

MINUTE ITEM

This Calendar Item No. 12
was approved as Minute Item
No. 12 by the State Lands
Commission by a vote of 2
to 0 at its 4-27-78
meeting.

CALENDAR ITEM

12.

4/78
Horn/Brady
W 5125.4

ADOPTION AND LISTS OF CRITERIA
FOR THE DETERMINATION OF COMPLETENESS
OF APPLICATIONS FOR DEVELOPMENT
PROJECTS PURSUANT TO AB 884
(CHAPTER 1200 - STATUTES 1977)

Pursuant to Government Code Section 65940 and State Administrative Manual (SAM) Section 1082, a public hearing was held at the Commission's office in Sacramento on April 20, 1978. The purpose of the hearing was to allow interested public agencies and persons an opportunity to comment on the staff's recommended application lists and criteria relative to the Commission's activities.

Numerous comments were received during the review of the proposed lists and criteria with the result being those application lists and criteria appearing on Exhibit "A" on file in the office of the State Lands Commission.

The proposed lists and criteria are a compilation of many existing Commission forms which are used to elicit information from applicants requesting Commission action on leases and permits.

The current AB 884 guidelines do not allow an agency to require completion of environmental documents as part of a complete application. Additionally, AB 884 requires action on applications and environmental documents within a 1 year period, if the Commission is lead agency, or less if the Commission is a responsible agency (after determining an application to be complete). As such, it is necessary that administrative processing time of applications be reduced as much as possible. In order to accomplish a reduction in this processing time, staff is recommending that the Commission delegate authority to the staff to complete directly or by contract, environmental documents required by CEQA and the State EIR Guidelines. Specifically, it is requested that the Executive Officer or his designee be delegated authority to:

- A) Carry out those CEQA functions which may be delegated to staff pursuant to 14 Cal. Adm. Code Section 15055 (a); including the holding of public hearings on environmental documentation.

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- B) Solicit requests for proposals (RFP's) for the preparation of environmental documents by contract.
- C) Accept fees from project proponents to recover the costs incurred in preparing environmental documents directly or by contract.
- D) Evaluate and accept bids for the preparation of environmental documents.
- E) Execute contracts for the preparation and review of environmental documents.
- F) Carry out any other CEQA requirements in order to present to the Commission legally adequate project environmental documents.

Additionally, once an application has been deemed complete, the Commission must act on the application within specific time periods. If the Commission is a lead agency, it has 1 year in which to act. If the Commission is a responsible agency, it has 6 months from the latter of the date the lead agency approves the project or the date in which the application is deemed complete. If, however, the Commission fails to act within the time allowed, either approving or denying the project, the project is deemed approved.

Again, in light of the Commission's monthly meetings, it is recommended that the Commission delegate to the Executive Officer or his designee, the authority to deny, without prejudice to the applicant's right to reapply for the same project, applications for development projects in accordance with the standards for denial set forth in the AB 884 guidelines, SAM Section 1049.

Staff is recommending that the Commission adopt the attached lists and criteria which will become the Commission's General Application Requirements.

EXHIBIT: A. Proposed Application Lists and Criteria.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT THE NOTICED PUBLIC HEARING REQUIREMENTS REQUIRED UNDER SAM SECTION 1082 HAVE BEEN MET.
2. ADOPT THE APPLICATION LISTS AND CRITERIA SHOWN ON EXHIBIT "A" ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION.
3. DELEGATE TO THE EXECUTIVE OFFICER OR HIS DESIGNEE THE FOLLOWING CEQA FUNCTIONS:

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- A) THOSE CEQA FUNCTIONS LISTED IN 14 CAL. ADM. CODE, SECTION 15055 (A); INCLUDING THE HOLDING OF PUBLIC HEARINGS ON ENVIRONMENTAL DOCUMENTS;
 - B) THE AUTHORITY TO SOLICIT REQUESTS FOR PROPOSALS (RFP'S) FOR THE PREPARATION OF ENVIRONMENTAL DOCUMENTS BY CONTRACT;
 - C) THE AUTHORITY TO ACCEPT FEES FROM PROJECT PROPONENTS TO RECOVER THE COSTS INCURRED IN PREPARING ENVIRONMENTAL DOCUMENTS WHETHER PREPARED DIRECTLY OR BY CONTRACT;
 - D) THE AUTHORITY TO ACCEPT BIDS FOR THE PREPARATION OF ENVIRONMENTAL DOCUMENTS;
 - E) THE AUTHORITY TO EXECUTE CONTRACTS FOR THE PREPARATION AND REVIEW OF ENVIRONMENTAL DOCUMENTS;
 - F) THE AUTHORITY TO CARRY OUT ANY OTHER CEQA REQUIREMENTS THAT MAY BE REQUIRED BY LAW.
4. DELEGATE AUTHORITY TO THE EXECUTIVE OFFICER OR HIS DESIGNEE TO DENY, WITHOUT PREJUDICE TO APPLICANT'S RIGHT TO REAPPLY FOR THE SAME PROJECTS, APPLICATIONS FOR DEVELOPMENT PROJECTS IN ACCORDANCE WITH THE STANDARDS FOR DENIAL SET FORTH IN THE AB 884 GUIDELINES, SAM SECTION 1099.

EXHIBIT "A"

APPLICATION REQUIREMENTS
CHECKLIST

State of California
State Lands Commission

1807 - 13th Street
Sacramento, California 95814
Telephone: (916) 443-7738
Principal Office

100 Oceangate, Suite 300
Long Beach, California 908
Telephone: (310) 590-5201
Extractive Development

The following is the list of requirements for application for State Lands Commission action. The forms and data below are necessary for the projects indicated.

The staff of the Commission has attempted to enclose all of the information requirements necessary for your project application as it has been described to the staff. However, the applicant is advised that any of the information listed below may be required during the processing of the application.

- General Data, Form 54.2
- Leases and Permits for Tideland and/or Submerged Lands Form 54.4
- Leases and Permits for Non-tide and/or submerged lands, Form 54.5
- Environmental Data Form 54.3 EIF Form 59.2 EIF Form 69.3
- Proposed Pipelines--Offshore State Lands, Form 52.1(a)
- Proposed Pipelines- Inland Waterways, Form 52.1(b)
- Existing Pipelines--Offshore State Lands, Form 52.1(c)
- Existing Pipelines--Inland Waterways, Form 52.1(d)
- Purchase of State school lands, Forms 60.6 and 63.1
- Recreational Piers (PRC §6503) Form 51.4(a) Form 51.4(b)
- Highway uses, plats required per Commission form 52.6. Evidence that the reasonable value of the State lands and/or materials used is deposited in the General Fund and credited to the Resources Protection Account will be required.
- Railroad Right of Way, plats required per Commission Form 52.7
- Boundary Determination and/or Exchange Agreement, Commission Form 52.8
- Salvage Permit, Commission form 69.5 and the requirements in 2 California Administrative Code, Article 2.5

- Sublease on Granted Lands, including the information outlined in 2 California Administrative Code, Article 9.
- Fair market rental -- if this application will require the staff of the Commission to determine the fair market rental value of the lands to be leased, the applicant shall be required to submit data sufficient for Commission staff to make such evaluation. The information required may included but is not necessarily limited to, financial statements, option agreements, comparable sales/lease data, and/or other information necessary in order to make the fair rental determination.
- Oil and Gas Compensatory Agreement, Form 33.32
- Oil and Gas (Negotiated), Form 33.33
- Geothermal Prospecting Permit, Form 33.42
- Geothermal Lease (Preferential), Form 33.39
- Mineral Prospecting Permit, Form 33.44
- Mineral Lease (Preferential), Form 33.34
- Oil and Gas, Geothermal, and Other Mineral Lease (Competitive), Form 33.40
- Dredging Permits (Public Resources Code §6303), Form 33.41
- Modification of Right of Surface Entry (PRC 6401), Form 33.43
- Resumption of Drilling Operations, Form 33.36
- Ocean Floor Well Proposals, Form 33.37
- Well Proposals (New, redrill, repair, recompletion, abandonment, etc), Form 33.35
- Alteration of Facilities, Form 33.38
- Signature and Certification Page, Form 54.2

Failure of an applicant to provide the information outlined in this form within the time limits prescribed by staff of the State Lands Commission may result in significant delays in determining that an application is complete; or, cancellation of the application.

In those instances where Commission costs and expenses are chargeable to the applicant, the applicant shall deposit with the Commission, the applicable expense deposit. If the deposits

are not received within twenty-one (21) days of request, the application may be cancelled. Processing costs and environmental fees are calculated based on actual or estimated costs plus proportional overhead. If the estimated cost or fee is less than the actual cost, the applicant will be required to submit these additional costs within the allowable time period.

The preceding information is necessary in order to process your application for lease of State owned land. You have the right to review files maintained about you by the State Lands Commission, except as provided for by law. The Commission Records Coordinator, State Lands Commission, 1807 13th Street, Sacramento, CA 95814, telephone (916) 445-9742, is responsible for maintenance of the information which is collected by the Commission.

The conduct of the State Lands Commission is governed by Public Resources Code Sections 6000, et seq. and 2 California Administrative Code Sections 1900, et seq. These provisions, by reference, are included herein.

If you have any questions, please contact _____
_____, at _____
_____.

STATE OF CALIFORNIA
STATE LANDS COMMISSION

BY _____

GENERAL DATA

This information is required of all applicants.

A. APPLICATION BY:

/ / Individual / / Partnership / / Corporation / / Public Agency

Applicant's Name: _____

Telephone: () _____ () _____
Residence Business

Applicant's Address: _____

(City and State)

Applicant's Agent (if any): _____

Telephone: () _____

Agent's Address: _____

B. If the applicant is a corporation, partnership or other association:

1. If the applicant is a corporation, attach a Certificate of Incorporation issued by the State of California or a Certificate of Incorporation issued by the State of Incorporation, together with the certificate issued by the State of California authorizing the applicant to transact business in California; and a certified statement of the names of the corporate president, secretary, and/or officer authorized to execute contracts
2. If the applicant is a partnership, attach a certified copy of the partnership statement. If no partnership statement has been filed in the county in which the partnership does business, so state in your application and further give all particulars of the partnership.
3. If applicant is another form of association, state its nature, membership and other particulars regarding its legal existence.

C. PUBLIC AGENCIES:

Generally, all permits and leases issued by the State Lands Commission require monetary consideration. However, a public

agency applicant may qualify for a rent-free lease/permit. In order to so qualify, the applicant must submit in writing a statement of justification for the rent-free status, which status shall be based on a statewide, as compared with a primarily local, public benefit. Such statement shall detail the statewide public benefit derived from the project. The State Lands Commission shall determine whether a statewide public benefit is derived from the project.

D. INDIVIDUAL:

If applicant seeks a lease or permit for an extractive development, individual applicants and members of associations, shall secure a copy of their birth certificate, certificates of naturalization or other evidence of citizenship.

