MINUTE ITEM
This Calendar Item No. C32
was approved as Minute Item
No. 32 by the State Lands
Commission by a vote of 3
0 at its 2-25-93
meeting.

CALENDAR ITEM

C32

A 10, 26

S 5, 7

02/25/93
PRC 7609
Nitsche

ACCEPT QUITCLAIM DEED OF
STATE OIL AND GAS LEASE PRC 7609
OLD RIVER, CONTRA COSTA AND
SAN JOAQUIN COUNTIES

LESSEE:

Phillips Petroleum Company
P. O. Box 1030
Carpinteria, California 93014

AREA, TYPE LAND AND LOCATION:

Contains 475 acres of tide and submerged lands in the bed of Old River, Contra Costa and San Joaquin counties.

LEASE INFORMATION:

A negotiated subsurface State oil and gas lease was issued to Phillips Petroleum Company (Phillips) on January 8, 1992. As a consideration for the lease, Phillips agreed to a rental of $35 per acre and a 20 percent flat rate royalty on oil and gas production.

BACKGROUND:

P.R.C. 6804.1 and lease paragraph 26 provide that the lessee may at any time make a written quitclaim of all rights under the lease or any portion of the leased lands comprising a ten acre parcel or multiple thereof in compact form. The quitclaim will be effective when it is filed with the State subject to the continued obligation of the lessee and its surety to pay all accrued rentals and royalties and to abandon all wells drilled on the leased lands.

Phillips filed at the Commission's Long Beach office the quitclaim deed for State oil and gas lease PRC 7609 on January 4, 1993. The quitclaim document is dated December 16, 19[illegible] and quitclaims to the State all of the lessee's right, title and interest in and to the leased lands described in Exhibit "A. No wells were drilled into State oil and gas lease PRC 7609.

A review of the Commission's records reveals that no default exists on the lease, that the lessee has complied with all applicable laws and lease provisions and has paid all rentals (no royalty is due as the leased lands were not productive).

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: 6804.1 and Paragraph 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.

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. ACCEPT FROM PHILLIPS PETROLEUM COMPANY THE QUITCLAIM DEED FOR STATE OIL AND GAS LEASE PRC 7609 DATED DECEMBER 16, 1992, WHEREIN LESSEE QUITCLAIMS TO THE STATE ALL RIGHT, TITLE AND INTEREST IN THE LEASED LANDS DESCRIBED IN EXHIBIT "A" ATTACHED AND MADE A PART HEREOF. THE QUITCLAIM IS EFFECTIVE JANUARY 4, 1993, THE DATE IT WAS FILED WITH THE STATE.

3. AUTHORIZE THE EXECUTION OF ANY DOCUMENT NECESSARY TO EFFECT THE COMMISSION'S ACTION.

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EXHIBIT "A"

PRC 7609

LAND DESCRIPTION

Two parcels of submerged land in the bed of Old River, San Joaquin and Contra Costa Counties, California, bounded as follows:

PARCEL 1

1. Bounded on the west by the left bank of the Old River.
2. Bounded on the north by the easterly projection of a line from Point Number 25 on the left bank of Old River as shown on the map of Subdivision of the lands of Franks Reclamation Company, filed February 6, 1905, in Book B of Maps, Page 40, in the office of the County Recorder of Contra Costa County.
3. Bounded on the east by the right bank of the Old River.
4. Bounded on the south by the northerly projection of a line from Point Number 3 on the left bank of Old River as shown on the map of Quinby Island, Contra Costa County. California, dated 1915, on file in the office of the State Lands Commission, said point also shown on the Parcel map of Quinby Island, recorded on April 9, 1961 in Book 94 of Parcel Maps, Page 5, Contra Costa County.

PARCEL 2

1. Bounded on the west by the left bank of the Old River.
2. Bounded on the north by the northerly projection of a line from Point Number 3 on the left bank of Old River as shown on the map of Quinby Island, Contra Costa County, California, dated 1915, on file in the office of the State Lands Commission, said point also shown on the Parcel map of Quinby Island, recorded on April 9, 1961 in Book 94 of Parcel Maps, Page 5, Contra Costa County.
3. Bounded on the east by the right bank of the Old River.
4. Bounded on the south by the easterly projection of a line from Point Number 53 on the left bank of Old River as shown on the map of Quinby Island, Contra Costa County, California, dated 1915, on file in the office of the State Lands Commission, said point also shown on the Parcel map of Quinby Island, recorded on April 9, 1961 in Book 94 of Parcel Maps, Page 5, Contra Costa County.

