

**MINUTE ITEM**  
This Calendar Item No. C37 was approved as  
Minute Item No. 37 by the California State Lands  
Commission by a vote of 3 to 0 at its  
6-27-00 meeting.

**CALENDAR ITEM**  
**C37**

A 11

June 27, 2000

S 7

PRC 5736.1

D. Plummer

**ASSIGNMENT OF LEASE**

**LESSEE/ASSIGNOR:**

Wickland Oil Company,  
a California Corporation  
P.O. Box 13648  
Sacramento, California 95853

**ASSIGNEE:**

C. S. Land, Inc.  
P. O. Box 630  
Martinez, California 94553

**AREA, LAND TYPE, AND LOCATION:**

35 acres, more or less, of filled and unfilled sovereign lands in San Pablo Bay  
near Selby, Contra Costa County.

**AUTHORIZED USE:**

Retention of the existing fill for the future development of a water-related  
industrial use.

**CONSIDERATION:**

\$10,000 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 owns the uplands adjoining the lease premises.
2. Lease No. PRC 5736.1 was issued to Wickland Oil Company for the  
retention of the existing fill which is the result of the deposit of slag from  
the previous mineral refinery activity at the site. The lease was entered  
into January 1, 1981, and will expire December 31, 2005. The site had  
previously been leased to American Smelting and Refining Company  
(ASARCO).

END OF PAGE	0213
MINUTE PAGE	8586

CALENDAR ITEM NO. C37 (CONT'D)

The slag deposits were determined to contain hazardous amounts of heavy metals, and as the result of litigation, Wickland, ASARCO and State Lands entered into an Agreement for Entry of Consent Judgement, dated January 16, 1989. The Agreement laid the foundation for remediation of the site. The site has been capped with an asphalt layer and a water retention system has been installed. The site, for remediation purposes, is under the jurisdiction of the State Department of Toxic Substances Control.

The request for approval of the assignment is for the leasehold only. Wickland will not be released through this action from any continuing responsibility for ongoing remediation.

3. Wickland Oil Company, a California Corporation has requested approval of an assignment of General Lease – Industrial Use Lease No. PRC 5736.1 to C. S. Land, Inc., a California Corporation.
4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370, et seq. But will not affect those significant lands.
5. 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. Land Description
- B. Location Map

**PERMIT STREAMLINING ACT DEADLINE:**

N/A

CALENDAR PAGE	0214
MINUTE PAGE	8587

CALENDAR ITEM NO. C37 (CONT'D)

**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 APPROVAL OF THE ASSIGNMENT OF GENERAL LEASE - INDUSTRIAL USE LEASE NO. PRC 5736.1, FROM WICKLAND OIL COMPANY, A CALIFORNIA CORPORATION, TO C. S. LAND, INC., A CALIFORNIA CORPORATION AND AUTHORIZE THE EXECUTIVE OFFICER OR HIS DESIGNEE TO EXECUTE THE NECESSARY DOCUMENTS TO EFFECTUATE THIS TRANSACTION.

CALENDAR PAGE	0215
MINUTE PAGE	8588

EXHIBIT A  
LAND DESCRIPTION

PRC Lease No. 5736.1 by and between Wickland, Inc., as Lessee, and the State of California acting through the State Lands Commission, as Lessor. Said Lease was recorded in the Official Records of Contra Costa County on July 27, 1981 and pertains to the following described real property:

A parcel of filled tide and submerged land situated in Section 36, T3N, R4W, and Section 1, T2N, R4W, MDM, Contra Costa County, California, and being more particularly described as follows:

COMMENCING at the southeast corner of said Section 36; thence north along the line common to said Section 36 and Section 31, T3N, R3W, MDM, a distance of 1310.10 feet to the northeast corner of Tide Land Survey No. 19; thence S 68°09'30" W 38.46 feet, to a point on the Bulkhead Line as shown on U.S. Engineers map of Harbor Lines for Carquinez Strait, dated March 1, 1940, and the TRUE POINT OF BEGINNING; thence S 68°06'38" W 627.46 feet; thence S 36°07'00" W 577.50 feet; thence S 31°07'00" W 625.68 feet; thence S 39°52'00" W 922.20 feet; thence S 49°28'00" W 139.47 feet; thence S 77°52'00" W 256.58 feet; thence S 68°52'00" W, 132.00 feet; thence S 78°37'00" W 710.16 feet; thence N 75°53'00" W 360 feet, more or less, to the mean high tide line of San Pablo Bay; thence northeasterly along the mean high tide line and the northerly and northeasterly lines of the existing wharf to the true point of beginning.

Record bearings were rotated 1°09'30" clockwise.

CALENDAR PAGE	0216
MINUTE PAGE	8589



EXHIBIT "B"  
 PRC 5736.1

CALENDAR PAGE	0217
MINUTE PAGE	8590