

**STAFF REPORT
C19**

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11/29/17
PRC 944.1
J. Toy

REVISION OF RENT

LESSEE:

Liberty Utilities (CalPeco Electric) LLC

AREA, LAND TYPE, AND LOCATION:

1.153 acres, more or less, of sovereign land in Lake Tahoe, adjacent to Assessor's Parcel Numbers 018-041-04 and 018-060-05, near Emerald Bay, El Dorado County.

AUTHORIZED USE:

Continued use and maintenance of an existing 4.5-inch-diameter submarine electrical power cable and the retention and maintenance of an existing 3-inch-diameter inoperable submarine electrical power cable abandoned in place.

LEASE TERM:

20 years, beginning December 1, 2002.

CONSIDERATION:

This lease provides that the Commission may modify the rent periodically during the lease term. Pursuant to this provision, staff reviewed the rent under this lease and recommends that rent be revised from \$1,185 per year to \$1,290 per year, effective December 1, 2017.

OTHER PERTINENT INFORMATION:

1. On June 18, 2002, the Commission authorized a General Lease – Right-of-Way Use to Sierra Pacific Power Company for a term of 20 years beginning December 1, 2002 ([Item C11, June 18, 2002](#)). On August 24, 2006, the Commission authorized an Amendment of Lease for the retention of the existing 3-inch-diameter inoperable submarine power cable abandoned in place and the installation of a new 4.5-inch-diameter submarine power cable ([Item C19, August 24, 2006](#)). On June 23, 2011, the Commission authorized an Assignment of Lease to California Pacific Electric Company, LLC ([Item C64, June 23, 2011](#)). In 2013, the Lessee changed its name to Liberty Utilities (CalPeco Electric) LLC as a result of corporate restructuring. The lease will expire on November 30, 2022.

STAFF REPORT NO. **C19** (CONT'D)

2. This 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.
3. 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:

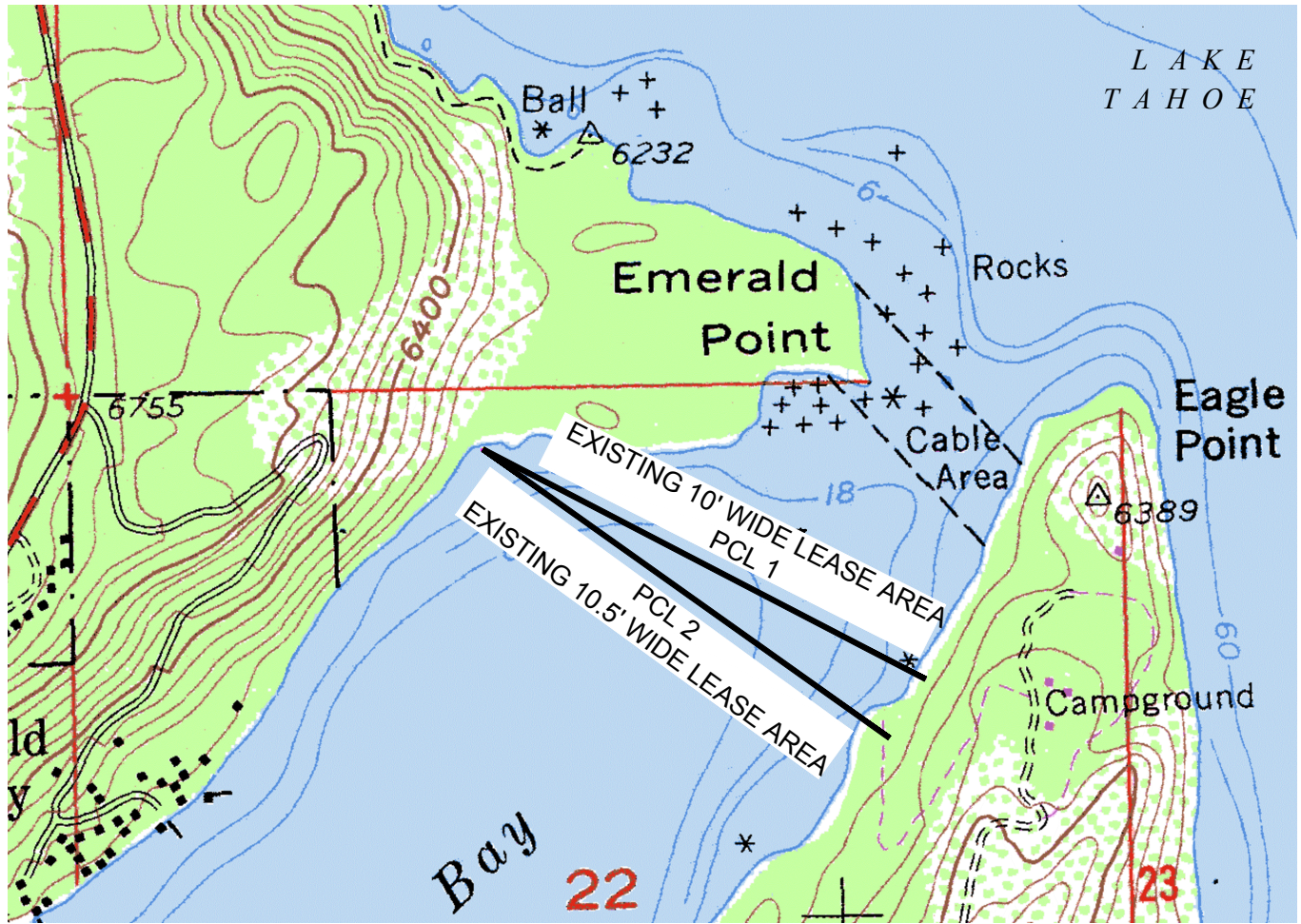
It is recommended that the Commission:

