

22. (ASSIGNMENT OF LEASE, LOT 12, FISH CANYON, P.R.C. 1144, WILLIAM F. COMMERFORD TO LOWELL N. THARP - W.O. 1043.) William F. Commerford, holder of Lease No. 1144, covering Lot 12 in the SE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 16, T. 1 N., R. 10 W., S.B.M. (Fish Canyon), has requested the assignment of his lease to Lowell N. Tharp. Subject lease expires January 11, 1955. Filing fee has been paid.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED A RESOLUTION WAS ADOPTED AUTHORIZING THE EXECUTIVE OFFICER TO APPROVE THE ASSIGNMENT OF LEASE P.R.C. 1144, COVERING LOT 12 IN THE SE $\frac{1}{4}$  OF THE SE $\frac{1}{4}$  OF SECTION 16, T. 1 N., R. 10 W., S.B.M. (FISH CANYON), BY WILLIAM F. COMMERFORD TO LOWELL N. THARP.

23. (DIVISION OF HIGHWAYS, ADDITIONAL WIDTH OF EXISTING RIGHT OF WAY ACROSS GUADALUPE CANAL, BAYSHORE HIGHWAY, SAN MATEO COUNTY - W.O. 411, P.R.C. 381.) The Division of Highways has requested approval of an additional 27.5 feet in width of the existing 130 foot wide right of way across Guadalupe Canal, San Mateo County. The additional width is required for temporary rerouting during construction of the new Bayshore Freeway. The added width requested is within that portion of Guadalupe Canal now under lease, No. P.R.C. 488, to the Crocker Estate Company, and is crossed by two easements issued to the County of San Mateo. An agreement has been signed between the Division of Highways and the Crocker Estate Company for the use of the added width by the Division of Highways. Two right-of-way easements issued August 17, 1934, to the County of San Mateo for a street and sewer line will be crossed by the added width.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED A RESOLUTION WAS ADOPTED AUTHORIZING THE EXECUTIVE OFFICER TO APPROVE AN ADDED WIDTH OF 27.5 FEET TO THE PRESENT HIGHWAY RIGHT OF WAY ACROSS GUADALUPE CANAL UNDER P.R.C. 381, HIGHWAY ROUTE IV-SM-68-A, SUBJECT TO THE LEASE TO THE CROCKER ESTATE COMPANY WITH THE STATE THROUGH THE STATE LANDS COMMISSION, THE COMMISSION RETAINING THE COLLECTION OF ALL RENTS DUE UNDER THE PROVISIONS OF LEASE NO. P.R.C. 488 ISSUED TO THE CROCKER ESTATE COMPANY; SUBJECT TO THE AGREEMENT ENTERED INTO BETWEEN THE DIVISION OF HIGHWAYS AND THE CROCKER ESTATE COMPANY; AND SUBJECT TO TWO RIGHT-OF-WAY EASEMENTS ISSUED TO THE COUNTY OF SAN MATEO, DATED AUGUST 17, 1934.

24. (APPLICATION FOR LEASE OF TIDE AND SUBMERGED LANDS IN CONTRA COSTA COUNTY - AMERICAN SMELTING AND REFINING COMPANY - W.O. 282, P.R.C. 618.) The Commission was informed that an application has been received from the American Smelting and Refining Company, who have a metalliferous refinery known as the Selby Smelter near Crockett in Contra Costa County, to lease approximately 69.3 acres of tide and submerged lands for the purpose of dumping thereon slag and other waste materials from their operations, and removing same from time to time for the purpose of reworking; and also for the purpose of making any lawful use of the area, such as expanding their refining plant.

The occupancy of the area for which a lease is now requested has been under investigation commencing on October 24, 1944, at which time the American Smelting and Refining Company were advised of their use of the described lands without the authority of the State.

By further investigation it has been determined that the predecessor in interest of the American Smelting and Refining Company did have authority