

**CALENDAR ITEM  
C17**

A 53  
S 19

10/20/05  
PRC 8566  
M. Howe

**AMENDMENT OF LEASE**

**LESSEE:**

William P. Smith and Theodore F. Bisi  
4048 Muirfield Place  
Lompoc, CA 93436-0000

**AREA, LAND TYPE, AND LOCATION:**

445 acres of dry crop farming and 165 acres of grazing on a rotational basis, for a total of 610 acres, more or less, of sovereign lands near the town of Lompoc, Santa Barbara County, commonly referred to as the "Burton Mesa Preserve".

**AUTHORIZED USE:**

Agriculture.

**LEASE TERM:**

Two years, beginning November 1, 2003, ending October 31, 2005.

**CONSIDERATION:**

25% of the gross proceeds, from crops, and \$1,650.00 per annum for cattle grazing.

**PROPOSED AMENDMENT:**

Extend the lease term two years, ending October 31, 2007. All other terms and conditions of the lease shall remain in effect without amendment.

**OTHER PERTINENT INFORMATION:**

1. The State, acting through the State Lands Commission (CSLC), received 5,125 acres of land in north Santa Barbara County, to be held as sovereign lands by the State of California, from Union Oil Company of California (UNOCAL) as part of a settlement agreement reached in July 1991. The acreage supports one of the last significant natural stands of Burton Mesa Chaparral. On December 4, 1999, the CSLC approved a 49-

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year lease, beginning on December 4, 1999, to the California Department of Fish and Game (CDFG) for management, operation, and maintenance of the property.

2. Of the 5,125 acres, approximately 445 acres is dry farmed. Cattle graze on 165 acres of oak scrub within the Burton Mesa Preserve and are allowed to forage on the cultivated fields after the harvest.
3. The lease is consistent with existing management of the area, and is supported by the CDFG. CDFG is currently developing a management plan for the preserve. CDFG has requested the time extension of two years, to be timed to coincide with the finalization of the management plan.
4. Find that the activity is exempt from the requirements of the CEQA pursuant to title 14, California code of regulations, section 15061 as a statutorily exempt project pursuant to public resources code of regulations, section 15261, an activity involving an ongoing project.

**EXHIBITS:**

- A. Site Map
- B. Location Map

**RECOMMENDED ACTION:**

IT IS RECOMMENDED THAT THE COMMISSION:

**CEQA FINDING:**

FIND THAT THE ACITIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A STATUTORILY EXEMPT PROJECT PURSUANT TO PUBLIC RESOURCES CODE OF REGULATIONS, SECTION 15261, AN ACTIVITY INVOLVING AN ONGOING PROJECT.

**SIGNIFICANT LANDS INVENTORY FINDING:**

THE PROPERTY ASSUMED THE LEGAL CHARACTER OF SOVEREIGN LANDS UPON THE COMMISSION TAKING OWNERHSIP IN 1991.

