

authorizes the Commission to sell any such reservations made heretofore, and pursuant to the procedure established by the Commission on February 10, 1950, for such sale (Minute Item 38, Page 1080). The land in question has been classified by the State Division of Mines and the staff of this Division as not having any particular mineral value.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE EXECUTIVE OFFICER TO ISSUE A GRANT DEED TO MALCOLM L. GILMORE AND WILLIAM E. BLACKSHAW, AS JOINT TENANTS, FOR THE MINERAL RESERVATION PREVIOUSLY MADE BY THE STATE CONTROLLER ON JANUARY 8, 1947, IN THE CONVEYANCE OF THE $W\frac{1}{2}$ OF THE $NW\frac{1}{4}$ AND THE $N\frac{1}{2}$ OF $SW\frac{1}{4}$ OF SECTION 2, T. 8 N., R. 3 E., S.B.B. & M., SAN BERNARDINO COUNTY, TO MALCOLM L. GILMORE AND WILLIAM E. BLACKSHAW. THE GRANT DEED UPON PAYMENT OF \$10.00 CONSIDERATION IS TO BE ISSUED IN ACCORDANCE WITH THE PROCEDURE ESTABLISHED BY THE COMMISSION FOR THE DISPOSITION OF RESERVED MINERAL RIGHTS IN ESCHEATED LANDS NOT KNOWN TO CONTAIN MINERALS (PARAGRAPH 1, MINUTE ITEM 38, PAGE 1080).

25. (DISPOSITION OF RESERVED MINERAL RIGHTS IN LANDS EXEMPT FROM THE PROVISIONS OF CHAPTER 5, PART I, DIVISION 6, PUBLIC RESOURCES CODE - W.O. 381) The Commission was informed that Section 6406 Public Resources Code (Chapter 1212, Statutes of 1949) provides in part: "The Commission is hereby authorized to sell, exchange, rent, lease or otherwise manage the property represented by all mineral reservations to the State made prior to the effective date of Section 6403 of this code as added by Chapter 227 of the Statutes of 1947, with respect to any lands of the class specifically exempt from this chapter under the provisions of that section in such manner and upon such conditions as the Commission may determine***."

On February 10, 1950, (Minute Item 38, Page 1079) and pursuant to the aforesaid statute the Commission established procedure for the disposition of reserved mineral rights in escheated lands, one of the classes of land specified in Section 6403 Public Resources Code as exempt from the application of the statutory mineral reservation in the sale of State lands required by Chapter 5, Part I, Division 6, Public Resources Code.

Application has now been received for the purchase of the mineral reservation in certain lands sold by the State Controller which lands were seized by the State and sold pursuant to Section 7891 of the Revenue and Taxation Code. Such class of land is also specified in Section 6403 of the Public Resources Code as now exempt from the mineral reservation provisions in Chapter 5, Part I, of Division 6, Public Resources Code, and any prior reservation is subject to sale or other disposition by the Commission pursuant to Section 6406 Public Resources Code.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE FOLLOWING PROCEDURE TO PERMIT DISPOSITION AND SALE, PURSUANT TO CHAPTER 1212 OF THE STATUTES OF 1949, OF THE MINERAL RESERVATIONS RETAINED HERETOFORE BY THE STATE IN THE SALES OF LANDS ACQUIRED BY THE STATE BY FORECLOSURE OF ANY LIENS FOR TAXES DUE THE STATE, OR FOR PENALTIES AND INTERESTS THEREON, OR BY EXECUTION OF ANY JUDGMENT FOR MONEY DUE THE STATE, OR LANDS WHICH HAVE BEEN SEIZED BY THE STATE AND SOLD PURSUANT TO SECTION 7891 OF THE REVENUE AND TAXATION CODE.

