

It was agreed that both sides should be given an opportunity to present briefs outlining their arguments for and against the issuance of the lease renewal, such briefs to be in the hands of the Office of the Attorney General in Los Angeles by April 30, 1952.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED DEFERRING FINAL ACTION ON THE AUTHORIZATION FOR RENEWAL AND EXTENSION OF MINERAL LEASE #15 (303/1921) UNTIL COMPLETION OF A REVIEW BY THE OFFICE OF THE ATTORNEY GENERAL OF THE QUALIFICATIONS OF THE UNITED STATES BORAX CO. AS A LESSEE.

41. (AMENDMENT OF PROSPECTING PERMIT, HENRY O. JACOBS, LOS ANGELES COUNTY - P.R.C. 1223.) On November 28, 1951, the Commission authorized the issuance of a prospecting permit to Mr. Henry O. Jacobs covering approximately one acre in Section 16, T. 1 N., R. 10 W., S.B.B. & M., Los Angeles County, Fish Canyon (Minute Page 1,88, Item 21). Operations pursuant to this authorization have led the permittee to conclude as to the desirability of concentrating further exploration on approximately two-tenths of an acre of area lying in Fish Canyon, southerly of the original permit area. None of the additional area desired for prospecting by the permittee lies within the limits of any of the recreational camp sites now under lease in Fish Canyon.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE EXECUTIVE OFFICER TO MODIFY PROSPECTING PERMIT P.R.C. 1223 TO PERMIT PROSPECTING PURSUANT TO ALL THE TERMS AND CONDITIONS OF THE PERMIT ON APPROXIMATELY 0.2 ACRES OF LAND DESCRIBED AS FOLLOWS:

THAT TRACT OF LAND LYING BETWEEN THE EASTERLY SIDE OF FISH CANYON TRAIL AND THE WESTERLY BANK OF FISH CANYON CREEK, BOUNDED ON THE NORTH BY THE TRIBUTARY CREEK BETWEEN LOTS 17 AND 18, AND BOUNDED ON THE SOUTHEAST BY THE WESTERLY LINE OF LOT 13, ALL BEING IN THE SOUTHEAST QUARTER OF SOUTHEAST QUARTER OF SECTION 16, T. 1 N., R. 10 W., S.B.B. & M.

42. (APPLICATION FOR RENEWAL OF LEASE, VENTURA COUNTY, DAVID L. FIALKOFF - W.O. 1234, P.R.C. 719.) Lease No. 23, issued pursuant to Section 675 of the Political Code on May 20, 1940, for a period of twelve years, to Stanley S. Anderson and Marguerite S. Anderson, was assigned to David L. Fialkoff by authorization of the Commission on November 21, 1949. Rental under terms of the lease was \$180 annually. Mr. Fialkoff has requested that the lease be renewed. There being no renewal clause in the lease now expiring, a new lease must issue if authorized. Value of the land occupied is such as to require the minimum annual rental of \$100 under the present schedule of rentals, that rental at 6.6 percent of the land value permitting a land value in excess of \$1500 for the area occupied, such value being considerably above the actual value. Filing fee has been paid.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE EXECUTIVE OFFICER TO ISSUE TO DAVID L. FIALKOFF A LEASE OF APPROXIMATELY 1.2 ACRES, 100 FEET IN WIDTH BY 500 FEET IN LENGTH, OF TIDE AND SUBMERGED LAND IN THE PACIFIC OCEAN, AT SYCAMORE CANYON, VENTURA COUNTY, FOR A PERIOD OF FIFTEEN YEARS AT AN ANNUAL RENTAL OF \$100, WITH THE RIGHT OF RENEWAL FOR TWO ADDITIONAL PERIODS OF TEN YEARS EACH AT SUCH

TERMS AND CONDITIONS AS SHALL BE DETERMINED PRIOR TO EACH RENEWAL DATE, FOR THE MAINTENANCE, RECONSTRUCTION AND EXTENSION OF AN EXISTING PIER WITHIN THE LEASED AREA, PERFORMANCE BOND IN THE AMOUNT OF \$5000 TO BE FURNISHED.

43. (REVISION OF RENTAL DUE DATES, LEASE P.R.C. 218 - W.O. 1240.) Clifford M. Hewitt, Lessee under Lease P.R.C. 218, advised the Commission that full payment of the annual rental in the amount of \$600 as of April 13 each year works a hardship for the reason that it occurs in the slack recreational season. He therefore requested that the rental be split into two payments yearly, to be paid in advance as of April 13, and October 13. Past experience has indicated that Mr. Hewitt has had difficulty meeting payments as of the due date, and this revision of rental due dates would appear to solve the problem. Although payment of rental has been delayed each year, payments have been faithfully made.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE EXECUTIVE OFFICER TO AMEND LEASE P.R.C. 218, CLIFFORD M. HEWITT, BY SUPPLEMENTAL AGREEMENT, SUCH AGREEMENT TO PROVIDE FOR THE PAYMENT OF THE RENTALS UNDER THE LEASE ON A SEMI-ANNUAL BASIS, \$300 ON APRIL 13 AND \$300 ON OCTOBER 13 OF EACH LEASE YEAR, INSTEAD OF THE PRESENT \$600 PAYMENT DUE APRIL 13, THE LAST PAYMENT TO BE MADE ON OR BEFORE OCTOBER 13, 1959.

44. (SALE OF VACANT SCHOOL LANDS, APPLICATION NO. 4849, SACRAMENTO LAND DISTRICT, STANISLAUS COUNTY, R. L. SEEGER - S.W.O. 5411.) An offer has been received from Mr. Seegers of Tracy, California, to purchase the NW $\frac{1}{4}$, N $\frac{1}{2}$ of SW $\frac{1}{4}$ and Lots 1 and 2 (or S $\frac{1}{2}$ of SW $\frac{1}{4}$) of Section 36, T. 4 S., R. 5 E., M.D.M., containing 321.12 acres in Stanislaus County.

Mr. Seegers made an offer of \$1,605.60, or \$5 per acre. The Assessor of Stanislaus County has assessed contiguous land at \$3.30 per acre, thus indicating the appraised value of those lands to be \$6.60 per acre. The subject lands are of about the same character, except that the contiguous lands are cleared and fenced.

An inspection and appraisal by a member of the Commission's staff on March 1, 1952, sets the minimum value of these lands at \$5 per acre.

The land is mountainous and cut by canyons, with an elevation of from 1,250 feet in the canyon to 2,250 feet on top. There is a wet-weather spring which dries up in May, and the land is good for grazing about four months of the year. The soil is of third quality, and supports juniper, cedar, and scrub oak. The land is not accessible by an existing road.

The land was advertised for sale with a stipulation that no offer of less than \$1,605.60 would be accepted. Mr. Seegers bid \$1,605.60.

No other applications for said lands were received pursuant to the advertising.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE SALE OF THE NW $\frac{1}{4}$, N $\frac{1}{2}$ OF SW $\frac{1}{4}$ AND LOTS 1 AND 2 (OR S $\frac{1}{2}$ OF SW $\frac{1}{4}$) OF SECTION 36, T. 4 S., R. 5 E., M.D.M., TO THE SINGLE BIDDER, MR. R. L. SEEGER, AT A CASH PRICE OF \$1,605.60, SUBJECT TO ALL STATUTORY RESERVATIONS INCLUDING MINERALS.