MINUTE ITEM 15 MINUTE ITEM
This Calendar Item No. 15
was approved as Minute Item
No. 15 by the State Lands
Commission by a vote of 3
to 2 at its 05/03/95
meeting.

05/03/95 PRC 7823
W 25063 PRC 7829
Maricle

TWO GENERAL LEASES - RIGHT-OF-WAY USE

Calendar Item C15 was moved to the regular calendar. During consideration of Calendar Item C15, the staff recommendation of approval of this item was amended as follows:

The Commission certify the Final Environmental Impact Report on the Tuscarora Gas Transmission Company's application to cross various sovereign and lieu lands in Northern California; as well as, the eight crossings on lieu lands in Lassen County, and the three southernmost crossings of the five crossings on the Pitt River. The approval of the remaining two crossings are to be addressed at a future Commission hearing date.

With these changes, the Commission approved Item C15.

CALENDAR PAGE	
MINUTE PAGE 402	

CALENDAR ITEM

C15

A 3 05/03/95 W 25063 S 1 Maricle PRC7823 TWO GENERAL LEASES - RIGHT-OF-WAY USE PRC7829

APPLICANT:

Tuscarora Gas Transmission Company Attn: Mr. Gregory Galbraith 6100 Neil Road

P.O. Box 30057

Reno, Nevada 89520-3057

LANDS INVOLVED:

- (A) Five crossings of the Pit River, in Modoc County.
- (B) Eight crossings of Lieu Lands, Lassen County.

AREA, TYPE LAND AND LOCATION:

- (A) 0.091 aggregate acres, Submerged Lands in the bed of the Pit River, Modoc County, (49-year right-of-way).
- (B) 25.252 aggregate acres, Lieu Lands, Lassen County, (49-year right-of-way).
- (C) 25.549 aggregate acres, contiguous Lieu Lands in Lassen County, (Temporary right-of-way for construction purposes).

LAND USE:

Installation, use and maintenance of a 20-inch diameter pipeline, for the transmission of natural gas.

PROPOSED LEASE TERMS; PIT RIVER CROSSINGS:

Lease period:

49 years beginning June 1, 1995.

Surety bond:

\$1,000.

Public liability insurance:

Combined single limit coverage of \$1,000,000.

Consideration:

\$500 per annum; five-year rent review.

PROPOSED LEASE TERMS; LIEU LAND CROSSINGS:

Lease period:

49 years beginning June 1, 1995.

CALENDAR ITEM NO. C15 (CONT'D)

Surety bond: \$2,000.

Public liability insurance:

Combined single limit coverage of \$1,000,000.

Consideration:

\$1,900 per annum; five-year rent review; and single payment of \$800 for temporary (approximately ten weeks) use of contiguous lands.

BASIS FOR CONSIDERATION:

Pursuant to 2 Cal. Code Regs. 2003.

Applicant is acquiring rights-of-way from adjacent owners through purchase and/or eminent domain proceedings.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:

Filing fee, processing costs, and environmental costs have been received.

STATUTORY AND OTHER REFERENCES:

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

AB 884:

04/27/96

OTHER PERTINENT INFORMATION:

- 1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Code Regs. 15025), the staff, in cooperation with the Federal Energy Regulatory Commission (FERC), has prepared an EIR/EIS identified as FERC/EIS-0078D, State Clearinghouse No. 93112055. Such EIR/EIS was prepared and circulated for public review pursuant to the provisions of the CEQA.
- 2. Findings made in conformance with Section 15091 of the State CEQA Guidelines are contained in Exhibit "C" attached hereto.
- 3. There will be no significant environmental impacts following the application of project mitigation.

CALENDAR ITEM NO. C15 (CONT'D)

4. The construction of the pipeline will require the temporary use of 25.549 acres of land adjacent to the right-of-way parcels, for an appropriate ten-week period.

FURTHER APPROVALS REQUIRED:

State Lands Commission, Federal Energy Regulatory Commission, United States Army Corps of Engineers, Bureau of Land Management, Sierra Army Depot, United States Forest Service, County of Lassen, Lahontan Regional Water Quality Control Board, Central Valley Regional Water Quality Control Board, and Department of Fish and Game.

