

MINUTE ITEM

8/28/68

20. RIGHT-OF-WAY ACROSS SOVEREIGN LAND OF MIDDLE RIVER, SAN JOAQUIN COUNTY, FOR MAINTENANCE OF A GAS PIPELINE; PACIFIC GAS & ELECTRIC COMPANY - W.O. N-0195; P.R.C. 4020.1.

After consideration of Calendar Item 26 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE TO PACIFIC GAS & ELECTRIC COMPANY OF A 49-YEAR RIGHT-OF-WAY, FROM APRIL 19, 1968, IN CONSIDERATION OF ANNUAL RENT DURING THE FIRST FIVE YEARS OF \$38.72, WITH STATE RESERVING THE RIGHT TO REVIEW AND RESET A REASONABLE RENTAL ON EACH FIFTE<sup>TH</sup> ANNIVERSARY, FOR MAINTENANCE OF AN 8" GAS PIPELINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment

Calendar Item 26 (2 pages)

CALENDAR ITEM

8/68  
W.O. N-0195

26.

RIGHT OF WAY

APPLICANT: Pacific Gas & Electric Company

LOCATION: A 20- x 484-foot strip of sovereign land across Middle River between Union and Roberts Islands, San Joaquin County

PRESENT USE: The maintenance of an 8" gas pipeline

TERM: 49 years, from April 19, 1968

CONSIDERATION: \$38.72 per annum during the first five years, with State reserving the right to review and reset a reasonable rental on each fifth anniversary

BASIS FOR CONSIDERATION:  
One cent per pipeline diameter inch per lineal foot

PREREQUISITE ITEM:  
Applicant is lessee or permittee of upland

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509
- b. Administrative Code: Title 2, Div. 3, Secs. 2000-2011
- c. Commission policy: Minute Item 18 of November 18, 1959

OTHER PERTINENT INFORMATION:  
The site formerly was leased to Standard Oil Company of California under Lease P.R.C. 3040.1. Pacific Gas & Electric Company is the new owner of the facility and a lease quitclaim deed covering the leased premises has been executed by Standard.

EXHIBITS: A. Legal description B. Location map

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO PACIFIC GAS & ELECTRIC COMPANY OF A 49-YEAR RIGHT OF WAY, FROM APRIL 19, 1968, IN CONSIDERATION OF ANNUAL RENT DURING THE FIRST FIVE YEARS OF \$38.72, WITH STATE RESERVING THE RIGHT TO REVIEW AND RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY, FOR MAINTENANCE OF AN 8" GAS PIPELINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W.O.: N-0195

Lessee: Pacific Gas & Electric Company

That portion of the navigable channel known as Middle River between Union Island and the Drexler Tract on Roberts Island in San Joaquin County, lying between two lines drawn from the ordinary high water mark on the North Bank to the ordinary high water mark on the South Bank thereof, one on each side of, distant 10 feet measured perpendicularly to and parallel with the following described center line:

BEGINNING at a point in the North Levee of said Middle River, said point being 443 feet distant from and bearing South 25° 30' East from the center of the East End of the Borden Highway Bridge over said Middle River; thence South 12° 02' West a distance of 484 feet, more or less, to a point on the South Levee of said Middle River, containing 0.222 acre.