END OF DESCRIPTION

PREPARED SEPTEMBER, 1991 BY LLB

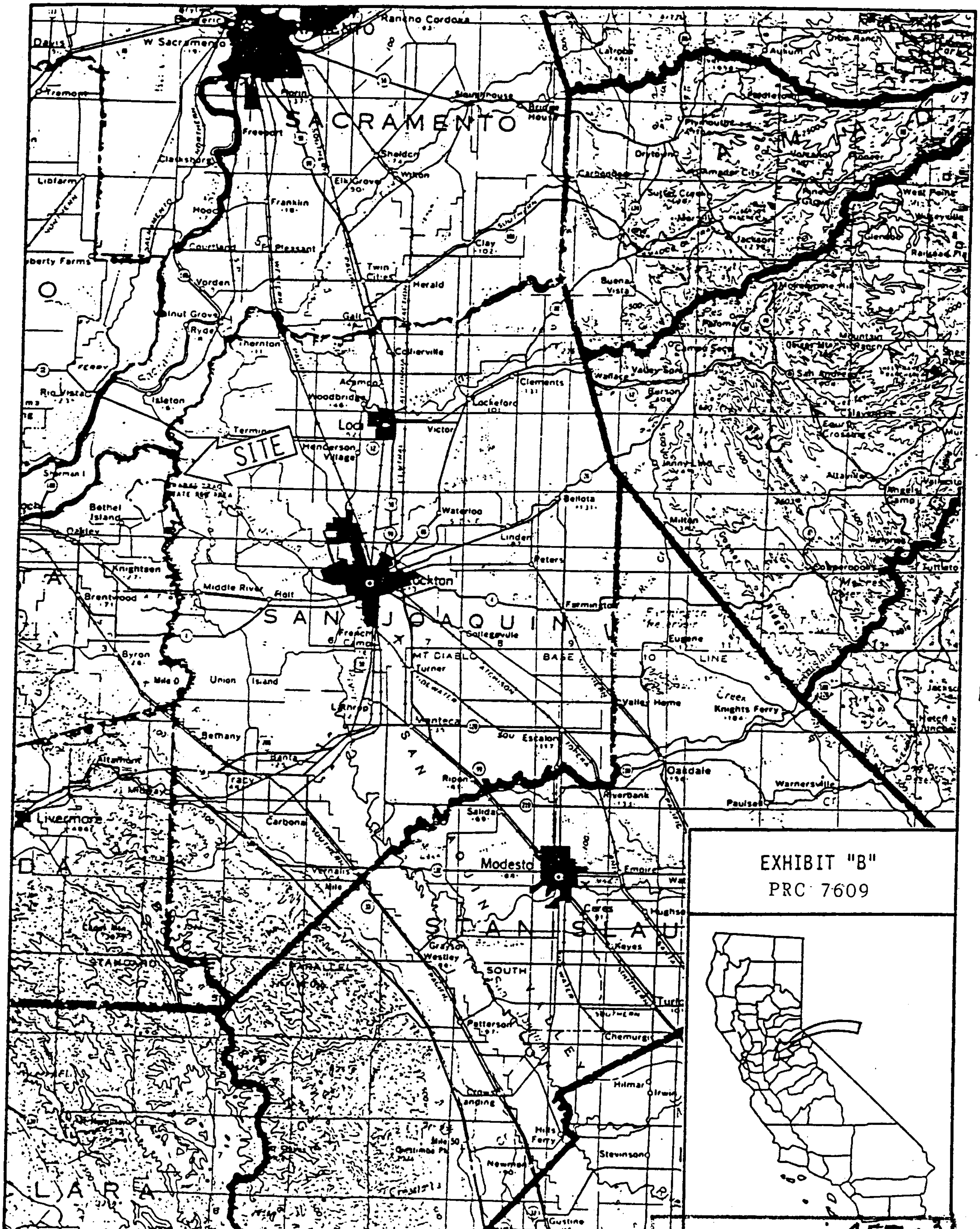

EXHIBIT "B"

PRC 7609

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