EXHIBITS:

- A. Land Description-Pit River Crossings
- B. Land Description-Lieu Land Crossings (49 year and temporary rights-of-way)
- C. CEQA Findings (On File at the Offices of the State Lands Commission)
- D. Mitigation Monitoring Plan (On File at the Offices of the State Lands Commission)

IT IS RECOMMENDED THAT THE COMMISSION:

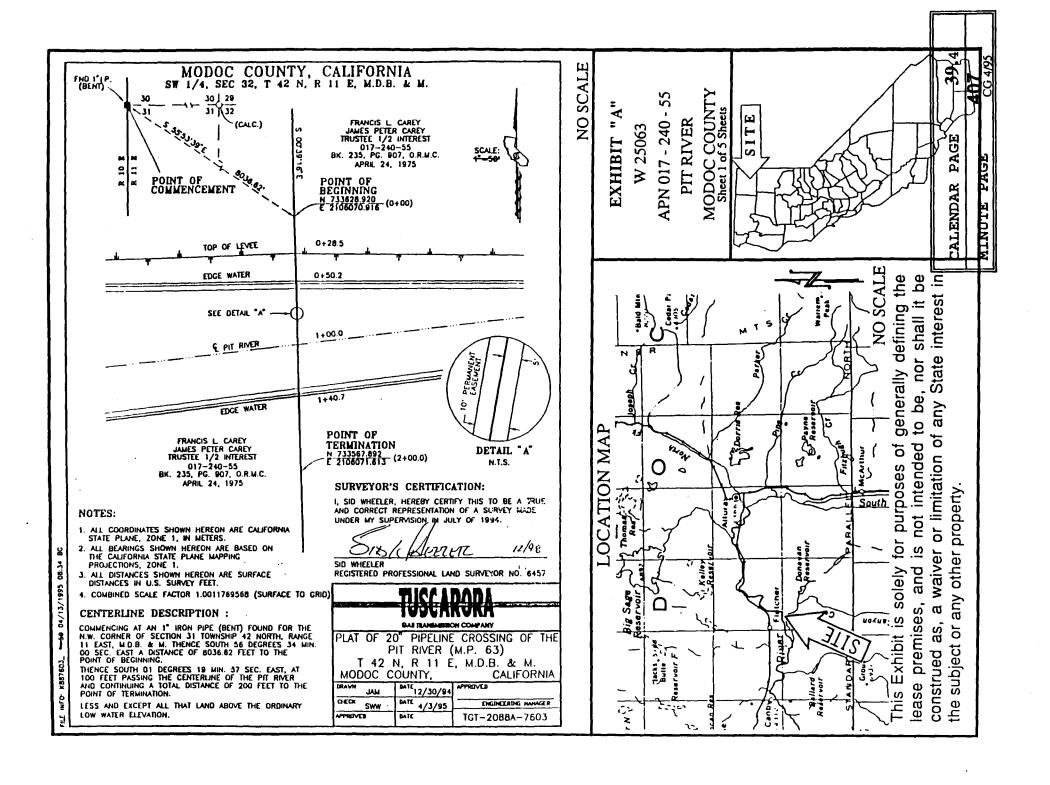
- 1. CERTIFY THAT AN EIR/EIS NO. FERC/EIS-0078D, STATE CLEARINGHOUSE NO. 93112055, WAS PREPARED FOR THIS PROJECT PURSUANT TO THE PROVISIONS OF THE CEQA AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED THEREIN.
- 2. ADOPT THE FINDINGS, MADE IN CONFORMANCE WITH SECTION 15091 OF THE STATE CEQA GUIDELINES, AS CONTAINED IN EXHIBIT "C", ATTACHED HERETO.
- 3. ADOPT THE MITIGATION MONITORING PLAN, AS CONTAINED IN EXHIBIT "D", ATTACHED HERETO.
- 4. DETERMINE THAT THE PROJECT, AS APPROVED, WILL NOT HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT.
- 5. AUTHORIZE ISSUANCE TO TUSCARORA GAS TRANSMISSION COMPANY, AS TO THE PIT RIVER, OF A 49-YEAR GENERAL LEASE RIGHT-OF-WAY USE BEGINNING JUNE 1, 1995; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$500, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF A \$1,000 SURETY BOND; PROVISION OF

