

MINUTE ITEM

This Calendar Item No. 003 was approved as
Minute Item No. 03 by the California State Lands
Commission by a vote of 3 to 0 at its
9/3/99 meeting.

**CALENDAR ITEM
C03**

A 8

09/03/99

S 4

PRC 1992.1

WP 1992.1

L. Burks

ASSIGNMENT OF LEASE

LESSEE:

RMC Lonestar, a California General
Partnership
P.O. Box 5252
Pleasanton, California 94566

ASSIGNEE:

RMC Pacific Materials, Inc.
P.O. Box 5252
Pleasanton, California 94566

AREA, LAND TYPE, AND LOCATION:

0.41 acres, more or less, of tide and submerged lands in the Sacramento River,
near the city of West Sacramento, Yolo County.

AUTHORIZED USE:

Continued use and maintenance of an existing wharf and dolphins.

LEASE TERM:

Ten years, beginning August 29, 1992.

CONSIDERATION:

\$3,620 per year, with the State reserving the right to fix a different rent
periodically during the lease term, as provided in the lease.

OTHER PERTINENT INFORMATION:

1. Assignee owns the uplands adjoining the lease premises.

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2. Effective December 3, 1987, the California State Lands Commission (CSLC) and RMC Lonestar (RMCL) amended Lease No. PRC 1992.1 to include prior written consent of CSLC regarding any assignment of RMCL's interest. RMCL wishes to assign all of its rights and obligations under PRC 1992.1 to RMC Pacific Materials, Inc. (RPMI) in connection with a transfer of RMCL's business operation to RPMI. RPMI is a new corporation under common ownership with RMCL. There will be no change in the beneficial interest or the operation of the business of RMCL as a result of the proposed assignment.
3. RMCL has requested the CSLC approve the assignment of all right, title and interest in PRC 1992.1 to RPMI.
4. 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.

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

EXHIBITS:

- A. Land Description
- B. Location 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.

CALENDAR ITEM NO. **C03** (CONT'D)

AUTHORIZATION:

AUTHORIZE THE ASSIGNMENT OF LEASE NO. PRC 1992.1, A GENERAL LEASE - INDUSTRIAL USE, OF TIDE AND SUBMERGED LANDS DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, FROM RMC LONESTAR, A CALIFORNIA GENERAL PARTNERSHIP TO RMC PACIFIC MATERIALS, INC.; EFFECTIVE DECEMBER 17, 1998.

EXHIBIT "A"

LAND DESCRIPTION

WP 1992

Two strips of tide and submerged land lying in the bed of the Sacramento River, adjacent to the community of West Sacramento, Yolo County, State of California, and being more particularly described as follows:

STRIP 1

A strip of tide and submerged land 55.0 feet wide and lying 27.5 feet on each side of the following described centerline:

COMMENCING at the northwest corner of that certain parcel described in a Grant Deed recorded on June 2, 1944, in Volume 201 of Official Records, Page 46, Yolo County Records; thence along the following 3 courses:

1. S 81° 04' E 120 feet;
2. S 73° 58' E 604.0 feet;
3. S 42° 49' 30" W 302.0 feet to the TRUE POINT OF BEGINNING: thence S 47° 10' 30" E, 155.0 feet to a point designated as Point "A" lying in the Sacramento River and being the terminous of the herein described centerline.

STRIP 2

A strip of tide and submerged land 60.0 feet wide and lying 30.0 feet on each side of the following described centerline:

COMMENCING at a point in the Sacramento River heretofore designated as Point "A", thence S 47° 10' 30" E 30.0 feet; thence N 42° 49' 30" E, 135.0 feet to the TRUE POINT OF BEGINNING: thence S 42° 49' 30" W, 220.0 feet to a point in the Sacramento River and being the terminous of the herein described centerline.

EXCEPTING from Strips 1 and 2 any portion lying landward of the ordinary high water mark.

END OF DESCRIPTION

PREPARED APRIL 29, 1980 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR

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