

**CALENDAR ITEM
C48**

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06/28/16
PRC 5778.1
D. Tutov

ASSIGNMENT OF LEASE

LESSEE/ASSIGNOR:

Mary Wilcox Oxman

APPLICANT/ASSIGNEE:

Gary Moore

AREA, LAND TYPE, AND LOCATION:

1.32 acres, more or less, of filled and unfilled sovereign land located on Assessor's Parcel Number 157-0110-030 and in the Sacramento River, near the city of Isleton, Sacramento County.

AUTHORIZED USE:

Continued use and maintenance of land for the storage of agricultural equipment and bank protection.

LEASE TERM:

10 years, beginning October 1, 2012.

CONSIDERATION:

Storage of Farm Equipment: \$546 per year, with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

Bank Protection: The public use and benefit, with the State reserving the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interests.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance in an amount no less than \$1,000,000 per occurrence.

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Other:

1. Farm equipment to be stored within the lease area shall not include any vehicles containing oil, gas, or other substances that could leak and result in the discharge of pollutants to the lease area. In addition, farm equipment shall not be placed in any environmentally protected areas, inclusive of wetlands and banks of the Sacramento River.
2. No fueling or maintenance of vehicles or equipment will take place on the Lease Premises.
3. Lessee shall not store chemicals or fertilizers on the Lease Premises.

OTHER PERTINENT INFORMATION:

1. The Applicant owns the upland parcel adjacent to the lease area.
2. On December 5, 2012, the Commission authorized a General Lease - Agricultural and Protective Structure Use to Mary Wilcox Oxman. That lease will expire on September 31, 2022. On November 12, 2015, interest in the upland parcel was deeded to Gary Moore. The Applicant is now requesting an assignment of the lease.
3. This activity is consistent with Strategy 1.1 of the Commission's Strategic Plan to deliver the highest levels of public health and safety in the protection, preservation, and responsible economic use of the lands and resources under the Commission's jurisdiction.
4. Assignment of lease is not a project as defined by the California Environmental Quality Act because it is an administrative action that will not result in direct or indirect physical changes in the environment.

Authority: Public Resources Code section 21065 and California Code of Regulations, Title 14, section 15378, subdivision (b)(5).

EXHIBIT:

- A. Site and Location Map

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RECOMMENDED ACTION:

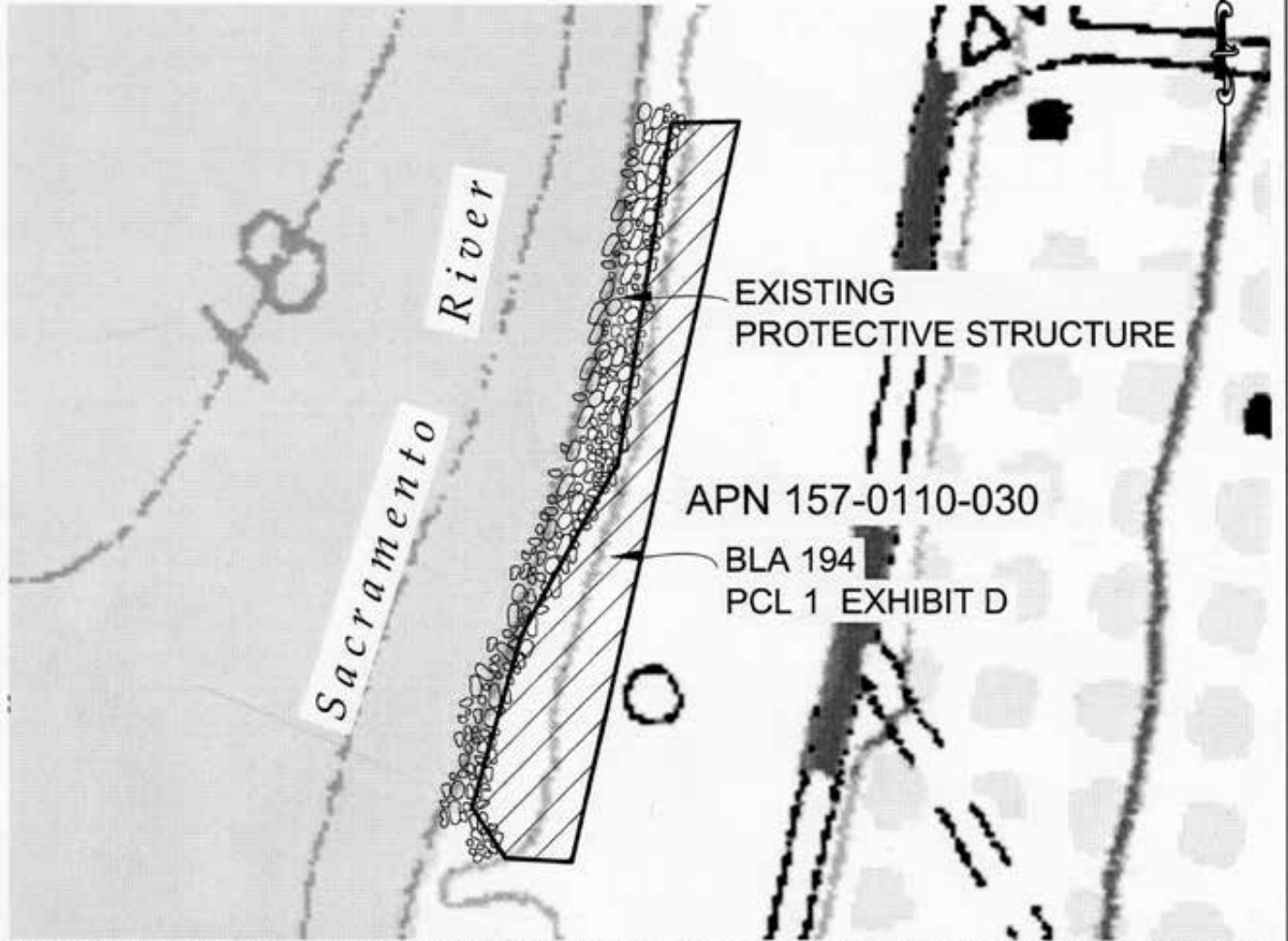
It is recommended that the Commission:

AUTHORIZATION:

Authorize the assignment of Lease No. PRC 5778.1, a General Lease – Agricultural and Protective Structure Use, of filled and unfilled sovereign land from Mary Wilcox Oxman to Gary Moore, as shown on Exhibit A attached and by this reference made a part hereof; effective June 28, 2016.

NO SCALE

SITE



SOVEREIGN LAND LOCATED SOUTH OF RIO VISTA, SACRAMENTO RIVER

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit A

PRC 5778.1
 MOORE
 APN 157-0110-030
 GENERAL LEASE -
 RECREATIONAL &
 PROTECTIVE STRUCTURE USE
 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.