MINUTE ITEM

This Calendar Item No. C7 was approved as Minute Item No. 7 by the State Lands Commission by a vote of 3 to 0 at its 9-24-80 meeting.

CALENDAR ITEM

C7.

9/80
WP 5409
Gordon

REVISION IN LEASE RENTAL AFTER ROUTINE REVIEW

Lessee: M. J. Ruddy, Jr.
dba Santa Fe Rock and Sand
P. O. Box 3042
Modesto, California 95353

This is a General Lease - Industrial Use having a term of 15 years from December 30, 1975, with an existing annual rent of $500, covering, as Parcel 1, 11.21 acres of an old natural channel of the Tuolumne River and, as Parcel 2, a 0.172-acre parcel in the existing bed of said river, both near Waterford, Stanislaus County, for structures utilized in the storage of gravel and equipment on Parcel 1 and support of a concrete bridge utilized for equipment crossing on and over Parcel 2.

The area designated Parcel 2 is included in this lease only insofar as the State Lands Commission's jurisdiction extends over public trust areas for commerce, navigation, and fisheries. Therefore, Parcel 2 is not subject to; nor is it included in the calculation of the annual rental.

This action is exempt from CEQA because it is not a project as defined within the State EIR Guidelines.

Authority: 2 Cal. Adm. Code 2903(d).

The lease provides that the State may adjust the annual rental at a different amount for the 5-year term following the fifth anniversary of the lease, effective on such anniversary date. The lessee has been notified of the amount within the time constraints set by this lease.

BASIS FOR ADJUSTED RENTAL:
Minimum rental for Industrial Use.

EXHIBITS: A. Site 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 PROVISION OF P.R.C. 21065, 14 CAL. ADM. CODE 15037 AND 15060 AND 2 CAL. ADM. CODE 2903(d).

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CALENDAR PAGE C47
MINUTE PAGE 0028

CALENDAR ITEM NO. C7. (CONTD)

2. APPROVE SETTING THE ANNUAL RENTAL FOR PRC 5409.1 AT $550 FOR THE 5-YEAR PERIOD BEGINNING DECEMBER 30, 1980.

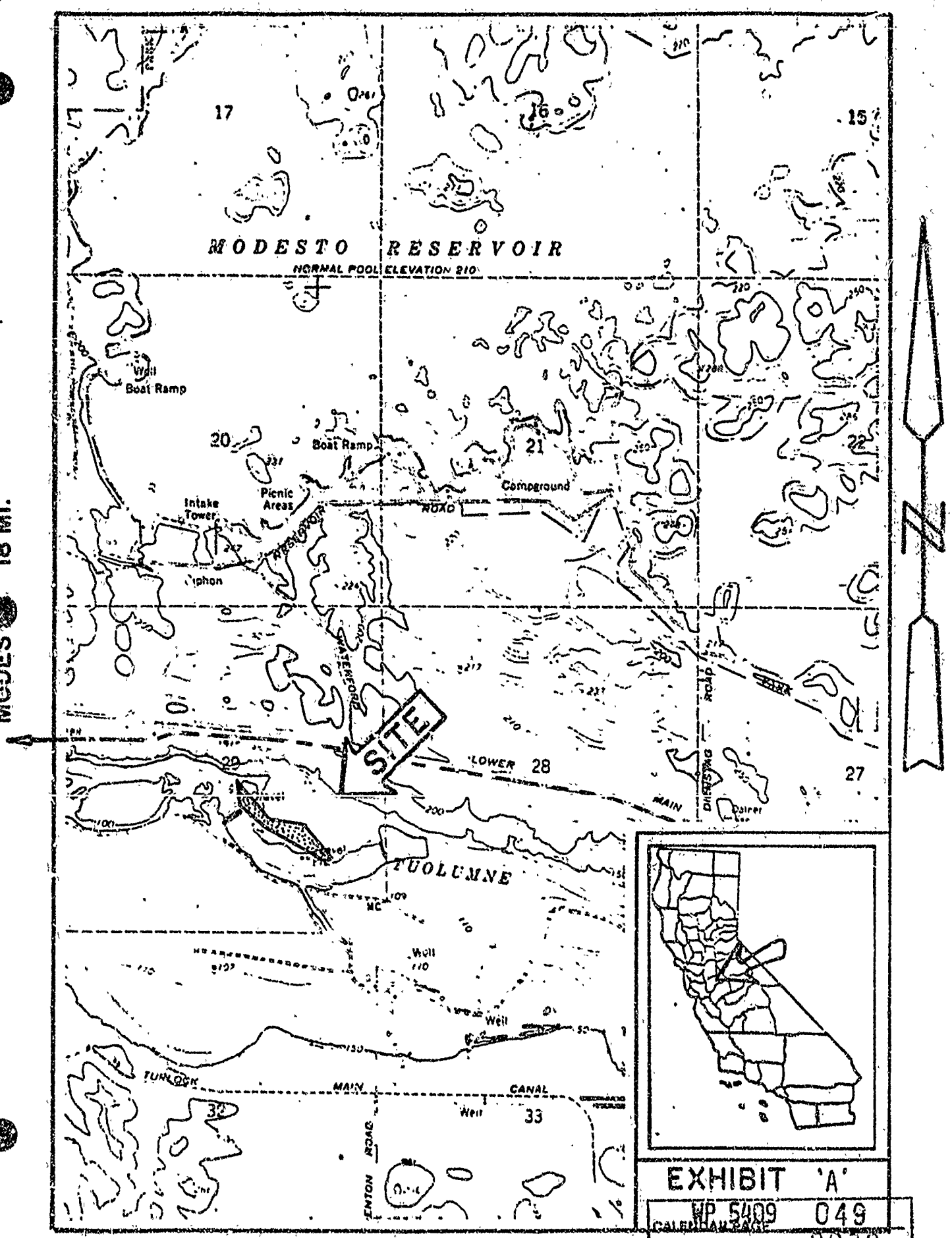

EXHIBIT 'A'

WP 5409 049

CALENDAR PAGE

MINUTE PAGE 2030