

This Calendar Item No. C15 was approved as
Minute Item No. 15 by the California State Lands
Commission by a vote of 2 to 0 at its
10-20-05 meeting.

CALENDAR ITEM
C15

A 2
S 4

10/20/05
WP 6077.9
PRC 6077 R. Barham

GENERAL LEASE – PUBLIC AGENCY USE

APPLICANT:

State of California Department of Fish and Game
1416 Ninth Street
Sacramento, CA 95814

AREA, LAND TYPE, AND LOCATION:

Sovereign lands in the Klamath and Shasta Rivers, near Yreka, Siskiyou County.

AUTHORIZED USE:

Continued use and maintenance of various low rock weirs used as King Salmon spawning habitat.

LEASE TERM:

25 Years, beginning February 1, 2005.

CONSIDERATION:

The public use and 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.

OTHER PERTINENT INFORMATION:

1. Applicant has the right to use the uplands adjoining the lease premises.
2. On December 12, 1989, the Commission authorized the issuance of a General Lease - Public Agency Use with the California Department of Fish and Game for 15 years beginning February 1, 1990. The lease authorized the continued use and maintenance of numerous low rock weirs used for King Salmon spawning habitat within the Klamath River Drainage System, which includes the Klamath and Shasta Rivers. The weirs act as gradient controls and as retention structures to keep spawning gravels from shifting downstream. That lease expired on January 31, 2005. The applicant has applied for a 25-year lease.

-1-

000660

CALENDAR PAGE

001799

MINUTE PAGE

CALENDAR ITEM NO. C15 (CONT'D)

3. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Title 14, California Code of Regulations, section 15061), the staff has determined that this activity is exempt from the requirements of the CEQA as a categorically exempt project. The project is exempt under Class 1, Existing Facilities; Title 14, California Code of Regulations, section 15301(i).

Authority: Public Resources Code section 21084 and Title 14, California Code of Regulations, section 15300.

4. This activity involves lands identified as possessing significant environmental values pursuant to Public Resources Code sections 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.

EXHIBITS:

- A. Location map
- B. Site Map

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15061 AS A CATEGORICALLY EXEMPT PROJECT, CLASS 1, EXISTING FACILITIES; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15301(i).

SIGNIFICANT LANDS INVENTORY FINDING:

FIND THAT THIS ACTIVITY IS CONSISTENT WITH THE USE CLASSIFICATION DESIGNATED BY THE COMMISSION FOR THE LAND PURSUANT TO PUBLIC RESOURCES CODE SECTIONS 6370, ET SEQ.

CALENDAR ITEM NO. C15 (CONT'D)

AUTHORIZATION:

AUTHORIZE ISSUANCE TO THE STATE OF CALIFORNIA DEPARTMENT OF FISH AND GAME OF A GENERAL LEASE - PUBLIC AGENCY USE, BEGINNING FEBRUARY 1, 2005, FOR A TERM OF 25 YEARS, FOR THE CONTINUED USE AND MAINTENANCE OF VARIOUS LOW ROCK WEIRS USED AS KING SALMON SPAWNING HABITAT ON THE LANDS AS SHOWN ON EXHIBIT A ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF; CONSIDERATION BEING THE PUBLIC USE AND BENEFIT, WITH THE STATE RESERVING THE RIGHT AT ANY TIME TO SET A MONETARY RENT IF THE COMMISSION FINDS SUCH ACTION TO BE IN THE STATE'S BEST INTEREST.

