

MINUTE ITEM

This Calendar Item No. 26
was approved as Minute Item
No. 26 by the State Lands
Commission by a vote of 3
to 2 at its 6/81
meeting.

CALENDAR ITEM

▶ 26

6/81
WP 618
Horn

AMENDMENT OF AUTHORIZATION TO ISSUE
GENERAL LEASE - INDUSTRIAL USE PRC 5735.1
AND APPROVAL OF SECURED PARTY-LENDER FOR
WICKLAND MARINE TERMINAL CONSTRUCTION PROJECT

APPLICANT: Wickland, Inc.
2150 Stone Blvd.
West Sacramento, California 95691

SECURED PARTY-LENDER:
Crocker National Bank

BACKGROUND: At its meeting on September 26, 1979, the Commission authorized issuance of two leases to Wickland, Inc., PRC 5735.1, covers a proposed marine oil products terminal and PRC 5736.1 covers a large slag-covered undeveloped site that will ultimately be developed for some water-oriented industrial use. As of this date, neither lease has been executed by the Commission. This is due in part to the protracted time needed by Wickland to obtain all necessary permits and approvals from governmental agencies having lawful authority.

During this time, Wickland has completed final engineering plans and specifications for the wharf (Staff is currently reviewing this material). Engineering studies have resulted in a decision to change the wharf location from the site originally planned. The change in location and orientation is minor but will result in a reduced need to periodically dredge silt that tends to build up at such location.

Inasmuch as the new wharf location extends beyond the description approved by the Commission, Wickland has requested that the old description be deleted and a new

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description be substituted. The new wharf location will not change the environmental impacts associated with the project.

As part of the lease approved by the Commission was a provision that it (Commission) would agree to encumbrancing of the leasehold provided, that the Commission reserved the right to approve the prospective lenders, Wickland now proposes to obtain a loan package from Crocker National Bank who has requested a security interest in both Wickland's fee-owned lands and the State's leased lands.

Staff is recommending that the Commission approve Crocker National Bank as a secured party-lender and authorize execution of its current form as Agreement and Consent to Encumbrancing of Lease.

AB 884 DEADLINE:
N/A.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT ALL NECESSARY ENVIRONMENTAL FINDINGS REGARDING THE WICKLAND TERMINAL PROJECT WERE MADE AT ITS MEETING ON SEPTEMBER 26, 1979 AND THAT FURTHER ENVIRONMENTAL DOCUMENTATION IS NOT NECESSARY.
2. AMEND ITS AUTHORIZATION TO ISSUE A 25-YEAR GENERAL LEASE - INDUSTRIAL USE, TO WICKLAND, INC. BY SUBSTITUTING A NEW DESCRIPTION DATED JUNE 1, 1981 FOR THE OLD DESCRIPTION ATTACHED AS SECTION 3 TO THE LEASE.
3. APPROVE CROCKER NATIONAL BANK AS A SECURED PARTY-LENDER FOR THE ENCUMBRANCING OF LEASE PRC 5735.1 AND AUTHORIZE STAFF TO TAKE ALL STEPS NECESSARY TO EFFECTUATE THIS AMENDMENT AND APPROVAL.

EXHIBIT "A"

LAND DESCRIPTION

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A parcel of tide and submerged land situated in Section 36, T3N, R4W, MDM; and Section 31, T3N, R3W, MDM, Contra Costa County, California, and being more particularly described as follows:

COMMENCING at the southeast corner of said Section 36; thence north along the line common to said Sections 36 and 31, a distance of 1310.10 feet to the northeast corner of Tide Land Survey No. 19 and the TRUE POINT OF BEGINNING of this description; thence S 68° 09' 30" W 38.46 feet, to a point on the Bulkhead Line as shown on U.S. Engineers map of Harbor Lines for Carquinez Strait, dated March 1, 1940; thence N 79° 00' 00" W 40.00 feet; thence N 45° 00' 00" E 425.00 feet; thence N 83° 00' 00" E 800.00 feet; thence S 32° 30' 00" E 575 feet more or less to the mean high tide line of San Pablo Bay; thence westerly along the mean high tide line 590 feet more or less to a point on the north boundary of Tide Land Survey No. 12; thence along said boundary S 59° 09' 30" W 165 feet more or less to an angle point in said boundary; thence continuing along said north boundary N 89° 35' 30" W 313.50 feet to the true point of beginning.

