

MINUTE ITEM

This Calendar Item No. C8
was approved as Minute Item
No. 8 by the State Lands
Commission by a vote of 2
0 at its 12-26-80
meeting.

CALENDAR ITEM

5: C 0 8

12/80
W 22309
Scott
PRC 5927

GENERAL LEASE - RIGHT-OF-WAY USE

APPLICANT: Pacific Gas and Electric Company
P. O. Box 7444
Sacramento, California 95826

AREA, TYPE LAND AND LOCATION:
A 0.23 acre (25' X 400') parcel of tide
and submerged land in the bed of the San
Joaquin River south of Stockton, San Joaquin
County.

LAND USE: Construction and continued maintenance
of a 17 KV overhead power line.

TERMS OF PROPOSED LEASE:
Initial period: 20 years from December 1,
1980.

CONSIDERATION: \$100 per annum with the State reserving
the right to fix a different rental on
each fifth anniversary of the lease.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2005.
Minimum rental for a right-of-way use.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is permittee of upland.
Filing fee has been received.

STATUTORY AND OTHER REFERENCES:
A. P.R.C. Div. 6, Parts 1 & 2; Div. 13.
B. Cal. Adm. Code: Title 2, Div. 3; Title 14,
Div. 6.

OTHER PERTINENT INFORMATION:
1. This proposed power line was the subject
of previous Commission action on Calendar
Item 18 at its meeting of December 1979,
At that meeting a lease for the proposed
power line was denied until the private
party being served by this power line
complied with a request of both the

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CALENDAR ITEM NO. 5.C.O (CONTD)

Corps of Engineers and the Commission to remove an illegal fill placed in the San Joaquin River near the location of the proposed power line. At the December 1979 meeting, Minute Item No. 35, the Commission also approved authorization to take all necessary steps to cause removal of the unauthorized fill. This fill has now been removed and the site was inspected by the Corps of Engineers, and the Corps has given clearance to the installation of the power line.

2. This project is exempt from CEQA because it involves the minor extension of an electrical utility service line.

Authority: 14 Cal. Adm. Code Section 15103, Class 3(d) New Construction of Small Structures.

3. This project is situated on State land identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category, Class B, which authorizes Limited Use.

Staff has coordinated this project with those agencies and organizations who nominated the site as containing significant environmental values. They have found this project to be compatible with their nomination.

APPROVALS OBTAINED:

United States Army Corps of Engineers.

EXHIBITS:

A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21084, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. FIND THAT GRANTING OF THE LEASE WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE P.R.C.

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CALENDAR ITEM NO. 003 (CONTD)

3. AUTHORIZE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 20-YEAR GENERAL LEASE - RIGHT-OF-WAY USE FROM DECEMBER 1, 1980; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$100, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; FOR THE CONSTRUCTION AND MAINTENANCE OF A 17 KV OVERHEAD ELECTRIC POWER LINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

W. 22309

A parcel of tide and submerged land 25 feet wide extending across the Old San Joaquin River Channel in Section 15, T2S, R6E, MDM, San Joaquin County, California lying 12.5 feet on each side of the following described center line:

COMMENCING at a 2-1/4 inch brass cap in well (Tag No. L.S. 2239) accepted as marking the intersection of McKinley Avenue and Woodward Avenue in West Manteca, also being the west quarter corner of Section 12, T2S, R6E, MDM; thence S 55°04'30"W 9026.3 feet to the POINT OF BEGINNING; thence N 58°53'30"W 560 feet to the end of the herein-described line.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water mark of the Old San Joaquin River Channel.

END OF DESCRIPTION

PREPARED NOVEMBER 14, 1980 BY TECHNICAL SERVICES UNIT, ROY MINNICK, SUPERVISOR

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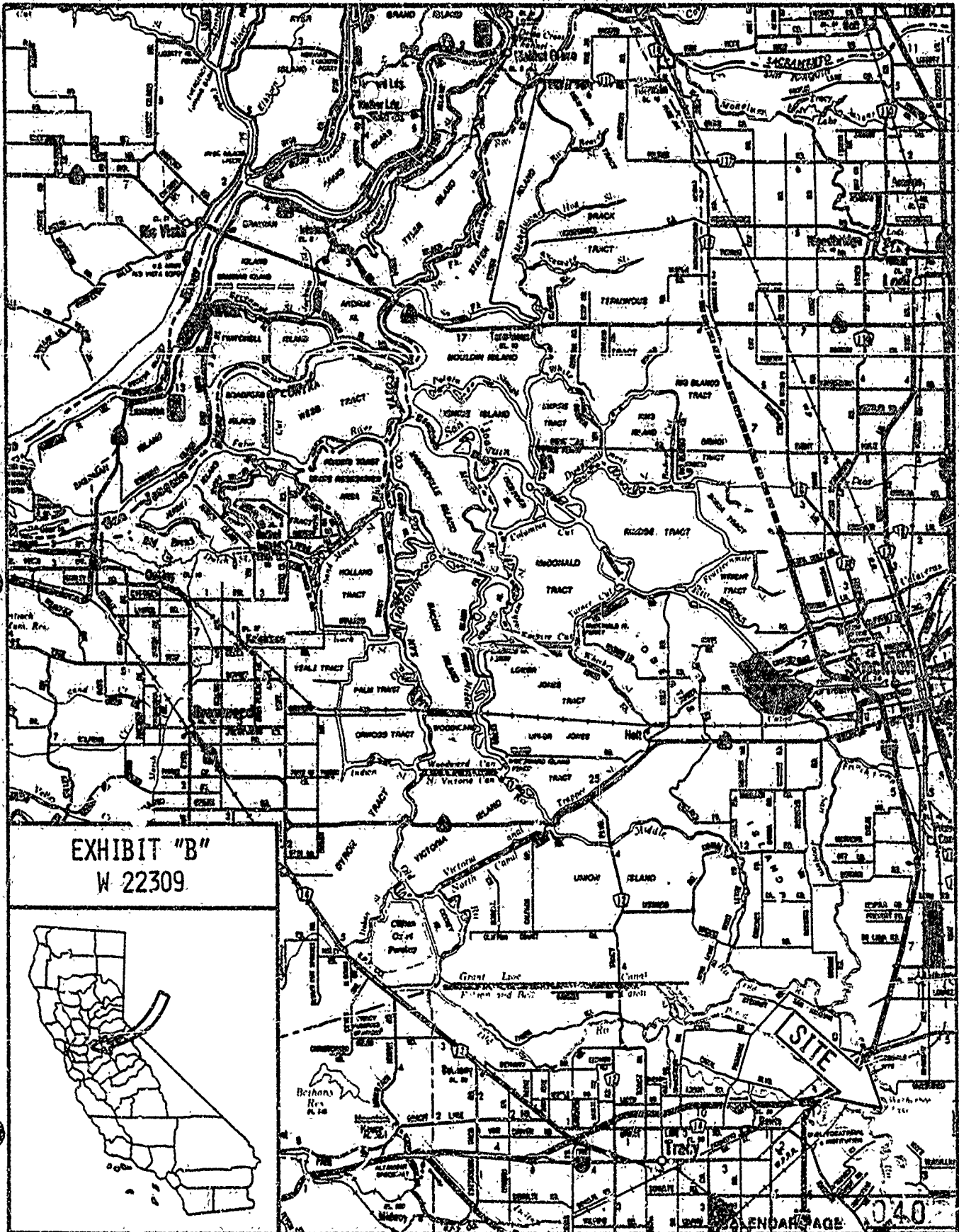


EXHIBIT "B"
W 22309



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