

MINUTE ITEM
This Calendar Item No. C06
was approved as Minute Item
No. 6 by the State Lands
Commission by a vote of 3
to 0 at its 5/31/89
meeting.

CALENDAR ITEM

C 06

A 27

S 12

05/31/89

WP 5409

PRC 5409

Gordon

ASSIGNMENT OF GENERAL LEASE - INDUSTRIAL USE

APPLICANT: M. J. Ruddy Jr.
dba Santa Fe Rock and Sand
P.O. Box 3042
Modesto, California 95353

ASSIGNEE: M. J. Ruddy & Son, Inc.
P.O. Box 1716
Ceres, California 95307

AREA, TYPE LAND AND LOCATION:
Parcel 1: An 11.31-acre parcel in an old bed
of the Tuolumne River; Parcel 2: A 0.172-acre
parcel in the present bed of the Tuolumne River;
both located near Waterford, Stanislaus County.

LAND USE: Parcel 1: An area utilized by structures and
equipment necessary to the stockpiling of
gravel. Parcel 2: An area utilized by concrete
bridge abutments and a bridge deck.

TERMS OF LEASE: Initial period: Fifteen years beginning
December 30, 1975.
Renewal options: One successive period of ten
years.
Surety bond: \$5,000.
Public liability insurance: Combined single
limit coverage of \$1,000,000.

CALENDAR ITEM NO. C 06 (CONT'D)

Consideration: \$550 per annum, as to Parcel 1 only; five-year rent review.

Special: 1. The lease restricts excavation or mining of any kind.
2. The lease qualifies the Commission's jurisdiction in Parcel 2 as to the area subject to the public trust.

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Code Regs. 2003.

APPLICANT STATUS:

Applicant is owner of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fee and processing costs have been received.

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Code Regs.: Title 2, Div. 3;
Title 14, Div. 6.

AB 884:

N/A.

OTHER PERTINENT INFORMATION:

- 1. This transaction is occasioned by the conveyance of all the Assignor's interest in the lease area to the Assignee.
- 2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 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. Code Regs. 15378.

CALENDAR ITEM NO. C 06 (CONT'D)

3. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. but will not affect those significant lands.

EXHIBIT: 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. CODE REGS. 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. CODE REGS. 15378.
2. APPROVE, EFFECTIVE MAY 31, 1989, THE ASSIGNMENT OF GENERAL LEASE - INDUSTRIAL USE, PRC 5409, COVERING AREAS UTILIZED BY STRUCTURES AND EQUIPMENT NECESSARY TO THE STOCKPILING OF GRAVEL, PLUS CONCRETE BRIDGE ABUTMENTS AND A BRIDGE DECK, FROM M. J. RUDDY JR., dba SANTA FE ROCK AND SAND, TO M. J. RUDDY & SON, INC.

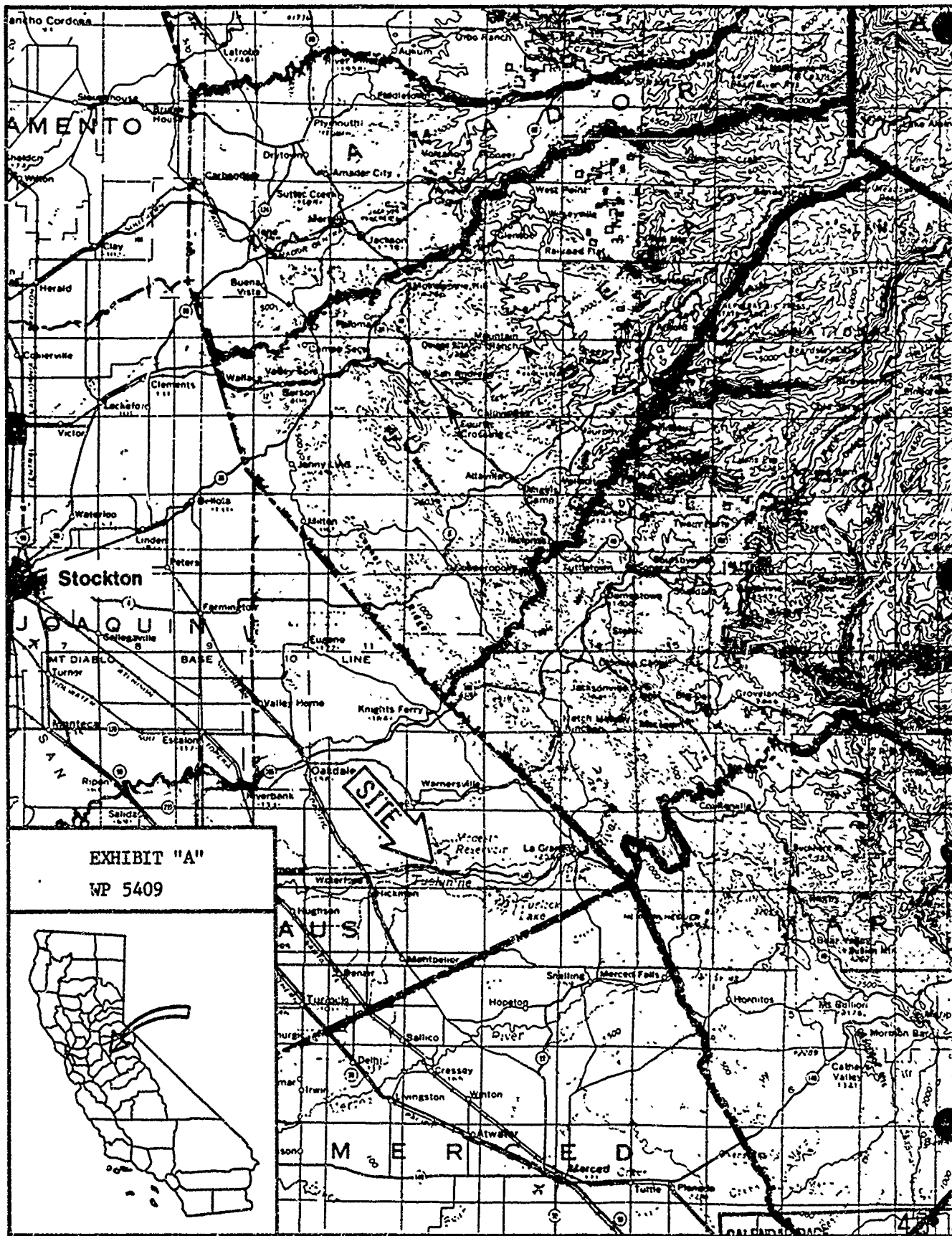


EXHIBIT "A"
WP 5409

