

MINUTE ITEM
This Calendar Item No. C5
was approved as Minute Item
No. 5 by the State Lands
Commission by a vote of 2
to 0 at its 9/14/88
meeting.

CALENDAR ITEM

A 34
S 25

C 05

09/14/88
PRC 5539
Fong

GENERAL LEASE - RIGHT-OF-WAY USE

APPLICANT: Granvil Cherry
P.O. Box 641
Trona, California 93562

AREA, TYPE LAND AND LOCATION:
1.19± acres of school land situated in Inyo
County.

LAND USE: Maintenance and operation of a 1 1/2 inch
plastic water pipeline.

TERMS OF ORIGINAL LEASE:

Initial period: Ten years beginning
October 1, 1978.

Renewal options: None.

Surety bond: \$200.

Consideration: \$156 per annum; five-year
rent review.

TERMS OF PROPOSED LEASE:

Initial period: Ten years beginning
October 1, 1988.

Surety bond: \$200.

CONSIDERATION: \$156 per annum; with the State reserving the
right to fix a different rental on each
fifth anniversary of the lease.

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Adm. Code 2003.

CALENDAR ITEM NO. C 05 (CONT'D)

APPLICANT STATUS:

N/A.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fee has been received.

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.
- B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884:

N/A.

OTHER PERTINENT INFORMATION:

1. The Lessee desires to renew his right-of-way lease which will expire on September 30, 1988. No change in the currently authorized use is proposed by the Lessee. This lease will be for right-of-way use only for a 1 1/2 inch plastic water pipeline. No water will be appropriated from State lands.
2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 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 Facility, 2 Cal. Adm. Code 2905(a)(2).
3. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 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 is consistent with its use classification.

EXHIBITS:

- A. Land Description.
- B. Location Map.

CALENDAR ITEM NO. C 05 (CONT'D)

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITY, 2 CAL. ADM. CODE 2905(a)(2).
2. AUTHORIZE ISSUANCE TO GRANVIL CHERRY OF A TEN-YEAR GENERAL LEASE RIGHT-OF-WAY USE BEGINNING OCTOBER 1, 1988; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$156, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF A \$200 SURETY BOND; FOR THE OPERATION AND MAINTENANCE OF A 1 1/2 INCH PLASTIC WATER PIPELINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

PRC 5539

LAND DESCRIPTION

A strip of land, 10 feet wide, situate in the East half of Section 36, T22S, R42E, MDM, Inyo County, California, the centerline of said strip being the center of an unnamed intermittent drainage as shown on that Geological Topographic map entitled, "Trona, California, 1949", more particularly described as follows:

BEGINNING at a point on the north line of the above mentioned Section 36, and the centerline of said drainage, said point being west along said north line 2600 feet more or less from northeast corner of said Section 36; thence southeasterly along drainage 5200 feet more or less to the easterly line of said Section 36 and end of centerline.

END OF DESCRIPTION

REVIEWED JUNE 20, 1988 BY BIU 1.

CALENDAR PAGE	28
MINUTE PAGE	2609

