

# Staff Report 54

## **LESSEE:**

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Pacific Gas and Electric Company

## **PROPOSED ACTION:**

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Revision of Rent

## **AREA, LAND TYPE, AND LOCATION**

0.41 acre of State sovereign land in the Cosumnes and Mokelumne Rivers, adjacent to Assessor's Parcel Numbers 146-0131-031-0000 and 001-010-090-0000, between Franklin and Thornton, Sacramento and San Joaquin Counties.

## **AUTHORIZED USE:**

Continued use and maintenance of a 24-inch horizontally directionally drilled natural gas pipeline and four 8-inch deactivated natural gas pipelines.

## **TERM:**

20 years, beginning March 25, 2008

## **CONSIDERATION:**

This lease provides that Lessor may modify the rent periodically during the lease term. Pursuant to this provision, staff has conducted a review of the rent under this lease and recommends that rent be revised from \$295 per year to \$572 per year, effective March 25, 2022.

## **OTHER PERTINENT INFORMATION:**

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1. Approval or denial of the revision of rent is a discretionary action by the Commission. Each time the Commission approves or rejects a revision of rent, it exercises legislatively delegated authority and responsibility as trustee of the State's Public Lands as authorized by law. Upon expiration or prior termination of

the lease, the Lessee has no right to a new lease or to renewal of any previous lease.

2. On March 25, 2008, the Commission authorized a General Lease – Right-of-Way Use to Pacific Gas and Electric Company, for the installation, use, and maintenance of a 24-inch horizontally directionally drilled natural gas pipeline and maintenance of four 8-inch existing deactivated natural gas pipelines ([Item 55, March 25, 2008](#)). On December 2, 2013, the Commission approved ([Item 07, December 2, 2011](#)) an increase in the annual rent from \$230 to \$295, effective March 25, 2014. The lease will expire on March 24, 2028.
3. The deactivated pipelines crossing the Cosumnes River (attached to railroad bridge) were removed in 1995 when all were deactivated. No additional burial surveys are required for the remaining term of the lease. Inspection reports have been requested for the 24-inch horizontally directionally drilled natural gas pipeline but have not been received at the time this staff report was published.
4. This action is consistent with the “Meeting Evolving Public Trust Needs” Strategic Focus Area of the Commission’s 2021-2025 Strategic Plan.
5. Approving the revision of rent is not a project as defined by the California Environmental Quality Act because it is an administrative action that will not result in direct or indirect physical changes in the environment.

Authority: Public Resources Code section 21065 and California Code of Regulations, title 14, section 15378, subdivision (b)(5).

