

MINUTE ITEM

This Calendar Item No. C21
 was approved as Minute Item
 No. 21 by the State Lands
 Commission by a vote of 2
 to 0 at its 5-28-81
 meeting.

CALENDAR ITEM

C 21

5/81
 W 20316
 Bjornsen

AUTHORIZATION FOR SUBMITTAL OF CLAIM FOR DAMAGE TO UNITED STATES FOREST SERVICE FOR SETTLEMENT OF TIMBER TRESPASS SISKIYOU COUNTY

BACKGROUND:

The United States Forest Service (USFS), Klamath National Forest (KNF), on September 30, 1980 informed staff of the Commission its cone collection crew had felled seven conifer trees on State school land earlier in the month. The timber trespass occurred on the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 16, T40N, R10W, MDM, in Siskiyou County. The number of trees by species and total volumes (net log scale) were reported as scaled as follows:

Four ponderosa pine	18,340 board feet
Two Douglas fir	450 board feet
One white fir	170 board feet

Following receipt of log scale-ticket copies from the KNF, an error found in addition changed the total volume of ponderosa pine to 18,110 board feet. Due to a lack of forester staffing at the time, action on the appraisal of the damage incurred by the trespass was temporarily deferred. A small timber sale by the KNF of the cone trees felled on USFS lands in the general vicinity of the school land was scheduled for mid-February, 1981. The KNF entered into a sale of its felled cone trees on the basis of sealed bids. Five bids were received. The bid rate per thousand board feet (MBF) by species the USFS received in this small timber sale is the basis of the value per MBF placed on the State's timber.

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CALENDAR ITEM NO. C 24 (CONTD)

<u>Species</u>	<u>Net Volume MBF</u>	<u>Value Per MBF</u>	<u>Total Value</u>
Ponderosa Pine	18.11	\$181.50	\$3,286.96
Douglas Fir	0.45	30.18	13.58
White Fir	0.17	1.00	0.17
	<u>18.73</u>		<u>\$3,300.71</u>

A claim for damage in the amount of \$3,300.71 is proposed for submittal to the USFS for settlement of this timber trespass.

OTHER PERTINENT INFORMATION:

This activity is exempt from CEQA because it is not a project, pursuant to PRC 21065, 14 Cal. Adm. Code 15037 and 15060 and 2 Cal. Adm. Code 2903(d).

EXHIBIT:

A. Location Map.

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 PROVISIONS OF PRC 21065, 14 CAL. ADM. CODE 15037 AND 15060 AND 2 CAL. ADM. CODE 2903(d).
2. APPROVE SETTLEMENT IN THE AMOUNT OF \$3,300.71 FOR A UNITED STATES FOREST SERVICE TRESPASS IN SEPTEMBER 1980 ON THE NE¼ OF THE SE¼, SECTION 16, T40N, R10W, MDM, SISKIYOU COUNTY.
3. AUTHORIZE STAFF AND THE ATTORNEY GENERAL TO TAKE ALL STEPS NECESSARY TO EFFECT PAYMENT FOR THE TRESPASS.

