

**CALENDAR ITEM  
C28**

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02/05/07  
PRC 5329.2  
J. Porter

**AMENDMENT OF LEASE**

**LESSEES:**

Greg Torlai, Glen Burgin and Robert Reynolds  
P.O. Box 135  
Holt, CA 95234

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

3,357 acres, more or less, of school lands located approximately three miles northeast of Litchfield, Lassen County.

**AUTHORIZED USE:**

Livestock grazing.

**LEASE TERM:**

Ten years, beginning November 22, 1999.

**CONSIDERATION:**

\$500 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

**PROPOSED AMENDMENT:**

Amend the lease to permit the construction and maintenance of approximately 11 miles of livestock fencing around the perimeter of portions of the lease premises described as Section 36, Township 32 North, Range 16 East and portions of Sections 7, 17, 18, 19 and 20, Township 31 North, Range 16 East, MDM, all as shown on Exhibit A attached hereto. The fencing shall be constructed in accordance with the project description as defined in Exhibit B attached hereto. All other terms and conditions of the lease shall remain in effect without amendment.

**OTHER PERTINENT INFORMATION:**

1. On June 27, 2000, the Commission authorized the issuance of a livestock grazing lease to Greg Torlai, Glen Burgin and Robert Reynolds.

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2. The Lessees have filed an application to amend the lease to authorize the construction and maintenance of fencing around the perimeter of a portion of the lease premises. The fencing is designed to improve the management of the herd and optimize the available forage. The fencing also will improve the protection of the riparian sections of Deep Cut Creek and environmentally sensitive sage grouse leks (courtship display and strutting areas).
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 3, New Construction of Small Structures; Title 14, California Code of Regulations, section 15303.

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300.

4. This activity involves lands which have NOT been identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. However, the Commission has declared that all lands are "significant" by nature of their public ownership (as opposed to "environmentally significant"). Since such declaration of significance is not based upon the requirements and criteria of Public Resources Code sections 6370, et seq., use classifications for such lands have not been designated. Therefore, the finding of the project's consistency with the use classification as required by Title 2, California Code of Regulations, section 2954, is not applicable.

**EXHIBITS:**

- A. Location and Site Map
- B. Project Description

**RECOMMENDED ACTION:**

IT IS RECOMMENDED THAT THE COMMISSION:

**CEQA FINDING:**

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT

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PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15303.

**AUTHORIZATION:**

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 5329.2, A GENERAL LEASE - GRAZING USE, TO ALLOW THE CONSTRUCTION AND MAINTENANCE OF APPROXIMATELY 11 MILES OF LIVESTOCK FENCING AROUND PORTIONS OF THE LEASE PREMISES AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, THE FENCE WILL BE CONSTRUCTED AS DESCRIBED IN EXHIBIT B ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, EFFECTIVE FEBRUARY 5, 2007; ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.