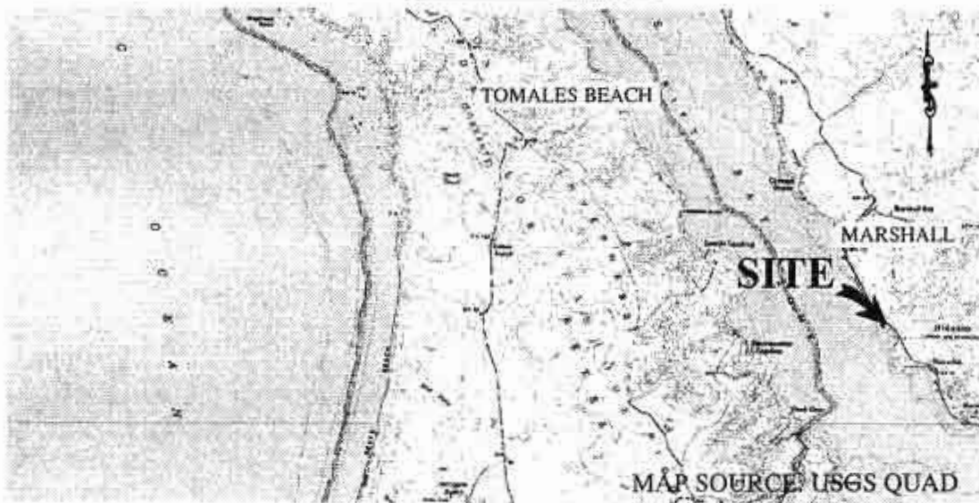


Exhibit B

PRC 5470.1
 VILICICH TRUST
 APN 106-050-11
 GENERAL LEASE -
 RECREATIONAL USE
 MARIN 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.