MINUTE ITEM
This Calendar Item No. C10 was approved as Minute Item No. 10 by the California State Lands Commission by a vote of 3 to 0 at its 6-27-00 meeting.

CALENDAR ITEM
C10

A 2

S 4

PRC 8046.1

06/27/00
WP 8046.1
L. Burks

ASSIGNMENT OF LEASE

LESSEE/ASSIGNOR:

Calpine Pipeline Corporation
50 West San Fernando Street
San Jose, California 95113

ASSIGNEE:

Calpine Pittsburg, Inc.
50 West San Fernando Street
San Jose, California 95113

AREA, LAND TYPE, AND LOCATION:

0.30 acres, more or less, of submerged lands in the Sacramento River, seven miles downstream of Tisdale Bypass, near the town of Robbins, Sutter and Yolo counties.

AUTHORIZED USE:

Continued use and maintenance of a 12-inch diameter welded steel carrier pipeline with an 8-inch diameter welded steel, natural gas, product pipeline inside the carrier pipeline and an existing, abandoned-in-place 8-inch diameter natural gas pipeline.

LEASE TERM:

20 years, beginning October 15, 1998.

CONSIDERATION:

$100 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. Assignee has a right to use the uplands adjoining the lease premises.

2. On December 16, 1998, the Commission authorized issuance to Calpine Pipeline Corporation of a 20 year General Lease – Right of Way Use Lease No. PRC 8046.1, beginning October 15, 1998. On March 1, 2000, Calpine Pipeline Corporation was merged with Calpine Pittsburg Inc., with Calpine Pittsburg Inc., as the surviving corporation. Effective at the time of the merger the name of Calpine Pittsburg Inc., was changed to CPN Pipeline Company.

3. 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-1. Land Description
A-2. Site Plan
B. 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 8046.1, A GENERAL LEASE - RIGHT OF WAY USE, OF SUBMERGED LANDS DESCRIBED ON EXHIBIT A-1 ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, FROM CALPINE PIPELINE CORPORATION TO CALPINE PITTSBURG, INC. EFFECTIVE FEBRUARY 29, 2000.

EXHIBIT A-1

PRC 8046.1

A parcel of State owned land lying in the bed of the Sacramento River, situated in Yolo and Sutter Counties, California, within protracted Section 2, Township 12 North, Range 01 East, Mount Diablo Base and Meridian, described as follows:

A strip of land 50.00 feet in width, the centerline of which is described as follows:

> **BEGINNING** at a point on the north line of said Section 2, from which the southeast corner of Section 35, Township 13 North, Range 01 East, Mount Diablo Base and Meridian bears South 89°08'17" East, 3953.85 feet; thence from said **POINT OF BEGINNING** South 31°36'29" West, 621.00 feet to a point in the westerly levee road of the Sacramento River and the terminus of said strip.

EXCEPTING THEREFROM all those portions of said strip lying above the Ordinary Low Water Marks of the Sacramento River.

END DESCRIPTION

Revised November 1998 by LMD Boundary Staff.