E. LOCATION OF STATE LAND:

County: _____ Nearest City: _____

Miles: _____ Township, Range, Section, Reference Meridian:

OR Waterway: _____

F. USE OF STATE LAND:

COMMERCIAL; INDUSTRIAL; RECREATIONAL; RIGHT OF WAY; GRAZING; MINERAL PROSPECTING PERMIT; MINERAL LEASE (PREFERENTIAL); MINERAL LEASE (COMPETITIVE); GEOTHERMAL PROSPECTING PERMIT; GEOTHERMAL LEASE (PREFERENTIAL); GEOTHERMAL LEASE (COMPETITIVE); OIL AND GAS LEASE (COMPETITIVE); OIL AND GAS LEASE (NEGOTIATED); OIL AND GAS COMPENSATORY AGREEMENT; DRIFTLING; OTHER

EXISTING STRUCTURE/CONTINUED USE

NEW CONSTRUCTION/ADDITIONAL USE

G. IDENTIFY, (IF KNOWN), OTHER PUBLIC AGENCIES HAVING APPROVAL AUTHORITY OVER YOUR PROPOSED PROJECT. (e.g., Corps of Engineers, Local Planning Agency, etc.).

ANY OF THE ABOVE APPROVALS OBTAINED MUST BE SUBMITTED WITH THE APPLICATION.

H. PROJECT DESCRIPTION:

The applicant shall provide a narrative description of the project with references to maps, plot plans, financial analysis, and other graphics as may be appropriate. The project should be defined in sufficient detail so that Commission staff can analyze and evaluate the project. Sufficient data should be supplied which will:

1. Show how the proposed project will be carried out, including initial construction equipment, techniques, time schedules and operational requirements,
2. Show the project's future phases or extensions, if any.
3. Detail other proposed projects that will be dependent upon this project or will be directly influenced by this project.
4. Describe existing development in the vicinity which will directly (or indirectly) influence or be influenced by this project
5. Enable the Commission to determine if the project:
 - (a) is in the best interest of the State;
 - (b) conflicts with the various trusts under which State lands are held;
 - (c) is a viable use of State lands.

I. FEEs:

1. A non-refundable filing fee of \$25.00 is required of all applicants.
2. An environmental processing fee may be required.
3. Applicants for the following leases or permits which do not provide for monetary consideration, or for any of the following actions which do not result in any increase in monetary consideration, shall submit, in addition to any filing fee required by law, the fees specified below:

<u>TRANSACTION</u>	<u>MINIMUM NON-REFUNDABLE EXPENSE DEPOSIT</u>
(a) Right of way	\$350
(b) Public agency lease or permit	\$450
(c) Assignment/sublease of a lease	\$300

(d) Amendment of a lease to accommodate lessee and which does not increase the rental \$500

(e) Most other types of transactions not listed herein \$300

4. Extractive Development Fees:

(a) For mineral prospecting permits and lease; geothermal prospecting permits and leases; oil and gas leases; compensatory agreements \$100

(b) Dredging permits unless for the public benefit \$300

5. The above listed fees are necessary to reimburse the Commission for the cost to process typical, uncomplicated transactions. If the amount proves to be insufficient due to unusual complexities or for other reasons, additional funds will be requested.

SIGNATURE PAGE

Signature and Certification

All statements contained above on the attached application form and related exhibits are true and correct to the best of my knowledge and belief and are submitted under penalty of perjury.

Applicant: _____

Applicant: _____

BY: _____
(If Agent)

TITLE: _____

DATE: _____

LEASES AND PERMITS FOR TIDELANDS AND/OR SUBMERGED LANDS

1. GENERAL

Upland Owner's Name: _____

Telephone: () _____

Upland Owner's Address: _____

_____ (City and State)

Upland Address and Location: _____

Subdivision, Block, and Lot Number: _____

Zoning: _____ Assessor's Parcel No.: _____

Existing and Proposed Zoning Permit (e.g., Local Coastal Plan Designation, Variance, Conditional Use Permit) _____

Number and Type of Buildings or Improvements on Upland: _____

Describe and/or provide photographs of existing structures on waterway. _____

Does or will the upland and/or State land produce income?

_____. If yes, annual amount received or projected.

If projected, show basis of projection: _____

2. TITLE AND BOUNDARY INFORMATION

- a. Copy of current adjacent upland vesting documents and title report. Adjacent upland refers to that parcel of property over which access will be obtained to the wetland use. If the applicant is not the owner of the adjacent property, the applicant shall attach a copy of the lease, permit, or other evidence of the applicant's right to use the upland, in addition to the upland vesting document.
- b. Detailed plan or plot of proposed lease areas and existing and proposed structures showing:
 - (1) Their locations with respect to property lines, high and low water with reference to the datum of water line elevation and their dimensions.
- c. Vicinity map (8-1/2" x 11" with scale) showing the general area and the proposed leased lands.
- d. Corps of Engineers Public Notice or Permit Number.
- e. If applicable, number assigned to project from the Bay Conservation and Development Commission and the California Coastal Commission.
- f. A legal description of the area to be leased, tied to a monument or monuments of record. The area to be leased includes the area occupied by the structures, or otherwise under the exclusive control of the lessee/permittee.

3. INDIVIDUALS

Applicants that qualify for nominal rental in accordance with 2 California Administrative Code Section 2996(b)(6) who are 65 years or older shall supply proof or certificate of age on application.

4. CRITERIA FOR COMPLETENESS

- a. The Commission shall deem this section of an application to be complete if:
 - (1) The data submitted is sufficient to allow the staff of the State Lands Commission to locate and describe the nature and extent of State-owned lands to be utilized in the project; and
 - (2) The staff of the Commission and the applicant agree as to the size of the leased area and its description.

LEASE AND PERMITS FOR
OTHER THAN TIDELAND AND/OR SUBMERGED LANDS

1. TITLE AND BOUNDARY INFORMATION

- a. A legal description of the parcel to be leased, tied to a monument or monuments of record (including acreage).
- b. A detailed plan or plat of proposed lease and existing and proposed structures showing their locations with respect to property lines and dimensions.
- c. Vicinity map (8-1/2" x 11" with scale) showing the general area and the proposed leased lands.
- d. County Assessor's Parcel Number of lands to be leased (if any).

2. CRITERIA FOR COMPLETENESS

- a. The Commission shall deem this section of an application to be complete if:
 - (1) The data submitted is sufficient to allow the staff of the State Lands Commission to locate and describe the nature and extent of State-owned lands to be utilized in the project; and
 - (2) The staff of the Commission and the applicant agree as to the size of the leased area and its description.

ENVIRONMENTAL DATA

All leases, licenses, permits, land sales or other entitlements for use of State lands under the jurisdiction of the State Lands Commission shall be authorized only after compliance with California Environmental Quality Act (CEQA) has been achieved. Depending upon the nature and size of your project, and its status in the permitting process, the environmental data requirements may vary. Answers to the following questions will dictate the level and quantity of data required.

1. Is there any existing environmental document regarding the proposed project? If so, please attach a copy and your environmental data requirements may be satisfied.
2. If you answer to No. 1 above is negative, has a "lead agency" been designated for the project? If so, please identify, and your environmental data requirements may be satisfied.
3. If you answers to the above questions are negative, and your project is designated below by the Commission as typically requiring an environmental impact report, provide the information on State Lands Commission Form E.I.F. 59.2 attached. The following projects are those which typically require an environmental impact report: Oil and gas lease, geothermal prospecting permit or lease; mineral prospecting permit or lease; resumption of drilling; major industrial, commercial, or right of way construction, public works projects; salvage lease or permit; or a project which may have a significant impact on Class A significant lands identified in the Inventory of Unconveyed State School Lands and Tide and Submerged Lands Possessing Significant Environmental Values, dated December 1, 1975.
4. If your project does not fit within the confines of Nos. 1, 2, or 3, provide the information listed in State Lands Commission Form EIF 69.3

5. If it is determined that an environmental document (environmental impact report or negative declaration) need be prepared for the project, the applicant agrees, as a part of the application, to enter into a contract with the State Lands Commission for payment of all costs encountered in the preparation of the appropriate document.
6. Applicant is further advised that the determination of what type of environmental document is necessary is the responsibility of the State Lands Commission.

ENVIRONMENTAL INFORMATION FORM (E.I.F.)

This form describes the data that must be furnished the State Lands Commission as part of an application for Commission action.

(1) Project and Its Location. Give the name of the project and its location. Generally, two maps or drawings should be submitted. One should show the general vicinity of the proposed project; i.e., nearby landmarks, roads and other features that would make clear its relation to the general vicinity. The other, preferably topographic, should show the project in detail; i.e., the location of buildings, fills, dredge areas, dikes, public access areas, etc.

(2) Statement of the Objectives Sought by the Proposed Project. Briefly describe what the project is intended to achieve (e.g., new piers for shipping, new park for recreation, shoreline development for public health and safety, oil and gas development).

(3) General Description of the Project. Describe the project's technical, economic and environmental characteristics, considering the principal engineering proposals and supporting public service facilities. Include in this description the principal features of the project (e.g., well locations, exact size of proposed fills, exact scope of proposed dredging, extent of proposed shoreline public access, etc.). The purpose is to provide a clear, concise overall description of the project.

(4)(a) Description of the Environmental Setting. Describe the environment in the vicinity of the project, as it exists before commencement of the project, from both a local and regional perspective. Knowledge of the regional setting is critical to the assessment of environmental impacts. Special emphasis should be placed on environmental resources that are rare or unique to that region. Specific reference to related projects, both public and private, both existent and planned, in the region should also be included, for purposes of examining the possible cumulative impact of such projects. List the flora and fauna found in the project area (common and scientific names).

(b) Water Quality Aspects. Describe in the environmental setting section, and other sections where applicable, water quality aspects of the proposed project which have been previously certified by the appropriate state or interstate organization as being in substantial compliance with applicable water quality standards.

(5) Assessment of Impact. All phases of a project must be considered when evaluating its impact on the environment: Planning, acquisition, development and operation. The following subjects shall be discussed, preferably in separate sections or paragraphs. If they are not discussed separately, the E.I.F. should include a table showing where each of the subjects is discussed.

(6) Significant Environmental Effects Project. Describe the direct and indirect impacts of the project on the environment, giving due consideration to both the short-term and long-term effects. It should include specifics of the area, the resources involved, physical changes, alterations to ecological systems and changes induced in population distribution, population concentration, the human use of the land (including commercial and residential development) and other aspects of the resource base such as water, scenic quality and public services. Cumulative effects shall also be discussed when found to be significant.

(7) Any Significant Environmental Effects Which Cannot Be Avoided If The Proposal is Implemented. Describe any significant impacts, including those which can be reduced to an insignificant level but not eliminated. Where there are impacts that cannot be alleviated, without imposing an alternative design, their implications and the reasons why the project is being proposed, notwithstanding their effect, should be described. Describe impacts on any aesthetically valuable surroundings, or on human health.

