

MINUTE ITEM

This Calendar Item No. 49 was approved as Minute Item No. 49 by the State Lands Commission by a vote of 3 to 0 at its 8-23-79 meeting.

CALENDAR ITEM
49.

8/79
WP 3545
Gordon
PRC 3545

AUTHORIZATION OF SUIT FOR EJECTMENT
AND COLLECTION OF RENTALS

APPLICANT: Schwartz-Ricci Enterprises
P. O. Box 311
Carnelian Bay, California 95711

AREA, TYPE LAND AND LOCATION: A 0.087 acre parcel, a 0.029 acre parcel and a 0.017 acre parcel, together totalling 0.133 acre of submerged lands in Lake Tahoe at Carnelian Bay; Placer County.

LAND USE: Maintenance of 1 existing pier, 1 existing pumphouse-sundeck and 1 existing pipeline for recreational boating, sunbathing and the intaking of domestic water, respectively.

BACKGROUND: The Commission's application forms were first transmitted to applicant for completion and filing July 14, 1978. After repeated contacts by staff, an application was received April 24, 1979, but without payment of the \$25 statutory filing fee. A proposed 15-year General Permit - Recreational and Right-of-Way Use agreement, beginning July 1, 1977, was transmitted to applicant for review and execution May 2, 1979.

Applicant has failed to pay the \$25 filing fee, return said agreement executed, or otherwise cooperate and respond to staff's numerous contacts. Continual trespass and use of the subject sovereign lands should be abated.

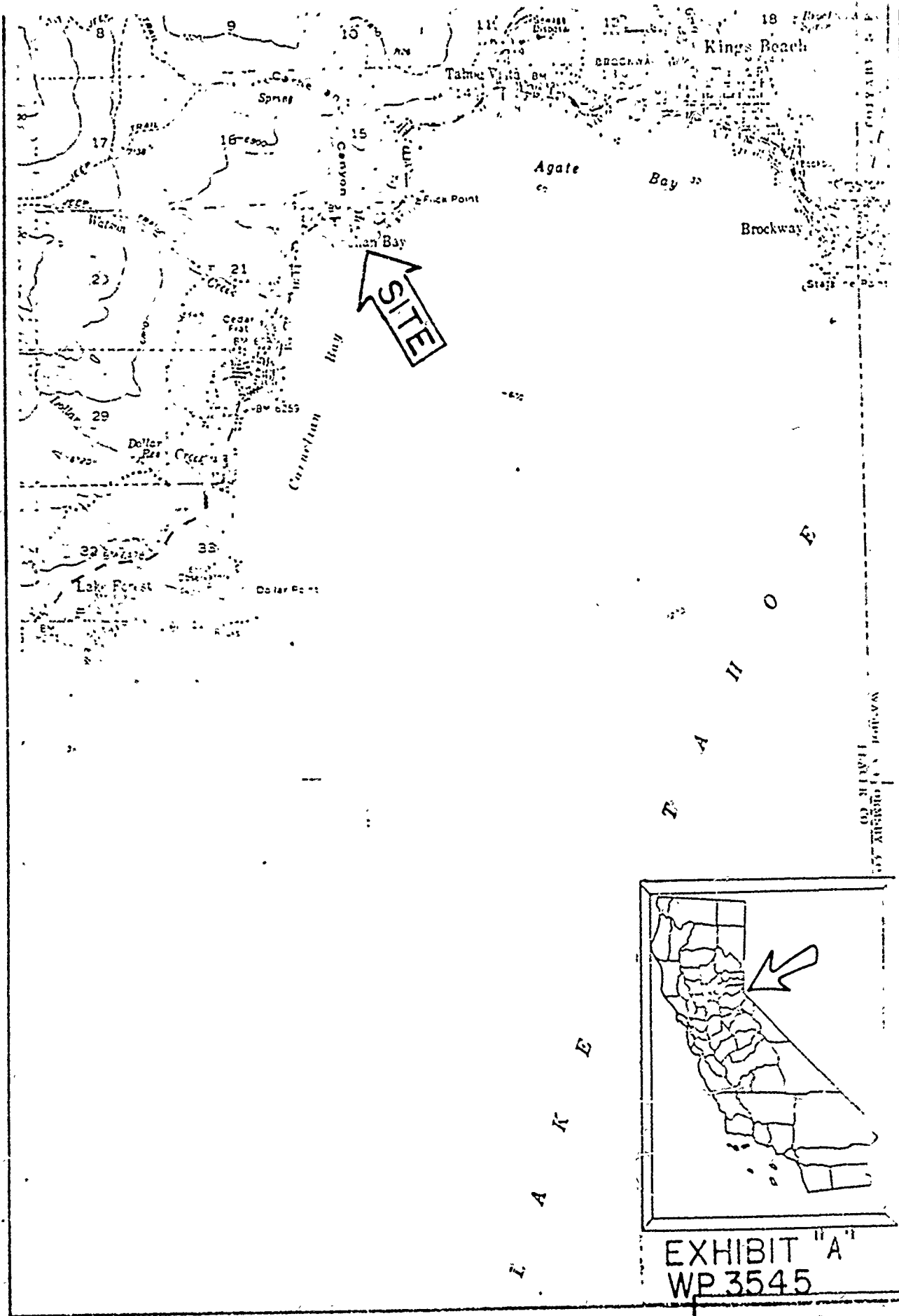
EXHIBIT: A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE STAFF AND/OR THE OFFICE OF THE ATTORNEY GENERAL TO TAKE ALL STEPS NECESSARY, INCLUDING LITIGATION, TO TERMINATE THE CONTINUING TRESPASS OF SCHWARTZ-RICCI ENTERPRISES ON STATE-OWNED SUBMERGED LANDS IN LAKE TAHOE, PLACER COUNTY, AND TO COLLECT REASONABLE COMPENSATION FOR THE UNAUTHORIZED USE OF SAID LANDS.

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CALENDAR PAGE 287
MINUTE PAGE 1620



U.S. GEOLOGICAL SURVEY
 WATER RESOURCES DIVISION
 WESTERLY

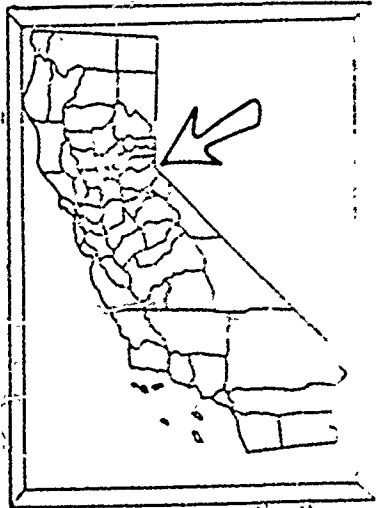


EXHIBIT "A"
 WP 3545