

MINUTE ITEM

19.

12/22/83
PRC 5630
Reese

AUTHORIZE EXECUTION OF
SUPPLEMENTARY LETTER OF UNDERSTANDING

Prior to consideration of Calendar Item 19., attached, Calendar Item C-01.-C), attached, was amended into Calendar Item 19.

Upon motion duly made and carried, Calendar Item 19. was amended by a vote of 3-0 as follows:

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THIS ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED IN P.R.C. 21065, 14 CAL. ADM. CODE 15378 and 15061 B.3.
2. APPROVE THE CHANGES TO ANNUAL RENTAL FOR THE LEASE LISTED ON THE ATTACHED EXHIBIT "A", OF CALENDAR ITEM C-01.-C), ATTACHED.
3. AUTHORIZE EXECUTION OF A SUPPLEMENTARY LETTER OF UNDERSTANDING AS SHOWN IN EXHIBIT "B" OF CALENDAR ITEM 19, ATTACHED. ALL OTHER TERMS AND CONDITIONS OF LEASE P.R.C. 5630.1 REMAIN UNCHANGED.

CALENDAR PAGE	
MINUTE PAGE	2807

CALENDAR ITEM .

19 4

11/16/83
PRC 5630
Reese

AUTHORIZE EXECUTION OF
SUPPLEMENTARY LETTER OF UNDERSTANDING

BACKGROUND: At its meeting on November 27, 1978, the Commission approved a General Lease - Commercial Use, for continued operation of a commercial marina in the Sacramento River, Yolo County.

CURRENT SITUATION:

During the five-year rent review process, lessee informed staff of his plans to expand the mooring facilities, within the leased area, and of the difficulty and expense in maintaining separate records for tax purposes and percentage-of-gross income statements due to the differing dates (lease year is November 1-October 31). Therefore, staff recommends that a Supplementary Letter of Understanding be executed, providing that all percentage-of-gross income figures be computed from January 1-December 31 (accounting year) as opposed to November 1-October 31 (lease year) and that the minimum annual rental will be due on or before January 1.

This activity is not a project under CEQA and does not require the preparation of environmental documents.

Authority: 14 Cal. Adm. Code 15378.

A 4

S 4

CALIFORNIA STATE ARCHIVES	98
2808	

CALENDAR ITEM NO. 19 (CONTD)

AB 884: N/A.

EXHIBITS: A. Site Map.
B. Supplementary Letter of Understanding.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THIS ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF CEQA BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED IN SECTION 21065 P.R.C. AND SECTION 15378 C.A.C.
2. AUTHORIZE EXECUTION OF A SUPPLEMENTARY LETTER OF UNDERSTANDING AS SHOWN IN EXHIBIT "B". ALL OTHER TERMS AND CONDITIONS OF LEASE P.R.C. 5630.1 REMAIN UNCHANGED.

