

MINUTE ITEM

8/21/75
EFW

11. AMENDMENT AND RENEWAL OF RIGHT OF WAY PRC 534; PACIFIC GAS AND ELECTRIC COMPANY; WP 534; PRC 534.

After consideration of Calendar Item 11 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.
2. AUTHORIZES ISSUANCE TO THE PACIFIC GAS AND ELECTRIC COMPANY OF A 10-YEAR AMENDMENT AND RENEWAL OF LEASE PRC 534 FROM AUGUST 29, 1975, WITH LESSEE'S REMAINING OPTION TO RENEW FOR 1 SUCCESSIVE PERIOD OF 10 YEARS, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$100 WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON OR BEFORE AUGUST 29, 1976 AND ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$1,000,000 PER OCCURRENCE FOR BODILY INJURY AND \$1,000,000 FOR PROPERTY DAMAGE, AND OTHER AMENDMENTS TO SAID LEASE AS MORE FULLY SET FORTH IN A DOCUMENT ENTITLED "AMENDMENT AND RENEWAL OF LEASE PRC 534" ON FILE IN THE OFFICE OF THE STATE LANDS DIVISION AND BY REFERENCE MADE A PART HEREOF; PROVIDED THAT ALL OTHER TERMS AND CONDITIONS OF LEASE PRC 534 SHALL REMAIN IN FULL FORCE AND EFFECT; FOR THE MAINTENANCE OF AN EXISTING 12 KV OVERHEAD TRANSMISSION LINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachments:
Calendar Item (4 pages)

CALENDAR ITEM

8/75
EPW
WP 534

11.

AMENDMENT AND RENEWAL OF RIGHT OF WAY PRC 534

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

AREA, TYPE LAND AND LOCATION:
A 0.23 acre parcel of tide and submerged land
in 7-Mile Slough between Twitchell and Brannan
Islands, Sacramento County:

LAND USE: Maintenance of an existing 12 KV overhead
transmission line.

TERMS OF ORIGINAL LEASE:

Initial Period: 15 years from August 29, 1950.

Renewal Options: 3 successive period of 10 years
each.

Surety Bond: \$1,000

Consideration: \$48 per annum.

TERMS OF PROPOSED RENEWAL OF LEASE:

Second Period: 10 years, from August 29, 1975.

Renewal Options: 1 successive period of 10 years
remaining.

Public Liability
Insurance: \$1,000,000 per occurrence for
bodily injury and \$1,000,000 for
property damage.

CONSIDERATION: \$100 per annum, with the State reserving the
right to fix a different rental on or before
August 29, 1976 and on each fifth anniversary
of the lease.

BASIS FOR CONSIDERATION:

\$100 minimum rental for this type of lease.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is permittee of upland.

A rental sum in the amount of \$500 has been
deposited with the State Lands Division.

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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:

1. Inasmuch as Lease PRC 534 was originally issued September 19, 1950, Division staff has reviewed lease PRC 534 and recommends amendments in the language of the lease to conform to present practice.

These amendments involve monetary consideration indemnity bond and insurance, interest on deferred rent during renewal or extension, and paragraph headings.

2. This project is situate on State land identified as environmentally significant, pursuant to Public Resources Code 6370, and is classified in a significant use category. The project is determined to be a compatible use consistent with identified significant environmental values. An Environmental Impact Report is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907 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.

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.
2. AUTHORIZE ISSUANCE TO THE PACIFIC GAS AND ELECTRIC COMPANY OF A 10-YEAR AMENDMENT AND RENEWAL OF LEASE PRC 534 FROM AUGUST 29, 1975, WITH LESSEE'S REMAINING OPTION TO RENEW FOR 1 SUCCESSIVE PERIOD OF 10 YEARS, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$100 WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON OR BEFORE AUGUST 29, 1976 AND ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION

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OF PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$1,000,000 PER OCCURRENCE FOR BODILY INJURY AND \$1,000,000 FOR PROPERTY DAMAGE, AND OTHER AMENDMENTS TO SAID LEASE AS MORE FULLY SET FORTH IN A DOCUMENT ENTITLED "AMENDMENT AND RENEWAL OF LEASE PRC 534" ON FILE IN THE OFFICE OF THE STATE LANDS DIVISION AND BY REFERENCE MADE A PART HEREOF; PROVIDED THAT ALL OTHER TERMS AND CONDITIONS OF LEASE PRC 534 SHALL REMAIN IN FULL FORCE AND EFFECT; FOR THE MAINTENANCE OF AN EXISTING 12 KV OVERHEAD TRANSMISSION LINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

WP 534

Two parcels of tide and submerged land, 25 feet in width, across the State-owned bed of Seven Mile Slough, between Brannan and Twitchell Islands, Sacramento County, State of California. The centerlines of said parcels being more particularly described as follows:

PARCEL 1

COMMENCING at U.S.C.&G.S. Station "Jackson", having California Coordinate System Zone 2 coordinates ~~***~~
X = 2,108,695.81, Y = 171,900.91; thence
S 68° 31' 30" W 13615.6 feet to the TRUE POINT OF
BEGINNING; thence, crossing Seven Mile Slough,
S 13° 20' E 400 feet to the end of the herein
described centerline.

PARCEL 2

COMMENCING at U.S.C.&G.S. Station "Jackson", as
described above; thence S 61° 57' W 12649.7 feet
to the TRUE POINT OF BEGINNING; thence, crossing
Seven Mile Slough, S 33° 04' W 500 feet to the end
of the herein described centerline.

END OF DESCRIPTION

Prepared

J. Colvin

Checked

John K. Loring

Reviewed

J. Colvin

Date

4/8/75

