

28. (HEARINGS PURSUANT TO SECTION 126, GOVERNMENT CODE - W.O.s 1087 and 1163.1.) Requests received for action by the Commission under Section 126 of the Government Code relating to acceptance of exclusive jurisdiction by the United States of lands within the State of California require the holding of public hearings and report to the Commission of proceedings and determinations of the hearings for final consideration and action.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, IT WAS RESOLVED AS FOLLOWS:

The Executive Officer is authorized to order and conduct the requisite hearings pursuant to Section 126 of the Government Code and under the rules and regulations adopted by the Commission on June 14, 1949, on applications relating to acquisition of lands by the United States, subject to report to the Commission of the determinations of the hearings for final consideration and action.

29. (CORRECTORY SURVEY, TIDE LAND LOCATION NO. 271, CONTRA COSTA COUNTY - GEO. - CONTRA COSTA COUNTY.) The Pacific Gas and Electric Company is the successor in interest to all of the area covered by Tide Land Location No. 271, northerly from Antioch in Contra Costa County, for which Tide Land Patent No. 5148 was issued to Mr. H. F. Beede on August 7, 1948. Application was filed for the purchase of this land on September 25, 1906 and approved March 25, 1907. Payment in full therefor was made on March 28, 1907, but patent was not issued at that time. In 1948 as a result of inquiry by title insurance companies concerning discrepancies in the record position of T.L.L. 271, a resurvey was made by Mr. J. G. Barnard, R.C.E. 5161, for the Beede estate. Upon request, patent was issued based on the description from the 1948 resurvey. In 1949 the Pacific Gas and Electric Company acquired T.L.L. 271, Contra Costa County. Subsequently, further review has disclosed that the 1948 resurvey needed additional ties to fix its position on the ground. The ties have been made by the engineering staff of the present owner. This resurvey has been reviewed by the Staff and found to describe correctly the lands intended to be conveyed and to conform with the survey records of this Division.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, IT WAS RESOLVED AS FOLLOWS:

The Executive Officer is authorized to approve the Correctory Survey of Tide Land Location No. 271, Contra Costa County, as prepared by Mr. J. G. Barnard (R.C.E. 5161), with supplemental ties by Mr. P. S. Higginbotham (L.S. 2750), and record said map in the office of the County Recorder of Contra Costa County, all in accordance with Section 7952 of the Public Resources Code.

30. (RECORDATION OF MAP ENTITLED, "SURVEY OF LEGISLATIVE GRANT TO THE COUNTY OF SONOMA, STATUTES 1951, CHAPTER 1406, PAGE 3355", DATED NOVEMBER 1952 - W.O. 1166.) Chapter 1406 of the Statutes of 1953 provided in Part 2: "The State Lands Commission shall, at the cost of the grantee, survey, monument, plat, and record in the office of the Recorder of Sonoma County, the area of State lands described in this act".

On October 9, 1952, a Service Agreement was signed by the Chairman of the Board of Supervisors for the County of Sonoma agreeing to pay the State Lands Commission "...upon presentation of a proper invoice, costs incurred by the State in a sum not to exceed \$7,500...".

The survey and record map have been completed and our portion of the Agreement and statutory direction may now be fulfilled by recordation of the survey map.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, IT WAS RESOLVED AS FOLLOWS:

The Executive Officer is authorized to approve the map entitled, "Survey of Legislative Grant to the County of Sonoma, Statutes 1951, Chapter 1406, Page 3355", dated November 1952, and file such map for official record in the County of Sonoma.

31. (APPLICATION FOR SUBLEASE, RADIO DIABLO, INC., CONTRA COSTA COUNTY - P.R.C. 4.2.) Application has been received from Radio Diablo, Inc., for approval of sublease pursuant to the terms of Paragraph 3 of Lease P.R.C. 4.2, whereunder lessee desires to sublease a small floor area of the building on the leased premises to Herbert M. Watson for the purpose of his installing a radio facility for a mobile communication system. It is Mr. Watson's intention to furnish services to licensed users, and perhaps to the Sonoma County Sheriff's Office. Such installation must meet the Federal Communication's approval and standards, and there is no likelihood of interference, or of future interference, with communication channels. This proposal has been discussed with Deputy Director A. Earl Washburn, and he was assured of Radio Diablo's willingness to cooperate in any way it can with the Communication Division of the Department of Finance.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, IT WAS RESOLVED AS FOLLOWS:

The Executive Officer is authorized to approve the sublease from Radio Diablo, Inc. to Herbert M. Watson, pursuant to the terms and conditions of P.R.C. No. 4.2, whereunder Mr. Watson obtains rights to sublease a small floor area in the building erected on the leased State land by Radio Diablo, Inc.; subject to concurrence of Division of Communications, Department of Finance.

32. (EXTRACTION OF SAND AND GRAVEL, TUOLUMNE RIVER, STANISLAUS COUNTY, UKROPINA-POLICH-KRAL - W.O. 1463.) Field investigation by the Division of State Lands has shown that sand and gravel have been removed from sovereign lands of the State of California in the bed of the Tuolumne River by Ukropina-Polich-Kral, general contractors. These removal operations were conducted in conjunction with the excavation of abutting uplands, which excavation was conducted under contract with the upland owner.

Removal operations were terminated in May, 1953. The contractors have no current need for any further material removal from either the upland or the State lands in the Tuolumne River.

From the field inspection and the operating records of the contractor, it has been estimated that the total material removed from State lands could not have exceeded 10,000 cubic yards. Ukropina-Polich-Kral have offered to pay a royalty of 3/4¢ per cubic yard for the estimated quantity of 10,000 cubic yards removed, in settlement of the claim for material removed from State lands without authorization. The offered amount corresponds with the rate of 1/2¢ per ton approved by the Commission in a settlement heretofore with the Santa Fe Rock and Sand Company for similar unauthorized material removal in the Tuolumne River.