

# MINUTE ITEM

This Calendar Item No. 19  
was approved as Minute Item  
No. 19 by the State Lands  
Commission by a vote of 2-28-80  
to 0 at its 2-28-80  
meeting.

## CALENDAR ITEM

19.

2/80  
SA 5626  
Childress

### AMENDMENT TO PROPOSED SALE OF SCHOOL LAND IN TRINITY COUNTY

APPLICANT: Bureau of Land Management  
2800 Cottage Way, Room E2605  
Sacramento, California 95825

BACKGROUND: The State Lands Commission on September 27,  
1978 (Minute Item 23), approved the sale  
of a perpetual road easement for \$1,050  
cash, over 3.99 acres of State school land  
in Trinity County.

#### CURRENT SITUATION:

The applicant, after reviewing a draft  
of the proposed patent, has requested that  
the document be changed from a perpetual  
easement, to fee acquisition. The Bureau  
of Land Management had assumed fee acquisition  
and had based their purchase price accordingly.

#### OTHER PERTINENT DATA:

1. The staff has reviewed Bureau of Land  
Management's request and has determined  
that the fee acquisition will have no  
adverse effect on the lands retained  
by the Commission. The parcel to be  
sold comprises a 100-foot right  
of way containing 2.9+ acres and two  
severed remainder parcels of 0.02 and  
1.07+ acres respectively, which would  
be rendered useless if not taken as  
a part of this acquisition. Staff feels  
the approval of the proposed sale is  
in the best interest of the State.
2. An EIR is not required. This transaction  
does not constitute a project and is  
exempt from CEQA pursuant to P.R.C.  
21065, 14 Cal. Adm. 15037 and 2 Cal.  
Adm. Code 2903(d). The original authoriza-  
tion was issued based upon compliance  
with Section 6373 of the P.R.C., a

A 1  
S 1

CALENDAR ITEM NO. 19. (CONTD)

general plan was circulated through the State Clearinghouse under SCH #78050894. No comments were received.

3. The patent reserves to the State of California the right to cross the granted lands for the purpose of access to other lands of grantor through which this right-of-way passes, pursuant to Section 6210.5 of the PRC.

EXHIBIT: A. Minute Item 23, September 27, 1978.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER PROVISIONS OF P.R.C. 21065, 14 CAL. ADM. CODE 15037 AND 2 CAL. ADM. CODE 2903(d).
2. AUTHORIZE THE AMENDMENT OF MINUTE ITEM 23 OF THE SEPTEMBER 27, 1978 MEETING TO ALLOW THE SALE OF THE ROADWAY IN FEE, INSTEAD OF THE PREVIOUSLY APPROVED PERPETUAL ROAD EASEMENT. SAID SALE RESERVING THE RIGHT OF INGRESS AND EGRESS IN FAVOR OF THE STATE FOR ACCESS TO THE REMAINING STATE LANDS.

## EXHIBIT "A"

## MINUTE ITEM

This Calendar Item No. 23  
 was approved as item to item  
 by the State Lands  
 Commission by a vote of 2  
 to 0 at its 9/27/78  
 meeting.

## CALENDAR ITEM

23.

9/78  
 SA 5626  
 Childress

SALE OF A PERPETUAL EASEMENT OVER  
 SCHOOL LAND, TRINITY COUNTY

On November 10, 1977, the Bureau of Land Management filed an application to purchase an easement over 3.99 acres, more or less, of State school land in the SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 16, T34N, R11W, M.D.M., in Trinity County. The parcel comprises a 100-foot right-of-way for Brock Gulch Road which contains 2.90 $\pm$  acres, and 2 severed remainder parcels of 0.02 and 1.07+ acres respectively, which would be rendered useless if not taken as a part of this acquisition.

The Bureau of Land Management has submitted an offer of \$265 per acre for the 3.99+ acres for a total offer of \$1,050.00. The offer is based upon the fee value, as determined by a Bureau of Land Management appraisal. Said appraisal has been reviewed and approved by staff.

A staff review shows that the land is not suitable for cultivation and therefore may be sold under the rules and regulations and at a price fixed by the Commission.

## OTHER PERTINENT INFORMATION:

1. This project is situated on State school lands identified as possessing significant environmental values pursuant to P.R.C. 6370.1, and is classified in a use category, Class B, which authorizes Limited Use.

Staff review indicates that there will be no significant effect upon the identified environmental values. This is an existing road for which no adverse comments have been received.

2. In compliance with Section 6373 of the P.R.C., the general use plan has been circulated by the State Office of Planning and Research under SCH #78050894, for the review and comment by State agencies. No comments were received.

## EXHIBITS:

- A. Land Description.      B. Location Map.  
 C. Use Plan.

