

MINUTE ITEM

THIS CASE IS FILED IN CASE NO. 65
V.S. # 5
CITY OF 3
DATE 2/23/78

CALENDAR ITEM

C5.

2/78
W 21643
De La Cruz
PRC 5448

GENERAL LEASE
RIGHT-OF-WAY USE

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

AREA, TYPE LAND AND LOCATION:
A 0.472 acre parcel of submerged land in
the Feather River, near Gridley, Butte
County.

LAND USE: Construction and maintenance of a 12KV
overhead electric power line.

TERMS OF PROPOSED LEASE:
Initial period: 15 years from March 1,
1978.

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 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. This project is exempt from CEQA because
the project would involve minor alterations
to the land.

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CALENDAR ITEM NO. C5. (CONTD)

Authority: 2 Cal. Adm. Code 2907,
Class 4.

2. The proposed overhead power line will tap into an existing 12KV pole line on the west levee of the Feather River. Some trimming of vegetation will be necessary along the east side of the river to accommodate passage of the conductors. The electrical poles on the east and west levees will not be located on lands under the jurisdiction of the State Lands Commission.
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 use category, Class B which authorizes Limited Use.

Staff has coordinated this project with those agencies and organizations who nominated the site as containing significant environmental values. They have found this project to be compatible with their nomination.

APPROVALS OBTAINED:

State Reclamation Board.

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

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. 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.
3. AUTHORIZE ISSUANCE TO PACIFIC GAS AND ELECTRIC COMPANY OF A 15-YEAR GENERAL LEASE - RIGHT-OF-WAY USE FROM MARCH 1, 1978, WITH THE 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

CALENDAR ITEM NO. C5. (CONTD)

RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; FOR THE CONSTRUCTION AND MAINTENANCE OF A 12KV OVERHEAD ELECTRIC POWER LINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

W 21643

A strip of land 20 feet wide situate in the County of Butte, State of California, extending across the Feather River, lying 10 feet on each side of the following described centerline:

COMMENCING at a 2 1/2 inch brass disc with 3/4 inch iron pin accepted as the southeast corner of Section 10, T17N, R3E, MDM; thence S 87° 50' 48" W, 4661.10 feet to the POINT OF BEGINNING; thence continuing S 87° 50' 48" W, 327.00 feet; thence S 87° 39' 42" W, 700.50 feet to the end of the herein described centerline.

EXCEPTING THEREFROM any portions lying landward of the ordinary high water mark of the Feather River.

END OF DESCRIPTION

Prepared

Law

Checked

John K. Gering

Reviewed

G. A. Krummke
-DDB

Date

12/12/77