

MINUTE ITEM
This Calendar Item No. C31
was approved as Minute Item
No. C31 by the State Lands
Commission by a vote of 3
0 at its 8-22-90
meeting.

CALENDAR ITEM

A 4, 6, 10
S 5, 6

C 3 1

08/22/90
WP 5439
Fong

AMENDMENT OF ADDENDUM NO. 3 TO
MASTER LEASE PRC 543C

APPLICANT: SFPP, L.P.
888 South Figueroa, Room 506
Los Angeles, California 90017

AREA, TYPE LAND AND LOCATION:
A 0.585-acre parcel of tide and submerged land
located in the American River, Sacramento
County.

LAND USE: Installation, operation, and maintenance of one
12-inch-diameter pipeline for the
transportation of refined petroleum products.

TERMS OF MASTER LEASE:
Initial period: Twenty (20) years beginning
January 1, 1978.
Renewal options: Two successive periods of ten
years each.
Public liability insurance: \$1,000,000 per
occurrence for bodily injury
and \$2,000,000 for property
damage.
Consideration: \$63,180 per annum; five-year
rent review.

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TERMS OF PROPOSED AMENDMENT:

The land description is to be replaced by an "as-built" land description of the pipeline.

CONSIDERATION: No change in the annual rental in the amount of \$63,180.

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Code Regs. 2003.

PREREQUISITE CONDITIONS, FEES, AND EXPENSES:

Filing fee and processing costs have been received.

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Code Regs.: Title 2, Div. 3; Title 14, Div. 6.

AB 884: N/A.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15025), the staff has prepared a Proposed Negative Declaration identified as EIR ND 413, State Clearinghouse No. 87020205. Such Proposed Negative Declaration was prepared and circulated for public review pursuant to the provisions of CEQA.

Based upon the Initial Study, the Proposed Negative Declaration, and the comments received in response thereto, there is no substantial evidence that the project will have a significant effect on the environment. (14 Cal. Code Regs. 15074(b))

2. On April 23, 1987, the Commission authorized the issuance of a lease to the Southern Pacific Pipe Line Company, Inc. for a crossing of the Sacramento River and the American River for 12-inch-diameter pipeline for the transportation of

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petroleum products. During the placement of the pipeline in the American River, a slight realignment was necessary to avoid substantial river rock causing the pipeline to be installed a few feet to the west of the originally described location. The Lessee has requested that the land description be amended to conform with the "as-built" location of the American River pipeline crossing.

This request involves no new construction or physical change of any sort. The "as-built" location of the pipeline is within the area studied and reviewed in the Negative Declaration that was adopted by the Commission at its April 23, 1987 meeting. Therefore, staff recommends the proposed amendment be approved.

EXHIBITS: A. Land Description.
 B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. CERTIFY THAT A NEGATIVE DECLARATION, EIR NO. 413, STATE CLEARINGHOUSE NO. 87020205, WAS PREPARED FOR THIS PROJECT PURSUANT TO THE PROVISIONS OF THE CEQA AND THAT THE COMMISSION REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
2. DETERMINE THAT THE PROJECT, AS APPROVED AND CONSTRUCTED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
3. AUTHORIZE ISSUANCE TO SFPP, L.P. OF AN AMENDMENT OF ADDENDUM NO. 3 TO MASTER LEASE PRC 5439 TO CONFORM THE LAND DESCRIPTION TO THAT ON EXHIBIT "A" AND BY REFERENCE MADE A PART HEREOF.

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EXHIBIT "A"
LAND DESCRIPTION
ADDENDUM NO. 3

WP 5439

PARCEL 1

A parcel of tide and submerged land 50 feet wide in the bed of the Sacramento River, Sacramento and Yolo Counties, California, the centerline of which is described as follows:

BEGINNING at a point on the left bank of the Sacramento River which bears N 11° 56' 34" W, 776.52 feet from Monument 24-330 as shown on sheet 5 of 13 of that certain map entitled "Monument Survey, in Sacramento County in Sacramento between "L" Street and American River", prepared by the Transportation Department of the State of California and filed in the Right of Way Office, District Three, Department of Transportation, Marysville, California, said point of beginning having California Coordinate System of 1927, Zone 2 coordinates of N = 336,629.22 and E = 2,141,714.17; thence from said point of beginning N 83° 59' 54" W, 776.02 feet to the right bank of the Sacramento River and the end of the herein described line.

