MINUTE ITEM 12/21/72
CBK

4. AMENDMENT OF INDUSTRIAL LEASE PRC 4497.1, SUBMERGED LAND SEAWARD OF EL SEGUNDO, LOS ANGELES COUNTY; STANDARD OIL COMPANY OF CALIFORNIA - W 9473, PRC 4497.1.

After consideration of Calendar Item 3 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE TO STANDARD OIL COMPANY OF CALIFORNIA OF AN AMENDMENT TO LEASE PRC 4497.1, COVERING TIDE AND SUBMERGED LANDS ADJACENT TO EL SEGUNDO, LOS ANGELES COUNTY, THAT WILL ACCOMPLISH THE FOLLOWING:

1. SET A FIRM RENTAL IN THE AMOUNT OF $27,026.48 RETROACTIVE TO AUGUST 27, 1970;

2. ADD AS PARCEL 4 THE SUBMERGED LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF;

3. ADD THE REQUIREMENT THAT LESSEE SHALL PROVIDE PUBLIC LIABILITY INSURANCE FOR THE PROTECTION OF LESSEE AND THE STATE, IN AN INSURANCE COMPANY ACCEPTABLE TO THE STATE, IN THE AMOUNTS OF NOT LESS THAN $300,000/$600,000 FOR PERSONAL INJURY AND $5,000,000 FOR PROPERTY DAMAGE;

4. REQUIRE LESSEE TO INDEMNIFY AND SAVE HARMLESS THE STATE AGAINST ALL CLAIMS OR LOSSES ARISING FROM THE EXISTENCE OF ABANDONED PIPELINES, CABLES OR CONDUITS IN TIDE AND SUBMERGED LANDS ADJACENT TO LESSEE'S UPLAND AT EL SEGUNDO;

PROVIDED THAT ALL OTHER TERMS AND CONDITIONS OF LEASE PRC 4497.1 SHALL REMAIN IN FULL FORCE AND EFFECT.

Attachment:
Calendar Item 3 (3 pages)

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CALENDAR ITEM

3.

12/72
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W 9473

AMENDMENT OF INDUSTRIAL LEASE PRC 4497.1

APPLICANT: Standard Oil Company of California.

LOCATION: Two pipeline corridors, 60' x 3616' and 60' x 4724', and two tanker anchorages each being a circular parcel of 900' radius, located in submerged land seaward of El Segundo, Los Angeles County.

LAND USE: Marine Terminals Nos. 1 and 2 for unloading oil tankers.

TERMS OF LEASE:

Fifteen years, from August 27, 1970. No renewal option.

Surety bond: $50,000, now required.

Public liability insurance added by this amendment: $300,000/ $600,000 for personal injury and $5,000,000 for property damage.

CONSIDERATION: An interim annual rental of $3,500 is now in effect. It is a deposit only. This amendment sets a firm rental of $27,026.48 per annum retroactive to August 27, 1970.

BASIS FOR CONSIDERATION: (Firm rental only)
6% of appraised value of the land used as terminals, 1¢ per diameter-inch-per-lineal foot of pipeline fo the corridors.

STATUTORY AND OTHER REFERENCES:

a. Public Resources Code: Division 6, Parts 1 and 2.
b. Administrative Code: Title 2, Division 3, Articles 1 and 2.

OTHER PERTINENT INFORMATION:

1. When this lease was issued in 1970 there was disagreement between the parties as to the method of determining rent for submarine terminal areas. The matter has now been settled and Standard has agreed to the above rental, to the addition of public liability insurance and to acceptance of continuing liability for abandoned pipelines and cables located in areas offshore of El Segundo.

2. This amendment to the lease also adds an engineered land description of a terminal area that was previously inadvertently omitted, although the description of the pipeline corridor to the area was included and the plat submitted at the time included both.

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3. An environmental impact report is not required for this amendment because thereis no change in the basic purpose of the lease or use of the land. The purposes of the amendment are:

   a. to set a firm rental;

   b. add liability insurance and indemnification; and

   c. to eliminate a deficiency in land description to carry out the intent of the original lease.

EXHIBITS: A. Land Description, Terminal #2. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO STANDARD OIL COMPANY OF CALIFORNIA OF AN AMENDMENT TO LEASE PRC 4497.1, COVERING TIDE AND SUBMERGED LANDS ADJACENT TO EL SEGUNDO, LOS ANGELES COUNTY, THAT WILL ACCOMPLISH THE FOLLOWING:

1. SET A FIRM RENTAL IN THE AMOUNT OF $27,026.48 RETROACTIVE TO AUGUST 27, 1970;

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PROVIDED THAT ALL OTHER TERMS AND CONDITIONS OF LEASE PRC 4497.1 SHALL REMAIN IN FULL FORCE AND EFFECT.

Attachment: Exhibit "A"

EXHIBIT "A"

W 9473

A parcel of submerged land lying in Santa Monica Bay within the City of El Segundo, Los Angeles County, State of California, included within the circumference of a circle having a radius of 900.00 feet; the center of said circle being described as follows:

BEGINNING at a point on the Ordinary High Water Mark of 1935 as shown on map recorded as Miscellaneous Map No. 3319, August 19, 1964, in the Office of the County Recorder, County of Los Angeles, that bears S. 22° 40' E., 924.23 feet, and S. 66° 43' W., 50.00 feet, more or less, from the northwest corner of Lot 1, Tract 1314, as recorded in Book 20, page 161 of Maps, in the Office of said County Recorder; thence from said point of beginning S. 66° 43' W., 616.00 feet, more or less, to a point on said bearing 666.00 feet from the west line of said Lot 1; thence along a tangent curve with radius of 7300.00 feet, a distance of 4724.41 feet through a central angle of 37° 04' 42", said 7300.00 foot radius curve being concave to the north, to said center of said circle.

END OF DESCRIPTION

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