

MINUTE ITEM

This Calendar Item No. C7
was approved as Minute Item
No. 7 by the State Lands
Commission by a vote of 3
to 0 at its 11/29/82
meeting.

CALENDAR ITEM

C 0 7

11/29/82
W 23023
A. Scott
PRC 6355

GENERAL PERMIT - PUBLIC AGENCY USE

APPLICANT: United States of America, Department of
the Interior, United States Fish and
Wildlife Service
P. O. Box 1306
Albuquerque, New Mexico 87103

AREA, TYPE LAND AND LOCATION:
295 acres within a 9.3 mile reach of partially
inundated land in the former channel of
the Colorado River within the Cibola National
Wildlife Refuge, Imperial County.

TERMS OF PROPOSED PERMIT:
Initial period: 49 years from August 1,
1982.

CONSIDERATION: The public use and benefit with the State
reserving the right to establish an annual
rental at a reasonable rate based on excess
income not deposited in a trust fund established
for wildlife purposes.

BASIS FOR CONSIDERATION:
Pursuant to 2 Cal. Adm. Code 2003.

A 75

S 38.

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PREREQUISITE TERMS, FEES AND EXPENSES:
Applicant is owner of upland.

Processing costs are being reimbursed on
an actual cost basis.

STATUTORY AND OTHER REFERENCES:

A. P.R.C.: Div. 6, Parts 1 and 2; Div. 13.

B. Cal. Adm. Code: Title 2, Div. 3; Title 14,
Div. 6.

AB 884:

6/8/83.

OTHER PERTINENT INFORMATION:

1. The Cibola National Wildlife Refuge was established in 1964 by the Department of Interior and included within its boundaries portions of the State-owned bed of the Colorado River. This area of the river was rechanneled by the Federal Government, leaving a portion of old channel in dispute as to ownership. In order to resolve the ownership of this area, suits were filed and in the summer of 1981 a judgement was finalized confirming State sovereign ownership to the west half of the historic bed of the Colorado River.
2. In April, 1982 the United States Fish and Wildlife Service requested a permit from the State which would allow them to manage for wildlife purposes the States sovereign lands located within the boundaries of Cibola National Wildlife Refuge as had been allowed in other National Wildlife Refuge's in California, i.e., San Pablo Bay and Tijuana Estuary.
3. Special provisions are contained in the permit for the benefit of the California Department of Fish and Game which will allow waterfowl hunting unless California Fish and Game agrees to a closure of the area.

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4. The annual rental value of the site is estimated to be \$236,000.
5. This project is exempt from CEQA because it will allow a public agency to manage an area for wildlife preservation, 2 Cal. Adm. Code 2905, Class 7.
6. The project is situated on lands identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category "B" which authorizes Limited Use. The project as proposed will not have a significant effect on the identified environmental values.

EXHIBITS: A. Location Map.
 B. Cibola Wildlife Refuge Map and Lease Area.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN ENVIRONMENTAL DOCUMENT HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH DOCUMENT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21084, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2905; AND FIND THAT THE PROJECT IS CONSISTENT WITH ITS USE CLASSIFICATION.
2. AUTHORIZE ISSUANCE TO THE UNITED STATES OF AMERICA, ACTING BY AND THROUGH THE DEPARTMENT OF INTERIOR, UNITED STATES FISH AND WILDLIFE SERVICE, OF A 49-YEAR GENERAL PERMIT - PUBLIC AGENCY USE, FROM AUGUST 1, 1982; IN CONSIDERATION OF THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT TO ESTABLISH AN ANNUAL RENTAL AT A REASONABLE RATE BASED ON THE AMOUNT OF ANY RENTAL EXCEEDING THE ACTUAL COST OF OPERATION AND MAINTENANCE UNLESS REQUIRED BY LAW TO BE DEPOSITED IN A SPECIAL FUND FOR WILDLIFE PURPOSES; FOR THE CONTINUED OPERATION AND MAINTENANCE OF A NATURAL WILDLIFE REFUGE TO BE MANAGED AS PART OF THE NATIONAL WILDLIFE REFUGE SYSTEM ON THE LAND DESCRIBED IN THE LEASE ON FILE WITH THE COMMISSION AND AS SHOWN ON EXHIBIT "B" ATTACHED AND BY REFERENCE MADE A PART HEREOF.

