

MINUTE ITEM

9/27/73
RJS

7. 49-YEAR RIGHT-OF-WAY, TIDE AND SUBMERGED LAND IN SUTTER SLOUGH, SACRAMENTO AND SOLANO COUNTIES; PACIFIC GAS AND ELECTRIC COMPANY - W 20556, PRC 4814.1.

After consideration of Calendar Item 5 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. FINDS THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 122 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A RIGHT-OF-WAY AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZES THE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 49-YEAR RIGHT-OF-WAY FROM OCTOBER 1, 1973; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$20, WITH THE FIRST FIVE YEARS PAID IN ADVANCE, AND WITH THE STATE RESERVING THE RIGHT TO RESET A REASONABLE RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; FOR THE CONSTRUCTION AND MAINTENANCE OF A 21 KV DISTRIBUTION LINE ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:

Calendar Item 5 (3 pages)

CALENDAR ITEM

5.

RIGHT-OF-WAY

9/73
RJS
W 20556

APPLICANT: Pacific Gas and Electric Company.

LOCATION: A 0.126-acre parcel of tide and submerged land in Sutter Slough, Sacramento and Solano Counties.

LAND USE: An overhead 21 KV distribution line.

TERMS OF PROPOSED LEASE:
49 years, from October 1, 1973.

CONSIDERATION: \$20 per annum, with the State reserving the right to review and reset a reasonable rental on each fifth anniversary of the lease.

BASIS FOR CONSIDERATION:
\$20 per annum minimum rental for this type of permit.

PREREQUISITE TERMS:
U.S. Army Corps of Engineers permit issued.
Applicant is lessee or permittee of upland.

STATUTORY AND OTHER REFERENCES:
a. Public Resources Code: Div. 6, Parts 1 and 2.
b. Administrative Code: Title 2, Div. 3, Arts. 1 and 2.

OTHER PERTINENT INFORMATION:
A draft environmental impact report was circulated to affected governmental agencies. No adverse comments have been received.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT, IN ACCORDANCE WITH ENVIRONMENTAL IMPACT REPORT NO. 122 ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AND BY REFERENCE MADE A PART HEREOF, A RIGHT-OF-WAY AS RECOMMENDED HEREIN WILL NOT HAVE A SIGNIFICANT DETRIMENTAL ENVIRONMENTAL EFFECT.
2. AUTHORIZE THE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 49-YEAR RIGHT-OF-WAY FROM OCTOBER 1, 1973; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$20, WITH THE FIRST FIVE YEARS PAID IN ADVANCE, AND WITH THE STATE RESERVING THE RIGHT TO RESET A REASONABLE RENTAL ON EACH FIFTH

CALENDAR ITEM NO. 5. (CONTD)

ANNIVERSARY OF THE LEASE; FOR THE CONSTRUCTION AND MAINTENANCE OF A 21 KV
DISTRIBUTION LINE ON THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY
REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20556

A strip of tide and submerged land 25 feet wide lying in the bed of Sutter Slough, approximately $6\frac{1}{2}$ miles north of the City of Isleton, Sacramento and Solano Counties, State of California, being 12.5 feet on each side of the following described centerline:

COMMENCING at the 2" x 2" hub tagged R.C.E. No. 6540 marking the intersection of the north line of Section 24, T 5 N, R 3 E, MDM, with the westerly boundary of a 40-foot canal easement as shown upon the map entitled "A Portion of Sutter Island", recorded April 27, 1962, in Book 19 of Surveys, page 20, Official Records of Sacramento County; thence S $63^{\circ} 51' 14''$ W, 2324.8 feet to the TRUE POINT OF BEGINNING; thence S $67^{\circ} 47' 26''$ W, 400 feet across Sutter Slough to the terminous of the herein-described centerline.

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

END OF DESCRIPTION