

CONVENED:

10:10 AM

ADJOURNED:

4:26 PM

Commissioners Present

Lt. Governor John Garamendi  
Brian Busch, Alternate  
Controller John Chiang  
Anne Sheehan, Alternate for  
Dept. of Finance

FOR INFORMATION, PLEASE CONTACT

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AGENDA AND ITEMS ARE AVAILABLE  
ON CSLC WEB SITE: [www.slc.ca.gov](http://www.slc.ca.gov)

# AGENDA

## MEETING OF THE CALIFORNIA STATE LANDS COMMISSION

Port of San Diego  
Board Room - 1<sup>st</sup> Floor  
3165 Pacific Highway  
San Diego, California 92101

JOHN GARAMENDI, LIEUTENANT GOVERNOR, CHAIR  
JOHN CHIANG, STATE CONTROLLER, MEMBER  
MICHAEL C. GENEST, DIRECTOR OF FINANCE, MEMBER

**October 30, 2007**  
**ORDER OF BUSINESS**

- I. **10:00 A.M. – CLOSED SESSION** AT ANYTIME DURING THE MEETING THE COMMISSION MAY MEET TO CONSIDER POSSIBLE AND PENDING LITIGATION IN A SESSION CLOSED TO THE PUBLIC PURSUANT TO THE ATTORNEY-CLIENT PRIVILEGES (SEE GOVERNMENT CODE SECTION 11126).

Hanson Marine Operations Inc. vs. California State Lands Commission

People of the State of California vs. Hanson Building Materials et al

In Re: ASARCO, LLC

La Jolla Beach & Tennis Club vs. California Coastal Commission, City of San Diego, and State Lands Commission

THE COMMISSION MAY CONSIDER MATTERS WHICH FALL UNDER GOVERNMENT CODE SECTION 11126 (e)(2)(B) or (2)(C).

Y-Yes		N-No		A-Abstain		VOTE		
Amended*	Deferred	Pulled	Considered – No Action Taken	Informational Only – No Action	Approved as Presented	Controller	Lt. Governor	Director of Finance

\*Sitting in a non-voting capacity.

	Amended	Deferred	Pulled	Considered-No Action Taken	Informational Only-No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance

**II. AT THE CONCLUSION OF THE CLOSED SESSION WILL BE THE OPEN SESSION (PUBLIC MEETING)**

CALENDAR ITEM REFERENCES TO AB 884 DENOTE THE PERMIT STREAMLINING ACT (CALIFORNIA GOVERNMENT CODE SECTION 65920 ET SEQ.).

A SIGN LANGUAGE INTERPRETER WILL BE PROVIDED UPON ADVANCE NOTIFICATION OF NEED BY A DEAF OR HEARING IMPAIRED PERSON. SUCH NOTIFICATION SHOULD BE MADE AS SOON AS POSSIBLE PRIOR TO DATE OF THE EVENT.

IF YOU NEED REASONABLE ACCOMMODATION, TO CONDUCT BUSINESS WITH THE COMMISSION, FOR A DISABILITY AS DEFINED BY THE FEDERAL AMERICANS WITH DISABILITIES ACT AND THE CALIFORNIA FAIR EMPLOYMENT AND HOUSING ACT, PLEASE CONTACT THE COMMISSION IN ADVANCE TO ARRANGE FOR SUCH ACCOMMODATION.

**III. CONFIRMATION OF MINUTES FOR THE MEETING OF SEPTEMBER 13, 2007.**

**IV. EXECUTIVE OFFICER'S REPORT**

**V. CONSENT CALENDAR C01 - C44 THE FOLLOWING ITEMS ARE CONSIDERED TO BE NON-CONTROVERSIAL AND ARE SUBJECT TO CHANGE AT ANY TIME UP TO THE DATE OF THE MEETING.**

ANYONE WISHING TO ADDRESS AN ITEM ON THE AGENDA SHOULD FILL OUT A SPEAKER FORM. WHEN YOU ARE CALLED TO SPEAK, PLEASE STATE YOUR NAME FOR THE RECORD.



