

32. (RIGHT-OF-WAY AGREEMENT OVER TIDE AND SUBMERGED LAND, SOUTHERN CALIFORNIA EDISON COMPANY, EL SEGUNDO STEAM STATION - W.O. 1539, P.R.C. 858.6.) Application has been received from the Southern California Edison Company for a right of way 2,800 feet in length and 500 feet in width over tide and submerged lands in Santa Monica Bay adjacent to their new \$40,000,000 El Segundo Station. This right-of-way application, because of the use requirements and the fact that a width of 500 feet (standard rights of way are 100 feet in width) is requested, calls for special consideration by the Commission.

The purpose of the right of way applied for is considerably broader than the normal right of way issued for a pipe line or similar facility.

After considerable discussion between the Staff, the Office of the Attorney General, and the Edison Company on the changes in the standard right-of-way agreement desired, the substitution for Paragraphs 4, 5, 8 and 10, as set forth in the recommendation, has been tentatively agreed upon, subject to Commission approval.

No bond is to be required. All other provisions of the lease are to be as in the standard lease form, except Paragraph 2 which deals with consideration. In the latter case, in order to comply with the standard procedure on issuance of rights of way, it has been necessary to evaluate the rental on the basis that there are five 100-foot rights of way 2,800 feet in length. Under the standard policy for rights of way for a 49-year easement, the full consideration for the term of the easement would be \$2,100.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, IT WAS RESOLVED AS FOLLOWS:

The Executive Officer is authorized to issue to the Southern California Edison Company a 49-year right-of-way easement, 2,800 feet in length and 500 feet in width, extending into tide and submerged lands of Santa Monica Bay, and fronting on lands owned by the Southern California Edison Company in Tract 2356, as per map recorded in Book 28, Pages 41 and 42 of Maps in the Office of the County Recorder of Los Angeles County, at a consideration for the full term of \$2,100, to be paid at the time of execution of the easement, with no portion returnable if the easement is cancelled prior to its termination date, on the standard easement form heretofore approved by the Commission, except that Paragraphs 4, 5, 8 and 10 shall be as follows:

- (4) That the described land shall be used during the term hereof only for lawful commercial purposes; namely, for the construction, reconstruction, maintenance, operation, enlargement, improvement, removal, repair, and renewal of underground conduits and appurtenances including related manhole, offshore, and protective structures for the intake and discharge of cooling water for a steam plant on adjoining lands, and other conduits, cables and pipes necessary and useful in connection with the construction, operation, and maintenance of said steam plant. All facilities are to be placed at least four feet below the sand line of the bottom of Santa Monica Bay

and the sand surface between the Ordinary High Water Mark and the Ordinary Low Water Mark except that manholes shall be placed not in excess of one foot above the sand line and except that intake and outlet chambers shall be as permitted by the United States and no permanent surface structures shall be constructed on the foreshore except manholes which shall be marked;

- (5) That construction of facilities to be installed on the described land shall be started not later than May 1, 1954, and completed not later than December 31, 1956. On or before December 31, 1956, Lessee shall completely remove all temporary structures employed in constructing the facilities herein contemplated;
- (8) That the Lessee shall maintain and keep in good sound repair, all structures, facilities or appurtenances upon the property and that no substantial alterations to such structures shall be undertaken without the prior written permission of the State first had and obtained; nor shall construction of any structure be commenced after December 31, 1956, without obtaining such written permission;
- (10) That the Lessee shall observe and comply with all rules and regulations now promulgated by any agency of the State of California or the United States having jurisdiction therein and such reasonable rules and regulations as may hereafter be promulgated by any agency of the State of California having jurisdiction therein, including among others such rules and regulations relating to navigation on and pollution and contamination of waters of the Pacific Ocean caused or contributed to by the operations of the Lessee.

33. (SUBMARINE GEOPHYSICAL EXPLORATION OPERATIONS - W.O. 354.) Continuing applications for new submarine geophysical exploration permits and requests for extensions of the operating periods of existing permits have brought general administrative policy questions to the Commission which may be summarized as follows:

1. Why are submarine geophysical exploration permits not limited to one exploration per area instead of permitting repeated explorations?
2. Why are the results of submarine geophysical explorations not pooled and made available to any or all companies interested in the data, thereby also limiting repetitive exploration?

The following factors relating to the foregoing questions are grouped in the order of the questions:

1. (a) Individual submarine geophysical exploration projects conducted heretofore have been carried on by geophysical exploration companies under contract to competing oil companies. Therefore, it has not appeared equitable to recommend future exclusion of companies who had not participated in prior exploration operations or those who had not obtained data which were considered satisfactory for evaluation as a basis for future operations.