

MINUTE ITEM

This Calendar Item No. C11
was approved as Minute Item
No. 11 by the State Lands
Commission by a vote of 2
to 0 at its 9/26/85
meeting.

CALENDAR ITEM

C11

A 61

S 25

09/26/85
W 40447 PRC 6892
Pelka PRC 6893

APPROVAL OF TWO PROSPECTING PERMITS
FOR MINERALS OTHER THAN OIL, GAS, GEOTHERMAL RESOURCES
SAND AND GRAVEL, SAN BERNARDINO COUNTY

APPLICANT: Jean E. Clary and Robert L. Ansara
5375 South Sandhill Road
Las Vegas, Nevada 89120

PROPOSED AUTHORIZATION:

Approval of two Prospecting Permits for two
years to prospect for base and precious metals,
and other valuable minerals, other than oil,
gas, geothermal resources, sand and gravel on
360.25 acres of land located in San Bernardino
County.

CONSIDERATION: Filing fees totaling \$50, processing fees
totaling \$500, and acreage deposits totaling
\$360.25.

TYPE OF LAND AND LOCATION:

State School land, (Parcel I) E 1/2, Section 36,
T17N R12E, SBM, San Bernardino County.

State School land, (Parcel II) W 1/2 of Lot 1,
W 1/2 of Lot 2, Section 36, T17N R12 1/2E, SBM,
San Bernardino County, 30 miles northeast of
Baker

PROPOSED PROJECT:

Jean E. Clary and Robert L. Ansara will
prospect for valuable minerals by per- ming
surface geologic mapping and rock chip
sampling. Approximately 50 samples will be
taken, weighing one and one half to three
pounds each by hand selection of rock chips on
surfaces broken by weathering and by the use of
a rock pick.

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Any vehicle access will be restricted to existing roads and jeep trails. No surface disturbance such as road construction, trenching, blasting or clearing will be permitted.

The lands proposed for prospecting are currently included in a grazing lease (PRC 0840). The Prospecting Permit will require that any activities under the permit will be consistent or compatible with operations of the grazing lessee.

Any proposed activity not authorized by this permit will not proceed without prior approval of a project amendment processed pursuant to the requirements of CEQA. If commercial mining operations are proposed, appropriate environmental documentation will be prepared and certified prior to issuing a mineral extraction lease.

TERM: The primary term of a Prospecting Permit is two years. The Commission may, in its discretion, extend the term for one additional year.

ROYALTY: Royalty payable under the permit shall be 20 percent of the gross value of the minerals secured from the permit area and sold or otherwise disposed of or held for sale or other disposition.

PREREQUISITE ITEMS:

1. Required statutory filing fees, processing fees and acreage deposits have been submitted by the applicant
2. Subject parcel is not known to contain a commercially valuable deposit of minerals.
3. Royalty payable under any preferential lease issued shall not be less than ten percent of the gross value of all mineral production from the leased lands, less any charges approved by the Commission made or incurred with respect to transporting or

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processing the State's royalty share of production. The determination of said royalty and charges shall be at the discretion of the Commission and set forth in said lease.

STATUTORY REFERENCES:

A. P.R.C. : Div Section 6891.

B Cal. Adm. Code: Title 2, Section 2200

AB 284: 10/15/85

OTHER PERTINENT INFORMATION:

1. 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 6, Information Collection, 2 Cal. Adm. Code 2905(e)(3).

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

2. This activity involves lands identified as possessing significant environmental values pursuant to P.R.C. 6370 et. seq. 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.

3. Pursuant to P.R.C. Section 6895, upon establishing to the satisfaction of the Commission that commercially valuable deposits of minerals have been discovered within the limits of the permit, the applicant would have a preferential right to a lease for a maximum of 160 acres embraced within the permit. Said right shall be subject to all necessary environmental approvals. The issuance of the permit shall not affect the discretion of the Commission in granting or denying such lease because of environmental considerations.

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APPROVALS OBTAINED:

Pursuant to P.R.C. Section 6890, the subject permit application has been approved by the Office of the Attorney General as to compliance with the applicable provisions of the law.

EXHIBITS:

- A. Land Description.
- B. Site 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 6, INFORMATION COLLECTION, 2 CAL. ADM. CODE 2905. THE PROJECT SHALL INCLUDE THIS PROSPECTING PERMIT AND ANY EXTENSION THE COMMISSION MAY GRANT IN ITS DISCRETION FOR THE SAME PROJECT DESCRIBED IN THE PERMIT. ANY EXTENSION SHALL NOT EXCEED ONE YEAR.
2. DETERMINE THAT THE LANDS DESCRIBED IN THE PERMIT ARE NOT PRESENTLY KNOWN TO CONTAIN COMMERCIALY VALUABLE DEPOSITS OF MINERALS.
3. AUTHORIZE THE ISSUANCE OF TWO PROSPECTING PERMITS TO JEAN E. CLARY AND ROBERT L. ANSARA FOR A TERM OF TWO YEARS, FOR ALL MINERALS OTHER THAN OIL, GAS, GEOTHERMAL RESOURCES, SAND AND GRAVEL ON (I) E 1/2, SECTION 36, T17N R12E, SBM, AND (II) W 1/2 OF LOT 1, W 1/2 OF LOT 2, SECTION 36, T17N R12 1/2E, SBM, SAN BERNARDINO COUNTY, CONTAINING APPROXIMATELY 360.25 ACRES; IN ACCORDANCE WITH THE STANDARD FORM OF PERMIT. ROYALTY PAYABLE UNDER THE PERMIT SHALL BE 20 PERCENT ROYALTY PAYABLE UNDER ANY PREFERENTIAL LEASE ISSUED UPON THE DISCOVERY OF COMMERCIALY VALUABLE DEPOSITS OF MINERALS SHALL NOT BE LESS THAN TEN PERCENT OF THE GROSS VALUE OF ALL MINERAL PRODUCTION FROM THE LEASED LANDS, PLUS ANY CHARGES APPROVED BY THE COMMISSION MADE OR INCURRED WITH RESPECT TO TRANSPORTING OR PROCESSING THE STATE'S ROYALTY SHARE OF PRODUCTION. THE DETERMINATION OF SAID ROYALTY AND CHARGES SHALL BE AT THE DISCRETION OF THE COMMISSION.