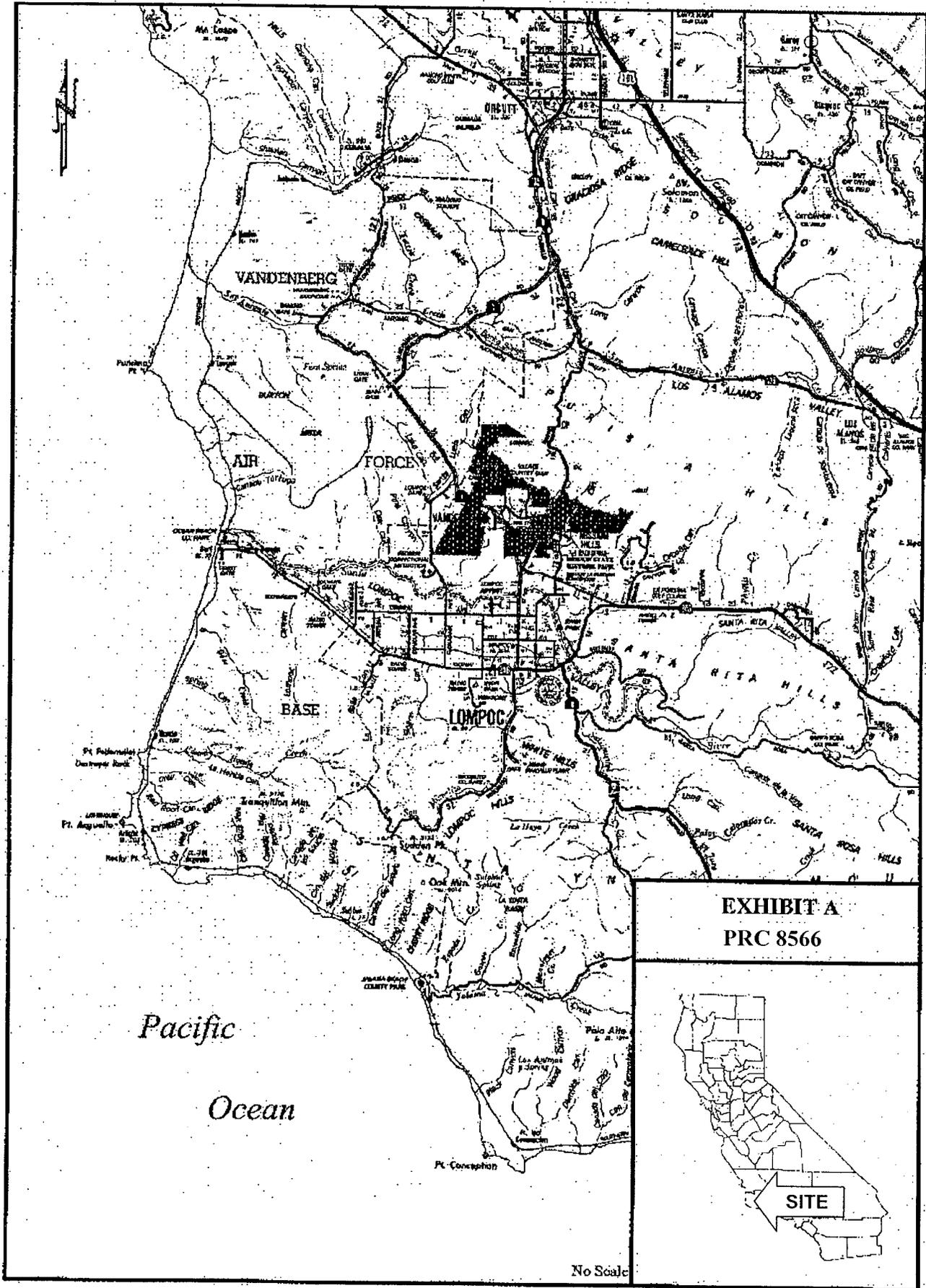
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THE PROPERTY INVOLVES LANDS WHICH WERE NOT IDENTIFIED IN 1975 AS POSSESSING SIGNIFICANT ENVIRONMENTAL VALUES PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

HOWEVER, THE COMMISSION HAS DECLARED THAT ALL SOVEREIGN LANDS ARE "SIGNIFICANT" BY NATURE OF THEIR PUBLIC OWNERSHIP. SINCE SUCH DECLARATION OF SIGNIFICANCE IS NOT BASED UPON THE REQUIREMENTS AND CRITERIA OF PUBLIC RESOURCES CODE SECTIONS 6370 ET SEQ., THE FINDINGS OF THE PROJECT'S CONSISTENCY WITH THE USE CLASSIFICATION AS REQUIRED BY TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2954 IS NOT APPLICABLE.

**AUTHORIZATION:**

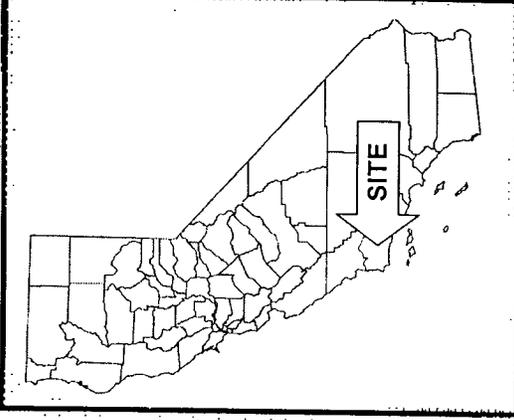
AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 8566, A GENERAL LEASE – AGRICULTURE USE, BEGINNING NOVEMBER 1, 2003 TO EXTEND LEASE TERM TO OCTOBER 31, 2007, FOR AGRICULTURAL USES, OF THE LAND AS REPRESENTED ON EXHIBIT B ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.



