

MINUTE ITEM

9/24/70
EWC

4. 25-YEAR RIGHT-OF-WAY, TIDE AND SUBMERGED LAND IN THE KLAMATH RIVER, DEL NORTE COUNTY; PACIFIC POWER & LIGHT COMPANY - W-8692, P.R.C. 4510.1.

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

THE COMMISSION AUTHORIZES THE ISSUANCE TO PACIFIC POWER & LIGHT COMPANY OF A 25-YEAR RIGHT-OF-WAY, FROM MAY 20, 1970, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$32.88, WITH THE STATE RESERVING THE RIGHT TO RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY, FOR THE MAINTENANCE OF AN OVERHEAD 12.5KV POWER DISTRIBUTION LINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 13 (2 pages)

CALENDAR ITEM

9/70
W-8692
EWC

13.

RIGHT-OF-WAY

APPLICANT: Pacific Power & Light Company.

LOCATION: A 0.548-acre parcel of tide and submerged land in the Klamath River, Del Norte County.

LAND USE: Maintenance of an overhead 12.5KV power distribution line.

TERMS: 25 years, from May 20, 1970.

CONSIDERATION: \$32.88 per annum, with the State reserving the right to review and reset a reasonable rental on each fifth anniversary.

BASIS FOR CONSIDERATION:
6% of appraised value of land.

PREREQUISITE ITEMS:
U.S. Army Corps of Engineers permit issued.
Applicant is permittee of upland.

STATUTORY AND OTHER REFERENCES:
a. Public Resources Code: Div. 6, Pts. 1 and 2.
b. Administrative Code: Title 2, Div. 3, Arts. 1 and 2 as amended effective May 10, 1969.

OTHER PERTINENT INFORMATION:
Pacific Power & Light Company is successor in interest to Cal-Ore Power Company by a 50-year franchise beginning May 20, 1945; the proposed permit will terminate on the same date as the lessee's franchise (May 20, 1995).

EXHIBITS: A. Land description. B. Location map.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO PACIFIC POWER & LIGHT COMPANY OF A 25-YEAR RIGHT-OF-WAY, FROM MAY 20, 1970, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$32.88, WITH THE STATE RESERVING THE RIGHT TO RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY, FOR THE MAINTENANCE OF AN OVERHEAD 12.5KV POWER DISTRIBUTION LINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

A strip of tide and submerged land 20 feet in width, in the bed of the Klamath River, Del Norte County, California, and lying 10 feet on each side of the following described centerline:

COMMENCING at the corner common to Sections 10, 11, 14, 15, T. 13 N., R. 1 E., H.M.; thence N. $81^{\circ} 27' 06''$ W., 2,416.55 feet to the TRUE POINT OF BEGINNING; thence from said true point of beginning S. $71^{\circ} 28' 09''$ W., 1,193.2 feet to the end of the herein described centerline.

To the extent that the same shall cross the tide and submerged land of the State of California within the bed of the Klamath River.