

27. (East Bay Municipal Utilities District - Subaqueous Outfall Sewer at Oakland - W. O. 289D) The Commission was informed that an application has been received from the East Bay Municipal Utilities District for permission to construct a sewer line approximately 500 feet southerly from the San Francisco-Oakland Bay Bridge to run westerly to the vicinity of the San Francisco-Alameda County line.

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer to issue permit to the East Bay Municipal Utilities District for an easement for sewer purposes in accordance with the Right-of-way required therefor for a term as determined and limited by the Attorney General for use for this purpose with reversion to the State at such time as the right-of-way is not used for this purpose. Such permit to be effective upon clearance of the applicant's project by the City of Oakland through its Board of Harbor Commissioners.

28. (T. D. Harney application to lease tide and submerged land fronting on Presidio Military Reservation - San Francisco - W. O. 301) The Commission's attention was recalled to the fact that Mr. Harney's application was presented at the May 27, 1948, meeting, and the matter was referred to the staff for report. Mr. Harney appeared before the Commission and explained his proposal stating that he contemplated bulkheading submerged land at a depth of 40 feet and filling in between the bulkhead and Crissy Field. Upon the fill is to be constructed low rental three apartment detached unit housing which would be available to military personnel in time of emergency. Provision would be made for a super highway fronting on the bay. The total preliminary estimated cost is \$35,000,000.00. Mr. Harney advised that he had a letter from Mayor Robinson of San Francisco supporting the project and that discussions with Army Engineers indicated their approval. Mr. Harney further stated, and the staff agreed, that it would be necessary for the State to acquire by quitclaim from the United States 300 yard belt of tide and submerged lands in front of the Presidio which was ceded to the United States under the Chapter 81 of the 1897 Statutes which provided the title granted and ceded shall be and remain in the United States only so long as the United States shall continue to hold and own the adjacent lands now belonging to the United States. He stated this matter was pending before Secretary of Defense Forrestal. Upon such reversion to the State Mr. Harney desires a 50 year lease with the right of a 40 year renewal.

Discussion was held with respect to the interest of the City of San Francisco, the State Board of Harbor Commissioners, State Division of Beaches and Parks, and the State Highway Commission, all of which would have to clear a project of this magnitude. Furthermore the Attorney General would have to be consulted as to whether present statutes give the requisite authority or if Legislation would be needed.

Chairman Dean advised Mr. Harney that the Commission would look into the matter from both the legal and policy standpoint and that no commitment could be given at this time. Controller Kuchel agreed with this position.