

MINUTE ITEM

This Calendar Item No. 31
was approved as Minute Item
No. 31 by the State Lands
Commission by a vote of 3
to 0 at its 9/29/81
meeting.

CALENDAR ITEM

31

9/29/81
WP 3811
Maricle
PRC 3811

ASSIGNMENT OF RIGHT-OF-WAY LEASE

ASSIGNOR: Exxon Pipeline Company
P. O. Box 2220
Houston, Texas 77001

ASSIGNEE: Exxon Corporation
3400 East 2nd Street
Benicia, California 94510

AREA, TYPE LAND AND LOCATION:
50' x 5379 L.F. (6.17 acres), tide and
submerged land, Carquinez Strait, Contra
Costa and Solano Counties.

LAND USE: Right-of-Way for two petroleum pipelines;
a six inch diameter line, and a 20 inch
diameter line.

TERMS OF ORIGINAL LEASE:

Initial period: 15 years from August 21,
1967.

Renewal options: Three successive periods
of ten years each.

Surety bond: \$25,000.

Consideration: \$628.90.

Purpose: Use of three
petroleum lines.

Commission action: August 21, 1967
(Minute Item No. 4).

TERMS OF 1ST AMENDMENT (1968):

Rent: Increase rent to \$1,456.65 per annum,
with the State reserving the right
to review and reset a reasonable
rental on each fifth anniversary
of the lease.

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Other: Increase from three pipelines to five pipelines.

Commission action: November 21, 1968
(Minute Item No. 19).

TERMS OF 2ND AMENDMENT (1972):

Rent: Increase rent to \$3,388.79 per annum, effective August 21, 1973, based on Commission regulations in effect at that time.

Commission action: October 3, 1972
(Minute Item No. 7).

TERMS OF 3RD AMENDMENT (1979):

Rent: Revised to \$2,100 per annum, with the State reserving the right to fix a different rental of each fifth anniversary of the lease.

Other: Land description changed; two pipelines in the changed description, as above described. Rental charged on the basis of one and one-half cents per diameter inch of pipeline, per lineal foot. Volumetric rental deemed inappropriate as Lessee had not used the pipelines for over one and one-half years.

Commission action: January 25, 1979
(Minute Item No. 18).

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is permittee of upland.
Filing fee and processing costs have been received.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13;
Div. 20.

B. Cal. Adm. Code: Title 2, Div. 3.;
Title 14, Div. 6.

AB 884:

N/A

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PERTINENT INFORMATION:

1. The Exxon Corporation (Assignee) is the parent company of the Exxon Pipeline Company (Assignor).
2. The Assignor and Assignee have requested December 1, 1980, as the effective date of Assignment.
3. The lessee's present rental is \$2,100 per annum. This rental is subject to revision for the five-year period beginning August 21, 1982.
4. This project is exempt from CEQA because it is not a project within the meaning of CEQA and the State EIR Guidelines.

Authority: P.R.C. 21065; 14 Cal. Adm. Code 15060.

5. This Lease is situated on State land identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category, Class B, which authorizes Limited Use.

Staff review indicates that there will be no significant effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.

APPROVALS OBTAINED:

None required.

FURTHER APPROVALS REQUIRED:

State Lands Commission.

EXHIBITS:

A. Site Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21065, 14 CAL. ADM. CODE 15037 AND 15060 AND 2 CAL. ADM. CODE 2903(d).

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2. FIND THAT APPROVAL OF THE ASSIGNMENT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO P.R.C. SECTION 6370.1.
3. APPROVE THE ASSIGNMENT OF LEASE PRC 3811.1 FROM THE EXXON PIPELINE COMPANY THE EXXON CORPORATION, EFFECTIVE DECEMBER 1, 1980.

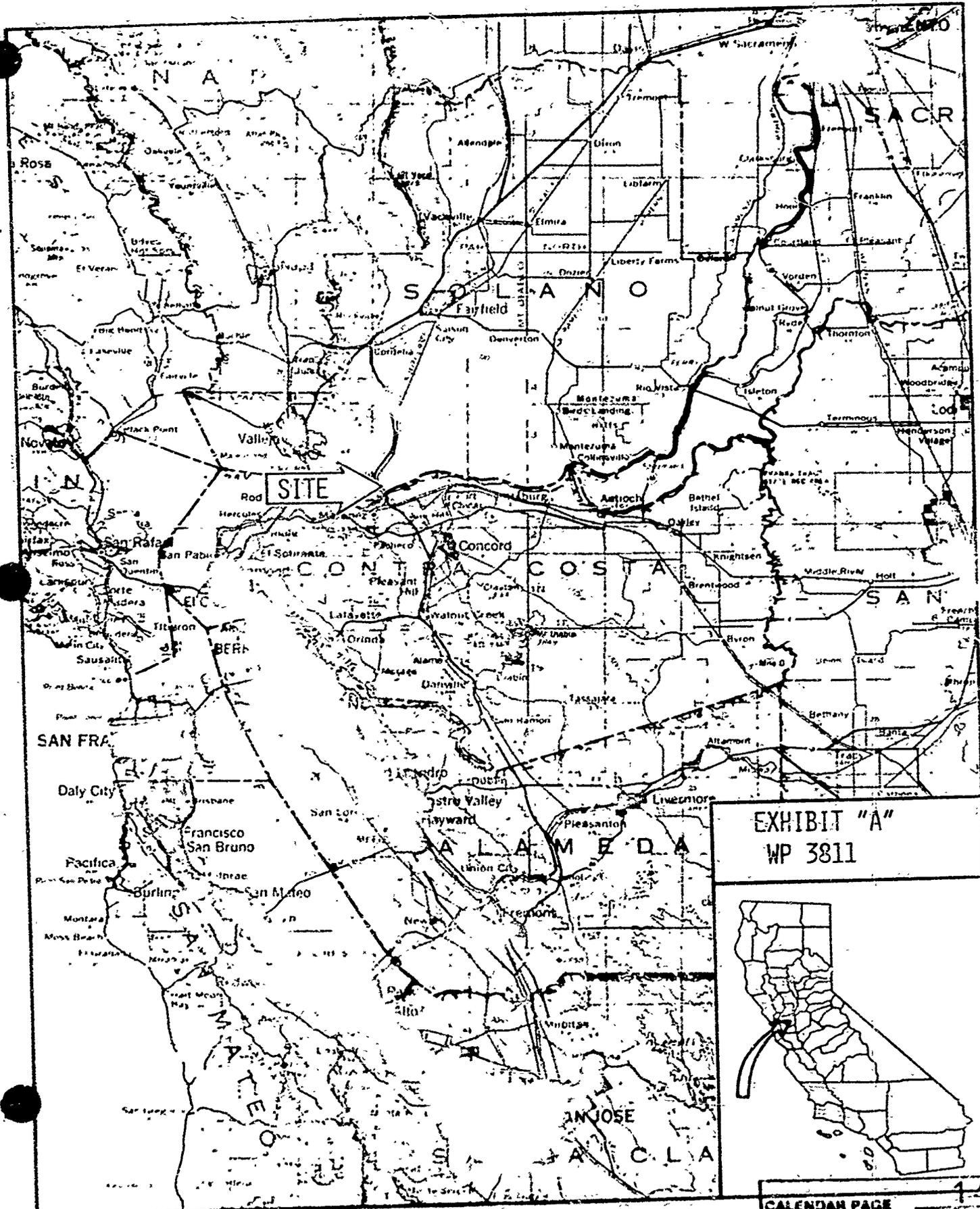


EXHIBIT "A"
WP 3811

