

MINUTE ITEM

This Calendar Item No. 17
was approved as Minute Item
No. 17 by the State Lands
Commission by a vote of 2
to 0 at its 06/26/85
meeting.

MINUTE ITEM

17

06/26/85
W 23557
PRC 6852
Lane

APPROVAL OF A GENERAL PERMIT - PUBLIC AGENCY LEASE

Calendar Item C16 was moved to the regular agenda. During consideration of Calendar Item 16, Mr. Wilkerson, representing the Bank of America, owners of the Lakeshore Ranch, appeared to object to the proposed lease on the grounds that there presently exists no fencing to prevent cattle from trespassing on Bank of America property. Mr. Wilkerson also indicated that the only source for fresh water is located on Bank of America property.

Mr. Dennis Sheridan, applicant, stated his understanding that the county is subject to open range laws and it is the responsibility of the upland owner to fence off their property as needed.

Lance Kiley, Chief of Land Management and Conservation, stated that the cattle owned by Bank of America have randomly run over state-owned property without benefit of a lease.

Mr. Wilkerson indicated that the Bank of America has requested application forms from staff over a year ago. Kiley disputed that comment stating staff had in fact sent the forms as requested.

Chairman Cory reiterated to Mr. Sheridan that the Commission's approval of a lease would not give Mr. Sheridan the authority to use water located on Bank of America property. Sheridan stated there were other sources of water available.

Chairman Cory also stated that the Bank of America was legally prevented from erecting a fence down to the lake, on sovereign land, for purposes of fencing out other cattle.

Upon motion duly made and carried, Item 17 was approved as presented by a vote of 2-0.

Attachment: Calendar Item 17.

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CALENDAR ITEM

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S 1

C 17

06/26/85
W 23557 PRC 6852
Lane

APPROVAL OF A GRAZING LEASE

APPLICANT: Crane Creek Cattle Company
P. O. Box 94
Davis Creek, California 95108

AREA, TYPE LAND AND LOCATION:
A 5,428±-acre parcel of sovereign land, located
in the bed of Goose Lake, Modoc County.

LAND USE: Cattle grazing.

TERMS OF PROPOSED LEASE:
Initial period: Ten years beginning July 1,
1985.

Public liability insurance: Combined single
limit coverage of \$300,000.

CONSIDERATION: \$5,428 per annum; with the State reserving the
right to fix a different rental on each fifth
anniversary of the lease.

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

APPLICANT STATUS:
Applicant is permittee of upland.

PREREQUISITE CONDITIONS, FEES AND EXPENSES:
Filing fee has 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.

(ADDED 06/21/85)

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AB 884: 08/28/85.

OTHER PERTINENT INFORMATION:

1. The applicant proposes to use the acreage located on the dry bed of Goose Lake for seasonal grazing. No structures will be constructed within the lease use area, except for fencing.

The lease terms require the applicant to enter into an agreement with Department of Fish and Game for wildlife habitat control. Areas of use will be limited by fenced parcels for foliage control.

2. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.
3. 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 as a categorical exempt project. The project is exempt under Class 4, minor alteration to land, 2 Cal. Adm. Code 2905(d)(1).

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 Cal. Adm. Code 2905.

APPROVALS OBTAINED:

Department of Fish and Game.

EXHIBITS:

- A. Land Description.
- 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 AS A CATEGORICAL EXEMPT PROJECT, CLASS 4, MINOR ALTERATION TO LAND, 2 CAL. ADM. CODE 2905(d)(1).

(ADDED 06/21/85)

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2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
3. AUTHORIZE ISSUANCE TO CRANE CREEK CATTLE COMPANY OF A TEN-YEAR GRAZING LEASE BEGINNING JULY 1, 1985; IN CONSIDERATION OF ANNUAL RENT IN THE AMOUNT OF \$5,428, WITH THE STATE RESERVING THE RIGHT TO FIX A DIFFERENT RENTAL ON EACH FIFTH ANNIVERSARY OF THE LEASE; PROVISION OF PUBLIC LIABILITY INSURANCE FOR COMBINED SINGLE LIMIT COVERAGE OF \$300,000; FOR CATTLE GRAZING ON THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

(ADDED 06/21/85)

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EXHIBIT "A"

LAND DESCRIPTION

W 23557

Those portions of the California State owned lakebed of Goose Lake, Modoc County, California, lying within the following described projected sectional areas:

T 45N, R13E, MDM.
Sections 1, 2, 5, 6, 7, 8, 11, 14, 15, 17, 18, 19,
20, 21, 22, 23, 26, 27, 28, 29.

T 45N, R14E, MDM.
Section 6.

