

**CALENDAR ITEM  
C02**

MINUTE ITEM  
This Calendar Item No. C02  
was approved as Minute Item  
no. 02 by the State Lands  
Commission by a vote of 3  
to 0 at its 02/12/97  
meeting.

A 8  
S 4

02/12/97  
PRC 7906 WP 7906.1  
L. Burks

**AMENDMENT OF GENERAL LEASE - RIGHT OF WAY USE**

**LESSEE:**

Delta Gas Gathering, Inc.  
Attn: Pat Rogers  
555 University Avenue, Suite 180  
Sacramento, California 95825

**AREA, LAND TYPE, AND LOCATION:**

0.62 acres, more or less, of tide and submerged lands in the Sacramento River  
between Randall and Merritt Islands, Sacramento and Yolo counties.

**AUTHORIZED USE:**

A six-inch welded steel natural gas pipeline.

**LEASE TERM:**

20 years, beginning August 15, 1996.

**CONSIDERATION:**

\$139.50 per annum; with the State reserving the right to fix a different rental  
periodically during the lease term.

**PROPOSED AMENDMENT:**

Section 1 is amended to delete the construction limiting dates. All other terms  
and conditions of the lease shall remain without amendment.

**OTHER PERTINENT INFORMATION:**

1. Applicant is permittee of the uplands adjoining the lease premises.
2. Under Paragraph 16 of the State Reclamation Board Encroachment Permit, no excavation is to be made or allowed to remain in the levee section or beneath the levee section during the flood season, from November 1 to April 15. Due to this restriction, Lessee cannot begin construction until after April 15, 1997. It is therefore necessary to amend

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the lease to delete the construction limiting dates. The Lessee will be required to comply with the construction windows imposed by the California Department of Fish and Game and the State Reclamation Board.

3. On August 21, 1996, the Commission certified and adopted negative declaration ND 675, State Clearinghouse No. 96052119, and a Monitoring Program for this project. Based upon staff's review of the project as currently proposed, no modifications to the previously adopted negative declaration and monitoring program are needed.
4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

**EXHIBITS:**

- A. Land Description
- B. Location Map

**PERMIT STREAMLINING ACT DEADLINE:**

N/A

**RECOMMENDED ACTION:**

IT IS RECOMMENDED THAT THE COMMISSION:

**CEQA FINDING:**

FIND THAT THE COMMISSION PREVIOUSLY ADOPTED NEGATIVE DECLARATION, ND 675, STATE CLEARINGHOUSE NO. 96052119, AND A MONITORING PROGRAM FOR THIS PROJECT ON AUGUST 21, 1996, PURSUANT TO THE PROVISIONS OF THE CEQA AND THAT THE PROJECT, AS PROPOSED, WILL NOT REQUIRE ANY MODIFICATIONS TO SUCH CEQA DOCUMENT.

**SIGNIFICANT LANDS INVENTORY FINDING:**

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

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**AUTHORIZATION:**

AUTHORIZE ISSUANCE OF AN AMENDMENT EFFECTIVE AUGUST 15, 1996, TO LEASE NO. PRC 7906.1, GENERAL LEASE - RIGHT OF WAY USE, TO DELETE THE CONSTRUCTION LIMITING DATES AS FOLLOWS: "CONSTRUCTION BEGINNING DATE: N/A, AND COMPLETION DATE: N/A".

LESSEE WILL BE REQUIRED TO COMPLY WITH THE CONSTRUCTION WINDOWS IMPOSED BY THE CALIFORNIA DEPARTMENT OF FISH AND GAME AND THE STATE RECLAMATION BOARD.

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LAUGENOUR AND MEIKLE  
CIVIL ENGINEERS

1757-16  
January 26, 1996  
P. J. A.

DESCRIPTION  
for  
CALIFORNIA ENERGY EXCHANGE CORPORATION  
PROPOSED BORE LOCATION  
RANDALL ISLAND  
SACRAMENTO COUNTY, CALIFORNIA

