

CONVENED: 9:50 a.m.
 ADJOURNED: 10:25 a.m.

PRESENT: Leo McCarthy
Jay Ziegler
Susanne Burton

Y=Yes N=No A=Abstain

FOR INFORMATION, PLEASE CONTACT:
 Brenda Duncan
 1807 - 13th Street
 Sacramento, CA 95814
 (916) 445-0772

| Amended# | Deferred | Pulled | Considered - No Action Taken | Informational Only - No Action Taken | Approved As Presented | VOTE | | |
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SUMMARY

MEETING OF THE STATE LANDS COMMISSION
 STATE CAPITOL, ROOM 447
 SACRAMENTO, CALIFORNIA

GRAY DAVIS, STATE CONTROLLER, CHAIRMAN
 LEO T. MCCARTHY, LIEUTENANT GOVERNOR, COMMISSIONER
 THOMAS W. HAYES, DIRECTOR OF FINANCE, COMMISSIONER

TUESDAY - MAY 5, 1992

I. 9:30 A.M. - CLOSED SESSION. "CONSIDERATION OF POSSIBLE AND PENDING LITIGATION." THESE MATTERS WILL BE DISCUSSED IN A SESSION CLOSED TO THE PUBLIC, PURSUANT TO ATTORNEY-CLIENT PRIVILEGES. (SEE GOVERNMENT CODE SECTION 11126.)

THE FOLLOWING MATTERS WILL BE CONSIDERED UNDER GOVERNMENT CODE SECTION 11126(Q)(1):

CITY OF LONG BEACH V. STANDARD OIL COMPANY, ET AL.

UNITED STATES OF AMERICA v. 15.320 ACRES OF LAND, STATE OF CALIFORNIA, ET AL.

IN ADDITION, THE COMMISSION SHALL CONSIDER MATTERS WHICH FALL UNDER GOVERNMENT CODE SECTION 11126(Q)(2) AND (3).

CALENDAR ITEM REFERENCES TO AB 884 DENOTE THE PERMIT STREAMLINING ACT (CALIFORNIA GOVERNMENT CODE SECTION 65920 ET SEQ.)

II. AT THE CONCLUSION OF CLOSED SESSION WILL BE OPEN SESSION (PUBLIC MEETING).

ORDER OF BUSINESS

III. CONFIRMATION OF MINUTES FOR THE MEETING OF MARCH 2, 1992.

CALENDAR PAGE _____
 MINUTE PAGE 982

* See Attached

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ANYONE WISHING TO ADDRESS AN ITEM ON THE AGENDA MAY COME FORWARD AND STATE THEIR NAME FOR THE RECORD.

IV. CONSENT CALENDAR C01 - C47. THE FOLLOWING ITEMS ARE CONSIDERED TO BE NON-CONTROVERSIAL.

- C01 A) SOUTHERN CALIFORNIA GAS COMPANY; B) MARTIN D. LARRALDE; C) BLINCOE FARMS, INC.; D) JAMES R., ZETTA H., AND PAUL M. CLARK; E) ART NARVAEZ AND JOENNIE E. NARVAEZ; F) CHEVRON U.S.A., INC.; G) STEPHEN L. SIMARD; H) MR. & MRS. GARY OVERSON (APPLICANTS/LESSEES): Consider approving eight (8) Rent Reviews/Continuations: One (1) in Colorado River near Blythe, Riverside County; one (1) for State school land near Spangler, San Bernardino County; one (1) near Old Dad Mountain, San Bernardino County; one (1) for State school land near Litchfield, Lassen County; one (1) in the Albion River at Albion, Mendocino County; one (1) in San Pablo Bay near Pt. San Pablo, Richmond, Contra Costa County; one (1) in the Sacramento River near Verona, Sutter County; and one (1) in Lanfair Valley, San Bernardino County. (Maricle, N. Smith, Reese, Gordon; PRC 3642, PRC 3803, PRC 4159, PRC 5329, PRC 5414, PRC 7062, PRC 7184, PRC 7190) (A 1, 2, 3, 11, 61, 68; S 1, 2, 7, 25, 36)
- C02 A) WARREN I. MITCHELL AND NANCY L. MITCHELL; B) NORMAN T. & LORRAINE S. JOHNSON, AND ALICE J. TIETJEN; C) GERALDINE AND DICK FURTE; D) CLARENCE AND JOYCE CONRAD, TRUSTEES (APPLICANTS): Consider approving four (4) Recreational Pier Permits: One (1) in Huntington Harbour, Orange County; one (1) in Corte Madera Canal, Marin County; one (1) in Napa River, Napa County; and one (1) in Lake Tahoe, Placer County. (Maricle, N. Smith, J. Ludlow; PRC 3573, PRC 4674, PRC 6051, PRC 6105) (A 7, 8, 9, 58; S 1, 3, 4, 37)
- C03 DOUGLAS L. BOEHNER, RITA J. BOEHNER, EDMOND C. HALLBERG AND KAYLENE HALLBERG (LESSEES): Consider approving one (1) Recreational Pier Permit in Donner Lake near Truckee, Nevada County. (Gordon; W 8670.119) (A 3; S 1)

