

MINUTE ITEM

This Calendar Item No. C24 was approved as
Minute Item No. 24 by the California State Lands
Commission by a vote of 3 to 6 at its
9-17-01 meeting.

CALENDAR ITEM

C24

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09/17/01
PRC 6428 WP 6428.9
M. Hays

ASSIGNMENT OF LEASE

LESSEE/ASSIGNOR:

Whitney G. Lynn, Trustee of the Whitney G. Lynn and Catherine J. Lynn
1993 Living Trust Agreement dated August 3, 1993
16349 Aztec Ridge Drive
Los Gatos, CA 95030

ASSIGNEES:

Richard Breaux and Kathryn Breaux
2142 Queens Lane
San Mateo, CA 94402

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in Lake Tahoe, Kings Beach, Placer County.

AUTHORIZED USE:

Continued use and maintenance of a joint use pier, three boat lifts and three
mooring buoys.

LEASE TERM:

Ten years, beginning July 1, 1997.

CONSIDERATION:

No monetary consideration pursuant to Public Resources Code section 6503.5

OTHER PERTINENT INFORMATION:

1. On October 3, 1997, Ronald Jenny and Jane E. Jenny deeded the littoral
land to Whitney G. Lynn, Trustee of the Whitney G. Lynn and Catherine J.
Lynn 1993 Living Trust Agreement dated August 3, 1993, without the
benefit of an assignment of the lease. On December 4, 2000, Whitney G.
Lynn, Trustee of the Whitney G. Lynn and Catherine J. Lynn 1993 Living
Trust Agreement dated August 3, 1993, deeded the littoral land to Richard
Breaux and Kathryn Breaux.

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2. This lease is conditioned on the Lessee obtaining written evidence of authorization from the Tahoe Regional Planning Agency for the three mooring buoys within two years after the adoption of the Lake Tahoe Shorezone – Draft Environmental Impact Statement (EIS).
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California code of Regulations), the staff has determined that this activity is exempt from the requirements of the CEQA because the activity is not a "project" as defined by the CEQA and the State CEQA Guidelines.

Authority: Public Resources Code section 21065 and Title 14, California Code of Regulations, section 15378.

EXHIBIT:

- A. Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCE CODE SECTIONS 6370, ET SEQ.

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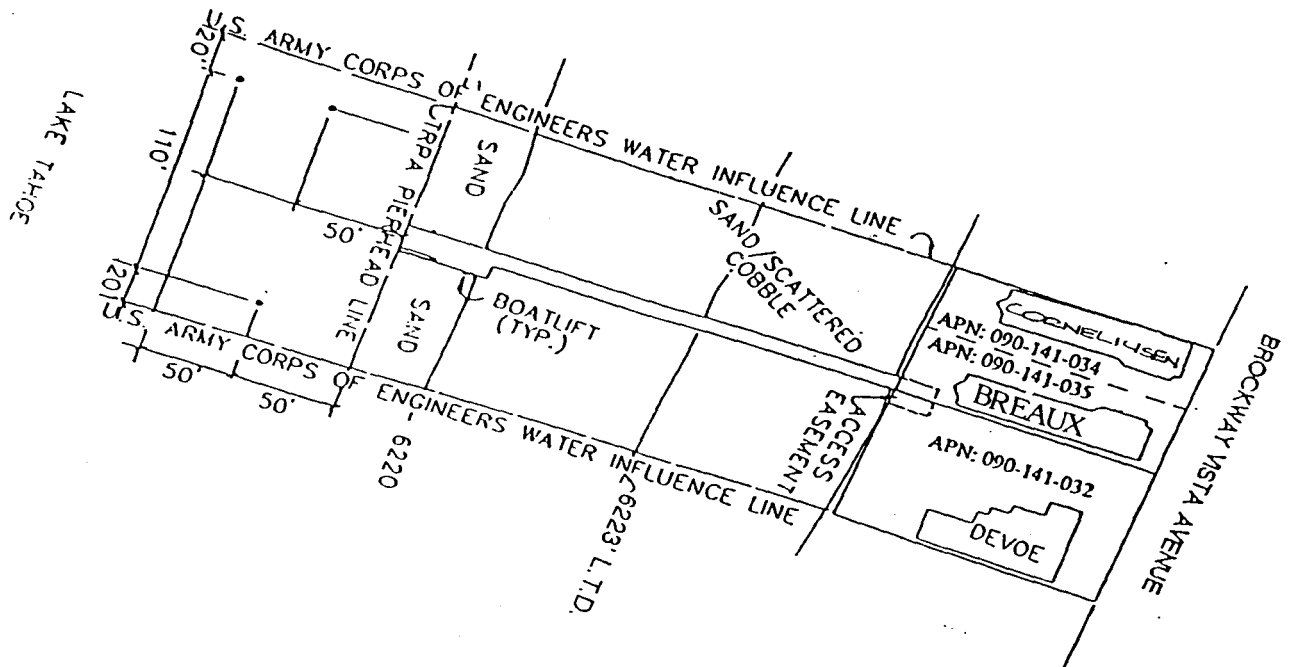
CALENDAR ITEM NO. **C24**CONT'D)

