

CALENDAR ITEM  
**C11**

A	33		12/14/06
S	19	PRC 8566	WP 8566.1 M. Howe

**AMENDMENT OF LEASE**

**LESSEE:**

William P. Smith  
4048 Muirfield Place  
Lompoc, CA 93436-0000

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

445 acres, more or less, of dry crop farming and 165 acre of grazing on a rotational basis, for a total of 610 acres, more or less, of sovereign lands near the town of Lompoc, Santa Barbara County, commonly referred to as the "Burton Mesa Preserve".

**AUTHORIZED USE:**

Agriculture

**LEASE TERM:**

Two years, beginning November 1, 2003, and ending October 31, 2005. At it's October 20, 2005 meeting, the Commission approved a time extension of two additional years ending October 31, 2007.

**CONSIDERATION:**

25% of the gross proceeds, from crops, and \$1,650.00 per annum for cattle grazing.

**PROPOSED AMENDMENT:**

Eliminate grazing. All other terms and conditions of the lease shall remain in effect without amendment.

**OTHER PERTINENT INFORMATION:**

1. The State, acting through the State Lands Commission (CSLC), received 5,125 acres of land in north Santa Barbara County, to be held as sovereign lands by the State of California, from Union Oil Company of California (UNOCAL) as part of a settlement agreement reached in

CALENDAR ITEM NO. C11 (CONT'D)

July 1991. The acreage supports one of the last significant natural stands of Burton Mesa Chaparral. On December 4, 1999, the CSLC approved a 49-year lease, beginning on December 4, 1999, to the California Department of Fish and Game (CDFG) for management, operation, and maintenance of the property.

2. Of the 5,125 acres, approximately 445 acres is dry farmed. At one time, cattle grazed on 165 acres of oak scrub within the Burton Mesa Preserve and were allowed to forage on the cultivated fields after harvest. As of September 2005, grazing was eliminated.
3. The lease is consistent with existing management of the area, and is supported by the CDFG. CDFG is currently developing a management plan for the preserve. The lease term coincides with CDFG finalization of the management plan.
4. Find that the activity is exempt from the requirements of the CEQA pursuant to title 14, California code of regulations, section 15061 as a statutorily exempt project pursuant to public resources code of regulations section 15261, an activity involving an ongoing project.

**EXHIBITS:**

- A. Site Map
- B. Location Map

**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 STATUTORILY EXEMPT PROJECT PURSUANT TO PUBLIC RESOURCES CODE OF REGULATIONS, SECTION 15261, AN ACTIVITY INVOLVING AN ONGOING PROJECT.

**SIGNIFICANT LANDS INVENTORY FINDING:**

THE PROPERTY ASSUMED THE LEGAL CHARACTER OF SOVEREIGN LANDS UPON THE COMMISSION TAKING OWNERSHIP IN 1991.

CALENDAR ITEM NO. C11 (CONT'D)

THE PROPERTY INVOLVES LANDS WHICH WERE NOT IDENTIFIED IN 1975 AS POSSESSING SIGNIFICANT ENVIRONMENTAL VALUES PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

HOWEVER, THE COMMISSION HAS DECLARED THAT ALL SOVEREIGN LANDS ARE "SIGNIFICANT" BY NATURE OF THEIR PUBLIC OWNERSHIP. SINCE SUCH DECLARATION OF SIGNIFICANCE IS NOT BASED UPON THE REQUIREMENTS AND CRITERIA OF PUBLIC RESOURCES CODE SECTIONS 6370 ET SEQ., THE FINDINGS OF THE PROJECT'S CONSISTENCY WITH THE USE CLASSIFICATION AS REQUIRED BY TITLE 2, CALIFORNIA CODE OF REGULATIONS, SECTION 2954 IS NOT APPLICABLE.

**AUTHORIZATION:**

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 8566.1, A GENERAL LEASE – AGRICULTURE USE, TO ELIMINATE GRAZING USE AND RENT THEREFROM, EFFECTIVE NOVEMBER 1, 2005, ENDING OCTOBER 31, 2007; ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.

