

MINUTE ITEM

12/20/73  
NJK

15. 10-YEAR RIGHT-OF-WAY, TIDE AND SUBMERGED LAND IN NAPA RIVER, NAPA COUNTY; NAPA VALLEY CABLEVISION, INC. - W 20437, PRC 4847.1.

After consideration of Calendar Item 13 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT NO POSSIBLE SIGNIFICANT EFFECT ON THE ENVIRONMENT WILL RESULT AND THAT AN ENVIRONMENTAL IMPACT REPORT IS THEREFORE NOT REQUIRED UNDER THE PROVISIONS OF 14 CAL. ADM. CODE 15080 AND 2 CAL. ADM. CODE 2908.
2. AUTHORIZES THE ISSUANCE TO NAPA VALLEY CABLEVISION, INC. OF A 10-YEAR RIGHT-OF-WAY FROM DECEMBER 1, 1973; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$20, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; FOR INSTALLATION AND MAINTENANCE OF OVERHEAD TELEVISION CABLES ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 13 (3 pages)

CALENDAR ITEM

12/73  
NJK  
W 20437

13.

RIGHT-OF-WAY

APPLICANT: Napa Valley Cablevision, Inc.

LOCATION: A .064-acre parcel of tide and submerged land in Napa River, Napa County.

LAND USE: Overhead television cables.

TERMS OF PROPOSED LEASE:  
10 years, from December 1, 1973; with the State reserving the right to fix a different rental on each fifth anniversary of the lease.

CONSIDERATION: \$20 per annum, with the State reserving the right to fix a different rental on each fifth anniversary of the lease.

BASIS FOR CONSIDERATION:  
Minimum rental for this type of lease.

PREREQUISITE TERMS:  
U. S. Army Corps of Engineers permit issued.  
Permission to use P.G. & E. power poles has been granted.

STATUTORY AND OTHER REFERENCES:  
a. Public Resources Code: Div. 6, Parts 1 and 2.  
b. Administrative Code: Title 2, Div. 3, Arts. 1, 2 and 10.

OTHER PERTINENT INFORMATION:  
The site is currently covered by Lease PRC 2251.1 issued to Pacific Gas and Electric Company on October 28, 1958. Improvements authorized at that time were overhead power lines. The Division has determined that installation of the cables will have no possible significant effect on the environment and that an environmental impact report is not required.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT NO POSSIBLE SIGNIFICANT EFFECT ON THE ENVIRONMENT WILL RESULT AND THAT AN ENVIRONMENTAL IMPACT REPORT IS THEREFORE NOT REQUIRED UNDER THE PROVISIONS OF 14 CAL. ADM. CODE 15080 AND 2 CAL. ADM. CODE 2908.

CALENDAR ITEM NO. 13. (CONTD)

2. AUTHORIZE THE ISSUANCE TO NAPA VALLEY CABLEVISION, INC. OF A 10-YEAR RIGHT-OF-WAY FROM DECEMBER 1, 1973; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$20, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; FOR INSTALLATION AND MAINTENANCE OF OVERHEAD TELEVISION CABLES ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20437

A strip of tide and submerged land 10 feet wide extending across the Napa River, approximately 45 feet northerly of and parallel with the Maxwell Bridge lift span on Imola Ave West, Napa, Napa County, California, said strip lying 5 feet on each side of the following described centerline:

COMMENCING at S.L.C. Monument "IMOLA", having coordinates  $X = 1,919,077.75$ ,  $Y = 224,021.00$ ; thence  $S 06^{\circ} 08' W$ , 14.5 feet to the TRUE POINT OF BEGINNING; thence  $N 83^{\circ} 52' W$ , 800 feet across the Napa River and the end of the herein-described centerline.

EXCEPTING THEREFROM any portion lying landward of the Ordinary High Water Mark.

The basis of bearings of this description is the California Coordinate System, Zone 2.

END OF DESCRIPTION