

CALENDAR ITEM  
C66

MINUTE ITEM  
This Calendar Item No. C66  
was approved as Minute Item  
No. 66 by the State Lands  
Commission by a vote of 3  
to 0 at its 11/15/94  
meeting.

S 2

11/15/94

J. Ludlow

2ND AMENDMENT TO GENERAL LEASE - PUBLIC AGENCY USE W25098

APPLICANT:

PRC 5879.9

California Department of Fish and Game  
Region 1  
619 Second Street  
Eureka, California 95501

LOCATION:

A parcel of submerged land located in the beds of Lakes  
Earl and Talawa, north of Crescent City, Del Norte  
County.

EXHIBITS:

A: Vicinity and Site Map

AB 884: N/A

OTHER PERTINENT INFORMATION:

The openings to Lakes Earl and Talawa will be breached  
by cutting a channel through an unvegetated sand dune.  
Breaching will be done only between September 1 and  
February 15 if lake levels rise above 8.0 feet or on  
February 15 if lake levels are above 5.0. The  
breaching will be accomplished by cutting a channel  
approximately 200' long, 20' wide and 5' deep through  
the sand barrier with a bulldozer. About 75 cubic  
yards of sand will be side cast on either side of the  
channel. Typically, this sand is carried to the ocean  
within a few hours of the breaching by the outflowing  
water.

RECOMMENDED

ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

AS TO THE EXPANSION OF THE LEASE AREA, FIND THAT THE  
ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA AS A  
CATEGORICALLY EXEMPT PROJECT PURSUANT TO 14 CAL. CODE REGS.  
15307, CLASS 7, ACTIONS BY REGULATORY AGENCIES FOR  
PROTECTION OF THE ENVIROMENT.

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AS TO THE INTERIM BREACHING OF THE SANDBAR, FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. CODE REGS. 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 8, ACTIONS BY REGULATORY AGENCIES FOR PROTECTION OF THE ENVIRONMENT, 14 CAL. CODE REGS. 15308.

**SIGNIFICANT LANDS**

**INVENTORY FINDING:**

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.

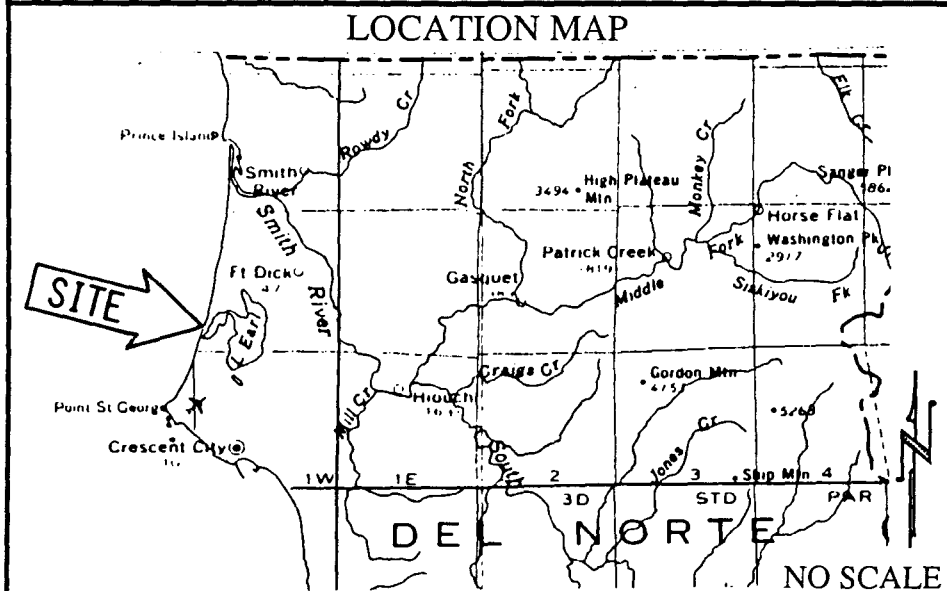
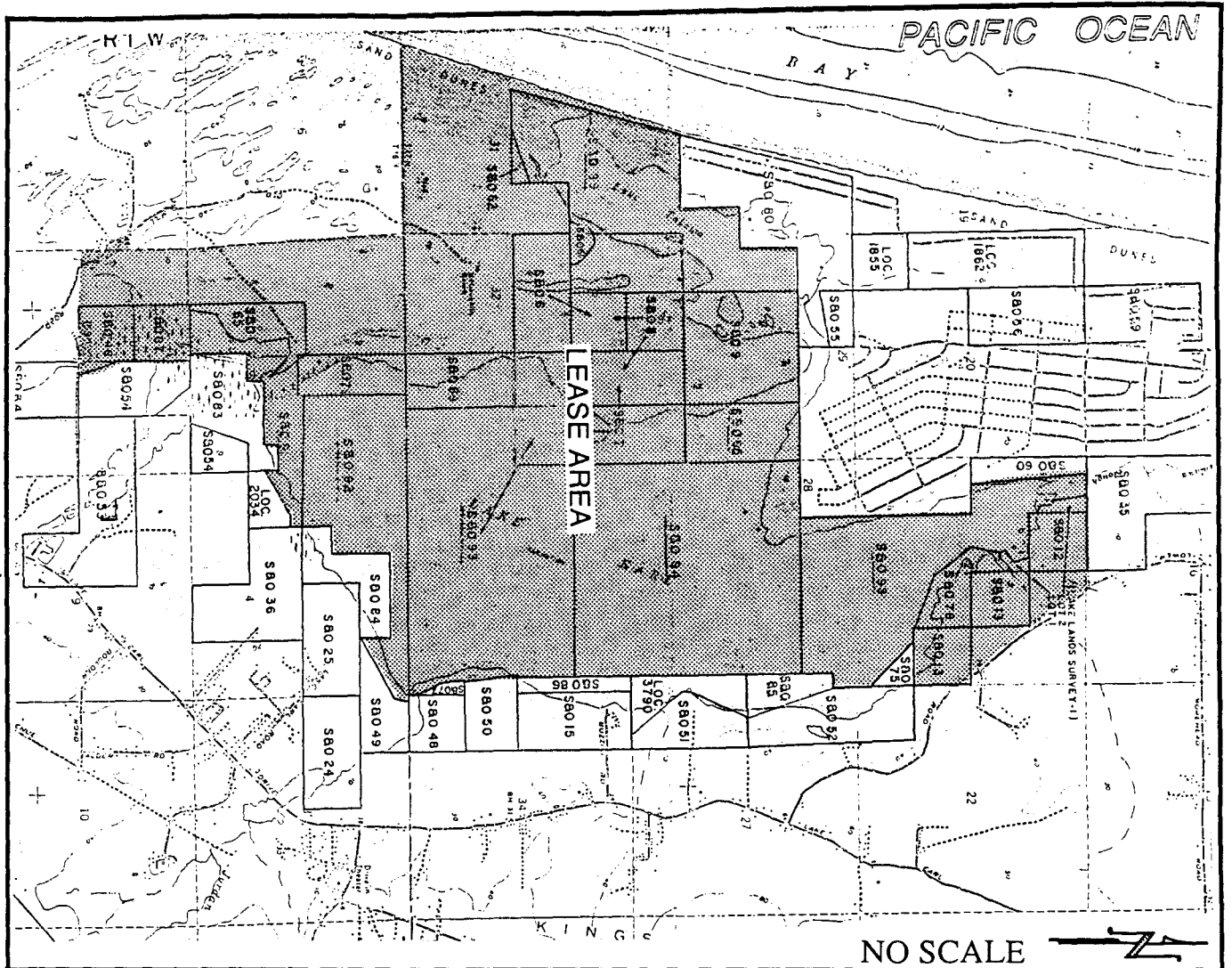
**AUTHORIZATION:**