(8) Mitigation Measures Proposed to Minimize the Significant Environmental Effects. Describe significant avoidable adverse impacts, including inefficient and unnecessary consumption of energy, and the measures proposed to minimize these impacts. This discussion shall include an identification of the acceptable levels to which such impacts will be reduced, and the basis upon which such levels were identified. Where alternative measures are available to mitigate an impact, each should be discussed and the basis for selecting one alternative should be identified. Energy conservation measures, as well as other appropriate mitigation measures, shall be discussed. Examples of energy conservation measures are provided in the Appendix.

(9) Alternatives to the Proposed Action. Describe all reasonable alternatives to the project, or to the location of the project, which could feasibly attain the basic objectives of the project, and why they were rejected in favor of the ultimate choice. The specific alternative of "no project" must also always be evaluated, along with the impact. Describe alternatives capable of substantially reducing or eliminating any environmentally adverse impacts, even if these alternatives substantially impede the attainment of the project objectives, and are more costly.

(10) The Relationship Between Local Short-Term Uses of Man's Environment and the Maintenance and Enhancement of Long-Term Productivity. Describe the cumulative and long-term effects of the proposed project which adversely affect the state of the

environment. Special attention should be given to impacts which narrow the range of beneficial uses of the environment or pose long-term risks to health or safety. In addition, the reasons why the proposed project is believed by the sponsor to be justified now, rather than reserving an option for further alternatives, should be explained (only required if action is adoption of plan, policy or ordinance of the State Lands Commission, or if project will be subject in NEPA).

(11) Any Significant Irreversible Environmental Changes Which Would Be Involved in the Proposed Action Should it be Implemented.

Uses of nonrenewable resources during the initial and continued phases of the project may be irreversible since a large commitment of such resources makes removal or nonuse thereafter unlikely. Primary impacts and, particularly, secondary impacts (such as a highway improvement which provides access to a nonaccessible area) generally commit future generations to similar uses. Also, irreversible damage can result from environmental accidents associated with the project. Irretrievable commitments of resources should be evaluated to assure that such current consumption is justified (only required if action is adoption of plan, policy or ordinance of the State Lands Commission, or if project will be subject in NEPA).

(12) The Growth-Inducing Impact of the Proposed Action. Discuss the ways in which the proposed project could foster economic or population growth, either directly or indirectly, in the surrounding environment. Included in this are projects which would remove obstacles to population growth (a major expansion of a wastewater treatment plant might, for example, allow for more construction in service areas). Increases in the population may further tax existing community service facilities so consideration must be given to this impact. Also discuss the characteristic of some projects which may encourage and facilitate other activities that could significantly affect the environment, either individually or cumulatively. It must not be assumed that growth in any area is necessarily beneficial, detrimental, or of little significance to the environment.

(13) Energy Conservation. Energy conservation measures including both the available alternatives and those incorporated into the design and operation of the proposed project should be addressed in the E.I.F..

(14) Organizations and Persons Consulted. The identity of all federal, state or local agencies, other organizations and private individuals consulted in preparing the E.I.F. should be specified.

(15) The data and degree of specificity required in your Environmental Information Form must correspond with the data and degree of specificity involved in the underlying activity. Typically, the larger the project, the greater the degree of specificity and data; conversely, the smaller the project, the less specificity and data required.

Date Filed _____

W.O. _____

Environmental Information Form
(To be completed by applicant)

GENERAL INFORMATION

1. Name and address of developer or project sponsor: _____

2. Address of project: _____
Assessor's Block and lot number: _____
3. Name, address, and telephone number of person to be contacted concerning this project: _____

4. Indicate number of the permit application for the project to which this form pertains: _____
5. List and describe any other related permits and other public approvals required for this project, including those required by City, regional, state and federal agencies: _____

6. Existing zoning district: _____
Present use of site: _____
7. Proposed use of site (Project for which this form is filed): _____

Form 69.3 (Rev. 1/66)
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PROJECT DESCRIPTION (cont'd)

YES NO

- ___ ___ 22. Change in scenic views or vistas from existing residential areas or public lands or roads.
- ___ ___ 23. Change in pattern, scale or character of general area of project.
- ___ ___ 24. Significant effect on plant or animal life.
- ___ ___ 25. Significant amounts of solid waste or litter.
- ___ ___ 26. Change in dust, ash, smoke, fumes or odors in vicinity.
- ___ ___ 27. Change in ocean, bay, lake, stream or ground water quality or quantity, or alteration of existing drainage patterns.
- ___ ___ 28. Change in existing noise or vibration levels in the vicinity.
- ___ ___ 29. Site on filled land or on slope of 10 percent or more.
- ___ ___ 30. Use of disposal of potentially hazardous materials, such as toxic substances, flammables or explosives.
- ___ ___ 31. Change in demand for municipal services (police, fire, water, sewage, etc.)
- ___ ___ 32. Increased fossil fuel consumption (electricity, oil, natural gas, etc.)
- ___ ___ 33. Relationship to a larger project or series of projects.

ENVIRONMENTAL SETTING

- 34. Describe the project site as it exists before the project, including information on topography, soil stability, plants and animals, and any cultural, historical or scenic aspects. Describe any existing structures on the site, and the use of the structures. Attach photographs of the site. Snapshots or polaroid photos will be accepted.
- 35. Describe the surrounding properties, including information on plants and animals and any cultural, historical or scenic aspects. Indicate the type of land use (residential, commercial, etc.), intensity of land use (one-family, apartment houses, shops, department stores, etc.), and scale of development (height, frontage, set-back, rear yard, etc.). Attach photographs of the vicinity. Snapshots or polaroid photos will be accepted.

CERTIFICATION: I hereby certify that the statements furnished above and in the attached exhibits present the data and information required for this initial evaluation to the best of my ability, and that the facts, statements, and information presented are true and correct to the best of my knowledge and belief.

Date _____

(Signature)

For _____

PROJECT DESCRIPTION:

8. Site size.
9. Square footage.
10. Number of floors of construction.
11. Amount of off-street parking provided.
12. Attach plans.
13. Proposed scheduling.
14. Associated projects.
15. Anticipated incremental development.
16. If residential, include the number of units, schedule of unit sizes, range of sale prices or rents, and type of household and household size expected.
17. If commercial, indicate the type, whether neighborhood or city oriented, square footage of sales area, and loading facilities.
18. If industrial, indicate type, estimated employment per shift, and loading facilities.
19. If institutional, indicate the major function, estimated employment per shift, estimated occupancy, loading facilities, and community benefits to be derived from the project.
20. If the project involves a variance, conditional use or rezoning application, state this and indicate clearly why the application is required.

Are the following items applicable to the project or its effects? Discuss below all items checked yes (attach additional sheets as necessary).

YES NO

- — 21. Change in existing features of any bays, tidelands, beaches, lakes or hills, or substantial alteration of ground contours.

SPECIAL REQUIREMENTS

For a Pipeline or Conduit Right-of-Way Across Offshore State Lands (Addition to the general requirements listed on Form 52.1)

Applications shall include, but need not be limited to the following data:

1. Products to be transported through the pipeline or conduit.
2. Engineering drawings, showing:
 - a. Location plan and profile of the pipeline and underwater bed.
 - b. Valve locations and piping details.
 - c. Special construction features, such as pipe supports or anchors, expansion loops, intake or outlet structures, diffuser ports, etc.
3. Engineering specifications, stating:
 - a. Pipe size, wall thickness, weight (lbs per foot), applicable standard specification number and grade, and details of the pipe joints.
 - b. Protective coating.
 - c. Corrosion protection (cathodic or other).
 - d. Safety controls and devices used to prevent over pressure.
 - e. Test pressures and expected maximum operating pressures.
 - f. Inspection and test procedures during construction and frequency of inspections.
 - g. Inspection and testing of safety devices and the cathodic protection system, and frequency of tests.
4. Contractor's construction specifications.
5. Pipeline stability.
 - a. Depth of the buried line and description of the dredging and backfilling operation.
 - b. Bearing strength of the pipe bed, and load imposed by the product-filled pipe.
 - c. An analysis of the forces acting on an unburied pipe or portions thereof due to wave or current action and buoyancy, and provisions made for counteracting these forces.

6. Offshore pier and submarine terminals.

- a. A detailed description of the loading operation and safeguards employed to prevent cargo spillage into the water (apparatus and methodology).
- b. Operating standards and emergency procedures to follow in the event of a submarine pipe leak.
- c. Method, equipment and emergency plan to contain and clean up an oil spill.

7. A statement of the findings of an investigation made for the existence of any geological hazard (as an active earthquake fault zone or earth movement) that could cause failure or damage to the pipe line and design provisions for such hazard.

8. Certification by a registered professional engineer that the proposed design is in accordance with good engineering practices, and certification by the applicant or lessee that subject pipe line will be constructed in accordance with the certified design.

SPECIAL REQUIREMENTS

For a Pipeline or Conduit Right-of-Way Across Inland Waters on State Lands (Addition to the general requirements listed on Form 52.1)

Applications shall include, but need not be limited to the following data:

1. Products to be transported through the pipeline or conduit.
2. Engineering drawings, showing:
 - a. Location plan and profile of the pipeline and underwater bed.
 - b. Valve locations and piping details,
 - c. Special construction features, such as pipe supports or anchors, expansion loops, intake or outlet structures, diffuser ports, etc.
3. Engineering specifications, stating:
 - a. Pipe size, wall thickness, weight (lb per foot), applicable standard specification number and grade, and details of the pipe joints.
 - b. Protective coating.
 - c. Corrosion protection (cathodic, or other).
 - d. Safety controls and devices used to prevent overpressure.
 - e. Test pressures and expected maximum operating pressures.
 - f. Inspection and test procedures during construction, and frequency of inspections.
 - g. Inspection and testing of safety devices and the cathodic protection system, and frequency of tests.
4. Contractor's construction specifications.
5. Pipeline stability.
 - a. Depth of the buried line and description of the dredging and backfilling operation.
 - b. Bearing strength of the pipe bed, and load imposed by the product-filled pipe.

- c. An analysis of the forces acting on an unburied pipe or porticus thereof due to water movement or buoyancy, and provisions made for counteracting these forces.
6. A statement of the findings of an investigation made for the existence of any geological hazard (as an active earthquake fault zone or earth movement) that could cause failure or damage to the pipe line, and design provisions for such hazards.
7. Certification by registered professional engineer that the proposed design is in accordance with good engineering practices, and certification by the applicant or lessee that subject pipeline will be constructed in accordance with the certified design.

