

**CALENDAR ITEM
C06**

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S 2

04/23/15
PRC 4510.1
M.J. Columbus

REVISION OF RENT

LESSEE:

PacifiCorp, dba Pacific Power

AREA, LAND TYPE, AND LOCATION:

Sovereign land in the Klamath River, adjacent to Assessor's Parcel Number 140-130-28, near the town of Klamath, Del Norte County.

AUTHORIZED USE:

Continued use and maintenance of an existing overhead 12.5 kilovolt (kV) electrical power distribution line.

LEASE TERM:

25 years, beginning May 20, 2010.

CONSIDERATION:

This lease provides that Lessor may modify the rent periodically during the lease term. Pursuant to this provision, staff has conducted a review of the rent under this lease, and recommends that the rent be revised from \$130 per year to \$450 per year, effective May 20, 2015.

OTHER PERTINENT INFORMATION:

1. On June 23, 2011, the Commission authorized a General Lease – Right-of-Way Use to PacifiCorp, dba Pacific Power, beginning May 20, 2010, for the continued use and maintenance of an overhead 12.5 Kilovolt electrical power distribution line. The Lease will expire on May 19, 2035.
2. Staff conducted the rent review called for in the Lease and recommends that the annual rent be increased to the current minimum rent.
3. The staff recommends that the Commission find that the subject revision of rent does not have a potential for resulting in either a direct or a reasonably foreseeable indirect physical change in the environment, and

CALENDAR ITEM NO. **C06** (CONT'D)

is, therefore, not a project in accordance with the California Environmental Quality Act (CEQA).

Authority: Public Resources Code section 21065 and California Code of Regulations, Title 14, sections 15060, subdivision (c)(3), and 15378.

EXHIBIT:

- A. Site and Location Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

Find that the subject revision of rent is not subject to the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15060, subdivision (c)(3), because the subject activity is not a project as defined by Public Resources Code section 21065 and California Code of Regulations, Title 14, section 15378.

AUTHORIZATION:

Approve the revision of rent for Lease No. PRC 4510.1 from \$130 per year to \$450 per year, effective May 20, 2015.

