

MINUTE ITEM

7/17/68

10. NONCOMMERCIAL LEASE FOR EXISTING PIER, SUBMERGED LAND IN LAKE TAHOE NEAR CARNELIAN BAY, PLACER COUNTY; AGATE BAY PROPERTIES, INC. - W.O. 6281, P.R.C. 3994.1.

After consideration of Calendar Item 2 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE TO AGATE BAY PROPERTIES, INC., OF A 5-YEAR NONCOMMERCIAL LEASE, FROM AUGUST 23, 1966, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$150 AND PROVISIONS OF A \$2000 SURETY BOND, FOR MAINTENANCE OF AN EXISTING PIER ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, WITH LESSEE'S RIGHT TO RENEW FOR THREE ADDITIONAL PERIODS OF TEN YEARS EACH UPON SUCH REASONABLE TERMS AND CONDITIONS AS THE STATE MIGHT IMPOSE.

Attachment

Calendar Item 2 (2 pages)

CALENDAR ITEM

7/68
W.O. 6281

2.

NONCOMMERCIAL LEASE

APPLICANT: Agate Bay Properties, Inc.

LOCATION: A 0.041-acre parcel of submerged land in Lake Tahoe near Carnelian Bay, Placer County

PROPOSED USE: The maintenance of an existing pier to accommodate subdivision lot owners

TERMS: Initial period: 5 years, from August 23, 1966
Renewal options: 3 additional periods of 10 years each
Surety bond: \$2000

CONSIDERATION: \$150 per annum

BASIS FOR CONSIDERATION:
\$150 minimum rental for this type of lease

PREREQUISITE ITEMS:
U.S.A. Corps of Engineers permit issued
Applicant is owner of upland

STATUTORY AND OTHER REFERENCES:
a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509
b. Administrative Code: Title 2, Div. 3, Secs. 2000-2011
c. Commission policy: Minute Item 18 of November 18, 1959

EXHIBITS: A. Legal description B. Location map

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO AGATE BAY PROPERTIES, INC., OF A 5-YEAR NONCOMMERCIAL LEASE, FROM AUGUST 23, 1966, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$150 AND PROVISIONS OF A \$2000 SURETY BOND, FOR MAINTENANCE OF AN EXISTING PIER ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, WITH LESSEE'S RIGHT TO RENEW FOR THREE ADDITIONAL PERIODS OF TEN YEARS EACH UPON SUCH REASONABLE TERMS AND CONDITIONS AS THE STATE MIGHT IMPOSE.

Attachment: Exhibit "A"

EXHIBIT "A"

A strip of submerged land 30 feet wide in the bed of Lake Tahoe adjacent to Lot 13, Agate Bay Shore Subdivision, Placer County, California, lying 15 feet on each side of the following described center line:

Beginning at a point on the Low Water Mark of Lake Tahoe which bears N. $71^{\circ} 50'$ E. 67 feet more or less and N. $7^{\circ} 04' 19''$ W., approximately 28 feet from a concrete highway monument located on the easterly right-of-way line of State Highway 28, said highway monument is shown as "D" on Sheet 18 of 22 of a series of maps of a "Survey of the Low Water Mark on the Shore of Lake Tahoe," dated September 1950 and filed May 3, 1965, in Book 2 of Surveys at page 71, records of Placer County, said concrete monument has approximate California Zone 2 coordinate values of $X = 2,546,900$, $Y = 576,061$; thence from the point of beginning N. $83^{\circ} 15'$ E. 50 feet, said strip of submerged land containing 0.034 acre more or less.

The bearings used in the above description are based on the California Coordinate System Zone 2.