

MINUTE ITEM

8/28/68

21. RIGHT-OF-WAY ACROSS SOVEREIGN LAND OF OLD RIVER, SAN JOAQUIN AND CONTRA COSTA COUNTIES, FOR MAINTENANCE OF A GAS PIPELINE; PACIFIC GAS & ELECTRIC COMPANY - W.O. N-0224; P.R.C. 4021.1.

After consideration of Calendar Item 28 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 \$23.76, 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

Calendar Item 28 (2 pages)

CALENDAR ITEM

8/68  
W.O. N-0224

28.

RIGHT OF WAY

APPLICANT: Pacific Gas & Electric Company

LOCATION: A 20- x 297-foot strip of sovereign land across Old River between Union Island in San Joaquin County and Clifton Court Tract in Contra Costa County

PRESENT USE: The maintenance of an 8" gas pipeline

TERM: 49 years, from April 19, 1968

CONSIDERATION: \$23.76 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. 3041.1. 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 \$23.76, 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-0224

Lessee: Pacific Gas & Electric Company

That portion of the navigable channel known as Old River between Union Island in San Joaquin County, and Clifton Court Tract in Contra Costa County, in Section 20, T. 1 S., R. 4 E., lying between two lines drawn from the ordinary high water mark on the east bank to the ordinary high water mark on the west 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 east levee of said Old River, said point being 120.9 feet distant from and bearing North  $38^{\circ} 07'$  West from a five inch diameter iron marker set midway between two concrete abutments at the top of the ramp of the Clifton Court Road Ferry on the east levee; thence South  $66^{\circ} 19'$  West across said Old River a distance of 297 feet, more or less, to a point on the west levee of said Old River, containing 0.136 acre.