CALENDAR PAGE	99
FILE NUMBER	2809

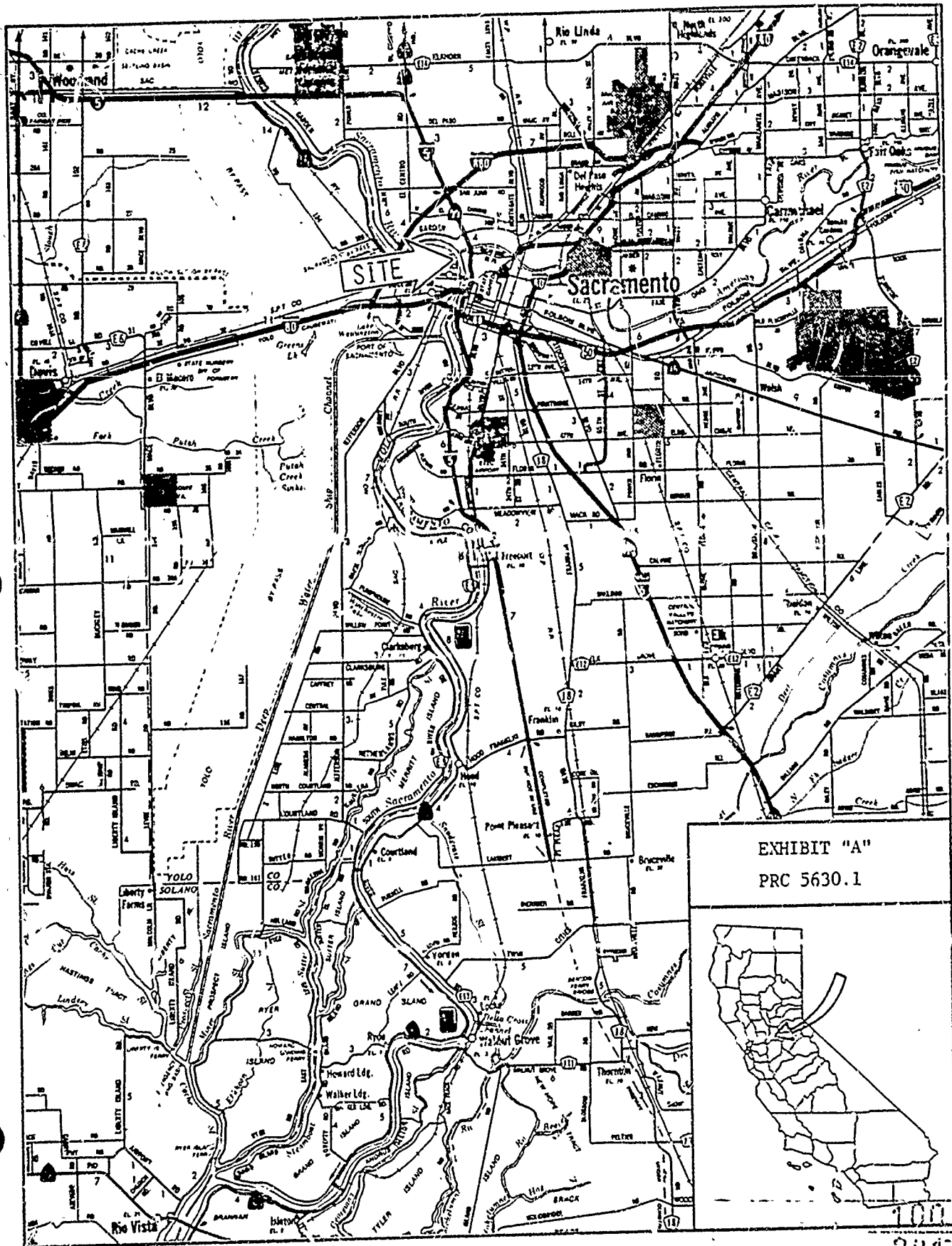


EXHIBIT "A"
 PRC 5630.1



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EXHIBIT "B"
STATE OF CALIFORNIA
STATE LANDS COMMISSION

Lease No. 5630.1, Public Resources Code Series

SUPPLEMENTARY LETTER OF UNDERSTANDING

This letter shall be deemed a part of said Lease as if fully set forth therein, effective upon execution on behalf of the State Lands Commission of the State of California.

Notwithstanding the Special Provisions contained in Section 2 of PRC 5630.1, dated March 14, 1979; commencing on January 1, 1984 the minimum annual rental will be due on or before January 1, 1984 and on January 1, thereafter. The period January 1 through December 31 shall be known as the "accounting year" not to be confused with the period November 1 through October 31 which is the lease year.

For the period November 1, 1982 - December 31, 1983 Lessee's rental will be as follows: Five percent (5%) of gross income derived from dockage and one percent (1%) of gross income derived from restaurant and beverage sales.

STATE OF CALIFORNIA
STATE LANDS COMMISSION

MILTON C. LANE, JR.
dba, the Chart Room Marina

Date: _____

By: _____

Title: _____

Date: _____

Execution of this letter was
authorized by the State Lands
Commission on _____

101
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CALENDAR ITEM

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12/22/83
PRC 5674
PRC 5695
PRC 5630
PRC 5441
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RENT REVIEWS/CONTINUATIONS

The leases set forth on the attached Exhibit "A" provide that the State may adjust the annual rental to a different amount for the five-year term following the fifth anniversary (and subsequent fifth anniversaries), effective on such anniversary date.

