

**MINUTE ITEM**

This Calendar Item No. ~~C54~~ was approved as Minute Item No. ~~54~~ by the California State Lands Commission by a vote of ~~3~~ to ~~0~~ at its 6-19-98 meeting.

**CALENDAR ITEM  
C54**

A 2  
S 4

06/19/98  
WP 7602.1  
D. Jones

**ASSIGNMENT OF LEASE**

**LESSEE/ASSIGNOR:**

Montis Niger, Incorporated  
4000 Kruse Way Place, Building One, Suite 255  
Lake Oswego, Oregon 97035

**ASSIGNEE:**

Calpine Fuels Corporation/Calpine Gas Company  
50 West San Fernando Street  
San Jose, California 95113

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

0.166, more or less, of sovereign lands in the Sacramento River, near Knights Landing, Sutter and Yolo Counties.

**AUTHORIZED USE:**

An eight inch natural gas pipeline approximately 600 feet in length.

**LEASE TERM:**

20 years, beginning January 1, 1992.

**CONSIDERATION:**

\$250 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 has a right to use the uplands adjoining the lease premises.

CALENDAR PAGE	265
MINUTE PAGE	003488

CALENDAR ITEM NO. C54 (CONT'D)

2. 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.

3. 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.
4. As of January 30, 1997, Calpine Fuels Corporation acquired all of the issued and outstanding capital stock of Montis Niger, Incorporated. After Calpine Fuels Corporation acquired the stock, a Certificate of Amendment of Certificate of Incorporation was filed July 25, 1997 naming the corporation "Calpine Gas Company." Thus, the Assignment reflects the name change of the Assignee/Lessee.

**EXHIBITS:**

- A. Location Map

**PERMIT STREAMLINING ACT DEADLINE:**

N/A

**RECOMMENDED ACTION:**

IT IS RECOMMENDED THAT THE COMMISSION:

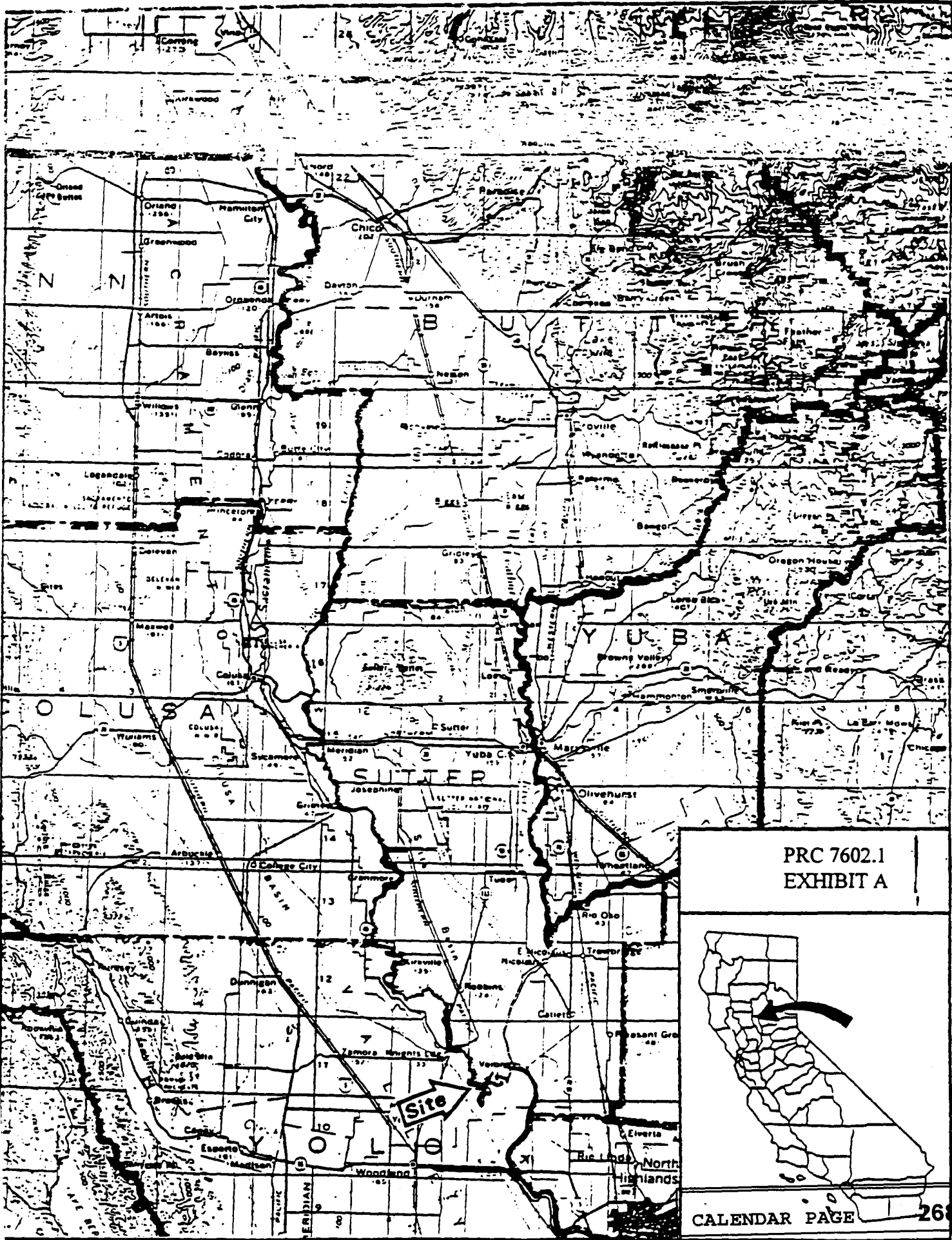
CALENDAR ITEM NO. C54 (CONT'D)

**CEQA FINDING:**

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT 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 7602.1, A GENERAL LEASE - RIGHT-OF-WAY USE, OF LANDS ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; FROM MONTIS NIGER, INCORPORATED TO CALPINE FUELS CORPORATION/CALPINE GAS COMPANY, EFFECTIVE JANUARY 30, 1997.



PRC 7602.1  
EXHIBIT A



CALENDAR PAGE 268  
MINUTE PAGE 003491