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| C04 | | | | | | ✓ | ✓ | ✓ | ✓ | JOHN R. PAUL, JERRY L. PAUL, TRUSTEES, AND MARY LOUISE PAUL (APPLICANTS): Consider approving a Recreational Pier Permit for retention of two existing mooring buoys in Lake Tahoe near Homewood, Placer County. (J. Ludlow; PRC 3622) (A 7; S 1) |
| C05 | | | | | | ✓ | ✓ | ✓ | ✓ | SUSAN F. WELLS HILL (APPLICANT): Consider a five-year Recreational Pier Permit for reconstruction and maintenance of one existing pier and one existing pier/breakwater utilized for boat mooring purposes on submerged land located in Carnelian Bay, Lake Tahoe, near Cedar Flat, Placer County. (Gordon; PRC 2289) (A 7; S 1) |
| C06 | | | | | | ✓ | ✓ | ✓ | ✓ | PRUNETREE (PERMITTEE): Consider approval of a five-year General Permit - Recreational Use of submerged land located in Carnelian Bay, Lake Tahoe, near Dollar Point, Placer County, for maintenance of an existing pier and mooring buoy utilized for recreational boating. (Gordon; PRC 3996) (A 7; S 1) |
| C07 | | | | | | ✓ | ✓ | ✓ | ✓ | FRED FULSTONE, JR. (APPLICANT): Consider approving a ten-year grazing lease of State school land situated in Mono County. (Reese; PRC 6323) (A 7; S 5) |
| C08 | | | | | | ✓ | ✓ | ✓ | ✓ | CITY OF SANTA CRUZ (LESSEE): Consider an amendment to PRC 2635, General Lease - Public Agency Use, for placement of rock revetment along the shoreline in the City and County of Santa Cruz. (Plummer; PRC 2635) (A 28; S 17) |
| C09 | | | | | | ✓ | ✓ | ✓ | ✓ | CITY OF PALO ALTO (PERMITTEE): Consider an amendment to General Permit - Public Agency Use PRC 7348, for recreational development to include Phase IIA of park improvement plan on filled, sovereign land in Palo Alto in Santa Clara County. (Garibay; PRC 7348) (A 21; S 11) |
| C10 | | | | | | ✓ | ✓ | ✓ | ✓ | PACIFIC LUMBER COMPANY (LESSEE): Consider an amendment to lease PRC 7171, General Lease - Right-of-Way Use, to Pacific Lumber Company, to relocate a temporary summer bridge across the Eel River near Scotia, Humboldt County. Lease runs ten (10) years from June 1, 1988. (J. Ludlow; PRC 7171) (A 2; S 2) |

* See Attached

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| C11 | | | | | ✓ | ✓ | ✓ |
| C12 | | | | | ✓ | ✓ | ✓ |
| C13 | | | | | ✓ | ✓ | ✓ |
| C14 | | | | | ✓ | ✓ | ✓ |
| C15 | | | | | ✓ | ✓ | ✓ |

