

MINUTE ITEM

This Calendar Item No. 45
was approved as Minute Item
No. 5 by the State Lands
Commission by a vote of 2
to 0 at its 3/28/85
meeting.

CALENDAR ITEM

A 10
S 6

C 0 8

03/28/85
WP 5110
Maricle
PRC 5110

AGREEMENT AND CONSENT TO
ENCUMBRANCING OF LEASE

APPLICANT: Hugh and Carol A. Turner
4703 North Grantland
Fresno, California 93711

SECURED PARTY-LENDER:
Wells Fargo Bank, N.A.
P.O. Box 986
Fresno, California 93714

BACKGROUND:

On April 22, 1982, the State Lands Commission approved the issuance of a General Lease - Commercial Use, covering a 1.604-acre parcel of tide and submerged land in the Sacramento River, Sacramento County, for operation and maintenance of a commercial marina, to Hugh and Carol A. Turner.

CURRENT SITUATION:

Lessee has applied to Wells Fargo Bank for a loan to improve the existing facilities authorized under Lease PRC 5110.1. As a condition for the loan, Wells Fargo Bank has requested that it be named as a secured party-lender under the subject lease. Wells Fargo and the Lessee have signed the Agreement and Consent to Encumbrancing Lease and said document is on file in the offices of the State Lands Commission.

AB 884: N/A.

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OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 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 CEQA and the State CEQA Guidelines.

Authority: P.R.C. 21065 and 14 Cal. Adm. Code 15378.

2. This activity will involve lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq., but will have no direct or indirect effect on such lands.

EXHIBITS:

- A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. ADM. CODE 15378.
2. FIND THAT THIS ACTIVITY WILL INVOLVE LANDS IDENTIFIED AS POSSESSING SIGNIFICANT ENVIRONMENTAL VALUES PURSUANT TO P.R.C. 6370, ET SEQ., BUT THAT SUCH ACTIVITY WILL HAVE NO DIRECT OR INDIRECT EFFECT ON SUCH LANDS.
3. AUTHORIZE STAFF EXECUTION OF THE DOCUMENT ENTITLED, "AGREEMENT AND CONSENT TO ENCUMBRANCING OF LEASE", ON FILE IN THE OFFICES OF THE COMMISSION, IN FAVOR OF WELLS FARGO BANK, FOR THE PURPOSE OF OBTAINING A LOAN TO IMPROVE EXISTING FACILITIES AUTHORIZED UNDER LEASE P.R.C. 5110.1.

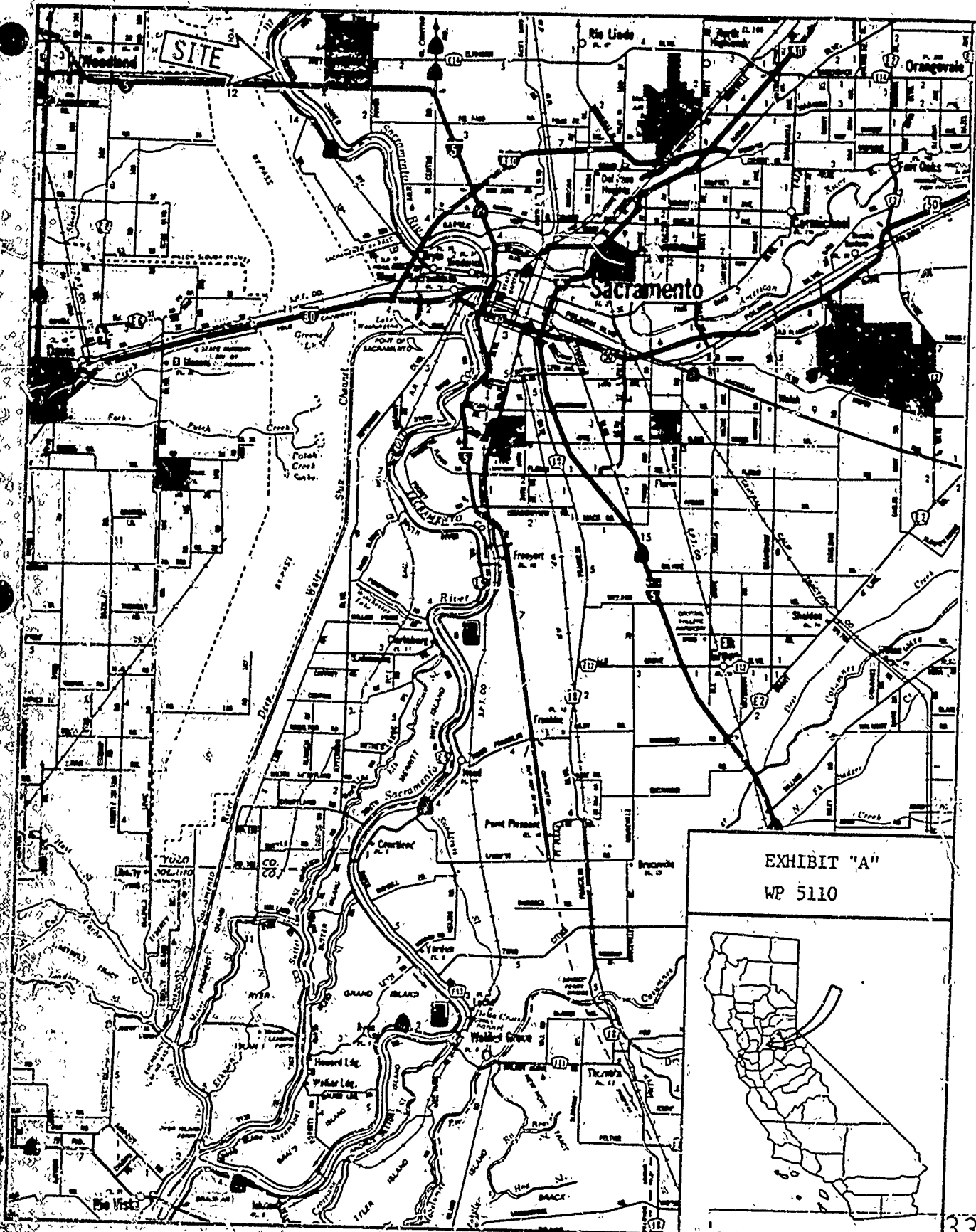


EXHIBIT "A"
WP 5110



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