AUTHORIZATION:

ACKNOWLEDGE THE PREVIOUS ASSIGNMENT OF LEASE NO. PRC 6428.9 FROM RONALD JENNY AND JANE E. JENNY TO WHITNEY G. LYNN, TRUSTEE OF THE WHITNEY G. LYNN AND CATHERINE J. LYNN 1993 LIVING TRUST AGREEMENT DATED AUGUST 3, 1993.

AUTHORIZE THE ASSIGNMENT OF LEASE NO. PRC 6428.9, A RECREATIONAL PIER LEASE, OF SOVEREIGN LANDS IN LAKE TAHOE AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, FROM WHITNEY G. LYNN, TRUSTEE OF THE WHITNEY G. LYNN AND CATHERINE J. LYNN 1993 LIVING TRUST AGREEMENT DATED AUGUST 3, 1993, TO RICHARD BREAU AND KATHRYN BREAU; EFFECTIVE JULY 1, 2001.

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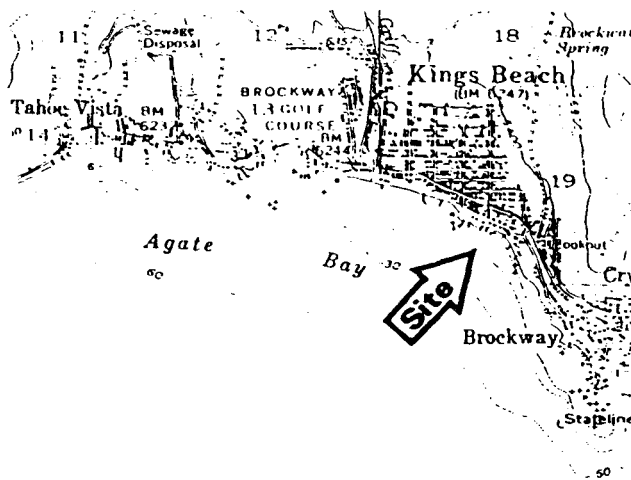
LEGEND

- EXISTING MOORING BUOY

8732, 8734, & 8740 Brockway Vista Ave.

NO SCALE

LOCATION MAP



NO SCALE

Lake Tahoe

This Exhibit is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

Exhibit A

PRC 6428.9

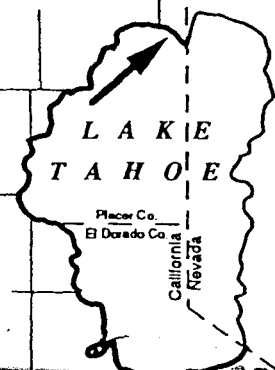
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Lake Tahoe

