

9. RENEWAL AND AMENDMENT OF LEASE PRC 498, TIDE AND SUBMERGED LAND IN OLD RIVER IN THE COUNTIES OF SAN JOAQUIN AND CONTRA COSTA; PACIFIC GAS AND ELECTRIC COMPANY - WP 498, PRC 498.

After consideration of Calendar Item 7 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085; 14 CAL. ADM. CODE 15100, ET SEQ., AND 2 CAL. ADM. CODE 2910(a).
2. AUTHORIZES THE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 10-YEAR RENEWAL OF LEASE PRC 498 FROM FEBRUARY 10, 1975; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$89.60, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; AND AN AMENDMENT TO ADD PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$200,000/\$600,000 FOR PERSONAL INJURY AND \$100,000 FOR PROPERTY DAMAGE; FOR THE CONTINUATION AND MAINTENANCE OF AN EXISTING GAS PIPELINE ON THE LAND DESCRIBED ON PAGE 1 OF LEASE PRC 498 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 7 (2 pages)

CALENDAR ITEM

12/74
HAM
WP 498

7.

RENEWAL AND AMENDMENT OF LEASE PRC 498.1,
A RIGHT-OF-WAY

APPLICANT: Pacific Gas and Electric Company.

AREA, TYPE LAND AND LOCATION:

A 50' x 640' strip of tide and submerged land in Old River
in the Counties of San Joaquin and Contra Costa.

LAND USE: 14" gas pipeline facility.

TERMS OF ORIGINAL LEASE:

Initial period: 15 years, from February 10, 1950.

Renewal options: 2 successive periods of 10 years each.

Surety bond: \$1,000.

Consideration: \$52.24 per annum.

TERMS OF LEASE DURING RENEWAL PERIOD FROM FEBRUARY 10, 1975, TO FEBRUARY 9, 1985:

Public liability insurance:

\$200,000/\$600,000 for personal injury and
\$100,000 for property damage.

CONSIDERATION: \$89.60 per annum, with the State reserving the right to fix
a different rental on each fifth anniversary of the lease.

BASIS FOR CONSIDERATION:

2 Cal. Adm. Code 2005(b)(6).

PREREQUISITE TERMS:

Applicant is lessee or permittee of upland.

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Parts 1 and 2.
- b. Administrative Code: Title 2, Div. 3, Arts. 1, 2 & 10;
Title 14, Section 15100, et seq.

OTHER PERTINENT INFORMATION:

1. An environmental impact report is not required. This transaction is within the purview of 2 Cal. Adm. Code 2910(a) which exempts an existing structure that is in an acceptable state of repair and there is no evidence of record to show injury to adjacent property, shoreline erosion, or other types of environmental degradation.

CALENDAR ITEM NO. 7. (CONTD)

2. Lease PRC 498.1 was originally issued to Standard Oil Company of California. With Commission approval, the lease was later assigned to Natural Gas Corporation and then to Pacific Gas and Electric Company on December 11, 1958, and April 19, 1960, respectively.

In December, 1965, the Commission approved the first 10-year renewal request by Pacific Gas and Electric Company.

The proposed amendment provides for greater liability insurance coverage and also provides for rental adjustments in accordance with Commission policy.

EXHIBIT: A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085; 14 CAL. ADM. CODE 15100, ET SEQ., AND 2 CAL. ADM. CODE 2910(a).
2. AUTHORIZE THE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 10-YEAR RENEWAL OF LEASE PRC 498.1 FROM FEBRUARY 10, 1975; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$89.60, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; AND AN AMENDMENT TO ADD PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$200,000/\$600,000 FOR PERSONAL INJURY AND \$100,000 FOR PROPERTY DAMAGE; FOR THE CONTINUATION AND MAINTENANCE OF AN EXISTING GAS PIPELINE ON THE LAND DESCRIBED ON PAGE 1 OF LEASE PRC 498.1 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF.