

**MINUTE ITEM
64**

CALENDAR DATE: May 12, 1997

WORK ORDER: PRC 1449

NEGOTIATOR: N. Smith

**UNION OIL COMPANY OF CALIFORNIA (ASSIGNOR);
TOSCO CORPORATION (ASSIGNEE)**

Pulled prior to Commission Meeting
Item attached

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CALENDAR ITEM

C64

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05/12/97
PRC 1449.1
N. Smith

ASSIGNMENT OF LEASE

LESSEE/ASSIGNOR:

Union Oil Company of California
2555 Willow Road
Arroyo Grande, California 93420

ASSIGNEE:

Tosco Corporation
Attn: Mr. B. R. Swanson
Avon Refinery
Martinez, California 94533

AREA, LAND TYPE, AND LOCATION:

4.59 acres, more or less, of tide and submerged land in the Pacific Ocean offshore of Pismo State Beach (now known as the Oceano Dunes State Vehicular Recreation Area), near the city of Santa Maria, San Luis Obispo County.

AUTHORIZED USE:

Maintenance and use of an 18-inch diameter wastewater outfall pipeline, and retention of existing abandoned 14-inch diameter wastewater outfall pipeline.

LEASE TERM:

49 years beginning October 25, 1954.

CONSIDERATION:

\$1,428 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

OTHER PERTINENT INFORMATION:

1. Applicant owns the uplands adjoining the lease premises.

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2. Tosco Corporation has purchased the Santa Maria Refinery from Unocal, effective April 1, 1997.
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA because the activity is not a "project" as defined by the CEQA and the State CEQA Guidelines.
Authority: Public Resources Code section 21065 and Title 14, California Code of Regulations, section 15378.

EXHIBITS:

- A. Land Description
- B. Site Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURUSANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

AUTHORIZATION:

AUTHORIZE THE ASSIGNMENT OF LEASE NO. PRC 1449.1, A GENERAL LEASE-RIGHT OF WAY USE OF TIDE AND SUBMERGED LANDS IN THE PACIFIC OCEAN NEAR SANTA MARIA, SAN LUIS OBISPO COUNTY; FROM UNION OIL COMPANY OF CALIFORNIA TO TOSCO CORPORATION, EFFECTIVE APRIL 1, 1997.

ALL OTHER TERMS AND CONDITIONS OF THE LEASE SHALL REMAIN UNCHANGED.

EXHIBIT A
LAND DESCRIPTION

PRC 1449.1

A strip of tide and submerged land 100 feet wide in the Pacific Ocean near Oso Flaco Lake, San Luis Obispo County, California, said strip lying 50 feet on each side of the following described centerline:

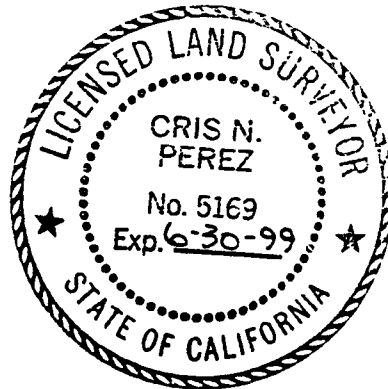
BEGINNING at the westerly terminus of the pipeline easement centerline described in the deed to the Union Oil Company of California and recorded in Book 1755, Page 553, Official Records of San Luis Obispo County; thence along said pipeline and its prolongation N79°11'32"W, 2000 feet to the end of the herein described line.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the Pacific Ocean.

The bearing in the above description is based on the California Coordinate System, Zone 5.

END DESCRIPTION

PREPARED AUGUST 8, 1995 BY CRIS N. PEREZ, L.S. #5169



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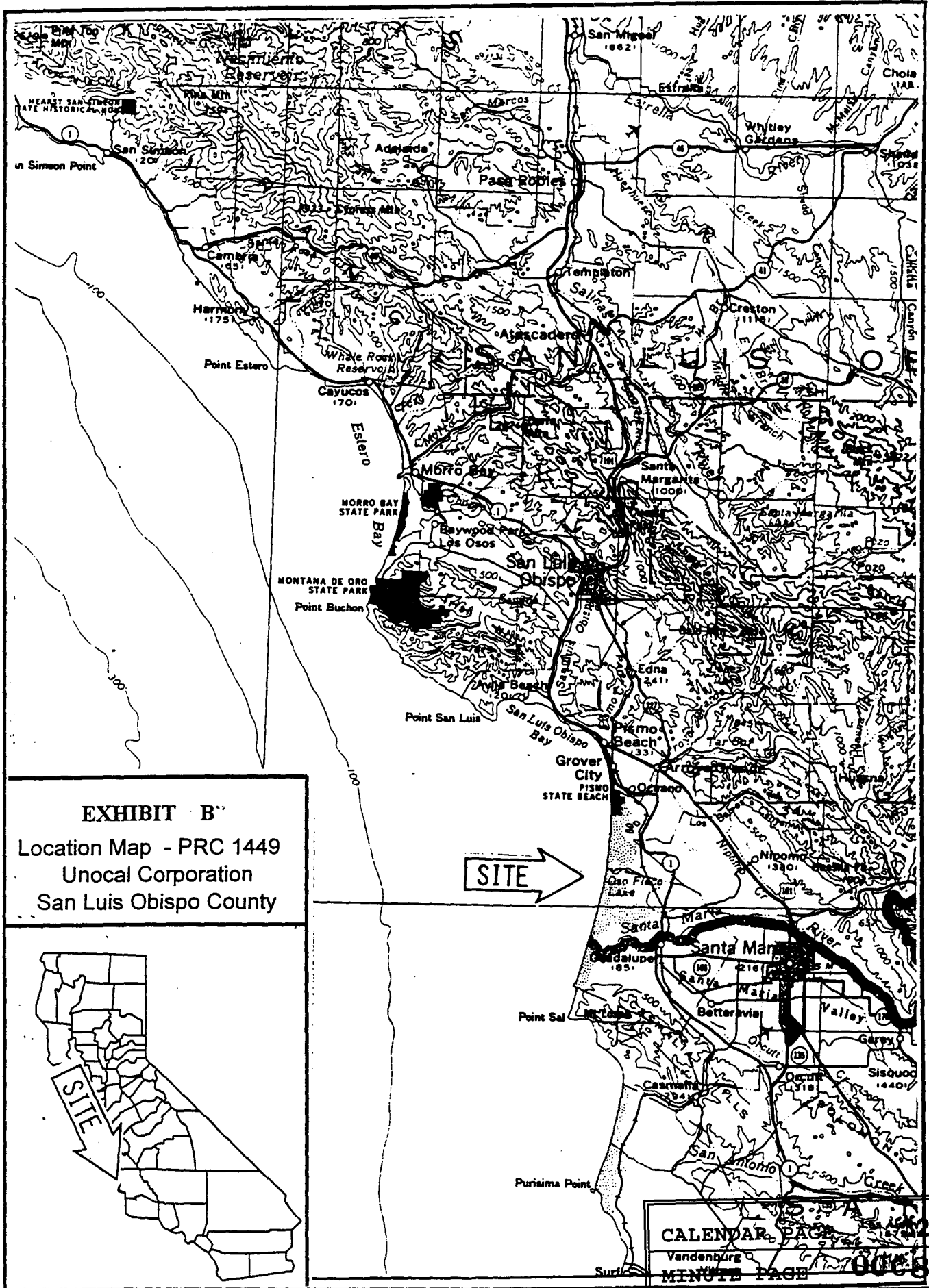


EXHIBIT B
 Location Map - PRC 1449
 Unocal Corporation
 San Luis Obispo County



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