Staff reviewed the leases in accordance with the Commission's rental regulations (2 Cal. Adm. Code 2003) and is recommending that the Commission take the action indicated on Exhibit "A" for the items listed. Staff has notified the lessees of the changes to rentals as recommended herein within the time limits prescribed under the leases and has afforded each lessee the opportunity to comment on the proposed change.

An environmental document is not required. This transaction involves an activity that is not a project within the meaning of CEQA and the State CEQA Guidelines.

Authority: Cal. Adm. Code: Title 14, Section 15378 and 15061 b.3.

AB 884: N/A.

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4 0 1

SEARCHED 01
SERIALIZED 2812

CALENDAR ITEM NO. C07 (CONTD)

EXHIBITS: A. Applicants.
 B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THIS ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA BECAUSE IT IS NOT A PROJECT AS DEFINED IN P.R.C. 21065, 14 CAL. ADM. CODE 15378 AND 15061 B.3.
2. APPROVE THE CHANGES/CONTINUATIONS TO ANNUAL RENTALS FOR THE LEASES LISTED ON THE ATTACHED EXHIBIT "A".

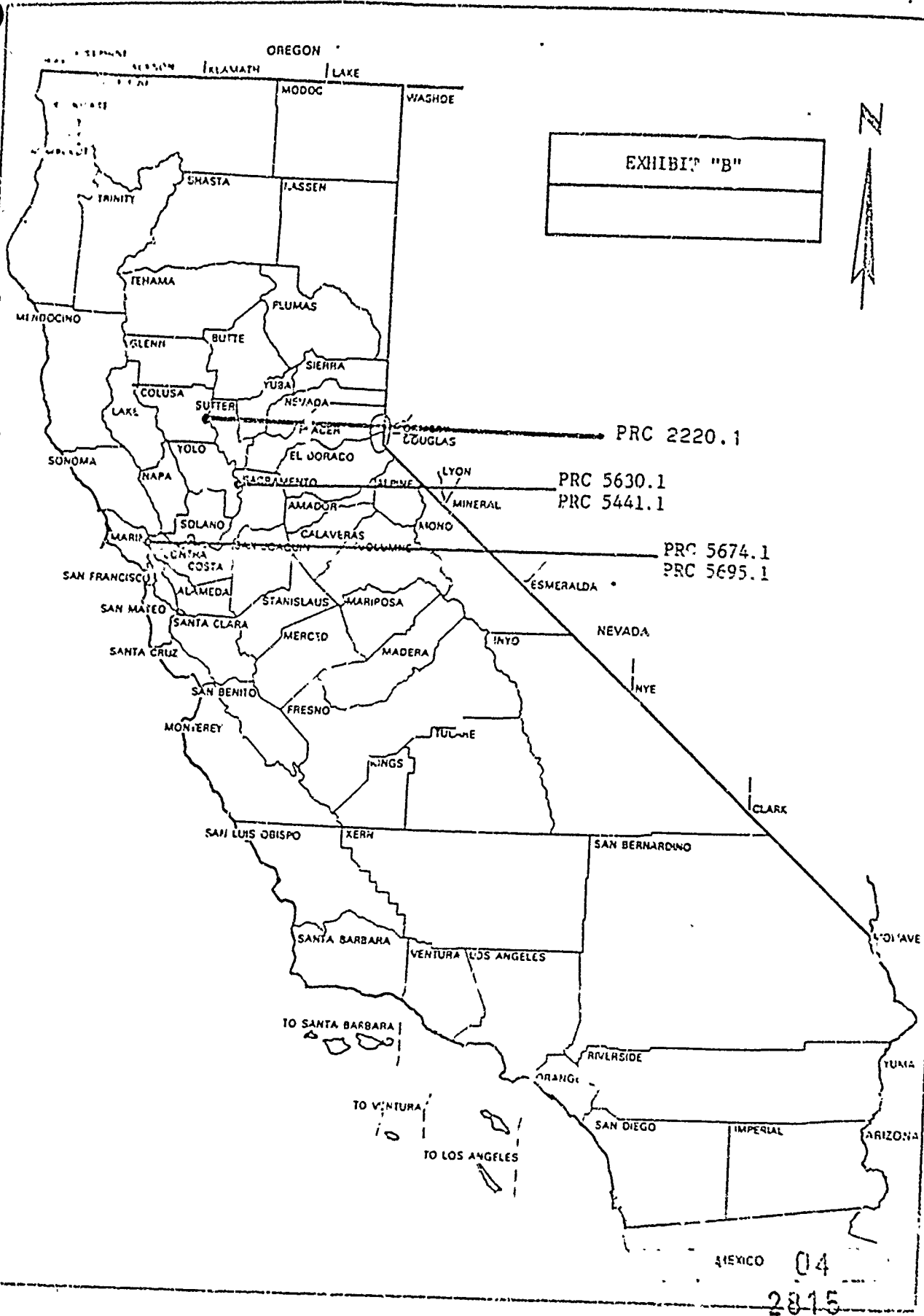
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EXHIBIT "A"

