

MINUTE ITEM

14. APPLICATION FOR SUBSURFACE CROSSING EASEMENT THROUGH SUBSURFACE LANDS OF NEW YORK SLOUGH, CONTRA COSTA COUNTY; OCCIDENTAL PETROLEUM CORPORATION - W.O. 4897, P.R.C. 3067.1.

After consideration of Calendar Item 27 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO ISSUE TO OCCIDENTAL PETROLEUM CORPORATION A SUBSURFACE-CROSSING EASEMENT FOR AN INITIAL PERIOD OF 15 YEARS, WITH THREE RENEWAL PERIODS OF 10 YEARS EACH UPON SUCH REASONABLE TERMS AND CONDITIONS AS THE STATE MAY THEN IMPOSE, AT AN ANNUAL RENTAL OF \$476.64, THE FIRST AND LAST YEARS' RENTALS TO BE PAID IN ADVANCE. THE EASEMENT IS TO BE UNDER THE FOLLOWING-DESCRIBED LANDS:

A PARCEL OF TIDE AND SUBMERGED LAND IN NEW YORK SLOUGH, SITUATE NEAR THE CITY OF PITTSBURG, CONTRA COSTA COUNTY, CALIFORNIA, INCLUDING ONLY THE LAND LYING MORE THAN FIVE HUNDRED (500) FEET BELOW THE SURFACE, BEING FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE MEAN HIGH TIDE LINE ON THE NORTHERLY BANK OF NEW YORK SLOUGH AND THE NORTHERLY PROJECTION OF THE SOUTHEAST LINE OF COLUMBIA STREET, SAID POINT OF INTERSECTION BEARS N. 74° 47' W. 4,252 FEET MORE OR LESS FROM THE BEACON AT PITTSBURG POINT; THENCE FROM SAID POINT OF BEGINNING N. 75° 43' W. TO AN INTERSECTION WITH THE CENTERLINE OF NEW YORK SLOUGH; THENCE PROCEEDING NORTHWESTERLY ALONG SAID CENTERLINE TO AN INTERSECTION WITH A LINE WHICH BEARS S. 04° 00' W. FROM POINT EMMET, SAID POINT EMMET BEING THE MOST WESTERLY PORTION OF BROWN'S ISLAND; THENCE N. 04° 00' E. ALONG SAID LINE TO THE AFORE-MENTIONED MEAN HIGH TIDE LINE ON THE NORTHERLY BANK OF NEW YORK SLOUGH; THENCE SOUTHEASTERLY ALONG THE MEAN HIGH TIDE LINE TO THE POINT OF BEGINNING, CONTAINING 36 ACRES MORE OR LESS.

Attachment
Calendar Item 27 (1 page)

CALENDAR ITEM

27.

APPLICATION FOR SUBSURFACE CROSSING EASEMENT THROUGH SUBSURFACE LANDS OF NEW YORK SLOUGH, CONTRA COSTA COUNTY; OCCIDENTAL PETROLEUM CORPORATION - W.O. 4897.

Occidental Petroleum Corporation has applied for a subsurface-crossing easement covering 36 acres more or less of ungranted tide and submerged lands below a depth of 500 feet under New York Slough between the City of Pittsburg and Browns Island. The applicant proposes to drill for gas under Browns Island by directional drilling under New York Slough from a drillsite on the Pittsburg Waterfront (see Exhibit "A"). This requires a permit for a pass-through under New York Slough.

The applicant has agreed to provide all information relative to directional surveys which it makes during the drilling of any wells. Annual rental for the subsurface rights has been computed to be \$476.64, with the first and last years' rentals payable in advance. The initial lease period is to be 15 years, and the agreement is to provide for three renewal periods of ten years each.

IT IS RECOMMENDED THAT THE EXECUTIVE OFFICER BE AUTHORIZED TO ISSUE TO OCCIDENTAL PETROLEUM CORPORATION A SUBSURFACE-CROSSING EASEMENT FOR AN INITIAL PERIOD OF 15 YEARS, WITH THREE RENEWAL PERIODS OF 10 YEARS EACH UPON SUCH REASONABLE TERMS AND CONDITIONS AS THE STATE MAY THEN IMPOSE, AT AN ANNUAL RENTAL OF \$476.64, THE FIRST AND LAST YEARS' RENTALS TO BE PAID IN ADVANCE. THE EASEMENT IS TO BE UNDER THE FOLLOWING-DESCRIBED LANDS:

A PARCEL OF TIDE AND SUBMERGED LAND IN NEW YORK SLOUGH, SITUATE NEAR THE CITY OF PITTSBURG, CONTRA COSTA COUNTY, CALIFORNIA, INCLUDING ONLY THE LAND LYING MORE THAN FIVE HUNDRED (500) FEET BELOW THE SURFACE, BEING FURTHER DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE MEAN HIGH TIDE LINE ON THE NORTHERLY BANK OF NEW YORK SLOUGH AND THE NORTHERLY PROJECTION OF THE SOUTHEAST LINE OF COLUMBIA STREET, SAID POINT OF INTERSECTION BEARS N. 74° 47' W. 4,252 FEET MORE OR LESS FROM THE BEACON AT PITTSBURG POINT; THENCE FROM SAID POINT OF BEGINNING N. 75° 43' W. TO AN INTERSECTION WITH THE CENTERLINE OF NEW YORK SLOUGH; THENCE PROCEEDING NORTHWESTERLY ALONG SAID CENTERLINE TO AN INTERSECTION WITH A LINE WHICH BEARS S. 04° 00' W. FROM POINT EMMET, SAID POINT EMMET BEING THE MOST WESTERLY PORTION OF BROWNS ISLAND; THENCE N. 04° 00' E. ALONG SAID LINE TO THE AFOREMENTIONED MEAN HIGH TIDE LINE ON THE NORTHERLY BANK OF NEW YORK SLOUGH; THENCE SOUTHEASTERLY ALONG THE MEAN HIGH TIDE LINE TO THE POINT OF BEGINNING, CONTAINING 36 ACRES MORE OR LESS.