

CALENDAR ITEM
C42

A 34
S 17

01/26/12
PRC 8957.9
D. Simpkin

**CORRECTION OF PRIOR AUTHORIZATION OF A
GENERAL LEASE – PUBLIC AGENCY USE**

CO-LESSEES:

City of Los Angeles
Department of Water and Power
111 North Hope Street
Los Angeles, CA 90012

County of Inyo
Water Department
P.O. Box 337
135 South Jackson Street
Independence, CA 93526

AREA, LAND TYPE, AND LOCATION:

Sovereign land in the dry lake bed of Owens Lake, Inyo County.

AUTHORIZED USE:

Conduct aquifer tests at three existing production well sites.

LEASE TERM:

Two years, beginning October 27, 2011.

CONSIDERATION:

No monetary consideration will be charged as the information collected will result in a public benefit; the State reserves the right at any time to set a monetary rent if the Commission finds such action to be in the State's best interest.

PROPOSED CORRECTION:

Change the lease term to one year, beginning September 21, 2011, as shown in the Lease document.

CALENDAR ITEM NO. **C42** (CONT'D)

OTHER PERTINENT INFORMATION:

1. On October 27, 2011, the Commission authorized the issuance of a General Lease – Public Agency Use, Lease No. PRC 8957.9, to the City of Los Angeles Department of Water and Power (LADWP) and the County of Inyo (County). The calendar item (C32) for the Commission authorization showed a lease term of two years and a beginning date of October 27, 2011, both of which were incorrect. During the processing of the lease application, there was some uncertainty as to the term and start date for the lease. It was later decided that the term and start date should correspond with the *Letter of Agreement between the City of Los Angeles Department of Water and Power and the County of Inyo for the Joint Collection of Data Relating to Owens Lake Groundwater*. This agreement governs the aquifer testing that includes the three wells that are the subject of the Lease. The Agreement has an effective date of September 21, 2011 and a term of one year. The date and term were correctly shown in the Lease, which was executed by both Co-Lessees. Commission staff is now requesting Commission approval to correct the prior authorization to show a beginning date of September 21, 2011 and a term of one year.

2. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Cal. Code Regs., tit. 14 § 15060, subd. (c)(3)), the staff has determined that this activity is not subject to the provisions of CEQA because it is not a "project" as defined by CEQA and the State CEQA Guidelines.

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

EXHIBIT:

- A. Location and Site Map

RECOMMENDED ACTION:

It is recommended that the Commission:

CEQA FINDING:

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

CALENDAR ITEM NO. **C42** (CONT'D)

AUTHORIZATION:

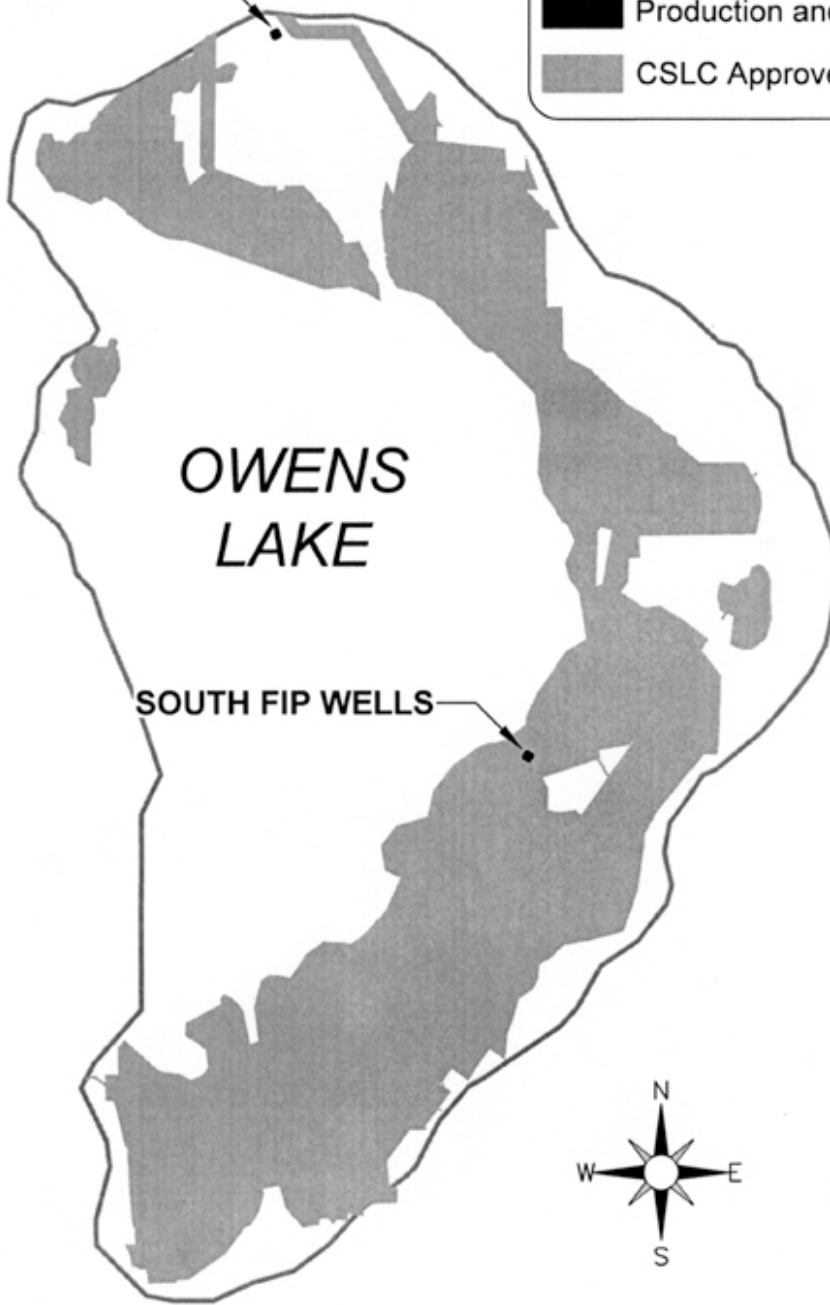
Authorize the correction of the prior authorization of a General Lease – Public Agency Use to the City of Los Angeles Department of Water and Power and the County of Inyo, to a lease term to one year, beginning September 21, 2011.

NO SCALE

SITE

RIVER SITE WELLS

■ Production and Monitoring Wells
■ CSLC Approved Phases of Dust Control



OWENS
LAKE

SOUTH FIP WELLS

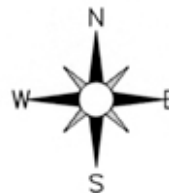


Exhibit A
PRC 8957.9
LADWP
OWENS LAKE
GENERAL LEASE -
PUBLIC AGENCY USE
INYO COUNTY



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.