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MINUTE ITEM

37. APPLICATION FOR APPROVAL OF CANCELLATION AND TERMINATION OF SUBLEASE AND FOR APPROVAL OF THE ISSUANCE OF A NEW SUBLEASE UNDER P.R.C. 502.1, TIDE AND SUBMERGED LANDS, CRESCENT CITY HARBOR, CRESCENT CITY HARBOR DISTRICT, DEL NORTE COUNTY - W.O. 4112.

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

PURSUANT TO THE TERMS OF LEASE P.R.C. 502.1, THE EXECUTIVE OFFICER IS AUTHORIZED TO APPROVE:

1. THE CANCELLATION, EFFECTIVE MAY 31, 1961, OF THAT CERTAIN SUBLEASE HERETOFORE ENTERED INTO BETWEEN THE CRESCENT CITY HARBOR DISTRICT AS SUBLESSOR AND RAY BEALL, d.b.a. RAY BEALL, AN INDIVIDUAL, AS SUBLESSEE;
2. THE ISSUANCE OF A NEW SUBLEASE BY THE CRESCENT CITY HARBOR DISTRICT TO TIDEWATER OIL COMPANY FOR A TEN-YEAR PERIOD BEGINNING JULY 1, 1961, THE LEASED AREA TO BE USED FOR THE SALE AND DISTRIBUTION OF GASOLINE AND OTHER PETROLEUM PRODUCTS TO PRIVATE AND COMMERCIAL VESSELS.

Attachment
Calendar Item 36 (1 page)

CALENDAR ITEM

36.

APPLICATION FOR APPROVAL OF CANCELLATION AND TERMINATION OF SUBLEASE AND FOR APPROVAL OF THE ISSUANCE OF A NEW SUBLEASE UNDER P.R.C. 502.1, TIDE AND SUBMERGED LANDS, CRESCENT CITY HARBOR, CRESCENT CITY HARBOR DISTRICT, DEL NORTE COUNTY - W.O. 4112.

Crescent City Harbor District, lessee of tide and submerged lands of Crescent City Harbor under Lease P.R.C. 502.1, has submitted for approval, as provided for under the terms of an existing lease, a fully executed copy of an Agreement of Cancellation of Sublease in which the sublessee, Ray Beall, d.b.a. Ray Beall, an individual, disclaims any and all rights in and to said sublease, and relieves the sublessor and the State of California from any and all liability by reason of the mutual termination of the lease. The sublease was executed on March 15, 1960. The Cancellation Agreement was entered into on May 31, 1961.

Concurrently, the Crescent City Harbor District has forwarded for approval a new sublease to Tidewater Oil Company of the same area described in the Cancellation Agreement. The sublease, of ten years' duration, commencing on July 1, 1961, provides for the construction and operation of a bulk storage plant for the sale and distribution of gasoline and other petroleum products to private and commercial vessels for marine uses only.

The sublease recites that the sublessor has furnished a performance bond in the amount of \$1,000 to insure site clearance upon lease termination. Liability insurance for \$100,000/\$300,000 will be in force during the lease term.

IT IS RECOMMENDED THAT, PURSUANT TO THE TERMS OF LEASE P.R.C. 502.1, THE EXECUTIVE OFFICER BE AUTHORIZED TO APPROVE:

1. THE CANCELLATION, EFFECTIVE MAY 31, 1961, OF THAT CERTAIN SUBLEASE HERETOFORE ENTERED INTO BETWEEN THE CRESCENT CITY HARBOR DISTRICT AS SUBLESSOR AND RAY BEALL, D.B.A. RAY BEALL, AN INDIVIDUAL, AS SUBLESSEE,
2. THE ISSUANCE OF A NEW SUBLEASE BY THE CRESCENT CITY HARBOR DISTRICT TO TIDEWATER OIL COMPANY FOR A TEN-YEAR PERIOD BEGINNING JULY 1, 1961, THE LEASED AREA TO BE USED FOR THE SALE AND DISTRIBUTION OF GASOLINE AND OTHER PETROLEUM PRODUCTS TO PRIVATE AND COMMERCIAL VESSELS.