

MINUTE ITEM

This Calendar Item No. C28 was approved as Minute Item No. 28 by the California State Lands Commission by a vote of 3 to 0 at its 02/05/07 meeting.

CALENDAR ITEM

C28

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02/05/07

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PRC 5329.2

J. Porter

AMENDMENT OF LEASE

LESSEES:

Greg Torlai, Glen Burgin and Robert Reynolds
P.O. Box 135
Holt, CA 95234

AREA, LAND TYPE, AND LOCATION:

3,357 acres, more or less, of school lands located approximately three miles northeast of Litchfield, Lassen County.

AUTHORIZED USE:

Livestock grazing.

LEASE TERM:

Ten years, beginning November 22, 1999.

CONSIDERATION:

\$500 per year; with the State reserving the right to fix a different rent periodically during the lease term, as provided in the lease.

PROPOSED AMENDMENT:

Amend the lease to permit the construction and maintenance of approximately 11 miles of livestock fencing around the perimeter of portions of the lease premises described as Section 36, Township 32 North, Range 16 East and portions of Sections 7, 17, 18, 19 and 20, Township 31 North, Range 16 East, MDM, all as shown on Exhibit A attached hereto. The fencing shall be constructed in accordance with the project description as defined in Exhibit B attached hereto. All other terms and conditions of the lease shall remain in effect without amendment.

OTHER PERTINENT INFORMATION:

1. On June 27, 2000, the Commission authorized the issuance of a livestock grazing lease to Greg Torlai, Glen Burgin and Robert Reynolds.

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2. The Lessees have filed an application to amend the lease to authorize the construction and maintenance of fencing around the perimeter of a portion of the lease premises. The fencing is designed to improve the management of the herd and optimize the available forage. The fencing also will improve the protection of the riparian sections of Deep Cut Creek and environmentally sensitive sage grouse leks (courtship display and strutting areas).
3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 3, New Construction of Small Structures; Title 14, California Code of Regulations, section 15303.

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300.

4. This activity involves lands which have NOT been identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. However, the Commission has declared that all lands are "significant" by nature of their public ownership (as opposed to "environmentally significant"). Since such declaration of significance is not based upon the requirements and criteria of Public Resources Code sections 6370, et seq., use classifications for such lands have not been designated. Therefore, the finding of the project's consistency with the use classification as required by Title 2, California Code of Regulations, section 2954, is not applicable.

EXHIBITS:

- A. Location and Site Map
- B. Project Description

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 CATEGORICALLY EXEMPT

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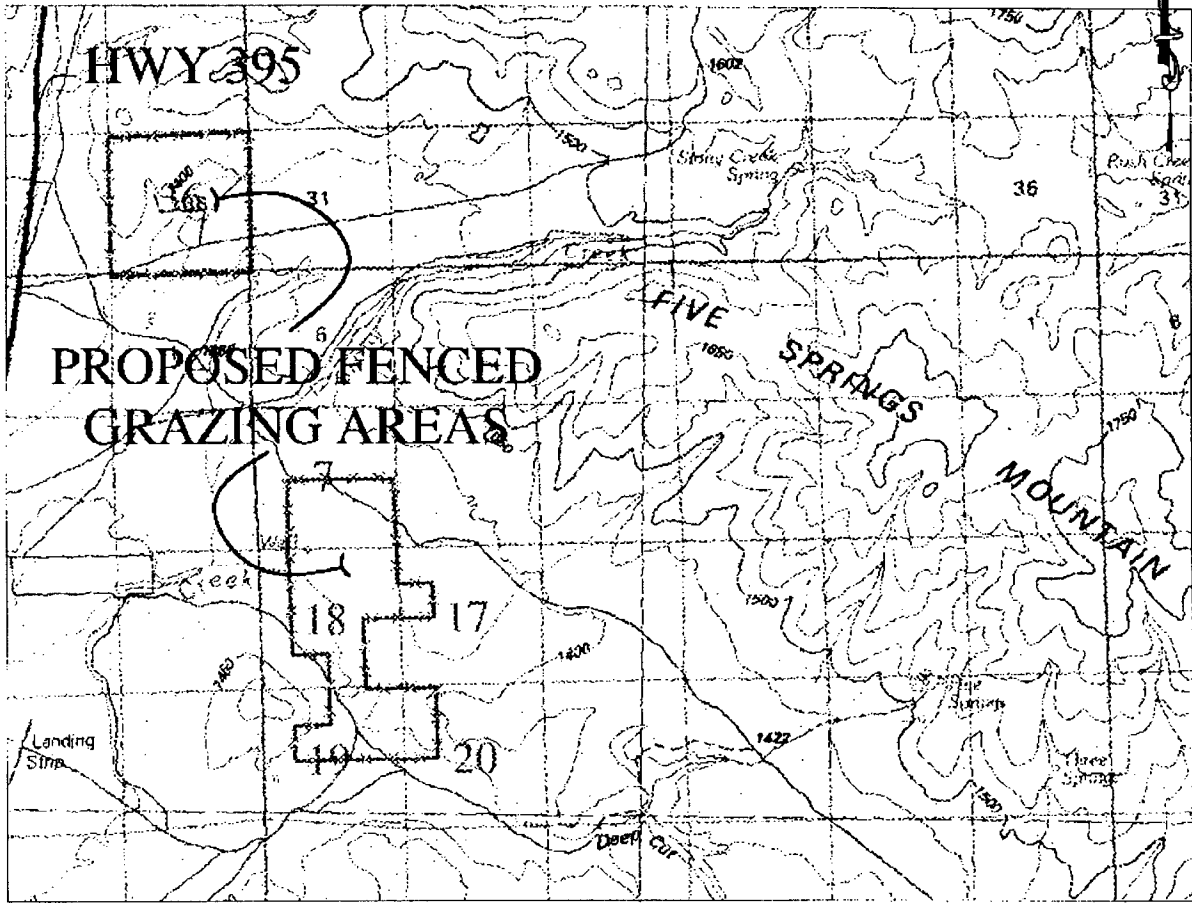
PROJECT, CLASS 3, NEW CONSTRUCTION OF SMALL STRUCTURES; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15303.

