

MINUTE ITEM

8/8/66

36. APPLICATION FOR ASSIGNMENT, MINERAL EXTRACTION LEASE P.R.C. 1500.1, AND MODIFICATION OF PERMIT P.R.C. 3486.1, MARIN COUNTY; SCHULTZ INVESTMENT COMPANY, W.O. 6235.

After consideration of Supplemental Calendar Item 36 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO:

1. APPROVE THE ASSIGNMENT OF THAT PORTION OF THE AREA OF P.R.C. 1500.1 WHICH IS INCLUDED IN CORTE MADERA FLOOD CONTROL DREDGING PERMIT P.R.C. 3486.1 TO THE MARIN COUNTY FLOOD CONTROL AND CONSERVATION DISTRICT, SUBJECT TO THE RECEIPT OF A FORM OF ASSIGNMENT THAT HAS BEEN EXECUTED BY SCHULTZ INVESTMENT COMPANY, THE ASSIGNEE TO BE BOUND BY THE TERMS OF THE LEASE TO THE SAME EXTENT AS THE ORIGINAL LESSEE, AND SHALL FULFILL THE BOND REQUIREMENTS.
2. MODIFY DREDGING PERMIT P.R.C. 3486.1 TO EXCLUDE THE AREA ASSIGNED FROM P.R.C. 1500.1, AND TO INCLUDE THE SAME TERMS AND CONDITIONS AS ARE SET FORTH IN MINERAL EXTRACTION LEASE P.R.C. 1500.1.

Attachment

Supplemental Calendar Item 36 (1 page)

36.

APPLICATION FOR ASSIGNMENT, MINERAL EXTRACTION LEASE P.R.C. 1500.1, AND MODIFICATION OF PERMIT P.R.C. 3486.1, MARIN COUNTY; SCHULTZ INVESTMENT COMPANY - W.O. 6235.

Mineral Extraction Lease P.R.C. 1500.1 was issued to Schultz Investment Company on March 31, 1955, for a period of 20 years. The lease, covering approximately 30 acres of submerged lands in the bed of Corte Madera Canal, Marin County, was issued pursuant to competitive public bidding.

An application has been received from the Marin County Flood Control and Conservation District requesting approval of the assignment of that portion of the area of P.R.C. 1500.1 which is included in the Corte Madera Flood Control dredging permit (P.R.C. 3486.1), and the modification of Dredging Permit P.R.C. 3486.1 to exclude those areas included in P.R.C. 1500.1.

Section 5 of Lease P.R.C. 1500.1 requires that the lessee shall not transfer nor assign this lease, except upon the prior written consent of the State Lands Commission. The applicant has submitted a letter stating that Schultz Investment Company is willing to assign the above area to the Marin County Flood Control and Conservation District. The statutory \$5 filing fee has been paid by the applicant.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER:

1. TO APPROVE THE ASSIGNMENT OF THAT PORTION OF THE AREA OF P.R.C. 1500.1 WHICH IS INCLUDED IN CORTE MADERA FLOOD CONTROL DREDGING PERMIT P.R.C. 3486.1 TO THE MARIN COUNTY FLOOD CONTROL AND CONSERVATION DISTRICT, SUBJECT TO THE RECEIPT OF A FORM OF ASSIGNMENT THAT HAS BEEN EXECUTED BY SCHULTZ INVESTMENT COMPANY, THE ASSIGNEE TO BE BOUND BY THE TERMS OF THE LEASE TO THE SAME EXTENT AS THE ORIGINAL LESSEE, AND SHALL FULFILL THE BOND REQUIREMENTS.
2. TO MODIFY DREDGING PERMIT P.R.C. 3486.1 TO EXCLUDE THE AREA ASSIGNED FROM P.R.C. 1500.1, AND TO INCLUDE THE SAME TERMS AND CONDITIONS AS ARE SET FORTH IN MINERAL EXTRACTION LEASE P.R.C. 1500.1.