Amended	Deferred	Pulled	Considered-No Action Taken	Informational Only-No Action Taken	Approved as Presented	VOTE		
						Controller	Lt. Governor	Director of Finance
				✓	Y	Y		
				✓	Y	Y		C
				✓	Y	Y		C

**03 COLLEEN KIMBALL, AS TRUSTEE OF THE SURVIVOR'S TRUST OF THE KIMBALL FAMILY TRUST DATED JANUARY 2, 2003 AND COLLEEN KIMBALL OF THE SURVIVOR'S TRUST OF THE KIMBALL FAMILY TRUST DATED JANUARY 2, 2003 (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Tahoma, Placer County; for an existing pier previously authorized by the Commission. (WP 5277.9; RA# 30406) (A 4; S 1) (Negotiator: R. Barham)

**04 LARRY M. HAMILTON AND LAURA B. HAMILTON, TRUSTEES OF THE LARRY AND LAURA HAMILTON FAMILY TRUST DATED JANUARY 3, 2006 (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in the Sacramento River, near Walnut Grove, Sacramento County; for the construction of a new uncovered floating boat dock, six steel pilings, and gangway. (W 26230; RA# 28806) (A 8, 15; S 5, 14) (Negotiator: V. Caldwell)

**05 WAYNE D. JORDAN AND M. QUINN DELANEY, AS TRUSTEES, OR THE SUCCESSOR TRUSTEE OR TRUSTEES, U/A/D APRIL 29, 1996, AS AMENDED, CREATING THE JORDAN/DELANEY FAMILY TRUST (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near the city of Tahoma, El Dorado County; for an existing pier, boat hoist and two mooring buoys previously authorized by the Commission. (WP 3598.9; RA# 30206) (A 4; S 1) (Negotiator: M. Clark)

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Amended	Deferred	Pulled	Considered-No Action Taken	Informational Only-No Action Taken	Approved as Presented	VOTE		
						Controller	Lt. Governor	Director of Finance
				✓	YY			
				✓	YY			C
				✓	YY			C

**06 WILLIAM ALLAN DALE AND BETTY ANN DALE, TRUSTEES OF THE WILLIAM ALLAN DALE AND BETTY ANN DALE REVOCABLE LIVING TRUST AGREEMENT DATED APRIL 28, 1989 (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near the city of South Lake Tahoe, El Dorado County, for an existing mooring buoy previously authorized by the Commission. (WP 7567.9; RA# 28606) (A 4; S 1) (Negotiator: M. Clark)

**07 PHILIP B. BENSON AND STACY A. BENSON, TRUSTEES OF THE BENSON TRUST UNDER AGREEMENT DATED 7-29-96 (APPLICANTS):** Consider application for a Recreational Pier Lease of sovereign lands located in the Sacramento River, near the town of Walnut Grove, Sacramento County; for the construction of an uncovered floating boat dock, five pilings, gangway, and an electrical conduit. (W 26214; RA# 21406) (A 15, 8; S 14, 5) (Negotiator: M. Clark)

**08 MARGERY J. HANSON, AS TRUSTEE OF THE SURVIVOR'S TRUST ESTABLISHED UNDER THE DALE W. HANSON AND MARGERY J. HANSON TRUST AGREEMENT DATED FEBRUARY 13, 1980; AND MARGERY J. HANSON, AS TRUSTEE OF THE FAMILY TRUST ESTABLISHED UNDER THE DALE W. HANSON AND MARGERY J. HANSON TRUST AGREEMENT DATED FEBRUARY 13, 1980 (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Homewood, Placer County; for an existing pier and one mooring buoy previously authorized by the Commission. (WP 7335.9; RA# 25106) (A 4; S 1) (Negotiator: L. Danley)

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	Amended	Deferred	Pulled	Considered-No Action Taken	Informational Only-No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					✓	Y	Y		
					✓	Y	Y		C
					✓	Y	Y		C

**09 HARRY P. RIEGER AND DIANE M. RIEGER (APPLICANTS):**

Consider application for a new Recreational Pier Lease of sovereign lands located in the Napa River, south of the city of Napa, Napa County; for an existing uncovered floating boat dock, two pilings, walkway, and boat launch ramp previously authorized by the Commission. (WP 7041.9; RA# 30906) (A 7; S 2) (Negotiator: C. Hudson)