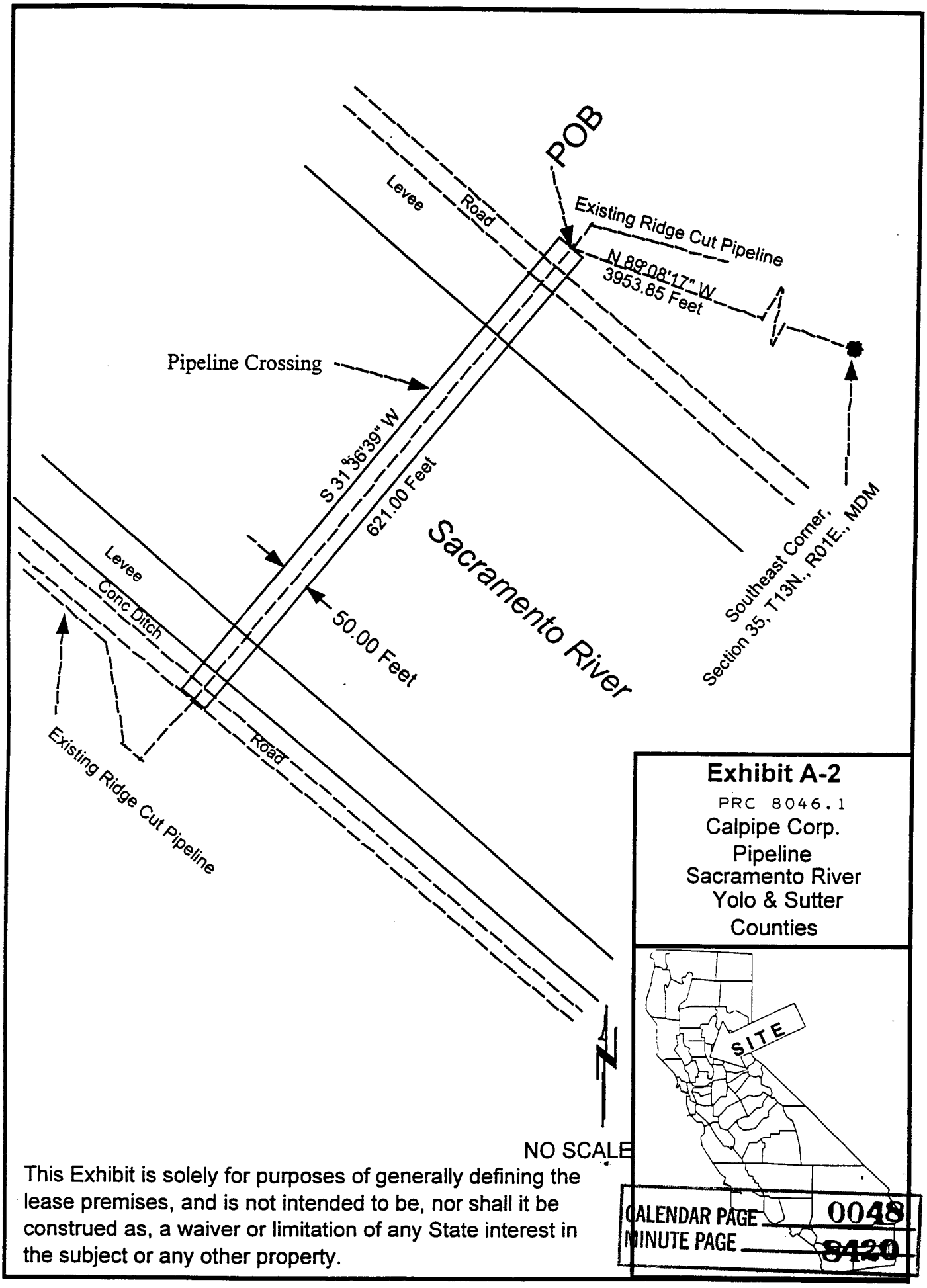

Exhibit A-2

PRC 8046.1

Calpipe Corp.
Pipeline
Sacramento River
Yolo & Sutter
Counties

This Exhibit is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

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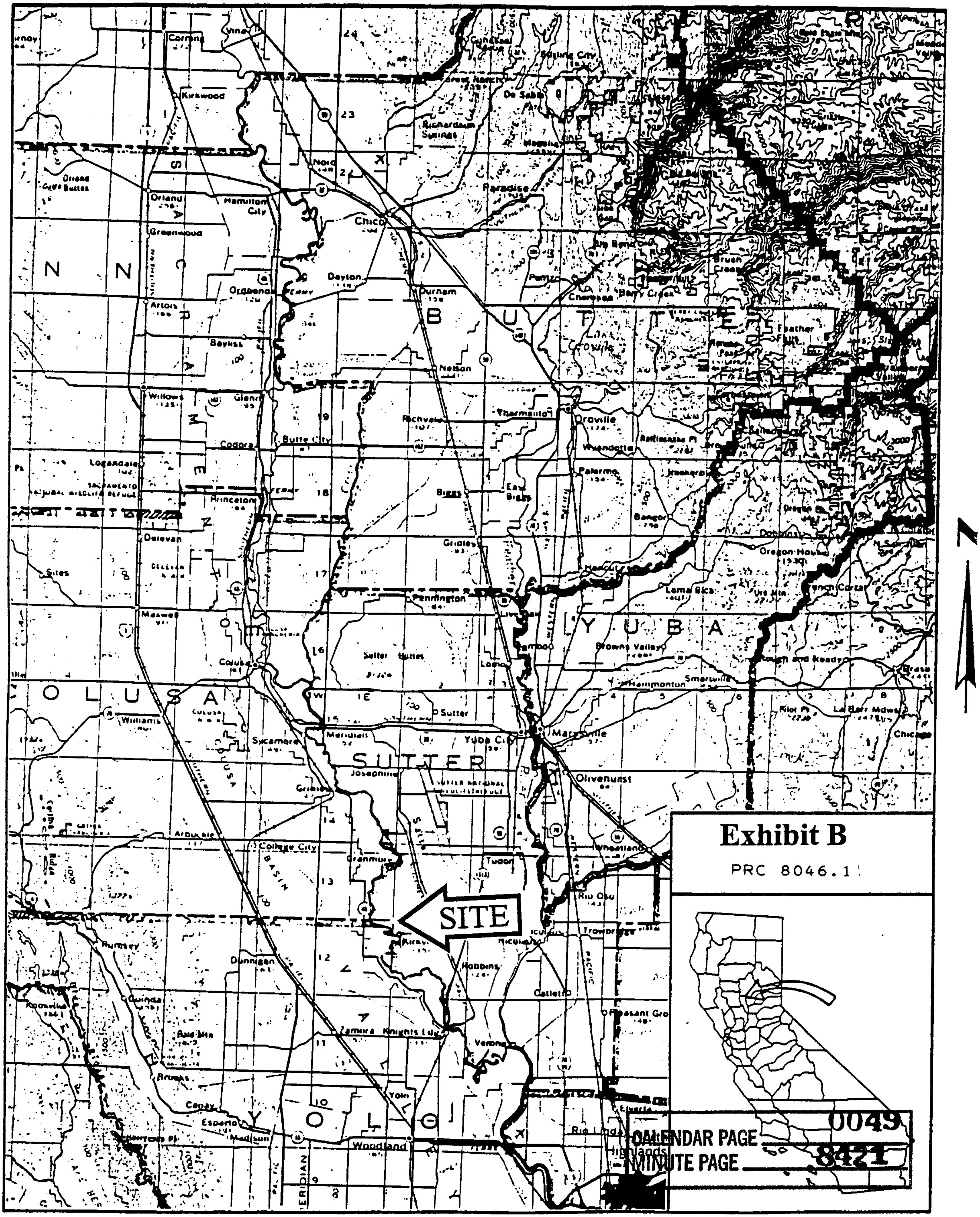
Exhibit B
PRC 8046.1
SITE
BUTTE
YUBA
SUTTER
Chico
Oroville
Marysville
Yuba City
Orland
Willows
Williams
Woodland
Knights Ldg
Olivehurst
Wheatland
Robbins
Verona
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