

48. (PACIFIC GAS AND ELECTRIC COMPANY, APPLICATION FOR RIGHT-OF-WAY EASEMENT CROSSING SACRAMENTO RIVER, SACRAMENTO COUNTY - W.O. 699, P.R.C. 529) The Commission was informed that Pacific Gas and Electric Company has applied for a right of way easement 100 feet in width and 617 feet in length across Sacramento River near Isleton, Sacramento County, for the installation, maintenance and use of a pipe line transporting gas for a term of fifteen years with right of renewal for three additional periods of ten years each. Annual rental under Commission's policy is \$52.34.

The pipe line to be constructed across the Sacramento River on the right-of-way applied for would transport gas that would be produced from upland wells in excess of that purchased from wells on the State lease in the river. The State lease is produced under the Rio Vista Ratable Taking Plan. The Brazos Oil and Gas Company, which would benefit from the pipe line across the river have heretofore refused to produce their wells in accordance with the Rio Vista Ratable Taking Plan.

In discussing the State's problem, the staff has suggested to Pacific Gas and Electric Company that the easement be granted subject to agreement by the Brazos Oil and Gas Company and any other operator delivering gas to the proposed line, that such deliveries would not be in excess of individual well rates which would be assigned in the event that the producing wells were operated in accordance with the Rio Vista Ratable Taking Plan or alternatively under any future equitable production plan if it should be determined that the productive area of wells delivering gas to the subject line were considered as a producing unit separate from the Rio Vista Gas Field.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE EXECUTIVE OFFICER TO ISSUE TO PACIFIC GAS AND ELECTRIC COMPANY, A RIGHT OF WAY EASEMENT 100 FEET IN WIDTH AND 617 FEET IN LENGTH ACROSS SACRAMENTO RIVER NEAR ISLETON, SACRAMENTO COUNTY, FOR A PERIOD OF FIFTEEN YEARS AT AN ANNUAL RENTAL OF \$52.34, TOGETHER WITH THE RIGHT OF RENEWAL FOR THREE ADDITIONAL PERIODS OF TEN YEARS EACH AT SUCH TERMS AS MAY BE DETERMINED PRIOR TO EACH RENEWAL PERIOD FOR THE INSTALLATION, MAINTENANCE AND USE OF A PIPE LINE TRANSPORTING GAS, PERFORMANCE BOND IN THE AMOUNT OF \$1,000.00 TO BE FURNISHED, SUBJECT TO THE CONDITION THAT BRAZOS OIL AND GAS COMPANY AND ALL OTHER PRODUCERS DELIVERING GAS TO THIS PIPE LINE AGREE THAT DELIVERIES OF GAS UNDER THEIR PACIFIC GAS AND ELECTRIC CONTRACT WILL BE (1) NOT IN EXCESS OF INDIVIDUAL WELL PRODUCTION RATES AS DETERMINED FROM THE RIO VISTA RATABLE TAKING PLAN OR (2) IN ACCORDANCE WITH AN EQUITABLE PRODUCTION PLAN FOR THE ISLETON AREA SHOULD IT BE DETERMINED TO BE A SEPARATE PRODUCING UNIT OUTSIDE OF THE TECHNICALLY DESCRIBED RIO VISTA GAS FIELD.

49. (COUNTY OF SANTA BARBARA - APPLICATION FOR PERMIT TO CONSTRUCT A TIMBER PIER IN PACIFIC OCEAN AT GAVIOTA, SANTA BARBARA COUNTY - W.O. 651, P.R.C. 530) The Commission was informed that the County of Santa Barbara has applied for a permit to occupy certain tide and submerged lands in the Pacific Ocean adjacent to Gaviota Beach County Park for the purpose of constructing, maintaining and using a timber recreational pier 540 feet in length. Neither fee nor rental is required from political subdivisions of the State.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE EXECUTIVE OFFICER TO ISSUE TO THE COUNTY OF SANTA BARBARA A PERMIT TO OCCUPY CERTAIN TIDE AND SUBMERGED LANDS IN THE PACIFIC OCEAN ADJACENT TO GAVIOTA BEACH COUNTY PARK, SANTA BARBARA COUNTY, FOR THE CONSTRUCTION, MAINTENANCE AND USE OF A RECREATIONAL PIER AND FOR SUCH TIME AS THE LANDS SHALL BE USED FOR THE PURPOSE