

MINUTE ITEM

This Calendar Item No. C16
 is approved as Minute Item
 No. 16 by the State Lands
 Commission by a vote of 3
 to 0 at its 8/26/82
 meeting.

CALENDAR ITEM

C 16

8/26/82
 PRC 6072
 Bjornsen

ASSIGNMENT OF A PORTION OF LEASE NO. PRC 6072.2

The State Lands Commission authorized issuance to Charles A. Mitchell, Jr., of a ten-year Grazing Lease, running from January 1, 1981, at its meeting of October 30, 1981 (Minute Item 13). The lease involved a total of 41 parcels containing 23,083.20 acres, more or less, of State school land located in San Bernardino County and Inyo County, for a total rental of \$1,144.60 per annum, with the State reserving the right to fix a different rental on the fifth anniversary of the lease.

The leased school land is located in and adjoining two Bureau of Land Management (BLM) grazing allotment boundaries: the Valley Wells, and the Horsethief Springs Allotments. Mr. Mitchell also holds the grazing rights on 374,676 acres, more or less, of federal lands within these two allotments.

On May 10, 1982, Mr. Parker contacted the staff of the Commission and informed that he and his wife were acquiring the grazing rights to the federal lands in BLM's Valley Wells Allotment from Mr. Mitchell, and agreed to secure an assignment of the portion of Mr. Mitchell's State Lease No. PRC 6072.2, involving the State school lands situated in and adjoining that BLM grazing allotment. Appropriately executed and notarized assignment form were received in the office of the Commission on July 2, 1982.

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C 16
CALENDAR ITEM NO. (CONTD)

ASSIGNOR: Charles A. Mitchell, Jr.
30061 Highway 58
Barstow, California 92311

ASSIGNEE: Art and Lowell Parker
P. O. Box 965
Twentynine Palms, California 92277

ASSIGNMENT AREA, TYPE LAND AND LOCATION:
14,456.38 acres, more or less, of State
school land located north of Halloran Summit
and Interstate 15, all in San Bernardino
County, as described in Exhibit "A" attached.

LAND USE: Cattle grazing.

TERMS OF ORIGINAL LEASE:
Initial period: Ten years from January 1,
1981.

Consideration: \$1,144.60 per annum;
subject to a five-year
rent review.

TERMS OF ASSIGNED PORTION OF LEASE:
Approval and consent are made upon the
express condition that the assignment does
not and shall not release or relieve the
Assignor from any obligation to the State
under the terms of said lease; and that
the State may hold the Assignor liable
for the faithful performance of any and
all obligation of the Lessee under said
lease; and further, that the Assignees
shall be bound by the terms of said lease
to the same extent as if such Assignees
were the original lessee; any conditions
in the assignment agreement to the contrary
notwithstanding.

CONSIDERATION: \$703.28 per annum, beginning January 1,
1983.

PREREQUISITE TERMS, FEES AND EXPENSES:
A filing fee and a \$300 processing fee
have been received. Annual rental of \$1,144.60
for the period of January 1, 1982 through
December 31, 1982 has been paid.

CALENDAR ITEM NO. C 16 (CONT'D)

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 and 2.
- B. Cal. Adm. Code: Title 2, Div. 3.

AB 884: N/A.

OTHER PERTINENT INFORMATION:

1. The Assignor will continue, under the subject lease, to use for livestock grazing the remaining 16 parcels containing 8,626.82 acres, more or less, of State school land, located in San Bernardino and Inyo Counties, at a rental of \$441.32 per annum, beginning January 1, 1983.
2. This assignment is exempt from CEQA because it is not a project.

Authority: P.R.C. 21065, 14 Cal. Adm. Code 15037 and 15060.
3. This assignment is for the use of land identified as possessing significant environmental values pursuant to P.R.C. 6370.1 and is classified in a use category Class "A" and "B", which authorizes Restrictive Use and Limited Use, respectively. Staff review indicates that there will be no significant effect upon the identified environmental values. This is an existing land use for which no adverse comments have been received.
4. The lease rental rate is \$2.36 per Animal Unit Month (AUM) and the carrying capacity for the assigned lands was estimated at 298 AUM's for a rental of \$703.28 per annum; the carrying capacity for the unassigned lands under the subject lease was estimated at 187 AUM's for a rental of \$441.32 per annum.

CALENDAR ITEM NO. 7016 (CONTD)

5. A copy of the proposed assignment of a portion of Lease No. PRC 6072.2 is on file in the office of the Commission.

EXHIBITS:

- A. Land Description of Assigned State School Lands.
- B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21065, 14 CAL. ADM. CODE 15037 and 15060; AND FIND THAT THE ACTIVITY IS CONSISTENT WITH ITS USE CLASSIFICATIONS.
2. AUTHORIZE THE APPROVAL OF AN ASSIGNMENT OF A PORTION OF LEASE NO. PRC 6072.2, BETWEEN CHARLES A. MITCHELL, JR., ASSIGNOR, AND ART AND LOWELLA PARKER, ASSIGNEES, EFFECTIVE AUGUST 1, 1982, WITH THE RESPECTIVE ANNUAL RENTALS OF \$441.32 AND \$703.28 BEGINNING JANUARY 1, 1983, OF THE LAND DESCRIBED ON EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

