

MINUTE ITEM

This Calendar Item No. C12
was approved as Minute Item
No. 12 by the State Lands
Commission by a vote of 3
to 0 at its 11/27/78
meeting.

CALENDAR ITEM

11/78
WP 3025
Reese
PRC 3025

C12.

AMENDMENT AND RENEWAL OF
GENERAL LEASE - RIGHT-OF-WAY USE

APPLICANT: Pacific Gas and Electric Company
5555 Florin-Perkins Road
P. O. Box 7444
Sacramento, California 95826

AREA, TYPE LAND AND LOCATION:
A 0.06 acre parcel of tide and submerged
land in Spoonbill Creek, 2 miles + northwest
of the City of Pittsburg, Solano County.

LAND USE: Maintenance of a submarine cable crossing
for transmission of 120 and 240-volt power
service.

TERMS OF ORIGINAL LEASE:
Initial period: 15 years from June 27,
1963.
Renewal options: 3 successive periods
of 10 years each.
Consideration: \$150 total for the initial
15 years.

TERMS OF PROPOSED LEASE:
Initial period: 49 years from June 27,
1978.

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:
\$100 minimum rental for this type of lease.

PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is permittee of upland.

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

A 4
S 4

CALENDAR ITEM NO. C12.(CONTD)

OTHER PERTINENT INFORMATION:

1. The original lease is being amended to reflect the following:
 - A. Renewal.
 - B. Rental update.
 - C. Generally to bring the lease format into current leasing policy.
2. An EIR is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907, Class 1(B), 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.
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 review indicates that there will be no significant effect upon the identified environmental values. This is an existing facility for which no adverse comments have been received.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21085, 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.

CALENDAR ITEM NO. C12. (CONTD)

3. AUTHORIZE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF AN AMENDMENT AND 49-YEAR RENEWAL OF A GENERAL LEASE - RIGHT-OF-WAY USE FROM JUNE 27, 1978; 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 MAINTENANCE OF A SUBMARINE CABLE CROSSING FOR TRANSMISSION OF 120 AND 240-VOLT POWER SERVICE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 3025

A strip of tide and submerged land 10.00 feet in width, crossing the State-owned bed of Spoonbill Creek, Solano County, California, said strip lying immediately adjacent to, parallel with, and northwesterly of the following described line.

BEGINNING at the southwesterly corner of the land described in the Grant Deed recorded March 17, 1966, in Book 1388, page 267, Official Records Solano County, thence S 46° 31' W 260.00 feet to the end of the herein described line.

EXCEPTING THEREFROM any portion lying landward of the ordinary high water marks of Spoonbill Creek.

END OF DESCRIPTION

Prepared Frank T. Carey Checked Edward B. Zimmerman
Reviewed Garry A. Weldon Date 10/10/78



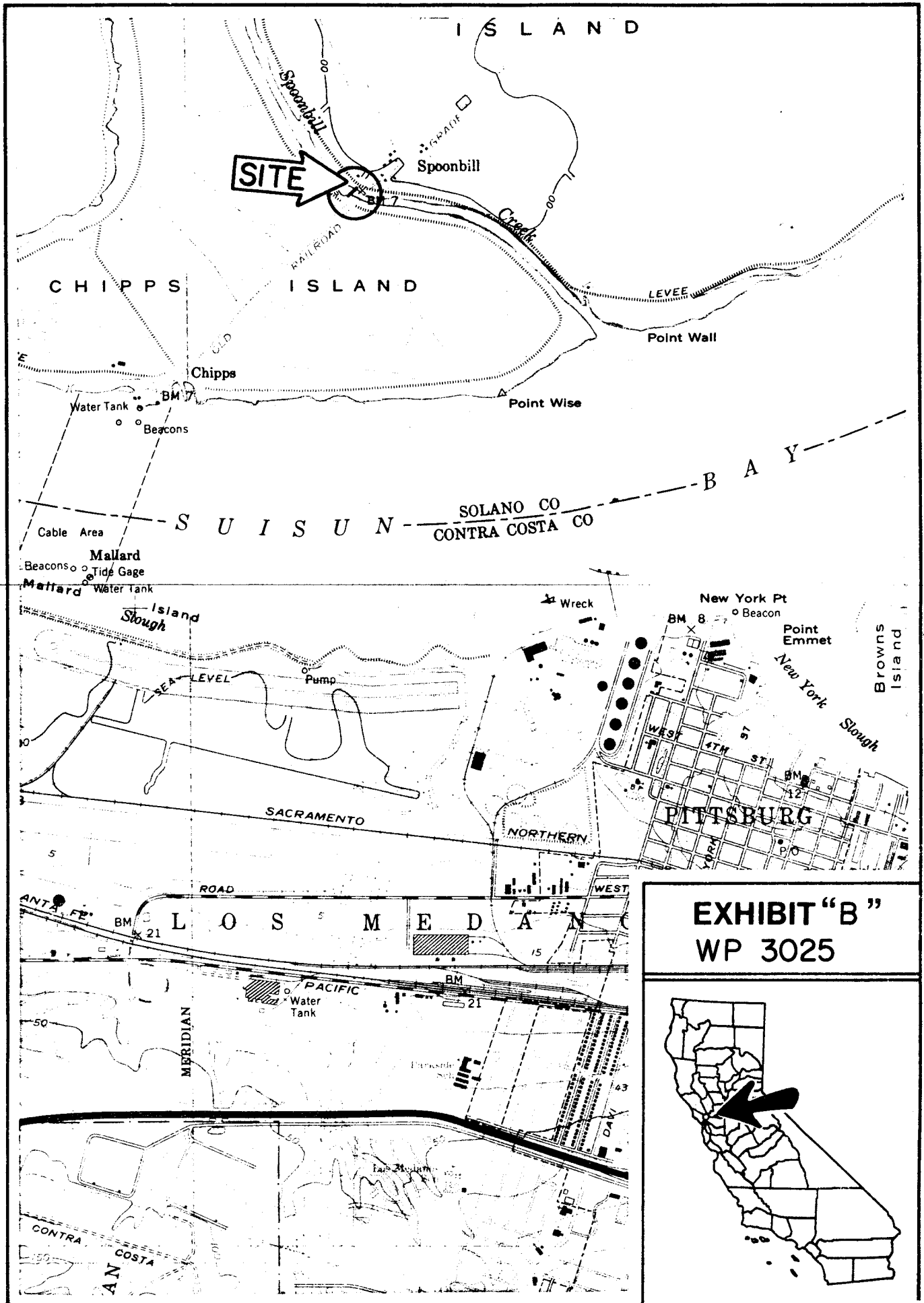


EXHIBIT "B"
WP 3025

