

MINUTE ITEM

This Calendar Item No. C25 was approved as Minute Item No. 25 by the California State Lands Commission by a vote of 3 to 0 at its 11-21-06 meeting.

CALENDAR ITEM

C25

A 25

11/21/06

S 14

PRC 5409.1

D. Jones

REVISION OF RENT

LESSEE:

Santa Fe Aggregates, Inc.
P. O. Box 3042
Modesto, CA 95353

AREA, LAND TYPE, AND LOCATION:

12.32 acres, more or less, of sovereign lands located in the historic bed of the Tuolumne River, near Waterford, Stanislaus County.

AUTHORIZED USE:

Stockpiling of processed and unprocessed gravel; use and storage of related equipment; and a right-of-way crossing.

LEASE TERM:

25 years, beginning December 30, 1992.

CONSIDERATION:

This lease provides that Lessor may modify the rent periodically during the lease term. Pursuant to this provision, staff has conducted a review of the rent under this lease, and recommends that the rent be revised from \$1,221 per year to \$5,625 per year, effective December 30, 2006.

OTHER PERTINENT INFORMATION:

1. In 1977, the Commission authorized a 15-year General Lease – Industrial Use to M. J. Ruddy, Jr. with a ten year renewal option. In 1992, the Commission terminated the lease and issued a new 25-year lease to M. J. Ruddy & Son, Inc. beginning December 30, 1992. A review of the rent has not been conducted on the lease since 1997.
2. On March 22, 1995, the Articles of Incorporation for M.J. Rudy and Son, Inc., were amended to change the name of the corporation to Santa Fe Aggregates, Inc.

CALENDAR ITEM NO. C25 (CONT'D)

EXHIBIT:

A. Location Map

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

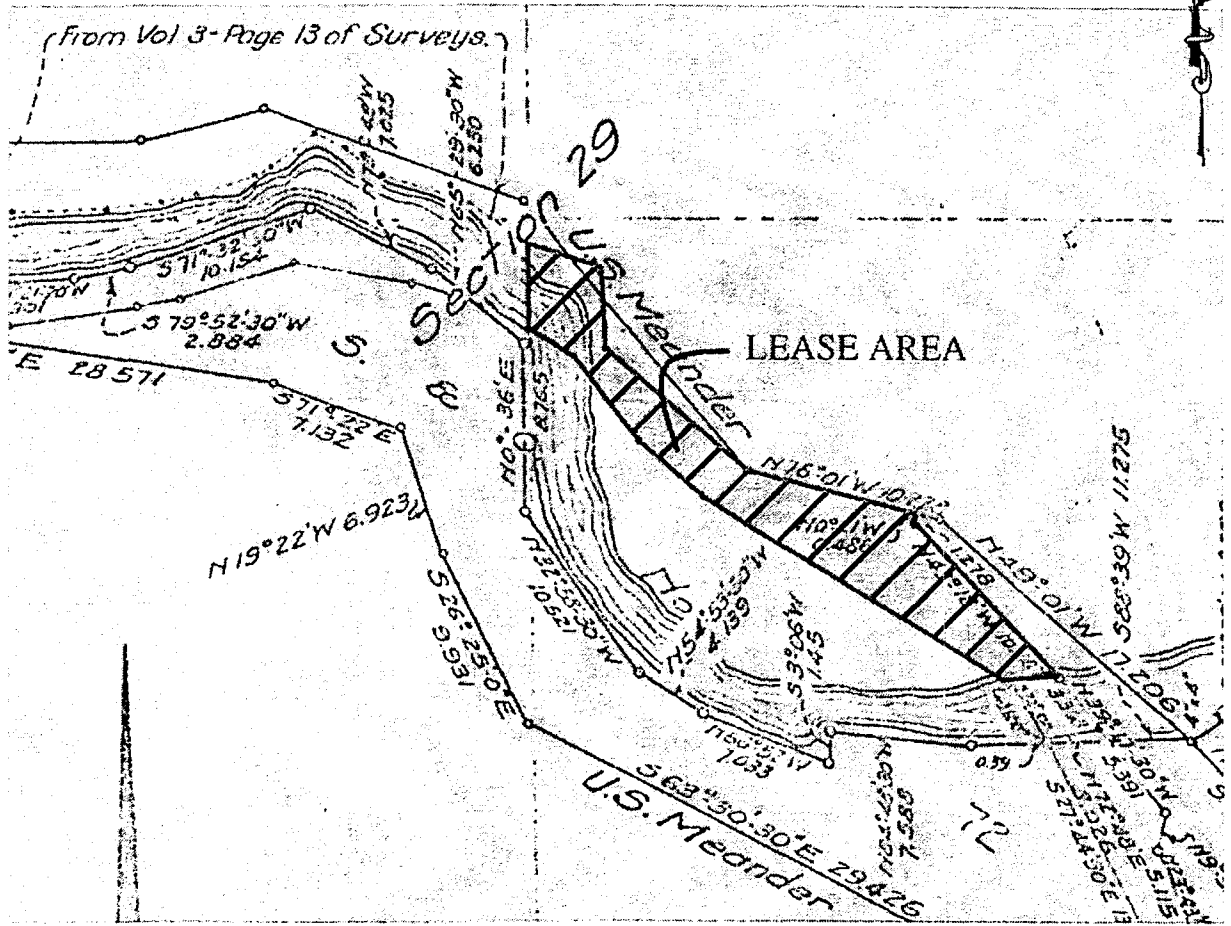
FIND THAT THE ACTIVITY IS NOT SUBJECT TO THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15060(c)(3) BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

AUTHORIZATION:

APPROVE THE REVISION OF RENT FOR LEASE NO. PRC 5409.1 FROM \$1,221 PER YEAR TO \$5,625 PER YEAR, EFFECTIVE DECEMBER 30, 2006.

NO SCALE

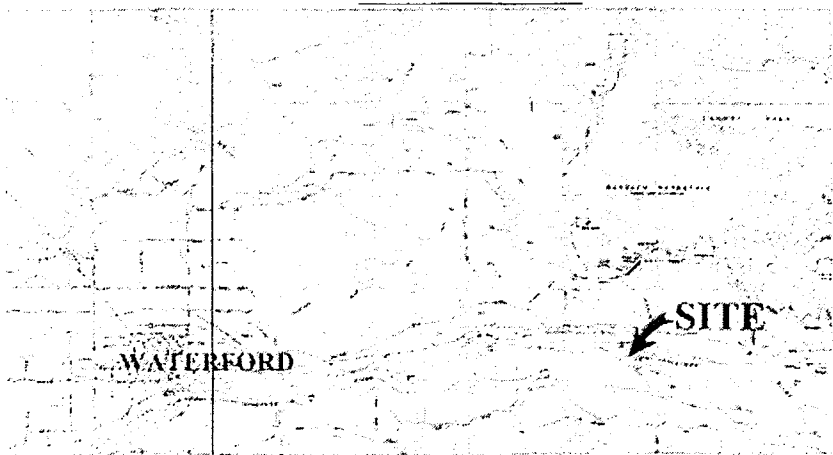
SITE



OLD TUOLUMNE RIVER CHANNEL, NEAR WATERFORD

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit A

PRC 5409
 SANTA FE AGGREGATES, INC.
 GRAVEL & SAND LEASE
 TUOLUMNE RIVER
 STANISLAUS COUNTY



MIF-923/06

000114
 CALENDAR PAGE

002262
 MINUTE PAGE

This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.