

MINUTE ITEM

10/26/72  
EWC

5. 49-YEAR RIGHT-OF-WAY, TIDE AND SUBMERGED LAND IN BED OF SUTTER SLOUGH NEAR COURTLAND, SACRAMENTO AND YOLO COUNTIES; PACIFIC GAS AND ELECTRIC COMPANY - W 20349, PRC 4710.1.

After consideration of Calendar Item 3 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. FINDS THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 75 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A RIGHT-OF-WAY AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZES THE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 49-YEAR RIGHT-OF-WAY FROM OCTOBER 1, 1972, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$20 WITH THE STATE RESERVING THE RIGHT TO RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY FOR THE CONSTRUCTION AND MAINTENANCE OF A 21 KV TRANSMISSION LINE SERVING SUTTER ISLAND, ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 3 (2 pages)

CALENDAR ITEM

3.

RIGHT-OF-WAY

10/72  
EWC  
W 20349

APPLICANT: Pacific Gas and Electric Company.

LOCATION: A 0.11-acre parcel of tide and submerged land in the bed of Sutter Slough near Courtland, Sacramento and Yolo Counties.

LAND USE: The construction and maintenance of an overhead 21 KV transmission line to serve Sutter Island.

TERMS OF PROPOSED LEASE:  
Initial period: 49 years, from October 1, 1972.

CONSIDERATION: \$20 per annum with State reserving the right to review and reset a reasonable rental on each fifth anniversary.

BASIS FOR CONSIDERATION:  
\$20 minimum rental for this type of permit.

PREREQUISITE TERMS:  
U.S. Army Corps of Engineers permit applied for. No lease will be issued until the applicant has received it.  
  
Applicant is owner of upland.

STATUTORY AND OTHER REFERENCES:  
a. Public Resources Code: Division 6, Parts 1 and 2.  
b. Administrative Code: Title 2, Division 3, Articles 1 and 2.

OTHER PERTINENT INFORMATION:  
An environmental impact report on this project has been prepared and circulated to interested agencies and persons. No adverse comments were received.

EXHIBITS: A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 75 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A RIGHT-OF-WAY AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZE THE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 49-YEAR RIGHT-OF-WAY FROM OCTOBER 1, 1972, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$20 WITH THE STATE RESERVING THE RIGHT TO RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY FOR THE CONSTRUCTION AND MAINTENANCE OF A 21 KV TRANSMISSION LINE SERVING SUTTER ISLAND, ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

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EXHIBIT "A"

W 20349

A strip of tide and submerged land 25 feet wide lying in the bed of Sutter Slough about 1,000 feet northwesterly of its junction with the Sacramento River, situate in Sacramento and Yolo Counties, State of California, lying 12½ feet on each side of the following described centerline:

COMMENCING at a 2" Capped Iron Pipe as shown on Plat of Survey recorded June 27, 1935, in Book 3 of Surveys at page 86 in the office of the County Recorder, Sacramento County, said Pipe being on the southerly line of David J. Elliott parcel; thence S. 88° 55' E., 123.80 feet to a point; thence N. 00° 32' W., 3,019.00 feet to the southwest bank of Sutter Slough and the TRUE POINT OF BEGINNING; thence N. 42° 58' E. across Sutter Slough to a point on the northeast bank of said Sutter Slough and the end of the herein-described centerline.

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

END OF DESCRIPTION