

COPY

DOCUMENT NO. RR-267331-1

FILED DEC 15 1986

OFFICE OF THE CITY CLERK
SAN DIEGO, CALIFORNIA

DUPLICATE ORIGINAL 85 acres

SLOOP & WITMAN

First Amendment to Lease Agreement

This First Amendment to Lease Agreement is executed by and between the City of San Diego, a municipal corporation, herein called City, and Sloop and Witman, a partnership consisting of William Witman and Gordon Sloop, hereinafter called Lessee, to amend the original lease agreement between the parties filed as Document 713434 in the Office of the City Clerk, as follows:

1. Section (B) Term is deleted in its entirety and replaced by the following:

(B) Term: The term of shall be thirty (30) years beginning January 1, 1987 and ending December 31, 2016.

2. Section (C) Rent is amended as follows:

Paragraph 1 is deleted in its entirety.
Paragraph 2 is deleted in its entirety.
Paragraph 3 is deleted in its entirety.
Paragraph 4 is deleted in its entirety.
Paragraph 5 is deleted in its entirety.
Paragraph 6 is deleted in its entirety and replaced by the following:

6. Beginning January 1, 1987, for the remainder of the term of this agreement, the rent shall be Twenty-five Percent (25%) of Lessee's gross income as defined in Section (D), Paragraph 2, Gross Income and Records, payable yearly in arrears not later than thirty (30) days following the end of each calendar year of said term; provided, however, said rent shall not be less than a minimum annual rent of Ten Thousand Dollars (\$10,000), which minimum annual rent shall be payable quarterly in advance in equal installments of Two Thousand Five Hundred Dollars (\$2,500) each on or before the 1st day of each quarter.

DUPLICATE ORIGINAL

Nothing herein is intended to modify or alter any other covenants of this Lease Agreement.

THE CITY OF SAN DIEGO

Date DEC 15 1986

By *David Lopez*
ASSISTANT TO THE City Manager

LESSEE: SLOOP & WITMAN

Date 12-10-86

By *John W. Witt*
By _____

APPROVED AS TO FORM AND LEGALITY THIS 20 DAY OF January, 1987.

JOHN W. WITT, City Attorney

By *[Signature]*
Deputy City Attorney

WRK:st(108-2)
12-3-86

(R-87-1236)

RESOLUTION NUMBER R- 267331

ADOPTED ON DEC 15 1986

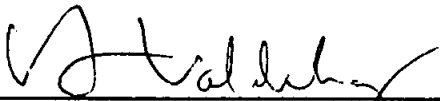
BE IT RESOLVED, by the Council of The City of San Diego, that the City Manager is hereby authorized and empowered to execute, for and on behalf of The City of San Diego, the following lease documents:

1. First Amendment to SLOOP AND WITMAN lease agreement, Document No. 713434;
2. Second Amendment to SLOOP AND WITMAN lease agreement, Document No. 721611; and
3. Third Amendment to SLOOP AND WITMAN lease agreement, Document No. 694595;

all located in San Pasqual Valley, under the terms and conditions set forth in those lease amendments on file in the office of the City Clerk as Document Nos. RR- 267331-1, RR- 267331-2 and RR- 267331-3.

APPROVED: JOHN W. WITT, City Attorney

By



Harold O. Valderhaug
Deputy City Attorney

HOV:ps
12/11/86
Or.Dept:Prop.
Job:490001
R-87-1236
Form=r.none

Passed and adopted by the Council of The City of San Diego on
DEC 15 1986

by the following vote:

YEAS: Wolfsheimer, Cleator, McColl, Jones, Struiksma, Gotch,
McCarty, Ballesteros, O'Connor.

NAYS: None.

NOT PRESENT: None.