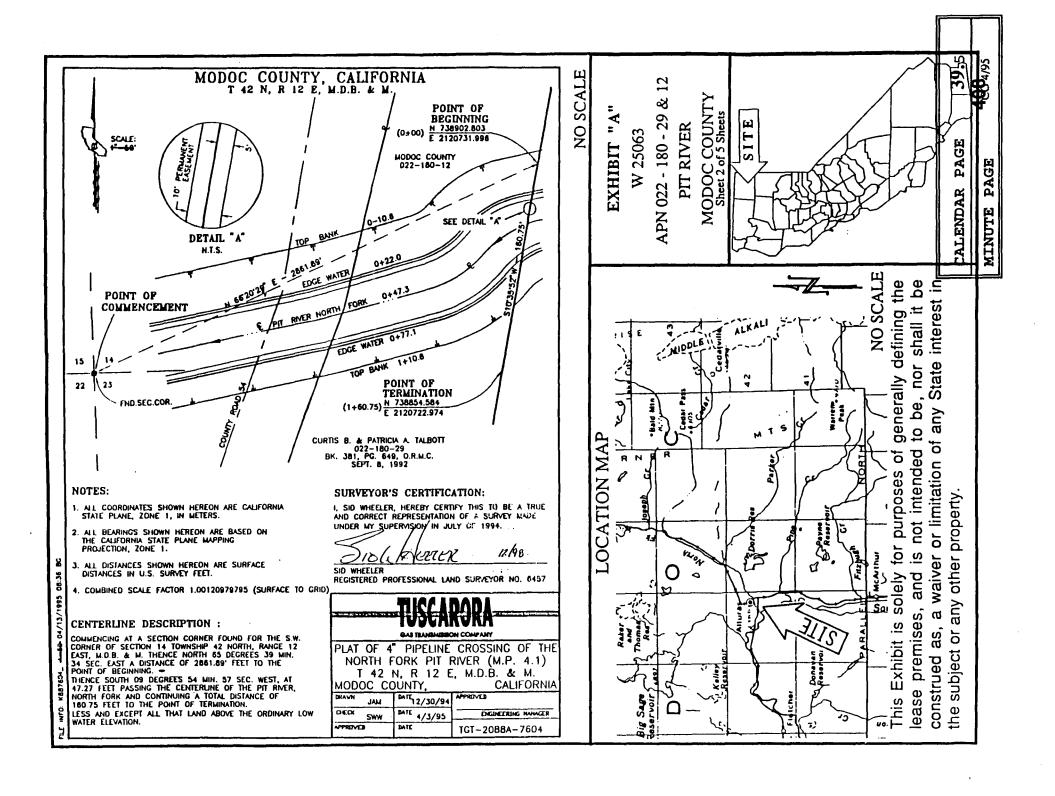
CALENDAR PAGE 39.2
MINUTE PAGE 405

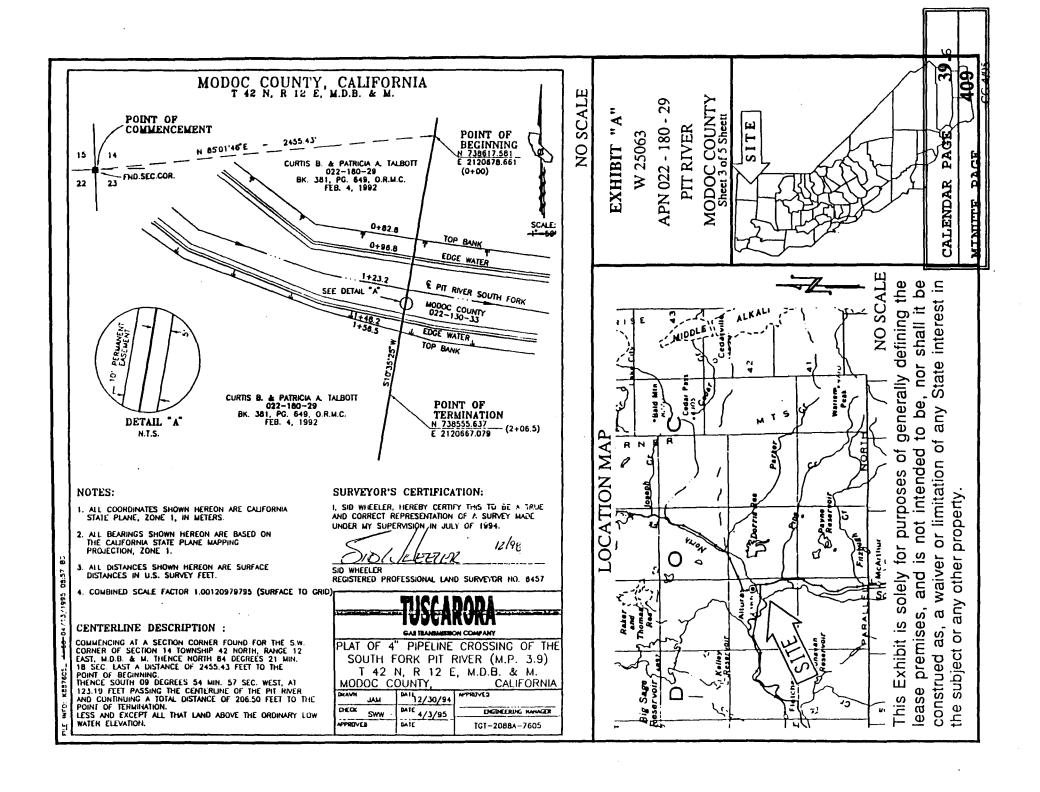
CALENDAR ITEM NO. C15 (CONT'D)

