

**CALENDAR ITEM
C29**

A 34
S 18

08/20/10
WP 2701.2
J. Porter

GENERAL LEASE - RIGHT OF WAY USE

APPLICANT:

Southern California Edison Company
2131 Walnut Grove Avenue
Rosemead, CA 91770
Attn: Messeret Yilma

AREA, LAND TYPE, AND LOCATION:

4.85 acres, more or less, of State school lands located in Section 16, Township 24 South, Range 43 East, MDM, northeast of Trona, Inyo County.

AUTHORIZED USE:

Continued use and maintenance of an existing 12 kV overhead electrical distribution line and approximately 21 wood poles.

LEASE TERM:

25 years, beginning March 7, 2010.

CONSIDERATION:

\$218 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 in the amount of no less than \$2,000,000, or equivalent staff-approved self-insurance program.

OTHER PERTINENT INFORMATION:

1. On March 7, 1961, the Commission authorized a pole line easement to California Electric Power Company for a term of 49 years. That easement expired on March 6, 2010. Southern California Edison Company, the successor in interest to California Electric Power Company, is now applying for a new General Lease – Right of Way Use.

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2. The lease premises consists of an approximately 40-foot wide right of way for an overhead 12 kV electrical distribution line and approximately 21 wood poles.
3. 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 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.

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code section 6370, et seq. Based upon the staff's consultation with the person's 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.

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 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 section 6370, et seq.

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AUTHORIZATION:

Authorize Issuance of a General Lease – Right of Way Use to Southern California Edison Company, beginning March 7, 2010, for a term of 25 years, for the continued use and maintenance of an existing overhead 12 kV electrical distribution line and approximately 21 wood poles, for the lands as shown on Exhibit A (for reference purposes only) and as described on Exhibit B, both Exhibits attached and by this reference made a part hereof; annual rent in the amount of \$218 with the State reserving the right to fix a different rent periodically during the lease term as provided in the lease; and liability insurance with coverage of no less than \$2,000,000 or equivalent staff-approved self-insurance program.