RENT REVIEW/CONTINUATIONS FOR CALENDAR OF December

Page 1 of 1

LEASE NUMBER	LESSEE	LOCATION	OLD RENT PER ANNUM	NEW RENT PER ANNUM	BASIS FOR CHANGE	EFFECTIVE DATE	NEGOTIATED
541	John Corder Hunters Club Road Novato, CA. 94947	0.06 acre parcel tide and submerged land in Petaluma Creek, Black Point, Marin County	\$50.00	\$287.54	Fair Rental Benchmark Appraisal	02-01-84	Swatta
542	D. H. Gabrielsen, et al P. O. Box 609 Ross, CA. 94957	0.073 acre parcel tide and submerged land in Corte Madera Creek, Larkspur, Marin County	\$70.00	\$347.49	Fair Rental Benchmark Appraisal	05-01-84	Conrad
543	Milton Lane 454 Chart Poon Marina 1040 Longcroft Street West Sacramento, CA 95691	2.7 acre parcel tide and submerged land in Sacramento River, Broderick, Yolo County	\$250 minimum against 5% of gross income from docking facilities and 1% of gross income from restaurant & bar	\$3,768 minimum against 5% gross income from docking facilities & 3% of gross income from rest. & bar	Appraised Value (Percentage of Gross Income)	01-01-84	Reese
544	Halvor Schultz P. O. Box 635 Broderick, CA. 95605	2.623 acre parcel tide and submerged land in Sacramento River, Broderick, Yolo County	\$450 minimum against 5% of gross income from docking facilities	\$1,000 minimum against 5% of gross income from docking facilities	Appraised Value (Percentage of Gross Income)	01-01-84	Reese
2874	Mark & Patricia Nugent Jba Ward's Landing Marine P. O. Box 244 Colusa, CA. 95932	1.194 acre parcel submerged land in the Sacramento River near Meridian, Colusa County	\$610	\$1,012.50 Minimum	Appraised Value (Percentage of Gross Income)	01-01-84	Lane



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CALENDAR ITEM

19 4

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CURRENT SITUATION: During the five-year rent review process, lessee informed staff of his plans to expand the mooring facilities, within the leased area, and of the difficulty and expense in maintaining separate records for tax purposes and percentage-of-gross income statements due to the differing dates (lease year 1 - November 1 - October 31). Therefore, staff recommends that a Supplementary Letter of Understanding be executed, providing that all percentage-of-gross income figures be computed from January 1 - December 31 (accounting year) as opposed to November 1 - October 31 (lease year) and that the minimum annual rental will be due on or before January 1.

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Authority: 14 Cal. Adm. Code 15378.

A 4
S 4

DATE	12/22/83
TIME	2816

CALENDAR ITEM NO. 19 (CONTD)

AB 884: N/A.

