MINUTE ITEM
This Calendar Item No. 30
was approved as Minute Item
No. 30 by the State Lands
Commission by a vote of 3
to 0 at its 9/25/84
meeting.

CALENDAR ITEM

A 1

S 1

30

09/25/84
Atkins
W 23373
SA 5668

EXCHANGE OF MINERAL RIGHTS
NEAR DOYLE, LASSEN COUNTY

The Widlife, Conservation Board has entereed into a land exchange involving the State parcel described generally in Exhibit A - 1; and a private parcel, described Exhibit A - 2, owned by Richard P. Eacobacci. The parcels are located near Doyle in Lassen County. In this exchange the WCB will acquire property that is more strategically located within the plan of the Doyle Winter Range Project. In the course of completing the transaction it became apparent that the Wildlife Conservation Board only had control of the surface rights on the State parcel, and that the State Lands Commission retained the mineral rights.

PRC 7303.5 authorizes the State Lands Commission to exchange mineral rights, in the land conveyed if it receives the mineral rights in the lands acquired. Therefore, in this case it will be necessary for the Wildlife Conservation Board to exchange the surface right, and the State Lands Commission the mineral rights. The mineral rights acquired shall have the same status as to administration, control and disposition as the lands conveyed.

Mineral valuations have been conducted by the Staff of the Commission and it has been concluded that the mineral value of the prospective exchange parcels are equal.

Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA under the general rule that CEQA applies only to projects which have the potential for causing a significant effect on the environment. The staff believes there is no possibility that this project may have a significant effect on the environment.

Authority: 14 Cal. Adm. Code 15061(b)(3).

AB 884: N/A.

EXHIBITS: A-1, A-2. Land Descriptions.
B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE EXCHANGE OF MINERAL RIGHTS IN LANDS DESCRIBED GENERALLY ON EXHIBITS "A - 1" AND "A - 2" ATTACHED AND BY REFERENCE MADE A PART HEREOF, IS IN THE BEST INTERESTS OF THE STATE.

2. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 BECAUSE THERE IS NO POSSIBILITY THAT THE ACTIVITY MAY HAVE A SIGNIFICANT EFFECT ON THE ENVIRONMENT. (14 CAL. ADM. CODE 15061(b)(3))

3. AUTHORIZE THE CONVEYANCE BY PATENT OF MINERAL RIGHTS IN THE LAND DESCRIBED ON EXHIBIT "A - 1", ATTACHED, AND BY REFERENCE MADE A PART HEREOF, TO RICHARD P. EACOBACCI

4. AUTHORIZE THE ACCEPTANCE AND CONSENT TO RECORDATION OF A DEED TO THE STATE FOR THE MINERAL RIGHTS IN PARCEL DESCRIBED GENERALLY ON EXHIBIT "A - 2", ATTACHED, AND BY REFERENCE MADE A PART HEREOF.

EXHIBIT "A-1"

LAND DESCRIPTION W 23373

A parcel of California State school lands in Lassen County, California, described as follows:

The N½ of the SE¼ of Section 5, T26N, R16E, MDM.

END OF DESCRIPTION

PREPARED SEPTEMBER 13, 1984, BY BOUNDARY AND TITLE UNIT.

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EXHIBIT "A-2"

LAND DESCRIPTION W 23373

A parcel of land in Lassen County, California, described as follows:

Lot 2, and the SE¼ of the NW¼ of Section 30, T26N, R17E, MDM.

END OF DESCRIPTION

PREPARED SEPTEBMER 13, 1984 BY BOUNDARY AND TITLE UNIT.

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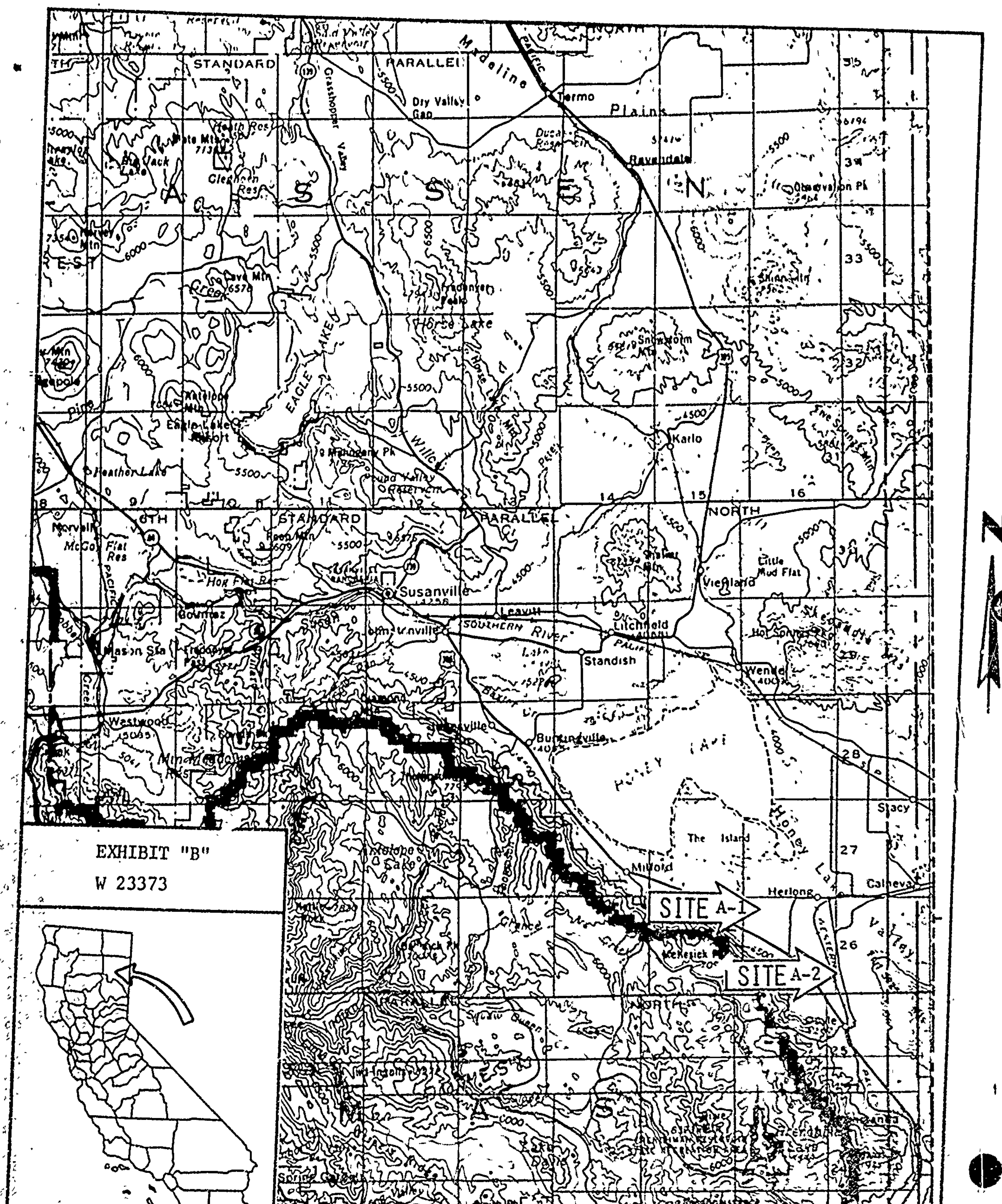


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