

MINUTE ITEM

3. APPLICATIONS FOR PROSPECTING PERMITS, SANTA MONICA BAY, LOS ANGELES COUNTY, C. EDWARD CHRISTOFFERSON - W.O.s 3839, 3840, 3841, 3842, 3843, 3844, 3845, AND 3846,

AND

APPLICATIONS FOR PROSPECTING PERMITS, SANTA MONICA BAY, LOS ANGELES COUNTY, HOWARD P. RITSCH - W.O.s 3827, 3828, 3829, 3830, 3831, 3832, 3833, 3834, 3835, 3836, 3837, AND 3838.

At the request of the Executive Officer, action was deferred on Calendar Items 17 and 16 attached, in order to allow time for review of several questions raised by the office of the Attorney General just prior to the meeting.

Attachments

Calendar Item 17 (4 pages)

Calendar Item 16 (6 pages)

CALENDAR ITEM

17.

APPLICATIONS FOR PROSPECTING PERMITS, SANTA MONICA BAY, LOS ANGELES COUNTY, C. EDWARD CHRISTOFFERSON - W.O.s 3839, 3840, 3841, 3842, 3843, 3844, 3845, AND 3846.

Applications have been received from C. Edward Christofferson of Downey, California, for eight permits to prospect for all minerals other than oil and gas on areas of tide and submerged lands seaward of the ordinary high-water mark, in the vicinity of Flatrock Point, Santa Monica Bay, Los Angeles County, including approximately 1,169 acres. (Refer to Exhibits "B", "C", and "D" attached to Calendar Item 16.)

Field reconnaissance and record review by the staff have shown that the areas for which applications have been made cannot be classified at this time as known to contain commercially valuable deposits of the minerals sought.

The applicant proposes to dredge mineral-bearing sand from the ocean floor. A mineral separation will be made on the dredge. All dredged material except salable mineral will be redeposited on the ocean floor.

The statutory filing fee of \$5 has been paid for each application, and permit fees in the total amount of \$1,169 have been deposited by the applicant.

In accordance with the provisions of Section 6818 of the Public Resources Code, the applications have been referred to the office of the Attorney General and to the Director of Natural Resources. The office of the Attorney General has advised that the applications comply with the applicable provisions of law and with the rules and regulations of the State Lands Commission. The Director of Natural Resources has reported that the proposed operations will not interfere with the recreational use of lands littoral to the area applied for.

IT IS RECOMMENDED THAT, PURSUANT TO THE PUBLIC RESOURCES CODE, THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO EXECUTE AND ISSUE EIGHT TWO-YEAR PROSPECTING PERMITS TO C. EDWARD CHRISTOFFERSON FOR AREAS OF TIDE AND SUBMERGED LANDS DESCRIBED ON EXHIBIT "A" ATTACHED HERETO AND HEREBY MADE A PART HEREOF.

THE PERMITS ARE TO BE SUBJECT TO THE FOLLOWING CONDITIONS:

1. NO EXPLOSIVES SHALL BE USED IN THE CONDUCT OF OPERATIONS;
2. NO OPERATIONS SHALL BE CONDUCTED THAT WILL INTERFERE WITH ANY DEVELOPED SHORELINE RESIDENTIAL OR RECREATIONAL AREA;
3. ALL DISCHARGED DREDGED MATERIAL SHALL BE DISTRIBUTED EVENLY ON THE OCEAN FLOOR.

ROYALTY PAYABLE UNDER ANY PREFERENTIAL LEASE ISSUED UPON DISCOVERY OF COMMERCIALY VALUABLE DEPOSITS OF MINERALS, UPON ANY AND ALL MINERALS PRODUCED AND EXTRACTED FROM SAID LEASED PREMISES, IS TO BE DETERMINED AS FOLLOWS:

CALENDAR ITEM 17. (CONTD.)

1. FOR GOLD, SILVER, OTHER PRECIOUS AND SEMIPRECIOUS MINERALS,
RARE EARTHS, AND RADIOACTIVE MINERALS

$$R = 3.00 + 0.01 (C - 20.00)^2$$

2. FOR NONPRECIOUS METALLIC MINERALS

$$R = 0.20 + 0.125 (C - 2.00)$$

3. FOR NONMETALLIC MINERALS

$$R = 0.25 + 0.125 (C - 4.00)$$

WHERE R = ROYALTY IN DOLLARS AND CENTS PER TON OF MINERAL

C = WEIGHTED AVERAGE OF GROSS SALES PRICE PER TON OF MINERAL DETERMINED BY THE ACTUAL GROSS SALES VALUE OF THE MINERAL SOLD ON A QUARTERLY BASIS DURING THE FIRST YEAR OF THE LEASE, AND EACH YEAR THEREAFTER THE WEIGHTED AVERAGE TO BE DETERMINED BY THE ACTUAL GROSS SALES VALUE OF THE MINERAL SOLD DURING THE PREVIOUS YEAR.