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 S 1

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CALENDAR ITEM NO. 23. (CONTD)

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT A GENERAL PLAN FOR USE OF THE SUBJECT LANDS HAS BEEN PREPARED BY THE COMMISSION'S STAFF AND CIRCULATED THROUGH THE STATE CLEARINGHOUSE UNDER SCH#78050894. APPROVE THE GENERAL PLAN FOR THE PROPOSED USE OF THE LANDS AND AUTHORIZE THE TRANSMITTAL OF SAID REPORT TO THE LEGISLATURE PURSUANT TO P.R.C. 6373.
2. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21085, 14 CAL. ADM. CODE 15100 ET SEQ., AND 2 CAL. ADM. CODE 2907.
3. FIND THAT GRANTING OF THE PATENT FOR A PERPETUAL EASEMENT WILL HAVE NO SIGNIFICANT EFFECT UPON ENVIRONMENTAL CHARACTERISTICS IDENTIFIED PURSUANT TO SECTION 6370.1, OF THE P.R.C.
4. FIND THAT THE STATE SCHOOL LAND DESCRIBED IN EXHIBIT A ATTACHED HERETO, IS NOT SUITABLE FOR CULTIVATION WITHOUT ARTIFICIAL IRRIGATION.
5. AUTHORIZE THE SALE OF A PERPETUAL ROAD EASEMENT OVER LANDS DESCRIBED IN EXHIBIT A ATTACHED AND BY REFERENCE MADE A PART HEREOF TO THE UNITED STATES BUREAU OF LAND MANAGEMENT; SUBJECT TO ALL STATUTORY AND CONSTITUTIONAL RESERVATIONS, INCLUDING RESEKVATION OF ALL GEOTHERMAL AND MINERAL RESOURCES FOR \$1,050,00 CASH, WITHOUT ADVERTISING.

# EXHIBIT "A"

## LAND DESCRIPTION

SA 5626

All that portion of the southwest quarter of the southeast quarter of Section 16, T34N, R11W, MDM, as said Section 16 is shown upon the plat of Dependent Resurvey and Subdivision of Sections approved by the Bureau of Land Management April 8, 1976, County of Trinity, State of California, described as follows:

BEGINNING at the quarter corner common to Sections 16 and 21 of said Township and Range; thence North  $05^{\circ} 22'$  East 273.73 feet along the west line of said southeast quarter; thence South  $28^{\circ} 44' 34''$  East 164.35 feet to the beginning of a tangent curve to the left having a radius of 10.00 feet; thence easterly along said curve through a central angle of  $100^{\circ} 35' 11''$  an arc length of 17.56 feet; thence North  $50^{\circ} 40' 15''$  East 64.32 feet to the beginning of a tangent curve to the right having a radius of 350.00 feet; thence easterly along said curve through a central angle of  $42^{\circ} 45' 46''$  an arc length of 261.22 feet; thence South  $86^{\circ} 33' 59''$  East 19.54 feet to the beginning of a tangent curve to the left having a radius of 50.00 feet; thence easterly along said curve through a central angle of  $15^{\circ} 06' 50''$  an arc length of 13.19 feet; thence North  $78^{\circ} 19' 11''$  East 49.60 feet to the beginning of a tangent curve to the right having a radius of 225.00 feet; thence easterly along said curve through a central angle of  $27^{\circ} 48' 53''$  an arc length of 109.23 feet; thence South  $73^{\circ} 51' 56''$  East 90.20 feet to the beginning of a tangent curve to the left having a radius of 80.00 feet; thence easterly along said curve through a central angle of  $10^{\circ} 43' 42''$  an arc length of 14.98 feet; thence South  $84^{\circ} 35' 38''$  East 129.74 feet to the beginning of a tangent curve to the left having a radius of 50.00 feet; thence easterly along said curve through a central angle of  $19^{\circ} 34' 55''$  an arc length of 17.09 feet; thence North  $75^{\circ} 49' 27''$  East 167.83 feet to the beginning of a tangent curve to the right having a radius of 180.00 feet; thence easterly along said curve through a central angle of  $52^{\circ} 25' 13''$  an arc length of 164.68 feet; thence South  $51^{\circ} 45' 20''$  East 9.62 feet to the beginning of a tangent curve to the left having a radius of 150.00 feet; thence easterly along said curve through a central angle of  $31^{\circ} 04' 57''$  an arc length of 81.37 feet; thence South  $82^{\circ} 50' 17''$  East to the South line of said Section 16; thence Westerly along said south line to the point of beginning.