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Section 3  
**EXHIBIT B**  
 BURTON MESA  
 MANAGEMENT AREA  
 (BMMA)  
 PRC 8566



No Scale

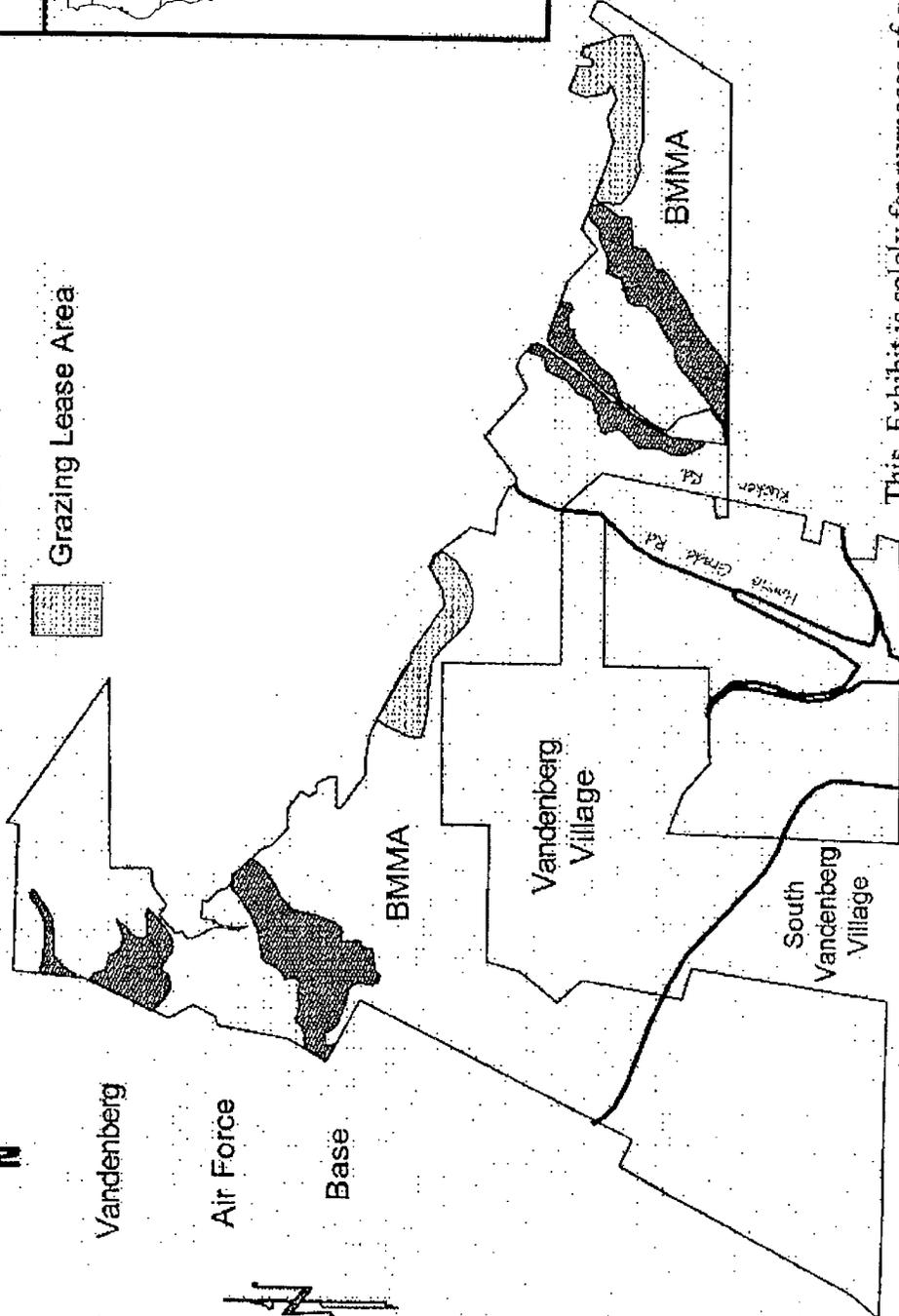
Approximate Agricultural  
 Lease Area



Grazing Lease Area



N



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.

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