SPECIAL REQUIREMENTS

For Existing Pipe Line or Conduit Right-of Way Across Offshore State Lands (Addition to the general requirements listed on Form 52.1)

Applications shall include but need not be limited to the following data:

- A. For loading and unloading petroleum products from tankships at piers and submarine terminals:
 1. A detailed description of the piping facilities between ship and shore, including the following:
 - a. Schematic flow diagram and piping drawings showing valve arrangements, safety devices and products transferred.
 - b. Design and working pressure of the various pipelines, and material specifications of the pipe and fittings.
 - c. Internal or external corrosion protection: Tests and inspection.
 - d. Periodic testing and inspection of piping.
 2. Safety controls and devices; as flow monitors, high or low pressure alarms, emergency shut down controls, and any similar instrumentation. Periodic testing and inspection of safety devices.
 3. Safety precautions taken to eliminate spills when connecting, and disconnecting transfer lines, and personnel on watch and their duties during the transfer operation.
 4. Oil spill contingency plan listing manpower and equipment availability, and any affiliations with industry cooperatives or commercial oil spill clean-up contractors.
 5. Fire protection: Manning and equipment.
- B. For pipelines other than petroleum service:
 1. Product being transported through the pipeline or contained in a conduit.
 2. Engineering drawings, showing:
 - a. Location plan, and profile of the pipeline and underwater bed.
 - b. Valve locations and piping details.
 - c. Special construction features, such as pipe supports or anchors, expansion loops, intake or outlet structures, diffuser ports, etc.

3. Engineering specifications, stating:

a. Pipe size, wall thickness, weight (lb per ft), applicable standard specification number and grade, and type of pipe joint.

b. Protective coating.

c. Corrosion protection (cathodic, or other).

d. Test pressures and expected maximum operating pressure.

4. Contractor's construction specifications.

5. Maintenance.

a. Frequency of inspections of the pipe line for leaks, movement, and condition.

b. Frequency of inspection of the cathodic protection system.

SPECIAL REQUIREMENTS

For an Existing Pipeline or Conduit Right-of-Way
Across Inland Waters on State Lands
(Addition to the general requirements listed on Form 52.1)

Applications shall include but need not be limited to the following data:

1. Product being transported through the pipeline or contained in a conduit.
2. Engineering drawings, showing:
 - a. Location plan, and profile of the pipeline and underwater bed.
 - b. Valve locations and piping details.
 - c. Special construction features, such as pipe supports or anchors, expansion loops, intake or outlet structures, diffuser ports, etc.,
3. Engineering specifications, stating:
 - a. Pipe size, wall thickness, weight (lb per ft), applicable standard specification number and grade, and type of pipe joint.
 - b. Protective coating.
 - c. Corrosion protection (cathodic, or other).
 - d. Safety controls and devices used to prevent overpressure.
 - e. Test pressures and expected maximum operating pressure.
4. Contractor's construction specifications.
5. Maintenance.
 - a. Frequency of inspections of the pipe line for leaks, movement, and condition.
 - b. Frequency and inspection of safety devices, and the cathodic protection system.

Application (Bid) to Purchase State Land

(SECTIONS 7301 ET SEQ., OR 7501 ET SEQ., PUBLIC RESOURCES CODE)

To STATE LANDS COMMISSION, State Lands Division
Sacramento, California 95814

_____ of _____ County,
(Applicant's Name)

State of _____, hereafter known as "Applicant(s)," do(es) hereby make application to purchase the following designated State land and OFFERS to pay the amounts indicated: * (NOTE: Minimum offer acceptable is \$5.00 per acre)

<u>DESCRIPTION</u>	<u>Acres</u>	<u>OFFER * Per Acre</u>	<u>Total Offer</u>
A: _____	_____	_____	_____
B: _____	_____	_____	_____
C: _____	_____	_____	_____
D: _____	_____	_____	_____
E: _____	_____	_____	_____
F: _____	_____	_____	_____

(Continue alphabetically supplemental list if more lands are to be included in this application.)

situate in _____ County, California, in accordance with the provisions of Section 7301 et seq., or 7501 et seq., of the Public Resources Code, and in support of this application REPRESENTS that applicant is:

1. A citizen of the United States of lawful age, or who has filed intention to become a citizen of the United States: YES _____ NO _____
2. A corporation, 90 percent or more of the shares of which are owned by citizens of the United States of lawful age or persons who have filed intention to become citizens of the United States; or a corporation, 90 percent of the shares of which are owned either by a corporation eligible to purchase lands as herein set forth, or by any combination of such eligible persons, or corporations, or both: YES _____ NO _____ (NOTE: All applications or bids by corporations, partnerships, etc., MUST be accompanied by evidence showing the parties who executed the application or bid form are duly authorized to act on behalf of the corporation, partnership, etc. (Sec. 1902(b), Title 2, Division 3, California Administrative Code).)

Applicant further REPRESENTS that one or more of the parcels applied for:

3. Are presently occupied: YES _____ NO _____
4. Are suitable for cultivation without artificial irrigation: YES _____ NO _____
5. Contain a water well, water hole, running spring, creek, stream, pond or lake: YES _____ NO _____
6. Are known to contain commercially valuable deposits of minerals: YES _____ NO _____
7. Are timbered lands: YES _____ NO _____

Applicant SUBMITS herewith cash (check or money order) in favor of the State Lands Commission in the following amounts:

A. Pursuant to an offer prior to publication of advertised call for sealed bids,

- (1) \$25 as a non-refundable filing fee
- (2) \$ _____ on account of expense deposit (NOTE: \$350.00 minimum required)

B. In response to advertised call for sealed bids,

- (1) \$25 as a non-refundable filing fee
- (2) For A above \$ _____ on account of offer, \$ _____ expense deposit
 For B above \$ _____ on account of offer, \$ _____ expense deposit
 For C above \$ _____ on account of offer, \$ _____ expense deposit
 For D above \$ _____ on account of offer, \$ _____ expense deposit
 For E above \$ _____ on account of offer, \$ _____ expense deposit
 For F above \$ _____ on account of offer, \$ _____ expense deposit

(Continue alphabetically supplemental list if more lands are to be included in this application.)

Applicant AGREES that this application and funds submitted hereunder shall be subject to the following:

1. Expenses accrued to date of completion of sale or to date of cancellation or withdrawal which include, but are not limited to appraisal, advertising, patent and filing fees, shall be borne by applicants or bidders in accordance with the following:

- a. In the event of completion of a sale: by the purchaser of the land, except those attributed to appraisals. (Section 2302(d)(1), Title 2, Division 3, California Administrative Code)
- b. In the event no sale is consummated:
 - (1) by all applicants, pro-rata, whose applications are on file on the date of the issuance of the notice to amend offers required under Section 2302(a), of Title 2, Division 3, California Administrative Code, if all such applicants withdraw or fail to amend during such 20-day period.
 - (2) by the sole applicant or bidder, if there be no other application or bid on file at the time cancellation or withdrawal occurs.
 - (3) by the highest qualified bidder, if such bidder withdraws his bid, or offer, between the time of opening of all bids and formal bid acceptance by the Commission.
 - (4) by the person to whom the award is made by the Commission in the event such person fails to pay the balance of his offer or bid within the period provided in Section 2302(e), of Title 2, Division 3, California Administrative Code.

2. In the event that the Commission's costs incident to handling this transaction exceed the expense deposit herein set forth, applicant agrees to deposit such additional amount as may be required to defray such excess costs (Section 1903.2, Title 2, Division 3, California Administrative Code).

3. The State makes no guarantee of ingress or egress through lands adjoining those applied for (Section 2300(g), Title 2, Division 3, California Administrative Code).

4. This application is filed subject to all statutory and constitutional requirements inclusive of, but not limited to, the following:

- (a) reserving to the State of California, all mineral deposits contained in the lands (Section 6101 et seq., Public Resources Code).
- (b) requiring patents to be issued subject to existing rights of way or easements granted by the State (Section 6210.4(a), Public Resources Code).
- (c) reserving to the people of the State of California, the right to fish thereupon (Section 25, Article I, Constitution of the State of California).
- (d) reserving to the State of California access easements as provided by Sections 6210.4 and 6210.5, Public Resources Code.

Subscribed and sworn to before me this _____, _____ (Applicant's Signature)

day of _____, 19 _____

Notary Public or other officer authorized to take acknowledgments under Sec. 1181, Civil Code of California

(Mailing Address)

(Telephone Number)

NOTICE

This application unaccompanied by the total amount set forth herein will not be accepted. Lands suitable for cultivation without artificial irrigation can be sold to actual settlers only, in quantities not exceeding 320 acres (Sections 7351 et seq., Public Resources Code). Applications to purchase such lands require completion of "Appendix A" to this application form. The Appendix is obtainable from offices of the Commission.

Application No. _____ District _____

SPECIAL APPLICATION REQUIREMENTS FOR PURCHASE OF SCHOOL LAND
(Sections 6371 and 6373, Public Resources Code)

Prospective applicants should note that, except under certain conditions, there is a moratorium on the sale of State school land. The moratorium shall be effective pending the completion of a land management program.

Complete Form 60.6 and attach thereto the data required by this list.

GENERAL PLAN FOR USE OF THE LAND

An applicant to purchase State land shall submit a general plan which shall be a comprehensive description of the current and proposed use thereof. This description will include but not necessarily be limited to the following:

- (a) Description of all structures or land improvements that may exist on the State land and their current use.
- (b) Dated photographs showing all existing structures and appurtenances and the general area.
- (c) Statement of the primary objective, purpose or reason for the proposed use.
- (d) Description of proposed construction, to include new structures, land improvements, or alterations to existing improvements, and use.
- (e) Plans and elevations of (1) existing structures, and (2) proposed construction.
- (f) A copy of the city or county building, variance, or use permit required for all operations and structures, existing or proposed, on the State land.
- (g) Beginning and completion dates for proposed construction, prospecting, mining, etc.

If the purchase of the subject school land requires the preparation of environmental documents pursuant to CEQA and the State EIR guidelines, said environmental documentation may be used as the general plan for use of the lands required under Section 6373 of the Public Resources Code.

W.O. _____
P.R.C. _____

Return to: State Lands Commission
1807 13th Street
Sacramento, CA 95814
Phone: (916) 445-7738

STATE OF CALIFORNIA
STATE LANDS COMMISSION
APPLICATION
FOR
RECREATIONAL PIER PERMIT

THIS APPLICATION TO BE USED FOR FIXED FACILITIES FOR THE DOCKING OR MOORING OF BOATS WHICH MEET THE FOLLOWING QUALIFICATIONS:

1. STRUCTURE IS FOR THE USE OF THE LITTORAL LANDOWNER.
2. LITTORAL LANDOWNER MUST BE A NATURAL PERSON OR PERSONS AND MUST USE LITTORAL LAND SOLELY FOR PRIVATE SINGLE-FAMILY DWELLING HOUSE.
3. FIXED FACILITIES AS USED HEREIN DO NOT INCLUDE SWIMMING FLOATS OR PLATFORMS, SUN DECKS, SWIM AREAS, FISHING PLATFORMS, RESIDENTIAL RECREATIONAL DRESSING, STORAGE OR EATING FACILITIES OR AREAS ATTACHED OR ADJACENT TO RECREATIONAL PIERS, OR ANY OTHER FACILITIES, NOT CONSTRUCTED FOR THE DOCKING OR MOORING OF BOATS OWNED BY THE LITTORAL LANDOWNER [California Administrative Code, Title 2, Division III, Article 1, Section 1901(J)].

