

MINUTE ITEM

This Calendar Item No. C13
was approved as Minute Item
No. 13 by the State Lands
Commission by a vote of 2
to 0 at its 8/23/77
meeting.

8/77
WP 3468
Bjornsen
PRC 3468

CALENDAR ITEM

C13.

GENERAL LEASE - RIGHT-OF WAY USE
AMENDMENT AND RENEWAL OF
RIGHT OF WAY EASEMENT

APPLICANT: Southern California Edison Company
P. O. Box 800
Rosemead, California 91770

AREA, TYPE LAND AND LOCATION:
A 1.717 acre parcel of school lands in
Section 36, T26N, R3E, S.B.M., in Inyo
County approximately 12 road miles northeast
of Death Valley Junction.

LAND USE: Operation and maintenance of an existing
overhead 66 KV electric power line.

TERMS OF ORIGINAL LEASE:
Initial period: 15 years from April 1,
1962.
Renewal options: 3 successive periods
of 10 years each.
Consideration: \$168.75, the total rental
paid in advance, for
the full term of the
lease.

TERMS OF AMENDED LEASE:
Initial period: 10 years from April 1,
1977.
Renewal options: 2 successive periods
of 10 years each.
Public liability insurance: \$150,000 per
occurrence for bodily
injury and \$150,000 for
property damage, or combined
single limit of \$300,000.

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Special: It is understood and agreed the certain agreement entitled "No. 3468.2 Public Resources Code Series" executed June 13, 1966, shall terminate on March 31, 1977 with the execution by Lessee and acceptance of the State Lands Commission of this lease.

CONSIDERATION: \$100 per annum, with the State reserving the right to fix a different rental on each fifth anniversary of the lease.

BASIS FOR CONSIDERATION: \$100 minimum rental for this type of lease.

STATUTORY AND OTHER REFERENCES:

- A. Public Resources Code: Div. 6, Parts 1 & 2.
- B. Administrative Code: Title 2, Div. 3, Arts. 1, 2, 10 & 11.

OTHER PERTINENT INFORMATION:

1. Inasmuch as Paragraphs 19 and 20 of the parent lease PRC 3468.2 executed June 13, 1966 provide for changes, alterations or amendments by mutual consent of the parties and renewal upon such reasonable terms and conditions as the State might impose, staff recommends that all amendments to the terms and conditions of the existing lease agreement, and amendments thereto, be accomplished by the issuance of a lease document in current use, a copy of which is on file in the office of the State Lands Division.
2. An Environmental Impact Report is not required. This transaction is within the purview of 2 Cal. Adm. Code 2907(a) which exempts an existing structure or facility that is in an acceptable state of repair and there is no evidence of record to show injury to adjacent property, shoreline erosion, or other types of environmental degradation.

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3. This project is not situated on State land identified as possessing significant environmental values pursuant to Public Resources Code 6370.1, and is not classified in a use category.

EXHIBITS: A. Land Description B. Location Map

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL IMPACT REPORT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF PRC 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
2. AUTHORIZE ISSUANCE TO THE SOUTHERN CALIFORNIA EDISON COMPANY OF A 10 YEAR AMENDMENT AND RENEWAL OF RIGHT OF WAY LEASE PRC 3468.2, FROM APRIL 1, 1977, WITH LESSEE'S OPTION TO RENEW FOR 2 SUCCESSIVE PERIODS OF 10 YEARS EACH, IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$100, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF PUBLIC LIABILITY INSURANCE IN AMOUNTS OF \$150,000 PER OCCURRENCE FOR BODILY INJURY AND \$150,000 FOR PROPERTY DAMAGE, OR COMBINED SINGLE LIMIT OF \$300,000; FOR THE OPERATION AND MAINTENANCE OF AN EXISTING OVERHEAD 66 KV ELECTRIC POWER LINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

Attachment: Exhibit "A"

EXHIBIT "A"

WP 3468

A strip of California State School lands 25 feet in width situated in Section 36, T26N, R3E, S8M, County of Inyo, State of California said parcel being 12.5 feet on each side of the following described centerline:

BEGINNING at a point in the south line of the Southeast Quarter of said Section 36, said point bears N 88° 32' 07" E, 213.20 feet from a 1 3/4 inch iron pipe with brass cap, set for the South Quarter Corner of said Section 36; thence from said point of beginning N 72° 30' 23" W, 3,000 feet, more or less to the westerly line of said Section 36.

Said parcel contains 1.717 acres, more or less.

END OF DESCRIPTION

Prepared M. L. P. [Signature] Checked R. W. [Signature]
Reviewed [Signature] Date 11/5/77
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