AUTHORIZATION:

Approve the revision of rent for Lease No. PRC 944.1 from \$1,185 per year to \$1,290 per year, effective December 1, 2017.

NO SCALE

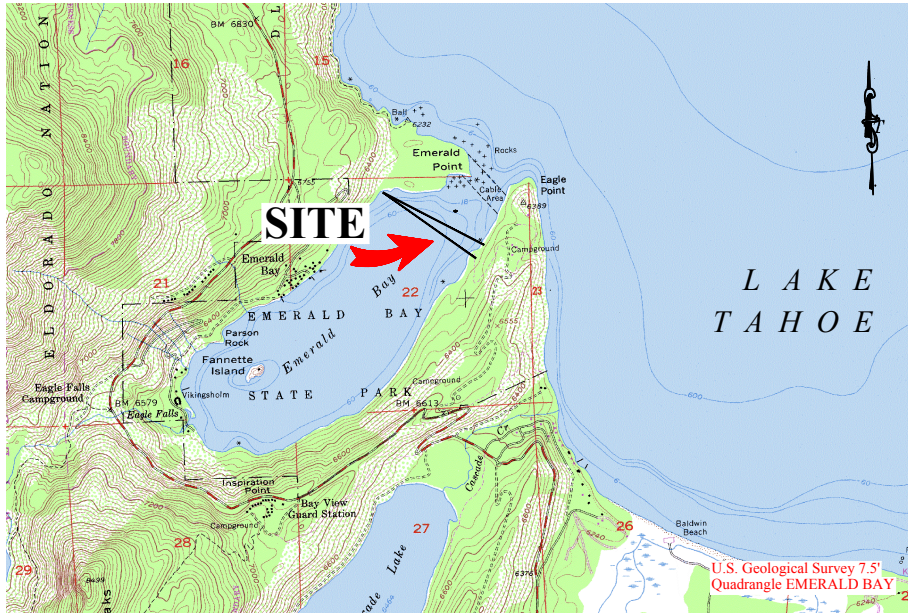
SITE



LIBERTY UTILITIES (CALPECO ELECTRIC) LLC,
SUBMARINE CABLE CROSSING, EMERALD BAY

NO SCALE

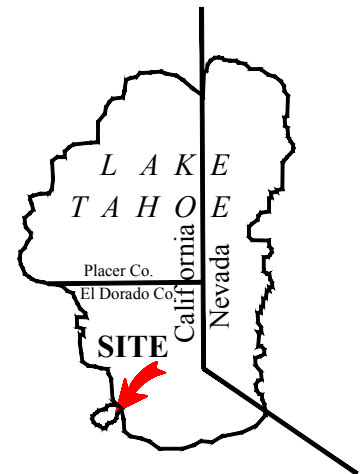
LOCATION



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by 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.

Exhibit A

PRC 944.1
APN 018-041-04
& APN 018-060-05
GENERAL LEASE-
RIGHT-OF-WAY USE
EL DORADO COUNTY



MJJ 9/04/2017