

MINUTE ITEM

This Calendar Item No. 17
was approved as Minute Item
No. 17 by the State Lands
Commission by a vote of 2
to 0 at its 12-20-79
meeting.

CALENDAR ITEM

17.

12/79
WP 4178
Gordon
PRC 4178

ASSIGNMENT OF GENERAL PERMIT
RECREATIONAL USE PRC 4178.1

ASSIGNOR:

Thurlow Richard Murray
1579 Belmont Avenue
San Carlos, California 94070

Patricia Ann Murray Gerhart
8489 Valley View Road
Redding, California 96001

ASSIGNEE:

C. William Johnson and
Carole R. Johnson
P. O. Box 633
Chico, California 95926

AREA, TYPE LAND AND LOCATION:

A 0.069 acre parcel and a 0.029 acre circular
parcel, 40 feet in diameter, all on submerged
lands in McKinney Bay, Lake Tahoe near
Tahoma, Placer County.

LAND USE:

Maintenance of 1 existing pier and 1 existing
mooring buoy, respectively, for recreational
boating.

TERMS OF ORIGINAL PERMIT:

Initial period: 15 years from December 1,
1978.

Public liability insurance: \$400,000 per
occurrence for bodily
injury and \$50,000 for
property damage, or combined
single limit coverage
of \$450,000.

CONSIDERATION: \$70 per annum, with the State reserving
the right to fix a different rental on
each fifth anniversary of the permit.

BASIS FOR CONSIDERATION:

2 Cal. Adm. Code 2005.

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PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is owner of upland.

Filing fee and processing costs have been received.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 & 2.

B. Cal. Adm. Code: Title 2, Div. 3.

OTHER PERTINENT INFORMATION:

1. This transaction is occasioned by the sale of the upland to the proposed assignees. Assignors have filed with staff an express statement objecting to the words and phrases in the Commission's assignment document which bind the assignors, for the remaining term of the permit, to the faithful performance of any and all future obligations in the same degree as the effective permittee. Assignors desire to be released from this liability.

By the act of entering into said assignment, assignees bind themselves to the obligations of the original permittees. Staff considers assignees to be capable of fulfilling the obligations of the permit, and recommends that assignors be released from said liability.

2. This activity is exempt from CEQA because it does not constitute a project.

3. The existing facilities are situated on State land identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category, Class B, which authorizes Limited Use.

Staff review indicates that there will be no significant effect upon the identified environmental values. These are existing facilities for which no adverse comments have been received.

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EXHIBIT: A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21065, 14 CAL. ADM. CODE 15037 AND 2 CAL. ADM. CODE 2903(d).
2. AUTHORIZE THE RELEASE OF THURLOW RICHARD MURRAY AND PATRICIA ANN MURRAY GERHART, AS ASSIGNORS, FROM ANY LIABILITY UNDER PRC 4178.1.
3. FIND THAT APPROVAL OF THE ASSIGNMENT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE P.R.C.
4. APPROVE THE ASSIGNMENT OF GENERAL PERMIT - RECREATIONAL USE PRC 4178.1, FROM THURLOW RICHARD MURRAY AND PATRICIA ANN MURRAY GERHARDT TO C. WILLIAM JOHNSON AND CAROLE R. JOHNSON.

CALL NUMBER	079
MINUTE VALUE	2536

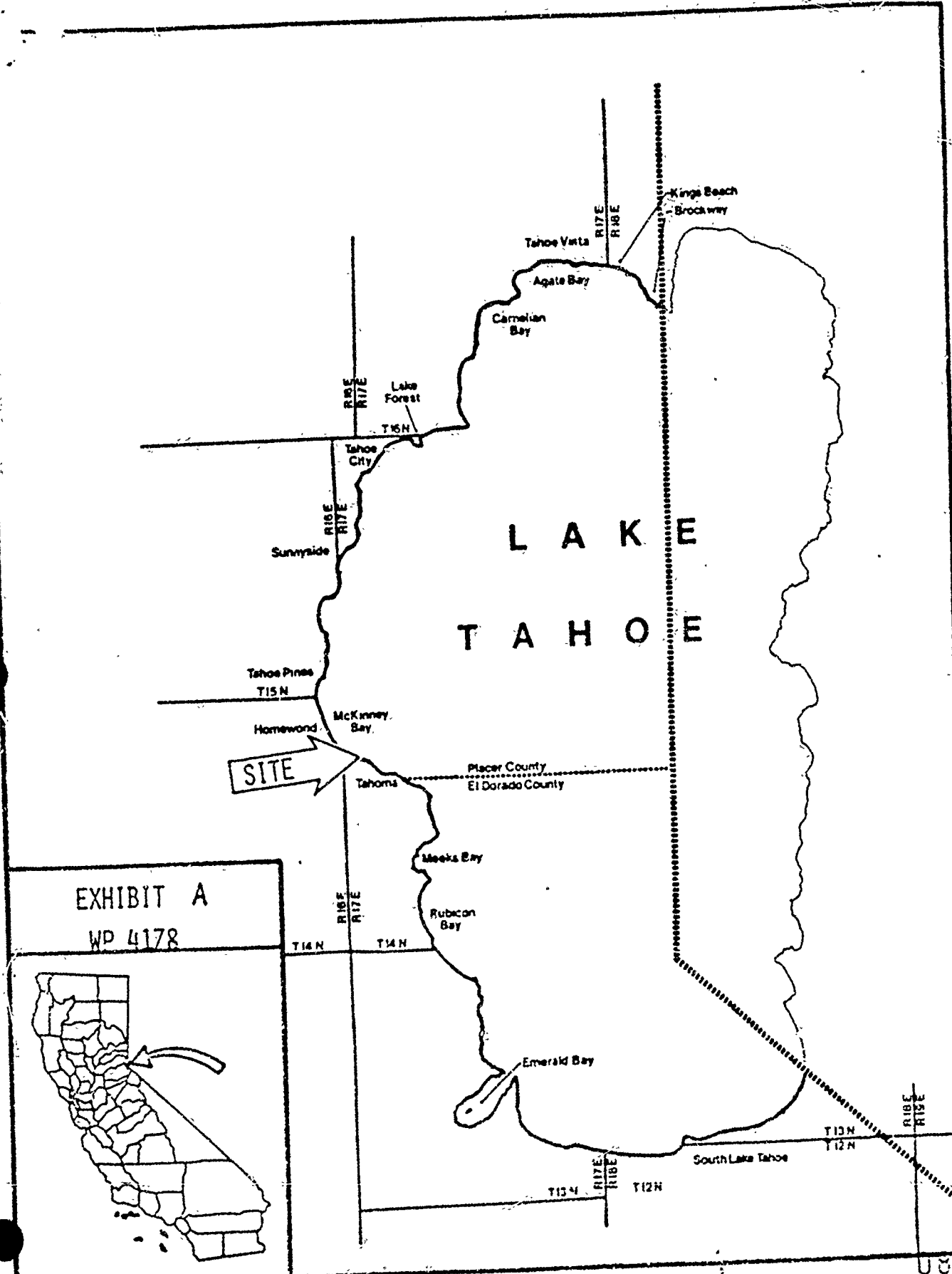


EXHIBIT A

WP 4178



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