

MINUTE ITEM

This Calendar Item No. C12 was approved as Minute Item No. 12 by the State Lands Commission by a vote of 9-26-79 to 0 at its meeting.

CALENDAR ITEM

C12.

9/79
WP 2976
Atkins
PRC 2976

RENEWAL AND AMENDMENT OF INDUSTRIAL LEASE PRC 2976.1

APPLICANT: Guy L. Weatherly
c/o C. William McClung
Lake Minerals Corporation
1360 Bayport Avenue
San Carlos, California 94070

AREA, TYPE LAND AND LOCATION: 204.36 acres of sovereign land in the bed of Owens Lake, Inyo County.

LAND USE: Right-of-Way and mineral processing site.

TERMS OF ORIGINAL LEASE:

Initial period: 15 years from January 24, 1963.

Area: 221.47 acres.

Renewal options: 3 successive periods of 10 years each.

Surety bond: \$1,000.

Consideration: \$733.07 per annum.

TERMS OF PROPOSED LEASE:

Initial period: 10 years from January 24, 1978.

Area: 204.36 acres.

Renewal options: 2 successive periods of 10 years each.

Surety bond: \$3,500.

Public liability insurance: Combined single limit coverage of \$1,000,000.

CONSIDERATION: \$2,452.32 per annum, with the State reserving the right to fix a different rental on each fifth anniversary of the lease.

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CALENDAR PAGE	046
MINUTE PAGE	1697

CALENDAR ITEM NO. C12. (CONTD)

BASIS FOR CONSIDERATION:

8% of appraised value of land.

PREREQUISITE TERMS, FEES AND EXPENSES:

Applicant is permittee of upland.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 & 2.

B. Cal. Adm. Code: Title 2, Div. 3.

OTHER PERTINENT INFORMATION:

1. A negative declaration was prepared by the Commission's staff, pursuant to CEQA and implementing regulations, for adjacent Extractive Leases. The operations under this lease were considered in this negative declaration, and it was approved by the Commission at its meeting on July 26, 1977.
2. This project is situated on land identified as possessing environmental values in that State Lands Commission stated all waterways under the Commission's jurisdiction have environmental significance. Staff finds this project to be compatible with Commission policy.
3. The proposed renewal and amendment will amend the area under lease, increase the surety bond requirement, add a provision for public liability insurance, and conform this lease to current Commission leasing standards.

EXHIBITS:

- A. Land Description. B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT NEGATIVE DECLARATION NO. 210, APPROVED BY THE COMMISSION AT ITS MEETING ON JULY 26, 1977 (MINUTE ITEM NO. 23) ADEQUATELY ADDRESSES THE IMPACTS ASSOCIATED WITH THIS PROJECT AND THAT THE PREPARATION OF ADDITIONAL ENVIRONMENTAL DOCUMENTS IS NOT REQUIRED.

CALENDAR ITEM NO. C12.(CONTD)

2. FIND THAT GRANTING OF THE LEASE WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE P.R.C.
3. AUTHORIZE ISSUANCE TO GUY L. WEATHERLY OF A 10-YEAR AMENDMENT AND RENEWAL TO GENERAL LEASE - INDUSTRIAL USE FROM JANUARY 24, 1978, WITH LESSEE'S OPTION TO RENEW FOR 2 SUCCESSIVE PERIODS OF 10-YEARS EACH; IN CONSIDERATION OF ANNUAL RENT OF THE AMOUNT OF \$2,452.32 WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF A \$3,500 SURETY BOND; PROVISION OF PUBLIC LIABILITY INSURANCE COMBINED SINGLE LIMIT COVERAGE OF \$1,000,000, FOR A RIGHT-OF-WAY AND MINERAL PROCESSING SITE ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION

WP 2976

Five parcels of land in the State-owned bed of Owens Lake, Inyo County, California, situated in Section 24, T18S, R36E, and Sections 5, 6, 7, 18 and 19, T18S, R37E, MDM, said parcels are described as follows:

PARCEL 1

That portion of the west half of the south half of the north half of Section 5, T18S, R37E, MDM, lying southerly of the southerly line of Lake Land Locations Nos. 2159 and 2168.

PARCEL 2

The west half of the northhalf of the south half of Section 5, T18S, R37E, MDM.

PARCEL 3

That portion of Section 6, T18S, R37E, MDM, lying easterly of the easterly line of Lake Land Locations Nos. 2159 and 2175.

EXCEPTING THEREFROM any portion lying within the 100-foot strip of land described in Parcel 5 below.

PARCEL 4

BEGINNING at the U.S. meander corner common to fractional Sections 7 and 18, T18S, R37E, MDM; thence S 89° 14' E, 700 feet along the projected section line of Sections 7 and 18, T18S, R37E, MDM; thence S 0° 15' W, 1000 feet; thence N 89° 14' W, 700 feet to a point on the meander line; thence N 0° 15' E, 1000 feet along the meander line to the Point of Beginning.