ALL QUALIFICATIONS CONTAINED HEREIN MUST BE MET TO QUALIFY FOR A RENT-FREE RECREATIONAL PIER PERMIT.

IF YOU PROPOSE TO CONSTRUCT A FACILITY OR YOU INTEND TO MODIFY OR RECONSTRUCT AN EXISTING FACILITY, COMPLETE PARTS I AND II OF THIS APPLICATION.

FOR EXISTING FACILITIES WITH NO MODIFICATIONS. COMPLETE PART I ONLY

Check One:

- Existing Facilities with No Modification or Reconstruction Involved.
- Existing Facilities with Modification or Reconstruction Proposed.
- Proposed Facility.

(If b. or c. checked, complete Part II)

TO BE COMPLETED BY APPLICANT: (PART I)

_____, (herein called "applicant") hereby applies to the State of California acting by and through the State Lands Commission (hereafter called "State") for Permit pursuant to Section 6503, Public Resources Code, and as a condition for issuing the same, makes the following REPRESENTATIONS:

1. Applicant is owner of the following described upland adjoining sovereign lands of the State of California in the County of _____, adjacent to _____ (name of waterway)

Legal Description: _____
(Property address, including lot, block, tract)

(Assessor's Parcel Number)

2. The following structure(s) _____, (is/are) located on sovereign lands contiguous to said upland and are for the private use of said applicant.
3. a. Attach a drawing of your facility with measurements from the line of ordinary high-water. Typically a Corps of Engineers drawing is adequate.
b. Attach a check or money order in the amount of \$70.00, made payable to the "State Lands Commission". The \$70.00 includes a \$25 non-refundable filing fee and \$45 for processing costs.
c. Attach a copy of your Corps of Engineers Permit. If unavailable, please provide Corps Permit No. _____.
e. Attach copy of Deed or Title Report to verify upland ownership.
4. I/We hereby certify that all statements made in this application are true and complete; that I/We understand and agree to all the terms, conditions and qualifications of this Permit. I have read and understand the ADDITIONAL TERMS AND CONDITIONS ON THE REVERSE OF THIS APPLICATION.

(Signature of Applicant(s) (ALL PARTIES MUST SIGN)

(Address) (Telephone)

(City) (State) (Zip)

FORWARD COMPLETED APPLICATION (ORIGINAL AND YELLOW COPY) WITH PAYMENT (\$70.00), COPY OF PROOF OF UPLAND OWNERSHIP AND OTHER ATTACHMENTS TO THE STATE LANDS COMMISSION. RETAIN PINK COPY FOR YOUR RECORDS. DO NOT SEND CASH. THE ORIGINAL WHEN APPROVED AND EXECUTED BY THE STATE, BECOMES THE PERMIT AND WILL BE RETURNED TO YOU. ALLOW SIXTY (60) DAYS FOR PROCESSING.

-----FOR STATE LANDS COMMISSION USE ONLY-----

PERMIT

By reason of the representations made and herein incorporated, and upon the condition that the same are factual, but for only so long as they shall continue to be factual, the State hereby issues Permit to Applicant to occupy and use said sovereign lands for said purposes, for a period of ten (10) years from the date of this permit.

STATE LANDS COMMISSION

By: _____

(Date of Permit)

SEE REVERSE FOR ADDITIONAL TERMS AND CONDITIONS

TERMS AND CONDITIONS

1. Permittee shall use said structures solely for Private Recreational purposes, as provided by Section 6503, Public Resources Code. (See Qualifications on Reverse Side.);
2. Permittee has in effect and agrees to maintain a policy(s) of public liability insurance in the amount of not less than \$100,000. (A homeowner's policy normally meets this requirement.);
3. This Permit is not intended to constitute the establishment of the State's boundaries and is made without prejudice to any boundary claims which may be asserted in the future;
4. All facilities shall be constructed, installed and maintained in conformance with all applicable code requirements;
5. The facilities authorized by this Permit shall not, at any time, be converted for use as a residence, nor be used for the purpose of mooring a floating residence or ark;
6. If at any time subsequent to the issuance of this Permit, the facilities authorized herein should fall into a state of disrepair or otherwise become an environmental or aesthetic degradation, as determined by the State, then upon written notice by State, applicant shall have sixty (60) days to repair and correct the conditions cited by State. Failure to comply with the written notice of State shall be grounds for termination of this Permit and applicant shall, at the option of the State, remove all facilities and restore the site to natural conditions;
7. State through its authorized agents shall have the right, at all reasonable times, to go upon lands owned by the applicant and upon the State land for the purpose of inspecting the land and facilities or carrying out any function required by statutes or the rules and regulations of the State Lands Commission;
8. Applicant shall observe and comply with all rules and regulations now or hereafter promulgated by any governmental agency having authority by law;
9. Permittee recognizes and understands in accepting this Permit that his interest created therein may be subject to a possible Possessory Interest Tax that the city and/or county may impose on such interest, and that such tax payment shall not reduce any fees due the State hereunder and any such tax shall be the liability of and be paid by the Permittee;

10. Permittee shall hold harmless and indemnify the State or its agents or employees against any loss, damage, claim, demand or action, caused by , arising from, or connected with the construction, maintenance, or use of said facility ;
11. It is understood that this Permit is NOT transferable. Permittee shall advise State of sale of littoral land or change in use of the property or facilities;
12. This paragraph applicable only if Permit involves non-tidal, navigable waters.

The sovereign ownership claim of the State of California of the lands underlying non-tidal, navigable waters extends landward to the ordinary high-water mark. This Permit is not to be deemed as an admission by the lessor or the lessee as to the boundary between private and State-owned lands. This Permit is being entered into by both parties without prejudice to their respective claims of ownership.

13. This paragraph applicable only if Permit is located in Placer or El Dorado Counties,

If any structure involving this Permit is found to be in nonconformance with the Tahoe Regional Planning Agency's Shorezone Ordinance, and if any alterations, repairs, or removal required pursuant to said Ordinance is not accomplished within the designated time period, then this Permit is automatically terminated, effective upon notice by the State, and the site shall be cleared pursuant to the terms thereof.

STATE LANDS COMMISSION INFORMATION COLLECTION AND ACCESS

The information requested herein is necessary in order to process your application. You have the right to review files maintained about you by the State Lands Commission, except as provided for by law. The Records Coordinator, State Lands Commission, 1807 13th Street, Sacramento, CA 95814, telephone (916) 445-9742, is responsible for maintenance of the information which is collected by the Commission pursuant to Division 6 of the Public Resources Code.

PART II

Complete Part II if new construction is proposed or you intend to modify or reconstruct an existing facility.
(FOR PRIVATE RECREATIONAL PIERS ONLY)

The Commission shall deem the completeness of this application if:

- (1) The data submitted is sufficient to allow the staff of the State Lands Commission to locate and describe the nature and extent of State-owned lands to be utilized and
- (2) The staff of the Commission and the applicant agree as to the terms and conditions of the application/permit.

Describe existing structures on waterway _____

IDENTIFY OTHER PUBLIC AGENCIES HAVING APPROVAL AUTHORITY OVER YOUR PROPOSED PROJECT, (e.g., Corps of Engineers, Local Planning Agency, etc.): _____

ANY OF THE ABOVE APPROVALS OBTAINED MUST BE SUBMITTED WITH THE APPLICATION.

If it is determined that an environmental document (environmental impact report or negative declaration) need be prepared for the project, the applicant agrees, as part of the application, to enter into a contract with the State Lands Commission for payment of all costs encountered in the preparation of the appropriate document.

Applicant is further advised that the determination of what type of environmental document is necessary is the responsibility of the State Lands Commission.

PROJECT DESCRIPTION:

Present use of upland adjacent to water _____

Proposed use of upland adjacent to water _____

Proposed use of facilities to be constructed over water _____

Site size and square footage _____

Attach plans or copy of Corps of Engineers Permit _____

Proposed Date of construction _____

Associated Projects _____

If the project involves a variance, conditional use or rezoning application, state this and indicate clearly why the application is required _____

FORM 51.4(b)
(4/78)

Are the following items applicable to the project or its effects?
Discuss below all items checked yes (attach additional sheets as
necessary).

YES NO

- | | | |
|--------------------------|--------------------------|--|
| <input type="checkbox"/> | <input type="checkbox"/> | Change in existing features of any bays, tidelands, beaches, lakes or hills, or substantial alteration of ground contours. |
| <input type="checkbox"/> | <input type="checkbox"/> | Change in scenic views or vistas from existing residential areas or public lands or roads. |
| <input type="checkbox"/> | <input type="checkbox"/> | Change in pattern, scale or character of general area of project. |
| <input type="checkbox"/> | <input type="checkbox"/> | Significant effect on plant or animal life. |
| <input type="checkbox"/> | <input type="checkbox"/> | Significant amounts of solid waste or litter. |
| <input type="checkbox"/> | <input type="checkbox"/> | Change in dust, ash, smoke, fumes or odors in vicinity. |
| <input type="checkbox"/> | <input type="checkbox"/> | Change in ocean, bay, lake, stream or ground water quality or quantity, or lateration of existing drainage patterns. |
| <input type="checkbox"/> | <input type="checkbox"/> | Change in existing noise or vibration levels in the vicinity. |
| <input type="checkbox"/> | <input type="checkbox"/> | Site on filled land or on slope of 10 percent or more. |
| <input type="checkbox"/> | <input type="checkbox"/> | Site on known historical/archaeological location. |
| <input type="checkbox"/> | <input type="checkbox"/> | Relationship to a larger project or series of projects. |

ENVIRONMENTAL SETTING

Describe the project site as it exists before the project, including information on topography, soil stability, plants and animals, and any cultural, historical or scenic aspects. Describe any existing structures on the site, and the use of the structures. Attach photographs of the site. (Snapshots or polaroid photos will be accepted.)

Describe the surrounding properties, including information on plants and animals and any cultural, historical or scenic aspects. Indicate the type of land use (residential, commercial, etc), intensity of land use (one-family, apartment houses, shops, department stores, etc.), and scale of development (height, frontage, set-back, rear yard, etc.). Attach photographs of the vicinity. (Snapshots or polaroid photos will be accepted.)

Requirements for State Highways Plats Issued under Section 101.5 of the Streets and Highways Code,

Plat Characteristics

Size: 22" x 36" with a one-inch border on all sides.

Material: Ink Polyester base film or linen with necessary treatment to insure permanency.

