8. 15-YEAR RIGHT-OF-WAY, SUBMERGED LAND IN THE SACRAMENTO RIVER AT PRINCETON, COLUSA AND GLENN COUNTIES; PACIFIC GAS AND ELECTRIC COMPANY - W 20754, PRC 4984.

After consideration of Calendar Item 6 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE DIVISION.

2. CERTIFIES THAT THE NEGATIVE DECLARATION (ND EIR 172) 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. DETERMINES THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.

4. AUTHORIZES THE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 15-YEAR RIGHT-OF-WAY FROM JANUARY 1, 1975, WITH LESSEE'S OPTION TO RENEW FOR 3 SUCCESSIVE PERIODS OF 10 YEARS EACH; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF $22.80, WITH THE STATE RESERVING THE RIGHT TO CHANGE THE AMOUNT OF RENT AT ANY TIME DURING THE FIRST YEAR OF THE LEASE RETROACTIVE TO JANUARY 1, 1975, AND ON EACH FIFTH ANNIVERSARY OF THE LEASE THEREAFTER, AS SET FORTH IN 2 CAL. ADM. CODE; FOR THE CONSTRUCTION AND OPERATION OF AN ELECTRICITY DISTRIBUTION POLE LINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment:
Calendar Item 6 (3 pages)

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CALENDAR ITEM

6.

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W 20754

RIGHT-OF-WAY

APPLICANT: Pacific Gas and Electric Company.

AREA, TYPE LAND AND LOCATION:
A 0.507-acre parcel of submerged land in the Sacramento River at Princeton, Colusa and Glenn Counties.

LAND USE: Transmission of electric energy.

TERMS OF PROPOSED LEASE:
Initial period: 15 years, from January 1, 1975.

Renewal options: 3 successive periods of 10 years each.

CONSIDERATION: $22.80 per annum, with the State reserving the right to change the amount of rent at any time during the first year of the lease, retroactive to January 1, 1975, and on each fifth anniversary of the lease thereafter.

BASIS FOR CONSIDERATION:
Initially, 6% of appraised value of land as established by Section 2005(b), 2 Cal. Adm. Code (to be subsequently revised to reflect proposed changes in the Administrative Code).

PREREQUISITE TERMS:
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, 2 & 10.

OTHER PERTINENT INFORMATION:
1. Pursuant to an initial study, a Notice of Intent and Negative Declaration were filed June 6, 1974, with the State Clearinghouse (SCH 74062599). The Negative Declaration set forth a finding that the project would not have a significant effect on the environment.

2. By memorandum dated August 2, 1974, the Secretary for Resources advised the Division that the Department of Parks and Recreation recommended the crossing be made under the Sacramento River. On September 26, 1974, the Secretary for Resources advised the Division that on the basis of new information the earlier Department of Parks

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and Recreation comments and recommendation were withdrawn and that: "The State of California now has no comment to offer on this project."

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 PROJECT BUT THAT A NEGATIVE DECLARATION HAS BEEN PREPARED BY THE DIVISION.

2. CERTIFY THAT THE NEGATIVE DECLARATION (ND EIR 172) 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. DETERMINE THAT THE PROJECT WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.

4. AUTHORIZE THE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 15-YEAR RIGHT-OF-WAY FROM JANUARY 1, 1975, WITH LESSEE'S OPTION TO RENEW FOR 3 SUCCESSIVE PERIODS OF 10 YEARS EACH; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF $22.80, WITH THE STATE RESERVING THE RIGHT TO CHANGE THE AMOUNT OF RENT AT ANY TIME DURING THE FIRST YEAR OF THE LEASE RETROACTIVE TO JANUARY 1, 1975, AND ON EACH FIFTH ANNIVERSARY OF THE LEASE THEREAFTER, AS SET FORTH IN 2 CAL. ADM. CODE; FOR THE CONSTRUCTION AND OPERATION OF AN ELECTRICITY DISTRIBUTION POLE LINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 20754

A strip of submerged land 25 feet wide, situated in Colusa and Glenn Counties, extending across the Sacramento River, lying 12.5 feet on each side of the following described centerline:

COMMENCING at USC & GS Triangulation Station "Princeton", having California Coordinates Zone 2 of X = 1,997,074.14, Y = 633,537.18; Thence S 35° 10' 30" E, 2017.6 feet and N 89° 57' E, 45.5 feet to the west bank of the Sacramento River and the TRUE POINT OF BEGINNING; Thence N 89° 57' E, 883 feet, more or less, to the east bank of the Sacramento River, being the end of the herein-described centerline.

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

END OF DESCRIPTION