

No letters or statements were received objecting to the purchase of the above-described land by the Department of Fish and Game.

An application from the Department of Fish and Game to purchase said land was received in the Sacramento office of the State Division of Lands on June 4, 1954. However, it is being withheld from formal filing pending a determination by the Commission as to the disposition of the land.

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

THE FILING IS AUTHORIZED OF THE APPLICATION HERETOFORE SUBMITTED BY THE DEPARTMENT OF FISH AND GAME TO PURCHASE THE  $\frac{1}{2}$  OF SECTION 36, T. 48 N., R. 3 E., M.D.M., SISKIYOU COUNTY, THE TERMS OF THE SALE THEREOF TO THE SAID DEPARTMENT TO BE SUBMITTED TO THE COMMISSION FOR ACTION AFTER APPRAISAL.

23. (REFUND UNDER CANCELLED GRAZING LEASE P.R.C. 1198.2, MONO COUNTY, BOZARTH & RUDNICK COMPANY - S.W.O. 5115.) On February 5, 1951 (Minute Item 13, page 1273), the Commission authorized the sale of Section 36, T. 5 S., R. 37 E., M.D.M., containing 640 acres in Mono County, to Raymond H. Lawrence at a cash price of \$3,200. Completion of this sale automatically terminated Grazing Lease P.R.C. 1198.2 covering the same land, held by Bozarth & Rudnick Company, the first and fifth annual rentals for which had been paid upon the execution of the lease on December 10, 1948. Thereafter, there was paid by the lessees the second and third annual rentals. The annual rental was \$128.

Section 6505.5 of the Public Resources Code provides that the sale of said land ipso facto terminates said lease, and Section 6509 of said code provides that upon the sale of the land by the State the lessee shall surrender the lease to the Commission and receive in exchange therefor from the Commission a certificate showing the proportionate amount of the annual rentals to be refunded to the lessees. Therefore, Bozarth & Rudnick Company, as the lessees, are entitled to a refund of the unearned fifth annual rental and the sum proportionate to the unexpired remainder of the third annual rental, amounting to a total of \$225.78.

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

THE EXECUTIVE OFFICER IS AUTHORIZED TO ISSUE A REFUND CERTIFICATE TO BOZARTH & RUDNICK COMPANY IN THE AMOUNT OF \$225.78, REPRESENTING THE UNEARNED RENTALS UNDER CANCELLED GRAZING LEASE P.R.C. 1198.2, UPON SURRENDER OF SAID GRAZING LEASE BY BOZARTH & RUDNICK COMPANY.

24. (REPRODUCTION SERVICES 1954-55 FISCAL YEAR - W.O. 1457D.) Estimates based on current year's requirements indicate that the State Lands Commission will require reproduction services for the 1954-55 fiscal year in the amount of between \$4,000 and \$5,000. Contract services in excess of \$2,000 require Commission approval.

Bids for this work have been solicited from various vendors in the Los Angeles area. The low bid was submitted by the Metropolitan Blueprint Company.

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

THE EXECUTIVE OFFICER IS AUTHORIZED TO ENTER INTO AN AGREEMENT FOR REPRODUCTION SERVICES FOR THE 1954-55 FISCAL YEAR WITH THE METROPOLITAN BLUEPRINT COMPANY AT A COST NOT TO EXCEED \$5,000, SAID COST TO BE A CHARGE AGAINST THE CURRENT APPROPRIATION FOR SUPPORT, DIVISION OF STATE LANDS, CHAPTER 1, 1954, ITEM 140.

25. (APPROVAL OF SURVEY OF MEAN HIGH TIDE LINE ALONG PETALUMA CREEK, MARIN COUNTY, DEPICTING BOUNDARY OF FAULKNER PROPERTY - W.O. 430, GEO.-MARIN COUNTY.) In the studies of the accretions contiguous to the Faulkner lands on Petaluma creek, Marin County, a survey was made in May, 1951, of the Mean High Tide Line.

The suit to establish boundaries (Marin County Superior Court No. 24826) that was brought by Douglas L. Faulkner and George C. Faulkner, Jr. against the State, pursuant to Section 7555 of the Public Resources Code, settled the question of ownership of the accreted lands out to the surveyed Mean High Tide Line of May, 1951. The court ruled that the plaintiffs owned the accreted lands to the Mean High Tide Line and the State owned the mud flats creekward of this line.

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

IN ORDER THAT THE FINDINGS IN MARIN COUNTY SUPERIOR COURT CASE NO. 24826 MAY BECOME A MATTER OF RECORD, THE EXECUTIVE OFFICER IS AUTHORIZED TO APPROVE AND RECORD IN THE MAP RECORDS OF MARIN COUNTY THE MAP ENTITLED "SURVEY OF ACCRETED LANDS BETWEEN G. F. ALLARDT'S HIGH WATER MARK OF 1870-1871 AND MEAN HIGH TIDE LINE OF MAY 1951".

26. (APPROVAL OF SURVEY OF THE ORDINARY HIGH WATER MARK, NAPA RIVER, NAPA AND SOLANO COUNTIES - W.O. 1317, GEO.-NAPA COUNTY.) Because of numerous pressures and doubt as to the location of the ordinary high water mark along the banks of the Napa River, the Cadastral Section made a field survey of the area. This survey has been completed and mapped, the line of ordinary high water being the boundary of the State's sovereign lands beneath the waters of the river. By completion of the survey and mapping, a check of use and occupancy of the sovereign lands by companies and individuals is possible, looking toward the eventual issuance of leases, easements and permits covering such occupied areas.

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

THE EXECUTIVE OFFICER IS AUTHORIZED TO APPROVE AND RECORD THE MAPS ENTITLED "SURVEY OF THE ORDINARY HIGH WATER MARK ALONG THE NAPA RIVER", CONSISTING OF 13 SHEETS OF SURVEY FROM THE SOUTHERLY END OF EDGERLY ISLAND TO THE HEAD OF NAVIGATION IN THE CITY OF NAPA, SAID ORDINARY HIGH WATER MARK BEING THE BOUNDARY OF THE STATE'S SOVEREIGN LAND BENEATH THE WATERS OF NAPA RIVER.