

lease is requested is fifteen years with right of renewal for three additional periods of ten years each at such terms as may be determined by the Commission upon expiration of the original period and each succeeding period. Filing fee and expense deposit have been paid.

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer to issue to Pacific Gas and Electric Company, a right of way easement across the Sacramento River approximately 600 feet in length and 100 feet in width for the purpose of installing, maintaining and using a gas line transporting gas, period of lease to be fifteen years at an annual rental of \$52.00 and the right of renewal for three additional periods of ten years each at such terms as may be determined by the Commission upon expiration of the original period and of each succeeding period.

17. (Division of Highways - Crossings over navigable streams - W.O. 411) The Commission was informed that on June 20, 1939 and November 23, 1940, the then Executive Officer approved nineteen highway crossings over navigable streams. These are as follows, with date of approval:

- P.R.C. 438, Napa River, Sears Point Road at Vallejo, June 20, 1939.
- P.R.C. 439, Sonoma Creek, Sears Point Road, June 20, 1939.
- P.R.C. 440, Sacramento River, Glenn and Butte Counties, June 20, 1939.
- P.R.C. 441, Sacramento River, Knights Landing, Yolo and Sutter Counties, June 20, 1939.
- P.R.C. 442, Sacramento River, Tower Bridge, M St., Sacramento, June 20, 1939.
- P.R.C. 443, Sacramento River, Butte City, Glenn County, June 20, 1939.
- P.R.C. 444, Sacramento River, Rio Vista, Solano and Sacramento Counties, November 23, 1940.
- P.R.C. 445, Potato Slough, Terminous, San Joaquin County, November 23, 1940.
- P.R.C. 446, Tuolumne River, Modesto, Stanislaus County, November 23, 1940.
- P.R.C. 447, Mokelumne River, North of Lodi, San Joaquin County, November 23, 1940.
- P.R.C. 448, Three Mile Slough, Brannan Island, Sacramento County, November 23, 1940.
- P.R.C. 449, Miner Slough, Solano County, November 23, 1940.
- P.R.C. 450, San Joaquin River, Merced, Merced County, November 23, 1940.
- P.R.C. 451, San Joaquin River, Gustine, Merced County, November 23, 1940.
- P.R.C. 452, San Joaquin River, Mossdale, San Joaquin County, November 23, 1940.
- P.R.C. 453, San Joaquin River, Garwood Ferry, San Joaquin County, November 23, 1940.
- P.R.C. 454, San Joaquin River, Stanislaus County, November 23, 1940.
- P.R.C. 455, Old River, San Joaquin County, November 23, 1940.
- P.R.C. 456, Middle River, San Joaquin County, November 23, 1940.

The minutes of the Commission do not show that these requests for permit were presented to the Commission for approval.

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Commission to approve the action of the then Executive Officer in approving on June 20, 1939 and November 23, 1940, nineteen right of way permits to the Division of Highways for crossings over navigable streams, as above enumerated.

18. (Application of Southern Pacific Company - Abandoned Streets - San Francisco - W.O. 555, P.R.C. 462) The Commission was informed that an application has been received from the Southern Pacific Company for a fifty year lease on approximately 6.98 acres of filled in but abandoned streets between 5th and 6th, Channel and Indiana. These streets were reserved to the State under the Act of the Legislature dated March 30, 1868, when the Tideland Commissioners were authorized to

sell the underwater lots. There is some question as to the authority of the City of San Francisco under Ordinance No. 2599 of December 29, 1892 to have closed the reserved streets. The Southern Pacific Company desires to lease an area of fee land together with the abandoned streets upon which their lessees would erect large warehouses. The first unit is to be of six stories with railroad and truck accommodations and is estimated to cost \$6,000,000.00. Tentatively, the Southern Pacific Company have indicated for the purpose of an early lease that they might agree to the State's claim of street ownership, irrespective of the condition that the streets were closed and that it has been in adverse possession of the street area for many years. An unofficial opinion of the Attorney General is to the effect that State lands cannot be adverse where there has been a dedication for a particular use, i. e., in this case for streets. Title Companies will not issue title policy on the streets without excepting the State's interest thereto.

The Commission was advised that three policy matters should be considered:

1. Is the City of San Francisco in full agreement as to the proposed development?
2. Should the Commission agree to a fifty year lease?
3. Should the Commission's policy of an annual rental based on 6 per cent of the appraised value be applicable?

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer to negotiate a fifty year lease with the Southern Pacific Company on 6.98 acres of streets in the San Francisco area bounded by 5th, 6th, Channel and Indiana Streets, with right of sub-lease, at an annual rental of 6 per cent of the appraised value of the land involved and report back to the Commission the results of such negotiations for final action.

19. (Application for Extension of Term of Right of Way Easement P.R.C. 364, Owens Lake, Inyo County - The Permanente Metals Corporation - W.O. 543) The Commission was informed that an application has been received from the Permanente Metals Corporation for the exercise of the optional right by the lessees under Right of Way Easement No. P.R.C. 364, Owens Lake, Inyo County, for the renewal of the easement agreement for a period of one year. Right of Way Easement P.R.C. 364 was issued originally August 19, 1948 to cover the construction, maintenance and operation of pipelines in connection with the mineral extraction activities of the Permanente Metals Corporation on Owens Lake, the annual rental having been fixed in accordance with the established rules and regulations of the Commission at \$66.40. The statutory \$5.00 filing fee and a deposit of the annual rental in the amount of \$66.40, have been submitted by the applicant.

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer to renew Right of Way Easement P.R.C. No. 364 to the Permanente Metals Corporation for a term of one year from and after August 19, 1949, at an annual rental of \$66.40.

20. (Grazing Lease application No. P.R.C. 1203, Lassen County - J. L. Croshaw, Sac. W.O. 180) The Commission was informed that an application has been received from Mr. Croshaw of Red Bluff, California, for a grazing lease for a term of one year on Section 16, N $\frac{1}{2}$ , SE $\frac{1}{4}$  and N $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 36, T. 36 N., R. 9 E., and Section 36, T. 36 N., R. 10 E., M.D.M., containing 1840 acres in Lassen County. The land has been advertised for lease and no other applications have been received. The Assessor of Lassen County advises that adjacent land is assessed at