Plat Content

- (1) Show relation of the right of way to Ranchos, sections or subdivisions.
- (2) California's Coordinate System coordinates shown on at least two significant points.
- (3) Adjacent record owners and their vesting document references.
- (4) Base of bearings and statement as to whether distances shown are grid distances or ground distances.
- (5) If dredging or the deposition of fill is contemplated within this right of way, show locations, volumes and profiles.
- (6) All field evidence uncovered, recovered, and all monuments found or set should be shown.
- (7) Symbols must be explained by legend, distances and bearings shown for all lines, and all other data necessary for the intelligent interpretation of the map.
- (8) Insert the following on the map:

STATE OF CALIFORNIA
STATE LANDS DIVISION

This map is hereby approved and filed for record with the Division of State Lands pursuant to the provisions of Section 101.5 of the Streets and Highways Code. The sovereign lands under the jurisdiction of the State Lands Commission as they may lie within the right of way line shown upon this map are hereby reserved for highway purposes.

APPROVED: Meeting of _____, 19____

STATE LANDS COMMISSION

by _____

_____ Title

Requirements for Railroad Plats Issued under Section 7553 of the State Public Utilities Code.

Plat Characteristics

Size: 22" x 36" with a one-inch border on all sides.

Material: Ink Polyester base film or linen with necessary treatment to insure permanency.

Plat Content

- (1) Show relation of the right of way to Ranchos, sections or subdivisions.
- (2) California Coordinate System coordinates shown on at least two significant points.
- (3) Adjacent record owners and their vesting document references.
- (4) Base of bearings and statement as to whether distances shown are grid distances or ground distances.
- (5) If dredging or the deposition of fill is contemplated within this right of way, show locations, volumes and profiles.
- (6) All field evidence uncovered, recovered, and all monuments found or set should be shown.
- (7) Symbols must be explained by legend, distances and bearings shown for all lines, and all other data necessary for the intelligent interpretation of the map.
- (8) Insert the following on the map:

STATE OF CALIFORNIA
STATE LANDS DIVISION

This map is hereby approved and filed for record with the Division of State Lands pursuant to the provisions of Section 7553 of the State Public Utilities Code. The sovereign lands under the jurisdiction of the State Lands Commission as they may lie within the right of way lines shown upon this map are hereby reserved for railroad purposes.

APPROVED: Meeting of _____, 19____

STATE LANDS COMMISSION

by _____

Title

GENERAL REQUIREMENTS FOR
BOUNDARY DETERMINATION

The following activity list may be used as a guideline for the preparation of boundary study reports. This list is not intended to be all inclusive. Items may be expanded or deleted as required to present a complete detailed analysis of the boundary problem.

A report will be prepared covering the subject area and it will be signed by a licensed land surveyor or registered civil engineer acceptable to the State Lands Division. This report should contain:

PHASE I

1. A vicinity map, generally at size 8 1/2" x 11", which will show the area involved as well as its proximity to nearby towns and/or geographic features.
2. Discussion of shoreline history, development, and the chronological changes in the location of the Mean High Water Line and the Mean Low Water Line.
3. Discussion of artificial works in area and their influence upon changes in the location of the MHWL and MLWL. This should include affects upon shoreline changes caused by hydraulic mining, dredging, levee construction, groins, and land fills.
4. A copy of all vesting documents involved in the proposed transaction:
 - a. In the case of rivers, creeks, or sloughs, both sides of the waterway must be included, whether or not involved in the transaction.
 - b. Shoreline adjoiners on either side of the proposed transaction must be included.
 - c. Copy of vesting document for subject property.
5. A title report including a chain of title from the original government source of title to the present.
6. Discussion of all past and present land ownership within the general area of the transaction. This includes but is not limited to a discussion of conflicting ownership claims, maps, documents, judgments or agreements.
7. Exhibits:
 - a. Base map with all varying locations of MHWL - approx. scale 1" = 300'

- b. Base map with all varying locations of MLWL - approx. scale 1" = 300'
- c. Aerial photos - past and present showing all possible varying conditions.

The full size working copies need not be attached to the report, although reduced copies could be included for added reader clarity.

8. Appendix containing copies of all background material used in report study at full original scale - may also be included in text in reduced scale for added reader clarity.
9. Recommendation as to the location of the last natural position of the mean high water line and of the mean low water line.
10. Recent topographic survey of land area at a scale of 1" = 200' or larger with 1 ft. contour interval, also showing the mean high water line and the mean low water line. Some hydrography should also be shown to give an indication of present channel depths. Survey should be based upon the California Coordinate System.

PHASE II

11. Review of preliminary report by State Lands Program staff.
12. Meeting between all principals to resolve differences. Revisions will be made to preliminary report as required, resulting in submission of final report.

PHASE III

13. Perimeter land boundary survey by conventional field methods done to Record of Survey standards - based upon the California Coordinate System.
14. Preparation of a survey map, showing the agreed ownership lines.
 - a. The map shall be prepared to record of survey standards.
 - b. The map shall be based upon and conform with the California Coordinate System. In addition, coordinate values for each angle point on the accepted lines, and the courses between these points, will be tabulated.
15. Preparation of land descriptions as required.
16. Official acceptance and recording processes.

Attached is a list of research sources which are commonly used to gather required information. Also attached is a list of questions which generally must be answered before the transaction can be completed. Not all of these questions can be completed. Not all of these questions apply to every situation and are offered here only as a guideline.

POSSIBLE RESEARCH SOURCES

1. National Oceanic & Atmospheric Administration
National Ocean Survey
Rockville, Maryland 20852
 - a. Hydrographic Surveys
 - b. Topographic Surveys
 - c. Nautical Charts
 - d. Historical Sailing Charts
 - e. Horizontal & vertical control data
 - f. Tidal datum information
 - g. Planimetric maps and shoreline surveys, (commonly referred to as Aerial photo Topos, or Air Photo Compilation Sheets).

NOTE: Limited information is available at the San Francisco office of the Survey.

2. U.S. Bureau of Land Management
2800 Cottage Way
Sacramento, California 95825
 - a. Rancho or Township Plats
 - b. Survey field notes
 - c. General or Special Survey Instruction applicable
3. Local, regional or State offices of the U.S. Forest Service.
 - a. Field survey and U.S. Public Domain retracements on USFS land.
 - b. Hydrology or water level/gaging data.
 - c. Historical data.

- 4-
4. U.S. District Court Records re Rancho Confirmation Patents
 - a. Bancroft Library
 - b. Huntington Library
 - c. U.S. Federal Archives, San Francisco
 5. Public Libraries
 6. State Libraries
 7. State Water Resources Library
 8. Private Libraries
 9. County Engineer or Surveyor
 10. Assessor Records
 11. City Engineer or Surveyor
 12. Private Companies and Corporations
 - a. Railroad
 - b. Other Land Owners
 - c. Private Engineers & Surveyors
 - d. Dredging Contractors
 13. National Archives
 14. Title Insurance Companies
 15. U.S. Corps of Engineers
 - a. Review complete permit file - also map inventory for pertinent information.
 - b. Review reports of area.
 16. Reclamation Districts
 17. Newspaper Archives
 18. U.S. Geological Survey
345 Middlefield
Menlo Park, California

- a. Topo maps, present and historical
- b. Water level or stream data
- 19. Army Map Service
- 20. County Recorder
- 21. State Resources Agency
- 22. Photographic Archives
 - a. Private
 - b. U.S. Department of Agriculture
 - c. State Division of Highways
- 23. Local Government Districts
- 24. Local Inhabitants (or former residents)
- 25. Historical Societies
- 26. County Road Department
- 27. Flood Control Districts
- 28. Museums

QUESTIONS TO BE ANSWERED AS APPLICABLE

1. What was the original source of title?
Was it:
 - a. S & O Patent
 - b. Tideland Patent
 - c. Rancho Patent
 - d. Public Lands of U.S.
 - e. State Board of Tide Land Commissioners
 - f. School Land Patent

2. Were any lands below high or low tide ostensibly included?
3. Does any boundary in study area run along a watercourse?
 - a. If answer is yes, was the deed or patent call for low water, high water line, bank at ordinary high tide, "water's edge", etc.
 - b. What are the difficulties in re-establishing the water boundary of the description.
4. If lands below high or low tide were ostensibly included, is there evidence of actual navigation during any period of time.
 - a. If answer is yes, describe this evidence and include dates.
 - b. Are such lands presently navigable?
 - c. Is any portion presently below high or low tide?
5. Are there man-made structures or artificial conditions?
 - a. What type of structures or conditions?
 - b. Date of construction or installation?
 - c. Date and location of last natural shoreline, high water, and low water lines?
6. Are there previous litigations either directly or indirectly applicable to the problem?
 - a. Citations?
 - b. What are the applicable points?

SUPPLEMENTAL ENVIRONMENTAL QUESTIONNAIRE
FOR SALVAGE OPERATIONS

Please answer the following questions as completely as possible on separate sheets of paper.

Biological:

1. Where is the project located?
2. Describe in detail the environmental setting of the salvage site. Include data by narrative and maps on plants, animals (fish spawning, etc.), including benthic life on the ocean/river bottom.
3. What is the slope of the underwater project site? Describe irregularities or any micro-environments at the site.
4. What is the surficial geology of the project area?
5. Will the salvage require dredging or cause more than localized turbidity? If dredging is required will spoils be deposited on the upland?

Historical:

1. In your opinion what is the historical importance of find? Cite references, authorities, popular publications, or other sources.
2. Is the shipwreck/historical site of transcending historical importance?
3. What event, activity, person, or object are connected with the shipwreck/historical site?
4. What influence, if any, has this had on California history?

Salvage Operation:

1. What is the condition of the wreck/historical site?
2. Discuss feasibility of total vessel salvage, instead of only historical artifacts?

(over)

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Form 69.5 (1-78)

3. Will the entire wreck site under lease be searched for other related items?
4. Describe in outline form the plan of the salvage operation. Include a timetable and a description of vertical controlled excavation and record keeping, if applicable.
5. Describe any unusual hazards to persons involved in the salvage.
6. Describe proposed methods for artifact preservation by chemical or other means.
7. Discuss the purpose of the salvage. Is it for purposes of historical archaeology, commercial museums, avocational interests, monetary reward, or other reasons?
8. List all persons associated with salvage operation. Also, indicate any working agreements, or relationship to academic institutions.

STATE LANDS DIVISION

1657 13TH STREET
SACRAMENTO, CALIFORNIA 95814

EDMUND G. BROWN JR., Governor



California Administrative Code
Title 5, Administration
Division 3, State Property Operations
Register 77, No. 5
Effective 3/1/77

ARTICLE 2.5

SALVAGE PERMITS FOR ABANDONED PROPERTY

2000. CHARACTER AND EXTENT OF LANDS AND PROPERTY.

(a) Lands subject to permit include all ungranted tide and submerged lands subject to the jurisdiction of the Commission.

(b) Property subject to permit includes all abandoned property over and upon ungranted tide and submerged lands of the State which is the property of the State and under the jurisdiction of the Commission.

2001. DURATION OF PERMITS.

Salvage permits are limited to a period not exceeding one (1) year, extendable for a period of an additional one (1) year at the discretion of and upon such reasonable terms and conditions as may be imposed by the Commission.