PARCEL 5

A strip of land 100 feet in width lying 50 feet on each side of the following described centerline:

COMMENCING at the meander corner between Sections 24 and 25, T18S, R36E, MDM; thence northeasterly along the meander line 1103.06 feet to the POINT OF BEGINNING of the herein-described centerline; thence N 46° 08' 48" E, 6157.05 feet to a point on

CALENDAR PAGE	049
MINUTE PAGE	1700

the south line of Section 18, T18S, R37E, MDM, 50 feet easterly of the southwest corner of the southeast quarter of the southeast quarter of said section; thence N 0° 15' E, 5280 feet to the north line of Section 18; thence N 0° 46' E, 50 feet; thence parallel with the north line of Section 18, N 89° 14' W, 150.21 feet; thence N 7° 25' E, 3941.66 feet; thence N 5° 17' E, 1200.5 feet; thence N 8° 20' E, 2200 feet; thence N 51° 36' 05" E, 811.89 feet to a point on the westerly line of Section 5 of said township, distant 64.49 feet southerly from the west quarter corner of said section and the end of the herein described centerline.

END OF DESCRIPTION

Prepared Larry F. Weed Checked C. J. Dargis
Reviewed Ray Mink Date 7/12/79

CALENDAR PAGE	<u>050</u>
MINUTE PAGE	<u>1701</u>

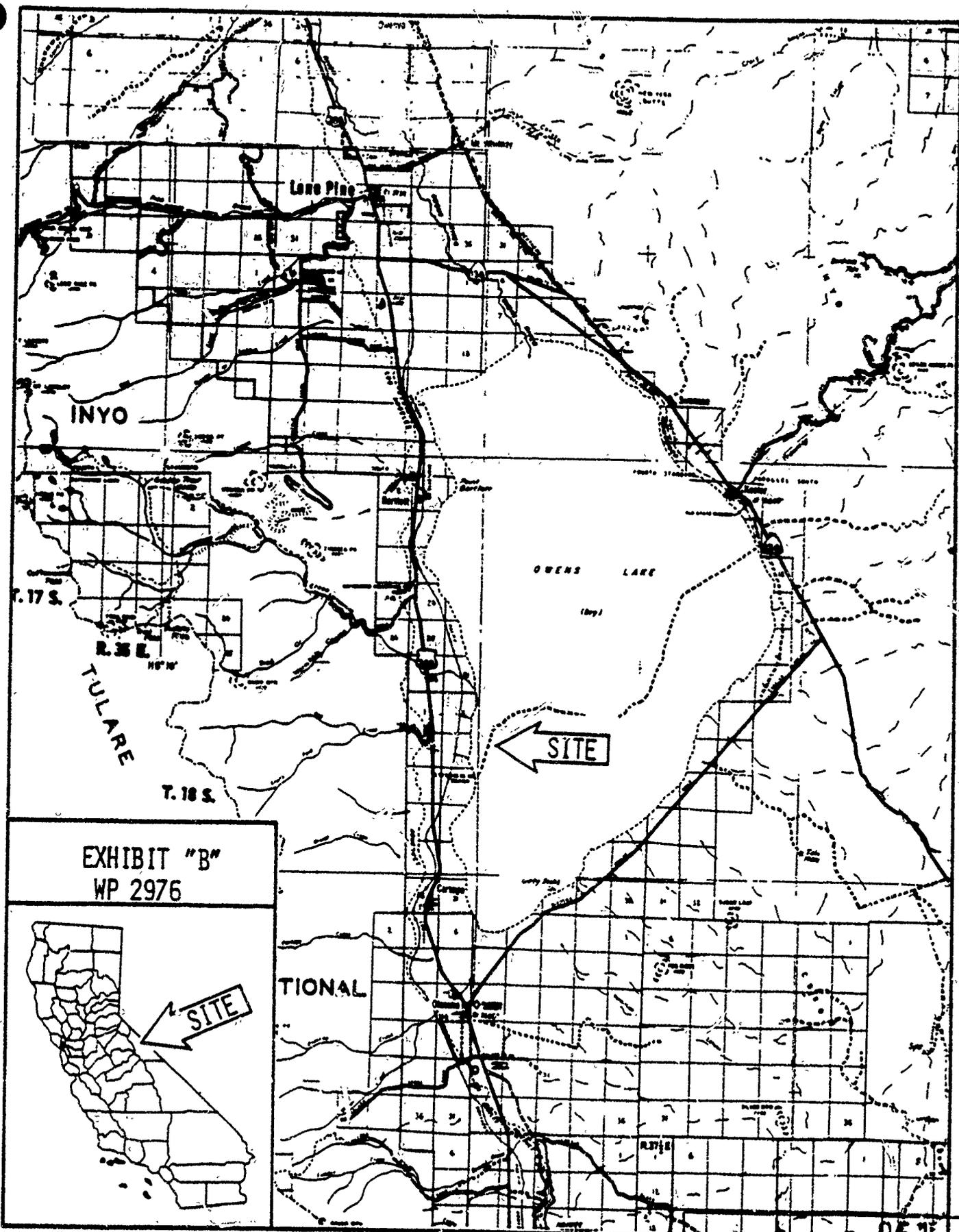


EXHIBIT "B"
WP 2976

The inset map shows the state of California divided into counties. An arrow points from the central-eastern part of the state to the location of the main map, which is situated in the Owens Valley region.