

MINUTE ITEM
This Calendar Item No. C03
was approved as Minute Item
No. 03 by the State Lands
Commission by a vote of 3
to 0 at its 9/23/92
meeting.

CALENDAR ITEM

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09/23/92

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PRC 7560

J. Ludlow

LEASE TERMINATION OF GENERAL LEASE - RIGHT-OF-WAY USE
PRC 7560, AND ACCEPTANCE OF QUITCLAIM DEED

LESSEE:

Atlantic Richfield Company
P.O. Box 147
Bakersfield, California 93302

AREA, TYPE LAND AND LOCATION:

A 0.191-acre parcel of tide and submerged land located in
the Eel River near Fortuna and Rohnerville, Humboldt County.

LAND USE:

Proposed construction, use, and maintenance of an eight-inch
natural gas pipeline.

TERMS OF LEASE:

Initial period:

Twenty (20) years beginning July 1, 1991.

Surety bond:

\$10,000.

Public liability insurance:

Combined single limit coverage of \$2,000,000.

CONSIDERATION:

\$105.84 per annum with the State reserving the right to fix
a different rental on each fifth anniversary of the lease.

BACKGROUND:

By Minute Item C10, approved by the State Lands Commission on
August 12, 1991, the State issued to Atlantic Richfield Company
(ARCO) a General Lease - Right-of-Way Use for the proposed

CALENDAR ITEM NO. 003 (CONT'D)

construction, use, and maintenance of a ten-inch natural gas pipeline across the Eel River in consideration of annual rental of \$105.84.

Before the pipeline was installed, ARCO notified Commission staff that it had terminated its plans to construct the subject pipeline and requested that the lease be terminated.

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Code Regs.: Title 3, Div. 3; Title 14, Div. 6.

AB 884:

N/A

OTHER PERTINENT INFORMATION:

- 1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15061), the staff has determined that this activity is exempt from the requirements of the CEQA because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: P.R.C. 21065 and 14 Cal. Code Regs. 15378.

- 2. ARCO has executed a lease quitclaim deed transferring any and all right, claim, title, and interest in the leasehold, designated as PRC 7560, back to the State of California.

EXHIBITS:

- A. Land Description
- B. Location Map

IT IS RECOMMENDED THAT THE COMMISSION:

- 1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. CODE REGS. 15378.
- 2. TERMINATE LEASE NO. PRC 7560, ISSUED TO ATLANTIC RICHFIELD COMPANY, AND AUTHORIZE THE ACCEPTANCE AND RECORDATION OF A QUITCLAIM DEED FROM ATLANTIC RICHFIELD COMPANY TRANSFERRING ITS INTEREST IN THE LEASEHOLD BACK TO THE STATE OF CALIFORNIA, EFFECTIVE JUNE 15, 1992.

EXHIBIT "A"

W 24553
PRC 7560

LAND DESCRIPTION

A strip of submerged land 10 feet wide in the State owned bed of the Eel River, in Sections 14 and 15, T2N, R1W, HBM, Humboldt County, California, said strip lying 5 feet on each side of the following described center line:

The center line of said strip lying immediately beneath the pipeline as shown on the map "Preliminary Pipeline Survey for Arco Oil & Gas Company" dated April, 1990, a copy of said map is on file in file W 24553, in the office of the State Lands Commission, Sacramento, California.

EXCEPTING THEREFROM any portion lying landward of the ordinary low water mark of the Eel River.

END OF DESCRIPTION

PREPARED JULY 19, 1990 BY LLB.

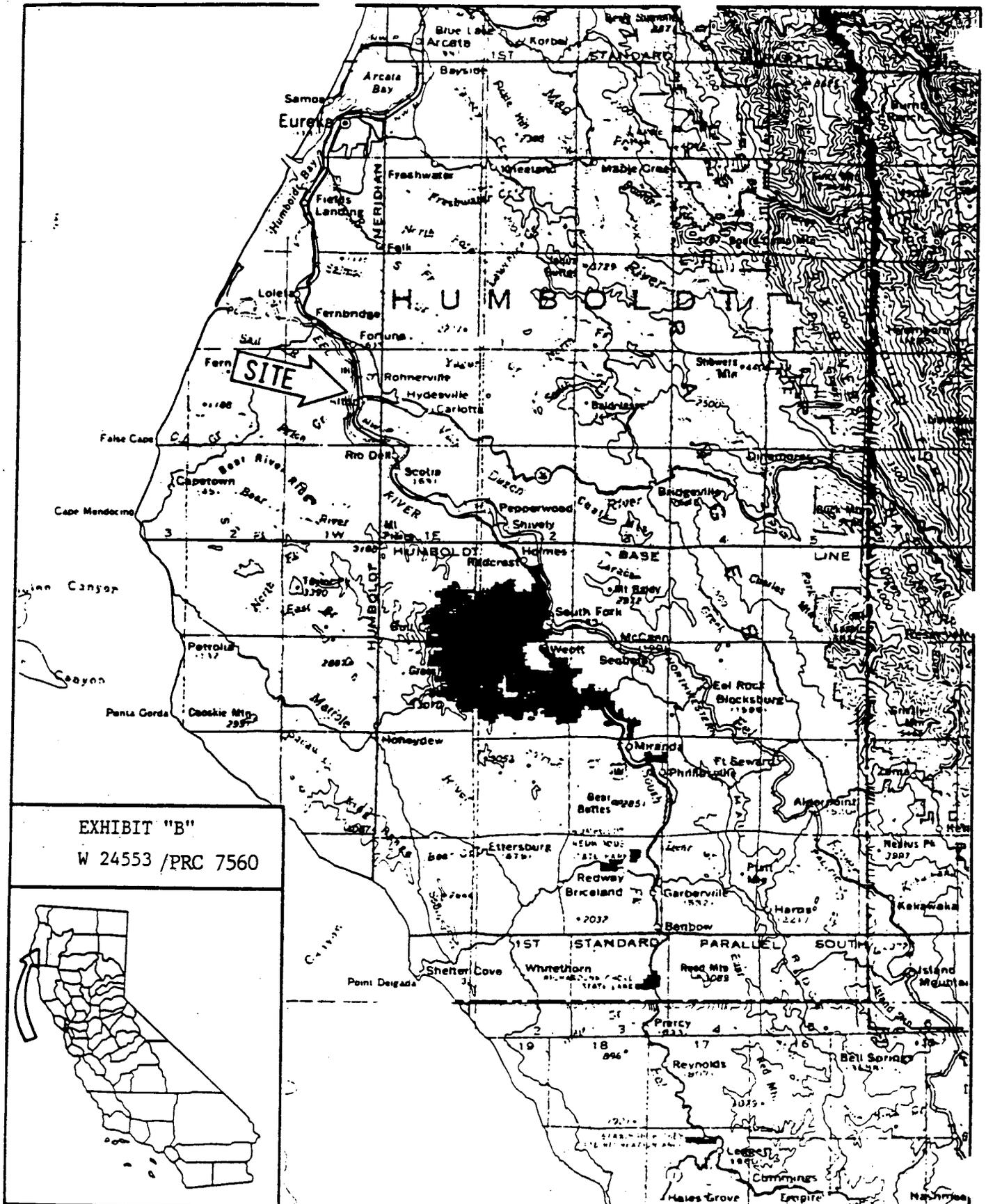


EXHIBIT "B"
 W 24553 /PRC 7560