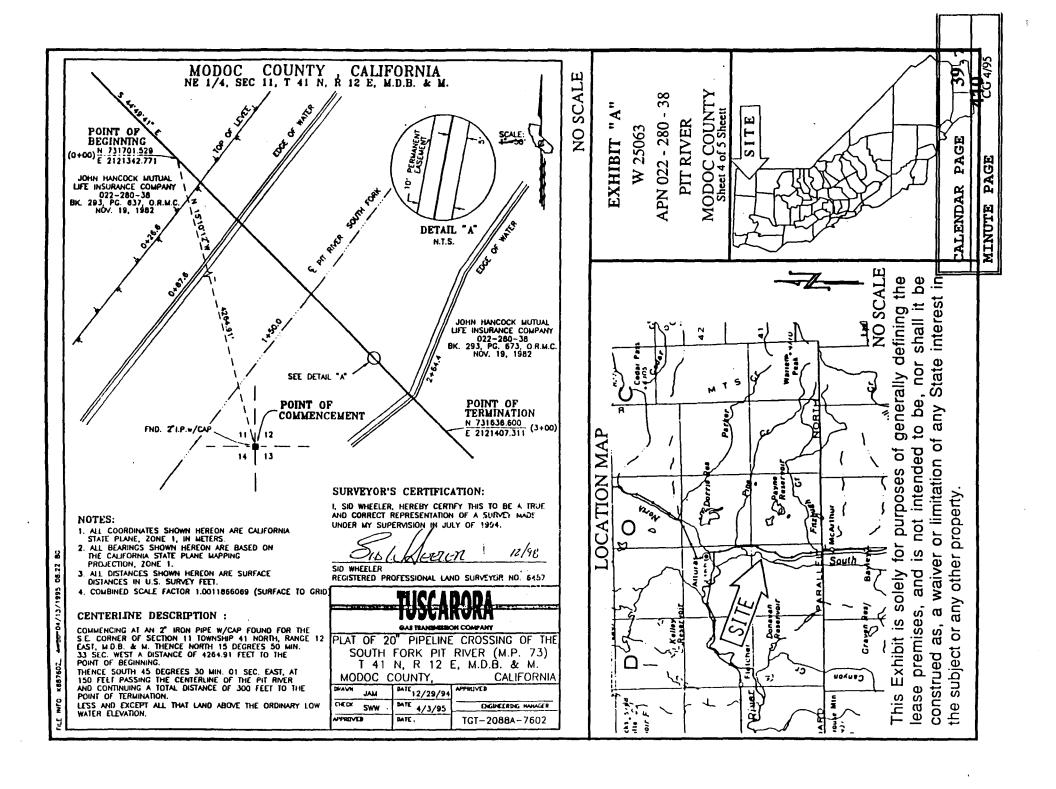
PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$1,000,000; FOR THE CONSTRUCTION OF A 20-INCH DIAMETER NATURAL GAS TRANSMISSION PIPELINE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