**10 DAVID M. DEVOE AND SUSAN M. DEVOE, CO-TRUSTEES OF THE DEVOE FAMILY TRUST; JAY J. DEVOE; JANISE J. DEVOE; STEVEN C. CORNELIUSEN AND GEORGIA F. CORNELIUSEN, TRUSTEES OF THE CORNELIUSEN FAMILY TRUST DATED DECEMBER 7, 1989; ADA M. TORRIGINO, TRUSTEE OF THE ADA M. TORRIGINO TRUST DATED JUNE 5, 1985; AND MICHAEL C. DERMODY AND TAMARA DERMODY, TRUSTEES OF THE TAHOE WATER WORLD FAMILY TRUST (U/D/T:**

**AUGUST 8, 2007) (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Kings Beach, Placer County; for an existing joint-use pier, three boat lifts, and three mooring buoys previously authorized by the Commission. (WP 6428.9; RA# 29506) (A 4; S 1) (Negotiator: N. Lee)

**11 KENDRICK ELTON HOOPER (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Rubicon Bay, El Dorado County; for two existing mooring buoys previously authorized by the Commission.

(WP 5322.9; RA# 23106) (A 4; S 1) (Negotiator: N. Lee)

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							Controller	Lt. Governor	Director of Finance
					✓	Y	Y		
					✓	Y	Y		C
					✓	Y	Y		C
					✓	Y	Y		C

**12 ROBERT J. D'ANDREA AND NANCY L. D'ANDREA, AS TRUSTEES OF THE ROBERT J. D'ANDREA AND NANCY L. D'ANDREA INTER VIVOS TRUST AGREEMENT, DATED DECEMBER 2, 1988 (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Tahoma, El Dorado County; for an existing pier previously authorized by the Commission. (WP 3655.9; RA# 00807) (A 4; S 1) (Negotiator: B. Terry)

**13 SLOSS TAHOE PROPERTY, A CALIFORNIA GENERAL PARTNERSHIP (APPLICANT):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Tahoma, El Dorado County; for an existing pier and one mooring buoy previously authorized by the Commission. (WP 3506.9; RA# 30806) (A 4; S 1) (Negotiator: B. Terry)

**14 GERALD BAILEY AND MICHAEL J. PEASE (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Donner Lake, near Truckee, Nevada County; for an existing pier previously authorized by the Commission. (WP 7972.9; RA# 28206) (A 4, 3; S 1) (Negotiator: B. Terry)

**15 PAUL B. THOMPSON AND KATHLEEN D. THOMPSON (APPLICANTS):** Consider application for a new Recreational Pier Lease of sovereign lands located in Lake Tahoe, near Tahoma, Placer County; for an existing pier and two mooring buoys previously authorized by the Commission. (WP 7036.9; RA# 27606) (A 4; S 1) (Negotiator: B. Terry)

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Amended	Deferred	Pulled	Considered-No Action Taken	Informational Only-No Action Taken	Approved as Presented	Controller	Lt. Governor	Director of Finance	VOTE	
					✓	Y	Y	C		
					✓	Y	Y	C		
					✓	Y	Y	C		

**GENERAL LEASES**

**16 MARIN COUNTY (LESSEE):** Consider application for an amendment to Lease No. PRC 5000.9, a General Lease - Public Agency Use, of sovereign lands located in the Petaluma River, near the town of Novato, Marin County; to authorize the removal of a second boarding float and the dredging of a maximum of 300 cubic yards of material for the construction of a boat launch ramp. (WP 5000.9; RA# 21006) (A 6; S 3) (Negotiator: B. Badeker)

**17 JO ALICE NASTAL, AS THE SUCCESSOR TRUSTEE OF THE A. A. AND ALICE E. ERICKSON FAMILY REVOCABLE TRUST (LESSEE); JOYCE BERGER, AS TRUSTEE OF THE BERGER FAMILY TRUST DATED MARCH 16, 1999 (APPLICANT):** Consider termination of Lease No. PRC 5382.1, a General Lease - Recreational Use, and application for a new General Lease - Recreational Use, of sovereign lands located in the Sacramento River, adjacent to the Garden Highway, Sacramento County; for two existing uncovered floating boat docks, nine pilings, deck, and ramp previously authorized by the Commission. (WP 5382.1; RA# 03707) (A 5; S 6) (Negotiator: V. Caldwell)

**18 BENSON KANEMOTO AND EILEEN KANEMOTO, TRUSTEES OF THE BENSON KANEMOTO AND EILEEN KANEMOTO REVOCABLE TRUST DATED SEPTEMBER 24, 1993 (APPLICANTS):** Consider application for a new General Lease - Recreational and Protective Structure Use, of sovereign lands located in the Sacramento River, near the town of Anderson, Shasta County; for an existing seasonal uncovered floating boat dock and gangway previously authorized by the Commission and the retention of bank protection not previously authorized by the Commission. (WP 6914.9; RA# 30706) (A 2; S 4) (Negotiator: M. Clark)