END OF DESCRIPTION

Prepared: H. K. Kunnicke

Checked: Charles M. Nigra

Reviewed: Gary A. Meldon

Date: 8/29/78

Am. G. Mark

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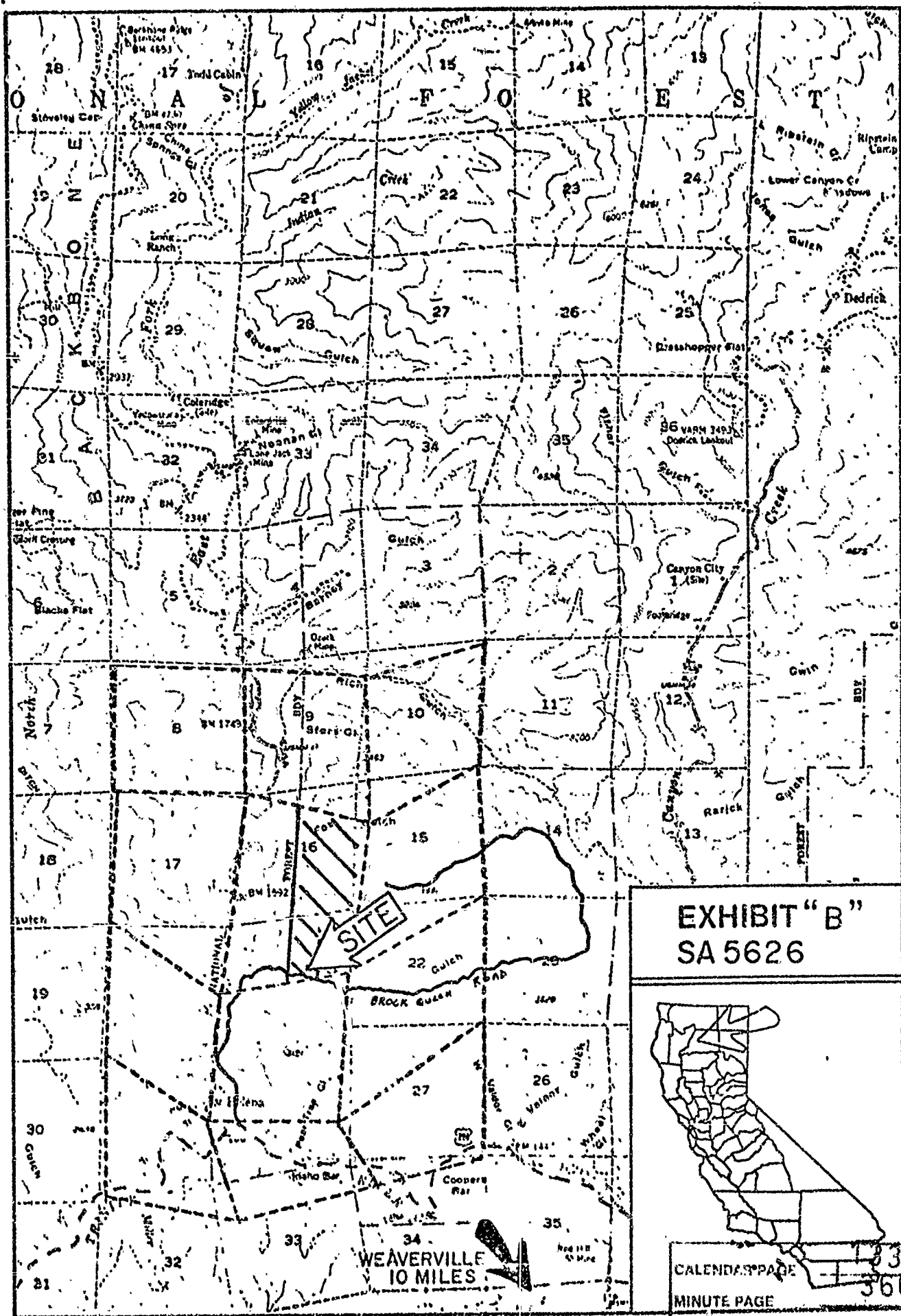


EXHIBIT "B"  
SA 5626



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## USE PLAN

GENERAL PLAN FOR USE OF THE LAND LOCATED  
IN SECTION 16, T34N, R11W, M.D.M. TRINITY COUNTY  
PURSUANT TO SECTION 6373 OF THE PUBLIC RESOURCES CODE

The United States of America, through the Bureau of Land Management, proposes to acquire a 100-foot right-of-way, 50 feet on each side of the centerline, across the SW $\frac{1}{4}$ SE $\frac{1}{4}$  of Section 16, T34N, R11W, M.D.M. This right-of-way is an existing road (see attached Exhibit A).

The subject Brock Gulch Road was constructed by the Bureau of Land Management in 1963. At that time the location of the road was based upon valid land surveys which indicated the road was being constructed on public lands. In 1965 a dependent survey and subdivision of sections survey was initiated. This was necessary to define the exterior boundaries of the public land and to reconfirm the location of several mining claims scattered throughout the Federal ownership. This information was also needed for planning and multiple-use management.

During this survey, unexpected problems occurred. Several original section and quarter corners were found which dictated a change in the existing section boundaries. This survey was approved in 1976, and as a result, approximately 1237 feet of the Brock Gulch Road now traverses a portion of Section 16, State of California property.

The road is 14-feet wide and has not been surfaced. Maintenance includes annual grading. This road serves as a public and multiple-use access route to approximately 6200 acres of public land. One of these multiple use includes the removal of forest products. The area consists of rugged terrain with intermittent forest cover.

No commercial timber exists within the proposed right-of-way. Other than the road, there are no other developments and/or improvements on the 260-acre parcel of state land.

Future usage of this road will include its continued use as an access route for the general public of the United States, and for administration of public lands.

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