

MINUTE ITEM NO. 21
APPROVED 2 26-76

CALENDAR ITEM

21.

2/76
EPW
WP 529

AMENDMENT AND RENEWAL OF A RIGHT OF WAY

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

AREA, TYPE LAND AND LOCATION:
A 1.42 acre parcel of tide and submerged land
in the Sacramento River, near Isleton, Sacramento
County.

LAND USE: For the maintenance of one 8 5/8-inch O. D.
seamless steel pipe for the transmission of
natural gas.

TERMS OF ORIGINAL LEASE:
Initial period: 15 years, from July 6, 1950.
Renewal options: 3 successive periods of 10 years
each.
Surety Bond: \$1,000.
Consideration: \$52.34.
Special: Renewed for a period of 10 years
expiring July 5, 1975.

TERMS OF PROPOSED AMENDMENT AND RENEWAL:
Initial period: 10 years, from July 6, 1975.
Renewal options: One successive period of 10
years.
Public liability insurance: \$1,000,000 per occurrence
for combined single limit bodily
injury and property damage.

CONSIDERATION: \$100 per annum, with State reserving the right
to fix a different rental on August 1, 1976,
retroactive to July 6, 1975, and on each fifth
anniversary of the lease.

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

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PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is permittee of upland.

Rent in the amount of \$500 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 & 11.

OTHER PERTINENT INFORMATION:

1. Inasmuch as Paragraphs 20 and 21 of the parent lease PRC 529.1 executed September 11, 1950, provides for changes, amendments and such other reasonable terms and conditions as the State might impose, staff recommends that all amendments to the terms and conditions of the existing lease document, and amendments thereto, be accomplished by the issuance of a lease document in current use, a copy of which is on file in the office of the State Lands Commission.
2. 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.
3. This project is situated on State land identified as possessing significant environmental values, pursuant to Public Resources Code 6370.1, and is classified in a significant use category, Class B: 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 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 A 7 ET SEQ.; AND 2 CAL. ADM. CODE 2907(a).

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2. DETERMINE THE GRANTING OF THE APPLICATION WILL HAVE NO SIGNIFICANT EFFECTS UPON THE ENVIRONMENTAL VALUES IDENTIFIED PURSUANT TO SECTION 6370.1 ET SEQ. OF THE PUBLIC RESOURCES CODE.
3. AUTHORIZE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 10 YEAR AMENDMENT AND RENEWAL OF RIGHT OF WAY LEASE PRC 529.1, FROM JULY 6, 1975, WITH LESSEE'S OPTION TO RENEW FOR ONE 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 AUGUST 1, 1976, RETROACTIVE TO JULY 5, 1975, AND ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF PUBLIC LIABILITY INSURANCE IN AN AMOUNT OF \$1,000,000 PER OCCURRENCE FOR COMBINED SINGLE LIMIT BODILY INJURY AND PROPERTY DAMAGE; FOR THE MAINTENANCE OF ONE 8 5/8-INCH O.D. SEAMLESS STEEL PIPE FOR THE TRANSMISSION OF NATURAL GAS ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

WP 529

A parcel of tide and submerged land 100 feet wide in the State owned bed of the Sacramento River adjacent to the City of Isleton, State of California, lying 50 feet on each side of the following described centerline:

COMMENCING at a found 2-inch iron pipe accepted as marking the southwesterly terminus of a course in the southerly boundary line of Block 32 as shown on the map filed for record in Book 48 of Maps, page 17, Sacramento County Recorder's Office, which course according to said map has a bearing of N 60° 45' E, and a length of 380.0 feet; thence N 39° 24' 06" W, 676.46 feet to the TRUE POINT OF BEGINNING; thence N 22° 25' W, 640 feet to the termination of the herein described centerline.

EXCEPTING THEREFROM any portion thereof lying above the ordinary high water mark of the Sacramento River.

END OF DESCRIPTION

Prepared [Signature] Checked R. L. Blake
Reviewed [Signature] Date 1/20/76