T 46N, R13E, MDM.
Sections 28, 29, 32, 33.

T 46N, R14E, MDM.
Sections 31, 32.

EXCEPTING THEREFROM any portion thereof lying landward of the U.S. Meander Line around Goose Lake. ALSO EXCEPTING THEREFROM any portion thereof lying within State Lands Commission Lease PHC 6733. ALSO EXCEPTING THEREFROM any portion thereof lying waterward of the January 30, 1985, water level line.

END DESCRIPTION

PREPARED JUNE 13, 1985 BOUNDARY SERVICES UNIT, M.L. SHAFER,
SUPERVISOR.

(ADDED 06/21/85)

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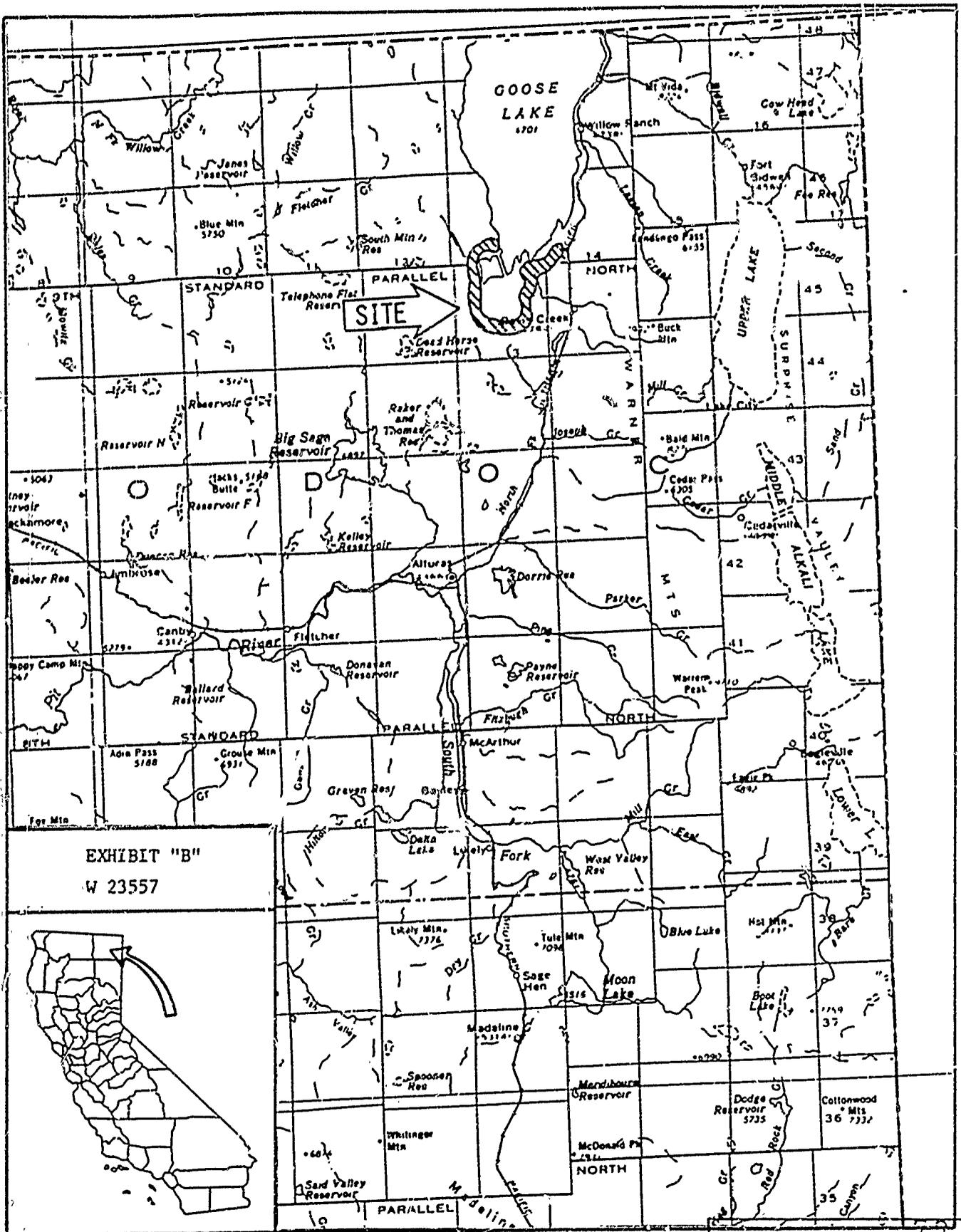


EXHIBIT "B"
W 23557



(ADDED 06/21/85)

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