	Amended	Deferred	Pulled	Considered-No Action Taken	Informational Only-No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					✓	Y	Y		
					✓	Y	Y		C
					✓	Y	Y		C
					✓	Y	Y		C

**19 RUSSELL J. GILARDI (LESSEE):** Consider continuation of rent and an amendment to Lease No. PRC 6168.1, a General Lease - Commercial Use, of sovereign lands located in the Petaluma River, Sonoma County; for an existing commercial marina to add the Commission's provisions "Best Management Practices". (PRC 6168.1; (A 6; S 3) (Negotiator: C. Hudson)

**20 BETTY VRANESH TRUSTEE OF THE BETTY VRANESH REVOCABLE TRUST, DATED NOVEMBER 14, 2002 (APPLICANT):** Consider application for a new General Lease - Protective Structure Use, of sovereign lands located in the Sacramento River, city of Sacramento, Sacramento County; for existing bank protection previously authorized by the Commission. (WP 6185.9; RA# 29606) (A 5, 9; S. 6) (Negotiator: C. Hudson)

**21 PACIFIC GAS AND ELECTRIC COMPANY (LESSEE):** Consider the continuation of rent for Lease No. PRC 1531.2, a General Lease - Right of Way Use, of state school lands, located four miles east of Searles, San Bernardino County; for two natural gas pipelines. (PRC 1531.2) (A 34; S 17) (Negotiator: C. Hudson)

**22 DEPARTMENT OF WATER RESOURCES (LESSEE):** Consider application for an amendment to Lease No. PRC 8679.9, General Lease - Protective Structure Use, of sovereign lands located in the Sacramento River at RM 155.5 near Colusa, Colusa County, to add an additional levee repair site to the Lease and to require submittal of post-construction photos and "as-built" plans. (WP 8679.9; RA# 06807) (A 2, 8; S 4, 5) (Negotiator: D. Jones)

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	Amended	Deferred	Pulled	Considered-No Action Taken	Informational Only-No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					✓	Y	Y		
					✓	Y	Y		C
					✓	Y	Y		C
					✓	Y	Y		C

**23 LAKE FOREST UNIT NO. #3, PROPERTY OWNERS ASSOCIATION, INCORPORATED (APPLICANT):** Consider application for a new General Lease - Recreational Use, of sovereign lands located in Lake Tahoe, near Carnelian Bay, Placer County; for an existing joint-use pier and 20 mooring buoys previously authorized by the Commission. (WP 5685.1; RA# 02007) (A 4; S 1) (Negotiator: N. Lee)

**24 JUDY C. SWANSON, AS CO-TRUSTEE OF THE SWANSON COMMUNITY PROPERTY TRUST, U/T/A DATED 4/14/90 (LESSEE):** Consider revision of rent to Lease No. PRC 4852.1, a General Lease - Recreational Use, of sovereign lands located in Lake Tahoe, Rubicon Bay, El Dorado County; for an existing pier, boat lift, two mooring buoys and a swim float. (PRC 4852.1) (A 4; S 1) (Negotiator: N. Lee)

**25 TONOPALO, L.L.C., A DELAWARE LIMITED LIABILITY COMPANY (LESSEE):** Consider revision of rent to Lease No. PRC 8439.1, a General Lease - Recreational Use, of sovereign lands located in Lake Tahoe, Tahoe Vista, Placer County; for an existing multiple-use floating/fixed pier and 12 mooring buoys. (PRC 8439.1) (A 4; S 1) (Negotiator: N. Lee)

**26 C&H SUGAR COMPANY, INC. (LESSEE):** Consider the continuation of rent for Lease No. PRC 7659.1, a General Lease - Industrial Use, of sovereign lands located in the Carquinez Strait, in the town of Crockett, Contra Costa County; for a sugar refinery, dock and outfall lines. (PRC 7659.1) (A 11; S 7) (Negotiator: J. McComas)

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	Amended	Deferred	Pulled	Considered-No Action Taken	Informational Only-No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					✓	Y	Y		
					✓	Y	Y		C
					✓	Y	Y		C