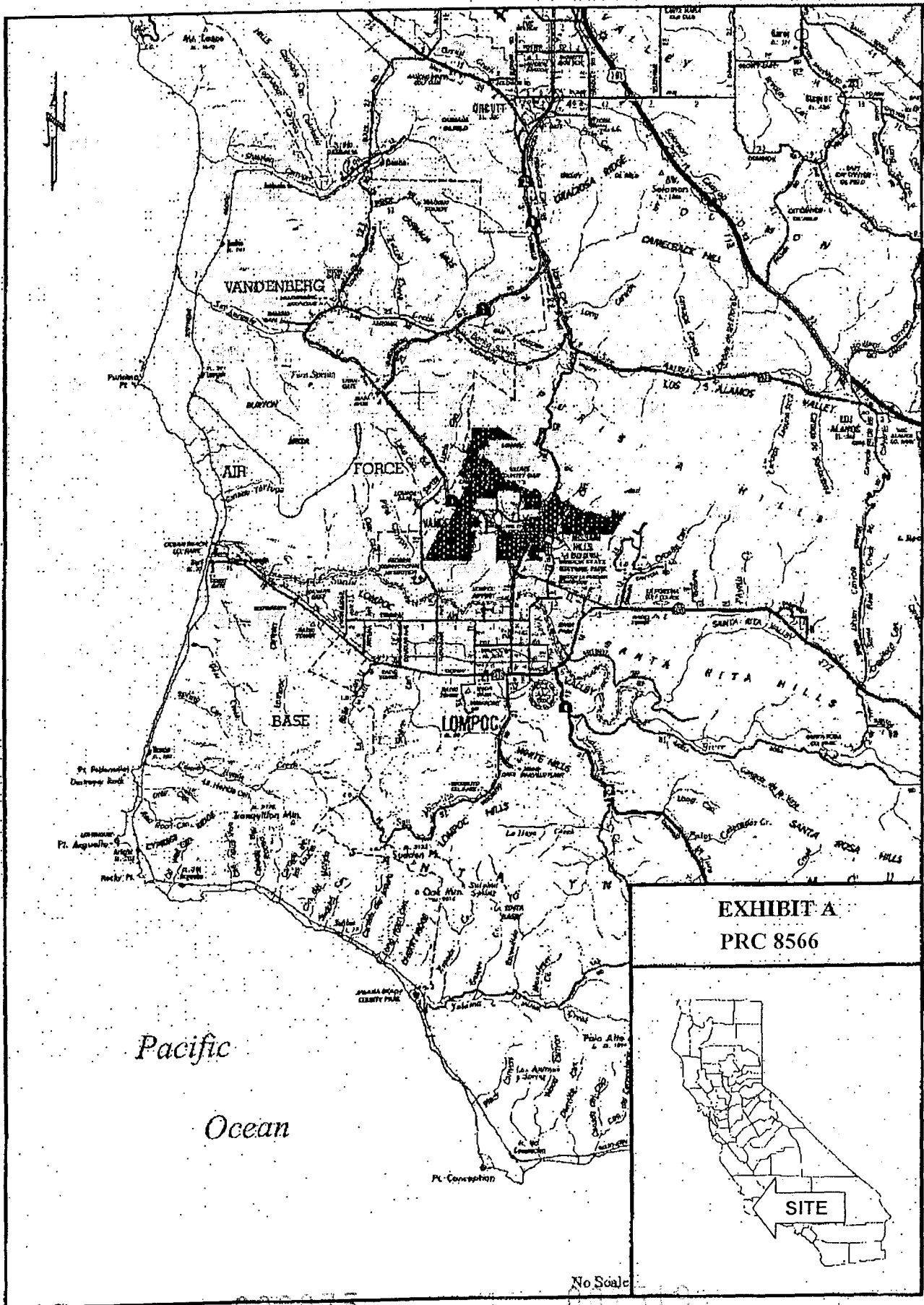


EXHIBIT A  
 PRC 8566





SITE

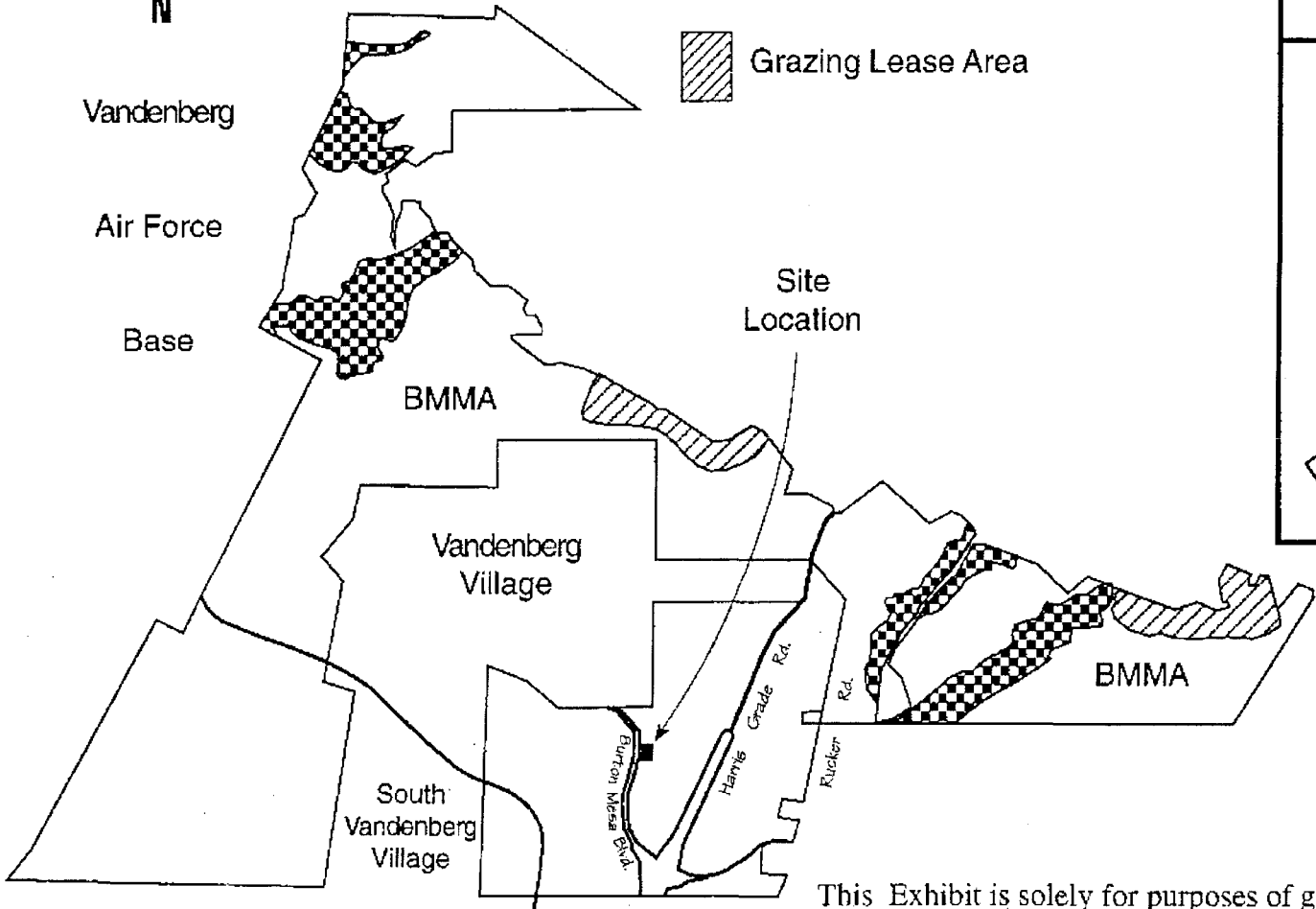
No Scale

000076  
CALENDAR PAGE  
002920  
MINUTE PAGE

Section 3  
**EXHIBIT B**  
BURTON MESA  
MANAGEMENT AREA  
(BMMA)  
PRC 8566



-  Approximate Agricultural Lease Area
-  Grazing Lease Area



No Scale

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.