2002. SALVAGE PERMIT PROCEDURES.

(1) Applications. Any person desiring to apply for a salvage permit on or upon any ungranted tide and submerged land under the jurisdiction of the Commission shall file with the Commission a written application containing:

(1) Name, address and status of citizenship of applicant; if applicant is a corporation, the corporate name and name of president, secretary, and officer authorized to execute contracts and permits;

(2) A description of the state lands upon which salvage operations will be conducted;

(3) A statement describing the method and conduct of the salvage operation;

(4) A statement of the duration of the salvage operation;

(5) An explanation of why the applicant claims the property to be in an abandoned state.

(6) A description of the nature of the abandoned property sought to be salvaged by the applicant;

(7) An environmental impact report (EIR) or environmental impact statement (EIS) if required under the guidelines of the California Environmental Quality Act (CEQA).

(b) Applications for permits under this article shall be filed with the State Lands Division, 1507 - 13th Street, Sacramento, California 95814.

(c) The application shall be accompanied by a filing fee, as provided in Section 1903(a), and a rental deposit equal to the amount of twenty-five dollars (\$25.00) per acre for each acre or fraction thereof within the desired permit area. In addition, if the salvor is permitted to keep the material salvaged, he shall pay in addition to the annual rent an amount equal to 25% of the net salvage value of \$25,000 or less; and 50% of the net salvage value in excess of \$25,000. If the State retains all or any part of the salvaged items, the State shall pay to the salvor the net salvage value of any items retained, less the percentage rental that the State would have received, had the item been sold by the salvor. However, the Commission reserves the right to accept such other consideration as may be deemed by the Commission to be in the best interests of the State.

(d) Permit forms shall be submitted for the applicant's acknowledgment or witnessed execution prior to placement on the Commission's agenda.

20-3. SALVAGE PERMITS.

(1) This category includes permits granted pursuant to the provisions of Section 6309 of the Public Resources Code.

(b) All abandoned property over and upon ungranted tide and submerged lands of the State shall be the property of the State and under the jurisdiction of the Commission.

(c) The Commission may retain any salvaged items, may sell all or any part of them, or may, subject to appropriate consideration, permit the applicant to keep them.

(d) Salvage value shall be determined by competent appraisers, approved by the Commission, who are qualified to assess the fair market value of the salvaged items.

(1) If an agreement as to fair market value cannot be reached, the dispute shall be submitted to a mutually agreeable party for appraisal.

(2) All costs for appraisals shall be borne by the salvor.

(e) For purposes of these regulations, the term "net salvage value" shall be defined as the sales price of any items salvaged, whether for cash or on credit and whether or not payment has been made, or the fair market value of any item salvaged but unsold at the termination of this permit, less a deduction for the permittee's costs directly attributable to the salvaging thereof.

(1) Costs in the nature of fixed overhead may not be deducted in whole or in part. To the extent that they are variable and directly attributable to the salvage operations contemplated by this permit, the following costs of the permittee may be included as deductions from sales price or fair market value:

(A) Wages and salaries;

(B) Contributions to Federal, State, and union funds for the benefit of employees;

(C) Costs of routine maintenance and repair of equipment used in said salvage operations;

(D) Costs of merchandise, supplies, and materials consumed in said salvage operations;

(E) Expenses incurred in selling any items salvaged;

(F) Any other items of variable cost incurred in connection with said salvage operations which are directly attributable to said salvage operations;

(G) Neither depreciation nor State or Federal income taxes may be deducted.

(2) That portion of the rental computed as a percentage of net salvage value shall be due and payable on the first of each month following the due date (or on the first of the month following termination of the permit, regarding unsold items) and shall bear interest at the rate of seven percent (7%) per annum if not paid within fifteen (15) days of the due date.

STATE LANDS DIVISION

107 15TH STREET
SACRAMENTO, CALIFORNIA 95814

California Administrative Code
Title 2, Administration
Division 3, State Property Operations
Register 77, No. 6
Effective: 3/1/77

ARTICLE 9

LEASE INVOLVING GRANTED TIDE AND SUBMERGED LANDS

2800. PROCEDURES

The provisions of this Article are not mandatory or otherwise applicable to each and every lease, contract or other instrument issued by a grantee. These rules and regulations apply only when a grantee, lessee, lender for value, or holder of a contract involving tide and submerged lands requests that the State Lands Commission make the determinations outlined in Sec. 6702 (b) (1) of the Public Resources Code.

NOTE: Authority cited for Article 9: Section 6705, Public Resources Code; Reference: Sections 6704 to 6706, Public Resources Code.

2801. TIME LIMITATION

When an application and the grantee's report, both complete in all respects, are received in the State Lands Division, they will be acknowledged and the ninety-day period prescribed by Section 6704 of the Public Resources Code shall commence to run. If either the application or report is incomplete, the applicant or grantee will be informed of the additional material required and the ninety-day period will not begin until all such material is received and acknowledged.

2802. APPLICATION

(a) The person or entity desiring action by the Commission shall submit an application in letter form to the State Lands Division at Sacramento and it shall include the following:

(1) Name and address of the applicant. If the applicant is not the lessee, state the lessee's name and address.

(2) If the lessee is a corporation, include or attach:

(A) The name of the president and secretary.

(B) A certificate of incorporation issued by the Secretary of State of the State of incorporation.

(C) If not a California corporation, a certificate from the Secretary of State of the State of California showing qualification of the applicant to transact business in California.

(D) A notarized copy, bearing the corporate seal, of the Resolution by the Board of Directors of the applicant, indicating the names of the officers authorized to execute documents.

(3) The minimum expense deposit determined by the Commission under provisions of Section 1903.4.

(4) A statement of the present and proposed use of the created tide and submerged lands affected by the lease, contract or other instrument to include the following:

(A) Description of existing structures or land improvements on the land, and current use.

(B) Construction proposed by the lessee, to include new structures, land improvements and dredging, or alterations to existing improvements, and costs.

(C) Beginning and completion dates for proposed construction, prospecting, mining, dredging, etc.

(D) Plans or sketch showing location of existing structures, proposed construction, dredging, deposit areas for spoil, etc. Detailed working drawings are not desired.

(5) Show the location and boundaries of the project on an 8 1/2 x 11" portion of a USGS Topographic quadrangle map, or other map showing equivalent detail.

(6) In addition to the foregoing, the following reports, documents, and papers shall be appended to the application and form a part thereof:

(1) The lease, contract, or other instrument.

(2) An environmental impact statement prepared according to current requirements of the State Lands Division, or a copy of environmental report prepared for any other governmental agency required to approve the project. A copy of Division requirements may be secured by contacting the office of the State Lands Division.

(3) An affidavit attesting to the authenticity and accuracy of the application and its appendages.

2805. GRANTEE'S REPORT

The Commission will not favorably consider and will have cause to reject any application that is not supplemented by a report from the affected legislative grantee. This report shall be sent separately and direct to the State Lands Division and it shall include or be accompanied by the following:

(a) An original document, or other evidence, authorized by an executed on behalf of the legislative grantee, embodying a covenant that the proceeds of the lease, contract, or other instrument shall be deposited in a trust fund or funds and expended only for statewide purposes as authorized by the granting statute.

(b) One copy of any appraisal report, feasibility study, cost-benefit analysis, or other report that was the basis for determination of the consideration.

(c) A statement as to whether or not such lease, contract, or other instrument is considered to be in the best interests of the State, with pertinent reasoning.

(d) Those portions of any plan adopted pursuant to Title 7 of the Government Code which affect or apply to the leased area.

(e) A statement by the legislative grantee describing how the lease will affect and fit in with over-all plans (including plans adopted pursuant to Title 7 of the Government Code) for development of a. granted land, b. the project area, and c. the general vicinity.

In lieu of subsections (b) through (e) above the grantee may file with the State Lands Division a copy of its policies and procedures regarding leasing of granted lands. A signed statement that the application is consistent with and fully adheres to the submitted guidelines will be accepted in place of said subsections (b) through (e).

2804. SUBMISSION OF LEASE CONTRACT OR OTHER INSTRUMENT

The document shall be consummated and executed by all parties when submitted to the State Lands Commissioner for the determinations set forth in Section 6702 (b) of the Public Resources Code.

2806. CRITERIA FOR COMMISSION ACTION

In processing a lease, contract or other instrument pursuant to this Article, the criteria for making the determinations outlined in Section 6702 (b) of the Public Resources Code will include but not be limited to a consideration of the Commission's current policies, practices and procedures in administering laws relating to lands under its jurisdiction.

Prospective parties to a lease or other transaction requiring action by the Commission are therefore urged to obtain this information from the State Lands Division prior to concluding their negotiations.

2807. MODIFICATION OR AMENDMENT TO A LEASE, CONTRACT OR OTHER INSTRUMENT

Approval by the State Lands Commission of any lease, contract or other instrument pursuant to Sections 6701, et seq. of the Public Resources Code does not constitute approval of any modification or amendment thereto, whether or not such modification or amendment is made pursuant to provisions of a lease, contract or instrument. Further approval by the State Lands Commission of any such modification or amendment will be necessary in order for the provisions of Sections 6701, et seq. of the Public Resources Code to be applicable to such modified or amended lease.

APPLICATION REQUIREMENTS FOR
COMPENSATORY OIL AND GAS AGREEMENT

Applications must include the following information:

1. A legal description of the State lands involved; copies of the Title Policy and other records relating to ownership of the lands should be included.
2. A map of the proposed lease area showing the location of the drillsite(s) and the proposed target(s).
3. All geological or geophysical data covering the area should be included (i.e., well logs, histories, surveys, test data, and other related data). This information should be of sufficient detail to enable the State to determine the extent of State ownership and/or participation.
4. Applications shall include copies of all leases held by the applicant on adjacent lands.

APPLICATION REQUIREMENTS FOR
NEGOTIATED OIL AND GAS LEASES

Applications must include the following information:

1. Copies of the Title Policy and other records relating to ownership of the lands should be included.
2. A statement of the character and use of adjoining lands.
3. A map of the proposed lease area showing the location of the drillsite(s) and the proposed target(s).
4. A statement of the quality and use of underlying groundwaters and adjacent surface waters.
5. A statement of proposed liquid, solid, or gaseous waste disposal methods necessary for the protection and preservation of existing land and water uses.
6. All geological or geophysical data covering the area should be included (i.e., well logs, histories, surveys, test data and other related data). This information should be of sufficient detail to enable the State to determine the extent of State ownership and/or participation.
7. Applications shall include copies of all leases held by the applicant on adjacent lands.
8. Data for the preparation of a plan for control and prevention of subsidence and pollution may be required.

APPLICATION REQUIREMENTS FOR GEOTHERMAL PROSPECTING PERMIT

Applications for geothermal prospecting permits must include the data listed below.

