

**CALENDAR ITEM
C24**

A 61
S 25

01/29/09
WP 3392.2
C. Hudson

GENERAL LEASE – RIGHT OF WAY USE

APPLICANT:

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

AREA, LAND TYPE, AND LOCATION:

0.303 acre, more or less, of State school land in a portion of Section 6, Township 9 North, Range 4 East, SBM, near the unincorporated town of Newberry Springs, San Bernardino County.

AUTHORIZED USE:

Continued use and maintenance of existing 12kV overhead transmission lines, approximately 6 wood poles, and an unpaved access road as shown on the attached Exhibit A.

LEASE TERM:

20 years, beginning January 1, 2009.

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.

SPECIFIC LEASE PROVISIONS:

Liability insurance in the amount of no less than \$2,000,000.

OTHER PERTINENT INFORMATION:

1. On December 13, 1988, the Commission authorized a General Lease – Right of Way Use with Southern California Edison Company. That lease expired on December 31, 2008 and Southern California Edison Company is now applying for a new General Lease – Right of Way Use.
2. Southern California Edison Company inspects its electrical transmission lines and poles annually. The existing overhead power line was put into

CALENDAR ITEM NO. **C24** (CONT'D)

service on February 6, 1959 and Southern California Edison Company has continuously leased the parcel of school land from the Commission since 1965.

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 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.

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.

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).

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.

CALENDAR ITEM NO. **C24** (CONT'D)

AUTHORIZATION:

AUTHORIZE ISSUANCE OF A GENERAL LEASE - RIGHT OF WAY USE TO SOUTHERN CALIFORNIA EDISON COMPANY BEGINNING JANUARY 1, 2009, FOR A TERM OF 20 YEARS, FOR CONTINUED USE AND MAINTENANCE OF EXISTING 12KV OVERHEAD TRANSMISSION LINES, 6 WOOD POLES, AND AN UNPAVED ACCESS ROAD AS SHOWN ON EXHIBIT A (FOR REFERENCE PURPOSED ONLY) ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; ANNUAL RENT IN THE AMOUNT OF \$100 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.