PLACER COUNTY

Sheet 1 of 2 Sheets

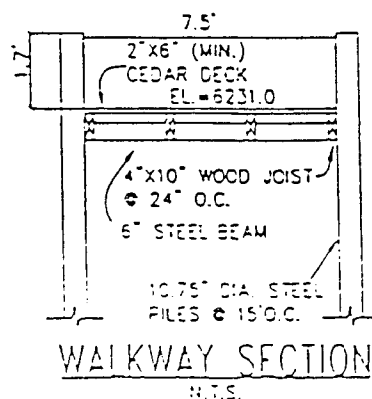
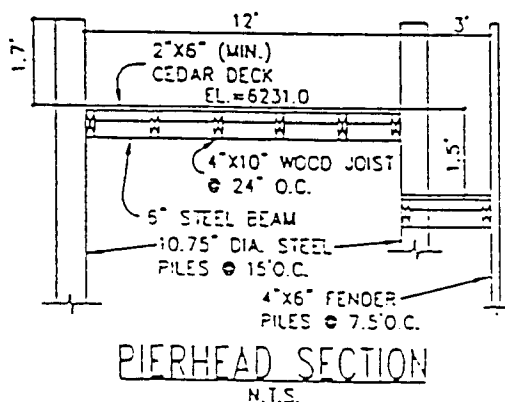
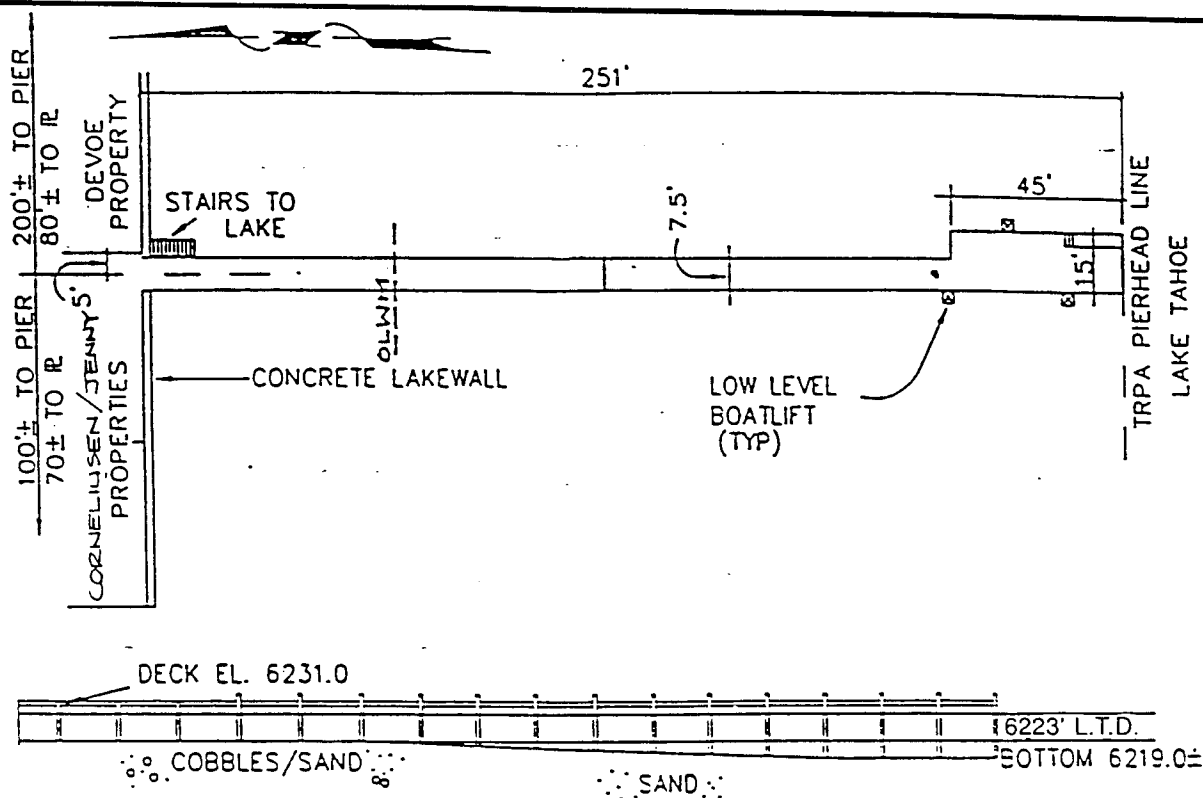


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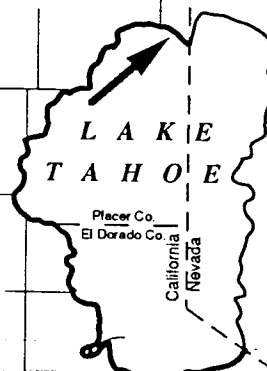
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NO SCALE

Exhibit A
 PRC 6428.9
 APN 090 - 141 -
 032, 034 & 035
 Lake Tahoe
 PLACER COUNTY
 Sheet 2 of 2 Sheets



This Exhibit is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

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