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EXHIBIT "A"

LAND DESCRIPTION

Twenty-five (25) parcels of California State school lands situated in San Bernardino County, California, said parcels are described as follows:

Section 36, T15N, R9E; Section 16, T15N, R10E;
Section 36, T16N, R9E; Sections 16 & 36, T16N, R10E;
Section 16 and Tract 37, T16N, R11E; Tract 39 and
NW-1/4 NE-1/4, Lot 1, portion of Lot 2, portion of
SW-1/4 NE-1/4 lying northerly of Interstate 15
right of way Section 16, T16N, R13E; Section 36, T17N,
R9E; Sections 16 & 36, T17N, R10E; Sections 16 & 36,
T17N, R11E; Section 36, T17N, R12E; Section 36, T17N,
R12-1/2E; Section 36, T18N, R9E; Sections 16 and 36,
T18N, R10E; Sections 16 & 36, T18N, R11E; Section 16,
T18N, R12E; W-1/2 of Section 36, T19N, R9E;
Section 36, T19N, R10E; Section 36, T19N, R11E; all
San Bernardino Base and Meridian, containing 14,456.38
acres more or less.

END OF DESCRIPTION

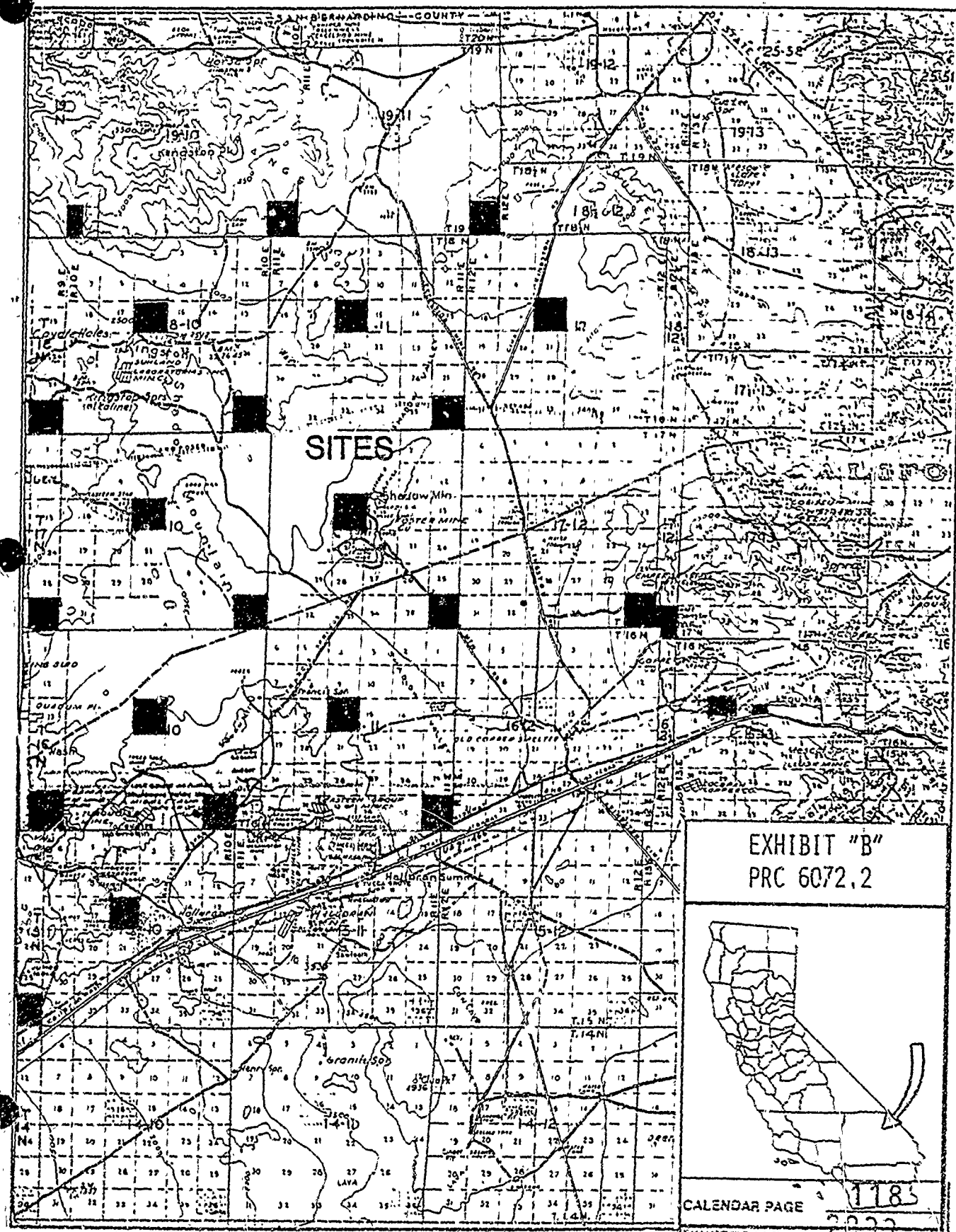


EXHIBIT "B"
PRC 6072.2



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