

MINUTE ITEM

This Calendar Item No. 40  
was approved as Minute Item  
No. 40 by the State Lands  
Commission by a vote of 2  
0 at its 9-26-80  
meeting.

CALENDAR ITEM

40.

8/80  
W 287.86  
Graham  
PRC 5889

GENERAL LEASE - COMMERCIAL USE

APPLICANT: Charles V. Kelly  
6700 Savanna Street  
Buena Park, California 90620

AREA, TYPE LAND AND LOCATION:  
3.068-acre parcel of submerged land in  
the Klamath River at Klamath Glen, Del Norte  
County.

LAND USE: Operation and maintenance of seasonal floating  
docks.

TERMS OF PROPOSED LEASE:

Initial period: 15 years from June 1,  
1980.

Surety bond: \$1000.

Public liability insurance: combined single  
limit coverage of \$200,000.

CONSIDERATION: \$225 per annum with the State reserving  
the right to fix a different rental on  
each fifth anniversary of the lease.

BASIS FOR CONSIDERATION:

\$225 minimum rental for this type of lease.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is permittee of upland.

Filing fee has 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. Applicant has a lease with Crown Leasing  
Corporation for the appurtenant uplands.  
The lease was assigned to applicant

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by A. L. Tanner, the previous owner of the Resort.

2. This project is exempt from CEQA because the size of the structure is under 3000 square feet.

Authority: 2 Cal. Adm. Code 2907, Class 3A categorical exemption.

3. This project is 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 A, which authorizes Restricted Use.

Staff has coordinated this project with those agencies and organizations which nominated the site as containing significant environmental values. They have found this project to be compatible with their nomination.

EXHIBITS: A. Land Description. B. 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. 21084, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. FIND THAT GRANTING OF THE LEASE WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE P.R.C.
3. AUTHORIZE ISSUANCE TO CHARLES V. KELLY OF A 15-YEAR GENERAL LEASE - COMMERCIAL USE FROM JUNE 1, 1980; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$225 PER ANNUM, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE, PROVISION OF A \$1000 SURETY BOND; PROVISION OF COMBINED SINGLE LIMIT COVERAGE OF \$200,000; FOR OPERATION AND MAINTENANCE OF SEASONAL FLOATING DOCKS ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

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Three (3) 10 feet x 100 feet parcels of submerged land in the bed of the Klamath River, situate in Section 24, T13N, R1E, HM, Del Norte County, said parcels lying beneath and around three seasonal floating docks, said docks lying southwesterly of Parcel One as described in the lease document recorded in Book 109, page 584, Official Records of Del Norte County.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the Klamath River.

END OF DESCRIPTION

PREPARED AUGUST 13, 1980 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR.

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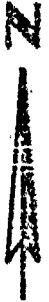
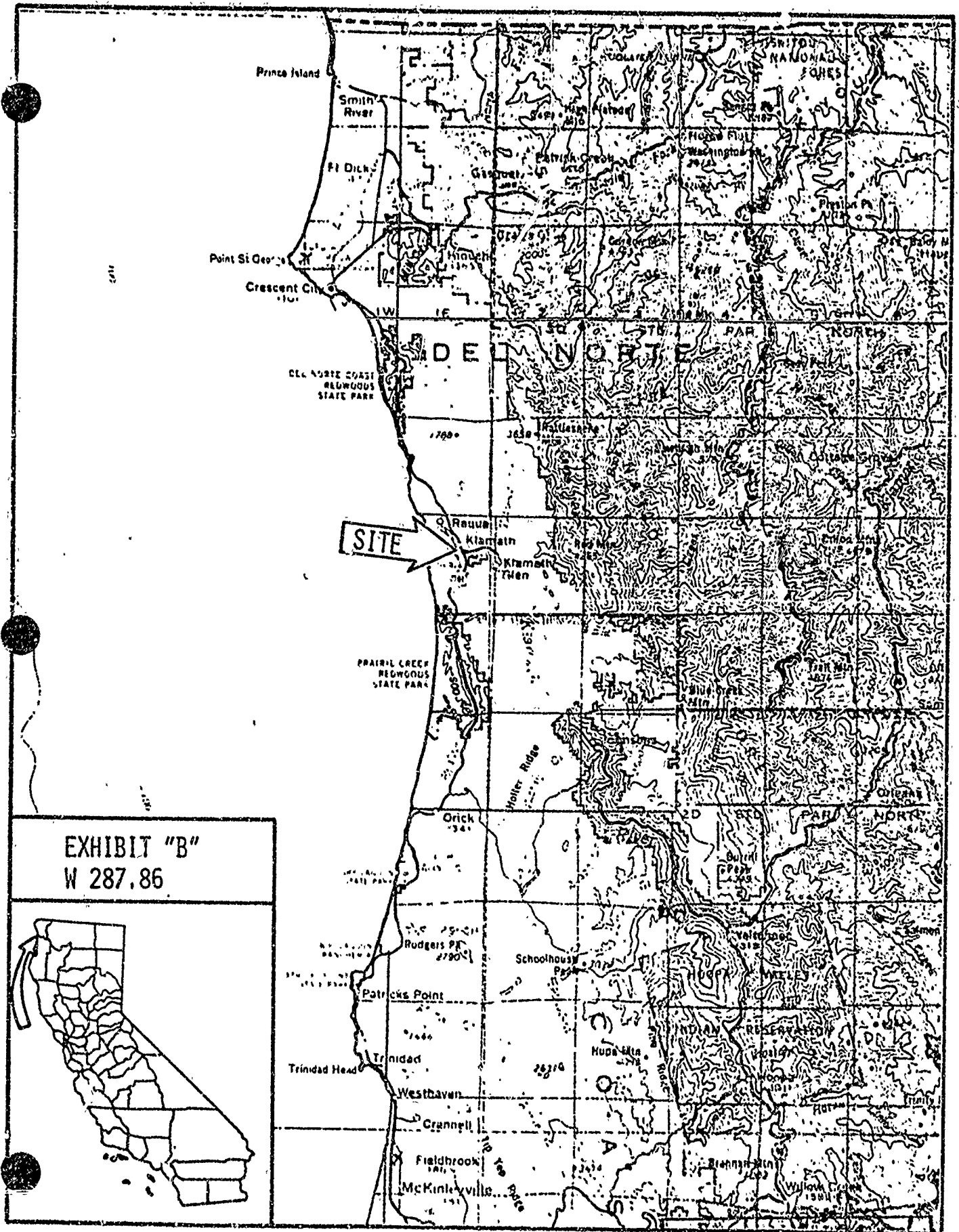


EXHIBIT "B"  
W 287.86



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