

MINUTE ITEM

7/24/75
GRH

15. 15-YEAR RIGHT OF WAY, TIDE AND SUBMERGED LAND IN THE BED OF SMITH SLOUGH, SAN MATEO COUNTY; PACIFIC GAS AND ELECTRIC COMPANY - W 5603, PRC 5027.

After consideration of Calendar Item 13 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 JUNE 30, 1965, WITH LESSEE'S OPTION TO RENEW FOR 3 SUCCESSIVE PERIOD OF 10 YEARS EACH; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$20 FROM JUNE 30, 1965, TO JUNE 29, 1975; AND \$100 THEREAFTER, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON JUNE 30, 1980, AND EACH FIFTH ANNIVERSARY OF THE LEASE THEREAFTER, FOR THE MAINTENANCE OF A 480-VOLT ELECTRIC CABLE ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 13 (3 pages)

CALENDAR ITEM

13.

RIGHT OF WAY

7/75
GRH
W 5603

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

AREA TYPE LAND AND LOCATION:

A 380' x 10' strip (0.09 acre) of tide and submerged land in the bed of Smith Slough, San Mateo County.

LAND USE: Maintenance of a 480-Volt electric cable.

TERMS OF PROPOSED LEASE:

Initial period: 15 years, from June 30, 1965.

Renewal Options: 3 successive periods of 10 years each.

CONSIDERATION: \$20 per annum from June 30, 1965, to June 29, 1975; \$100 per annum beginning June 30, 1975, with the State reserving the right to fix a different rental on June 30, 1980, and each fifth anniversary thereafter.

BASIS FOR CONSIDERATION:

\$20 per annum to June 29, 1975; \$100 per annum thereafter minimum rental for this type of lease or permit.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is permittee of upland.

Filing fee has been received.

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.

CALENDAR ITEM NO. 13. (CONTD)

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 JUNE 30, 1965, WITH LESSEE'S OPTION TO RENEW FOR 3 SUCCESSIVE PERIODS OF 10 YEARS EACH: IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$20 FROM JUNE 30, 1965 TO JUNE 29, 1975; AND \$100 THEREAFTER, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON JUNE 30, 1980, AND EACH FIFTH ANNIVERSARY OF THE LEASE THEREAFTER, FOR THE MAINTENANCE OF A 480-VOLT ELECTRIC CABLE ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

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