**27 LODI GAS STORAGE, L.L.C., (LESSEE); LODI HOLDINGS, L.L.C., (ASSIGNOR); BUCKEYE GAS STORAGE LLC., (ASSIGNEE):** Consider application for the assignment and amendment to require a Parent guaranty of Lease No. PRC 8207.1, a General Lease – Right of Way Use, of sovereign lands located in the Mokelumne, North and South Mokelumne Rivers, and Georgiana, Three Mile, Jackson, and Tomato Sloughs, near the city of Lodi, Sacramento and San Joaquin counties; for a 24-inch high-pressure natural gas pipeline. (PRC 8207.1; RA# 03607) (A 8,10; S 4,5) (Negotiator: J. McComas)

**28 RAMOS OIL COMPANY, INC. (LESSEE):** Consider revision of rent to Lease No. PRC 5072.1, a General Lease – Commercial Use, of sovereign lands located in the Sacramento River, near the city of Isleton, Sacramento County; for retail marine supply facilities. (PRC 5072.1) (A 8; S 4) (Negotiator: J. McComas)

**29 CHEVRON U.S.A., INC. (LESSEE):** Consider revision of rent to Lease No. PRC 3277.1, a General Lease – Right of Way Use, of sovereign lands located in Honker Bay, Solano and Contra Costa counties, Roaring River, Montezuma Slough and Grizzly Slough, Solano County and the Sacramento River, Yolo and Sacramento counties, for an existing eight-inch refined products pipeline used to transport gasoline, diesel, and jet fuel. (PRC 3277.1) (A 8, 9, 11; S 4, 6, 7) (Negotiator: J. McComas)

	Amended	Deferred	Pulled	Considered-No Action Taken	Informational Only-No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					✓	Y	Y		
					✓	Y	Y		C
					✓	Y	Y		C

**30 TRANS BAY CABLE LLC (LESSEE):** Consider application for approval of an "Agreement and Consent to Encumbrancing of Lease" of Lease No. PRC 8736.1, a General Lease – Right of Way Use, of sovereign lands located in the Carquinez Strait, and San Francisco, San Pablo, and Suisun Bays, between the San Francisco county line to the city of Pittsburg, Marin, Solano and Contra Costa counties for an electrical power cable. (WP 8736.1; RA# 67004) (A 6, 7, 8, 11, 13, 14; S 2, 3, 5, 7) (Negotiator: J. McComas)

**31 CALPINE CORPORATION (ASSIGNOR); ROSETTA RESOURCES OPERATING LP (ASSIGNEE):** Consider application for an assignment of Lease No. PRC 8354.1, a General Lease – Right of Way Use, of sovereign lands located in Seven Mile Slough, between Twitchell Island and Brannan Island, near the city of Rio Vista, Sacramento County; for a natural gas pipeline and an assignment of Lease No. PRC 8485.1, a General Lease – Right of Way Use, of sovereign lands located in Tomato Slough, at Brannan Island, near the city of Rio Vista, Sacramento County; for a natural gas pipeline and access road. (WP 8354.1, WP 8485.1; RA# 03906) (A 8; S 4) (Negotiator: J. McComas)

**32 COUNTY OF SANTA CRUZ (APPLICANT):** Consider application for a new General Lease – Public Agency Use, of sovereign lands located in the Pacific Ocean, near the city of Santa Cruz, Santa Cruz County; for the construction of new bluff protection structures and public access stairways, and the removal of concrete rubble and riprap. (W 25946; RA# 29706) (A 27; S 11) (Negotiator: J. McComas)

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	Amended	Deferred	Pulled	Considered-No Action Taken	Informational Only-No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
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					✓	Y	Y		C
					✓	Y	Y		C
					✓	Y	Y		C

**33 CALIFORNIA DEPARTMENT OF TRANSPORTATION**

**(LESSEE):** Consider termination of an existing Right-of-Way Permit, and approval of a new Right-of-Way Map pursuant to Section 101.5 of the Streets and Highways Code, of sovereign lands located in the Sacramento River, city of Redding, Shasta County; for the replacement of the State Route 299/44 bridge. (WP 2982.9; RA# 11177) (A 02; S 04) (Negotiator: J. McComas)

