

MINUTE ITEM

This Calendar Item No. C11 was approved as Minute Item No. C11 by the State Lands Commission by a vote of 2 0 at its 1/17/1990 meeting.

CALENDAR ITEM

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01/17/90  
W 24321 PRC 7369  
J. Ludlow

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S 1

GENERAL PERMIT - RECREATIONAL USE

APPLICANT: Donald E. and Millicent Waits  
1436 Robinson Drive  
Red Bluff, California 96080

AREA, TYPE LAND AND LOCATION:  
A 0.026-acre parcel of submerged land located in the bed of Eagle Lake, Lassen County.

LAND USE: Continued use and maintenance of a portable recreational dock.

TERMS OF PROPOSED PERMIT:  
Initial period: Ten (10) years beginning December 1, 1989.

Public liability insurance: Combined single limit coverage of \$300,000.

CONSIDERATION: \$86.18 per annum; with the State reserving the right to fix a different rental on each fifth anniversary of the permit.

BASIS FOR CONSIDERATION:  
Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS:  
Applicant is permittee of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:  
Filing fee and the first year's annual rent have been received.

CALENDAR ITEM NO. 77 (CONT'D)

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Code Regs.: Title 2, Div. 3;  
Title 14, Div. 6.

AB 884: 02/06/90.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 4, Minor Alteration to Land, 14 Cal. Code Regs 15304.

Authority: P.R.C. 21084 and 14 Cal. Code Regs. 15300.

2. The dock is a portable dock on wheels. It will be placed in the lake in the spring of each year and removed from the lake in October due to the fact that Eagle Lake freezes over during the winter months.
3. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

APPROVALS OBTAINED:

United States Forest Service Special Use Permit.

FURTHER APPROVALS REQUIRED:

None.

EXHIBITS:

- A. Land Description.
- A-1. Site Map.
- B. Location Map.

CALENDAR ITEM NO. 7 (CONT'D)

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 4, MINOR ALTERATION TO LAND, 14 CAL. CODE REGS. 15304, 2 CAL. CODE REGS. 2905(d).
2. AUTHORIZE ISSUANCE TO DONALD AND MILLICENT WAITS OF A TEN-YEAR GENERAL PERMIT - RECREATIONAL USE, BEGINNING DECEMBER 1, 1989; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$86.94, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE PERMIT; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$300,000; FOR THE CONTINUED USE AND MAINTENANCE OF A PORTABLE RECREATIONAL DOCK ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

**EXHIBIT "A"**

W 24321

**LAND DESCRIPTION**

A parcel of land in the bed of Eagle Lake lying immediately beneath the pier owned by Donald and Millicent Waits and necessary use area extending 10 feet from the extremities of said pier, Lassen County, California, and being immediately adjacent to the NW 1/4 of the NW 1/4 of Section 4, T31N, R11E, MDM.

EXCEPTING THEREFROM any portion lying landward of the ordinary low water mark of Eagle Lake.

**END OF DESCRIPTION**

**PREPARED OCTOBER 30, 1989 BY BIU 1.**

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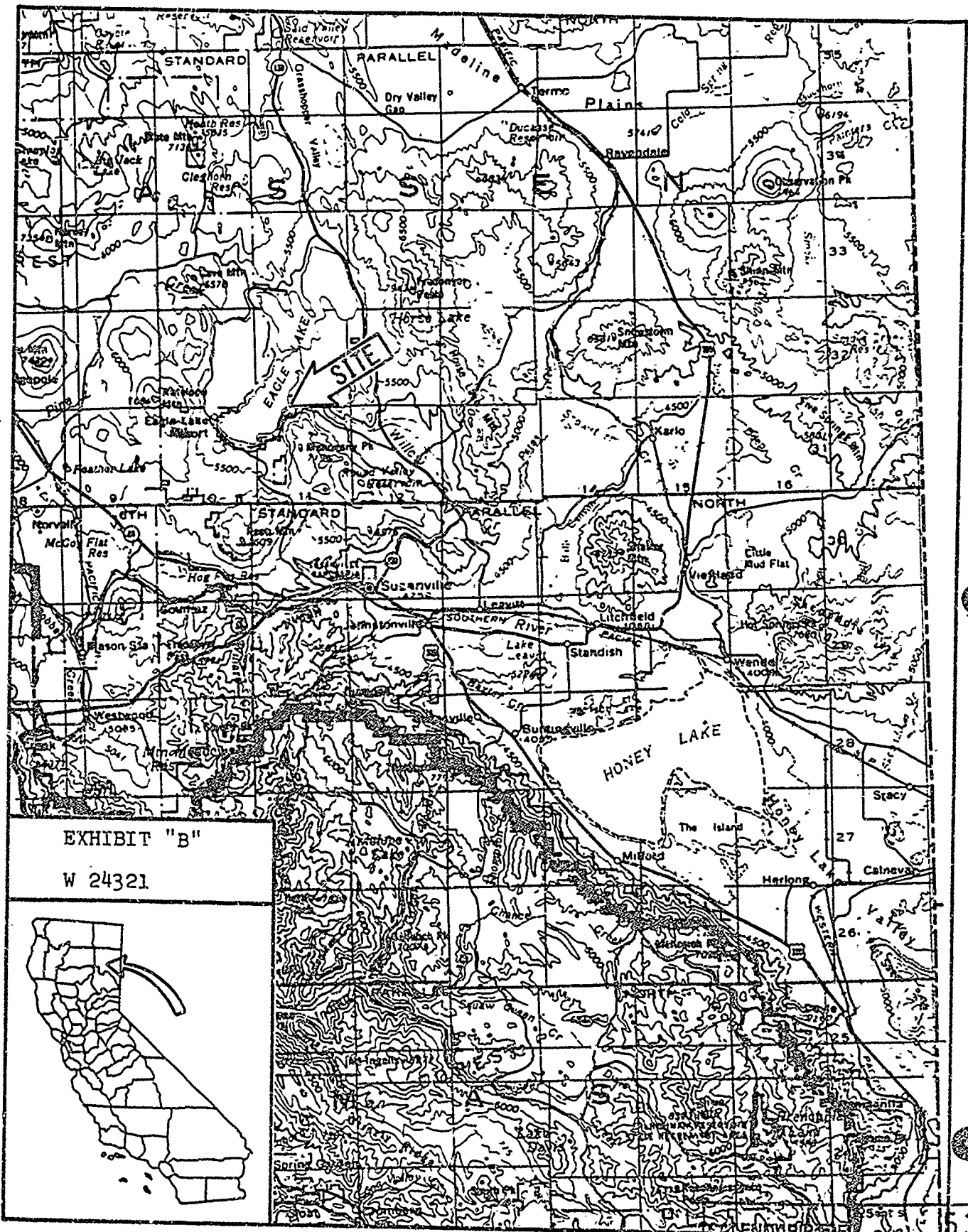


EXHIBIT "B"

W 24321



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