MINUTE ITEM
This Calendar Item No. C48 was approved as Minute Item No. 48 by the California State Lands Commission by a vote of 3 to 0 at its 12/7/95 meeting.

CALENDAR ITEM
C48

A 2

S 4

12/07/95
PRC7871 W 25243
Miller

AUTHORIZATION FOR THE STATE LANDS COMMISSION STAFF TO ENTER INTO A ROAD USE AGREEMENT WITH SIERRA PACIFIC INDUSTRIES, INC. WHO WILL CONSTRUCT A 300-FOOT ACCESS ROAD ON THE HANLAND PEAK PARCEL AND REIMBURSE THE STATE FOR TIMBER REMOVED FROM THE RIGHT OF WAY

PARTY:

Mr. Jack G. Frost
Sierra Pacific Industries
P.O. Box 496014
Redding, California 96049-6014

BACKGROUND:

Pursuant to Section 8700 of the School Land Bank Act, staff is encouraged to acquire access to State School Land parcels to more effectively manage such lands. Sierra Pacific Industries (SPI) desires to construct a 300-foot extension to an existing access road on the Hanland School Land parcel for forest management purposes. The staff forester has negotiated an agreement, based on current stumpage values ,to provide revenue from the timber removed from the right-of-way, and to gain additional road access for the State at no additional cost.

STATUTORY AND OTHER REFERENCES:

A. The construction and potential impacts from the 300-foot road extension are discussed within Timber Harvest Plan (THP) 2-94-437-SHA(4) which has been approved by the California Department of Forestry and Fire Protection (CDF).

B. The Timber Harvest Plan, a CEQA environmental equivalent document, was prepared by SPI, approved and certified for this project by the California Department of Forestry and Fire Protection under its certification program (14 Cal. Code Regs. 15251(a)).

AB 884:

NA

OTHER PERTINENT INFORMATION:

1. Prior to submission of the THP to CDF for approval, the SLC staff forester walked the proposed road locations to assure that this project would create no significant damage.

2. The environmental concerns raised by the proposed construction of the road to have been addressed and or mitigated in Timber Harvest Plan approved by the California Department of Forestry and Fire Protection as meeting State CEQA Regulations.

3. The timber removed from the Hanland Peak parcel will not exceed two loads and the State will be compensated at the rate of $525.00 per mbf for ponderosa pine and $440.00 per mbf for Douglas-fir.

EXHIBITS:

A. Location Map
B. Agreement for the sale of timber

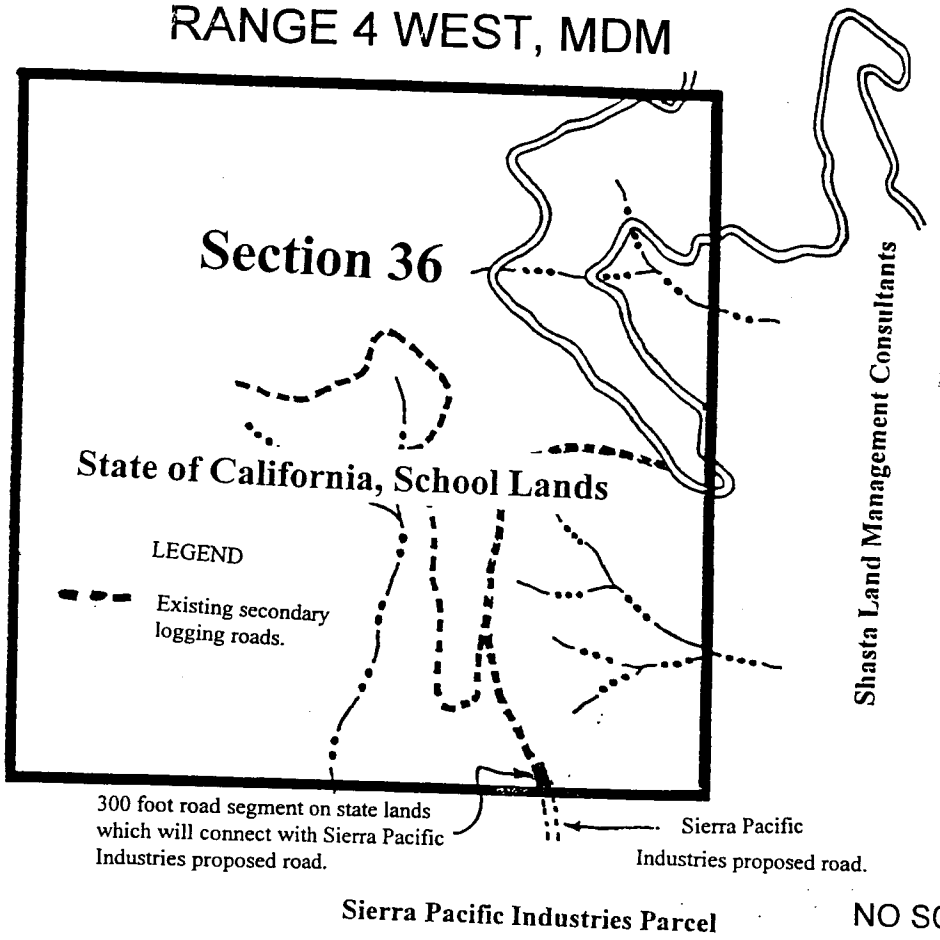
IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT A TIMBER HARVEST PLAN, THP 2-94-437-SHA(4) HAS BEEN PREPARED AND APPROVED BY THE CALIFORNIA DEPARTMENT OF FORESTRY AND FIRE PROTECTION UNDER ITS CERTIFIED PROGRAM (14 CAL. CODE REGS. 15251(a)) AND THAT THE COMMISSION HAS REVIEWED AND CONSIDERED THE INFORMATION CONTAINED IN SUCH PLAN.

