

MINUTE ITEM

This Calendar Item No. C-9  
was approved as Minute Item  
No. 9 by the State Lands  
Commission by a vote of 2  
to 0 at its 6/26/85  
meeting.

CALENDAR ITEM

A 34

S 25

C 0 9

06/26/85  
PRC 4160  
McDonald  
Reese

APPROVAL OF AMENDMENT TO LEASE PRC 4160

APPLICANT: Gary Overson  
P. O. Box 6  
Cima, California 92323

AREA, TYPE LAND AND LOCATION:  
7,040+ acres of State school land in San  
Bernardino County.

LAND USE: Cattle Grazing.

TERMS OF ORIGINAL LEASE:  
Initial period: Ten years beginning January 1,  
1980.

Public liability insurance: Combined single  
limit coverage of \$100,000.

Consideration: \$340 per annum; five-year  
rent review.

TERMS OF AMENDED LEASE:  
Initial period: Ten years beginning January 1,  
1980.

Public liability insurance: Combined single  
limit coverage of \$100,000.

Special: As a prerequisite for the  
amended lease, the Applicant  
pays back rent for the use of  
the property to be included  
in the Lease.

CALENDAR ITEM NO. C 09 (CONT'D)

<u>Time</u>	<u>Area</u>	x	<u>Rent</u>	=	<u>Rental Due</u>
1/1/78 to 12/31/78	640± ac.		\$0.01/ac.	=	\$ 6.40
1/1/79 to 12/31/79	640± ac.		0.01	=	6.40
	AUM's	x	Rate	=	
1/1/80 to 12/31/80	26	x	1.89/AUM	=	\$ 49.14
1/1/81 to 12/31/81	26	x	1.89	=	49.14
1/1/82 to 12/31/82	26	x	1.89	=	49.14
1/1/83 to 12/31/83	26	x	1.89	=	49.14
1/1/84 to 12/31/84	26	x	1.89	=	49.14
Total Back Rent					\$258.50

The back rent was calculated at the same rate the Lessee has paid for other school lands within this Lease.

**CONSIDERATION:** \$389.14 per annum; with the State reserving the right to fix a different rental on each fifth anniversary of the lease.

**BASIS FOR CONSIDERATION:**  
Pursuant to 2 Cal. Adm. Code 2003.

**APPLICANT STATUS:**  
Applicant is lessee of upland.

**PREREQUISITE CONDITIONS, FEES AND EXPENSES:**  
Filing fee and back rent have been received.

**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.

**AB 884:** 07/18/85.

**OTHER PERTINENT INFORMATION:**  
1. Mr. Floyd Newman applied for a lease of this 640-acre parcel. Staff determined that this parcel of land is an intergal part of the Bureau of Land Management's Kessler Springs Grazing Allotment and separating it from the use of the holder of

CALENDAR ITEM NO. C 0 9 (CONT'D)

the allotment would be environmentally and economically detrimental. Further investigation showed that the parcel was inadvertently omitted from the current lease held by the allottee (Gary Overson, PRC 4160). Therefore, Mr. Newman's application was denied by the State Lands Commission on February 28, 1985. This action is to amend Mr. Overson's lease PRC 4160 to include the additional 640-acre parcel.

2. This activity involves lands identified as possessing significant environmental values, pursuant to P.R.C. 6370, et seq. but will not affect those significant lands.
3. 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 4, Minor Alteration to Land, 2 Cal. Adm. Code 2905(d)(1).

Authority: P.R.C. 21084, 14 Cal. Adm. Code 15300, and 2 Cal. Adm. Code 2905.

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 4, MINOR ALTERATION TO LAND, 2 CAL. ADM. CODE 2905(d)(1).

CALENDAR ITEM NO. C.O. 9 (CONT'D)

2. FIND THAT THIS ACTIVITY WILL INVOLVE LANDS IDENTIFIED AS POSSESSING SIGNIFICANT ENVIRONMENTAL VALUES PURSUANT TO P.R.C. 6370, ET SEQ., BUT THAT SUCH ACTIVITY WILL HAVE NO DIRECT OR INDIRECT EFFECT ON SUCH LANDS.
3. AUTHORIZE ISSUANCE TO GARY OVERSON AN AMENDMENT TO LEASE PRC 4160, INCREASING THE LEASE AREA FROM 6,400+ ACRES TO 7,040+ ACRES AND THE RENTAL FROM \$340 PER ANNUM TO \$389.14 PER ANNUM, ALL OTHER TERMS AND CONDITIONS REMAIN UNCHANGED.

