

MINUTE ITEM

2/27/69

20. AMENDMENT AND RENEWAL OF LEASE P.R.C. 519.1, T&S LAND IN SACRAMENTO RIVER, YOLO COUNTY (MAINTENANCE OF PETROLEUM LOADING WHARF AND 2 DOLPHINS); TIME OIL COMPANY - W.O. 5283, P.R.C. 519.1.

After consideration of Calendar Item 7 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE TO TIME OIL COMPANY OF AN AMENDMENT TO AND A 10-YEAR RENEWAL OF LEASE P.R.C. 519.1, IN CONSIDERATION OF TOTAL RENTALS IN THE AMOUNTS OF \$115.29 FOR THE PERIOD JULY 6, 1965, TO OCTOBER 26, 1967; \$82.10 FOR THE PERIOD OCTOBER 27, 1967, TO JULY 5, 1969, AND ANNUAL RENTAL OF \$523.18 THEREAFTER, FOR THE CONTINUED MAINTENANCE OF A WHARF AND PROTECTIVE DOLPHINS ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED; ALL OTHER TERMS AND CONDITIONS OF THE LEASE TO REMAIN IN FULL FORCE AND EFFECT.

Attachment

Calendar Item 7 (2 pages)

CALENDAR ITEM

2/69
W.O. 5283

7.

AMENDMENT AND RENEWAL OF LEASE P.R.C. 519.1

APPLICANT: Time Oil Company

LOCATION: A 0.55-acre parcel of tide and submerged land in Sacramento River, Yolo County

PRESENT USE: The maintenance of a petroleum loading wharf and two dolphins

TERMS OF BASIC LEASE:

Initial period: 15 years, from July 6, 1950
Renewal options: 2 additional periods of 10 years each
Surety bond: \$1000

CONSIDERATION: Total rental during the holdover period from July 6, 1965, to October 26, 1967, \$115.29; from October 27, 1967, to July 5, 1969, \$892.10; and \$528.18 on July 6, 1969, and on like date of each succeeding year of the renewal period

BASIS FOR CONSIDERATION:

Initial term of lease expired July 6, 1965, but because of work load the staff was unable to notify lessee of current rent until October 26, 1967. The rental for this period has been calculated from original rent.

Rent from October 27, 1967, is at a yearly rate of 6.3% of appraised value of the land.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509
- b. Administrative Code: Title 2, Div. 3, Secs. 2000-2011
- c. Commission policy: Minute Item 18 of November 18, 1959

OTHER PERTINENT INFORMATION:

This effectuates the first renewal option and authorizes the correction of a technical error in the property description.

EXHIBITS: A. Corrected land description B. Location map

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO TIME OIL COMPANY OF AN AMENDMENT TO AND A 10-YEAR RENEWAL OF LEASE P.R.C. 519.1, IN CONSIDERATION OF TOTAL RENTALS IN THE AMOUNTS OF \$115.29 FOR THE PERIOD JULY 6, 1965, TO OCTOBER 26, 1967; \$892.10 FOR THE PERIOD OCTOBER 27, 1967, TO JULY 5, 1969, AND ANNUAL RENTAL OF \$528.18 THEREAFTER, FOR THE CONTINUED MAINTENANCE OF A WHARF AND PROTECTIVE DOLPHINS ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED; ALL OTHER TERMS AND CONDITIONS OF THE LEASE TO REMAIN IN FULL FORCE AND EFFECT.

Attachment: Exhibit "A"

EXHIBIT "A"

A parcel of tide and submerged land on the right bank of the Sacramento River approximately three miles southerly of the Capitol Avenue Bridge in the City of West Sacramento, Yolo County, more particularly described as follows:

COMMENCING at the southwest corner of Swamp and Overflowed Land Survey No. 262, Yolo County, and running thence S. $09^{\circ} 22'$ E. 574.69 feet; thence S. $66^{\circ} 55' 20''$ E. 5594.92 feet to a point in the center line of Linden Road in Reclamation District No. 900 in Yolo County at the most northeasterly corner of those lands owned by Time Oil Company on the right bank of the Sacramento River; thence, along the right bank of the Sacramento River, S. $36^{\circ} 54' 40''$ W. 70.00 feet, to the TRUE POINT OF BEGINNING; thence, from said true point of beginning S. $49^{\circ} 29' 20''$ E. 60.00 feet to a point in the Sacramento River; thence S. $36^{\circ} 54' 40''$ W. 260.00 feet; thence N. $49^{\circ} 29' 20''$ W. 60.00 feet to a point on the said right bank of the Sacramento River; thence, following the right bank of the Sacramento River, N. $35^{\circ} 54' 40''$ E. 260.00 feet to the true point of beginning.

EXCEPTING therefrom all lands lying above the ordinary high water mark of the Sacramento River as would exist under natural conditions.