CALENDAR ITEM

C26

A 30, 32 04/09/09

WP 6704.1

S 18 J. Smith

GENERAL LEASE - RIGHT OF WAY USE

APPLICANT:

Southern California Edison Company
2244 Walnut Grove Avenue
Rosemead, California 91770

AREA, LAND TYPE, AND LOCATION:

1.066 acres, more or less, of sovereign lands in the Kern River, northeast of Bakersfield, Kern County.

AUTHORIZED USE:

Continued use and maintenance of a 220 kV overhead transmission line.

LEASE TERM:

25 years, beginning February 15, 2009.

CONSIDERATION:

$2878 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 with coverage of no less than $2,000,000.

OTHER PERTINENT INFORMATION:

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

2. On July 12, 1984, the Commission authorized a General Lease – Right of Way Use to Southern California Edison Company for a 220kV overhead transmission line that crosses the Kern River, northeast of Bakersfield in Kern County. The lease expired on February 14, 2009, and Southern California Edison Company has applied for a new lease.

3. Southern California Edison Company inspects its electrical transmission lines, poles, and towers annually.

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 which have NOT been identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. However, the Commission has declared that all tide and submerged lands are "significant" by nature of their public ownership (as opposed to "environmentally significant"). Since such declaration of significance is not based upon the requirements and criteria of Public Resources Code sections 6370, et seq., use classifications for such lands have not been designated. Therefore, the finding of the project's consistency with the use classification as required by Title 2, California Code of Regulations section 2954 is not applicable.

EXHIBITS:

A. Location and Site Map
B. Land Description

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).

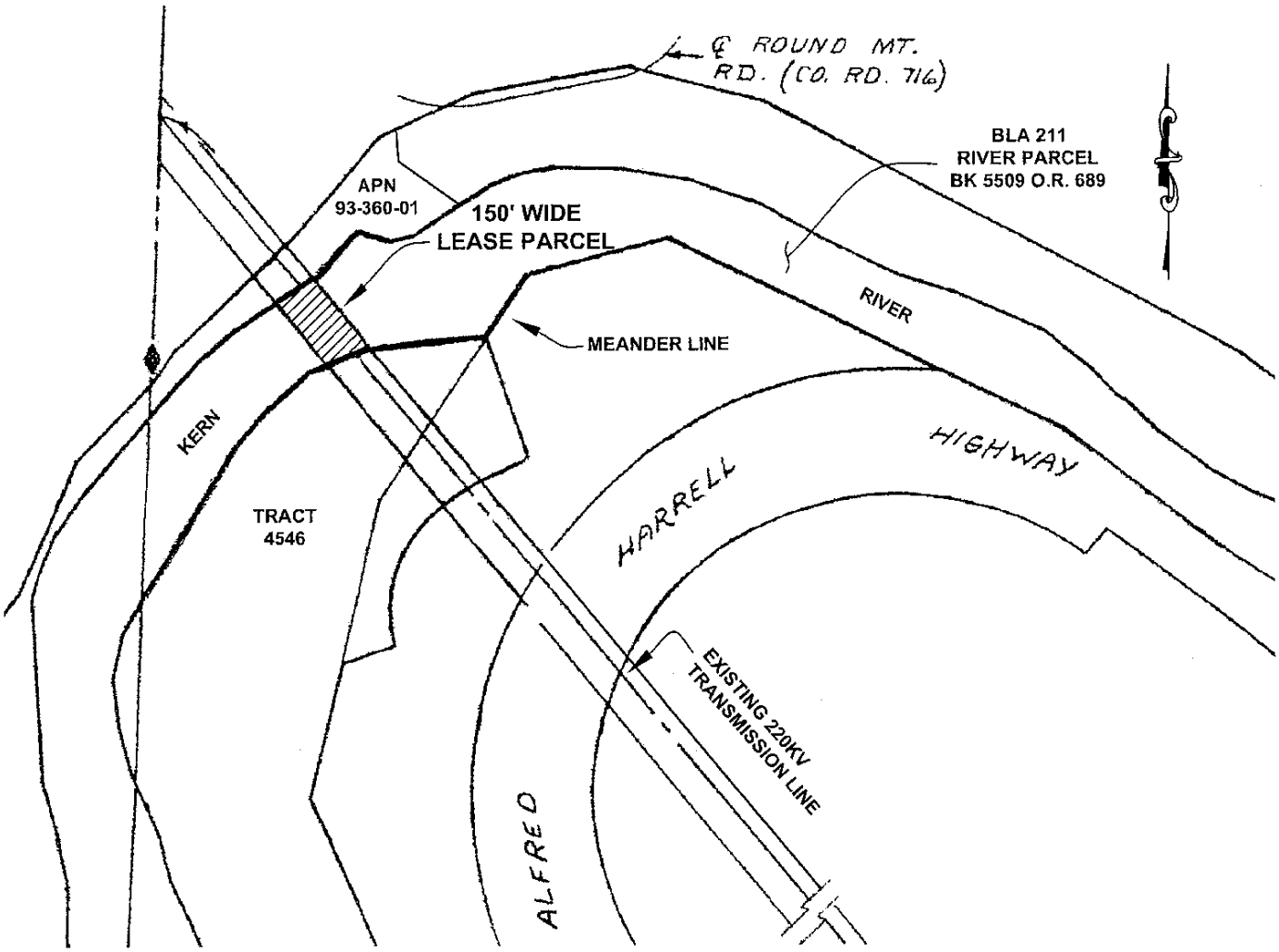
AUTHORIZATION:

AUTHORIZE ISSUANCE OF A GENERAL LEASE - RIGHT OF WAY USE TO SOUTHERN CALIFORNIA EDISON COMPANY BEGINNING

FEBRUARY 15, 2009, FOR A TERM OF 25 YEARS, FOR CONTINUED USE AND MAINTENANCE OF A 220 KV OVERHEAD TRANSMISSION LINE AS SHOWN ON EXHIBIT A AND DESCRIBED IN EXHIBIT B ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; ANNUAL RENT IN THE AMOUNT OF $2878, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENT PERIODICALLY DURING THE LEASE TERM, AS PROVIDED IN THE LEASE; LIABILITY INSURANCE WITH COVERAGE OF NO LESS THAN $2,000,000.

NO SCALE

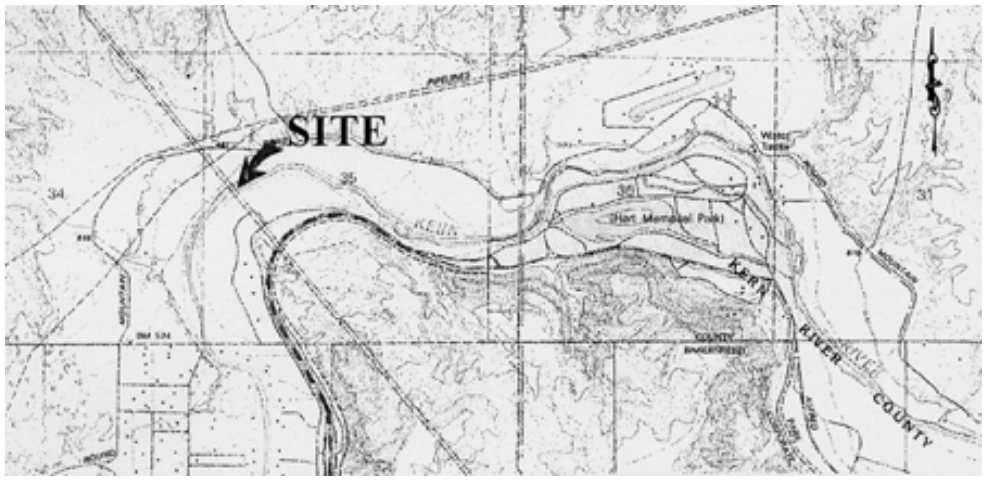
SITE



GENERAL LEASE-EXISTING 220kV TRANSMISSION LINE

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

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.

Exhibit A

WP 6704
Southern California Edison
APN: 093-190-46
GENERAL LEASE
RIGHT OF WAY USE
KERN COUNTY

DJF 02/09