C11

KAHALA NEEDLES PARTNERS, LTD., A NEVADA LIMITED PARTNERSHIP (PARTY): Consider an amendment to Compromise Settlement Agreement AD 134 between the State Lands Commission and Kahala Needles Partners, Ltd., a Nevada limited partnership, to amend description of nonmotorized public access easement along the Colorado River, San Bernardino County. (Fossum, A. Scott; AD 134) (A 34; S 25)

C12

DONALD E. WHARTON AND DONYNE C. WHARTON (LESSEE): Consider approving an amendment to lease PRC 7357, General Permit - Protective Structure and Recreational Use, to delete the annual rental for the recreational facilities of tide and submerged land in the Sacramento River, Sacramento County, for an existing recreational pier and riprap. The permit runs ten years from April 1, 1990. (Fong; PRC 7357) (A 10; S 6)

C13

HEIRS AND DEVISEES OF HAROLD COLLINS, AXA HAROLD THOMAS COLLINS, DECEASED (APPLICANT): Consider approving a ten-year General Permit - Protective Structure Use of tide and submerged land located in the Pacific Ocean in vicinity of Cayucos, San Luis Obispo County, for bluff erosion protective works. (Maricle; W 24668) (A 29; S 14)

C14

TAHOE SUNNYSIDE, A CALIFORNIA LIMITED PARTNERSHIP (LESSEE): Consider amendment of a forty-year General Lease - Commercial Use of submerged land located in the bed of Lake Tahoe at Sunnyside, Placer County, for reconstruction of a rock crib pier and retention of a fuel pump. (J. Ludlow; PRC 5858) (A 7; S 1)

C15

COUNTY OF SAN JOAQUIN (LESSEE): Consider amendment of Right-of-Way Easement PRC 464 to relocate the existing Bacon Island Bridge across the Middle River to a location approximately 315 feet north of the existing swing span portion of the bridge, San Joaquin County. The easement may be terminated by the State upon discontinuance of use for a period of one year. (Fong; PRC 464) (A 10, 26; S 5, 7)

* See Attached

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- C16 MARIN YACHT ROWING ASSOCIATION, A NON-PROFIT CORPORATION (APPLICANT): Consider a Dredging Permit to dredge, annually, during the term of the lease, material to maintain a navigable depth within the lease area in Corte Madera Creek, Marin County. (Martinez; PRC 7129) (A 9; S 3)
- C17 MARIN COUNTY PUBLIC WORKS DEPARTMENT (APPLICANT): Consider approving a one-year Dredging Permit to dredge material from granted mineral reservation lands in Gallinas Creek near San Rafael, Marin County. The proposed permit will include the right to dispose of the dredged material at the approved upland North Cell disposal site near the cities of Novato and San Rafael, Marin County. (Dugal; PRC 4741) (A 9; S 2)
- C18 SWALES ANCHORAGE C/O SHELLMAKER, INC. (APPLICANT): Consider approving a one-year Dredging Permit for removal of material from granted, minerals reserved lands located in Newport Bay, City of Newport Beach, Orange County. The dredged material will be disposed at the approved off-shore disposal site. (Dugal; W 24826) (A 70; 37)
- C19 SUNSET FARMS, INC., NORMAN GOTTI AND LENA PFYFFER (LESSEES): Consider approval of lease renewal for agricultural land in Santa Cruz County. (Pelkofer; PRC 5367, PRC 5368, PRC 5369) (A 28; S 17)
- C20 SUTTER COUNTY, DEPARTMENT OF PUBLIC WORKS (APPLICANT): Consider approving a 20-year General Lease - Public Agency Use, for State-owned land in the bed of the Feather River at Yuba City, Sutter County. The City proposes to construct a 20-foot extension to an existing boat-launch ramp. (Dugal; W 24733) (A 3; S 1)
- C21 REDEVELOPMENT AGENCY, CITY OF SUISUN (APPLICANT): Consider approving a 25-year General Lease - Public Agency Use of tide and submerged land located in Suisun Slough, Solano County, for demolition of existing facilities, including initial and maintenance dredging, for construction and operation of a public commercial marina. (N. Smith; W 24738) (A 4; S 2)

