

This Calendar Item No. 16
was approved as Minute Item
No. 16 by the State Lands
Commission by a vote of 3
to 0 at its 6-24-76
meeting.

CALENDAR ITEM

6/76
W 20669
GDG

16.

AMENDMENT AND ASSIGNMENT OF NON-COMMERCIAL LEASE
PRC 4909.1

ASSIGNOR: Dart Resorts, a division of Dart
Industries, Inc.
P. O. Box 3157, Terminal Annex
Los Angeles, California 90051

ASSIGNEE: Tahoe Donner Association
P. O. Box 3157, Terminal Annex
Los Angeles, California 90051

AREA, TYPE LAND AND LOCATION: An 0.027 acre parcel and an 0.113 acre parcel
of submerged land at the east end of Donner
Lake near Donner Creek, Nevada County.

LAND USE: One boat ramp and 1 floating dock, respectively,
for recreational boating.

TERMS OR ORIGINAL LEASE: Initial period: 49 years, from May 1, 1974.

Surety bond: \$2,000.

Public liability insurance: \$600,000 per
occurrence for bodily injury
and \$100,000 for property damage.

Consideration: \$653.08 with a 5-year review.

Purpose: Reconstruction and maintenance
of a partially existing boat
ramp, and the emplacement and
maintenance of a floating dock.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is owner of the upland.

Processing costs have been received.

STATUTORY AND OTHER REFERENCES:

A. Public Resources Code: Div. 6, Parts 1, 2.

B. Administrative Code: Title 2 Div. 3
Arts. 1, 2, 10 & 11.

OTHER PERTINENT INFORMATION:

1. The primary purpose of this transaction is
to assign lessee's interest to Tahoe Donner
Association, a non-profit corporation exist-
ing for the benefit of those various members

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owning a real property interest in Tahoe Donner Subdivision near Truckee, Nevada County. The boating facilities are situated adjacent to littoral land owned by the Association and identified as Tahoe Donner Beach, a common area enjoyed by members of the Association.

This lease is being amended for the sole purpose of bringing the effective covenants and conditions into accord with current standards and policy requirements. No changes in area of use, or sums relative to annual rental, liability insurance coverage or the surety bond are being made in this transaction.

2. This project is situated on State land identified as possessing significant environmental values, pursuant to Public Resources Code 6370.1, and is classified in a significant use category, Class B: Limited Use. Staff review indicates that there will be no significant effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.
3. This transaction does not present a plan which changes or alters the environmental setting previously authorized by the Commission and therefore qualifies as a nonproject. This is a continuing administrative activity.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21065, 14 CAL. ADM. CODE 15037.
2. DETERMINE THAT THE GRANTING OF THE APPLICATION WILL HAVE NO SIGNIFICANT EFFECT UPON THE ENVIRONMENTAL VALUES IDENTIFIED PURSUANT TO SECTION 6370.1 ET SEQ., OF THE PUBLIC RESOURCES CODE.
3. AUTHORIZE THE AMENDMENT OF LEASE PRC 4909.1, TO BRING THE EFFECTIVE COVENANTS AND CONDITIONS INTO ACCORD WITH THE COMMISSION'S CURRENT STANDARDS AND POLICY REQUIREMENTS. (SAID REVISED AND AMENDED LEASE IS ON FILE IN THE OFFICE OF THE COMMISSION AND BY REFERENCE MADE A PART HEREOF.)
4. APPROVE THE ASSIGNMENT OF LEASE PRC 4909.1, COVERING AN EXISTING BOAT RAMP AND FLOATING DOCK IN DONNER LAKE & ARE

CALENDAR ITEM NO. 16. (CONTD)

TRUCKEE, NEVADA COUNTY, FROM DART RESORTS, A DIVISION OF
DART INDUSTRIES, INC., TO TAHOE DONNER ASSOCIATION.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20669

PARCEL 1

A parcel of submerged land lying in the bed of Donner Lake, in Nevada County, California, located in Lot 4 of the NE $\frac{1}{4}$ of Section 18, T 17 N, R 16 E, M.D.M., more particularly described as follows:

COMMENCING at a cross on the side of a twelve-foot boulder, said boulder being described in Book 554, page 380, Official Records of Nevada County; thence N 82° 21' 00" W, 140.15 feet to the TRUE POINT OF BEGINNING; thence along the following eight courses:

1. S 87° 39' 00" W, 106.50 feet;
2. S 02° 23' 00" E, 38.50 feet;
3. S 87° 39' 00" W, 26.50 feet;
4. N 02° 23' 00" W, 73.50 feet;
5. N 87° 39' 00" E, 38.00 feet;
6. S 02° 23' 00" E, 5.00 feet;
7. N 87° 39' 00" E, 74.50 feet;
8. S 39° 15' 00" E, 37.53 feet to the true point of

beginning.

Bearings in this description are based on the southerly line of Old Highway 40, as shown on sheet 8 of State Highway Layout number 827, dated July 14, 1928.

PARCEL 2

A parcel of submerged land lying in the bed of Donner Lake, in Nevada County, California, located in Lot 4 of the NE $\frac{1}{4}$ of Section 18, T 17 N, R 16 E, M.D.M., more particularly described as follows:

COMMENCING at a cross on the side of a twelve-foot boulder, as said boulder is described in Book 554, page 380, Official Records of Nevada County; thence S 10° 31' 00" E, 59.50 feet to the TRUE POINT OF BEGINNING; thence along the following 4 courses:

1. N 76° 01' 00" W, 33.00 feet;
2. S 13° 59' 00" W, 29.50 feet;
3. S 76° 01' 00" E, 46.45 feet;
4. N 10° 31' 00" W, 32.45 feet to the true point

of beginning.

Bearings in this description are based on the southerly line
of old Highway 40 as shown on sheet 3 of State Highway Layout
No. 827, dated July 14, 1928.

END OF DESCRIPTION

Prepared by: *W. H. Miller* Checked by: *H. J. Brumbeck*
Reviewed by: *D. Brittnacher* Date: *5/19/76*

