

MINUTE ITEM

This Calendar Item No. C78 was approved as
Minute Item No. 78 by the California State Lands
Commission by a vote of 3 to 0 at its
6-19-98 meeting.

**CALENDAR ITEM
C78**

A 19
S 8

06/19/98
PRC 5362.9
PRC 5363.9
D. Plummer

ASSIGNMENT OF LEASE

LESSEE/ASSIGNOR:

Westbay Community Associates
c/o Mr. Paul A. Yhouse
Holman Inc.
6211 N. Ann Arbor Road
Dundee, MI. 48131

ASSIGNEE:

First American Title Insurance Company
2640 Cordova Lane, Suite 103
Rancho Cordova, California 95670
Attn: Mr. Roy Minnick, Assistant Vice President

AREA, LAND TYPE, AND LOCATION:

9.86 acres, more or less, of sovereign land in San Francisco Bay adjacent to the shoreline and from the shoreline to Third Avenue in the cities of Foster City and San Mateo, San Mateo County.

AUTHORIZED USE:

Access way for ingress and egress and the passage of vehicles, utilities, equipment, and pedestrians.

LEASE TERM:

66 years beginning July 28, 1977.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA because the activity is not a "project" as defined by the CEQA and the State CEQA Guidelines.

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CALENDAR ITEM NO. C78 (CONT'D)

Authority: Public Resources Code section 21065 and Title 14, California Code of Regulations, section 15378.

EXHIBIT:

A. Site Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

AUTHORIZATION:

AUTHORIZE THE ASSIGNMENT OF LEASE NO. PRC 5362.9 AND LEASE NO. PRC 5363.9, GENERAL LEASES-RIGHT OF WAY USE OF SOVEREIGN LANDS IN SAN FRANCISCO BAY, IN THE CITIES OF FOSTER CITY AND SAN MATEO, SAN MATEO COUNTY; FROM WESTBAY COMMUNITY ASSOCIATES TO FIRST AMERICAN TITLE INSURANCE COMPANY, EFFECTIVE JUNE 1, 1998.

ALL OTHER TERMS AND CONDITIONS OF THE LEASE SHALL REMAIN UNCHANGED.

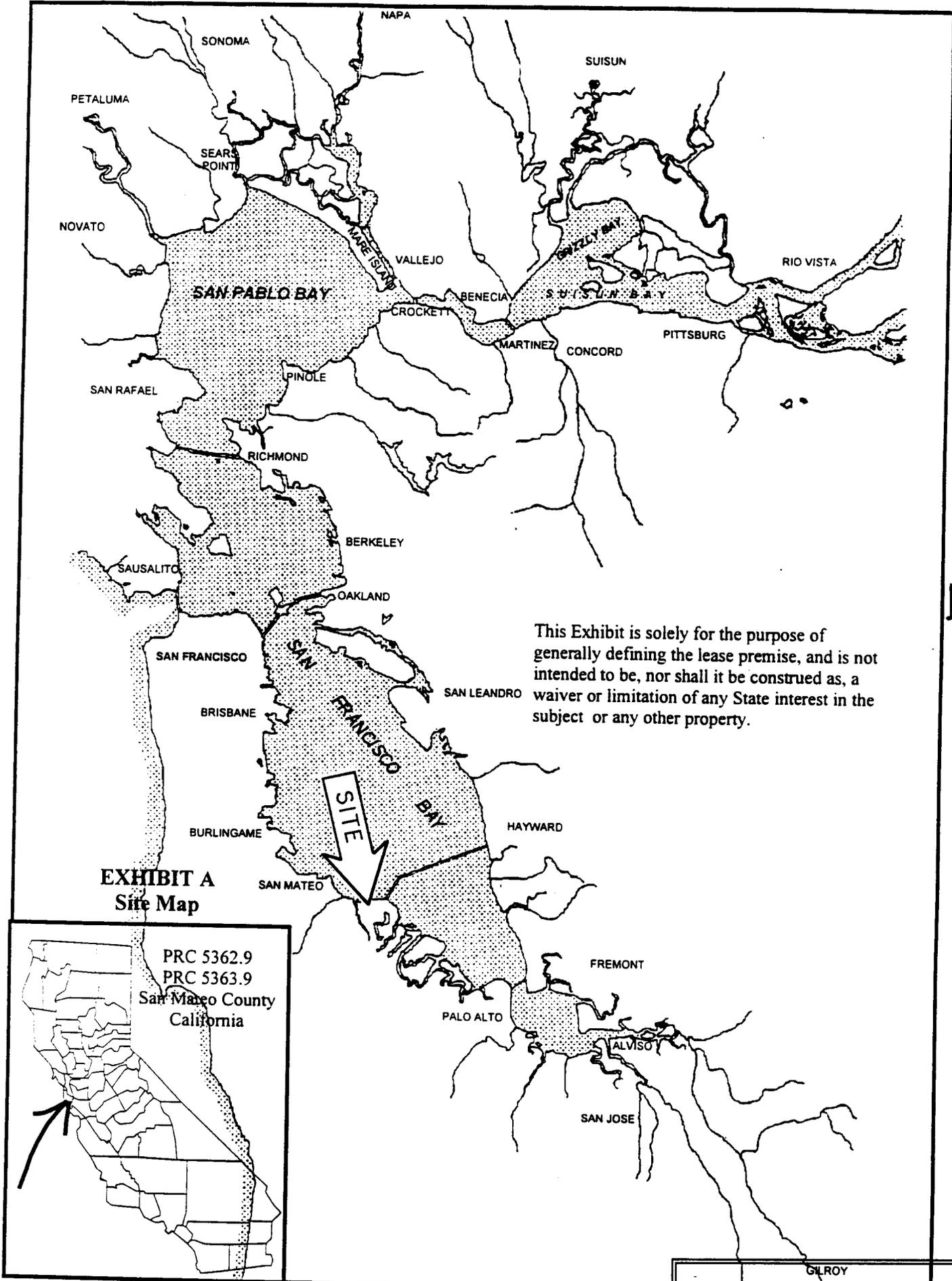


EXHIBIT A
Site Map

This Exhibit is solely for the purpose of generally defining the lease premise, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

PRC 5362.9
PRC 5363.9
San Mateo County
California