* See Attached

CALENDAR PAGE _____
 MINUTE PAGE 325

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C22
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UNITED STATES FISH AND WILDLIFE SERVICE (APPLICANT): Consider approving a twenty-year General Permit - Public Agency Use of tide and submerged land located in the Klamath River Basin, mainstream, and tributaries; Modoc, Humboldt, Siskiyou and Del Norte counties, for placement of fish enhancement structures and related activities. (J. Ludlow; W 24709) (A 1, 2; S 1, 2)

GOLETA WATER DISTRICT (APPLICANT): Consider approval of a 49-year General Permit - Public Agency Use of tide and submerged land located in Goleta Slough, Santa Barbara County, for an 18-inch-diameter reclaimed water transport pipeline. (Maricle; W 24785) (A 35; S 18)

EAST BAY REGIONAL PARK DISTRICT (APPLICANT): Consider approval of a General Permit - Public Agency Use to construct a staging area on land bank parcel held as sovereign land at Wildcat Creek for recreational use for Wildcat Creek Trail in Richmond, Contra Costa County. (Howe; W 23665) (A 11; S 7)

GEORGE O'NEAL (LESSEE): Consider approving revised rent, effective July 20, 1992, for a 20-year General Lease - Recreational and Residential Use, PRC 6048, tide and submerged land in Mare Island Straits, Solano County, for recreational and residential facilities. (N. Smith; PRC 6048) (A 4; S 2)

CITY OF SAN CLEMENTE (SUBLESSOR); DONALD H. AND SHIRLEY J. STANLEY (SUBLESSEE): Consider approval, by endorsement, of a five-year sublease agreement for commercial use to expire September 15, 1996, located on the San Clemente Municipal Pier in Orange County, covered under master lease PRC 5542, for continued operation of a bait and tackle shop. (Maricle; PRC 5542) (A 74; S 37)

MARATHON OIL COMPANY, MOBIL OIL CORPORATION, ATLANTIC RICHFIELD COMPANY (ASSIGNORS); TEXACO EXPLORATION AND PRODUCTION INC. (ASSIGNEE): Approve the Assignment of Interests in State oil and gas lease PRC 2726, Santa Barbara County. (Tanner; PRC 2726) (A 36; S 31)

* See Attached

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| C28 | | | | | | ✓ | ✓ | ✓ | ✓ |
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| C33 | | | | | | ✓ | ✓ | ✓ | ✓ |
| C34 | | | | | | ✓ | ✓ | ✓ | ✓ |

- C28 FLETCHER OIL & REFINING CO. (ASSIGNOR); ENRON OIL TRADING & TRANSPORTATION COMPANY (ASSIGNEE): Approve the assignment of the crude oil sales contracts for Tract No. 1, Long Beach Unit, Wilmington Oil Field, Los Angeles County. (Tanner; W 9603.27) (A 57, 58; S 29)
- C29 FLETCHER OIL AND GAS COMPANY (ASSIGNOR); ENRON OIL TRADING & TRANSPORTATION COMPANY (ASSIGNEE): Approve the assignment of the Royalty Oil and Sales Contract for State oil and gas leases PRC 3033 and PRC 3413, Huntington Beach Field, Orange County. (Tanner; PRC 7595) (A 58, 69; S 37)
- C30 FLETCHER OIL & REFINING CO. (ASSIGNOR); ENRON OIL TRADING & TRANSPORTATION COMPANY (ASSIGNEE): Approve the assignment of the Royalty Crude Oil Sales Contract for State oil and gas lease E-392, Huntington Beach Field, Orange County. (Tanner; PRC 7559) (A 57, 58; S 29)
- C31 CAPELLUS DEVELOPMENT CORPORATION (ASSIGNOR); MAGMA POWER COMPANY (ASSIGNEE): Approve an Assignment of Interests in State geothermal resources lease PRC 6837, Imperial County. (Kruger; PRC 6837) (A 80; S 37)
- C32 PORT OF LONG BEACH (APPLICANT): Prior approval of additional \$20,000 for subsidence vertical measurements and studies, City of Long Beach Harbor District, Los Angeles County, for the period July 1, 1991 to June 30, 1992. (Gaal; W 10424) (A 57, 58; S 29)
- C33 PORT OF LONG BEACH (APPLICANT): Prior approval of subsidence costs for vertical and horizontal measurements and studies, City of Long Beach Harbor District, Los Angeles County, for the period July 1, 1992 to June 30, 1993. (Gaal; W 10425) (A 57, 58; S 29)
- C34 ENRON OIL AND GAS COMPANY (APPLICANT): Approve the issuance of a negotiated subsurface State oil and gas lease on land in the bed of the San Joaquin River, Merced County. (Nitsche; W 40652) (A 27; S 14)

