MINUTE ITEM
This Calendar Item No. 44
was approved as Minute Item
No. 14 by the State Lands
Commission by a vote of 3
to 0 at its 10/28/82
meeting.

CALENDAR ITEM

C 14 1

10/28/82
WP 4699
Reese
PRC 4699

FIVE-YEAR RENT REVIEW
GENERAL LEASE - RIGHT-OF-WAY USE

LESSEE: Dow Chemical U.S.A.
P. O. Box 1398
Pittsburg, California 94565

This is a General Lease - Right-of-Way Use for a term of 20 years from September 1, 1972, with an existing annual rent of $807.72, covering a 4.636-acre parcel of tide and submerged lands, located in the beds of the Sacramento and San Joaquin Rivers and New York Slough near Sherman Island, Solano, Sacramento and Contra Costa Counties, for an eight-inch gas pipeline.

The lease provides that the State may adjust the annual rental at a different amount for the five-year term following the fifth anniversary of the lease, effective on such anniversary date.

The staff has reviewed the Commission criteria for selection among alternative rentals for industrial and right-of-way leases and has determined the proposed rental is the most appropriate.

This activity is exempt from CEQA because it is not a project within the State EIR guidelines.

Authority: 14 Cal. Adm. Code 15037 and 15060.

A 4, 10

S 4, 7

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CALENDAR ITEM NO. C 1 4 (CONTD)

BASIS FOR ADJUSTED RENTAL:
Two cents per diameter inch of pipeline or conduit, per lineal foot.

AB 884: N/A.

EXHIBIT: A. Site Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT 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).

2. APPROVE SETTING THE NEW ANNUAL RENTAL FOR PRC 4699.1 AT $1,076.96 FOR THE FIVE-YEAR PERIOD BEGINNING SEPTEMBER 1, 1982.

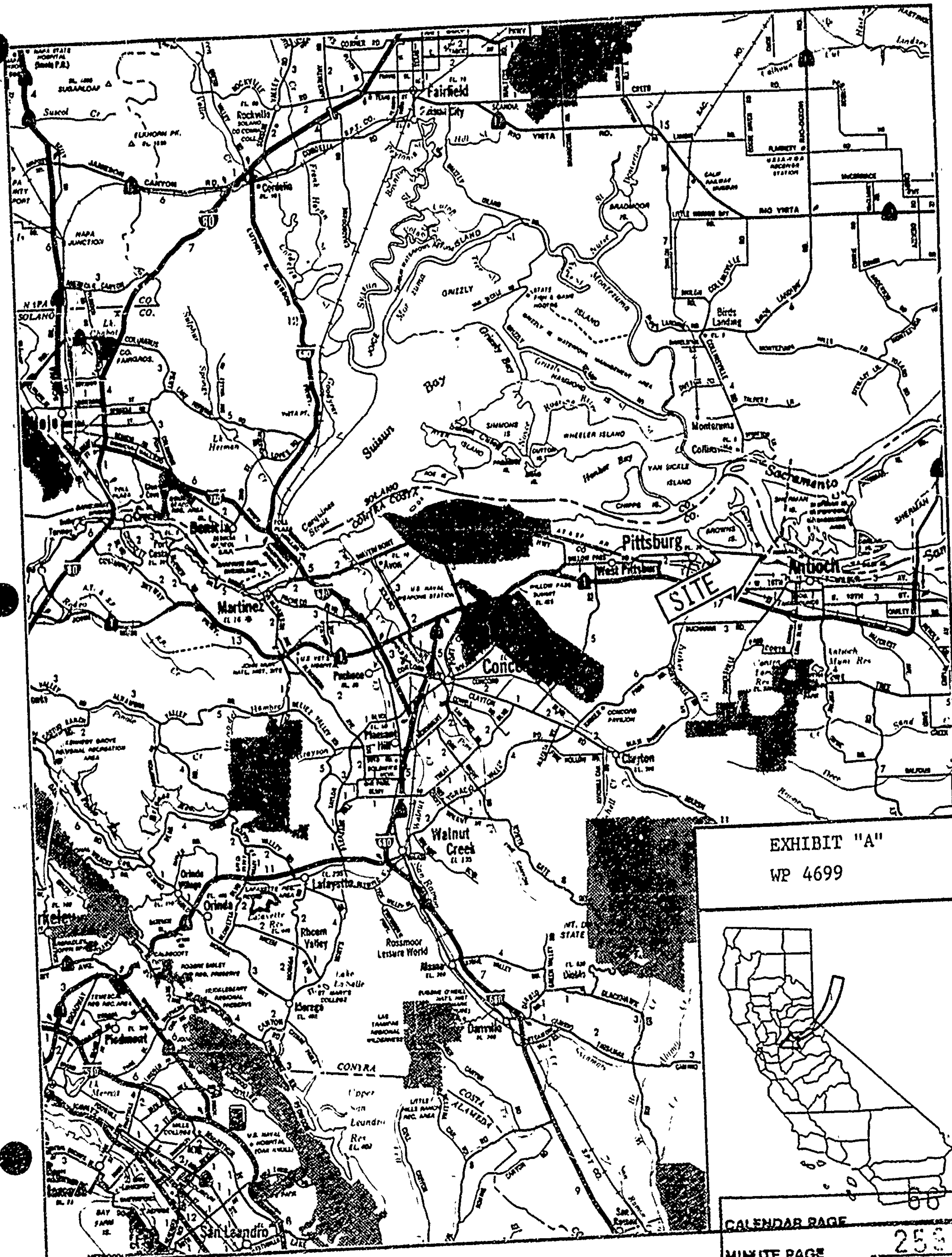

EXHIBIT "A"

WP 4699

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