

19. AMENDMENT OF AUTHORITY TO ISSUE INDUSTRIAL RIGHT-OF-WAY LEASE P.R.C. 3811.1, T&S LAND IN CARQUINEZ STRAIT, CONTRA COSTA AND SOLANO COUNTIES, FOR OPERATION OF 5 OIL PIPELINES; SOUTHERN PACIFIC PIPE LINES, INC., AND HUMBLE PIPE LINE COMPANY - W.O. 6664.

After consideration of Calendar Item 2 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AMENDS ITS AUTHORIZATION OF AUGUST 21, 1967 (MINUTE ITEM 4, PAGE 839), TO PROVIDE FOR THE ISSUANCE TO SOUTHERN PACIFIC PIPE LINES, INC., AND HUMBLE PIPE LINE COMPANY OF A 15-YEAR RIGHT-OF-WAY FROM AUGUST 21, 1967, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$1,456.65, WITH THE STATE RESERVING THE RIGHT TO REVIEW AND RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY, AND PROVISION OF A \$25,000 SURETY BOND, FOR INSTALLATION OF FIVE PIPELINES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, WITH LESSEES' HAVING THE RIGHT TO RENEW FOR THREE ADDITIONAL PERIODS OF TEN YEARS EACH UPON SUCH REASONABLE TERMS AND CONDITIONS AS THE STATE MIGHT IMPOSE.

Attachment

Calendar Item 2 (3 pages)

AMENDMENT OF AUTHORITY TO ISSUE AN INDUSTRIAL RIGHT OF WAY,
LEASE P.R.C. 3811.1

APPLICANT: Southern Pacific Pipe Lines, Inc., and Humble Pipe Line Company

LOCATION: A 50- x 5379.03-foot strip of tide and submerged land projecting into Carquinez Strait from Martinez, Contra Costa and Solano counties

LAND USE: The operation of five oil pipelines (6", 10", 12", 14" and 20")

TERMS: Initial period: 15 years, from August 21, 1967
Renewal options: 3 additional periods of 10 years each
Surety bond: \$25,000

CONSIDERATION: \$1,456.65 per annum, with the State reserving the right to review and reset a reasonable rental on each fifth anniversary of the lease

BASIS FOR CONSIDERATION:

Rental for three lines (10", 14", and 20") based upon 6% of land value, as previously authorized; rental for 6" and 12" lines is one cent per diameter inch per lineal foot

PREREQUISITE ITEMS:

San Francisco Bay Conservation and Development Commission and U.S. Army Corps of Engineers permits issued

Applicant is lessee or permittee of upland

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509
- b. Administrative Code: Title 2, Div. 3, Secs. 2000-2011
- c. Commission policy: Minute Item 18 of November 18, 1959

OTHER PERTINENT INFORMATION:

On August 21, 1967 (Minute Item 4, page 839), the Commission authorized issuance of a right of way for three pipelines across Carquinez Strait. Subsequent to this action, the applicants requested an amendment to provide for installing a total of five pipelines in the "as built" location.

EXHIBITS: A. Property description B. Location map

IT IS RECOMMENDED THAT THE COMMISSION AMEND ITS AUTHORIZATION OF AUGUST 21, 1967 (MINUTE ITEM 4, PAGE 839), TO PROVIDE FOR THE ISSUANCE TO SOUTHERN PACIFIC PIPE LINES, INC., AND HUMBLE PIPE LINE COMPANY OF A 15-YEAR RIGHT OF WAY FROM

CALENDAR ITEM 2. (CONTD.)

AUGUST 21, 1967, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$1,456.65, WITH THE STATE RESERVING THE RIGHT TO REVIEW AND RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY, AND PROVISION OF A \$25,000 SURETY BOND, FOR INSTALLATION OF FIVE PIPELINES ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, WITH LESSEES' HAVING THE RIGHT TO RENEW FOR THREE ADDITIONAL PERIODS OF TEN YEARS EACH UPON SUCH REASONABLE TERMS AND CONDITIONS AS THE STATE MIGHT IMPOSE.

Attachment: Exhibit "A"

EXHIBIT "A"

All that certain tide and submerged land in Carquinez Strait lying approximately 250 feet easterly of the Southern Pacific Railroad bridge connecting the City of Martinez, Contra Costa County, and the City of Benicia, Solano County, California; within a strip of land 50 feet wide lying 25 feet on each side of the following described centerline:

BEGINNING at a point having coordinates $X = 1,966,575.23$ and $Y = 134,084.18$; from which point United States Coast & Geodetic Survey triangulation station "Suisun Point 2" bears North $38^{\circ} 54' 02''$ West 74.62 feet; thence from said POINT OF BEGINNING North $29^{\circ} 05' 28''$ West 5379.03 feet more or less to the intersection with the easterly line of that Legislative Grant to the City of Benicia, Solano County, as described in Chapter 2018, Statutes of 1965 and amended by Chapter 329, Statutes of 1967, said intersection point having coordinates $X = 1,963,959.95$, $Y = 138,784.63$ from which point United States Coast and Geodetic Survey triangulation station "Army Point 2" bears North $47^{\circ} 42' 49''$ West 1570.05 feet.

Bearings, distances and coordinates in the above description are based on the "California Coordinate System, Zone II".

EXCEPTING any of the above described land lying above or landward of the ordinary high water mark.