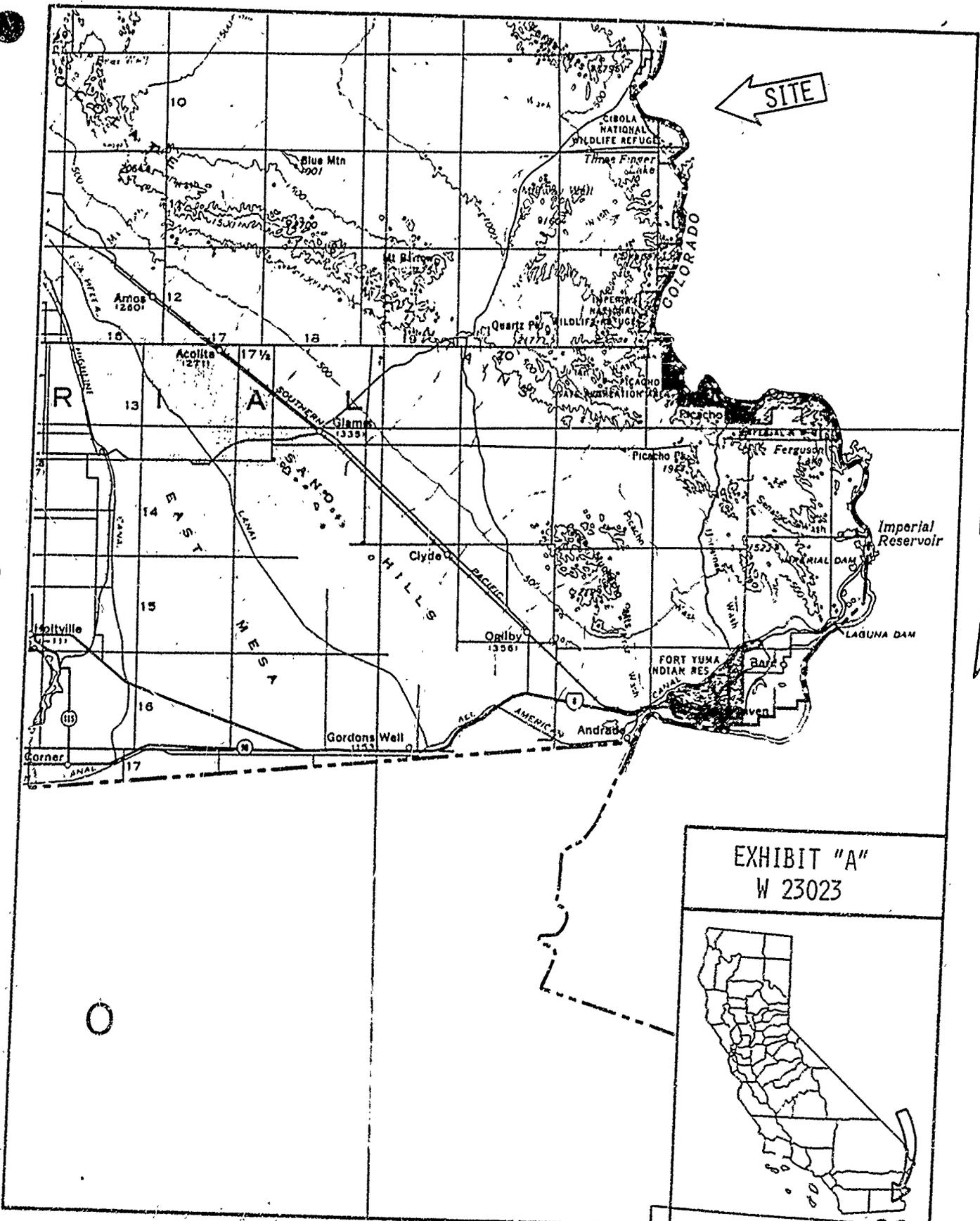


EXHIBIT "A"
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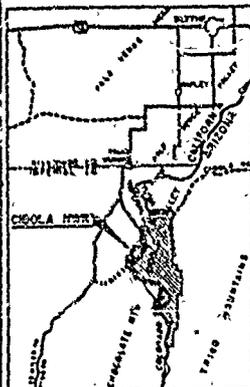
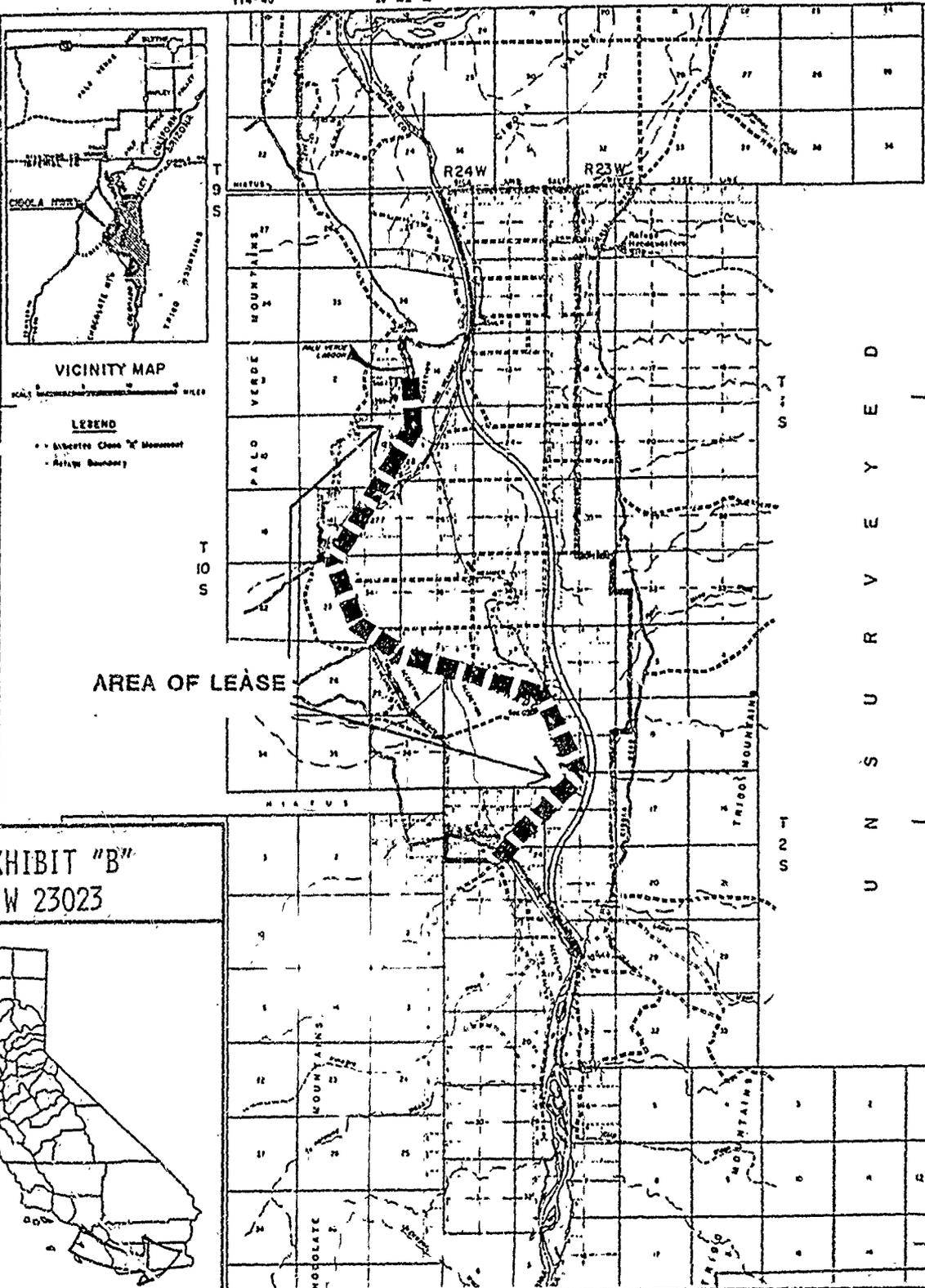
CIBOLA NATIONAL WILDLIFE REFUGE

YUMA COUNTY, ARIZONA & IMPERIAL COUNTY, CALIFORNIA

UNITED STATES
DEPARTMENT OF THE INTERIOR

UNITED STATES
FISH AND WILDLIFE SERVICE

114° 40' R 21 E 114° 40' R 23 W



VICINITY MAP

SCALE 1:50,000

LEGEND

- - - - - Section Corner "X" Monument
- - - - - Range Boundary

AREA OF LEASE

EXHIBIT "B"
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T 9 S
T 10 S
T 11 S

33° 20'

33° 15'

33° 10'



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