**34 CALIFORNIA STATE LANDS COMMISSION AND CALIFORNIA COASTAL COMMISSION (PARTIES):**

Consider acceptance of one offer to dedicate lateral public access easement over land adjacent to State tidelands in the city of Malibu, APN 4458-012-011, Los Angeles County. (W 24665) (A 41; S 23) (Negotiator: S. Nelson)

**35 CALIFORNIA STATE LANDS COMMISSION AND WHITE CLOUD RESOURCES (PARTIES):**

Authorize, as School Land Bank Trustee, the transfer and subsequent issuance of a patent to 167.8± acres of school lands located northeast of Covelo, Mendocino County, to White Cloud Resources in exchange for 114.8± acres of land located northeast of Covelo, Mendocino County. (W 26045, AD 528; RA #13904) (A 1; S 2) (Negotiators: J. Porter; J. Frey)

**36 CARLE AND CARLE, A PARTNERSHIP (APPLICANT):**

Consider application for a new General Lease - Recreational Use, of sovereign lands located in Donner Lake, near Truckee, Nevada County; for an existing pier previously authorized by the Commission. (WP 7974.1; RA# 28006) (A 4, 3; S 1) (Negotiator: B. Terry)

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	Amended	Deferred	Pulled	Considered-No Action Taken	Informational Only-No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
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					✓	YY			C
					✓	YY			C

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**37 SUNNYSIDE LANE, LLC, A CALIFORNIA LIMITED LIABILITY COMPANY (APPLICANT):**

Consider application for a new General Lease – Recreational Use, of sovereign lands located in Lake Tahoe, near Tahoe City, Placer County; for an existing pier, two boat slips and two mooring buoys previously authorized by the Commission. (PRC 3813.1; RA# 13206) (A 4; S 1) (Negotiator: B. Terry)

**38 TAHOE III LLC, A NEVADA LIMITED LIABILITY COMPANY (APPLICANT):**

Consider application for a new General Lease – Recreational Use, of sovereign lands located in Lake Tahoe, city of South Lake Tahoe, El Dorado County; for an existing pier previously authorized by the Commission. (WP 3682.1; RA# 27106) (A 4; S 1) (Negotiator: B. Terry)

**39 AT&T CORPORATION (LESSEE):**

Consider application for amendments to Lease Nos. PRC 8154.1, PRC 8203.1, PRC 8204.1, PRC 8278.1, PRC 8143.1, and PRC 8144.1, General Leases - Right of Way Use, of sovereign lands located in the Pacific Ocean, offshore of the cities Morro Bay and Los Osos, San Luis Obispo County and offshore of Manchester State Beach, Mendocino County; to amend the burial verification survey interval for four existing fiber optic cables and delete the burial verification survey requirement for two existing steel conduits. (PRC 8154.1, PRC 8203.1, PRC 8204.1, PRC 8278.1, PRC 8143.1, and PRC 8144.1; RA# 26906) (A 33, 2; S 15, 1) (Negotiator: S. Young)

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	Amended	Deferred	Pulled	Considered-No Action Taken	Informational Only-No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					✓		Y	Y	
					✓		Y	Y	
					✓		Y	Y	

**40 MFS GLOBENET INC. (LESSEE/PERMITTEE):** Consider application for amendments to Lease Nos. PRC 8140.9, PRC 8141.1 and PRC 8142.1, one General Permit for a telephone Right of Way and two General Leases - Right of Way Use, of sovereign lands located in the Pacific Ocean, near Los Osos, San Luis Obispo County; to amend the burial verification survey interval for three existing fiber optic cables and delete the burial verification survey requirement for an existing steel conduit. (PRC 8140.9, PRC 8141.1 and PRC 8142.1; RA# 00507) (A 33; S 15) (Negotiator: S. Young)

**LEGAL**

**C 41 CALIFORNIA STATE LANDS COMMISSION (PARTY):** Request for authorization to enter a Title Settlement with the East Bay Regional Park District terminating any public trust property interest in a portion of Joe DiMaggio Drive in the City of Martinez, Contra Costa County, in exchange for a monetary payment into the Kapiloff Land Bank Fund and to consider application for a new General Lease – Public Agency Use, of sovereign lands located in the City of Martinez, Contra Costa County; for a public access and recreational use trail. (W 26247) (A 11; S 07) (Negotiator: E. Milstein, G. Kato)

**MINERAL RESOURCES MANAGEMENT**

**C 42 GREKA OIL & GAS, INC. (ASSIGNOR) AND AERA ENERGY LLC (ASSIGNEE):** Consider approval of an assignment from Greka Oil & Gas, Inc. of a minority interest in Oil and Gas Lease No. PRC 91.1 to Aera Energy LLC, Huntington Beach Oil and Gas Field (offshore area), Orange County. (PRC 91.1) (A 67, S 35) (Negotiator: M. Hamilton)

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	Amended	Deferred	Pulled	Considered-No Action Taken	Informational Only-No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
					✓	Y	Y		
					✓	Y	Y		C
	✓								VI.

