

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer to enter into a lease with the A. C. Dutton Lumber Corporation on a strip of State tide and submerged lands westerly from Toohy Street at Crescent City and being 150 feet in width and 1850 feet in length into Crescent City Bay, at an annual rental determined by the Commission's policy of 6 per cent of the value of the appraised land involved. Said lease to be for a term of fifteen years with the right of renewal for three additional periods of ten years each at such terms and conditions as shall be set by the Commission at time of renewal. The lease to require the filing of a surety bond, or equivalent, to guarantee the terms of the lease and the removal of facilities at the expiration thereof, in an amount of \$25,000. The lease to be further subject to the condition that the work of construction of the installation shall be commenced within ninety days of the date of the lease and that the facilities shall be completed one year after the date of the lease, except that the date of completion may be deferred, upon the showing that any delay was caused by conditions beyond the control of the Dutton Corporation. The lease to be further subject to the condition that the Commission may require that one year after its completion the facility may be used by other parties at reasonable tariff rates.

20. (Application for Mineral Extraction Lease - Mono Lake - Charles C. Miller - W.O. 163, P.R.C. 417) The Commission was informed that on December 10, 1948 (Minute Page 911) the Commission deferred consideration of the bid of Charles C. Miller for a mineral extraction lease in Mono Lake under W.O. 163 to permit discussions with the Department of Water and Power of the City of Los Angeles relative to the protection of the interests of the State and the City through operations of the Department of Water and Power affecting the lake. Conferences held indicate no immediate prospect of solving the problems involved. The necessity of protecting the State from any future liability which might arise by reason of changes in level or concentration of Mono Lake has been discussed with the applicant, and he is willing to accept the award of a lease embodying a saving clause to the State in this regard.

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer to issue a mineral extraction lease to Mr. Charles C. Miller on the basis of a royalty of fifty cents per ton or two per cent of the weighted average sales price per ton, F.O.B. the extraction plant, whichever is the greater, on the aggregate of all minerals and mineral products extracted from the leased premises and sold, which lease is to provide specifically for saving the State free and harmless of and from any and all liability arising out of any future operations by the Department of Water and Power of the City of Los Angeles which might affect changes in level or concentration of Mono Lake.

21. (Application for Mineral Extraction Lease - Mono Lake - George I. Williams - W.O. 387) The Commission was informed that on December 10, 1948 (Minute Page 910) the Commission deferred consideration of the application of Mr. George I. Williams for a mineral extraction lease in Mono Lake pending discussion with the Department of Water and Power of the City of Los Angeles on problems which might arise from operational changes in the level or concentration of Mono Lake as discussed in the preceding item.