## **EXHIBIT:**

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A. Site and Location Map

## **RECOMMENDED ACTION:**

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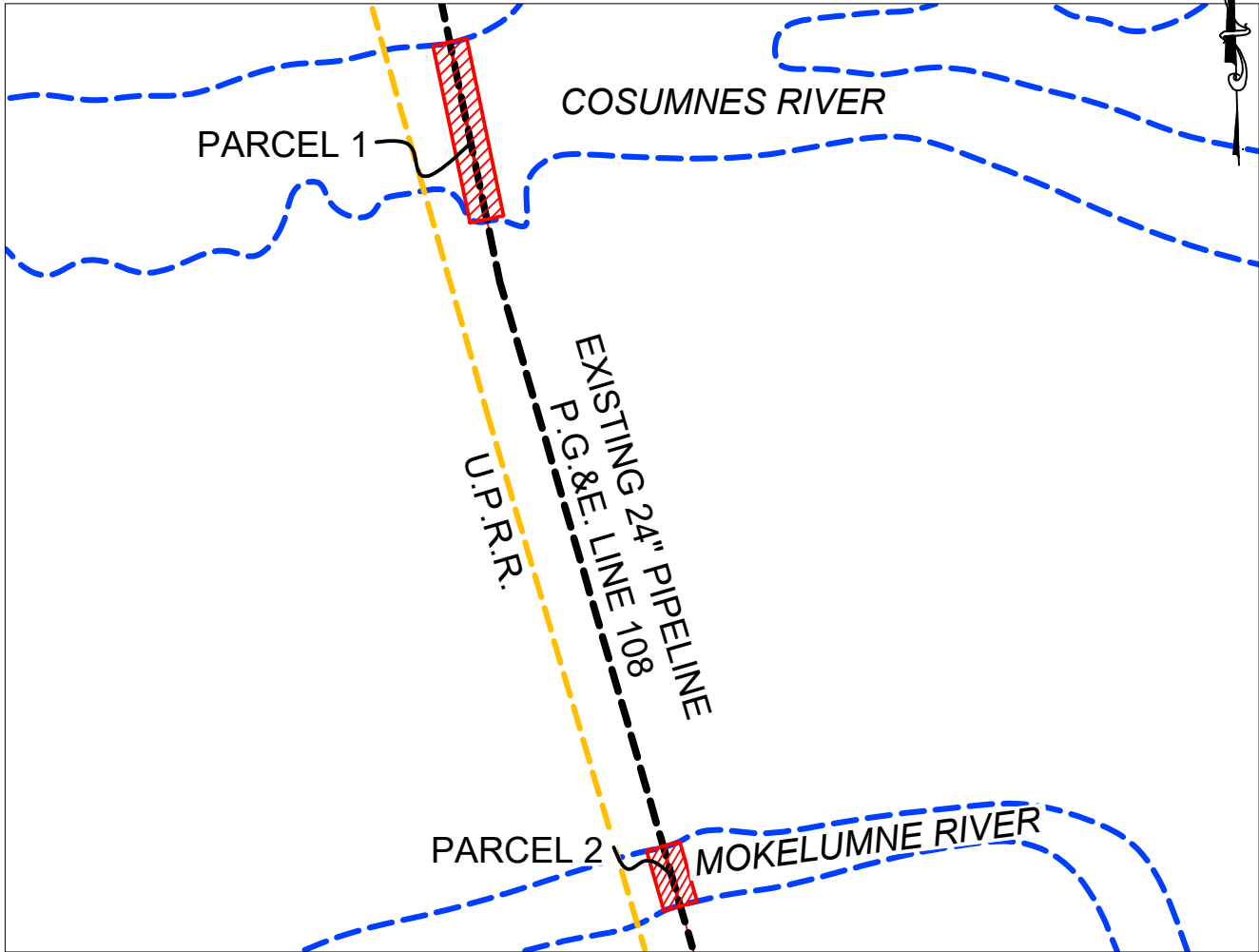
It is recommended that the Commission:

### **AUTHORIZATION:**

Approve the revision of rent for Lease Number PRC 8777 from \$295 per year to \$572 per year, effective March 25, 2022.

NO SCALE

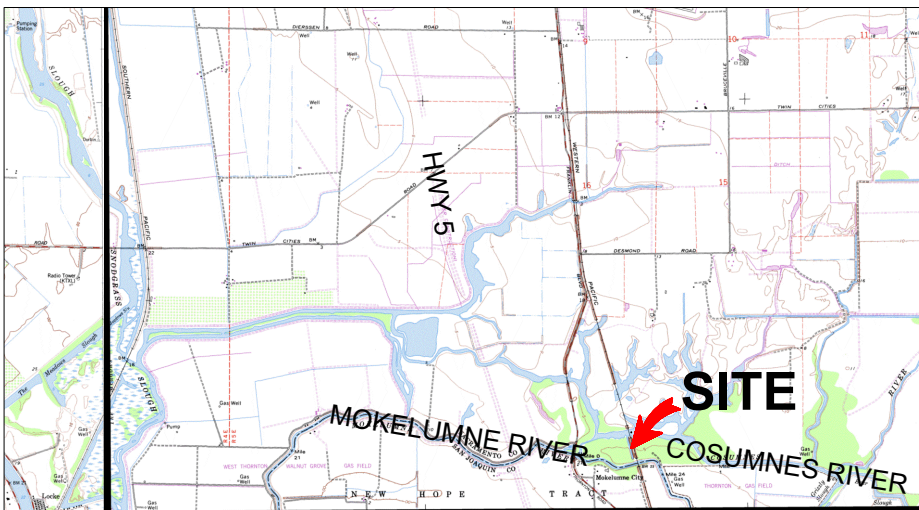
### SITE



Mokelumne River and Cosumnes River

NO SCALE

### LOCATION



MAP SOURCE: USGS QUAD

## **Exhibit A**

LEASE 8777  
 P.G.&E.  
 GENERAL LEASE -  
 RIGHT-OF-WAY USE  
 SACRAMENTO &  
 SAN JOAQUIN COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.