

MINUTE ITEM

This Calendar Item No. **C23** was approved as Minute Item No. **23** by the California State Lands Commission by a vote of **2** to **0** at its **12-08-05** meeting.

**CALENDAR ITEM
C23**

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S 4

12/08/05
PRC 4978 WP 4978.9
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 Pacific Ocean at Big Lagoon, near Eureka, Humboldt County.

AUTHORIZED USE:

Continued use and maintenance of a protected wildlife area.

LEASE TERM:

25 Years, beginning January 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 is the owner of the uplands adjoining the lease premises.
2. On August 21, 1984, the Commission authorized the issuance of a General Lease - Public Agency Use with the California Department of Fish and Game for 20 years beginning January 1, 1985. The lease authorized the continued use and maintenance of an 1,600-acre protected wildlife area located adjacent to the Pacific Ocean at Big Lagoon, near Eureka, Humboldt County. That lease expired on December 31, 2004. The Applicant has applied for a new 25-year lease.

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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 7, Actions by Regulatory Agencies for Protection of Natural Resources; Title 14, California Code of Regulations, section 15300.

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. Site and Location Map
- B. Legal Description

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 7, ACTIONS BY REGULATORY AGENCIES FOR PROTECTION OF NATURAL RESOURCES; TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15307.

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.

AUTHORIZATION:

AUTHORIZE ISSUANCE TO THE STATE OF CALIFORNIA, DEPARTMENT OF FISH AND GAME, OF A GENERAL LEASE - PUBLIC

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CALENDAR ITEM NO. C23 (CONT'D)

AGENCY USE, BEGINNING JANUARY 1, 2005, FOR A TERM OF 25 YEARS, FOR THE CONTINUED USE AND MAINTENANCE OF A PROTECTED WILDLIFE AREA 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.

LAND DESCRIPTION

A parcel of tide and submerged land situate in Humboldt County, State of California being all that portion of Big Laguna, (also known as Big Lagoon) lying within Sections 6, 7, 18, 19, T9N, R1E, and Sections 1, 12, 13, T9N, R1W, HBM, as shown on U.S. Township Plat dated 1876.

EXCEPTING THEREFROM any portion lying landward of the mean high tide line.

ALSO EXCEPTING THEREFROM any right, title and interest conveyed to P.W. Mathews by State Patent filed in Lakeland Patent Book 1 at page 108, (also known as Lakeland Location 117) in the Office of the State Lands Commission.

END OF DESCRIPTION

REVIEWED MAY 15, 1984 BY BOUNDARY AND TITLE UNIT, LEROY WEED, SUPERVISOR

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