

MINUTE ITEM

5/29/69

17. AMENDMENT OF LEASE P.R.C. 3997.1, COVERING SUBMARINE POWER CABLE OFFSHORE SUMMERLAND, SANTA BARBARA COUNTY; UNION OIL COMPANY - W.O. 7226.

After consideration of Calendar Item 22 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE OF AN AMENDMENT TO LEASE P.R.C. 3997.1, RETROACTIVE TO JULY 17, 1968, WHICH WILL PROVIDE THAT:

1. THE ANNUAL RENTAL DURING THE FIRST FIVE-YEAR PERIOD BE INCREASED FROM \$610.87 TO \$633.23.
2. THE PRESENT LEGAL DESCRIPTION BE DELETED AND THERE BE SUBSTITUTED THEREFOR THE LEGAL DESCRIPTION SHOWN ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

ALL OTHER TERMS AND CONDITIONS OF THE LEASE ARE TO REMAIN IN FULL FORCE AND EFFECT.

Attachment

Calendar Item 22 (3 pages)

CALENDAR ITEM

5/69
W.O. 7226

22.

AMENDMENT OF LEASE P.R.C. 3997.1

APPLICANT: Union Oil Company.

LOCATION: Santa Barbara County.

USE: Operation and maintenance of a 3.25-inch-diameter armored submarine power cable.

TERMS: Initial period: 49 years, from July 17, 1968.

Renewal options: None (contains a provision for renegotiation of rent on each fifth anniversary).

CONSIDERATION: \$610.87 per annum for original agreement; \$633.23 per annum for this amendment.

BASIS FOR CONSIDERATION:
\$0.01 (one cent) per-diameter-inch per-lineal-foot.

PREREQUISITE ITEMS:
U. S. Army Corps of Engineers navigational permit issued.
Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:
a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509.
b. Administrative Code: Title 2, Div. 3, Articles 1 and 2 as amended effective May 10, 1969.
c. Commission policy: Minute Item 18 of November 18, 1959.

OTHER PERTINENT INFORMATION:

The Commission approved the issuance of the lease on July 17, 1968. The cable runs from an onshore point in the vicinity of Summerland, Santa Barbara County, across State-owned tide and submerged lands to Union's drilling platform "A" on the Outer Continental Shelf. Installation of the cable was completed on October 10, 1968. The applicant has submitted an amended legal description to indicate the "as built" location. The "as built" description reflects an additional cable length of 687.88 feet, including a loop of some 250 feet within the 500- x 500-foot area of Parcel B. The applicant reports that the cable was damaged during installation, making it necessary to leave the loop to allow sufficient slack to raise and repair the cable. The annual rental requirement will be increased from \$610.87 to \$633.23 because of the added footage of 688 feet.

EXHIBITS: A. Legal description. B. Location map

CALENDAR ITEM 22. (CONTD.)

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE OF AN AMENDMENT TO LEASE P.R.C. 3997.1, RETROACTIVE TO JULY 17, 1968, WHICH WILL PROVIDE THAT:

1. THE ANNUAL RENTAL DURING THE FIRST FIVE-YEAR PERIOD BE INCREASED FROM \$610.87 TO \$633.23.
2. THE PRESENT LEGAL DESCRIPTION BE DELETED AND THERE BE SUBSTITUTED THEREFOR THE LEGAL DESCRIPTION SHOWN ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

ALL OTHER TERMS AND CONDITIONS OF THE LEASE ARE TO REMAIN IN FULL FORCE AND EFFECT.

Attachment: Exhibit "A"

EXHIBIT "A"PARCEL 1:

A strip of land 50 feet wide in the Santa Barbara Channel at Summerland, California, lying seaward of the Ordinary High Water Mark, the centerline of said strip being described as follows:

Commencing at a point in the Southerly line of the original right-of-way, 100 feet in width, of the Southern Pacific Branch Railway Company (now Southern Pacific Company) as conveyed to said company on April 7, 1887 in Book 13, Page 153 of Deeds, distant Southwesterly along said line on the arc of a curve 20.29 feet from Station "D" $3945 + 36.6 = \text{B.C.T. \#3}$ as shown on County Surveyor's Map No. 713 filed in the Office of the Santa Barbara County Surveyor; thence South $70^{\circ} 58' 55''$ E. 34.66 feet to a point; thence S. $72^{\circ} 25' 15''$ E. 93.75 feet to a point; thence S. $80^{\circ} 22' 25''$ E. 175.89 feet to a point; thence S. $72^{\circ} 34' 20''$ E. 21.06 feet to a point; thence S. $10^{\circ} 00'$ W. to the Ordinary High Water Mark, being the true point of beginning of the centerline of the herein described strip; thence S. $23^{\circ} 32' 32''$ W. 4,071.62 feet more or less to a point having coordinates of X - 1,515,461 feet and Y = 334,861 feet; thence S. $0^{\circ} 54' 48''$ W. 15,162 feet more or less to the offshore ownership boundary of the State of California (as determined according to the supplemental decree entered by the United States Supreme Court in United States vs. State of California, Original No. 5 on January 31, 1966); containing 22.118 acres more or less.

PARCEL 2:

Commencing at a point having coordinates of X = 1,515,242 feet and Y = 322,700 feet; thence easterly 600 feet to a point having coordinates of X = 1,515,841 feet and Y = 322,690 feet; thence Southerly 500 feet to a point having coordinates of X = 1,515,833 feet and Y = 322,190 feet; thence westerly 600 feet to a point having coordinates of X = 1,515,234 feet and Y = 322,200 feet; thence Northerly 500 feet to the point of beginning; containing 6.900 acres more or less.

Bearings, distances, and coordinates contained in this description are based upon the California Coordinate System Zone 5.