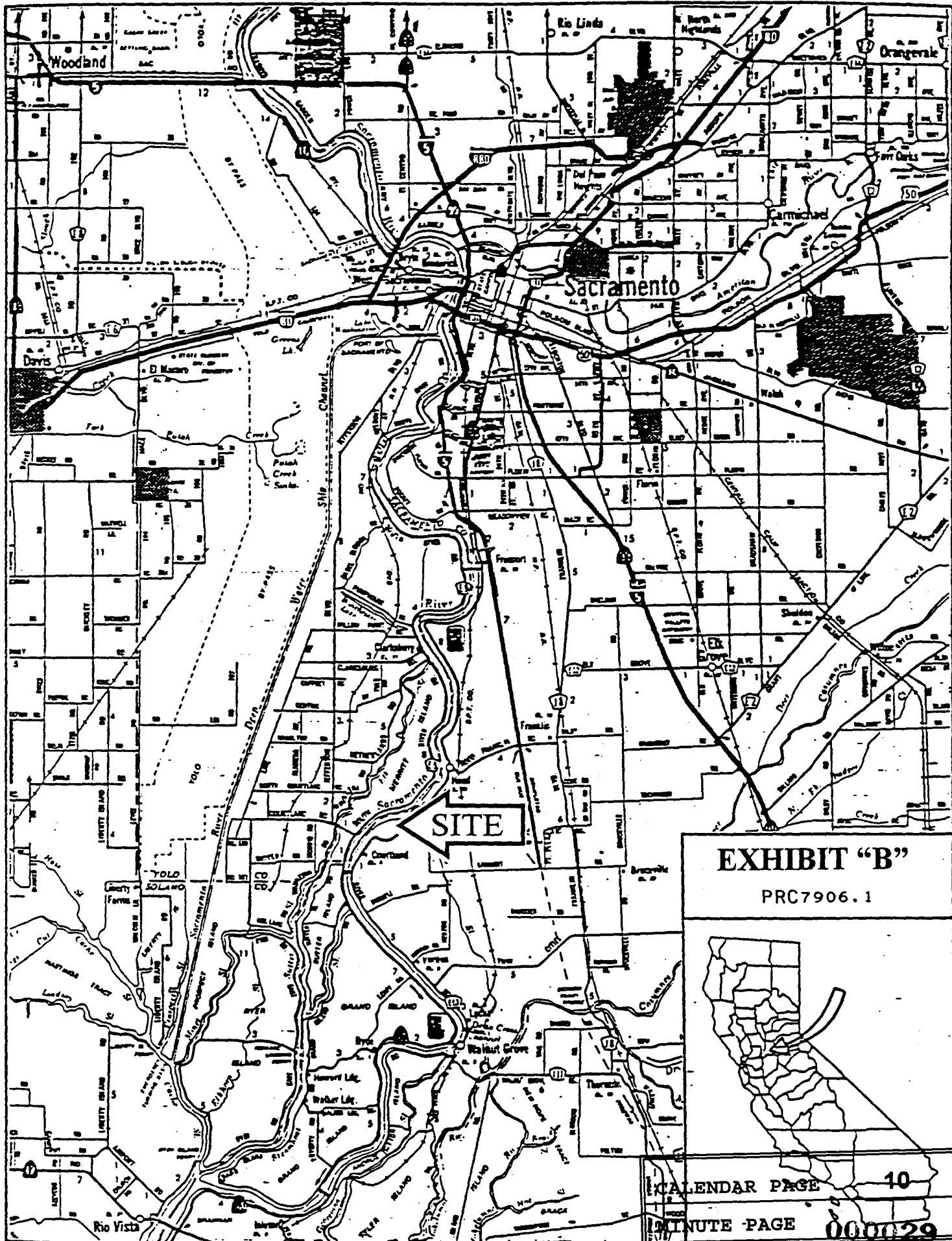
A portion of projected Section 28, Township 6 North, Range 4 East, Mount Diablo Meridian, Yolo and Sacramento Counties, California, being more particularly described as follows:

A strip of land fifty (50) feet wide, lying twenty-five (25) feet on each side of the following described centerline:

Beginning at a point in the center of the levee road known as the South River Road (also known as County Road No. 140) on the Northwesterly or right bank of the Sacramento River in Yolo County, said point being distant South  $80^{\circ}20'05''$  West 77.78 feet from the most Southerly Southwest corner of Parcel 1 as said Parcel appears on Parcel Map No. 3405, filed September 24, 1985, in Book 7 of Parcel Maps, at Page 89, Yolo County Records; thence, from said POINT OF BEGINNING, leaving said levee road South  $20^{\circ}25'44''$  East 8.32 feet; thence South  $13^{\circ}01'11''$  East 653.86 feet to a point on the levee road on the Southeasterly or left bank of the Sacramento River in Sacramento County on Randall Island and being the end of this strip of land.

EXCEPTING THEREFROM any portion lying above the ordinary high water marks of the Sacramento River.

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**EXHIBIT "B"**

PRC7906.1



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