

**CALENDAR ITEM
C25**

A 11
S 3

06/21/13
PRC 8338.1
W. Hall

**TERMINATION OF A GENERAL LEASE –
RIGHT-OF-WAY USE**

LESSEE:

Slawson Exploration Company, Inc.
727 N. Wako, Suite 400
Wichita, KS 67203

AREA, LAND TYPE, AND LOCATION:

0.64 acre, more or less, of sovereign land in Nurse Slough, Honker Bay, near the city of Fairfield, Solano County.

AUTHORIZED USE:

Construction, use, and maintenance of a three-inch diameter natural gas gathering pipeline within a six-inch pipeline casing, 134 feet in length, to be attached to an existing bridge.

LEASE TERM:

20 years, beginning July 1, 2001.

CONSIDERATION:

\$100 per year, with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

SPECIFIC LEASE PROVISIONS:

Insurance: Liability insurance in an amount no less than \$1,000,000 per occurrence.

Surety: Surety bond or other security in the amount of \$5,000.

OTHER PERTINENT INFORMATION:

1. Applicant has the right to use the upland adjoining the lease premises.
2. On September 17, 2001, the Commission authorized a 20-year General Lease – Right-of-Way use to Slawson Exploration Company, Inc. for the

CALENDAR ITEM NO. **C25** (CONT'D)

construction use and maintenance of a three-inch diameter natural gas gathering pipeline within a six-inch pipeline casing, 134 feet in length, to be attached to an existing bridge. That lease expires on June 30, 2021.

3. On November 14, 2012, Lessee informed staff the proposed pipeline was never built and Lessee no longer has plans to construct a pipeline at this location.
4. On January 17, 2013, Lessee submitted an application for termination of the lease. Staff recommends authorization of termination for Lease No. PRC 8338.1.
5. The staff recommends that the Commission find that the subject lease termination does not have a potential for resulting in either a direct or a reasonably foreseeable indirect physical change in the environment, and is, therefore, not a project in accordance with the California Environmental Quality Act (CEQA).

Authority: Public Resources Code section 21065 and California Code of Regulations, Title 14, sections 15060, subdivision (c)(3), and 15378.

EXHIBITS:

- A. Land Description
- B. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the subject lease termination is not subject to the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15060, subdivision (c)(3), because the subject activity is not a project as defined by Public Resources Code section 21065 and California Code of Regulations, Title 14, section 15378.

AUTHORIZATION:

Authorize termination, effective June 21, 2013, of Lease No. PRC 8338.1, a General Lease – Right-of-Way Use, issued to Slawson Exploration Company, Inc.

EXHIBIT A

PRC 8338.1

LAND DESCRIPTION

A 20 foot wide strip of tide and submerged land lying in the bed of Nurse Slough, also lying within the Southeast one-quarter of Projected Section 18, Township 4 North, Range 1 East, M.D.M., situate in the County of Solano, State of California, the centerline of which is described as follows:

Beginning at the point of intersection of the centerline of a gravel road with the centerline of the Eastern Levee of Nurse Slough, from which a point on the centerline of the east end of an existing wooden and steel bridge, the California State Plane Coordinate of which is North 1,828,942.64, East 6,589,650.16, U.S. Survey Feet, NAD '83 (1992 adjustment) Zone 2, bears North 88° 54' 00" West, 600.00 feet; thence, from said Point of Beginning, along the centerline of said gravel road, North 88° 54' 00" West, 600.00 feet to the east end of said bridge; thence, South 01° 49' 28" West 7.22 feet, thence North 88° 10' 32" West, parallel to the centerline of said bridge, 132.09 feet, more or less, to the west end of said bridge; thence North 01° 49' 28" East 7.22 feet to the centerline of the west end of said bridge; thence, along the centerline of a gravel road, North 88° 35' 00" West 500.00 feet, more or less, to the intersection of the centerline of said road with the centerline of the Western Levee of Nurse Slough and the end of this description.

Excepting therefrom any portion lying landward of the Ordinary High Water Mark.

Edgar D. Brown

Edgar D. Brown, L.S. 5405
License Expires September 30, 2004



NO SCALE

SITE



NURSE SLOUGH, SOLANO COUNTY

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

Exhibit B

PRC 8338.1
SLAWSON EXPLORATION CO.
APN 0048-040-23
TERMINATION OF
GENERAL LEASE -
RIGHT-OF-WAY USE
SOLANO COUNTY