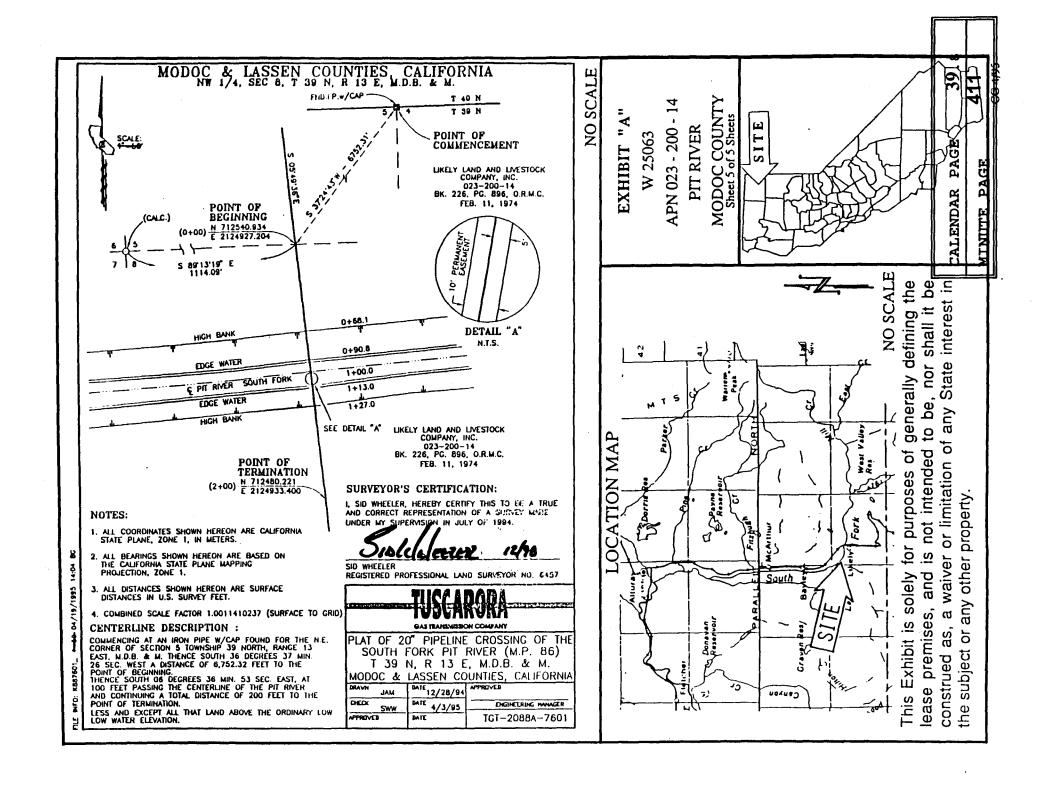
6. ADDITIONALLY, AUTHORIZE ISSUANCE TO TUSCARORA GAS
TRANSMISSION COMPANY OF A 49-YEAR GENERAL LEASE - RIGHT-OFWAY USE BEGINNING JUNE 1, 1995; IN CONSIDERATION OF A SINGLE
CHARGE OF \$800 FOR THE TEMPORARY USE PARCELS, AND ANNUAL
RENT IN THE AMOUNT OF \$1900, FOR THE RIGHT-OF-WAY PARCELS,
WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL
ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF A
\$2,000 SURETY BOND; PROVISION OF PUBLIC LIABILITY INSURANCE
FOR COMBINED SINGLE LIMIT COVERAGE OF \$1,000,000; FOR THE
CONSTRUCTION OF A 20-INCH DIAMETER NATURAL GAS TRANSMISSION
LINE ON THE LAND DESCRIBED ON EXHIBIT "B" ATTACHED AND BY
REFERENCE MADE A PART HEREOF.

