

MINUTE ITEM

7/24/75
DR

14. 15-YEAR REPLACEMENT RIGHT OF WAY, SUBMERGED LAND UNDERLYING THE SACRAMENTO RIVER NEAR HAMILTON CITY, GLENN AND BUTTE COUNTIES; PACIFIC GAS AND ELECTRIC COMPANY - WP 435, PRC 435.

After consideration of Calendar Item 12 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 2907(a).
2. AUTHORIZES THE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 15-YEAR RIGHT OF WAY FROM JULY 26, 1975, WITH LESSEE'S OPTION TO RENEW FOR 2 SUCCESSIVE PERIODS OF 10 YEARS EACH; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$78 PER ANNUM THROUGH JUNE 29, 1975; \$104 PER ANNUM THEREAFTER WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; FOR THE TRANSMISSION OF ELECTRICAL POWER ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 12 (3 pages)

CALENDAR ITEM

7/75
DR
WP 435

12.

RIGHT OF WAY

APPLICANT: Pacific Gas and Electric Company
77 Beale Street
San Francisco, California 94106

AREA, TYPE LAND AND LOCATION:
A 1.263-acre parcel of submerged land under-
lying the Sacramento River near Hamilton City,
Glenn and Butte Counties.

LAND USE: Transmission of electrical power.

TERMS OF ORIGINAL LEASE:

Initial period: 15 years, from July 26, 1949.

Renewal option: 1 additional period of 10
years, from July 26, 1964.

Surety bond: \$1,000 to March 9, 1960.
PRC 652 amended thereafter
to delete bond requirement.

Consideration: \$51 per annum for initial
period; \$40.95 per annum for
renewal period.

TERMS OF REPLACEMENT LEASE:

Initial period: 15 years, from July 26, 1974.

Renewal options: 2 successive periods of 10
years each.

CONSIDERATION: \$78 per annum through June 29, 1975; \$104
per annum thereafter with the State reserving
the right to fix a different rental on each
fifth anniversary of the lease.

BASIS FOR CONSIDERATION:

6% of appraised value of land through June 29,
1975; 8% of appraised value of land thereafter.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is permittee of upland.

Filing fee has been received.

CALENDAR ITEM NO. 12. (CONTD)

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Parts 1 & 2.
- b. Administrative Code: Title 2, Div. 3,
Arts. 1, 2 & 10.

OTHER PERTINENT INFORMATION:

An Environmental Impact Report is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907(a) which exempts an existing structure or facility 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.

EXHIBITS: A. Land Description. B. 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 2907(a).
2. AUTHORIZE THE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 15-YEAR RIGHT OF WAY FROM JULY 26, 1974, WITH LESSEE'S OPTION TO RENEW FOR 2 SUCCESSIVE PERIODS OF 10 YEARS EACH; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$78 PER ANNUM THROUGH JUNE 29, 1975; \$104 PER ANNUM THEREAFTER WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; FOR THE TRANSMISSION OF ELECTRICAL POWER ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

WP 435

A strip of submerged land 100 feet wide, in the bed of the Sacramento River, adjacent to Section 20, T 22 N, R 1 W, MDM, and approximately 1/2 mile northeasterly of the Town of Hamilton City, Glenn and Butte Counties, California, and being 50 feet on each side of the following described centerline:

COMMENCING at the intersection of the centerline and northeasterly end of the so-called Gianelli Bridge; thence N 33° 36' 30" W, 195.6 feet to the TRUE POINT OF BEGINNING; thence S 49° 54' W, 650 feet to the end of the herein described centerline.

SUBJECT TO a right of way easement issued to the State Division of Highways approved June 20, 1939, by the Executive Officer of the State Lands Commission.

AND EXCEPTING THEREFROM any portion lying landward of the ordinary low water mark.

END OF DESCRIPTION