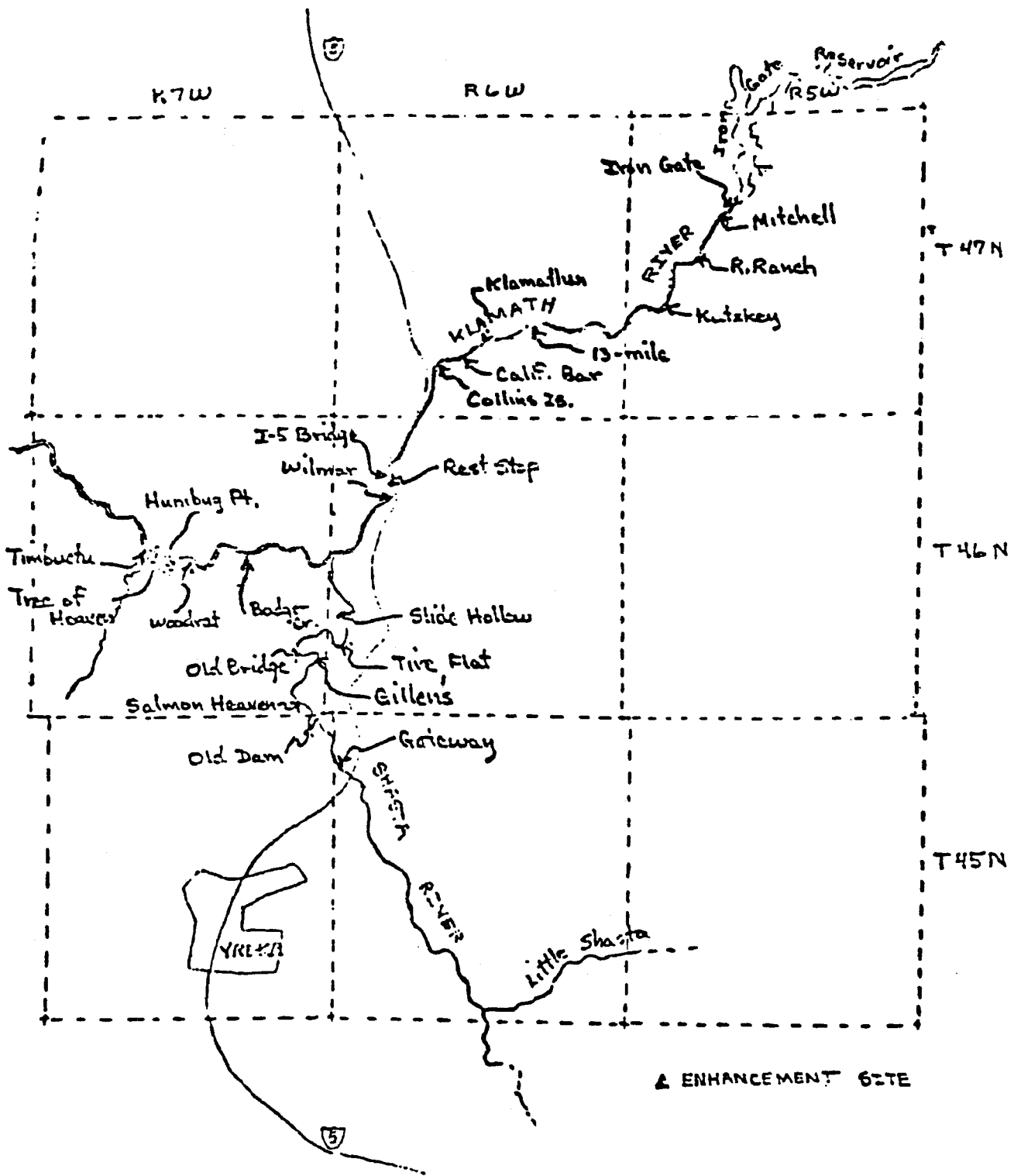


Figure . Location map of Existing enhancement sites on the Klamath and Shasta Rivers.

EXHIBIT "A"

000063
CALENDAR PAGE

001795
MINUTE PAGE

RWB 6/05

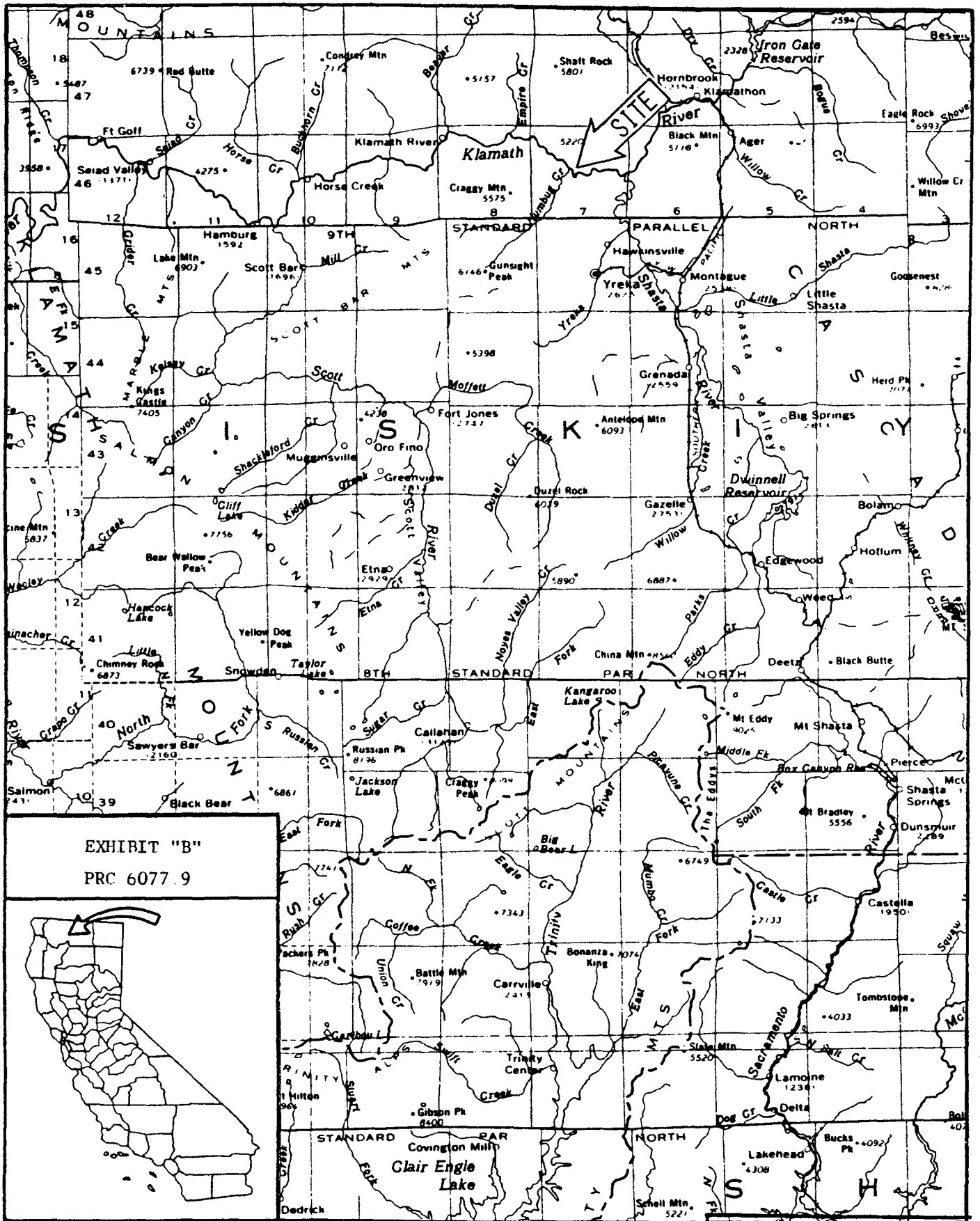


EXHIBIT "B"
 PRC 6077.9