

AMENDMENT TO FISHERMAN'S WHARF LEASES

WHEREAS, the CITY AND COUNTY OF SAN FRANCISCO, a municipal corporation, operating by and through the SAN FRANCISCO PORT COMMISSION, hereinafter called "Port", Landlord, and ALIOTO FISH CO., LTD., a California corporation, Tenant, did on the 1st day of May, 1970, enter into a lease for restaurant operation at Pier 49, San Francisco, California; and

WHEREAS, the parties to said lease desire to amend said lease pursuant to paragraph 25 thereof, and do amend said lease as follows:

1. Paragraph 32 is added to the lease to read as follows:

"32. Mineral Reservation. The State of California, pursuant to Section 2 of Chapter 1333, Statutes 1968, as amended by Chapter 1296, Statutes 1969, has reserved all subsurface mineral deposits, including oil and gas deposits, on or underlying the leased premises in accordance with the provisions of these Statutes. Landlord shall and hereby does grant to the State of California the right to explore and drill for and extract said subsurface minerals, including oil and gas deposits, from a point located by the California Grid System, Zone 3, at an intersection of x and y, where x equals 1,448,000 and y equals 482,700, which point was not improved on July 1, 1970, and is outside the boundaries

of the leased premises."

2. The lease to which this amendment is being made is continued in full force and effect in all respects except for amendments contained herein in paragraph 1.

IN WITNESS WHEREOF, the parties hereto have caused this agreement to be executed on the 20<sup>th</sup> day of August 1970.

CITY AND COUNTY OF SAN FRANCISCO, a municipal corporation, operating through the SAN FRANCISCO PORT COMMISSION,

By [Signature]  
Rental Manager

PORT

ALITO FISH CO., LTD. a California corporation

By [Signature]  
[Signature]

ATTEST:

[Signature]  
Secretary  
(If Corporation)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

STATE OF CALIFORNIA,  
City & County of San Francisco } ss.

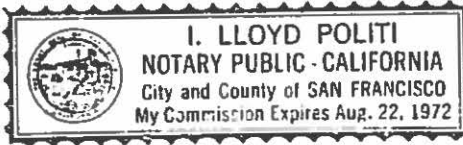
On this 20th day of August in the year one thousand nine hundred and Seventy, before me, I. LLOYD POLITI, a Notary Public, State of California, duly commissioned and sworn, personally appeared \_\_\_\_\_

Eugene H. O'Donnell

known to me to be the Secretary of the corporation described in and that executed the within instrument, and also known to me to be the person who executed the within instrument on behalf of the corporation therein named, and acknowledged to me that such corporation executed the same. Amendment to  
Fisherman's Wharf Leases

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal in the City & County of San Francisco the day and year in this certificate first above written.

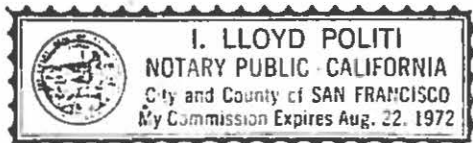
[Signature]  
Notary Public, State of California.



STATE OF CALIFORNIA, )  
 )ss.  
COUNTY OF SAN FRANCISCO, )

On this 20<sup>th</sup> day of August, 1970, before me, a Notary Public of said county and state, duly commissioned and sworn, personally appeared Frank N. Alton known to me to be the President of the Alto Trust Co. that executed the within instrument, and acknowledged to me that such corporation executed the same.

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



I. Lloyd Politi  
Notary Public in and for said  
County and State

STATE OF CALIFORNIA, )  
 )ss.  
COUNTY OF SAN FRANCISCO, )

On this 2 day of \_\_\_\_\_, 19\_\_\_\_, before me, a Notary Public in and for said county and state, duly commissioned and sworn, personally appeared \_\_\_\_\_ known to me to be one of the partners of \_\_\_\_\_, the partnership that executed the within instrument, and acknowledged to me that such partnership executed the same.

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

\_\_\_\_\_  
Notary Public in and for said  
County and State

STATE OF CALIFORNIA, )  
 )ss.  
COUNTY OF SAN FRANCISCO, )

On this 20<sup>th</sup> day of August, 1970, before me, a Notary Public of said county and state, duly commissioned and sworn, personally appeared J. J. Thiemann known to me to be the Rental Mgr. of the San Francisco Post Commission that executed the within instrument, and acknowledged to me that such corporation executed the same.

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

Margaret D. Leahy  
Notary Public in and for said  
County and State

3.

My Commission Expires Aug. 22, 1971