

APPLICATION FORM

**FOR RESOURCE LEASE, PERMIT OR OTHER ENTITLEMENT FOR USE
(GEOTHERMAL, MINERAL, OR OIL & GAS)**

Submit to: California State Lands Commission
ATTN: Chandra Basavalinganadoddi
Mineral Resources Management Division
200 Oceangate, 12th Floor, Long Beach, CA 90802-4331
Telephone: (562) 590-5201 Telefax: (562) 590-5295

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FOR COMMISSION USE ONLY

- | | | | |
|--|--|--------|-------|
| (1) GEOLOGICAL/GEOPHYSICAL SURVEY PERMIT | | WO# | _____ |
| (2) GEOTHERMAL RESOURCES PROSPECTING PERMIT | | | _____ |
| (3) GEOTHERMAL RESOURCES LEASE/LEASE AMENDMENT | | SD# | _____ |
| (4) MINERAL PROSPECTING PERMIT (EXEMPT) | | | _____ |
| (5) MINERAL PROSPECTING PERMIT (NON-EXEMPT) | | Date | _____ |
| (6) MINERAL PROSPECTING PERMIT EXTENSION/AMENDMENT | | | _____ |
| (7) MINERAL EXTRACTION LEASE | | Neg: | _____ |
| (8) MINERAL EXTRACTION LEASE RENEWAL/MODIFICATION | | | _____ |
| (9) OIL & GAS LEASE (NEGOTIATED/SUBSURFACE) | | Co(s): | _____ |
| (10) MODIFICATION OF SURFACE ENTRY RIGHT | | | _____ |
| (11) Other | | | _____ |
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PART I: GENERAL INFORMATION

SECTION A: IDENTIFICATION OF APPLICANT

“Applicant” means a person, corporation or other entity under the law who proposes to carry out a project which needs a lease, permit, license, certificate or other entitlement for use or financial assistance from one or more public agencies, when that person applies for the governmental approval. Unless otherwise provided, Applicant’s name(s) will appear on the document requested, and Applicant will be responsible for paying all processing costs, for providing all information and for any negotiations related to this application.

To fill out form online, type in the gray box, then use the tab key to proceed to next field.

- Applicant’s Name(s): _____
Address: _____
City, State and Zip Code: _____
Telephone & Fax Numbers: _____
- Agent’s Name (s): _____
Address: _____
City, State and Zip Code: _____
Telephone & Fax Numbers: _____

SECTION B: TYPE OF APPLICANT

All applicants shall satisfy the requirements of Section 6801 of the California Public Resources Code (PRC) to be eligible to enter into and hold the lease, permit or other entitlement for use (document requested).

In general, Applicants must be U.S. citizens; associations (such as partnerships or trusts) of U.S. citizens; corporations organized under the laws of the United States or of any State or Territory; and municipalities.

Please check the type of applicant and submit the required material:

- 1. INDIVIDUAL: Certified copy of birth certificate or other evidence of eligibility.
- 2. PARTNERSHIP: Certified copy of partnership statement or other evidence of its legal existence; certified statement of the names of the partners or officer(s) authorized to execute contracts; certified copies of birth certificates or other evidence of eligibility of general partners; and evidence of the authority to enter into the type of document to be requested.
- 3. CORPORATION: Copy of Certificate of Incorporation issued by the California Secretary of State or certificate of incorporation issued by the State of incorporation with the Certificate of Good Standing of Foreign Corporation issued by the California Secretary of State; certified statement of the names of the corporate officer(s) authorized to execute contracts; and a board resolution or other authority to enter into the document requested.
- 4. OTHER ASSOCIATION: Certified statement regarding its nature, membership and legal existence; articles of incorporation and/or bylaws of the association if any; and a board resolution or other authority to enter into and hold the document requested.
- 5. PUBLIC AGENCY: Certified statement of the names of the official(s) authorized to execute contracts and a resolution or other authority to enter into and hold the document requested.
- 6. OTHER: Provide evidence regarding its qualifications to enter into and hold the document requested.

SECTION C: COLLECTION OF COSTS AND DOCUMENT REQUESTED

Unless otherwise provided, Applicant will be responsible for paying the actual cost of processing the application. The actual cost includes: a non-refundable \$25.00 filing fee, an approximate expense deposit (AED) for the document requested and funds to cover other reimbursable services. The fee and AED apply to routine or uncomplicated applications and includes services such as: initial title determination, preparing and circulating environmental documents, coordination with appropriate public agencies, field inspections, preparing the document requested and land description, and office technical review. Any unused portion of the AED will be refunded and any additional expense will be billed. A reimbursement agreement will be used to formalize this transaction. Please check the document requested and submit the \$25.00 filing fee and AED.