CALENDAR PAGE	28
MINUTE PAGE	1782

EXHIBIT "A"

LAND DESCRIPTION

PRC 4160.2

Eleven parcels of California State School lands in San Bernardino County, California, described as follows:

- Section 16, T11N, R13 E, SBM;
- Sections 16 & 36, T12N, R12E, SBM;
- Sections 16 & 36, T12N, R13E, SBM;
- Tract 37 (original Section 16), T12N, R14E, SBM;
- Section 16, T13N, R13E, SBM;
- Section 16, T13N, R15E, SBM;
- Section 16, T14N, R14E, SBM;
- Section 16, T14N, R15E, SBM;
- Section 36, T15 $\frac{1}{2}$ N, R14E, SBM.

END OF DESCRIPTION

REVISED FEBRUARY 5, 1985 BY BOUNDARY SERVICES UNIT, M.L. SHAFER, SUPERVISOR.

CALENDAR PAGE	29
MINUTE PAGE	1703

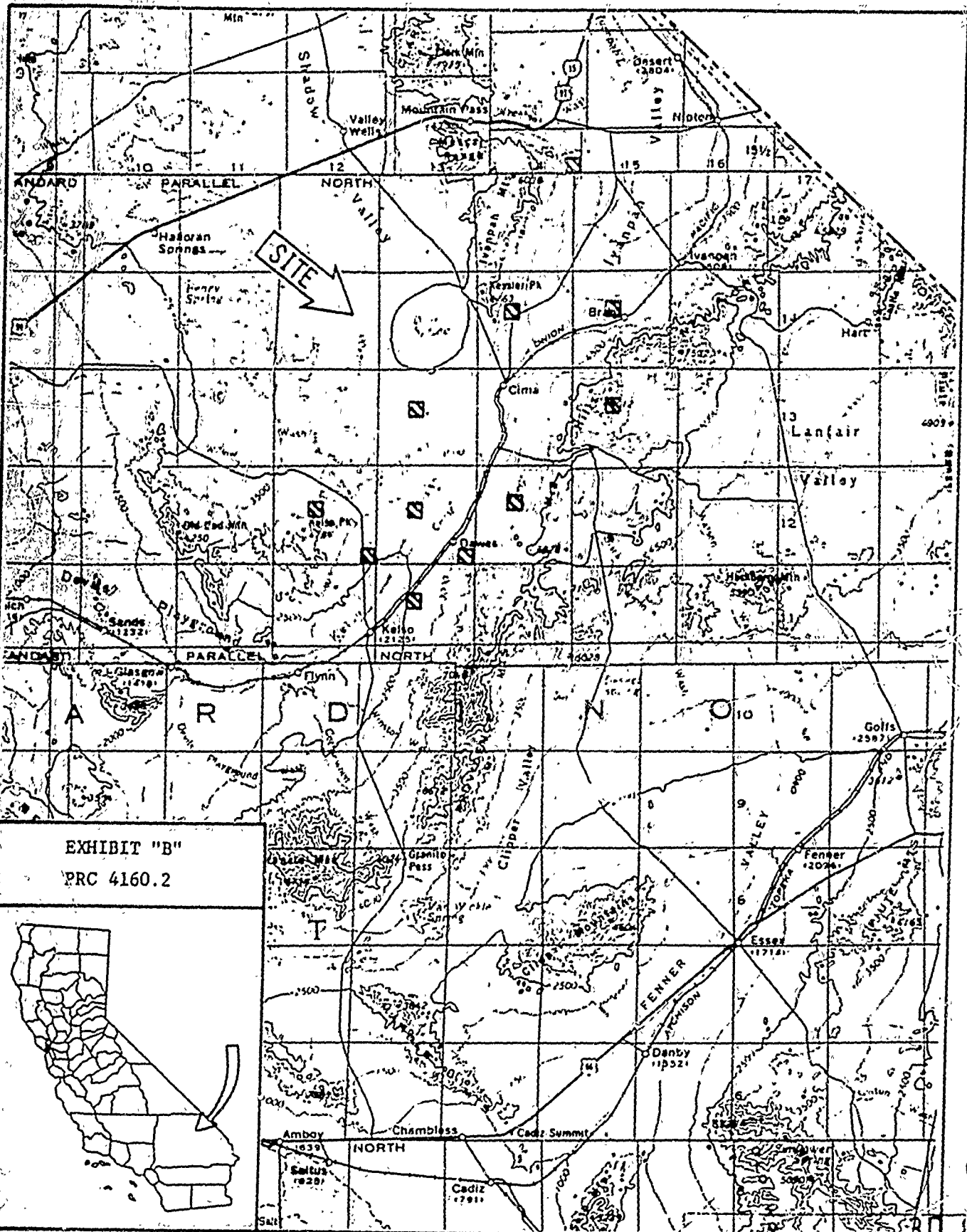


EXHIBIT "B"  
 PRC 4160.2

