

MINUTE ITEM

This Calendar Item No. 24
was approved as Minute Item
No. 24 by the State Lands
Commission by a vote of 2
to 0 at its 6/26/86
meeting.

MINUTE ITEM

24

06/26/86
PRC 6852
Barbieri
Treichelt

GRAZING LEASE - GOOSE LAKE,
MODOC COUNTY

During consideration of Calendar Item 24 attached, Mr. Dennis Sheridan appeared to request permission to allow his cattle to remain on the Goose Lake Property until resolution of the court order issued in Sacramento Superior Court.

Deputy Attorney General Joe Barbieri clarified that the order would legally prohibit the Commission from granting Mr. Sheridan's request.

Mr. Sheridan stated he had pictures of the property showing trespassing cattle which he would like to share with staff. Executive Officer Dedrick suggested that Mr. Sheridan meet with staff after the Commission meeting to review these pictures.

Upon motion made by Commission-Alternate Ordway and seconded by Commission-Alternate O'Connell, the Resolution in Calendar Item 24 was approved as presented by a vote of 2-0.

Attachment: Calendar Item 24

CALENDAR PAGE

MINUTE PAGE

1653

CALENDAR ITEM

24

A 1

S 1

06/26/86
W 23557
PRC 6852
Barbieri
Treichel

GRAZING LEASE - GOOSE LAKE, MODOC COUNTY

BACKGROUND:

A Sacramento Superior Court judge has ordered the State Lands Commission to set aside, rescind and reconsider PRC 6852. This grazing lease, issued to Crane Creek Cattle/Dennis Sheridan, is located in the bed of Goose Lake, Modoc County, below the United States meander line.

The lease was challenged by the upland owner, Bank of America. Inadequate notice to Bank of America was the basis for the Court's decision.

Mr. Sheridan has reapplied for the lease and his application is being reviewed by staff. The Commission is not being asked to take action on his application today.

In a separate action, Bank of America has filed suit to quiet title to the lands within the lease area. To protect its rights, the Bank has indicated that it may apply to lease the disputed area. At this time, no application from the bank has been received.

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 because the activity is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: P.R.C. 21065 and 14 Cal. Adm. Code 15378.

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(NON-SUBSTANTIVE REVISION 06/30/86)

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CALENDAR ITEM NO. 24 (CONT'D)

AB 884: N/A.

EXHIBIT: A. 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 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. ADM. CODE 15378.
2. SET ASIDE AND TERMINATE GRAZING LEASE PRC 6852.

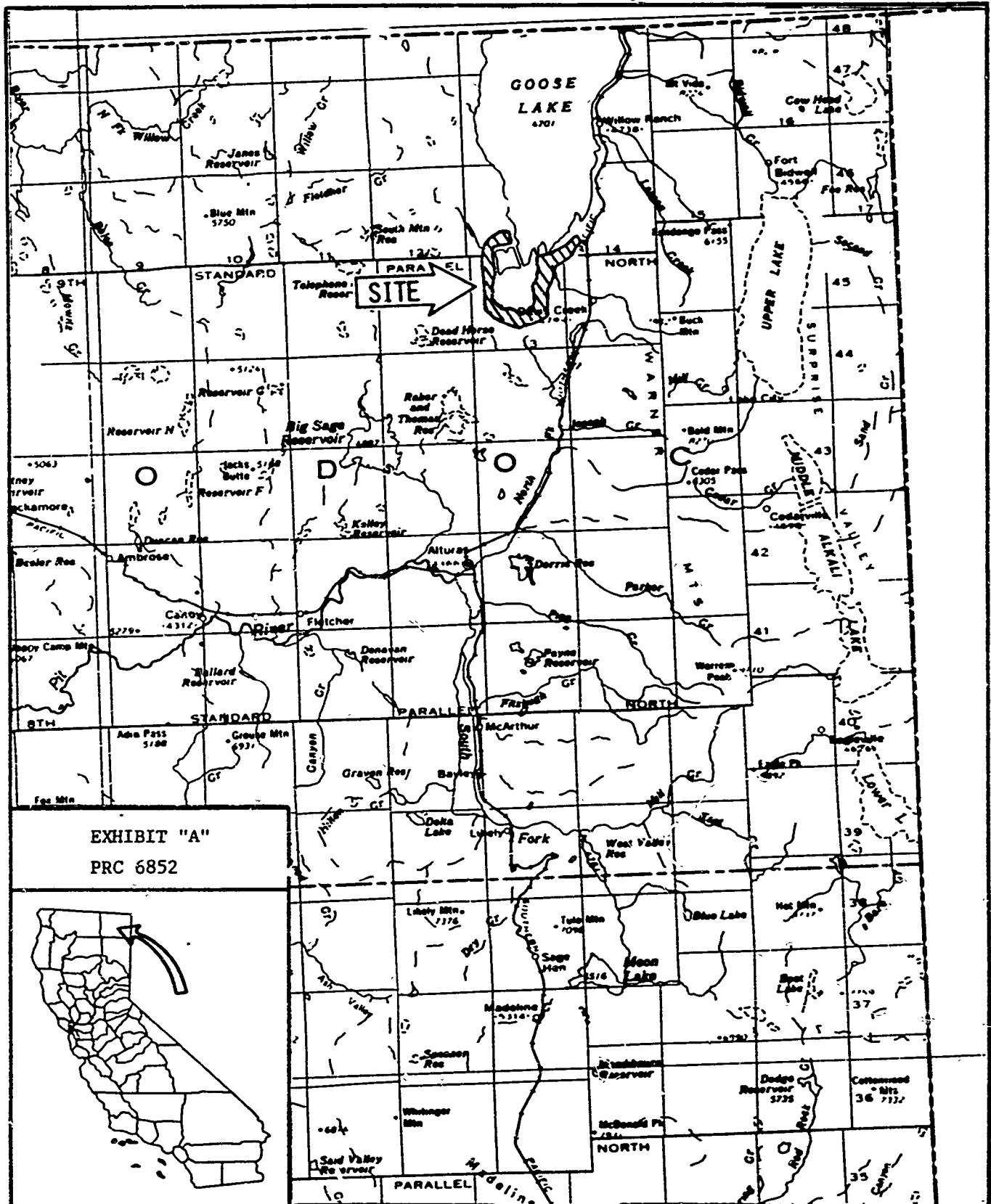


EXHIBIT "A"
 PRC 6852