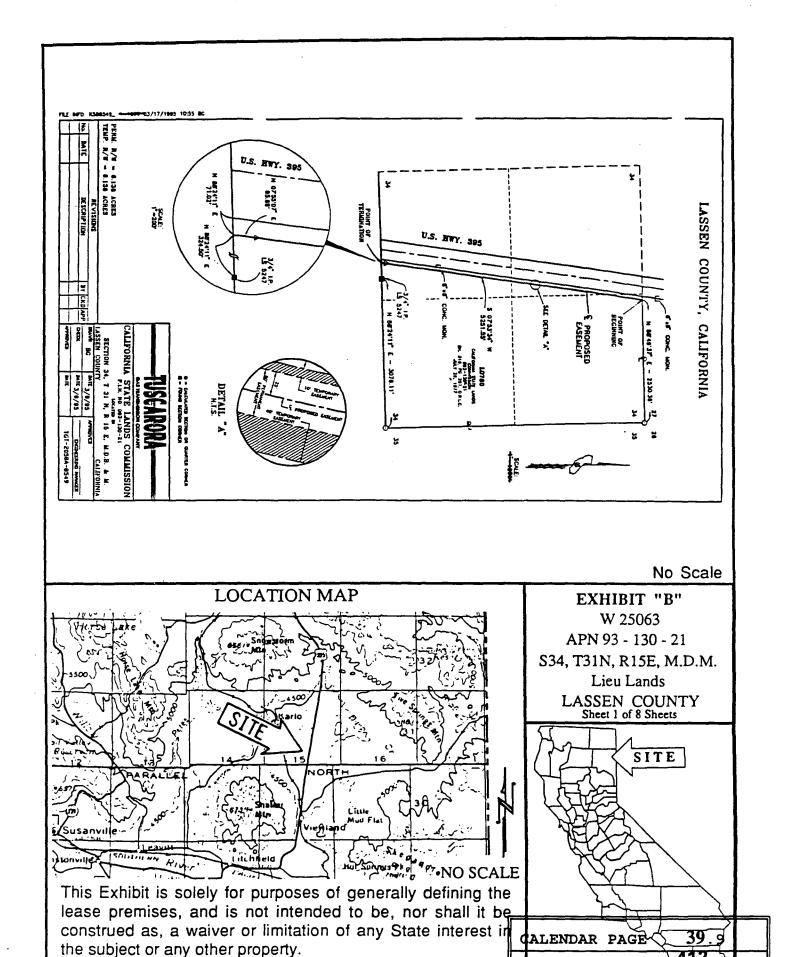




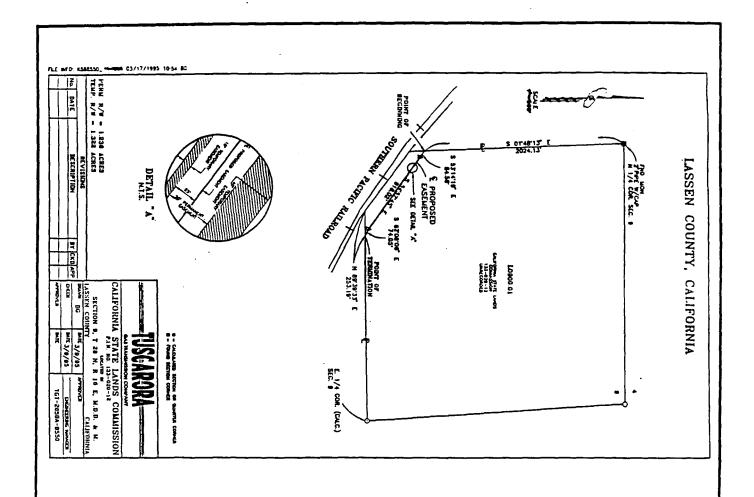




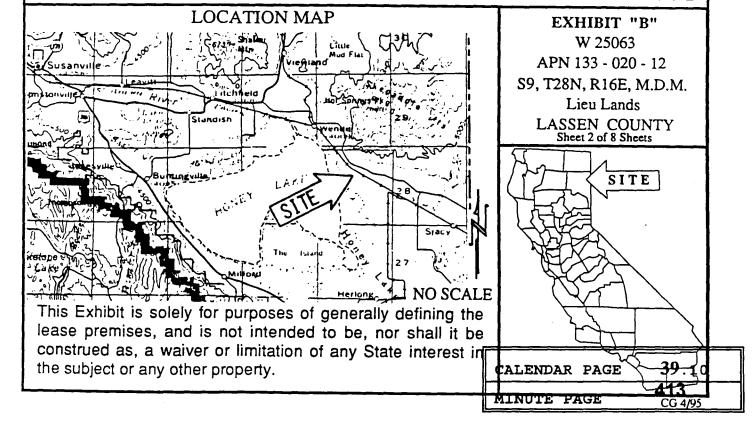


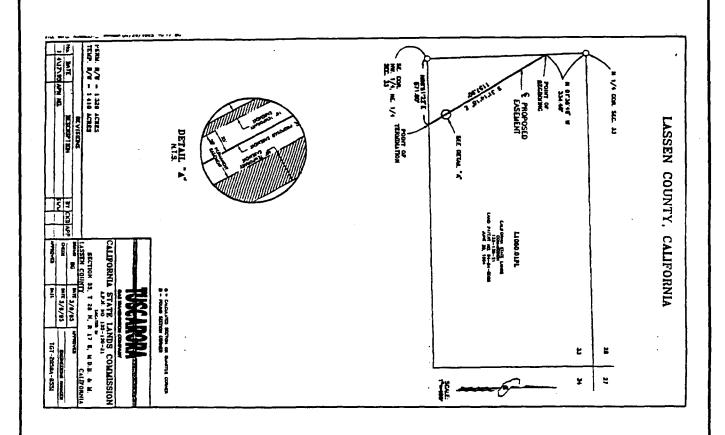


INUTE PAGE

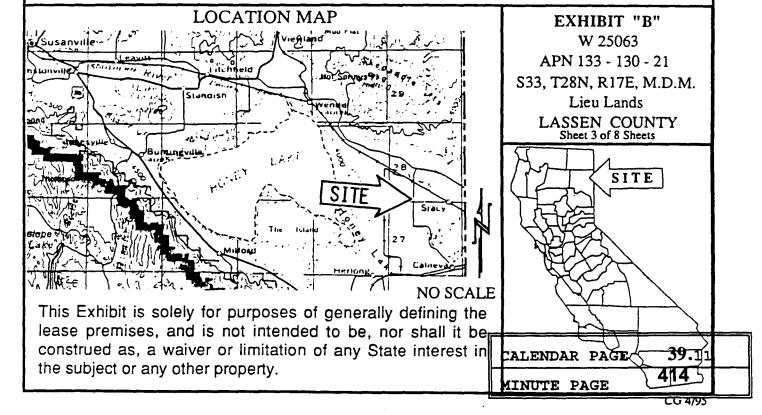


