

MINUTE ITEM

This Calendar Item No. C51 was approved as Minute Item No. 51 by the California State Lands Commission by a vote of 3 to 0 at its 4-24-01 meeting.

**CALENDAR ITEM
C51**

A 6, 8, 11, 13

04/24/01

PRC 709.1, PRC 2036.1, PRC 7780.1

S 2, 3, 4, 7

N. Lee

**ASSIGNMENT OF LEASE
COMMERCIAL SAND AND GRAVEL LEASES**

LESSEE/ASSIGNOR:

Moe Sand Co., Inc.
2680 Bishop Drive, Suite 225
San Ramon, CA. 94583-4280

ASSIGNEE:

Hanson Marine Operations, Inc.
2680 Bishop Drive, Suite 225
San Ramon, CA 94583-4280

AREA, LAND TYPE, AND LOCATION:

An aggregate of 1,456 acres, more or less, of granted sovereign lands with minerals reserved and sovereign lands in San Francisco Bay, San Francisco and Marin Counties.

AUTHORIZED USE:

Continued extraction of sand and gravel for commercial use as shown on the attached Exhibit A.

LEASE TERM:

Ten years, beginning July 1, 1998.

CONSIDERATION:

Land rent of \$2 per acre or an aggregate of \$2,912 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

Royalty of 23% of gross sales value and an aggregate minimum biannual royalty of \$140,750; with the State reserving the right to fix a different royalty periodically during the lease term, as provided in the lease.

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OTHER PERTINENT INFORMATION:

1. On June 19, 1998, the Commission authorized Commercial Sand and Gravel Leases PRC 709.1, PRC 2036.1 and PRC 7780.1 with Moe Sand Company. These leases will expire on June 30, 2008. On June 14, 1999, the Commission authorized an assignment of these leases from Moe Sand Company, A California Partnership, to Moe Sand Co., Inc. On October 13, 2000, Moe Sand Co., Inc. merged with and changed its name to Hanson Marine Operations, Inc. Hanson Marine Operations, Inc. is now applying for an assignment of Commercial Sand and Gravel Leases PRC 709.1, PRC 2036.1 and PRC 7780.1. The purpose of the assignment is a merger of commonly owned and controlled corporations with no change in ownership.

2. 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.

EXHIBIT:

- A. Location and 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.

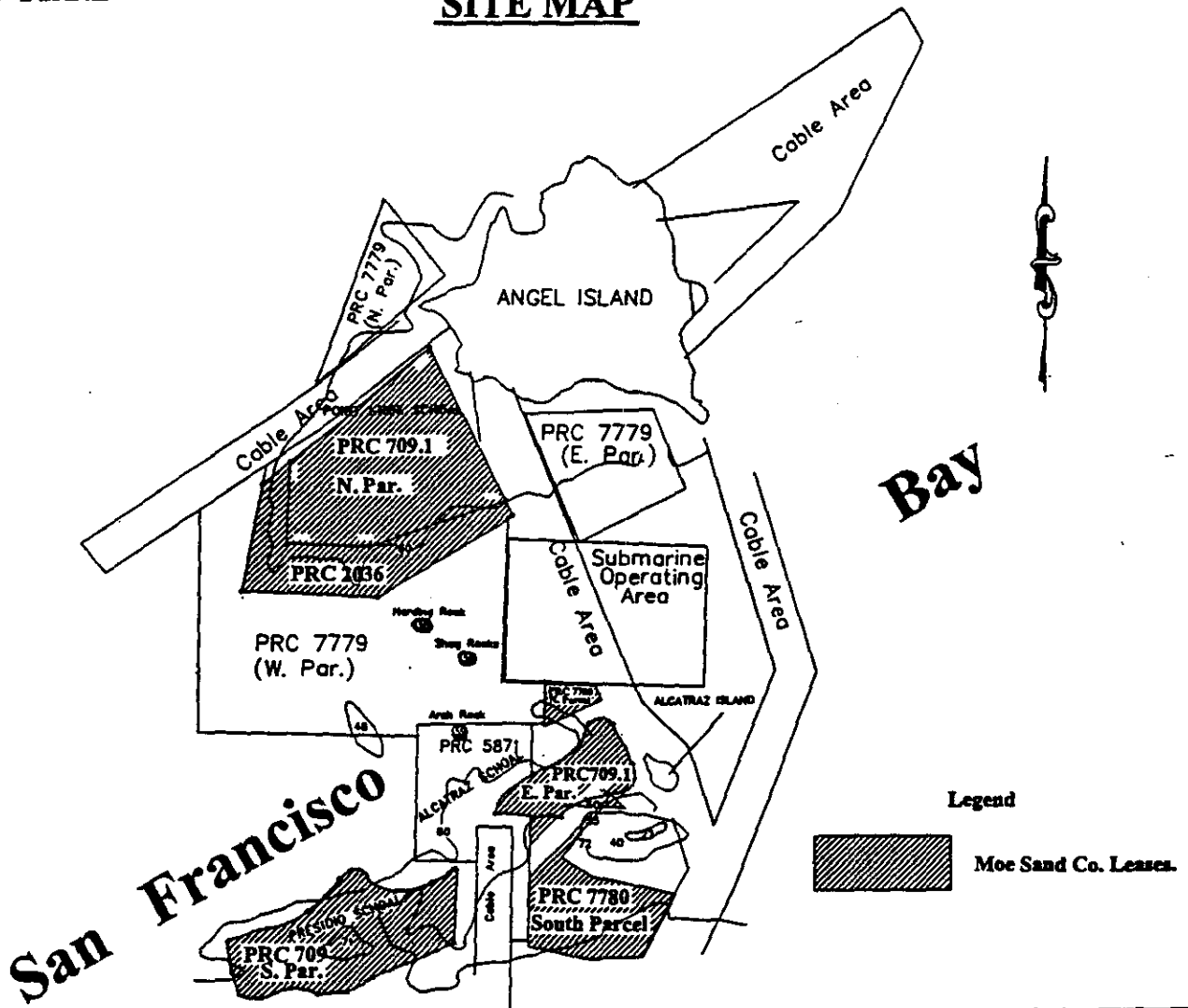
CALENDAR ITEM NO. **C51** (CONT'D)

AUTHORIZATION:

AUTHORIZE THE ASSIGNMENT OF LEASES PRC 709.1, PRC 2036.1 AND PRC 7780.1, COMMERCIAL SAND AND GRAVEL LEASES, OF SUBMERGED LANDS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, FROM MOE SAND CO., INC. TO HANSON MARINE OPERATIONS, INC.; EFFECTIVE APRIL 24, 2001.

NO SCALE

SITE MAP



Legend



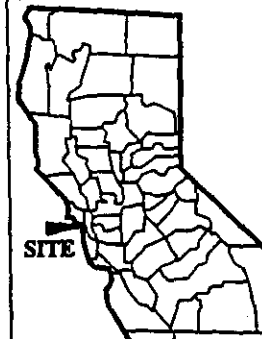
Moe Sand Co. Leases.

NO SCALE

LOCATION MAP



Exhibit A
PRCs 709,2036,7780
MOE SAND CO.
San Francisco Bay
San Francisco and
Marin Counties



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

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