MINUTE ITEM
This Calendar Item No. 37
was approved as Minute Item
No. 37 by the State Lands
Commission by a vote of 3
to D at its 10/28/82
meeting.

CALENDAR ITEM

37

10/28/82
W 40108
Gonzalez

TERMINATION OF APPLICATION OF SURFACE OWNERS TO
PROSPECT FOR MINERALS OTHER THAN
OIL AND GAS AND GEOTHERMAL RESOURCES
ON MINERALS RESERVED STATE SCHOOL LAND,
SAN BERNARDINO COUNTY

APPLICANTS: George H. Rodda, Jr.
Union Bank Tower, Suite 1553
610 Newport Center Drive
Newport Beach, California 92660

Albert M. and Marcia Carmona
4853 Demsey Avenue
Encino, California 92625

AREA, TYPE LAND AND LOCATION:
640 acres of State School Land patented in 1958 with 100 percent minerals reserved to the State. Section 16, T10N, R2E, SBB&M. San Bernardino County near Yermo. The north half of the surface is owned by Carmona, the south half is owned by Rodda.

BACKGROUND: On February 16, 1978, staff received an inquiry from U. S. Borax concerning application for a prospecting permit on the subject parcel of State school land with the surface rights owned by Carmona and Rodda.

Carmona and Rodda were notified on March 10, 1978, of their preferential right to prospect the parcel under P.R.C. Section 6893. The required application forms were sent on this date.

A 34

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CALENDAR PAGE 215
MINUTE PAGE 2747

Rodda, representing both surface owners, responded on March 17, 1978, indicating they would exercise their preferential rights to apply for a prospecting permit.

After two and one-half years of repeated attempts to obtain sufficient information to process the application, staff informed Rodda and the Carmona on October 31, 1980 that their aplication had lapsed due to failure to submit the required information in a timely manner. Refund checks for the acreage deposit were sent to the applicants. The checks were cashed and no further communication was received.

U.S. Borax and Chemical Corporation has subsequently reaffirmed their application for a prospecting permit on the subject land and their application is being processed.

OTHER INFORMATION:

1. This action is exempt from CEQA because it is not a project. (14 Cal. Adm. Code 15060).

STATUTORY REFERENCES:

P.R.C. Section 6893.

Government Code Section 65920 et seq.

AB 884: N/A.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY IS NOT A PROJECT AS DEFINED UNDER THE PROVISIONS OF 14 CAL. ADM. CODE 15060.

2. FIND THAT THE PREFERENTIAL RIGHTS OF THE SURFACE OWNERS, GEORGE H. RODDA, JR. AND ALBERT AND MARCIA CARMONA, TO FILE AN APPLICATION FOR A PROSPECTING PERMIT HAVE CEASED AND ARE TERMINATED BY ACTION OF THE APPLICANTS AND FAILURE TO COMPLY WITH THE REQUIREMENTS, RULES AND REGULATIONS FOR APPLYING FOR SUCH PERMIT.

3. AUTHORIZE STAFF TO PROCEED WITH THE ORIGINAL APPLICANT, U.S. BORAX AND CHEMICAL CORPORATION.