

**CALENDAR ITEM
C41**

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06/01/09
AD 528
J. Porter
J. Frey

**AUTHORIZE, AS SCHOOL LAND BANK TRUSTEE,
THE ISSUANCE OF A CORRECTED PATENT**

PARTIES:

California State Lands Commission
100 Howe Avenue, Suite 100-South
Sacramento, CA 95825

White Cloud Resources
4380 Liberty Bell Court
Eureka, CA 95503

BACKGROUND:

At its meeting of October 30, 2007, pursuant to Item 35, the Commission authorized a land exchange between the Commission and White Cloud Resources (White Cloud). In exchange for cash considerations and 114.8 acres of land, the Commission authorized the issuance of a patent to White Cloud for 167.8 acres of school lands. Subsequent to the completion of the transaction, a minor typographical error was discovered in the legal description in the Commission authorization and the State patent to White Cloud. Staff is requesting the authority to prepare and issue a new patent to White Cloud containing the corrected legal description as set forth in Exhibit B.

AREA, LAND TYPE, AND LOCATION:

167.8 acres, more or less, of State school lands located northeast of Covelo, further identified as a portion of the north half of Section 16, Township 23 North, Range 11 West, MDBM, Mendocino County.

OTHER PERTINENT INFORMATION:

1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines [Title 14, California Code of Regulations, sections 15061(b)(1) and 15282], the staff determined that this activity is statutorily exempt from the requirements of the CEQA because it involves an action taken pursuant to the School Land Bank Act, Public Resources Code, section 8710.

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Authority: Public Resources Code section 8710.

2. This activity involves lands which have NOT been identified as possessing significant environmental values pursuant to Public Resources Code sections 6370, et seq. However, the Commission has declared that all State school lands and submerged lands are “significant” by nature of their public ownership (as opposed to “environmentally significant”). Since such declaration of significance is not based upon the requirements and criteria of Public Resource Code sections 6370, et seq., use classifications for such lands have not been designated. Therefore, the findings of the project’s consistency with the use classification as required by Title 2, California Code of Regulations, section 2954, is not applicable.

EXHIBITS:

- A. Location Map
- B. Land 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, 15061 AS A STATUTORILY EXEMPT PROJECT PURSUANT TO PUBLIC RESOURCES CODE SECTION 8710, AN ACTION TAKEN PURSUANT TO THE SCHOOL LAND BANK ACT, PUBLIC RESOURCES CODE SECTION 8710.

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 THE PREPARTION AND ISSUANCE OF A CORRECTED PATENT TO WHITE CLOUD RESOURCES, SUBJECT TO APPLICABLE STATUTORY AND CONSTITUTIONAL RESERVATIONS, FOR THE LAND DESCRIBED IN EXHIBIT B, ATTACHED AND BY THIS REFERENCE MADE A PART HEREOF.