**43 CALPINE CORPORATION (ASSIGNOR) AND ROSETTA RESOURCES OPERATING LP (ASSIGNEE):** Consider approval of the assignment of Calpine Corporation's 100 percent interest in Oil and Gas Lease No. PRC E-415.1 to Rosetta Resources Operating LP, amendment of Oil and Gas Lease No. PRC E-415.1, and approval of a Royalty Settlement Agreement and Mutual Release, Rio Vista Gas Field Area, Contra Costa, San Joaquin, Sacramento and Solano Counties. (PRC E-415.1, W 40919) (A 8,11,15, S 2, 5, 7) (Negotiator: J. L. Smith)

**44 BERRY PETROLEUM COMPANY (ASSIGNOR) AND VENOCO, INC. (ASSIGNEE):** Consider request for an assignment of all interests in, and amendment of, Oil and Gas Leases Nos. PRC 3314.1 and PRC 735.1, West Montalvo Field, Offshore Ventura County. (PRC 3314.1, PRC 735.1) (A 35; S 18) (Negotiator: J. Planck)

**REGULAR CALENDAR ITEM 45 - 49**

**45 ROBERT L. HULBERT (LESSEE):** Discussion of response by Lessee to the Commission's action of September 13, 2007 involving lease No. PRC 8531.1, a General Lease – Recreational Use; authorization of notification of default for failure to comply with the terms and conditions of Lease No. PRC 8531.1; authorization to terminate said lease; and adoption of related findings, involving sovereign lands located in the Sacramento River, near the city of Sacramento, Sacramento County, for an existing covered floating boathouse, dock, four pilings, stairway and gangway. (PRC 8513.1) (A 9; S 6) (Negotiator: B. Dugal, J. Frey)

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	Amended	Deferred	Pulled	Considered-No Action Taken	Informational Only-No Action Taken	Approved as Presented	VOTE		
							Controller	Lt. Governor	Director of Finance
✓					✓	Y	Y		
*						Y	Y		
					✓	Y	Y		

**VII.**

- 46 HANSON MARINE OPERATIONS, INC. (LESSEE):** Consider applications for amendments to Lease Nos. PRC 709.1, PRC 2036.1, PRC 7779.1, and PRC 7780.1, Mineral Leases, of granted lands with minerals reserved to the State and sovereign lands located in San Francisco Bay, Marin and San Francisco counties; to modify the royalties. (PRC 709.1, PRC 2036.1, PRC 7779.1 and PRC 7780.1; RA# 07707) (A 6, 8, 11, 13; S 2, 3, 4, 7) (Negotiator: D. Oetzel)
- 47 SAN DIEGO BAY SHIPYARD SEDIMENT SITE:** Consideration of the Port of San Diego's Involvement in the San Diego Regional Water Quality Control Board's proposed clean up and abatement order for the shipyard sediment site.
- 48 POSEIDON RESOURCES (CHANNELSIDE) LLC (APPLICANT) ; CABRILLO POWER I LLC (LESSEE):** Consider application for amendment of a General Lease – Industrial Use, of sovereign lands located in the Pacific Ocean, city of Carlsbad, adjacent to Agua Hedionda Lagoon, San Diego County; for the use of existing intake and outfall structures for desalination purposes that are currently used as part of an existing once-through-cooling upland electric generating plant. (PRC 8727.1, W 26202 RA# 15906) (A 74; S 38) (Negotiator: J. Brown)
- 49 CALIFORNIA STATE LANDS COMMISSION:** Consider a resolution proposed by the Controller supporting S. 1870 (Feingold) and H.R. 2421 (Oberstar), which would affirm federal protections for waters of the United States, including wetlands, tributaries, headwaters and streams, through the Clean Water Act.

**PUBLIC COMMENT**

\*Commission heard public testimony but deferred item until next meeting.

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