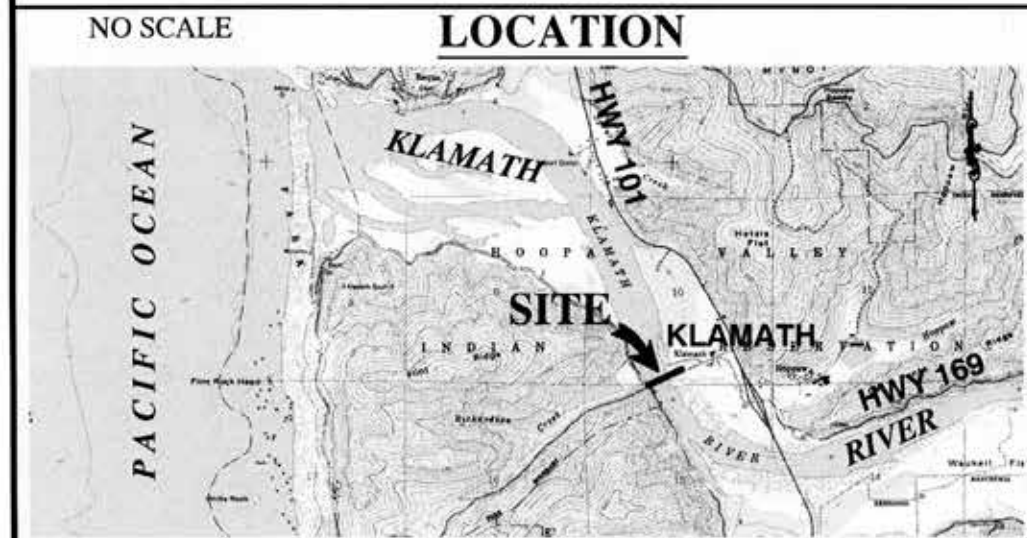
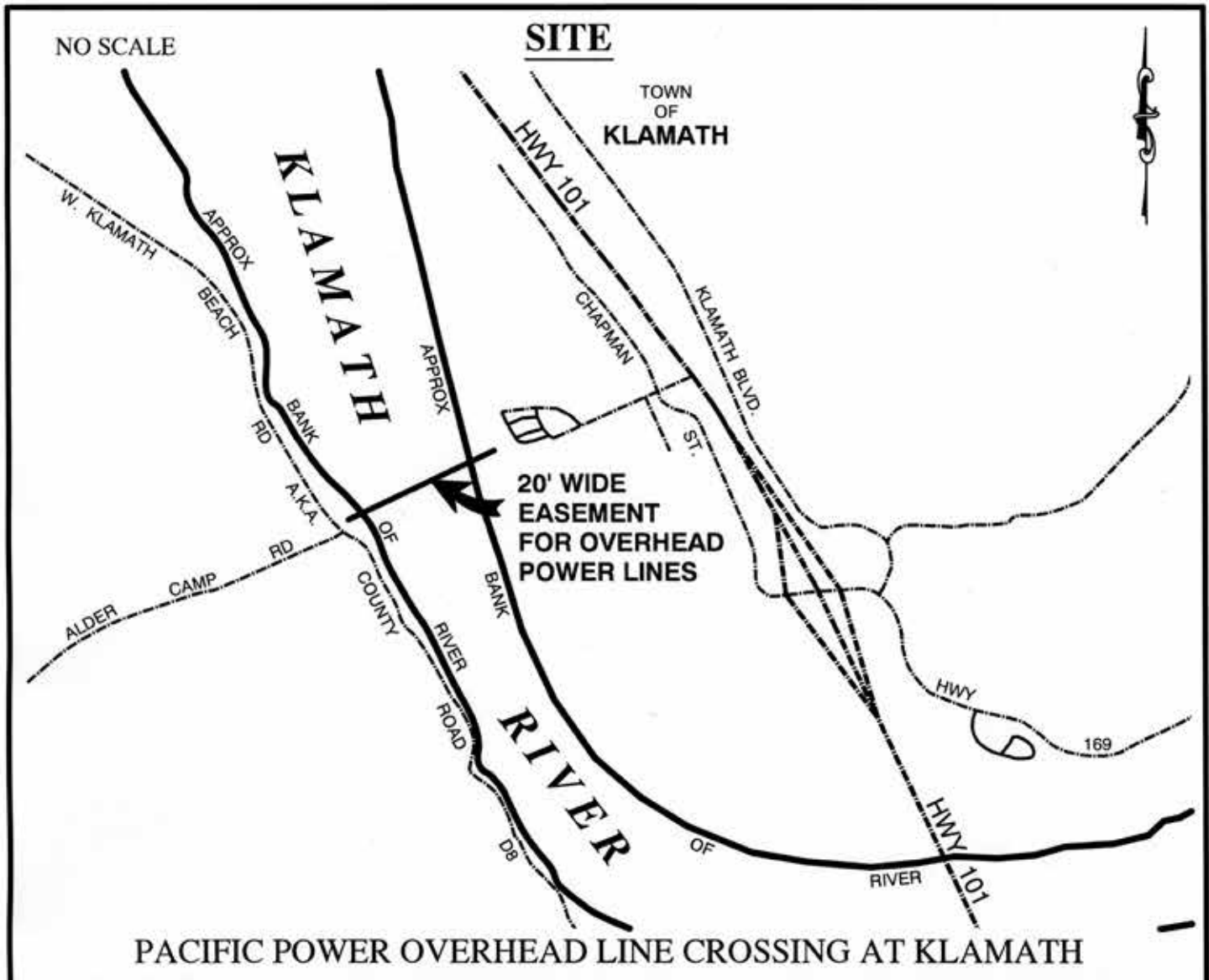


Exhibit A
 PRC 4510.1
 PACIFICORP
 APN 140-130-28
 GENERAL LEASE -
 RIGHT-OF-WAY USE
 DEL NORTE COUNTY



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.