

MINUTE ITEM

11/21/74
RJS

17. ASSIGNMENT FROM TEXACO, INCORPORATED, TO INTER-CAL REAL ESTATE CORPORATION, RENEWAL AND AMENDMENT OF INDUSTRIAL LEASE PRC 2211, SUBMERGED LAND IN THE SACRAMENTO RIVER IN YOLO COUNTY - WP 2211, PRC 2211.

On the attached Calendar Item 15 an error appeared on the year of the initial period under terms of the original lease. The year was shown as 1953 whereas the correct year is 1958. A comparison of the files in the office of the State Lands Division with the item as presented requires the item to be corrected to reflect the year 1958 which was so certified by the Executive Officer.

Upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21169 AND 14 CAL. ADM. CODE 15070.
2. AUTHORIZES THE APPROVAL OF AN ASSIGNMENT FROM TEXACO, INC., TO INTER-CAL REAL ESTATE CORPORATION EFFECTIVE OCTOBER 28, 1974.
3. AUTHORIZES THE ISSUANCE OF A 10-YEAR RENEWAL FROM JULY 30, 1973; IN CONSIDERATION OF ANNUAL RENTAL OF \$351.36, DURING THE RENEWAL PERIOD, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON THE FIFTH ANNIVERSARY OF THE LEASE.
4. AUTHORIZES THE ISSUANCE OF AN AMENDMENT TO ADD PUBLIC LIABILITY INSURANCE IN THE AMOUNTS OF \$100,000/\$300,000 FOR PERSONAL INJURY AND \$1,000,000 FOR PROPERTY DAMAGE, AND TO CHANGE THE LAND DESCRIPTION TO THAT SHOWN ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, EFFECTIVE JULY 30, 1973; PROVIDED THAT ALL OTHER TERMS AND CONDITIONS OF LEASE PRC 2211 SHALL REMAIN IN FULL FORCE AND EFFECT.

Attachment:

Calendar Item 15 (3 pages)

CALENDAR ITEM

11/74
RJS
WP 2211

15.

ASSIGNMENT, RENEWAL AND AMENDMENT
OF INDUSTRIAL LEASE PRC 2211.1

ASSIGNOR: Texaco, Incorporated.

ASSIGNEE: Inter-Cal Real Estate Corporation.

AREA, TYPE LAND AND LOCATION:

A 0.24-acre parcel of submerged land in the Sacramento River
in Yolo County.

LAND USE: The maintenance of an existing wharf.

TERMS OF ORIGINAL LEASE:

Initial period: 15 years, from July 30, 1958⁸.

Renewal options: 2 additional periods of 10 years each.

Surety bond: \$5,000.

TERMS OF LEASE DURING RENEWAL PERIOD:

Period: 10 years, from July 30, 1973.

Renewal options: 1 additional period of 10 years.

Surety bond: \$5,000.

Public liability insurance:

\$100,000/\$300,000 for personal injury and
\$1,000,000 for property damage.

CONSIDERATION: \$351.36 per annum, with the State reserving the right to
fix a different rental on each fifth anniversary of the
lease.

BASIS FOR CONSIDERATION:

6% of appraised value of land.

PREREQUISITE TERMS:

Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:

a. Public Resources Code: Div. 6, Parts 1 and 2.

b. Administrative Code: Title 2, Div. 3, Arts. 1, 2 & 10.

CALENDAR ITEM NO. 15. (CONT'D)

OTHER PERTINENT INFORMATION:

1. An environmental impact report is not required. This transaction is within the purview of 2 Cal. Adm. Code 2910(a) which exempts an existing structure that is in an acceptable state of repair and there is no evidence of record to show injury to adjacent property, shoreline erosion, or other types of environmental degradation. A renewal option was granted in the original lease and there is no change in the basic purpose of the lease.
2. Texaco, Inc., has executed an assignment to Inter-Cal Real Estate Corporation.
3. The amendment adds personal liability and property damage insurance, changes the land description to reflect actual use, and increases the rental.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21169 AND 14 CAL. ADM. CODE 15070.
2. AUTHORIZE THE APPROVAL OF AN ASSIGNMENT FROM TEXACO, INC., TO INTER-CAL REAL ESTATE CORPORATION EFFECTIVE OCTOBER 28, 1974.
3. AUTHORIZE THE ISSUANCE OF A 10-YEAR RENEWAL FROM JULY 30, 1973; IN CONSIDERATION OF ANNUAL RENTAL OF \$351.36, DURING THE RENEWAL PERIOD, WITH THE DATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON THE FIFTH ANNIVERSARY OF THE LEASE.
4. AUTHORIZE THE ISSUANCE OF AN AMENDMENT TO ADD PUBLIC LIABILITY INSURANCE IN THE AMOUNTS OF \$100,000/\$300,000 FOR PERSONAL INJURY AND \$1,000,000 FOR PROPERTY DAMAGE, AND TO CHANGE THE LAND DESCRIPTION TO THAT SHOWN ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, EFFECTIVE JULY 30, 1973; PROVIDED THAT ALL OTHER TERMS AND CONDITIONS OF LEASE PRC 2211.1 SHALL REMAIN IN FULL FORCE AND EFFECT.

Attachment: Exhibit "A"

EXHIBIT "A"

WP 2211

A parcel of tide and submerged land in the bed of the Sacramento River and adjacent to the west bank thereof in West Sacramento, Yolo County, California, and more particularly described as follows:

COMMENCING at a cross in a lead plug in the sidewalk at the northwest corner of Second and Margaret Street, as said point is shown on that certain plat entitled "1953 CONTOUR SURVEY within the Sacramento River, vicinity of Sacramento, Sheet 9 of 12, September 1953" (designated CB 584-R), and recorded with the Sacramento County Recorder on March 18, 1971, in Book 28 of Surveys at page 26; thence S 03° 04' 47" W, 1495.60 feet to the TRUE POINT OF BEGINNING of this description:

thence S 70° 31' 47" E, 93.77 feet;
thence S 19° 28' 13" W, 130.00 feet;
thence N 70° 31' 47" W, 100.00 feet;
thence N 19° 28' 13" E, 130.00 feet;
thence S 70° 31' 47" E 6.23 feet to the true

point of beginning.

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

This description is based on the California Coordinate System Zone 2.

END OF DESCRIPTION