PARCEL 2

A strip of land 50 feet wide in the bed of the American River, Sacramento County, California, said strip is within Section 68, as said Section is shown on the "Map of Survey and Subdivision of Rancho Del Paso", recorded in the Office of the Recorder of said County in Book "A" of Surveys, Map no. 94, the centerline of said strip is described as follows:

COMMENCING at a point on the left or southerly bank of the American River, at engineer's station 309+78, as said engineer's station is shown on that certain Southern Pacific Pipelines Map entitled "Pipe Line Route Map, Line Section 20, Sacramento to Roseville, Sheet no. 6, Formerly Sheet no. 16", dated March 31, 1987, from which a "PK" nail set in the intersection of 28th and "C" Streets, as said "PK" nail is shown on that certain map entitled "Midtown Stanford Court, Lots 173 and 174, of New Era Park", recorded in the Office of the County Recorder of said County, in Book 7, Map no. 50, bears N 55° 49' 10" E, 5151.96 feet; thence from said point of commencement N 3° 30' 11" E, 190 feet to a point marking the high water line on the southerly bank of said river and the POINT OF BEGINNING; thence from said point of beginning N 3° 30' 11" E, 510 feet to a point marking the high water line on the northerly bank of said river and the terminus point of the herein described line.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of said river.

END OF DESCRIPTION

REVISED JUNE 11, 1990 BY LLB.

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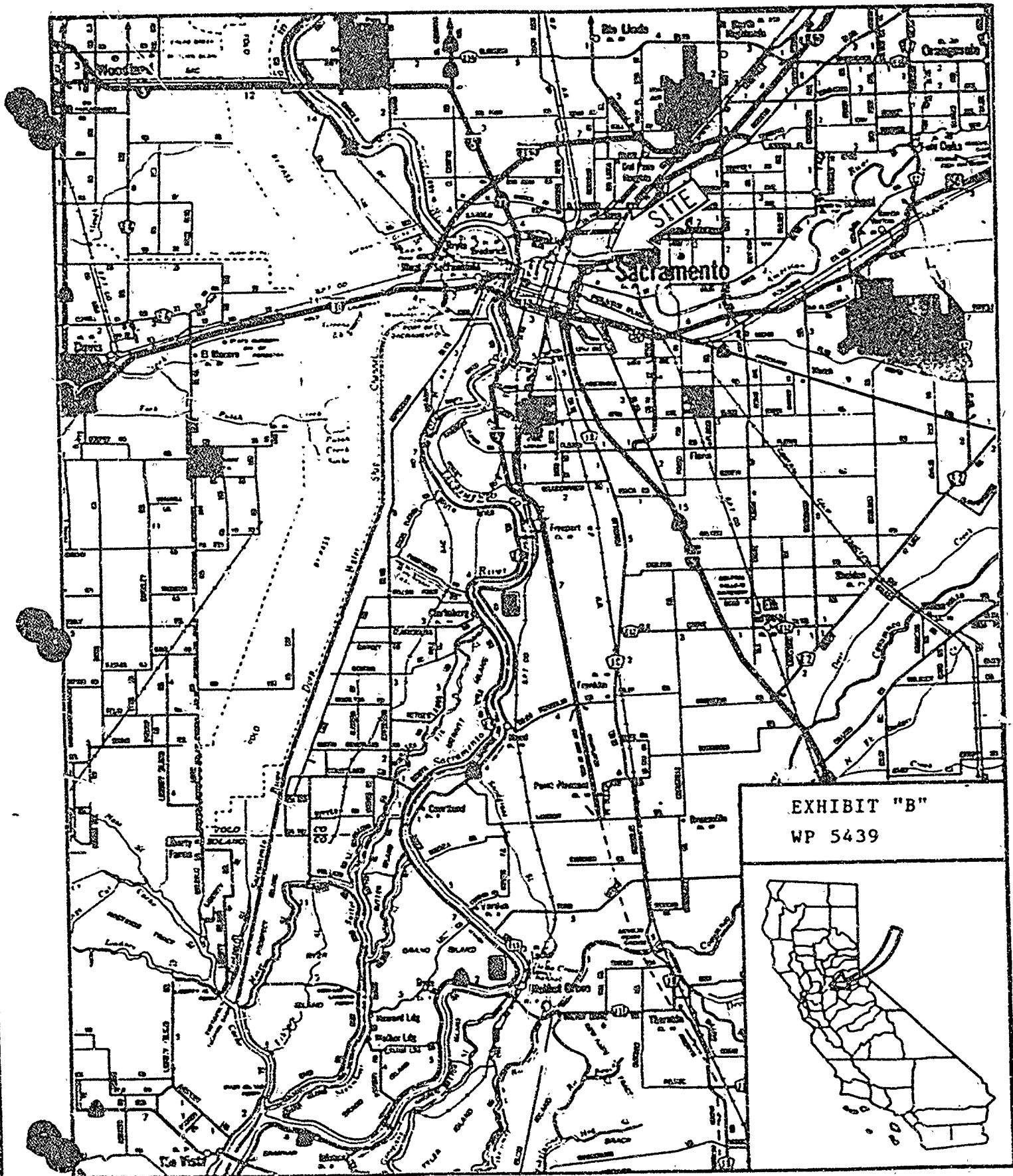


EXHIBIT "B"
WP 5439



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