2. AUTHORIZE STAFF TO PERMIT SPI TO CONSTRUCT A 300-FOOT ROAD EXTENSION ON THE HANLAND PEAK SCHOOL LAND PARCEL FOR TIMBER MANAGEMENT PURPOSES AND TO ENTER INTO AN AGREEMENT TO SELL THE TIMBER CUT TO ALLOW THE CONSTRUCTION OF THE EXTENDED RIGHT-OF-WAY AT MARKET VALUE AS REVENUE FOR THE STATE.

3. AUTHORIZE STAFF TO TAKE ANY OTHER ADMINISTRATIVE ACTION NECESSARY TO COMPLETE THE ABOVE TRANSACTION.

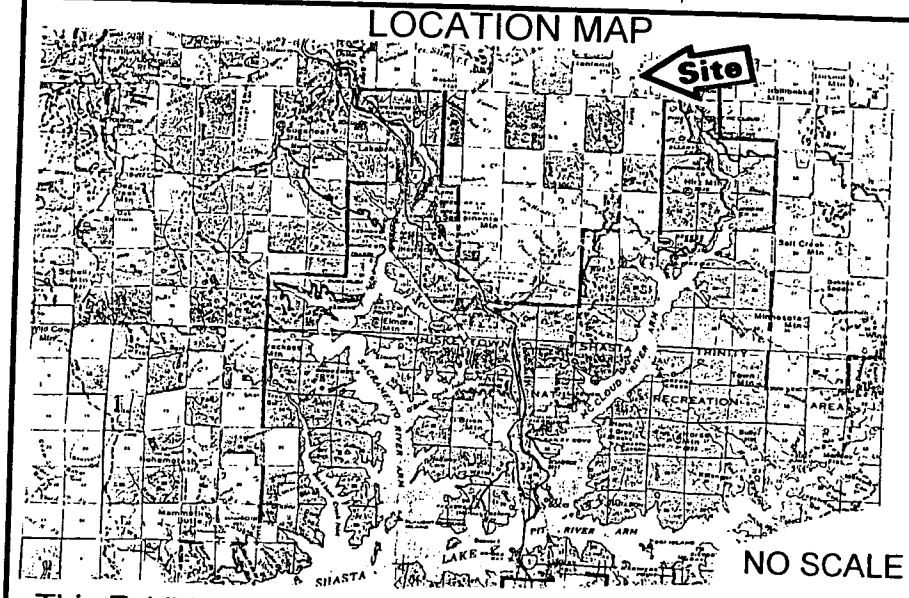
SEC. 36, TOWNSHIP 36 NORTH
RANGE 4 WEST, MDM



Sierra Pacific Industries Parcel

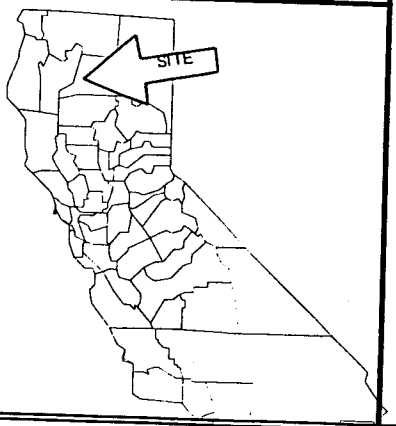
NO SCALE

LOCATION MAP



NO SCALE

EXHIBIT "A"
W25243
Road Use Agreement
300 ft Road Extension onto
Sierra Pacific Industries Land
Sec. 36, T36N, R4W, MDM
SHASTA COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

EXHIBIT B

W 25243

AGREEMENT FOR PURCHASE AND SALE OF TIMBER

PARTIES:

The parties to this Agreement are the **STATE LANDS COMMISSION** (**SLC**) a California State Agency, and **Sierra Pacific Industries (SPI)**, a California Corporation.

STATEMENT OF PURPOSE:

SPI desires to construct a 300 foot extension to an existing permanent road on the Hanland Peak School land parcel described as Section 36, T36N, R4W, MDB&M, 640 acres, Shasta County,CA. This road extension will allow them to access their land locked property under approved THP 2-94-437-SHA(4) for forest management purposes. In return the SLC will get complete access through their parcel and will be paid for the right of way timber to be removed during road construction.

AGREEMENT:

SPI agrees to pay SLC for the right of way timber removed from state land during road construction across the Hanland Peak school land parcel at the rates listed below:

SPECIES	**DIAMETER SORT**	**BID/MBF**	
		GREEN	BLUE
PP/SP	8" - 13" DIB	$350.00	$250.00
PP/SP	14" + DIB	$500.00	$350.00
WF	8" + DIB	$425.00	Camp Run
IC	8" + DIB	$300.00	Camp Run

SPI agrees to pay **SLC** at the end of each scaling period for the logs removed from state land. Copies of log load receipts and scale volumes will be sent to **SLC** at the end of the scaling period. **SPI** will be responsible for and pay the Timber Yield Tax.

Upon completion of the Timber Harvest Plan, the road

constructed on the state parcel will be out sloped and water barred in conformance with the Forest Practice Rules and Regulations. All road construction slash will be treated the same as for a public road.

Dated_____

STATE LANDS COMMISSION

By_____
William V. Morrison
Assistant Executive Officer

Dated_____

SIERRA PACIFIC INDUSTRIES

By_____
Herb Baldwin
Area Manager