

MINUTE ITEM

8/28/68

19. RIGHT-OF-WAY ACROSS MORMON SLOUGH, SAN JOAQUIN COUNTY, FOR MAINTENANCE OF POWER LINE; PACIFIC GAS & ELECTRIC COMPANY - W.O. N-0112; P.R.C. 4019.1.

After consideration of Calendar Item 8 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ISSUANCE TO PACIFIC GAS & ELECTRIC COMPANY OF A 49-YEAR RIGHT-OF-WAY FROM JULY 1, 1968, IN CONSIDERATION OF ANNUAL RENT DURING THE FIRST FIVE YEARS IN THE AMOUNT OF \$104.64, WITH STATE RESERVING THE RIGHT TO REVIEW AND RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE, FOR MAINTENANCE OF A 12 KV POWER LINE ACROSS THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment

Calendar Item 8 (2 pages)

CALENDAR ITEM

8/68  
W.O. N-0112

8.

RIGHT OF WAY

APPLICANT: Pacific Gas & Electric Company

LOCATION: A 40- x 218-foot strip of land across Mormon Slough at Weber Avenue in Stockton, San Joaquin County

PROPOSED USE: The maintenance of 12 KV power line

TERM: 49 years, from July 1, 1968

CONSIDERATION: \$104.64 per annum during the first five-year period, with State reserving the right to review and reset a reasonable rental on each fifth anniversary of the lease

BASIS FOR CONSIDERATION:  
6% of appraised value of land

PREREQUISITE ITEM:  
U.S.A. Corps of Engineers Permit issued

STATUTORY AND OTHER REFERENCES:

- a. Public Resources Code: Div. 6, Pt. 2, Ch. 1, Secs. 6501-6509
- b. Administrative Code: Title 2, Div. 3, Secs. 2000-2011
- c. Commission policy: Minute Item 18 of November 18, 1959

EXHIBITS: A. Legal description B. Location map

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ISSUANCE TO PACIFIC GAS & ELECTRIC COMPANY OF A 49-YEAR RIGHT OF WAY FROM JULY 1, 1968, IN CONSIDERATION OF ANNUAL RENT DURING THE FIRST FIVE YEARS IN THE AMOUNT OF \$104.64, WITH STATE RESERVING THE RIGHT TO REVIEW AND RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE, FOR MAINTENANCE OF A 12 KV POWER LINE ACROSS THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W.O.: N-0112

Lessee: Pacific Gas & Electric Company

A portion of land located in Section 9, Township 1 north, Range 6 east, M.D.M., said portion being a strip of land 40 feet wide extending across Mormon Slough and lying 20 feet on each side of the following described centerline:

BEGINNING at a point on the easterly or right bank of Mormon Slough from which the most westerly corner of that certain 3.87 acre parcel of land described in the deed from the Southern Pacific Company to the United States of America dated September 16, 1931 and recorded in the office of the County Recorder of San Joaquin County in Volume 316 of Official Records at page 128 bears South  $79^{\circ} 55\frac{1}{2}'$  West 1234.1 feet distant and running thence South  $86^{\circ} 58'$  West 23.8 feet to a point on the mean high water line, which point is the true point of beginning of the above mentioned centerline, thence continuing South  $86^{\circ} 58'$  West 218 feet, more or less, to a point on the mean high water line on the westerly or left bank of Mormon Slough, and the end of the herein described centerline.