

MINUTE ITEM

This Calendar Item No. C16
was approved as Minute Item
No. 16 of the State Lands
Commission by a vote of 3
to 0 at its 10/26/83
meeting.

CALENDAR ITEM

C 16' -1

10/26/83
PRC 5167
Reese

APPROVAL OF
EMCUMBRANCING OF LEASE

LESSEE: The Virgin Sturgeon, Inc.
310 24th Street
Sacramento, California 95816

SECURED PARTY-LENDER
Capitol Bank of Commerce
P. O. Box 2311
Sacramento, California 95811

BACKGROUND: On July 22, 1976, the State Lands Commission approved the issuance of a General Lease - Commercial Use, covering a 1.02-acre parcel of tide and submerged land, located in the Sacramento River at Mile 61.2, Sacramento County, for operation of a commercial marina, to John K. Johnson, Laraine C. Patching and John D. Cox on September 28, 1983, the State Lands Commission approved the assignment of Lease PRC 5167.1 from John K. Johnson, Laraine C. Patching and John D. Cox to The Virgin Sturgeon, Inc.

CURRENT SITUATION:
Lessee has applied through the Capitol Bank of Commerce for a small business administration loan to improve the facilities authorized under their lease.

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CALENDAR ITEM NO. C 1 6 (CONTD)

As a condition for the loan, Capitol Bank of Commerce has requested that it be named as a secured party-lender under the subject lease. Lessee has signed the Agreement and Consent to Encumbrancing Lease and said document is on file in the office of the State Lands Commission.

AB 884: N/A.

OTHER PERTINENT INFORMATION:

1. This activity is exempt from CEQA because it is not a project as defined in 14 Cal. Adm. Code, Div. 6, Section 15378.
2. This activity involves land identified as possessing significant environmental values pursuant to PRC 6370.1, and is classified in a use category "B" which authorizes Limited Use. This activity as proposed will not have a significant effect upon the identified environmental values.

EXHIBIT: A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THIS ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF CEQA BECAUSE IT IS NOT A "PROJECT" AS DEFINED IN 14 CAL. ADM. CODE 15378; AND FIND THAT THE ACTIVITY IS CONSISTENT WITH THE LAND USE CLASSIFICATION PURSUANT TO P.R.C. 6370.1.
2. AUTHORIZE THE AGREEMENT AND CONSENT TO ENCUMBRANCING OF LESSEE'S RIGHTS, TITLE AND INTEREST IN LEASE PRC 5167.1 IN FAVOR OF CAPITOL BANK OF COMMERCE; FOR THE PURPOSE OF OBTAINING A LOAN TO IMPROVE THE FACILITIES AUTHORIZED UNDER LEASE PRC 5167.1.

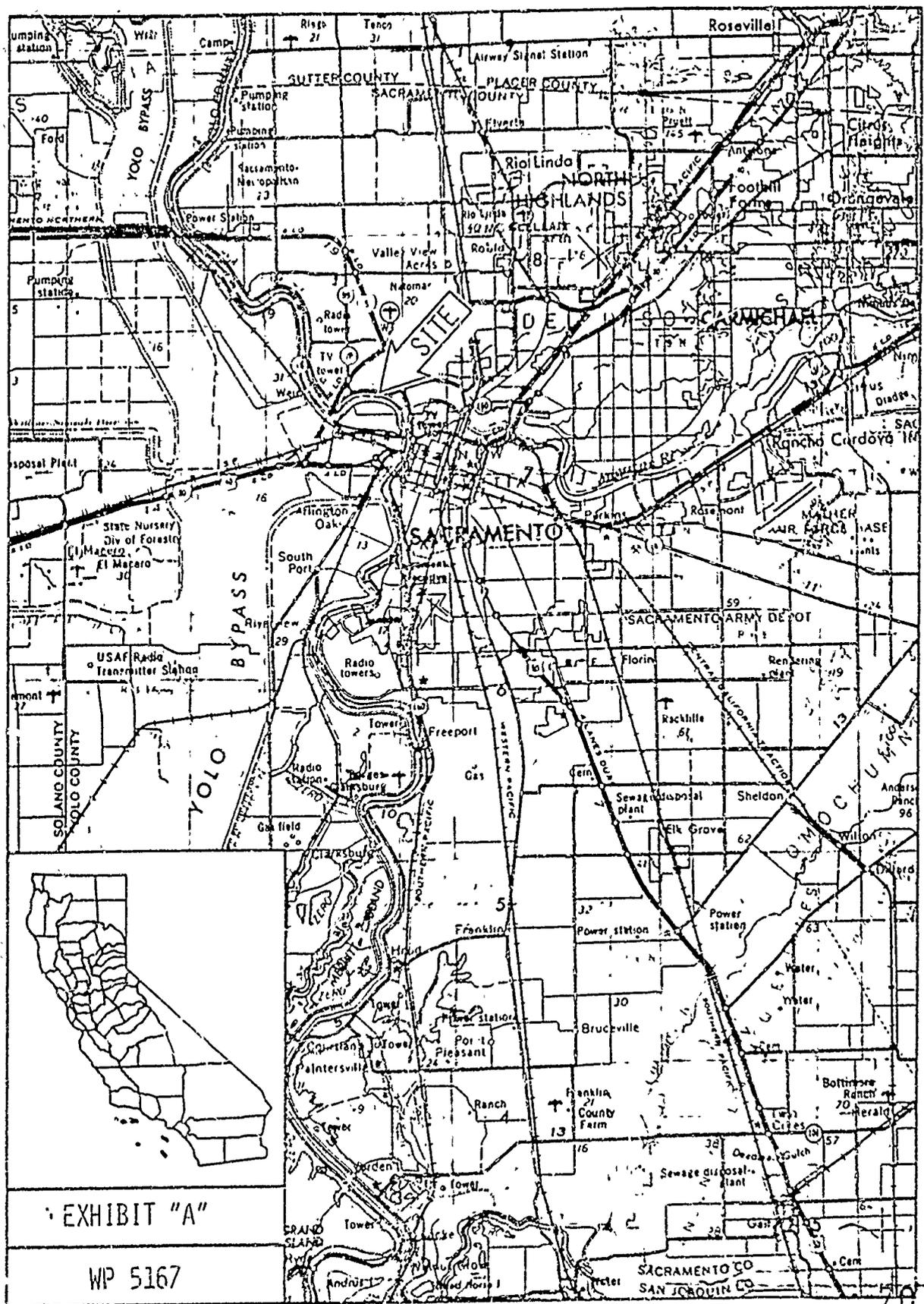


EXHIBIT "A"

WP 5167