EXHIBITS: A. Site Map.
B. Supplementary Letter of Understanding.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THIS ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF CEQA BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED IN SECTION 21065 P.R.C. AND SECTION 15378 C.A.C.
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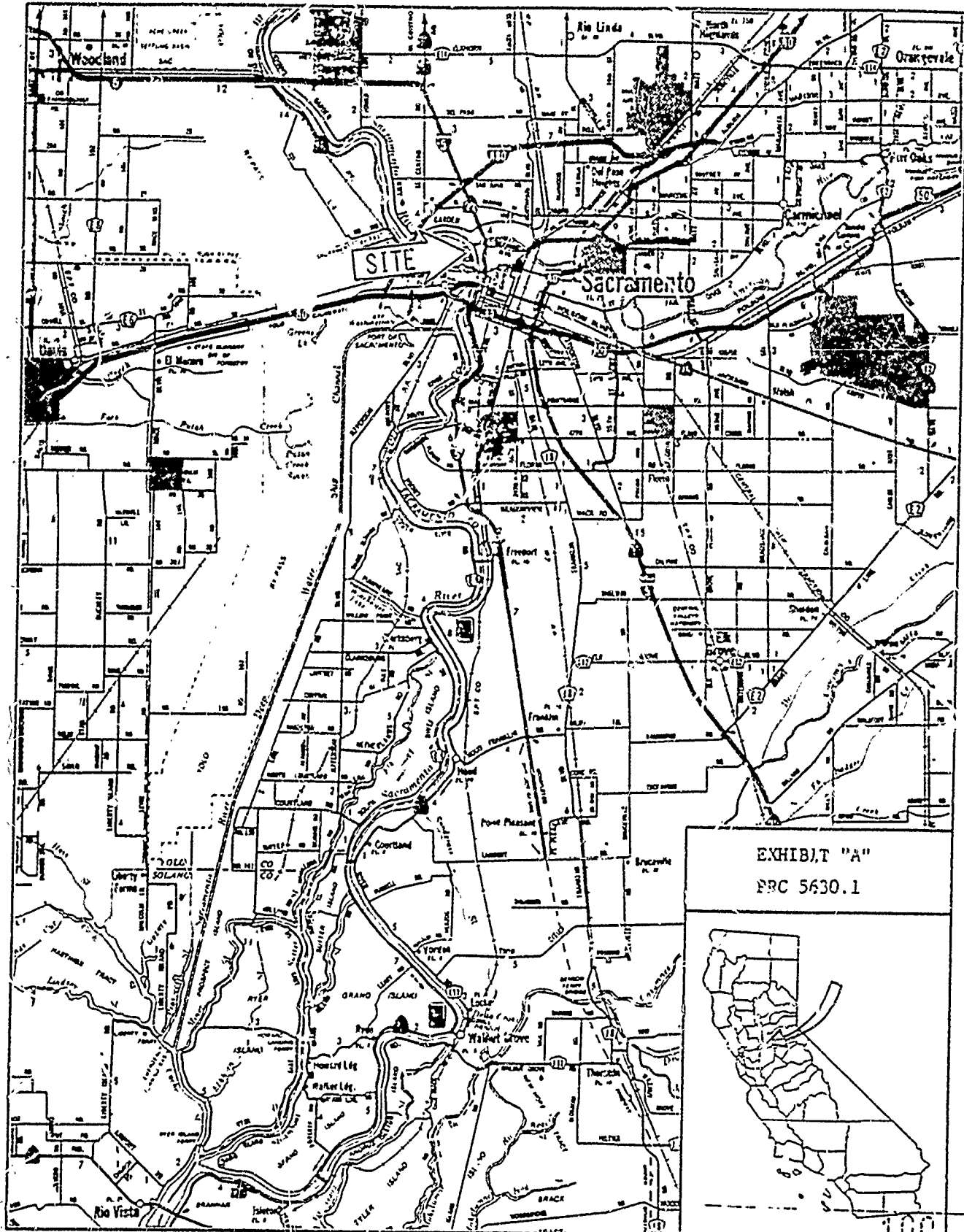


EXHIBIT "A"
 FRC 5630.1



EXHIBIT "B"
STATE OF CALIFORNIA
STATE LANDS COMMISSION

Lease No. 5630.1, Public Resources Code Series

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MILTON C. LANE, JR.
dba, the Chart Room Marina

Date: _____

STATE OF CALIFORNIA
STATE LANDS COMMISSION

By: _____

Title: _____

Date: _____

Execution of this letter was
authorized by the State Lands
Commission on _____

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