T[illegible] 31
[illegible] as Minute Item
No. 31 by the State Lands
Commission by a vote of 2
to 0 at its 3/28/85
meeting.

CALENDAR ITEM

A 7

S 1

31

03/28/85
W 40399
Marsh
Small

APPLICANT: Placer Center Executive Office Park
c/o John Dutton
11450 Atwood Road
Auburn, California 95603

BACKGROUND

On January 19, 1981, the State of California, acting by and through the Department of General Services, sold a parcel of property to Auburn Bell Investors. This property was originally a part of the old Dewitt State Hospital.

This sale provided for the reservation of mineral rights, pursuant to P.R.C. Section 6407. The quitclaim deed also provided for the exercise of surface entry rights through a designated drill site location and access location.

Auburn Bell Investors subsequently sold the property to Placer Center Executive Office Park, a California limited partenership, which is planning to construct an office complex on the property. The proposed development plan includes the areas originally designated for the drill site and access. The surface owners desire to modify the location for the drill site and access and to provide for different locations for the drill site and access.

The staff has reviewed the proposed new drill site and access locations and prepared an agreement for the modification of the State's surface entry rights. This agreement is contained in Exhibit "C" which is incorporated herein by reference.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003.

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: N/A.

OTHER PERTINENT INFORMATION:

1. 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 because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

   Authority: P.R.C. 21065 and 14 Cal. Adm. Code 15378.

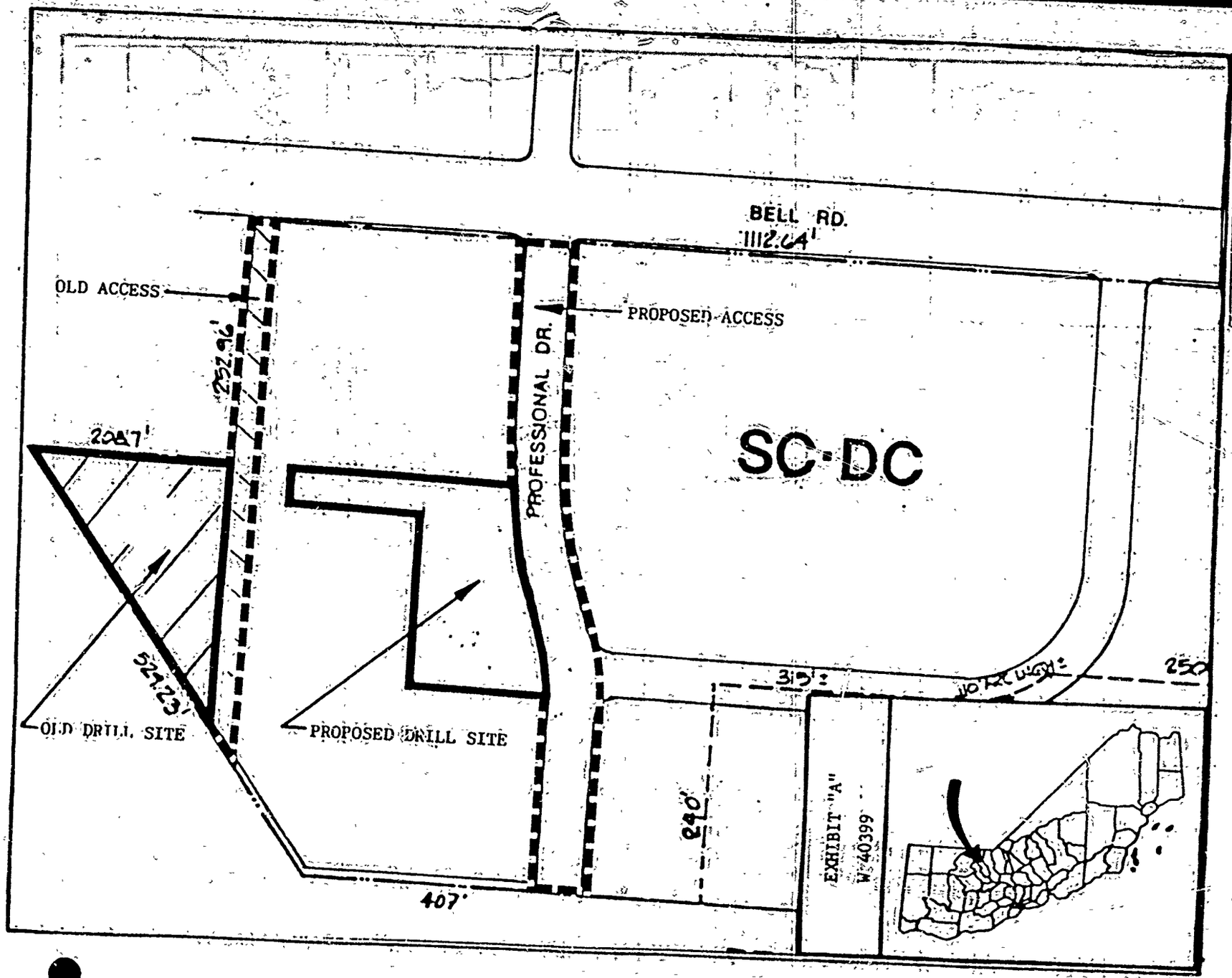
EXHIBITS:

A. Site Location.
B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. ADM. CODE 15378.

2. APPROVE THE AGREEMENT FOR MODIFICATION OF SURFACE ENTRY RIGHTS SUBSTANTIALLY IN THE FORM ON FILE WITH THE OFFICE OF THE COMMISSION. AUTHORIZE THE EXECUTIVE OFFICER TO EXECUTE THE APPROVED AGREEMENT AND ANY DOCUMENTS NECESSARY TO IMPLEMENT THE AGREEMENT.



