

MINUTE ITEM

8/30/73  
ATD

13. ASSIGNMENT FROM TAHOE-MARIN COMPANY TO MCKINNEY'S LANDING, INC.; RENEWAL AND AMENDMENT OF NON-COMMERCIAL LEASE PRC 4195.1; SUBMERGED LAND IN LAKE TAHOE NEAR KINGS BEACH, PLACER COUNTY - W 20476, PRC 4195.1.

After consideration of Calendar Item 11 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE FOLLOWING ACTION WITH RESPECT TO LEASE PRC 4195.1:

1. APPROVAL OF AN ASSIGNMENT FROM TAHOE-MARIN COMPANY TO MCKINNEY'S LANDING, INC., EFFECTIVE JANUARY 11, 1973;
2. THE ISSUANCE OF A TEN-YEAR RENEWAL FROM AUGUST 16, 1972, IN CONSIDERATION OF ANNUAL RENTAL OF \$240 DURING THE RENEWAL PERIOD, WITH STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON THE FIFTH ANNIVERSARY OF THE LEASE; AND
3. THE ISSUANCE OF AN AMENDMENT TO ADD PUBLIC LIABILITY INSURANCE IN THE AMOUNTS OF \$600,000 FOR PERSONAL INJURY AND \$100,000 FOR PROPERTY DAMAGE, AND INCREASE THE BOND REQUIREMENT TO \$5,000, BOTH EFFECTIVE MAY 31, 1973; AND TO CHANGE THE LAND DESCRIPTION TO THAT SHOWN IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, EFFECTIVE AUGUST 16, 1972;

PROVIDED THAT ALL OTHER TERMS AND CONDITIONS OF LEASE PRC 4195.1 SHALL REMAIN IN FULL FORCE AND EFFECT.

Attachment: Calendar Item 11 (3 pages)

CALENDAR ITEM

8/73  
ATD  
W 20476

11.

ASSIGNMENT, RENEWAL AND AMENDMENT OF  
NON-COMMERCIAL LEASE PRC 4195.1

ASSIGNOR: Tahoe-Marin Company.  
ASSIGNEE: McKinney's Landing, Inc.  
LOCATION: A 0.061-acre parcel of submerged land in Lake Tahoe near Kings Beach, Placer County.  
LAND USE: The maintenance of an existing pier.

TERMS OF ORIGINAL LEASE:

Initial period: 5 years, from August 16, 1967.  
Renewal options: 3 additional periods of 10 years each.  
Surety bond: \$2,000.  
Consideration: \$156 per annum.

TERMS OF LEASE DURING RENEWAL PERIOD:

10 years, from August 16, 1972.  
Surety bond: \$5,000.  
Liability insurance:  
\$600,000 for personal injury and  
\$100,000 for property damage.

CONSIDERATION: \$240 per annum, with State reserving the right to review and reset a reasonable rental on each fifth anniversary.

BASIS FOR CONSIDERATION:

6% of appraised value of land.

PREREQUISITE TERMS:

U. S. Army Corps of Engineers permit issued.  
Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:

a. Public Resources Code: Div. 6, Parts 1 and 2.  
b. Administrative Code: Title 2, Div. 3, Arts. 1 and 2.

CALENDAR ITEM NO. 11. (CONTD)

OTHER PERTINENT INFORMATION:

1. A renewal option was granted in the original lease and there is no change in the basic purpose of the lease; therefore, an environmental impact report is not required.
2. Tahoe-Marine Company has executed an assignment to McKinney's Landing, Inc.
3. The amendment adds insurance, increases the bond, and changes the land description to reflect actual use.

EXHIBITS:

- A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE FOLLOWING ACTION WITH RESPECT TO LEASE PRC 4195.1:

1. APPROVAL OF AN ASSIGNMENT FROM TAHOE-MARINE COMPANY TO MCKINNEY'S LANDING, INC., EFFECTIVE JANUARY 11, 1973;
2. THE ISSUANCE OF A TEN-YEAR RENEWAL FROM AUGUST 16, 1972, IN CONSIDERATION OF ANNUAL RENTAL OF \$240 DURING THE RENEWAL PERIOD, WITH STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON THE FIFTH ANNIVERSARY OF THE LEASE; AND
3. THE ISSUANCE OF AN AMENDMENT TO ADD PUBLIC LIABILITY INSURANCE IN THE AMOUNTS OF \$600,000 FOR PERSONAL INJURY AND \$100,000 FOR PROPERTY DAMAGE, AND INCREASE THE BOND REQUIREMENT TO \$5,000, BOTH EFFECTIVE MAY 31, 1973; AND TO CHANGE THE LAND DESCRIPTION TO THAT SHOWN IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, EFFECTIVE AUGUST 16, 1972;

PROVIDED THAT ALL OTHER TERMS AND CONDITIONS OF LEASE PRC 4195.1 SHALL REMAIN IN FULL FORCE AND EFFECT.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20476

A parcel of submerged land in the bed of Lake Tahoe situated near the community of Brockway, Placer County, California, being more particularly described as follows:

COMMENCING at a 1-3/4 inch iron pin located on the most easterly corner of Lot 51, Brockway Vista Subdivision, per map filed April 6, 1926, at page 16 in Book D of Maps, Official Records of Placer County; thence S 03° 20' W, a distance of 342 feet more or less to Station 498 of the low water mark of Lake Tahoe as shown on Sheet 21 of 22 of a map of a "Survey of the Low Water Mark of Lake Tahoe", filed as Document No. 7467 at page 71 in Book 2 of Surveys, Records of Placer County; thence S 32° 16' 43" E, a distance of 634.86 feet along said low water mark to the TRUE POINT OF BEGINNING; thence leaving the low water mark, the following seven courses:

1. S 57° 38' 42" W, 22.02 feet;
2. N 32° 21' 18" W, 3.00 feet;
3. S 57° 38' 42" W, 60.00 feet;
4. S 32° 21' 18" E, 34.00 feet;
5. N 57° 38' 42" E, 60.00 feet;
6. N 32° 21' 18" W, 3.00 feet;
7. N 57° 38' 42" E, 21.99 feet to the above-mentioned low water mark; thence N 32° 16' 43" W, a distance of 28.00 feet along the low water mark to the true point of beginning.

END OF DESCRIPTION