## **RECORDING REQUESTED BY** AND WHEN RECORDED MAIL TO:

County of Los Angeles Department of Beaches & Harbors 13837 Fiji Way Marina del Rey, CA 90292 Attn: Jules Trefler



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## AMENDMENT NO. 17 TO LEASE NO. 6734 PARCEL NO. 44U – MARINA DEL REY

THIS AMENDMENT TO LEASE ("Amendment") is made and entered into as of October \_\_\_\_, 2015.

**BY AND BETWEEN** 

COUNTY OF LOS ANGELES, hereinafter referred to as "County"

AND

PACIFIC MARINA VENTURE, LLC, hereinafter referred to as "Lessee".

#### WITNESSETH

WHEREAS, on the fourth day of April, 1963, the parties hereto, or their predecessors in interest, entered into Lease No. 6734, under the terms of which County leased to Lessee that certain real property located in the Marina del Rey Small Craft Harbor, County of Los Angeles, State of California, commonly known as Parcel 44U, which leasehold premises (the "Premises") are more particularly and legally described in Exhibit "A" attached to and incorporated in said Lease, as amended (the Lease and all amendments are collectively hereafter referred to as the "Lease"); and

WHEREAS, the parties desire to terminate the Lease as to a portion, but not all, of the Premises;

NOW, THEREFORE, in consideration of the mutual agreements, covenants and conditions contained herein, the parties, and each of them, agree as follows:

1. The Lease is hereby terminated with respect to that portion of the Premises described on Exhibit "A" attached hereto and incorporated herein (the "Removed Property"), and the Premises shall no longer include the Removed Property. Exhibit "A" attached to the Lease is hereby amended to delete from such Exhibit "A" that portion of the Premises described on Exhibit "A" attached to this Amendment.

Recording Concernently Herewith

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2. Nothing in this Agreement shall in any way affect any rights, obligations or liabilities of County or Lessee under the Lease with respect to the Removed Property that are to survive the termination of the Lease pursuant to the terms thereof or that arise out of any events that occurred during the term of the Lease, and each of County and Lessee hereby reserves any and all such rights. Notwithstanding the foregoing, County shall not require Lessee to remove any works, structures or other improvements from the Removed Property, and County hereby waives any provisions of the Lease that would otherwise permit County to compel Lessee to do so. The ownership of all improvements located on the Removed Property inures to County as of the date of this Amendment.

3. Except as herein specifically amended, all terms, conditions and provisions of the Lease shall be and continue to remain in full force and effect and are unmodified, and each of the parties hereto reaffirms and re-acknowledges their respective obligations under the Lease as amended hereby.

[SIGNATURES ON FOLLOWING PAGE]

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IN WITNESS WHEREOF, County has, by order of its Board of Supervisors, authorized this Amendment to Lease to be subscribed by the Director of the Department of Beaches and Harbors, and the Lessee has executed the same.

> By: MICHAEL PASHAIE Its: MANAGER By: DAVID TABAN Its: MANAGER

#### COUNTY:

LESSEE:

## COUNTY OF LOS ANGELES

By:

Gary Jones, Director of Department of Beaches & Harbors

APPROVED AS TO FORM:

MARY C. WICKHAM Interim County Counsel

By:

Deputy

APPROVED AS TO FORM:

MUNGER, TOLLES & OLSON LLP

By: \_\_\_\_\_

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LESSEE:

COUNTY:

### PACIFIC MARINA VENTURE, LLC

ly:	Name:	MICHAEL PASHALE
	Its:	MANAGER
		500
By: -		2000
y: -	Name:	DAVID TABAN MANAGER

## COUNTY OF LOS ANGELES

By:

Gary Jones, Director of Department of Beaches & Harbors

APPROVED AS TO FORM:

MARY C. WICKHAM Interim County Counsel

By:

Deputy

APPROVED AS TO FORM:

MUNGER, TOLLES & OLSON LLP

By: \_\_\_\_\_

IN WITNESS WHEREOF, County has, by order of its Board of Supervisors, authorized this Amendment to Lease to be subscribed by the Director of the Department of Beaches and Harbors, and the Lessee has executed the same.

LESSEE:

# PACIFIC MARINA VENTURE, LLC

By:

By:

COUNTY:

COUNTY OF LOS ANGELES

Its:

By:

Kerry Silversfrom For Gary Jones, Director of Department of

Gary Jones, Director of Department of Beaches & Harbors

Name: \_\_\_\_\_

APPROVED AS TO FORM:

MARY C. WICKHAM Interim County Counsel By: Deputy

APPROVED AS TO FORM:

MUNGER, TOLLES & OLSON

By

CALIFORNIA ALL-FURPOSE ACKNOWLEDGMENT CIVIL CODE § 1189 A notary public or other other completing this cartificate vertiles only the identity of the individual who signed the document to which this cartificate is attached, and not the trutistumess, accuracy, or validity of that document. State of California 05 Angeles County of \_ olo before me December Ôn Date Horo Inse chael Pas 74 1 personally eppeared Neme(a) of Signer(b) who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and esknowledged to me that he/are/tively executed the same in his/ber/tively authorized capacity(se), and that by (b)/ber/discir signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument. I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph le true and portect. COURTNEY E. COLE COMM. #2081910 WITNESS my hand and official seal. NOTARY PUBLIC - CALFORNIA LOS ANGELES COUNTY My Comm Expres Oct. 14, 2016 Signature Skinature of Notary Public Place Notary Seal Above CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT CIVIL CODE § 1189 MARAAA A notary public or other afficer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthjulness, accuracy, or validity of that document. State of California 1 ANGELGE County of 106 ) on DEC. 14,2015 E. Vargas Notary hefone me Here Insort Name and Title of the Officer Date N personally appeared Name(s) of Signer(s) who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that ha/she/they executed the same in his/her/their authorized capacity(les), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) noted, executed the instrument. I certify under FENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph la true and correct. LAURA E. VARGAS WITNESS my fand and offigial seal. Commission # 2043352 C Notary Public - California au Blanature Los Angeles County Signature of Notery Public My Comm. Expires Oct 4, 2017 Place Notary Seel Above

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#### CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

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#### Description of Removed Property

#### PARCEL NO. 45W (Water portion of Lease Parcel No. 44U):

All those portions of Parcels 753, 755, 757, 759 and 761, as shown on Los Angeles County Assessor's Map No. 88, recorded in Book 1, Pages 53 to 70, inclusive, of Assessor's Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, within the following described boundarles:

Beginning at the intersection of the northwesterly prolongation of the northeasterly line of Parcel 773 of said Assessor's Map No. 88 with the southeasterly line of said Parcel 753; thence southwesterly along the southeasterly lines of said Parcels 753, 755, 757,759 and 761, a distance of 544.46 feet to a line parallel with and 100 feet southwesterly, measured at right angles, from the southwesterly line of said Parcel 759; thence northwesterly along said parallel line, a distance of 200.00 feet to the northwesterly line of said Parcel 761; thence northeasterly along the northwesterly lines of said Parcels 761, 759, 757, 755 and 753, a distance of 544.46 feet to said northwesterly prolongation; thence southeasterly along said northwesterly prolongation, a distance of 200.00 feet to the point of beginning.

Containing: 2.500± acres.



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Pages: 0010

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01/04/16 AT 08:00AM

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