6. 49-YEAR PUBLIC AGENCY PERMIT, SOVEREIGN LAND IN KINGS RIVER NEAR LATON, FRESNO COUNTY, TO FORM PART OF A PUBLIC PARK; COUNTY OF FRESNO - W.O. N-0243, P.R.C. 4111.9.

After consideration of Calendar Item 21 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE TO THE COUNTY OF FRESNO OF A 49-YEAR PUBLIC AGENCY PERMIT FROM OCTOBER 1, 1968, IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, FOR USE AS A PUBLIC PARK ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF; PROVIDED THAT THE STATE SHALL RESERVE THE RIGHT TO REVIEW THE CONSIDERATION AT ANY TIME AND TO SET A REASONABLE MONETARY RENTAL IF IT IS FOUND THAT A CHARGE IS MADE FOR PUBLIC ACCESS TO OR USE OF ANY FACILITY LOCATED ON THE DEMISED LAND.

Attachment
Calendar Item 21 (3 pages)

CALENDAR ITEM

12/68
W.O. N-0243

21.

PUBLIC AGENCY PERMIT

APPLICANT: County of Fresno

LOCATION: A 12.5-acre parcel of sovereign land in original natural bed of Kings River near Laton, Fresno County

PROPOSED USE: To form part of a public park

TERM: 49 years, from October 1, 1968

CONSIDERATION: No charge (the public use and benefit - to apply only for as long as public use and access are free)

PREREQUISITE ITEM:
Applicant is owner of upland

STATUTORY AND OTHER REFERENCES:

a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509
b. Administrative Code: Title 2, Div. 3, Secs. 2000-2011
c. Commission policy: Minute Item 18 of November 18, 1959

OTHER PERTINENT INFORMATION:

1. The project, to be known as Laton-Kingston Park, will comprise 108 acres along the northerly side of Kings River. The County of Kings also is expected to develop a park adjacent to the area. The projects are being funded by the State Department of Parks and Recreation.

2. The State land will not be developed to any great extent in the near future. It will be used primarily in its natural state, for swimming, picnicking, fishing, nature study, etc.

c. The annual rental value is estimated to be $750.

EXHIBITS: A. Land description B. Location map

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO THE COUNTY OF FRESNO OF A 49-YEAR PUBLIC AGENCY PERMIT FROM OCTOBER 1, 1968, IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, FOR USE AS A PUBLIC PARK ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF; PROVIDED THAT THE STATE SHALL RESERVE THE RIGHT TO REVIEW THE CONSIDERATION AT ANY TIME AND TO SET A REASONABLE MONETARY RENTAL IF IT IS FOUND THAT A CHARGE IS MADE FOR PUBLIC ACCESS TO OR USE OF ANY FACILITY LOCATED ON THE DEMISED LAND.

Attachment: Exhibit "A"

A 33
S 14

1435

EXHIBIT "A"

Lessee: County of Fresno W.O. N-0243

All that certain submerged land in the original natural bed of the Kings River lying within those portions of Sections 22, 27 and 28, all in Township 17 South, Range 21 East, Mount Diablo Base and Meridian, described as follows:

BEGINNING at a point on the west line of Section 27, Township 17 South, Range 21 East, M.D.M., from which the northwest corner of said Section 27 bears North 460 feet; thence the following 30 courses:

1) S. 86° 30' 00" E. 960 feet;
2) S 04° 56' 33" W. 289.62 feet;
3) S. 66° 53' 15" E. 285.42 feet;
4) S. 74° 46' 12" E. 198.33 feet;
5) S. 87° 29' 25" E. 218.31 feet;
6) N. 80° 42' 23" E. 244.27 feet;
7) N. 77° 52' 25" E. 131.89 feet;
8) N. 65° 16' 19" E. 235.76 feet;
9) N. 43° 18' 00" E. 80.76 feet;
10) S. 58° 00' 00" E. 72.57 feet;
11) N. 26° 59' 09" E. 106.32 feet;
12) N. 57° 30' 00" W. 245.84 feet;
13) N. 52° 25' 00" W. 222.60 feet;
14) N. 40° 40' 00" W. 240.45 feet;
15) N. 37° 55' 00" W. 213.34 feet;
16) N. 31° 19' 49" W. 138.02 feet;
17) S. 89° 52' 42" E. 70.78 feet;
18) N. 18° 59' 00" W. 273.50 feet;
19) N. 70° 53' 35" E. 880.78 feet;
20) S. 19° 09' 00" E. 413.70 feet;
21) N. 71° 54' 00" E. 95.77 feet;
22) South 220 feet;
23) S. 89° 48' 00" E. 194.39 feet;
24) North 98.96 feet;
25) N. 67° 30' 00" E. 250 feet;
26) N. 62° 43' 30" E. 226.21 feet;
27) N. 51° 10' 00" E. 202.29 feet;
28) N. 41° 40' 00" E. 210.45 feet;
29) N. 41° 45' 00" E. 171.76 feet; thence
30) South to the intersection with the centerline of the original natural bed of the Kings River; thence along said centerline following the meanderings of said river to the intersection with the centerline of the Kingston Road; thence North 24° 40' West along the centerline of said road to a point from which the intersection of the centerline of Kingston Road and Mt. Whitney Avenue bears N. 24° 40' W. 20.00 feet and North 1464.17 feet; thence from said point in the centerline of Kingston Road the following 6 courses:

1) N. 78° 30' E. 200 feet;
2) N. 45° 25' E. 280 feet;
3) N. 23° 35' E. 500 feet;
4) N. 33° 05' E. 200 feet;
5) N. 43° 05' E. 200 feet;
6) N. 88° 55' E. 468 feet; to the point of beginning.

EXCEPTING any portion of the above described land lying within the right of way of the Santa Fe Railroad.

EXCEPTING any land lying above or landward of the ordinary low water mark of the Kings River.