

**STAFF REPORT**

**45**

A 31

S 14

06/23/20  
PRC 8877.1  
K. Foster

**REVISION OF RENT**

**LESSEE:**

Pacific Gas and Electric Company

**AREA, LAND TYPE, AND LOCATION:**

Sovereign land in the bed of the Kings River, adjacent to Fresno County Assessor's Parcel Numbers 365-072-13T, 19T, and 20T, Reedley, Fresno County.

**AUTHORIZED USE:**

Reconstruction, use and maintenance of an existing 70-kilovolt (kV) overhead transmission line to a 115 kV overhead transmission line, and retention, use, and maintenance of an existing 12 kV overhead transmission line.

**LEASE TERM:**

25 years, beginning June 28, 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 rent be revised from \$450 per year to \$503 per year, effective June 28, 2020.

**OTHER PERTINENT INFORMATION:**

1. Approval or denial of the revision of rent is a discretionary action by the Commission. Each time the Commission approves or rejects a revision of rent, it exercises legislatively delegated authority and responsibility as trustee of the State's Public Trust lands as authorized by law. Upon expiration or prior termination of the lease, the Lessee has no right to a new lease or to renewal of any previous lease.
2. On June 28, 2010, the Commission authorized a General Lease – Right-of-Way Use to Pacific Gas and Electric Company, beginning June 28, 2010 for the reconstruction, use and maintenance of an existing unauthorized 70 kV overhead transmission line to a 115 kV overhead transmission line ([Item 36, June 28, 2010](#)). The lease will expire on June

STAFF REPORT NO. 45 (CONT'D)

27, 2035. On June 23, 2011, the Commission authorized an amendment to authorize an existing 12kV overhead transmission line and change the Land Description to reflect the new right-of-way alignment ([Item 44, June 23, 2011](#)).

3. The action is consistent with Strategy 2.2 of the Commission's Strategic Plan to ensure timely receipt of revenues and royalties from the use and development of State lands and minerals.
4. Approving the revision of rent is not a project as defined by the California Environmental Quality Act because it is an administrative action that will not result in direct or indirect physical changes in the environment.

Authority: Public Resources Code section 21065 and California Code of Regulations, title 14, section 15378, subdivision (b)(5).

**EXHIBIT:**

- A. Site and Location Map

**RECOMMENDED ACTION:**

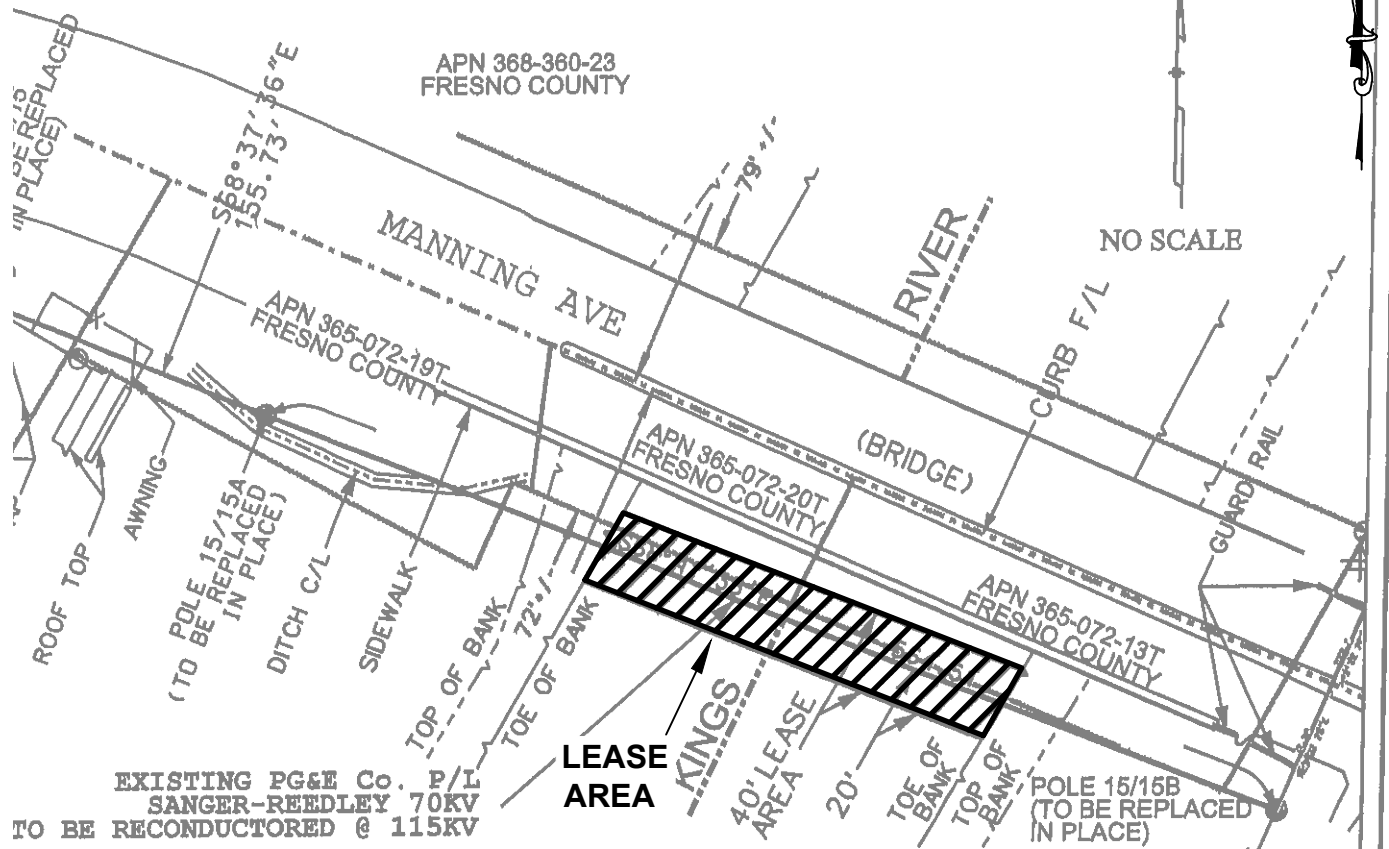
It is recommended that the Commission:

**AUTHORIZATION:**

Approve the revision of rent for Lease No. PRC 8877.1 from \$450 per year to \$503 per year, effective June 28, 2020.

NO SCALE

# SITE



## KINGS RIVER BETWEEN SANGER AND REEDLEY SUBSTATIONS

NO SCALE

# LOCATION



# EXHIBIT A

PRC 8877.1

P.G.&E.

APN 365-072-13T, 365-072-20T,  
365-072-19T

GENERAL LEASE -  
RIGHT - OF - WAY USE  
FRESNO COUNTY



DJF 5/19/2020

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.