* See Attached

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- C35 **INFORMATIONAL: STATE LANDS COMMISSION (PARTY):** Monitoring of possible subsidence and seismic hazards, Long Beach Unit, Wilmington Oil Field, Los Angeles County. (Gaal; W 16008, W 10424) (A 57, 58; S 29)
- C36 **AMERADA HESS CORPORATION (APPLICANT):** Accept the full quitclaim deed of State oil and gas lease PRC 7268, Solano County. (Nitsche; PRC 7268) (A 4; S 2)
- C37 **ARCO OIL AND GAS COMPANY (LESSEE):** Accept the full quitclaim deed of State oil and gas lease PRC 7383, Humboldt County. (Nitscho; PRC 7383) (A 4; S 2)
- C38 **PHILLIPS PETROLEUM COMPANY (LESSEE):** Accept the quitclaim deed for State oil and gas lease PRC 2955, Refugio Offshore Field, Santa Barbara County. (Tanner; PRC 2955) (A 36; S 31)
- C39 **CITY OF LONG BEACH (APPLICANT):** Approve the Fifth Modification to the 1991-1992 Plan of Development and Operations and Budget, Revising Economic Projections, Long Beach Unit, Wilmington Oil Field, Los Angeles County. (Powell; W 17099) (A 57, 58; S 29)
- C40 **GEOFFREY W. PICARD AND LYNNE P. PICARD (APPLICANTS):** Consider approval of a five-year Recreational Pier Permit on submerged lands located in Lake Tahoe at Sunnyside, Placer County, for reconstruction of a pier, including the addition of a boat lift, and retention of one mooring buoy. (J. Ludlow; PRC 4284) (A 7; S 1)
- C41 **AGATE BAY PROPERTIES, INC. (APPLICANT):** Consider termination of General Lease - Commercial Use PRC 3994 and consider approval of application for a five-year General Permit - Recreational Use of submerged land located in Lake Tahoe at Agate Bay near Tahoe Vista, Placer County, for reconstruction and maintenance of a pier utilized for noncommercial multiple-use recreational boating. (Gordon; PRC 3994) (A 7; S 1)
- C42 **STATE LANDS COMMISSION (PARTY):** Consider authorizing revisions of the dredging lease form. (Martinez; WP 9977)

* See Attached

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| MINUTE PAGE | 589 |

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C43 INFORMATIONAL: DEPARTMENT OF WATER RESOURCES (PARTY): Staff acknowledgement of a Notice of Proposed Use of State Land pursuant to an effective Memorandum of Understanding by and between State Lands Commission and Department of Water Resources concerning a proposal to construct a temporary rock barrier in Old River, San Joaquin County. (Grimmett; PRC 5893) (A 26; S 5)

C44 COUNTY OF SAN BERNARDINO REAL ESTATE SERVICES DEPT.; STATE LANDS COMMISSION (PARTIES): Authorize, as both State Lands Commission and School Land Bank Trustee, to sell and subsequently issue a patent to the County of San Bernardino. The parcel will be used for a county-wide Public Radio Safety System (Microwave Facility). (Reese; SA 5700) (A 61; S 25)

C45 CALIFORNIA DEPARTMENT OF PARKS AND RECREATION; CALIFORNIA DEPARTMENT OF FISH AND GAME (PARTIES): Consider a twenty-five year lease to the California Department of Parks and Recreation and the Department of Fish and Game, San Luis Obispo County. (Fossum, Maricle; W 24095, W 24300) (A 29; S 14)

C46 STATE LANDS COMMISSION (PARTY): Consider a Memorandum of Understanding (MOU) among members of the Review Subcommittee of the State Interagency Oil Spill Committee regarding subcommittee procedures. (Meier, Gregory; W 9777.102)

