

MINUTE ITEM  
This Calendar Item No. C51  
was approved as Minute Item  
No. 51 by the State Lands  
Commission by a vote of 3  
to 0 at its 4-20-00  
meeting.

CALENDAR ITEM  
**C51**

A 34  
S 17

04/20/00  
WP 8110.2  
J. Smith

**AMENDMENT OF LEASE**

**LESSEE:**

Windland, Inc.  
10448 Garverdale Court, Suite 606  
Boise, Idaho 83704

**AREA, LAND TYPE, AND LOCATION:**

.91 acres, more or less, of school lands in the NE1/4 of the NE1/4, S18, T11N,  
R13W, SBM, near Mojave, Kern County.

**AUTHORIZED USE:**

Graded dirt access road and drainage culvert to facilitate access to a wind farm  
located on private property.

**LEASE TERM:**

Twenty years, beginning September 1, 1999.

**CONSIDERATION:**

\$100 per year; with the State reserving the right to fix a different rent periodically  
during the lease term, as provided in the lease.

**PROPOSED AMENDMENT:**

Amend the construction limiting dates to delete the beginning date and provide  
that construction must be completed by January 1, 2002. All other terms and  
conditions of the lease shall remain in effect without amendment.

**OTHER PERTINENT INFORMATION:**

1. Lessee owns the lands adjoining the lease premises.
2. The Commission authorized the issuance of a General Lease - Right of  
Way Use (Lease No. PRC 8110.2) at its September 3, 1999 meeting. The  
lease provides that Lessee commence construction by January 1, 2000.  
Lessee was not able to secure financing and begin construction on that

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date and has requested that the lease be amended to modify the construction limiting dates.

3. A Mitigated Negative Declaration was prepared and adopted for this project by Kern County. The Commission reviewed the Mitigated Negative Declaration document and adopted the Mitigation Monitoring Program at its meeting on September 3, 1999, pursuant to Minute Item 44.
4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

**EXHIBIT:**

- A. Location and Site Map

**PERMIT STREAMLINING ACT DEADLINE:**

N/A

**RECOMMENDED ACTION:**

IT IS RECOMMENDED THAT THE COMMISSION:

**CEQA FINDING:**

FIND THAT A MITIGATED NEGATIVE DECLARATION AND A MITIGATION MONITORING PROGRAM WERE PREPARED AND ADOPTED FOR THIS PROJECT BY KERN COUNTY AND THAT THE COMMISSION REVIEWED THE DOCUMENT AND ADOPTED THE MITIGATION MONITORING PROGRAM AT ITS MEETING ON SEPTEMBER 3, 1999.

**SIGNIFICANT LANDS INVENTORY FINDING:**

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

**AUTHORIZATION:**

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 8110.2, A GENERAL LEASE - RIGHT OF WAY USE, OF LANDS SHOWN ON

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EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART  
HEREOF, EFFECTIVE APRIL 1, 2000, TO MODIFY THE  
CONSTRUCTION LIMITING DATES; ALL OTHER TERMS AND  
CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT  
AMENDMENT.

This Exhibit is solely for purposes of generally defining the lease premises 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.