EXHIBIT "A"

LAND DESCRIPTION

W 40447

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

PARCEL 1

E 1/2 of Section 36, T17N, R12E, S8M.

PARCEL 2

N 1/2 of Lot 1 and the N 1/2 of Lot 2 of Section 36, T 17N, R12 1/2 E, S8M.

END OF DESCRIPTION

PREPARED JULY 3, 1985, BY BOUNDARY SERVICES UNIT, M. L. SHAFER, SUPERVISOR.

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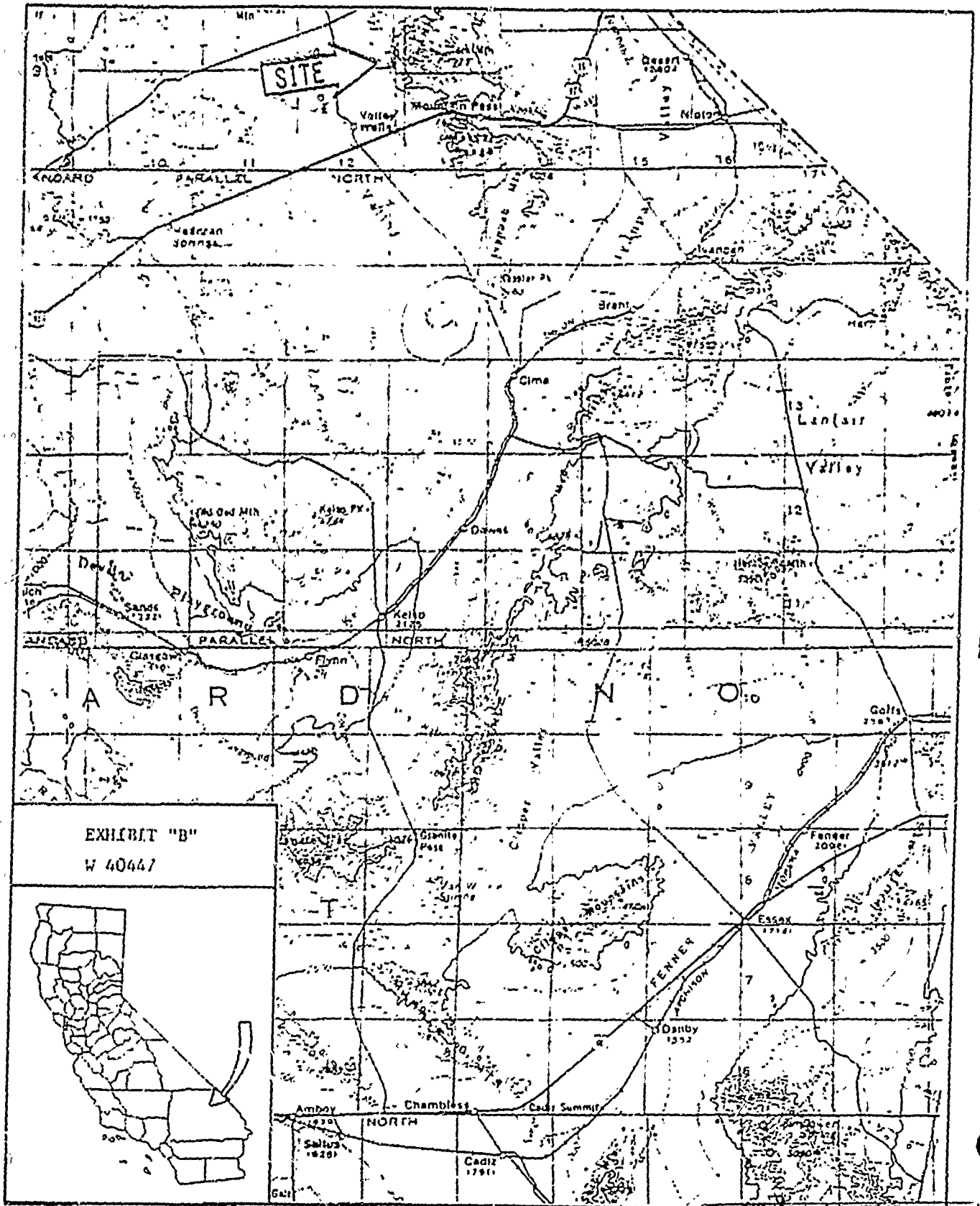


EXHIBIT "B"
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