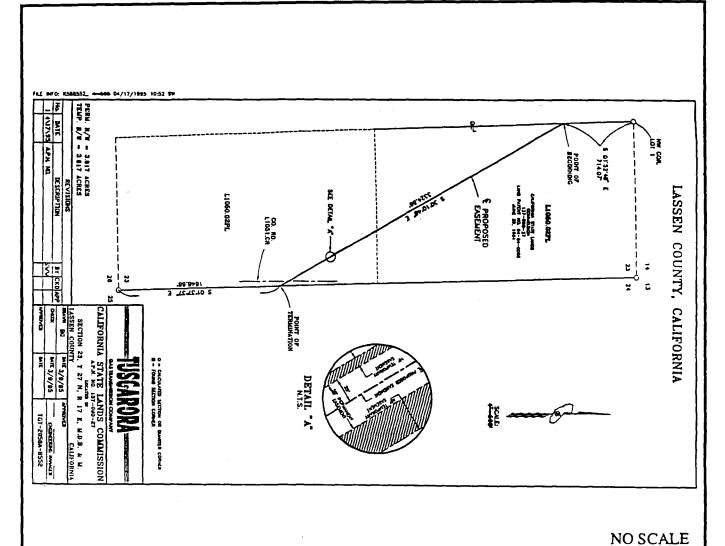


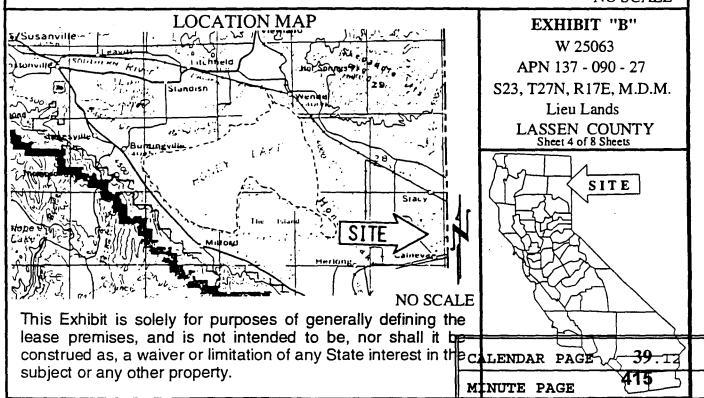


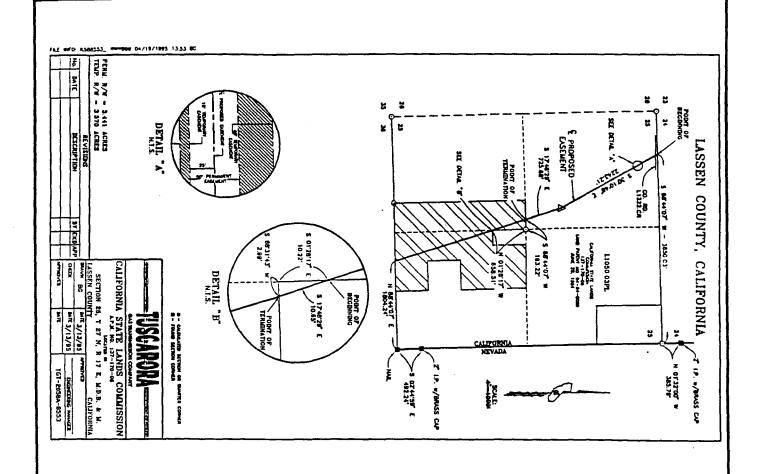




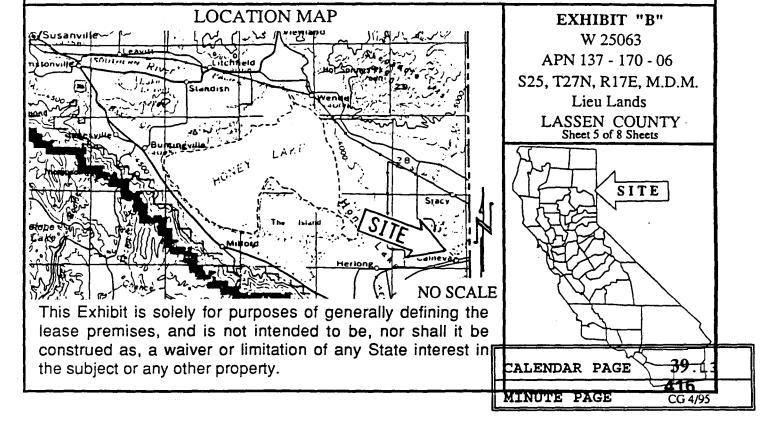


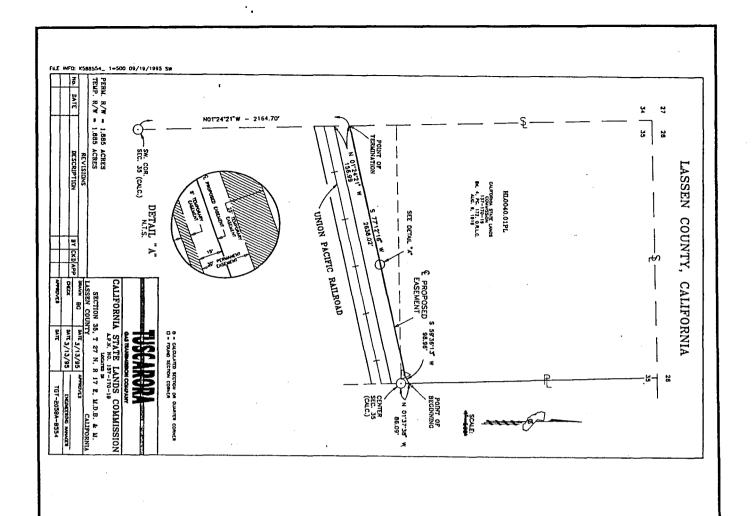


