

MINUTE ITEM

This Calendar Item No. C46 was approved as Minute Item No. 46 by the California State Lands Commission by a vote of 3 to 2 at its 12/16/98 meeting.

CALENDAR ITEM

C46

A 8,11

S 4,7

12/16/98
PRC 4699.1
D. Jones

ASSIGNMENT OF LEASE

LESSEE/ASSIGNOR:

Great Western Pipeline Company, Inc.
901 Pittsburg Waterfront Road
Pittsburg, California 94565

ASSIGNEE:

Calpine Pittsburg, Inc.
50 W. San Fernando Street, 5th Floor
San Jose, California 95113

AREA, LAND TYPE, AND LOCATION:

1.65 acres, more or less, of sovereign lands in the Sacramento and San Joaquin Rivers and New York Slough, from the city of Pittsburg to the city of Sacramento; Sacramento, Solano, and Contra Costa counties.

AUTHORIZED USE:

The continued operation and maintenance of an eight inch natural gas pipeline.

LEASE TERM:

25 years, beginning September 1, 1992.

CONSIDERATION:

\$3,895 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

OTHER PERTINENT INFORMATION:

1. Applicant has the right to use the uplands adjoining the lease premises.

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CALENDAR ITEM NO. C46 (CONT'D)

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 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 the CEQA and the State CEQA Guidelines.

Authority: Public Resources Code section 21065 and Title 14, California Code of Regulations, section 15378.

EXHIBITS:

- A. Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

AUTHORIZATION:

AUTHORIZE THE ASSIGNMENT OF LEASE NO. PRC 4699.1, A GENERAL LEASE - RIGHT OF WAY USE, OF SOVEREIGN LANDS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; FROM GREAT WESTERN PIPELINE CO., INC. TO CALPINE PITTSBURG, INC., EFFECTIVE JULY 21, 1998.

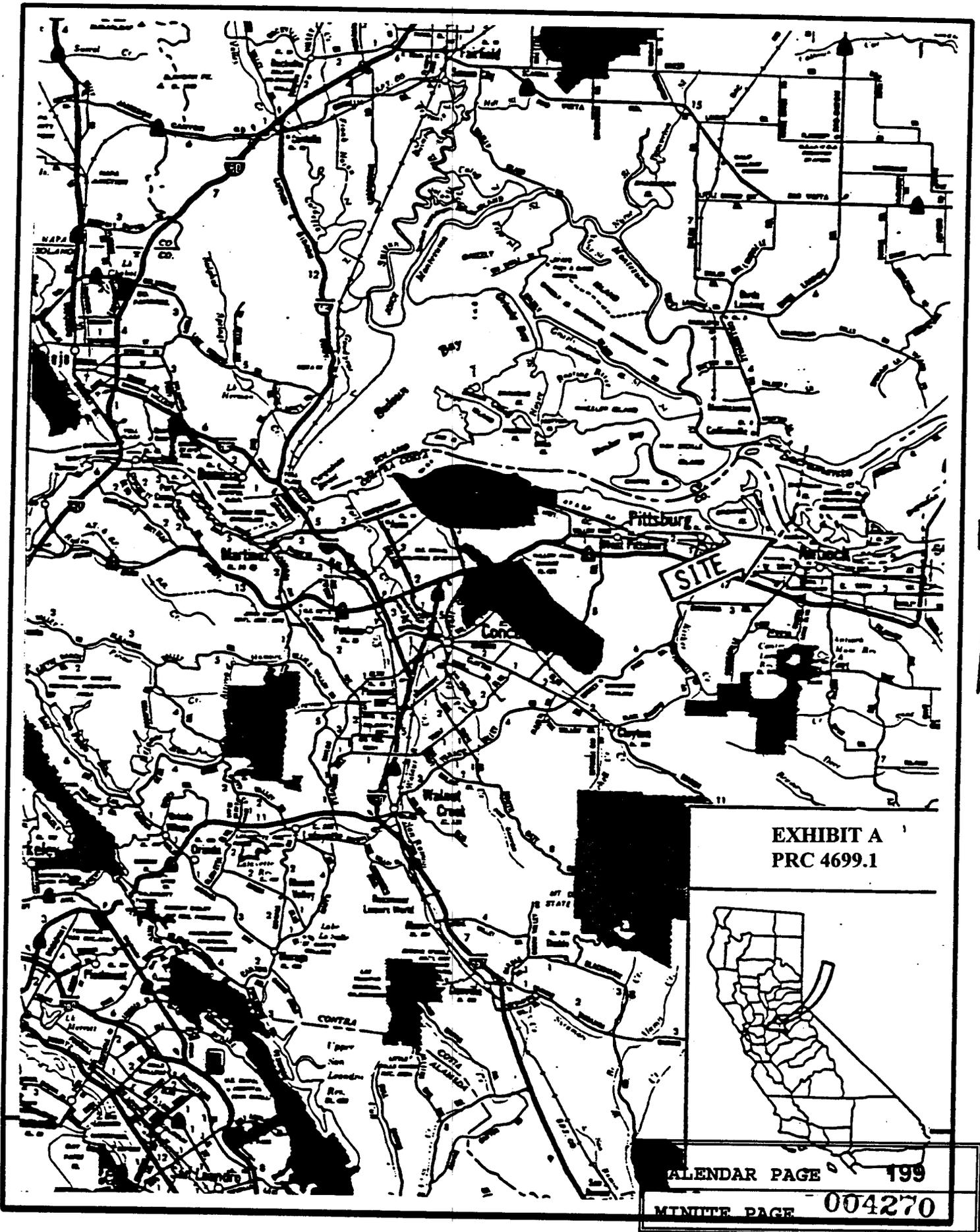


EXHIBIT A
PRC 4699.1



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