

7. COMMERCIAL LEASE, SOVEREIGN LAND, TAYLOR SLOUGH, CONTRA COSTA COUNTY;
PAT F. KEENEY - W.O. N-0075, P.R.C. 4050.1.

After consideration of Calendar Item 15 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE TO PAT F. KEENEY OF A 49-YEAR COMMERCIAL LEASE FROM JUNE 1, 1968, IN CONSIDERATION OF ANNUAL RENT DURING THE FIRST FIVE YEARS OF \$150, WITH STATE RESERVING THE RIGHT TO REVIEW AND RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY, PROVISION OF A \$2000 SURETY BOND, AND PUBLIC LIABILITY INSURANCE IN THE AMOUNTS OF \$100,000/\$300,000 FOR PERSONAL INJURY AND \$25,000 FOR PROPERTY DAMAGE, FOR CONSTRUCTION AND OPERATION OF A 5-BERTH BOATING FACILITY ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment

Calendar Item 15 (2 pages)

CALENDAR ITEM

10/68
W.O. N-0075

15.

COMMERCIAL LEASE

APPLICANT: Pat F. Keeney

LOCATION: A 0.123-acre parcel of sovereign land in Taylor Slough at Bethel Island, Contra Costa County

PROPOSED USE: The operation of a boating facility

TERM: 49 years, from June 1, 1968
Surety bond: \$2,000
Public liability ins.: \$100,000/\$300,000 for personal injury and \$25,000 for property damage

CONSIDERATION: \$150 per annum during the first 5 years, with State reserving the right to review and reset a reasonable rental on each fifth anniversary

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

PREREQUISITE ITEMS:
U. S. Army 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. 6501-09
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 PAT. F. KEENEY OF A 49-YEAR COMMERCIAL LEASE FROM JUNE 1, 1968, IN CONSIDERATION OF ANNUAL RENT DURING THE FIRST FIVE YEARS OF \$150, WITH STATE RESERVING THE RIGHT TO REVIEW AND RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY, PROVISION OF A \$2000 SURETY BOND, AND PUBLIC LIABILITY INSURANCE IN THE AMOUNTS OF \$100,000/\$300,000 FOR PERSONAL INJURY AND \$25,000 FOR PROPERTY DAMAGE, FOR CONSTRUCTION AND OPERATION OF A 5-BERTH BOATING FACILITY ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

A parcel of tide and submerged land lying in the bed of Taylor Slough and adjoining Bethel Tract, approximately 4.45 miles east of the Antioch Bridge in Contra Costa County, State of California, and being more particularly described as follows:

COMMENCING at an iron stake at the northeast corner of Lot No. 1 of Anglers Ranch Subdivision Number Four, as filed in the Office of the County Recorder of Contra Costa County on March 17, 1944, and recorded in Book 27 of Maps, page 12, et seq., said point having grid coordinates $X = 1,666,100.51$, $Y = 557,751.78$; thence South $50^{\circ} 44' 57''$ West 209.86 feet to a point on the ordinary low water line of Taylor Slough; thence along the ordinary low water line South $28^{\circ} 28' 45''$ East 5.00 feet more or less to the TRUE POINT OF BEGINNING of this description, said point having grid coordinates $X = 1,665,940.38$, $Y = 557,614.61$; thence leaving the ordinary low water line the following courses:

(1) South $61^{\circ} 31' 15''$ West 80.00 feet

(2) South $28^{\circ} 28' 45''$ East 99.83 feet

(3) North $61^{\circ} 31' 15''$ East 80.00 feet to a point on the ordinary low water line; thence along the ordinary low water line North $28^{\circ} 28' 45''$ West 99.83 feet to the true point of beginning, and containing 0.183 acre more or less.

The basis of bearings of this description is the California Coordinate System, Zone III.