AUTHENTICATED BY:

MAUREEN O'CONNOR
Mayor of The City of San Diego, California

CHARLES G. ABDELNOUR
City Clerk of The City of San Deigo, California

By JUNE A. BLACKNELL
Deputy

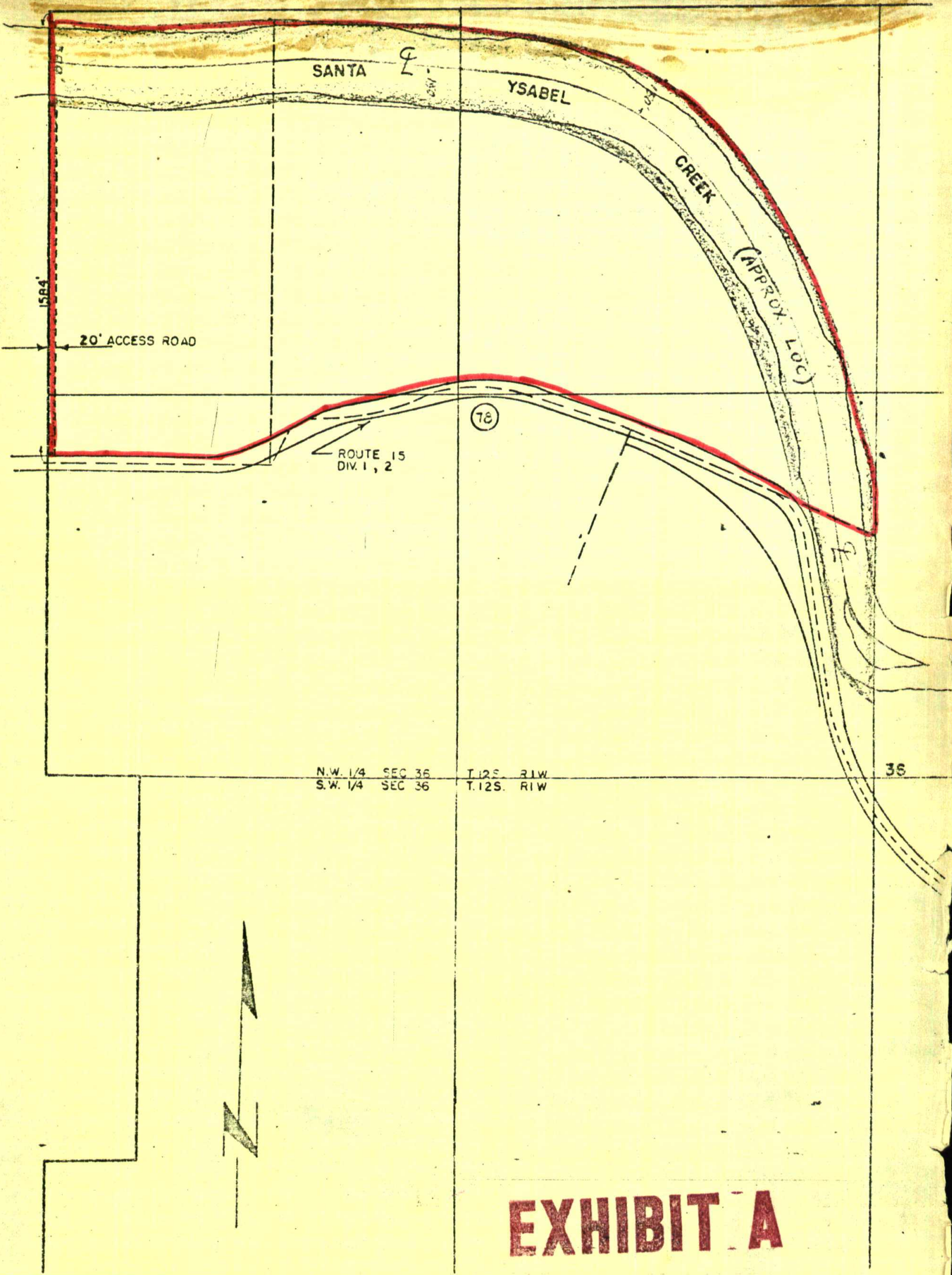
I HEREBY CERTIFY that the above and foregoing is a full, true
and correct copy of RESOLUTION NO. R- 267331 passed and
adopted by the Council of The City of San Deigo, California, on
DEC 15 1986

CHARLES G. ABDELNOUR
City Clerk of The City of San Deigo, California

(SEAL)

By

June A. Blacknell
Deputy



CITY OF SAN DIEGO
NORTH WEST & PORTION SOUTH WEST QUARTER
SECTION 36 TOWNSHIP 12 SOUTH, RANGE 1 WEST

SCALE 1" = 400'
DRAWING NO.
1100