

MINUTE ITEM

This Calendar Item No. C46 was approved as Minute Item No. 46 by the California State Lands Commission by a vote of 3 to 0 at its 6-14-99 meeting.

**CALENDAR ITEM
C46**

A 4
S 1

6/14/99
PRC 8090.2
W 25520
N. Smith

GENERAL LEASE - RIGHT OF WAY USE

LESSEE:

Geysers Power Company, LLC.
50 West San Fernando Street, 5th Floor
San Jose, California 95113

AREA, LAND TYPE, AND LOCATION:

School lands located in the Geysers Area, along Pine Flat Road in a portion of Section 33, Township 11 North, Range 8 West, Mount Diablo Meridian, Sonoma County.

AUTHORIZED USE:

Access across an existing road (Pine Flat Road) to steam generation facilities.

LEASE TERM:

25 years, beginning May 7, 1999.

CONSIDERATION:

\$100.00 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

SPECIFIC LEASE PROVISIONS:

Liability insurance: Combined single limit coverage of \$1,000,000.

OTHER PERTINENT INFORMATION:

1. Pacific Gas and Electric Company (PG &E) currently has a lease from the Commission for the use of Pine Flat Road. Staff has received a letter from PG &E stating that they have no objections to the concurrent use of the road.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under

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CALENDAR ITEM NO. C46 (CONT'D)

Class 1, existing facilities; Title 2, California Code of Regulations, section 2905(a)(2).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300 and Title 2, California Code of Regulations, section 2905.

EXHIBITS:

- A. Land Description
- B. Location Map

PERMIT STREAMLINING ACT DEADLINE:

N/A

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2905(a)(2).

AUTHORIZATION:

AUTHORIZE ISSUANCE TO GEYSERS POWER COMPANY, LLC. OF A GENERAL LEASE - RIGHT OF WAY USE, BEGINNING MAY 7, 1999, FOR A TERM OF TWENTY FIVE YEARS, FOR ACCESS ACROSS AN EXISTING ROAD ON THE LAND DESCRIBED ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; ANNUAL RENT IN THE AMOUNT OF \$100.00, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$1,000,000.

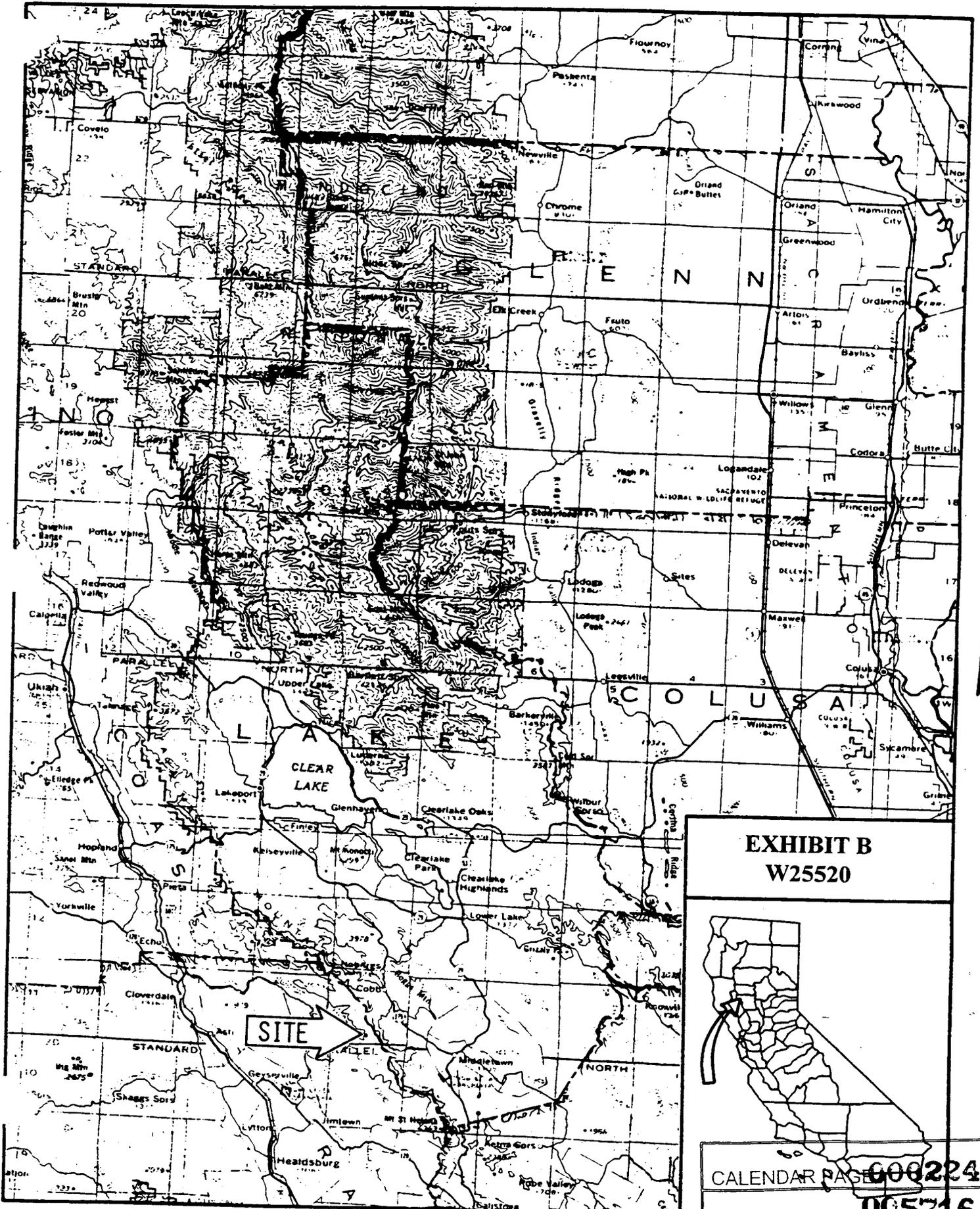
EXHIBIT A

LAND DESCRIPTION

All that portion of Pine Flat Road located within Lots 17, 18, and 20, Section 33,
Township 11 North, Range 8 West, Mount Diablo Meridian.

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**EXHIBIT B
W25520**



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To Santa Rosa 15 Miles