1. AUTHORIZE THE AMENDMENT OF LEASE PRC 5857.9 TO (1) INCREASE THE LEASE AREA TO INCLUDE ALL OF THOSE LANDS RECEIVED BY THE STATE OF CALIFORNIA THROUGH QUITCLAIM DONATIONS FROM PRIVATE OWNERS IN AND ADJACENT TO THE BEDS OF LAKE EARL AND TALAWA TALLING APPROXIMATELY 4092 ACRES FOR THE PRESERVATION OF A WILDLIFE HABITAT; AND (2) AUTHORIZE THE INTERIM ANNUAL BREACHING OF THE SANDBAR AT THE ENTRANCE TO LAKES EARL AND TALAWA. THE BREACHING SHALL BE IN COMPLIANCE WITH ALL PERMITS AND REQUIREMENTS AS SET FORTH BY THE CALIFORNIA COASTAL COMMISSION, THE UNITED STATES ARMY CORPS OF ENGINEERS, THE COUNTY OF DEL NORTE, THE REGIONAL WATER QUALITY CONTROL BOARD AND ALL OTHER REGULATORY AGENCIES HAVING JURISDICTION OVER THE BREACHING PROJECT.

THE INTERIM BREACHING SHALL BE PERFORMED PENDING THE COMPLETION OF A FEASIBILITY STUDY AND ANY REQUIRED ENVIRONMENTAL DOCUMENTS REQUIRED UNDER THE CALIFORNIA ENVIRONMENTAL QUALITY (CEQA) AND/OR THE NATIONAL ENVIRONMENTAL POLICY ACT (NEPA) WHICH WILL BE PREPARED BY THE LAKE EARL INTERAGENCY WORKING GROUP OR THEIR CONSULTING CONTRACTOR, FOR THE PURPOSE OF DETERMINING WHETHER, OR UNDER WHAT CONDITIONS, BREACHING OF THE SAND BARRIER BETWEEN LAKE EARL AND THE PACIFIC OCEAN IS IN THE PUBLIC INTEREST.

2. FIND THAT THIS AMENDMENT SHALL BE EFFECTIVE ON NOVEMBER 15, 1994.
3. FIND THAT ALL OTHER TERMS AND CONDITIONS OF LEASE PRC 5879.9 REMAIN IN FULL FORCE AND EFFECT.

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**EXHIBIT "A"**  
 PRC 5879  
 California Fish & Game  
 Lakes Earl & Talawa  
 DEL NORTE COUNTY



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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