MINUTE ITEM

This Calendar Item No. C4 was approved as Minute Item No. 4 by the State Lands Commission by a vote of 3 to 0 at its 2/28/83 meeting.

CALENDAR ITEM

C04

2/24/83
W 23099
Bjornsen

PRC 6381

GRAZING LEASE

APPLICANT: Frank G. Smith
1808 Barrackman Lane
Needles, California 92363

AREA, TYPE LAND AND LOCATION:
Eight parcels of State school land containing a total of 5,080± acres situated in San Bernardino County.

LAND USE: Livestock grazing.

TERMS OF PROPOSED LEASE:
Initial period: Ten years from November 1, 1982.

Special:

1. The number of animals permitted on the leased land is restricted to those that can be supported by the available forage and water, taking into consideration forage and water reserved for necessary wildlife use. In order that the grazing capacity not be exceeded,

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the lessee is required to obtain ear-tags from the Bureau of Land Management. The ear-tag allocation will include the proper numbers for the available forage and water on the State Lands embraced in this lease. The actual capacity of this ephemeral range type land may vary over the term of this lease due to climatic conditions or other natural phenomena.

2. Lessee covenants that all reasonable precautions will be taken to practice water conservation on the leased premises during the term of this lease.

CONSIDERATION: $50.80 per annum with the State reserving the right to fix a different rental on the fifth anniversary of the lease.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003(a)(6). The estimated fair rental based on comparable leases for the 5,080± acres of ephemeral range is $0.01 per acre per year; at this rate the rental is $50.80 per annum.

PREREQUISITE TERMS, FEES AND EXPENSES:
Filing fee and the first year's annual rental have been received.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

B. Cal. Adm. Code: Title 2, Div. 3; Title 14, Div. 6.

AB 884: 9/13/83.

OTHER PERTINENT INFORMATION:

1. This project is exempt from CEQA because it is within the purview of 2 Cal. Adm. Code 2905, Class 4(1) which exempts the grazing of livestock where disturbance of soil does not occur.

2. This project is situated, in part, on school lands identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and classified in use category, Class "A" and "B", which authorize Restricted and Limited Use, respectively, described as follows:

   Category Class "A"

   Section 16, T3N, R24E; Section 16, T5N, R23E, SBM.

   Category Class "B"

   N½, SW¼, W½ SE¼ and SE¼ SE¼, Section 16, T4N, R24E, SBM.

   Staff has coordinated this project with those agencies and organizations which nominated the sites as containing significant environmental values. They have found this project to be compatible with their nominations.

3. The school lands in this proposed lease are within or adjacent to the Bureau of Land Management's Chemehuevi Valley grazing allotment. The entire allotment is classified as an ephemeral range type. Use for livestock grazing is

mainly dependent upon the forage produced from annual vegetation; a minimum average annual vegetation of 200 lbs per acre is required to exist before any livestock is turned out for grazing on such land. As a result, the carry capacity of the school lands in animal units per acre is variable from year to year. It is possible a turnout of livestock into the BLM allotment could be revoked, when the minimum forage requirement does not exist. Grazing on the school lands would not occur either during such poor forage conditions.

EXHIBITS: A. Land Description.
B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21084, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2905, AND FIND THAT THE PROJECT IS CONSISTENT WITH ITS USE CLASSIFICATION.

2. AUTHORIZE ISSUANCE TO FRANK G. SMITH OF A TEN-YEAR GRAZING LEASE FROM NOVEMBER 1, 1982; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF $50.80 WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON THE FIFTH ANNIVERSARY OF THE LEASE FOR GRAZING ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A"

LAND DESCRIPTION W 23099

Eight parcels of California State school lands in San Bernardino County, California, described as follows:

Parcel 1

Section 16, T3N, R22E, MDM.

Parcel 2

Section 16, T3N, R23E, MDM.

Parcel 3

Section 16, T3N, R24E, MDM.

Parcel 4

Section 36, T4N, R21E, MDM.

Parcel 5

Section 36, T4N, R23E, MDM

Parcel 6

N½, SW¼, W½ of SE¼, and SE¼ of SE¼ of Section 16 (Tract 37), T4N, R24E, MDM.

