

MINUTE ITEM

This Calendar Item No. C11
was approved as Minute Item
No. 77 by the State Lands
Commission by a vote of 2
to 0 at its 10/25/84
meeting.

CALENDAR ITEM

A 34
S 25

10/25/84
PRC 4920
Bjornsen

C 11

INTERAGENCY AGREEMENT

APPLICANT: Department of Fish and Game
1416 Ninth Street, 12th Floor
Sacramento, California 95814

AREA, TYPE LAND AND LOCATION:
Immediate vicinity of water sources situated in
arid regions on school lands as follows:
Section 36, T15N R16E; Section 16, T11N, R14E;
Section 36, T7N R12E; and Section 36, T4N R20E;
all SBM, in San Bernardino County.

LAND USE: Posting of signs in proximity of water holes,
springs, seeps and other watering places
limiting use by public to preserve, protect and
restore wildlife.

TERMS OF PROPOSED AGREEMENT:
Initial period: Ten years beginning June 1,
1984.

Special: The posted signs enjoin the
public not to camp, picnic or
remain within 200 yards of
the posted water source.

CONSIDERATION: No monetary charge. The public benefit, with
the State reserving the right at any time to
set a monetary rental if the Commission finds
such action to be in the State's best interest.

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, and Section 30; Title A.
C. Fish and Game Code: Section 308.5.

AR 884: N/A.

CALENDAR ITEM NO. C 11 (CONT'D)

OTHER PERTINENT INFORMATION:

1. On June 27, 1974, the State Lands Commission authorized issuance to the Department of Fish and Game of a ten-year public agency permit, PRC 4920.9, commencing June 1, 1974. Said permit allowed the posting of specified signs near waterholes located on State school lands hereinabove described, enjoining the public not to camp, picnic or stay within 200 yards of the posted waterhole. A provision of the original permit stated it shall not convey any property rights other than authority for posting of the signs, this provision has been carried forward in the new Agreement.
2. Prior to the May 31, 1984 expiration of Public Agency Permit No. PRC 4920.9, the Department of Fish and Game was notified. In response, the Department head informed there was a need to retain the program and an Agreement was requested. In place of a Public Agency Permit an Interagency Agreement of comparable coverage has been used. A revised Section 730, of Title 14, Cal. Adm. Code since the original permit was issued, no longer requires the identification of specific desert water sources in order to qualify them for protection under the provisions of the Section. However, the Agreement specifies the Department shall in a timely manner provide the Commission with the Section, Township, Range and Meridian for school land upon which signs are posted on or after June 1, 1984.
3. The annual rental value of the site is estimated to be \$20.00.
4. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370, et seq. Such lands are described as follows: Section 36, T15N, R16E; Section 16, T11N, R14E; Section 36, T4N, R20E; all SBM. Based upon the staff's consultation with the persons nominating such lands and through the CEQA review process, it is the staff's opinion that the project, as proposed, is consistent with its use classification.

CALENDAR ITEM NO. C 1 1 (CONT'D)

5. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (14 Cal. Adm. Code 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorical exempt project. The project is exempt under Class 7, 14 Cal. Adm. Code 15307.

Authority: P.R.C. 21084 and 14 Cal. Adm. Code 15300.

APPROVALS OBTAINED:
N/A.

FURTHER APPROVALS REQUIRED:
N/A.

EXHIBITS: A. Land Description;
 B. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO 14 CAL. ADM. CODE 15061 AS A CATEGORICAL EXEMPT PROJECT, CLASS 7, 14 CAL. ADM. CODE 15307.
2. FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED FOR THE LAND PURSUANT TO P.R.C. 6370, ET SEQ.
3. AUTHORIZE ISSUANCE TO DEPARTMENT OF FISH AND GAME OF A TEN-YEAR INTERAGENCY AGREEMENT BEGINNING JUNE 1, 1984; PURSUANT TO SECTION 308.5, FISH AND GAME CODE; FOR THE POSTING OF SPECIFIED SIGNS NEAR WATER SOURCES LOCATED ON STATE SCHOOL LANDS DESCRIBED IN EXHIBIT "A" ATTACHED, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENTAL IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST; THIS AGREEMENT SHALL NOT RESTRICT THE COMMISSION IN ANY MANNER AS TO A LEASE, SALE OR OTHER DISPOSITION OF ANY PARCEL OF SCHOOL LAND SO POSTED.

EXHIBIT "A"

LAND DESCRIPTION

PRC 4920.9

Four parcels of California State school lands in San Bernardino County, California, described as follows:

- Section 36, T 15 N, R 16 E, SBM.
- Section 16, T 11 N, R 14 E, SBM.
- Section 36, T 7 N, R 12 E, SBM.
- Section 36, T 4 N, R 20 E, SBM.

END OF DESCRIPTION

PREPARED AUGUST 14, 1984, BY BOUNDARY AND TITLE UNIT.