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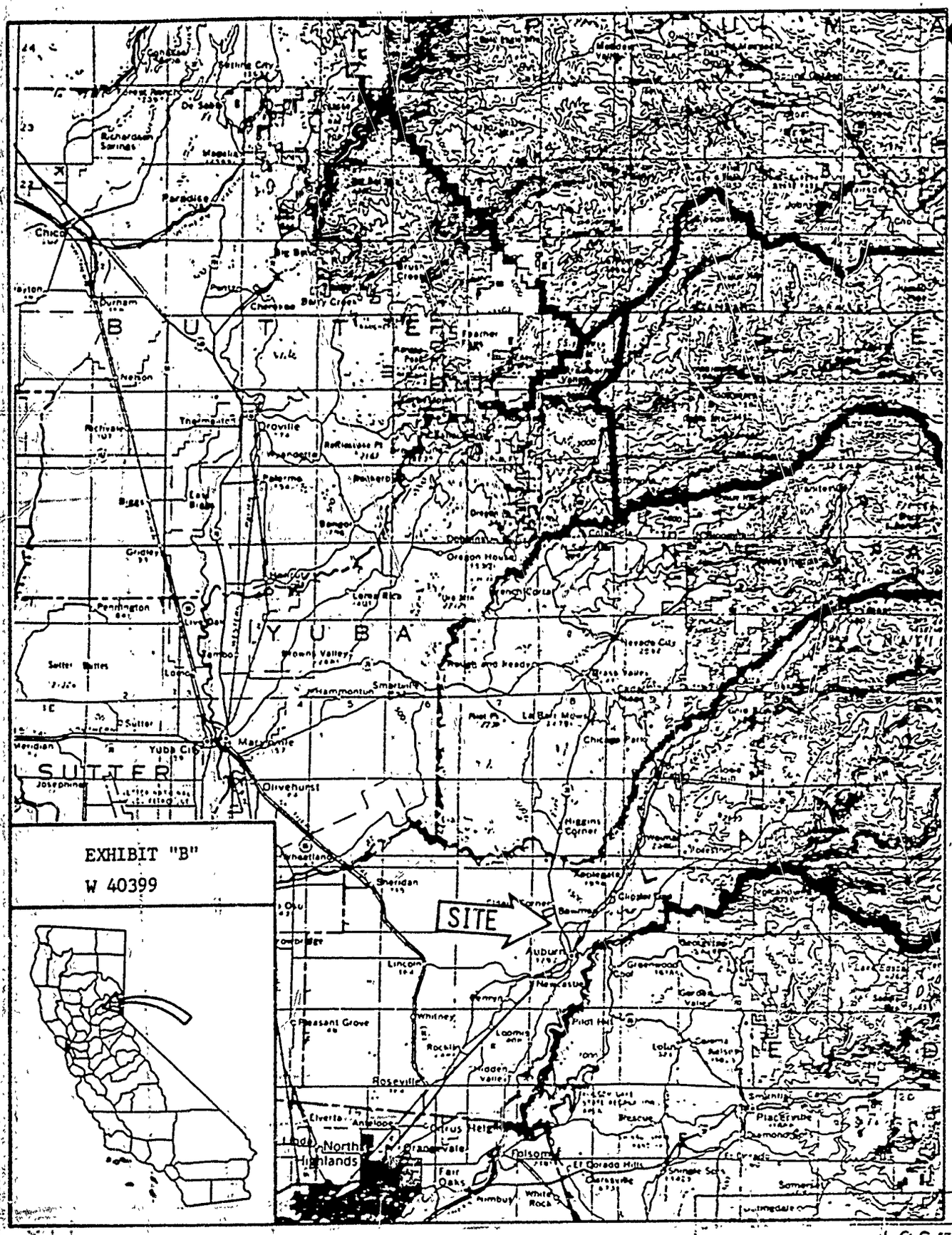
EXHIBIT "B"
W 40399
SITE
BUTTE
YUBA
SUTTER
Oroville
Marysville
Yuba City
Olivehurst
Wheatland
Sheridan
Auburn
Lincoln
Roseville
Rocklin
Loomis
Folsom
Fair Oaks
North Highlands
Citrus Heights
Placerville
Nevada City
Grass Valley
Chico
Paradise
Durham
Biggs
Gridley
Pennington
Meridian
Josephine
Pleasant Grove
Whitney
Penryn
Newcastle
Pilot Hill
Colfax
Applegate
Higgins Corner
Oregon House
Dobbins
Camptonville
Smartsville
Hammonton
Brown's Valley
Rackerby
Nicholas
Palermo
Bangor
Thermalito
Richvale
Nelson
Sutter Buttes
Colusa
Yolo
Lincoln
Rancho Cordova
Orangevale
Carmichael
Antelope
Elverta
Rio Linda
Sacramento
Somerset
Somerset
Shingle Springs
El Dorado Hills
Cameron Park
Greenwood
Garden Valley
Smartville
Rescue
Lincoln
Sheridan
Wheatland
Olivehurst
Marysville
Yuba City
Oroville
Chico
Paradise
Folsom
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Auburn
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