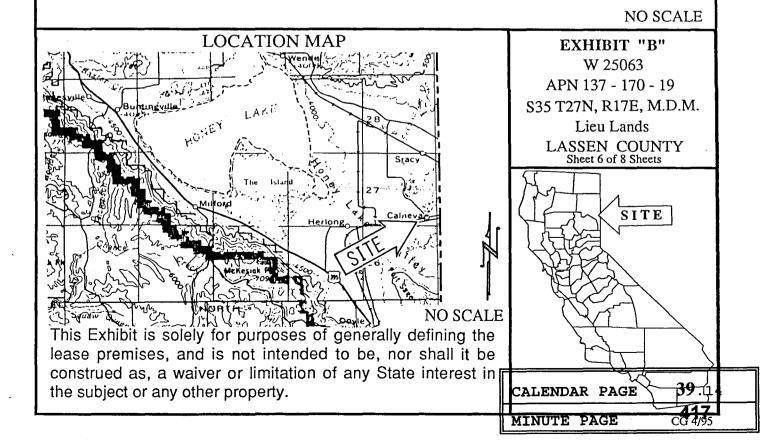


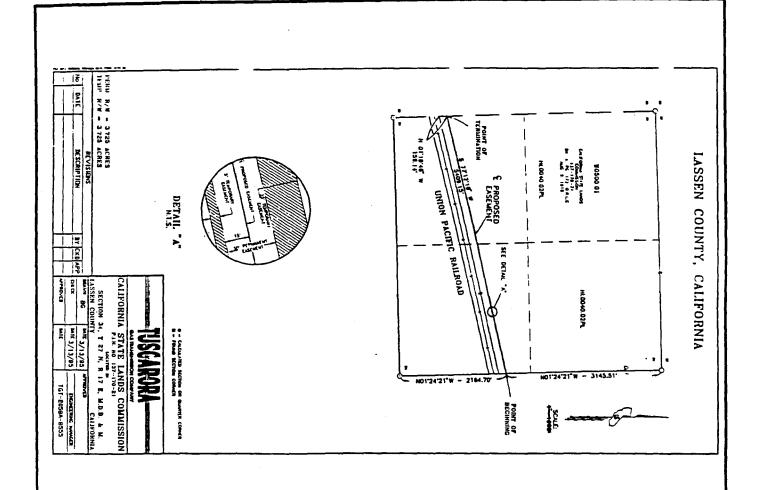


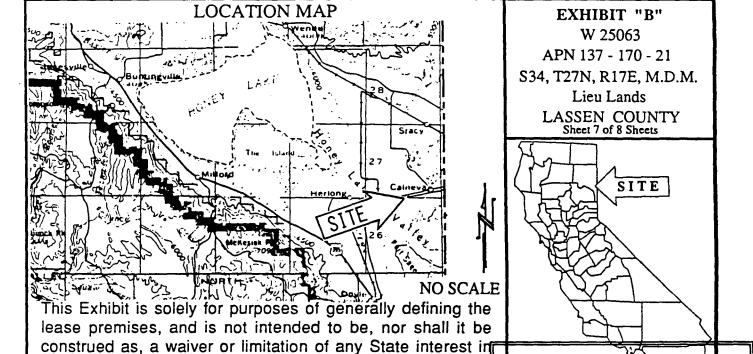












the subject or any other property.

NO SCALE

CALENDAR PAGE

MINUTE PAGE