Record bearings were rotated 1° 09' 30" clockwise.

TOGETHER WITH the sovereign interests in Tideland Survey Nos. 12 and 19 abutting the above-described parcel.

END OF DESCRIPTION

REVISED JUNE 1, 1981 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR.

(revised 6/23/81)

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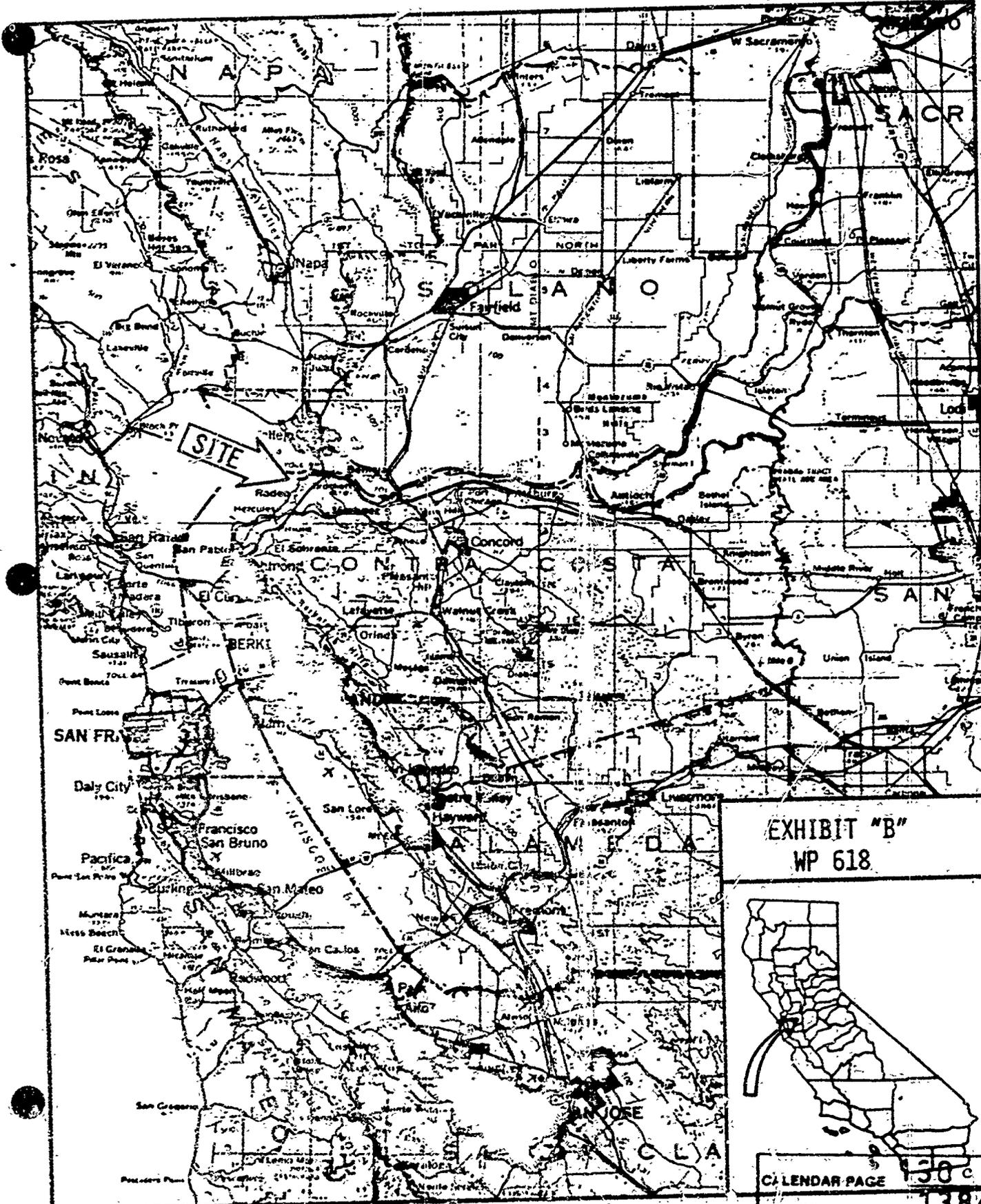


EXHIBIT "B"
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