C47 DEPARTMENT OF THE ARMY (PARTY): Cession of Concurrent Criminal Jurisdiction at Fort Hunter Liggett, Monterey County. (Frey; W 24715) (A 29; S 14)

V. REGULAR CALENDAR ITEMS 48 - 58

48 ELVA I. RADFORD, DBA MOSSDALE MARINA (APPLICANT): Consider a fifteen-year General Lease - Commercial Use of tide and submerged land located in the San Joaquin River at the Mossdale Wye near Lathrop, San Joaquin County, for maintenance and operation of marina facilities utilized for commercial purposes and maintenance of concrete riprap material utilized for erosion control and bank protection purposes. (Gordon; W 23081) (A 26; S 5)

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- 49 REGENCY-WILSON III, A CALIFORNIA LIMITED PARTNERSHIP (PARTY): Authorize execution of a Title Settlement and Boundary Line Agreement setting the Ordinary High and Low Water marks for property along the San Joaquin River in the City of Fresno, County of Fresno. (A. Scott; W 24325) (A 32; S 14)
- 50 CITY OF SAN DIEGO CLEAN WATER PROJECT (LESSEE): Consider an amendment to lease PRC 7029 for the extension of an existing waste water outfall pipeline, San Diego County, to extend the length of the existing outfall across State land into federal waters which is required in order to satisfy the standards of the State Ocean Plan of the State Water Resources Control Board. (A. Scott; PRC 7029) (A 75; S 38)
- 51 CITY OF STOCKTON (APPLICANT): Consider approval of a 30-year General Permit - Public Agency Use of sovereign land located in Twelve-Mile Slough, Ten-Mile Slough, Five-Mile Slough, Mosher Slough, San Joaquin River, and the Stockton Deep Water Channel in the City of Stockton, San Joaquin County, for the installation, use, and maintenance of sewer lines. (Fong; W 24619) (A 26; S 5)
- 52 COUNTY OF DEL NORTE (APPLICANT): Deny, without prejudice, the application for dredging permit filed by the County of Del Norte, Department of Public Works, to breach lakes Earl and Talawa, Del Norte County. (Dugal; WP 5231) (A 1; S 1)
- 53 MAVERICK PROPERTIES (APPLICANT): Terminate subject permit, Sacramento River at Mile 61.55, Sacramento County. Property has been sold and no application has been received by the Commission for an assignment. (Simmons; PRC 7172) (A 10; S 6)
- 54 STATE LANDS COMMISSION (PARTY): Certify Final EIR for proposed geothermal development for certain State lands within the Geysers Area, Lake, Mendocino and Sonoma counties. (Willard; W 40571) (A 2, 8; S 2, 4)
- 55 VICERGY GOLD (APPLICANT): Approve a Mineral Prospecting Permit for valuable minerals other than oil, gas, geothermal resources, or sand and gravel on State school land in San Bernardino County. (Kruger; W 40641) (A 61; S 25)

* See Attached

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56 GRUPE DEVELOPMENT ASSOCIATES, RECLAMATION DISTRICT 2074, CITY OF STOCKTON, ET AL (PARTIES): Consider extension of time for construction of Pedestrian Trail Brookside Project in the San Joaquin County, City of Stockton. (Rump, Cox; AD 109) (A 26; S 5)

57 GREAT BASIN UNIFIED AIR POLLUTION CONTROL DISTRICT (APPLICANT): Consider approval of a General Permit - Public Agency Use and Memorandum of Agreement to implement a bioremediation and dust abatement project to limit dirt pollution generated by Owens Lake, Inyo County. (S. Sekelsky; W 24777) (A 34; S 15)

58 STATE LANDS COMMISSION (PARTY): Consider a Memorandum of Understanding between the Texas General Land Office and the State Lands Commission regarding coordination and communication in marine oil pollution prevention efforts. (Meier, Gregory; W 9777.32)

VI. LEGISLATIVE REPORT

VII. EXECUTIVE OFFICER'S REPORT

* See Attached

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| CALENDAR PAGE | _____ |
| MINUTE PAGE | _____ 302 _____ |