

NOTICE OF AMENDMENT TO LEASE

TO WHOM IT MAY CONCERN:

Please take notice that on the 19th day of February, 1962,
the County of Los Angeles, as Lessor and ~~Del Rey Restaurant, a~~
~~California corporation~~

as Lessee of the following described parcel or parcels of land and
water situated within the Marina del Rey Small Craft Harbor of the
County of Los Angeles, State of California, hereinafter sometimes
referred to as Parcel or Parcels Number sixty-one (61)
legally described in exhibit "A" attached hereto and incorporated
herein, did enter into an agreement amending that certain indenture of
lease dated December 19, 1961.

#1

Said original indenture and said agreement of amendment are on
file in the official files of the Clerk of the Board of Supervisors
of the County of Los Angeles.

County of Los Angeles,
Department of Small Craft Harbors

By _____
Director

STATE OF CALIFORNIA)
County of Los Angeles) ss.

On this _____ day of _____, A.D., 19____, before
me GORDON T. NESVIG, Clerk of the Board of Supervisors of the County
of Los Angeles, State of California, residing therein, duly commis-
sioned and sworn, personally appeared REX THOMSON, known to me to be
the Director of the Department of Small Craft Harbors of the County
of Los Angeles and the person who executed the within instrument on
behalf of the County therein named, and acknowledged to me that such
County executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
affixed my official seal the day and year of this
certificate first above written.

GORDON T. NESVIG, Clerk of the Board of Supervisors

By _____ Deputy

AMENDMENT TO LEASE

THIS AMENDMENT TO LEASE made this 19th
day of February, 1962, by and between the County
of Los Angeles, hereinafter referred to as "County" and
Del Rey Restaurant, a California
corporation

hereinafter referred to as "Lessee", WITNESSETH:

WHEREAS, the parties hereto have heretofore, on
the nineteenth day of December, 1961,
entered into a lease of premises, commonly referred to as
Parcel No. sixty-one, Marina del Rey, consisting
of a total of 58,550 square feet and situated in
the Marina del Rey Small Craft Harbor of the County of Los
Angeles, State of California, more particularly described
in Exhibit "A" attached hereto and incorporated herein,
and;

WHEREAS, Section 13 of the said Lease provides for
the manner of payment of square foot and holding rentals,
and;

WHEREAS, the Board of Supervisors, on the 19th day
of December, 1961, adopted a resolution authorizing an
amendment to the provisions of the said Lease with respect
to the said holding rentals;

NOW, THEREFORE, in consideration of the mutual pro-
mise and covenants of each of the parties hereto, it is
hereby agreed as follows:

1. Paragraph 5 of Section 13 of the said Lease
is hereby amended to read as follows:

Prior to the start of square foot rental payments as in this section above provided for, Lessee shall pay to County each month in advance a "holding rental" consisting of one-third of the contemplated total monthly installment of square foot rental. In the event of the start of proportionate square foot rentals under a program of progressive completion, as in this section above provided for, the "holding rental" shall be abated for that portion of the completed improvements and adjoining area thus made subject to square foot rental.

The "holding rental" shall commence on the first day of the month following notice to the Lessee by Director that the premises are available for occupancy. Premises shall be considered available for occupancy notwithstanding that roads may not be surfaced or that utilities may not be available to the parcel.

If Director finds that Lessee has completed his improvement and construction but cannot utilize it due to failure of the County to complete roadways, water access, or utility lines, Director shall order the abatement of all rental payments until water access, roadways, and utility lines are provided, which in the opinion of the Director are available for the operation of the Lessee's functions.

2. This Amendment to Lease is not retroactive and does not abate any holding rental which has accrued prior to the 19th day of December, 1961.
3. All other terms and conditions and covenants of the said Lease are to remain unchanged.

IN WITNESS WHEREOF, County has, by order of its Board of Supervisors, caused this Lease to be subscribed by the Chairman of said Board and attested by the Clerk thereof, and the Lessee has executed the same the day and year first hereinabove written.

Dated 1-26, 1962.

Del Rey Restaurant Corp.

By _____

By _____

By _____

By David C. Fairchild
President

By Barry Calender
Secretary

(CORPORATE SEAL)

(SEAL)

GORDON T. NESVIG
Clerk of the Board
of Supervisors
By ELSIE ALFORD
Deputy

THE COUNTY OF LOS ANGELES
By WARREN M. DORN PRO TEM
Chairman of its Board of
Supervisors

APPROVED AS TO FORM:

HAROLD W. KENNEDY
County Counsel
By [Signature]
Deputy

APPROVED IN INDIVIDUAL CAPACITY

By David C. Fairchild

EXHIBIT A

LEGAL DESCRIPTION

Marina Del Rey
Lease Parcel No. 61

All that real property in the County of Los Angeles, State of California, shown as Parcels 882 and 883, on the map attached to and recorded with the Resolution and Notice of Intention to Lease County Real Property for Harbor Purposes, adopted by the Board of Supervisors of said county, a certified copy of which was recorded as Document No. 3909, on January 12, 1961, in Book M 684, pages 211 to 333, inclusive, of Official Records, in the office of the Recorder of said county.

DESCRIPTION APPROVED
MAR 16 1961

JOHN A. LAMBIE

County Engineer

BY  DEPUTY

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JOHN A. LAMBIE

County Engineer

BY  DEPUTY