- 1. Geological/Geophysical Survey Permit (no economic development; AED: **\$5,000**)
- 2. Geothermal Resources Prospecting Permit (AED: **\$5,000**)
- 3. Geothermal Resources Lease or Amendment (AED: **\$5,000**)
- 4. Mineral Prospecting Permit (CEQA-exempt activity; includes geologic mapping and surface sampling only, initial term of one year; AED: **\$3,000**)
- 5. Mineral Prospecting Permit (non-exempt activity; AED: minimum **\$5,000**)
- 6. Mineral Prospecting Permit Extension/Amendment (AED: **\$3,000**)
- 7. Mineral Extraction Lease (preferential or negotiated; AED: minimum **\$7,500**)
- 8. Mineral Extraction Lease Renewal/Modification; (AED: **\$5,000**)
- 9. Oil & Gas Lease (negotiated, subsurface development only; AED: **\$10,000**)
- 10. Modification of Surface Entry Right (reserved mineral interest lands; AED: **\$5,000**)
- 11. Other: _____ (AED: **To Be Determined**)

Other reimbursable services may include some of the following:

1. Searching records or ordering title reports.
2. Extraordinary resource appraisals or evaluation.
3. Duplicating and mailing documents or reports.
4. Preparing environmental documents.
5. Supervising or field monitoring of archaeological, biological, geological, air quality or other requisite surveys or studies.
6. Publishing legal notices and holding public hearing.
7. Representation at request of applicant.
8. Negotiation of permit/lease provisions including terms and conditions.
9. Coordination with other government agencies.

SECTION D: EVALUATION OF PROJECT (See PART II for additional requirements)

Definitions:

- A. "Development" (as defined in Government Code Section 65927) means, on land, in or under water, the placement or erection of any solid material or structure; discharge or disposal of any dredged material or of any gaseous, liquid, solid, or thermal waste; grading, removing, dredging, mining, or extraction of any materials; change in the density or intensity of use of land, including, but not limited to, subdivision pursuant to the Subdivision Map Act (commencing with Government Code Section 66410), and any other division of land except where the land division is brought about in connection with the purchase of such land by a public agency for public recreational use; change in the intensity of use of water, or of access thereto; construction, reconstruction, demolition, or alteration of the size of any structure, including any facility of any private, public, or municipal utility; and the removal or harvesting of major vegetation other than for agricultural purposes, kelp harvesting, and timber operations which are in accordance with a timber harvesting plan submitted pursuant to the provisions of the Z'berg-Nejedly Forest Practice Act of 1973 (commencing with Public Resources Code Section 4511).

As used in this section, "structure" includes, but is not limited to, any building, road, pipe, flume, conduit, siphon, aqueduct, telephone line, and electrical power transmission and distribution line.

- B. "Project" (as defined in CEQA Guidelines Section 15378) means the whole of an action, which has a potential for resulting in a physical change in the environment, directly or ultimately, and that is any of the following:
- (1) An activity directly undertaken by any public agency including but not limited to public works construction and related activities, clearing or grading of land, improvements to existing public structures, enactment and amendment of zoning ordinances, and the adoption and amendment of local General Plans or elements thereof pursuant to Government Code Sections 65100-65700; or
 - (2) An activity undertaken by a person which is supported in whole or in part through public agency contracts, grants, subsidies, loans or other forms of assistance from one or more public agencies; or
 - (3) An activity involving the issuance to a person of a lease, permit, license, certificate or other entitlement for use by one or more public agencies.

The term "project" refers to the activity which is being approved and which may be subject to several discretionary approvals by government agencies. The term "project" does not mean each separate governmental approval.

- C. "Development project" (as defined in Government Code Section 65928) means any project undertaken for the purpose of development. "Development project" includes a project involving the issuance of a permit for construction or reconstruction but not a permit to operate. "Development project" does not include any ministerial projects proposed to be carried out or approved by public agencies.

Government Code Section 65943 requires that Applicant states whether its proposal constitutes a development project. Please complete the following statement by placing a check next to "is" or "is not" in the following sentence:

The project which is the subject of this application is is not a development project as defined by Government Code Section 65928.

