

Mr. Peirce suggested that the Staff give consideration to the establishment of an intermediate category as far as rates of rental were concerned so that installations such as that at Homewood would not be unduly discriminated against.

The Commission requested the matter be held in abeyance pending further study by the Staff.

31. (CORRECTORY SURVEY, LOT 2, SECTION 16, TOWNSHIP 2 NORTH, RANGE 2 EAST, M.D.M., CONTRA COSTA COUNTY - W.O. 1053, GEO.-CONTRA COSTA CO.) The Pacific Gas and Electric Company is the successor in interest to Lot 2, Section 16, Township 2 North, Range 2 East, M.D.M., Contra Costa County, which lot was sold by the State as school lands pursuant to U. S. Plat of Township 2 North, Range 2 East, approved December 24, 1862. Said Plat when approved by the United States was incomplete in that one course of the survey of Lot 2 was omitted, thus preventing the survey closure of the lot. The Pacific Gas and Electric Company has requested that a correctory survey be made and approved by the Commission pursuant to Sections 7951 et seq. of the Public Resources Code. The land adjacent to the omitted course was sold as swamp and overflow lands by the State on March 25, 1907, and the Pacific Gas and Electric Company is successor in interest to these swamp and overflow lands. A correctory survey for the swamp and overflow lands was approved by the Commission on September 3, 1953 (Minute Page 1871). An attempt was made to have the United States Bureau of Land Management make the correctory survey for Lot 2, but, because the United States has disposed of all of its interest in the lands, it is unable to make a correctory survey at this time.

The correctory survey of Lot 2 has now been made by a Registered Engineer for the Pacific Gas and Electric Company, and has been checked for sufficiency and correctness by the engineers of the Commission.

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

THE EXECUTIVE OFFICER IS AUTHORIZED TO APPROVE THE CORRECTORY PLAT OF SURVEY OF LOT 2, SECTION 16, TOWNSHIP 2 NORTH, RANGE 2 EAST, M.D.B. & M., CONTRA COSTA COUNTY, WHICH SURVEY, DATED AUGUST 1953, WAS MADE UNDER THE DIRECTION OF PAUL S. HIGGENBOTTOM, LICENSED SURVEYOR NO. 2750, AND TO HAVE IT RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF CONTRA COSTA COUNTY IN ACCORDANCE WITH SECTION 7952 OF THE PUBLIC RESOURCES CODE.

32. (MODIFICATION OF TERMS, LEASE P.R.C. 121.1, TIDE AND SUBMERGED LANDS, PETALUMA CREEK, MARIN COUNTY, AUGUST OLSON.) August Olson, a single man past 65 years of age and living on California Old Age Pension benefits, occupies State lands under Lease P.R.C. 121.1. Rental payments have dropped into arrears because Mr. Olson was ill and in the hospital from time to time and without funds.

Mr. Olson has paid the rental for the year ending September 30, 1955, the last year of a five-year lease, but owes rental in the amount of \$150 which would, if paid, cover the period through September 30, 1954. The last payment received from him was \$5 in cash on February 15, 1954. There seems to be willingness on his part to pay what he can.

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

THE EXECUTIVE OFFICER IS AUTHORIZED TO CHANGE THE TERMS OF LEASE P.R.C. 121.1 AS FOLLOWS:

1. THAT THE \$65 PAYMENT APPLIED TO THE LAST YEAR OF THE LEASE BE APPLIED TO PRIOR YEARS' UNPAID RENT, AMOUNTING TO \$150.
2. THAT THE TERM OF THE LEASE SHALL PROVIDE FOR A RENTAL OF \$8 PER MONTH, BEGINNING MARCH 1, 1954, AND EACH MONTH THEREAFTER UNTIL JULY 1, 1955, AND THEREAFTER \$7 EACH FIRST DAY OF THE MONTH UNTIL TERMINATION DATE OF THE LEASE, SEPTEMBER 30, 1955, TOTAL PAYMENTS AMOUNTING TO \$150.
3. ALL OTHER TERMS AND CONDITIONS OF THE LEASE SHALL REMAIN THE SAME.

33. (APPLICATION FOR A RIGHT OF WAY, CARQUINEZ STRAIT, CONTRA COSTA AND SOLANO COUNTIES, DIVISION OF HIGHWAYS - W.O. 411, P.R.C. 965.9.) The Division of Highways has requested the approval of a map showing two parcels of ungranted tide and submerged sovereign lands of the State. One parcel, approximately 400 feet in width and 1,120 feet in length, extends from the foot of the Municipal Wharf of the City of Martinez, Contra Costa County, on the westerly side thereof, to the Martinez Pierhead Line in Carquinez Strait. The second parcel, approximately 600 feet by 470 feet in size, lies between the grant to the City of Benicia, Solano County (Chap. 187, Stats 1855), and the Benicia Pierhead Line in Carquinez Strait. The westerly boundary of the second parcel is the northwesterly prolongation of the westerly boundary of the first parcel. These parcels are needed as a right of way for protection of State-owned ferryboats operating between Martinez and Benicia, X-CC-Sol-74-Mrtz, C, Ben. The request of the Division of Highways is pursuant to Section 101.5 of the Streets and Highways Code.

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

THE EXECUTIVE OFFICER IS AUTHORIZED TO APPROVE A RIGHT-OF-WAY MAP SHOWING TWO PARCELS OF TIDE AND SUBMERGED LANDS IN CARQUINEZ STRAIT, CONTRA COSTA AND SOLANO COUNTIES, SAID PARCELS BEING APPROXIMATELY 400 FEET BY APPROXIMATELY 1,120 FEET, AND APPROXIMATELY 600 FEET BY APPROXIMATELY 470 FEET IN SIZE, RESPECTIVELY, FOR THE PROTECTION OF STATE-OWNED FERRYBOATS OPERATING BETWEEN MARTINEZ AND BENICIA, X-CC-Sol-74-Mrtz, C, Ben., AND TO ISSUE THE DIVISION OF HIGHWAYS A LIFE-OF-STRUCTURE EASEMENT COVERING THE ABOVE PARCELS OF LAND.

34. (DEPARTMENT OF FISH AND GAME, REQUEST FOR WITHDRAWAL OF LANDS FROM PUBLIC SALE - GEO.-SISKIYOU CO.) A request has been received from the Department of Fish and Game for the withdrawal from public sale of the following described State school lands in Siskiyou County, contingent upon their acquisition by the Department: