MINUTE ITEM
This Calendar Item No. C11 was approved as Minute Item No. 11 by the California State Lands Commission by a vote of 3 to 0 at its 6-18-02 meeting.

CALENDAR ITEM
C11

A 4

PRC 944

06/18/02
WP 944.1
M. Hays

S 1

GENERAL LEASE - RIGHT OF WAY USE

APPLICANT:

Sierra Pacific Power Company
6100 Neil Road
P. O. Box 10100
Reno, NV 89520-4011

AREA, LAND TYPE, AND LOCATION:

0.61 acres, more or less, of sovereign lands in Lake Tahoe, Emerald Bay, El Dorado County.

AUTHORIZED USE:

Continued use and maintenance of an existing submerged electric transmission power cable.

LEASE TERM:

20 years, beginning December 1, 2002.

CONSIDERATION:

$549.00 per annum with the State reserving the right to fix a different rent periodically during the lease term.

SPECIFIC LEASE PROVISIONS:

Insurance:

Liability insurance of no less than $1,000,000.

OTHER PERTINENT INFORMATION:

1. Applicant has the right to use the uplands adjoining the lease premises.

2. On December 1, 1953, the Commission authorized a General Lease-Right of Way Use with Sierra Pacific Power Company. That lease expires on November 30, 2002. Sierra Pacific Power Company is now applying for a new lease.

3. The original lease covered a right of way area of 100 feet in width and 2,350 feet in length for a three-inch electric transmission power cable on submerged lands in Lake Tahoe across Emerald Bay. The applicant has requested a reduction in the width of the right of way from 100 feet to 10.5 feet because the original width is not necessary for safe operation and maintenance of the power cable. Staff is recommending a reduction in the width of the lease area.

4. 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 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.

5. 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. Site And 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).

SIGNIFICANT LANDS INVENTORY FINDING:

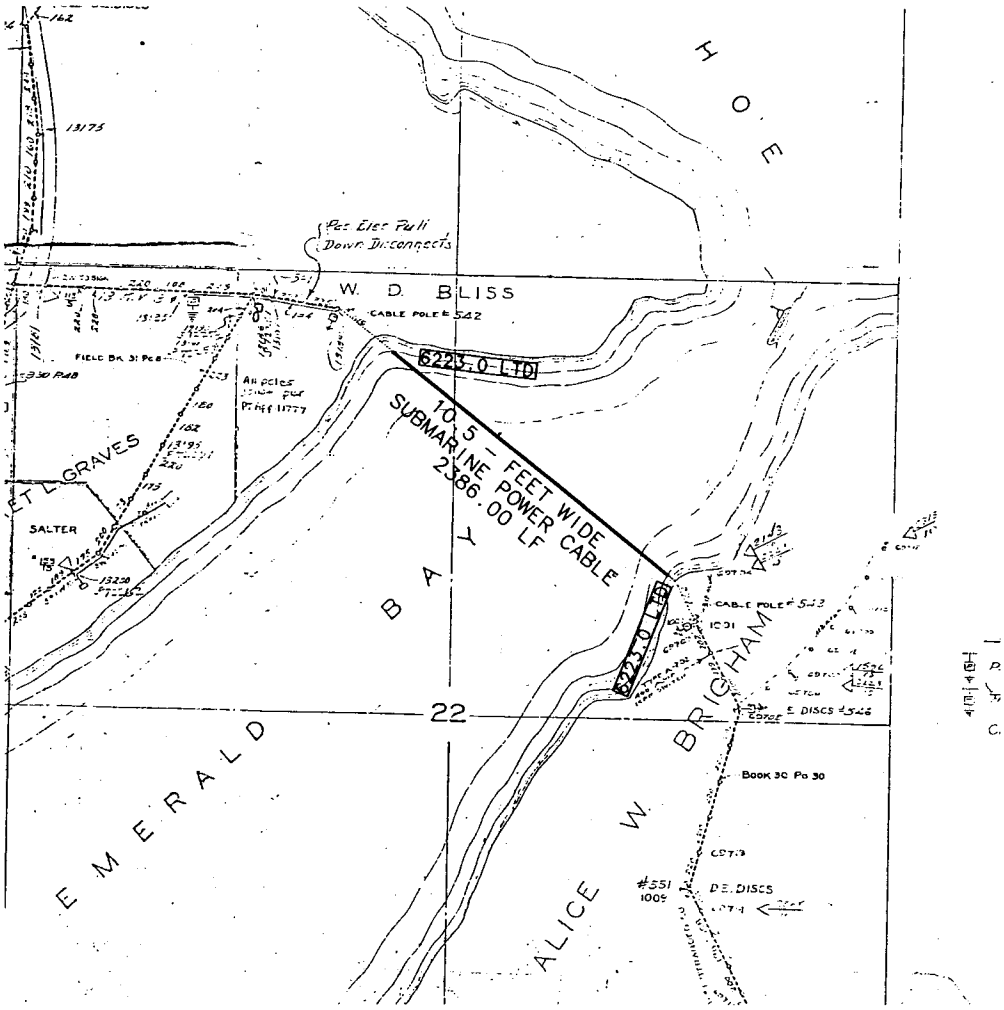
FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO SIERRA PACIFIC POWER COMPANY OF A GENERAL LEASE-RIGHT OF WAY USE, BEGINNING DECEMBER 1, 2002, FOR A TERM OF 20 YEARS, FOR THE CONTINUED USE AND MAINTENANCE OF AN EXISTING ELECTRIC TRANSMISSION POWER CABLE ON THE LAND SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; ANNUAL RENT IN THE AMOUNT OF $549, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; LIABILITY INSURANCE IN THE AMOUNT OF NO LESS THAN $1,000,000.

NO SCALE

SITE MAP



SIERRA PACIFIC POWER CO. EMERALD BAY

NO SCALE

LOCATION MAP

Lake Tahoe

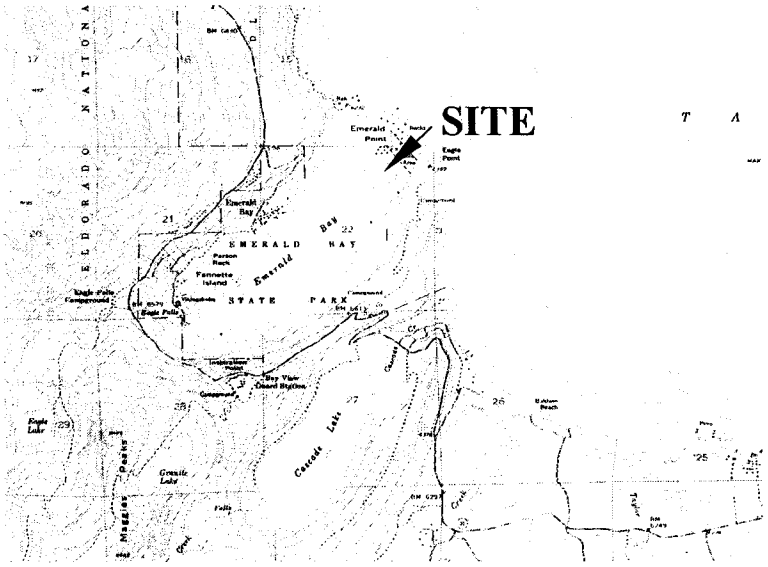
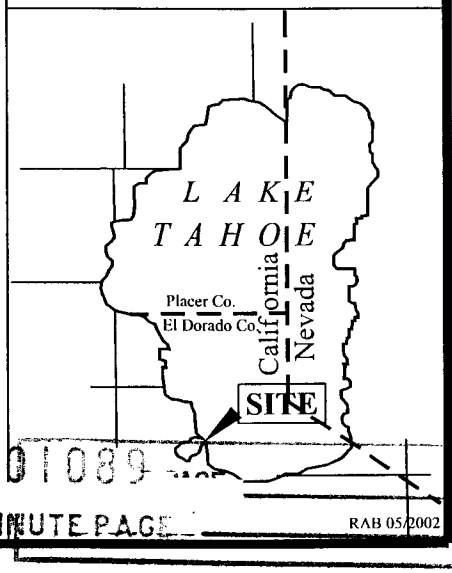


Exhibit A
PRC 944.1
Emerald Bay
Lake Tahoe
EL DORADO CO.



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 wavier or limitation of any state interest in the subject or any other property.

USGS QUAD

RAB 05/2002

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