Your application will not be complete without this information.

SECTION E: LOCATION OF STATE LANDS OR RESOURCE AND DESCRIPTION OF PROJECT (See PART II for additional requirements)

1. On large-scale and small-scale maps or drawings, show the location of the State land or resource, the site of the project and the surrounding area. Include such features as: roads and waterways; city and county boundaries; north arrow; scale and date. If available, also include: section, township, range and base & meridian; USGS quad sheet name(s); chain of title; legal description; Assessor's parcel or lot numbers; and any zoning information.
2. Describe the project, its objectives and its relation to the State land or resource. Describe the State land or resource as it exists before the project and include information on topographic, geologic and biologic features and any cultural, historic and scenic aspects. Indicate the type of land use (agricultural, residential, etc.). Describe any existing structures on the State land and any proposed use of the structures. Include photograph(s) of the location of the State land or resource, the site of the project and surrounding area, if available.
3. Identify other public agencies that may have approval authority over the project. Submit copies of all acquired approvals and/or letters or other evidence from the public agency indicating the status of the pending approvals.

SECTION F: ASSESSMENT OF ENVIRONMENTAL IMPACTS

(See PART II for additional requirements)

All phases of the project, such as planning, acquisition, development and operation, will be considered when evaluating its impact on the State land or resource. The following questions apply to the project or its effects. Please answer the questions by checking the appropriate box. Please provide an explanation of each answer on separate 8½ x 11" paper, listing, as appropriate, studies, documents, or other information used to support your answer.

Will the project involve:	Yes	Maybe	No
1. A change in existing features of any bays, tidelands, beaches, lakes or hills, or substantial alteration of ground contours?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
2. A change in scenic views from existing residential areas, public lands, or roads?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
3. A change in pattern, scale or character of the land use at or in the general area of the project?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
4. Impacts to plants or animals?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
5. Significant amounts of solid waste or litter?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
6. Generation of or additional dust, ash, smoke, fumes, or odors in the vicinity?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
7. A change in ocean, bay, lake, stream or ground water quality or quantity, or an altering of existing drainage patterns?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
8. A change in existing noise or vibration levels in the vicinity?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
9. Construction on filled land or on slope of ten percent (10%) or more?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
10. Use or disposal of potentially hazardous materials such as toxic or radioactive substances, flammables, or explosives?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
11. A change in demand for municipal services such as police, fire, water, or sewage?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12. Increase in the consumption of energy such as fossil fuels or electricity?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
13. A larger project or series of projects?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
14. Historic structures and/or archeological sites?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

SECTION G: GENERAL CRITERIA FOR COMPLETENESS OF APPLICATION

(See PART II for additional requirements)

The application will be deemed complete if all parts of the Application Form are adequately filled out and returned with the following:

1. Filing fee, approximate expense deposit and executed reimbursement agreement;
2. Material sufficient to permit staff to locate and describe the nature and extent of the State land or resource to be utilized in the project;
3. Material sufficient to permit staff to determine the level and scope of the environmental review required under CEQA and the State CEQA Guidelines;
4. Material sufficient to permit staff to determine the fair market value (rental, royalty and/or other consideration) to be paid by the applicant for the use of the State land or resource;
5. Material sufficient to permit staff to determine if the application is:
 - (a) consistent with Commission policies, practices and procedures;
 - (b) conducive to public access;
 - (c) consistent with environmental safeguards and policies of the State; and
 - (d) in the best interest of the State.

SECTION H: CERTIFICATION AND SIGNATURE

Government Code Section 65941.5 requires the California State Lands Commission to notify its applicants of public notice distribution requirements relative to any proposed Commission action on applications for development projects.

The Commission has compiled an extensive list of persons who have requested notice of all Commission actions and are notified of all Commission meetings. Additional parties must be provided notice of pending Commission action on a project specific basis. Upon request, staff will provide a list of persons entitled to notice of proposed Commission action on your application.

The information provided on this Application Form and on the related materials are true and correct to the best of my knowledge and belief and are submitted under penalty of perjury.

I recognize that this application and the project it addresses are subject to all laws of the State of California and the regulations and discretionary policies of the California State Lands Commission.

Applicant's Name: _____

By: _____

Officer or Agent's Name: _____

Title: _____

Date: _____