Parcel 7

Section 16, T5N, R22E, MDM.

Parcel 8

Section 16 (Tract 40), T5N, R23E, MDM.

END OF DESCRIPTION

PREPARED SEPTEMBER 14, 1982 BY BOUNDARY AND TITLE UNIT, LEROY WEED, SUPERVISOR.

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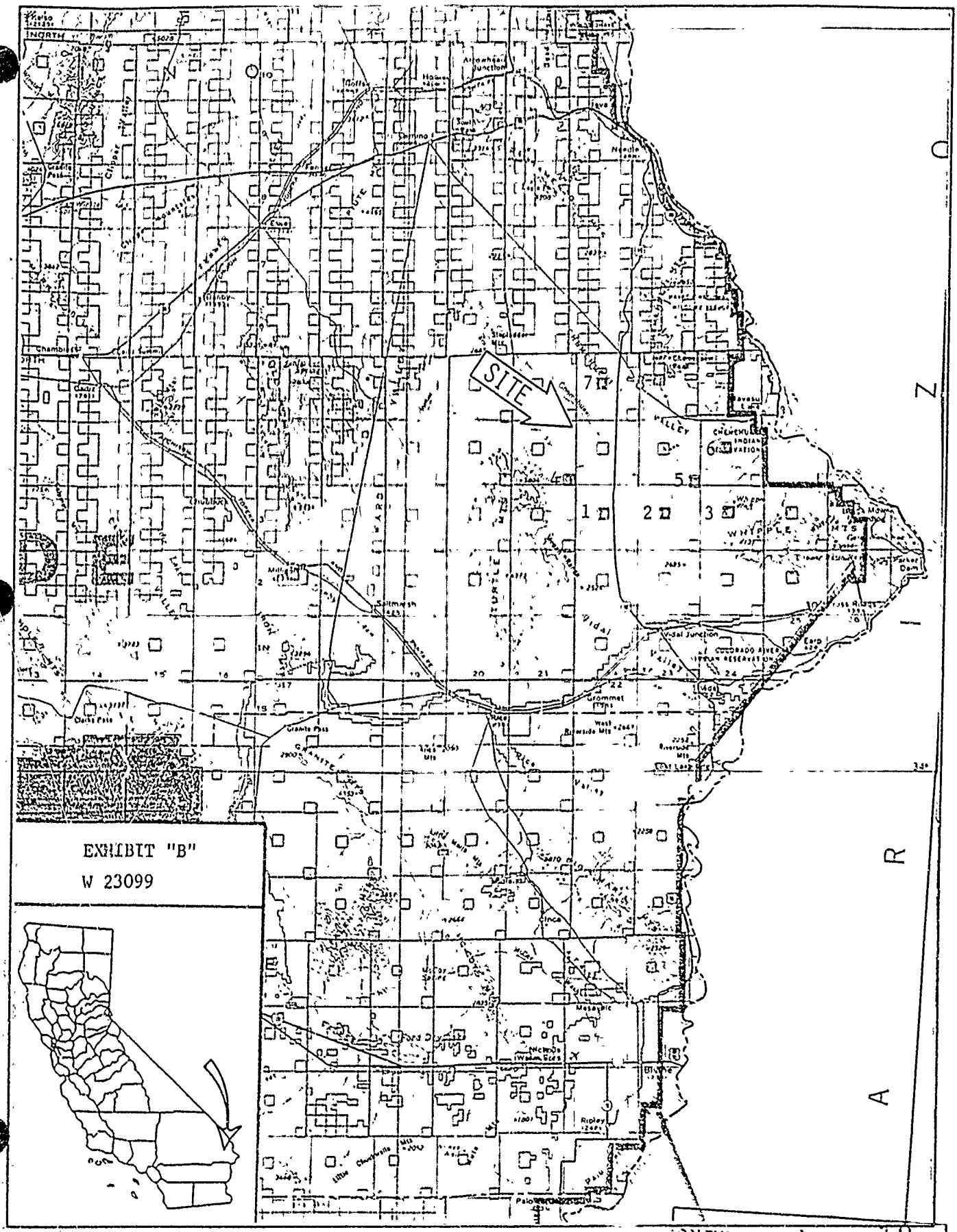

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