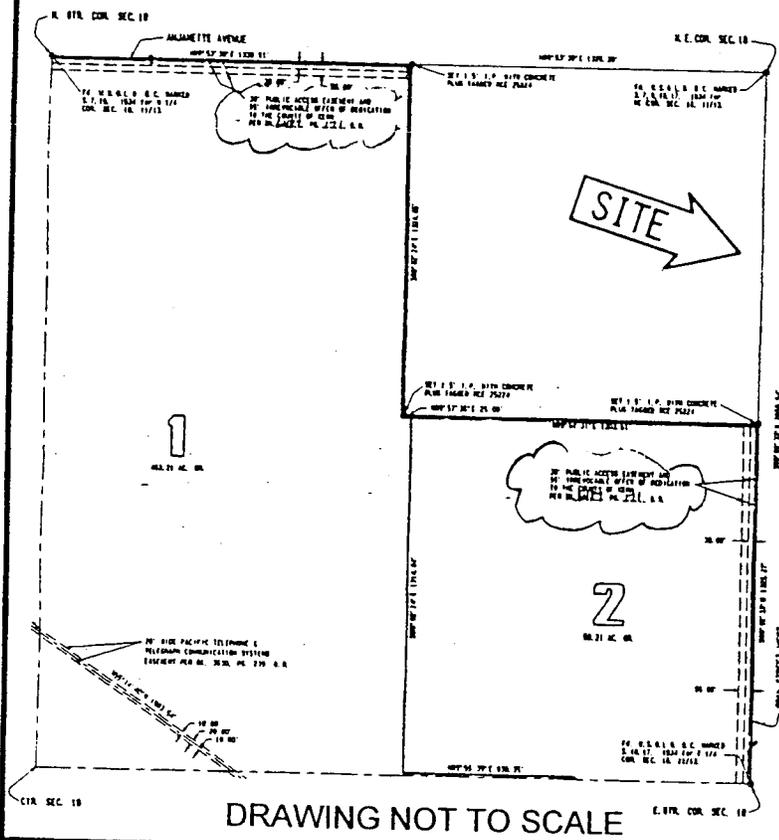
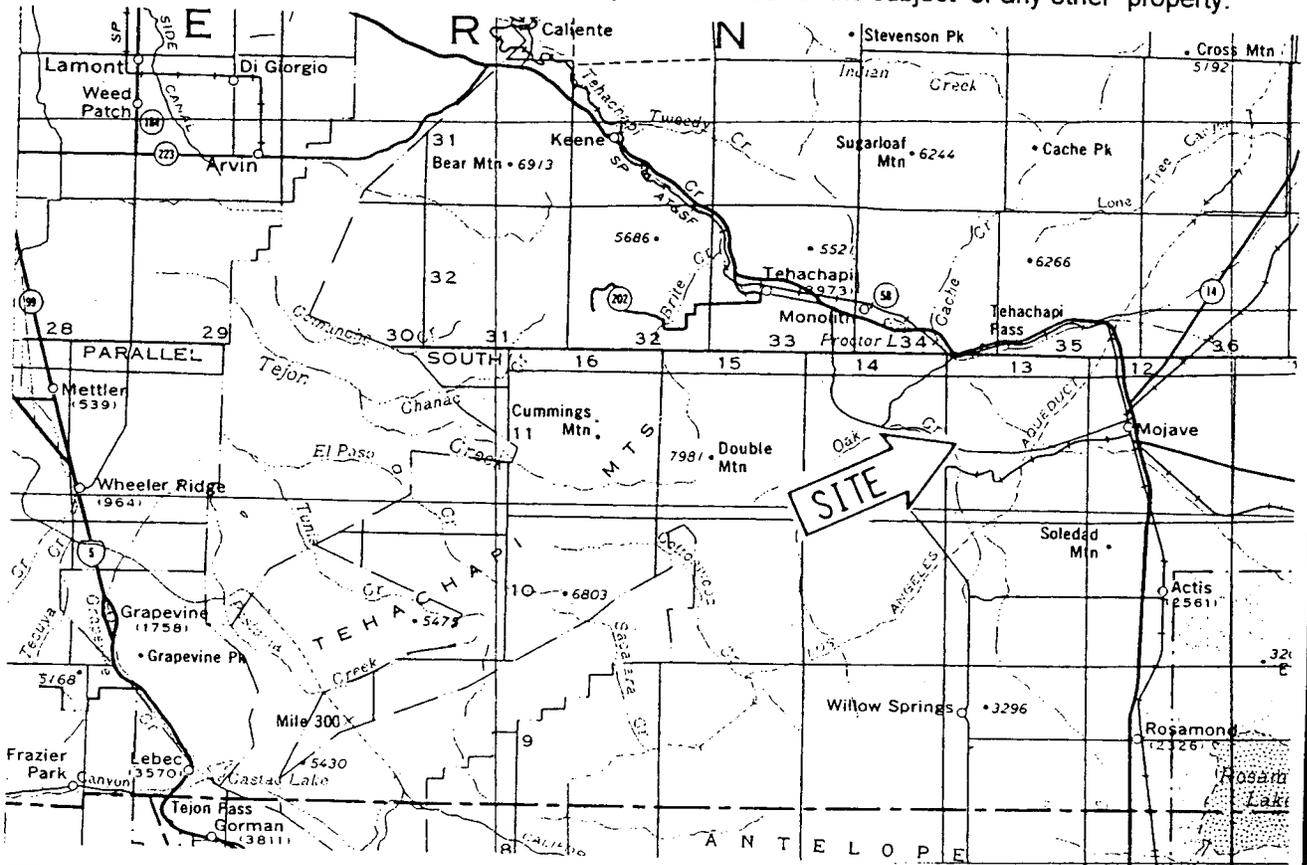


EXHIBIT "A"  
 LOCATION MAP  
 PRC 8110.2  
 WINDLAND INC.  
 SEC. 18, T11N, R13W, SBM  
 KERN COUNTY