1. LANDS OF THE CLASS SPECIFIED IN SECTION 6403 (b) PUBLIC RESOURCES CODE NOT KNOWN TO CONTAIN MINERALS.

WHERE A DETERMINATION HAS BEEN MADE THAT THERE IS NO KNOWN MINERAL VALUE AS SHOWN BY APPRAISAL OF THE STATE LANDS DIVISION:

- (a) APPLICATION TO PURCHASE THE MINERAL RESERVATION SHALL BE ACCEPTED ONLY FROM THE OWNER OF THE SUBJECT LANDS (SURFACE) AND APPLICATIONS SO RECEIVED SHALL BE FILED UPON PAYMENT OF THE STATUTORY \$5.00 FILING FEE. IN CASE IT IS NECESSARY TO EXPEND MONEY TO MAKE THE DETERMINATION OF NON-MINERAL CHARACTER, THE APPLICANT SHALL DEPOSIT WITH THE COMMISSION SUCH REASONABLE SUMS OF MONEY AS SHALL BE ESTIMATED TO BE EXPENDED BY THE COMMISSION IN SUCH DETERMINATION.
- (b) SALE OF THE ESTATE REPRESENTED BY THE MINERAL RESERVATION SHALL BE MADE TO THE APPLICANT BY GRANT DEED FROM THE STATE, ACTING THROUGH THE COMMISSION, AND APPROVED BY THE GOVERNOR, FOR A PRICE OF \$10.00 PURSUANT TO A SPECIFIC RESOLUTION BY THE STATE LANDS COMMISSION.

2. LANDS OF THE CLASS SPECIFIED IN SECTION 6403 (b) PUBLIC RESOURCES CODE, KNOWN TO CONTAIN MINERALS:

WHERE A DETERMINATION HAS BEEN MADE THAT THE LANDS DO CONTAIN MINERALS AND MINERAL VALUES HAVE BEEN ESTIMATED:

- (a) UPON RECEIPT OF APPLICATION ACCOMPANIED BY STATUTORY \$5.00 FILING FEE AND A DEPOSIT IN SUFFICIENT AMOUNT TO COVER COST OF PUBLICATION AND MINERAL VALUE APPRAISAL FROM THE OWNER OF THE LAND (SURFACE), THE MINERAL RESERVATION SHALL BE SOLD TO THE HIGHEST BIDDER IN ACCORDANCE WITH A PUBLISHED NOTICE OF INTENTION TO RECEIVE BIDS. THE OWNER OF THE SURFACE SHALL HAVE A PREFERENTIAL RIGHT TO MEET THE HIGHEST BID MADE. SAID NOTICE IS TO CONTAIN A PROVISION THAT THE SUCCESSFUL BIDDER SHALL PAY THE COST OF PUBLICATION AND THE COMMISSION'S COST IN APPRAISING THE LAND FOR MINERAL VALUES.
- (b) SALE OF THE ESTATE REPRESENTED BY THE MINERAL RESERVATION SHALL BE MADE TO THE SUCCESSFUL BIDDER OR PREFERENTIAL BIDDER BY GRANT DEED FROM THE STATE, ACTING THROUGH THE COMMISSION AND APPROVED BY THE GOVERNOR, FOR THE BID PRICE, PLUS COSTS, PURSUANT TO SPECIFIC RESOLUTION BY THE STATE LANDS COMMISSION.

26. (PERMIT FOR USE OF SMALL AREAS OF TIDE AND SUBMERGED LANDS FOR OTHER THAN COMMERCIAL USE - S. D. MISC., - POLICIES) The Commission was informed that at numerous locations throughout the State small fixed or floating structures of low cost occupy small areas of tide and submerged lands, such as in the delta and slough country and in Lake Tahoe. These structures are used for recreation, mooring a small boat, fishing, etc., not on a commercial basis. Because of the small area occupied and use for personal recreation it appears that an annual rental of \$50.00 on a lease basis is excessive. However, some means of equitably reaching the owners of these low cost structures and of controlling the use and maintaining the records of tide and submerged lands thus occupied should be found and a policy adopted.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE POLICY OF GRANTING THE RIGHT TO USE A RESTRICTED AREA OF TIDE AND SUBMERGED LANDS WHERE THE COST OF THE STRUCTURE IN PLACE OR PROPOSED IS NOT IN EXCESS OF \$500.00 AND THE LAND IS TO BE USED FOR NON-COMMERCIAL PURPOSES UNDER THE FOLLOWING CONDITIONS: