

MINUTE ITEM

This Calendar Item No. C6
was approved as Minute Item
No. 6 by the State Lands
Commission by a vote of 3
to 0 at its 7/26/77
meeting.

CALENDAR ITEM
C6.

7/77
W 21457
DR
PRC 5341

GENERAL LEASE -- RIGHT OF WAY USE

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

AREA, TYPE LAND AND LOCATION:
A 1.377 acre parcel of submerged land in the
Sacramento River near Anderson, Shasta County.

LAND USE: For construction and maintenance of one 12 KV
overhead electrical crossing; and maintenance
of one 115 KV overhead electrical crossing.

TERMS OF PROPOSED LEASE:
Initial period: 15 years from April 1, 1977.
Renewal options: 3 successive periods of 10
years each.

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.
Filing fee and environmental costs have 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. A negative declaration was prepared by the
Division for the proposed 12 KV overhead
electric crossing.
2. 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 use category, Class A which authorizes
Restricted Use.

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CALENDAR ITEM NO. C6. (CONTD)

Staff review indicates that there will be no significant effect upon the identified environmental values of either the proposed or the existing facility for which no adverse comments have been received.

EXHIBITS: A. Land Description. B. Location Map.
 C. Negative Declaration.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE DIVISION.
2. CERTIFY THAT THE NEGATIVE DECLARATION #212 HAS BEEN COMPLETED IN COMPLIANCE WITH THE CALIFORNIA ENVIRONMENTAL QUALITY ACT OF 1970, AS AMENDED, AND THE STATE GUIDELINES AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
3. FIND THAT GRANTING OF THE LEASE WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE PUBLIC RESOURCES CODE.
4. AUTHORIZE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 15 YEAR GENERAL LEASE - RIGHT OF WAY USE FROM APRIL 1, 1977; WITH LESSEE'S OPTION TO RENEW FOR 3 SUCCESSIVE PERIODS OF 10-YEARS EACH; 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; IF THE STATE LANDS COMMISSION ADOPTS RULES AND REGULATIONS WHICH BECOME EFFECTIVE BEFORE AUGUST 1, 1978 CONCERNING PROVISIONS FOR WHEELING ELECTRICAL POWER ON BEHALF OF OTHER AGENCIES ACROSS STATE TIDE AND/OR SUBMERGED LANDS AND SCHOOL LANDS, SUCH PROVISIONS SHALL BE APPLICABLE TO THIS LEASE AS IF SET FORTH HEREIN IN FULL; FOR CONSTRUCTION AND MAINTENANCE OF ONE 12 KV OVERHEAD ELECTRIC CROSSING AND APPURTENANCES THERETO; MAINTENANCE OF ONE 115 KV OVERHEAD ELECTRIC CROSSING AND APPURTENANCES THERETO ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21457

A strip of land 120 feet wide in the bed of the Sacramento River, Shasta County, California, the northwesterly edge of said strip being parallel with and 25 feet right of the following described line:

COMMENCING at a found Highway Monument as shown upon the map entitled "Record of Survey of Monumentation in Shasta County on Route 5", filed for record in Book 36 of Land Surveys at page 53, Shasta County Records, which monument as shown upon said map marks center line station 600+00; thence S 70° 03' 30" W, 119.3 feet to the POINT OF BEGINNING thence S 38° 54' 15" W, 1,350 feet to the end of the herein described line.

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

END OF DESCRIPTION

Prepared M. L. Shafar Checked Fred T. Carr
Reviewed D. G. Hummel Date 4/26/77
D.G.