

MINUTE ITEM

10. REQUEST FOR WAIVER OF OPERATING REQUIREMENTS, MINERAL EXTRACTION LEASE P.R.C. 709.1, POINT KNOX AND PRESIDIO SHOALS, SAN FRANCISCO BAY, SAN FRANCISCO AND MARIN COUNTIES, CONSTRUCTION AGGREGATES CORPORATION - W.O. 3859.

After consideration of Calendar Item 21 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION WAIVES THE OPERATING REQUIREMENTS, AS SPECIFIED IN SECTION 10 OF MINERAL EXTRACTION LEASE P.R.C. 709.1, FOR THE LEASE YEAR ENDING FEBRUARY 13, 1961, AS REQUESTED BY THE LESSEE, CONSTRUCTION AGGREGATES CORPORATION, ALL OTHER TERMS, CONDITIONS, AND PERFORMANCE REQUIREMENTS UNDER THE SUBJECT LEASE TO REMAIN UNCHANGED.

Attachment

Calendar Item 21 (1 page)

CALENDAR ITEM

21.

REQUEST FOR WAIVER OF OPERATING REQUIREMENTS, MINERAL EXTRACTION LEASE P.R.C. 709.1, POINT KNOX AND PRESIDIO SHOALS, SAN FRANCISCO BAY, SAN FRANCISCO AND MARIN COUNTIES, CONSTRUCTION AGGREGATES CORPORATION - W.O. 3859.

Construction Aggregates Corporation, lessee under Mineral Extraction Lease P.R.C. 709.1, issued February 14, 1952, pursuant to competitive public bidding, has reported that no material has been removed from the lease during the current operating year. The lease requires an annual advance rental of \$900.00, a minimum royalty of 3¢ per cubic yard for all sand extracted, and the performance of a specified minimum of 100 shifts of extraction operations during each year of the lease.

The lessee has consistently bid on Bay area projects requiring dry-fill material, but to date has not been the successful bidder. However, the lessee proposes to continue aggressive bidding to supply material for such fill projects.

The lessee is interested in continuance of the lease but feels that the performance of the minimum shift requirements without commercial removal of material would serve no useful purpose. Therefore, it has been requested that the requirements for extraction operations be waived for the lease year ending February 13, 1961.

IT IS RECOMMENDED THAT THE COMMISSION WAIVE THE OPERATING REQUIREMENTS, AS SPECIFIED IN SECTION 10 OF MINERAL EXTRACTION LEASE P.R.C. 709.1, FOR THE LEASE YEAR ENDING FEBRUARY 13, 1961, AS REQUESTED BY THE LESSEE, CONSTRUCTION AGGREGATES CORPORATION, ALL OTHER TERMS, CONDITIONS, AND PERFORMANCE REQUIREMENTS UNDER THE SUBJECT LEASE TO REMAIN UNCHANGED.