1. A statement of the use proposed.
2. A statement of the character and use of adjoining lands.
3. A statement of the methods proposed to be used in developing the deposits, including location of proposed drillsites if known.
4. A statement of the quality and use of underlying groundwaters and adjacent surface waters.
5. A statement of proposed liquid, solid or gaseous waste disposal methods necessary for the protection and preservation of existing land and water uses.
6. A statement describing any and all State geothermal leases and prospecting permits in which the applicant has any direct or indirect interest.
7. If the lands surrounding the State parcel are leased by the applicant, copies of said leases should be submitted.
8. Reports covering resource exploration by the applicant within the general area of the State parcel. This should include all geological data, geophysical surveys, well logs, well test data and other related data.
9. In addition to the filing fee of \$25 and the expense deposit of \$100, the application shall be accompanied by a rental deposit equal to the amount of \$1 per acre for each acre or fraction thereof within the desired permit area.
10. In the case of an application covering lands sold by the state, subject to a mineral reservation in the state, submitted by anyone other than the owner of such land, the applicant shall provide or perform the following:
 - (a) Notice of Filing of the Application and a copy of the application shall be served, by certified mail, on the owner of the land. Said notice shall specify that the owner of the surface shall have the right to file his application within six (6) months from the date of service of the notice.

- (b) The applicant shall file a copy of the Notice of the filing and application with the original signed receipt with the Commission.
- (c) A copy of a Title Report, issued within thirty (30) days of the date of service of the Notice, from a Title Insurance Company qualified to do business in California, or send other proof satisfactory to the State Lands Commission that the person served with the Notice is the present surface owner.
- (d) In addition to supplying all other required information, an application shall not be deemed complete until the passage of six (6) months after the date of service.

APPLICATION REQUIREMENTS FOR
PREFERENTIAL GEOTHERMAL LEASE

1. All exploration data obtained under the terms of the permit and any data available to the applicant on adjacent lands. This includes geological data, geophysical surveys, well logs and test data, and other related data.
2. A development plan which should include number of wells, spacing, and depth; location and plans of generating plants and related facilities; specifications of metering facilities; and other related data.
3. In addition to the filing fee of \$25 and expense deposit of \$100, the application shall be accompanied by a rental deposit equal to the amount of \$1 per acre for each acre or fraction thereof within the desired permit area.

APPLICATION REQUIREMENTS

Mineral Prospecting Permits

1. A detailed statement of the ores or other minerals expected to be located within the proposed permit area. Applicant should specify the basis upon which the statement is made and include all background and reference materials.
2. A statement of the proposed methods to be utilized in prospecting and in development, if commercially valuable deposits of materials are discovered. Applicant should specify, in detail, an exploration program, including the proposed equipment, facilities and time schedule and costs.
3. A statement covering the present and past uses of the subject lands and adjacent lands.
4. A deposit of \$1.00 per acre or fraction thereof for each acre in area embraced within the boundaries of the lands described in the application. If the Commission determines that there are more acres contained within the boundaries of the application than for which a deposit has been submitted, the applicant will be required to submit such additional fees.
5. In the case of an application covering lands sold by the State, subject to a mineral reservation in the State, submitted by anyone other than the owner of such land, the applicant shall provide or perform the following:
 - a. Notice of filing of the Application and a copy of the application shall be served, by certified mail, on the owner of the land. Said notice shall specify that the owner of the surface shall have the right to file his application within six (6) months from the date of service of the notice.
 - b. The applicant shall file a copy of the Notice of the filing and application with the original signed receipt with the Commission.
 - c. A copy of a Title Report, issued within thirty (30) days of the date of service of the Notice, from a Title Insurance Company qualified to do business in California, or send other proof satisfactory to the State Lands Commission that the person served with the Notice is the present surface owner.

- d. In addition to supplying all other required information, an application shall not be deemed complete until the passage of six (6) months after the date of service of the Notice of Application.
6. A statement of the value of the ores or other minerals expected to be located. Said statement should include a market analysis of the price and value of the ores, minerals or other minerals as they are sold as a commercial product.

APPLICATION REQUIREMENTS FOR
PREFERENTIAL MINERAL EXTRACTION LEASE

General

In order to qualify for a preferential mineral lease, the holder of a Prospecting Permit must show, and the Commission must find, that a commercially valuable mineral deposit has been discovered in the permit and proposed lease area.

In order to make this finding, the applicant must provide the following.

1. A detailed statement of the ores or other minerals present or believed to be present on, or in, the subject and adjacent lands. Applicant should supply the basis upon which the statement is made and include all background and reference materials.
2. Data to substantiate preferred royalty schedule under Section 6895.

REQUIREMENTS FOR PUBLIC
OFFERING OF MINERAL EXTRACTION LEASE

While competitive leasing requests can be made to the Commission, the request is not considered an "application" for purposes of the requirements of Chapter 4.5 of Division 1 of Title 7 of the Government Code. However, in order to aid the Commission in determining whether or not to offer a lease, the requestor may provide the Commission with the following:

1. A general description of the land requested to be offered.
2. A legal description of the property which is requested to be offered.
3. A statement covering the ores, or other minerals present or believed to be present on, or in, the subject and adjacent land. Request should specify the basis upon which the statement is made and shall include all background and reference materials.
4. A statement covering the present and past use of the subject and adjacent land.
5. Completion of State Lands Commission Form EMF No. 59.2.

REQUIREMENTS FOR APPLICATION
FOR DREDGING PERMITS

1. Location of dredging site and proposed spoils area.
2. Specification by analysis of composition and volume of material to be dredged.
3. Intended use of dredge spoils.
4. Proof of owners approval for location of any proposed upland spoils; specification of compensation paid to or to be paid to, or received, or to be received by upland owner for use of upland as disposal site.

REQUIREMENT FOR APPLICATION
FOR MODIFICATION OF RIGHT
OF SURFACE ENTRY

Surface owners of lands subject to a mineral reservation in the State of California who request, pursuant to Public Resources Code Section 6401(b), the State to modify the rights of the State to the use of the surface and right of entry to a depth of 500' below the surface of such lands shall submit the following information.

- 1) A certified statement from the county tax assessor's office, to which taxes for said parcels are paid, naming the present owners of said parcel.
- 2) PURPOSE OF REQUEST FOR RELINQUISHMENT OF SURFACE ENTRY.
 - a. When subject parcel is being developed or is part of a proposed development, the applicant shall file with the Commission three sets of general plans of the proposed development. The content of the plan may vary according to the type of development contemplated, but each should contain a narrative description of the proposed development. They should include subdivision maps, building plans, etc., and proposed development reports, wherever they are sufficiently detailed to apprise the Commission of any possible environmental impact the proposed development might have.
- 3) DESCRIPTION OF THE GENERAL VICINITY (10-MILE RADIUS), WITH EMPHASIS ON THE FOLLOWING:
 - a. Land use; significant improvements and zoning, present and projected.
 - b. Population density.
 - c. Economic trends and development patterns.
 - d. Landmarks; historical or archaeological values.
 - e. Public recreation facilities in the vicinity.
 - f. Fish and wildlife; vegetation, soils, etc.; a general description of the present ecology of the vicinity.

- 4) DESCRIPTION (TOPOGRAPHICAL) AND PROPOSED USE OF SUBJECT STATE LAND, TO INCLUDE THE FOLLOWING:
- a. Classification; e.g., school.
 - b. Existing structures or land improvements on the State land and their current use, including any income from their use.
 - c. Proposed construction, to include new structures, land improvements, or alterations to existing improvements, and use.
 - d. Beginning and completion dates for proposed project.
 - e. Copy of city or county building, variance, or use permit for all operations and structures, existing or proposed, on State land.
 - f. Plans and profiles of existing structures, proposed construction, such as, subdivision maps, building plans, etc.
 - g. Dated photographs showing all existing structures and appurtenances and the general area.
- 5) A GEOLOGICAL STUDY MADE BY A REGISTERED GEOLOGIST OF THE STATE OF CALIFORNIA. SUCH STUDY SHALL DETAIL THE MINERALOGICAL POTENTIAL IN AND ABOVE A PLANE, LOCATED 500' BELOW THE SURFACE OF PROPERTY, AND A WRITTEN REPORT SHALL BE SUBMITTED TO THE COMMISSION. AS PART OF SUCH STUDY, A SPECIFIC CORING PROGRAM AT SPACING AND TO SUCH DEPTH, AS THE COMMISSION DEEMS APPROPRIATE, SHALL BE REQUIRED.

APPLICATION REQUIREMENTS FOR
RESUMPTION OF DRILLING OPERATIONS
FOLLOWING MORATORIUM
(FROM EXISTING FACILITIES ON STATE OIL & GAS LEASES)

1. Proposed plan of development, with supporting geological and engineering data.
2. Data to show compliance with the "Procedures for Drilling and Production Operations from Existing Facilities on Tide and Submerged Lands Currently under State Oil and Gas Leases" as adopted by the State Lands Commission (December 11, 1973). Particular attention is given to safety equipment and procedures.
3. Oil Spill Contingency Plans.
4. Critical Operations and Curtailment Plan.
5. Applicant is advised that each individual well, after removal of moratorium, need be approved and the data required for well proposal submitted.

APPLICATION REQUIREMENTS FOR
OCEAN FLOOR WELL PROPOSALS
(OPERATIONS USING JACK-UP RIG OR FLOATING VESSEL)

1. Proposed plan of development, with supporting geological and engineering data, when applicable (i.e., for drilling well proposals).
2. Data to show compliance with the "Procedures for Ocean Floor Well Drilling and Production Operations".
3. Oil Spill Contingency Plan.
4. Critical Operations and Curtailment Plan.
5. Data specified for well proposals.

APPLICATION REQUIREMENTS FOR
WELL PROPOSALS
(FROM EXISTING FACILITIES-PLATFORMS,
ISLANDS, PIERS, ONSHORE)

	DRILLING PROPOSALS NEW WELLS & REDRILLS	REMEDIAL PROPOSALS (REPAIR, RECOMPL., ABANDONMENT)	WATER INJECTION
1. Written summary of proposal objectives together with supporting structural contains maps and cross sections.	X		X
2. Copy of Notice of Intention form (as submitted by Operator to Division of Oil & Gas).	X	X	X
3. Detailed working program.	X		
4. Well Data Sheet (State Lands Form 33.9).	X	X	X
5. Geological and engineering data to support proposed casing program, in 3 and 4 above, "Procedures for Drilling and Production Operations from Existing Facilities on Tide & Submerged Lands currently under State Oil & Gas Leases," as adopted by the State Lands Commission on December 11, 1973.	X	X	X
6. Directional drilling course (plan & profile, 1"= 100').	X		
7. Water analysis & engineering data to support proposal <u>if</u> water injection operation.			X

APPLICATION REQUIREMENTS FOR
ALTERATION OF FACILITIES

The type of data will depend entirely on the magnitude and significance of the proposed work. Minor unit replacement and facility alteration will not require approvals, but verbal notification to the State Lands Commission staff is necessary to establish this fact.

1. Project description.
2. Engineering drawings, certified by a registered structural engineer, showing proposed changes and how they will effect the entire system.