AUTHORIZATION:

AUTHORIZE THE AMENDMENT OF LEASE NO. PRC 5329.2, A GENERAL LEASE - GRAZING USE, TO ALLOW THE CONSTRUCTION AND MAINTENANCE OF APPROXIMATELY 11 MILES OF LIVESTOCK FENCING AROUND PORTIONS OF THE LEASE PREMISES AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, THE FENCE WILL BE CONSTRUCTED AS DESCRIBED IN EXHIBIT B ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF, EFFECTIVE FEBRUARY 5, 2007; ALL OTHER TERMS AND CONDITIONS OF THE LEASE WILL REMAIN IN EFFECT WITHOUT AMENDMENT.

NO SCALE

SITE

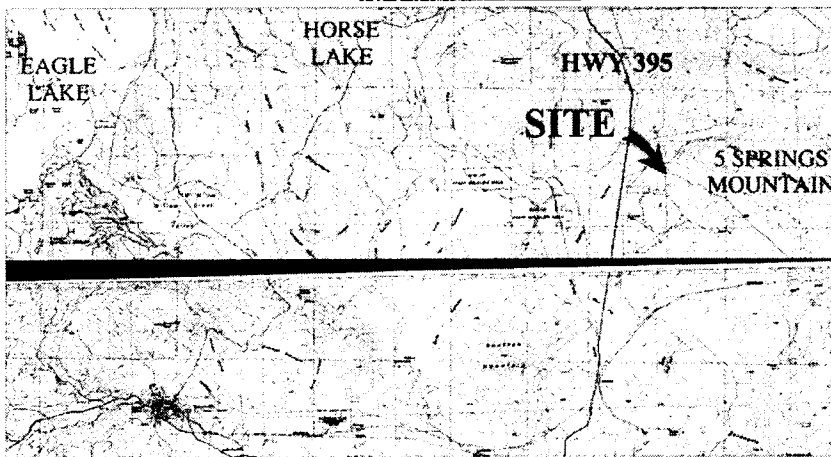


STONY CREEK NEAR HWY 395, LASSEN COUNTY

SECTION 36, T32N, R15E AND PORTIONS OF SECTIONS 7, 17, 18, 19, 20 T31N, R16E

NO SCALE

LOCATION



MAP SOURCE: USGS QUAD

Exhibit A

WP 5329
LEASE AMENDMENT
FOR LIVESTOCK FENCING
FIVE SPRINGS MOUNTAIN
LASSEN COUNTY



MIF 12/04/06

This Exhibit is solely for purposes of generally defining the lease ammdment premises, is based on unverified information provided by the Lessee or other parties 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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EXHIBIT B

Project Description

The Lessee shall utilize Natural Resource Conservation Service Fence Practice Standards and Specification (382A) from the NRCS Field Office Technical Guide. The fence shall be 42-48 inches in height, a standard 4-wire fence with 13-gauge barbed wire on the top three wires and smooth wire on the bottom, at least 18 inches above the ground. The top wire and the next wire down shall be 12 inches apart. The lower two wires shall be seven inches apart. Five and a half foot t-posts shall be used with a sixteen foot spacing to hold the wires. Steel braces set in concrete shall be used at the corners and as braces every quarter mile. Nine gates shall be installed at the access points to the properties. During the installation of the fencing, the construction contractor shall work in conjunction with a California licensed surveyor.