

material, repairs and labor, together with the fixed price for gold would still make it unprofitable to conduct the dredging operations, even though a dredge boat for such operations has been constructed and is upon the property. The minimum annual rental under the lease of \$65.10 has been paid by the lessee for each lease year.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE SUSPENSION OF OPERATIONS UNDER LEASE P.R.C. 50 BY MR. TULAR E. WARNER FROM MARCH 1, 1948 TO JUNE 1, 1951, SUBJECT TO THE CONDITION THAT THE MINIMUM ANNUAL RENTAL OF \$1.00 PER ACRE FOR THE LEASED LANDS BE PAID BY THE LESSEE.

39. (PHOTOSTATING SERVICES, 1950-51 FISCAL YEAR - W.O. 720) The Commission was informed that in order to provide for necessary photostating and blueprinting services used by the Operations and Engineering Sections, a contractual agreement has been drawn with the Frederick Post Company for the 1950-51 Fiscal Year in the amount of \$2,250.00. Bids were received from four companies providing these services in the Los Angeles area. After review of the bids submitted, it was decided that the Frederick Post Company should be awarded the contract for the reason that said company is the low bidder with sufficient equipment to provide the required services.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE EXECUTIVE OFFICER TO ENTER INTO A CONTRACT WITH THE FREDERICK POST COMPANY FOR NECESSARY BLUEPRINTING AND PHOTOSTATING SERVICES FOR THE 1950-51 FISCAL YEAR IN AN AMOUNT NOT TO EXCEED \$2,250.00.

40. (CITY OF LOS ANGELES, DEPARTMENT OF WATER AND POWER, APPLICATION TO PURCHASE A RIGHT OF WAY THROUGH SECTION 36, T. 18 S., R. 36 E., M.D.B. & M., - SAC. T.O. 5249) The Commission was informed that the City of Los Angeles, Department of Water and Power, have informally requested permission to purchase a right of way 250 feet in width through portions of Section 36, T. 18 S., R. 36 E., M.D.M., containing approximately 31.365 acres, for the use of their new high tension electric power line from the Owens River Gorge Plants to Los Angeles.

The City of Los Angeles is not interested in acquiring the whole 200 acres of vacant State school land remaining in this section. Furthermore, the balance of the land may be valuable as a site for possible expansion of the chemical industry, at Owens Lake, which this section adjoins.

Staff appraisal of this land indicates it to have a value of \$25.00 per acre. The land is to be used only for right of way purposes. The right of way divides some 200 acres of vacant school land into two parts and since the law requires that the State reserve rights of way through the land sold to reach other State lands, it has been concluded that the best procedure would be to sell the land to the City with a right of way reservation and other statutory reservations including minerals. The City of Los Angeles has, subject to Department of Water and Power Commission confirmation, agreed to pay the State \$25.00 per acre for the land requested and to bear the Commission's costs of appraisal and filing and patent fees.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE SALE TO THE CITY OF LOS ANGELES, DEPARTMENT OF WATER AND POWER, WITHOUT ADVERTISING A STRIP OF LAND 250 FEET IN WIDTH THROUGH THE NW $\frac{1}{4}$  AND THE W $\frac{1}{4}$  OF SW $\frac{1}{4}$  OF SECTION 36, T. 18 S., R. 36 E., M.D.B. & M., AND CONSISTING OF 31.365 ACRES AT A PRICE OF \$784.13 PLUS THE COMMISSION'S COSTS OF APPROXIMATELY \$40.00 AND SUBJECT

TO RESERVATION OF A RIGHT OF WAY TO THE STATE THROUGH THE STRIP OF LAND AND ALL STATUTORY RESERVATIONS INCLUDING MINERALS.

41. (E. H. FRENCH, APPLICATION FOR LEASE OF TIDE AND SUBMERGED LANDS IN CARQUINEZ STRAIT, CONTRA COSTA COUNTY, OCCUPIED BY GRANGER'S WAREHOUSE - W.O. 462, P.R.C. 483) The Commission was informed that on November 21, 1949, the Commission authorized the Executive Officer to issue to E. H. French a lease of those certain tide and submerged lands in Carquinez Strait occupied by the Granger's Warehouse for a period of fifteen years at an annual rental of \$198.00 subject to renewal for an additional ten years at such rental as may be determined upon expiration of the original fifteen year period, lessee to file bond in the amount of \$10,000. Amount of the bond was made subject to adjustment by the State two years after the effective date of the lease upon removal of portions of the warehouse structure remaining. Mr. French has been unable to obtain the required bond due to the fifteen year lease period. He can, however, obtain bond to cover a lease for a one year period, and has therefore requested a year by year lease.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AMENDING THE ACTION OF NOVEMBER 21, 1949 SO AS TO AUTHORIZE THE EXECUTIVE OFFICER TO ISSUE TO E. H. FRENCH A LEASE OF THOSE CERTAIN TIDE AND SUBMERGED LANDS OCCUPIED BY THE GRANGER'S WAREHOUSE FOR A PERIOD OF ONE OR MORE YEARS RENEWABLE EACH YEAR TO A FINAL TERMINATION DATE OF NOVEMBER 21, 1964, AT AN ANNUAL RENTAL OF \$198.00, ACCEPTABLE SURETY BOND IN THE AMOUNT OF \$10,000.00 TO BE FILED WITH THE STATE, THE AMOUNT OF SUCH BOND TO BE SUBJECT TO REDUCTION BY THE STATE UPON SATISFACTORY REMOVAL OF THOSE PORTIONS OF THE WAREHOUSE STRUCTURE NOT RETAINED BY THE LESSEE FOR LAWFUL COMMERCIAL USE OF THE AREA.

42. (DISPOSITION OF RESERVED MINERAL RIGHTS IN LANDS EXEMPT FROM THE PROVISIONS OF CHAPTER 5, PART 1, DIVISION 6, P.R.C., - W.O. 381) The Commission was informed that on February 10, 1950 (Minute Item 38, Page 1079), the Commission established procedure pursuant to Section 6406, P.R.C. for the disposition of reserved mineral rights in Escheated lands, one of the classes of lands specified in Section 6403 of the Public Resources Code as exempt from the application of the statutory mineral reservation in the sale of State lands required by Chapter 5, Part 1, Division 6, P.R.C. On April 28, 1950 (Minute Item 25, Page 1122-23) the Commission also established identical procedure for the sale of the mineral reservation in lands received by the State and sold pursuant to Section 7891 of the Revenue and Taxation Code, which class of land is also specified in Section 6403 of the Public Resources Code as exempt from the former mineral reservation provisions. Both of these minute items specify that the 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 in the case of lands not known to contain minerals, and for the bid price plus costs in the case of lands known to contain minerals at the time of the sale of the reservation. Section 6406 P.R.C. provides that "The Commission, through its Executive Officer, shall have the power to sign, on behalf of the State and the Commission, all deeds, leases, agreements or other documents required in connection with the exercise by the Commission of the powers vested in it by this section." In addition, all sales of the surface fee title of lands by the State Controller were made pursuant to direct statutory authorization with no approval other than by the Controller. In consideration of the foregoing, it would appear that the specification of the requirement of approval of the sale by the Governor was superfluous and should be eliminated.