

MINUTE ITEM

This Calendar Item No. 69  
was approved as Minute Item  
No. 9 by the State Lands  
Commission by a vote of 2  
to 0 at its 2-22-76  
meeting.

CALENDAR ITEM

C9.

776  
W 5503  
GH  
PRC 5027

TERMINATION OF RIGHT OF WAY

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

AREA, TYPE LAND AND LOCATION: An 0.09 acre parcel of tidelands and submerged lands in the bed of Smith Slough, San Mateo County.

LAND USE: Submarine electric cable.

TERMS OF ORIGINAL LEASE: Initial period: 15 years, from June 30, 1965.

Renewal options: 3 successive periods of 10 years each.

Consideration: \$20 per annum through June 30, 1975; \$100 per annum thereafter, 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 or permit.

STATUTORY AND OTHER REFERENCES:  
A. Public Resources Code: Div. 6, Parts 1 & 2.  
B. Administrative Code: Title 2, Div. 3, Arts. 1, 2, 10 & 11.

OTHER PERTINENT INFORMATION:  
1. The subject electric cable was constructed by the applicant in 1965, without prior authorization from the Commission. Subsequent to construction of the line, the applicant applied to the Commission for a permit to retain the line. Processing of the application was delayed due to Division priorities; however, the Commission did authorize issuance of a permit for the line at its July, 1975 meeting.  
2. P. G. & E. has now informed the Division that the line was partially removed and abandoned in July, 1975. The cable has been removed from the site; however, a portion of the

A 20

S 10

CALENDAR ITEM NO. C9. (CONT'D)

conduit which contained the cable remains buried approximately 15 feet beneath the slough bed. Any attempt to remove the line would involve dredging of slough bed, which would cause some environmental degradation. Inasmuch as the conduit does not appear to present any hazards, it would appear advisable to leave the conduit abandoned in place.

3. This action is exempt from the EIR requirements of CEQA, in that it is an administrative procedure (non-project). Authority: PRC 21065, 14 Cal. Adm. Code 15037.

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 21065, 14 CAL. ADM. CODE 15037.
2. AUTHORIZE TERMINATION OF LEASE PRC 5027.1 EF FIVE JULY 1, 1975, AND ACCEPTANCE OF A QUITCLAIM DEED FOR S.

Attachment: Exhibit "A"

EXHIBIT "A"

W 5603

A strip of land 10 feet wide lying in the State owned bed of Smith Slough, County of San Mateo, State of California, and lying 5 feet on each side of the following described centerline:

BEGINNING at a point on the southerly line of the parcel of land designated Parcel H as described in the deed from Leslie Salt Company and Leslie Properties, Incorporated, to State of California dated January 26, 1968, and recorded in Volume 5426, page 109 of Official Records of said county; thence N 13° 26' E 380 feet, more or less, parallel with, distant 100 feet westerly from, measured at right angles, to the centerline of that certain 80 foot wide strip of land designated 2 in the deed from Leslie Salt Company to Pacific Gas and Electric Company dated June 29, 1960, and recorded in Book 3858, page 695 of Official Records of said county, to the northerly boundary of the aforementioned Parcel H and the end of the herein described centerline.

END OF DESCRIPTION

Prepared

*EC Jacobson*

Checked

*John K. Hesing*

Reviewed

Date

*7-7-75*