THE MINIMUM ROYALTY UNDER ANY LEASE ISSUED PURSUANT TO THIS PERMIT SHALL BE:

1. FOR GOLD, SILVER, OTHER PRECIOUS AND SEMIPRECIOUS MINERALS, AND RADIOACTIVE MINERALS,

\$3.00 PER TON

2. FOR NONPRECIOUS METALLIC MINERALS,

\$0.20 PER TON

3. FOR NONMETALLIC MINERALS,

\$0.25 PER TON

THE MAXIMUM ROYALTY SHALL NOT EXCEED 50 PERCENT OF THE AVERAGE GROSS SALES PRICE OF THE MINERAL FOR GOLD, SILVER, OTHER PRECIOUS AND SEMIPRECIOUS MINERALS, AND RADIOACTIVE MINERALS.

THE MAXIMUM ROYALTY SHALL NOT EXCEED 25 PERCENT OF THE AVERAGE GROSS SALES PRICE OF THE MINERAL FOR ALL NONPRECIOUS METALLIC AND NONMETALLIC MINERALS.

THE ROYALTY DURING THE FIRST YEAR OF ANY LEASE ISSUED PURSUANT TO THIS PERMIT SHALL BE COMPUTED ON THE ACTUAL GROSS SALES VALUE PER TON OF MINERAL SOLD.

Attachment
Exhibit "A"

EXHIBIT "A"

(C. Edward Christofferson)

- W.O. 3839
Parcel 1 Beginning at the intersection of the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) with the mean high tide line of Santa Monica Bay, thence westerly along said southerly boundary line 1,260 feet, thence South 4,400 feet, more or less, to a point on the mean high tide line of Santa Monica Bay, thence northeasterly along said mean high tide line 4,800 feet, more or less, to the point of beginning, containing 85 acres, more or less.
- W.O. 3840
Parcel 2 Beginning at a point on the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) 1,260 feet westerly of the intersection of said boundary line with the mean high tide line of Santa Monica Bay, thence westerly along said southerly boundary line 1,275 feet, thence South 4,900 feet, more or less, to a point on the mean high tide line of Santa Monica Bay, thence northeasterly along said mean high tide line 1,500 feet, more or less, to a line bearing south from the point of beginning, thence North 4,400 feet, more or less, to the point of beginning, containing 140 acres, more or less.
- W.O. 3841
Parcel 3 Beginning at a point on the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) 2,535 feet westerly of the intersection of said boundary line with the mean high tide line of Santa Monica Bay, thence westerly along said southerly boundary line 1,275 feet, thence South 5,465 feet, thence easterly along a line parallel to said southerly boundary line 100 feet, more or less, to a point on the mean high tide line of Santa Monica Bay, thence northeasterly along the mean high tide line 1,200 feet, more or less, to a line bearing South from the point of beginning, thence North 4,900 feet, more or less, to the point of beginning, containing 144 acres, more or less.
- W.O. 3846
Parcel 4 Beginning at a point on the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) 3,810 feet westerly of the intersection of said boundary line with the mean high tide line of Santa Monica Bay, thence westerly along said southerly boundary line 1,275 feet, thence South 5,465 feet, thence easterly along a line parallel with said southerly boundary 1,275 feet, thence North 5,465 feet to the point of beginning, containing 160 acres, more or less, excluding therefrom that 0.138 acre parcel (Area "B") of submerged land used by the State Department of Fish and Game for fish propagation under Permit P.R.C. 2341.9 and located at 33° 48.8' North Latitude and 118° 24.3' West Longitude.

EXHIBIT "A" (CONTD.)

(C. Edward Christofferson)

- W.O. 3845
Parcel 5 Beginning at a point on the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) 5,085 feet westerly of the intersection of said boundary line with the mean high tide line of Santa Monica Bay, thence westerly along said southerly boundary line 1,275 feet, thence South 5,465 feet, thence easterly along a line parallel with said southerly boundary line 1,275 feet, thence North 5,465 feet to the point of beginning, containing 160 acres, more or less.
- W.O. 3844
Parcel 6 Beginning at a point on the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) 6,360 feet westerly of the intersection of said boundary line with the mean high tide line of Santa Monica Bay, thence westerly along said boundary line 1,275 feet, thence South 5,465 feet, thence easterly along a line parallel with said southerly boundary line 1,275 feet, thence North 5,465 feet to the point of beginning, containing 160 acres, more or less.
- W.O. 3842
Parcel 7 Beginning at a point on the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) 7,635 feet westerly of the intersection of said boundary line with the mean high tide line of Santa Monica Bay, thence westerly along said southerly boundary line 1,275 feet, thence South 5,465 feet, thence easterly along a line parallel with said southerly boundary line 1,275 feet, thence North 5,465 feet to the point of beginning, containing 160 acres, more or less.
- W.C. 3843
Parcel 8 Beginning at a point on the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) 8,910 feet westerly of the intersection of said boundary line with the mean high tide line of Santa Monica Bay, thence westerly along said southerly boundary line 1,275 feet, thence South 5,465 feet, thence easterly along a line parallel with said southerly boundary line 1,275 feet, thence North 5,465 feet to the point of beginning, containing 160 acres, more or less.

CALENDAR ITEM

16.

APPLICATIONS FOR PROSPECTING PERMITS, SANTA MONICA BAY, LOS ANGELES COUNTY, HOWARD P. RITSCH - W.O.s 3827, 3828, 3829, 3830, 3831, 3832, 3833, 3834, 3835, 3836, 3837, AND 3838.

Applications have been received from Howard P. Ritsch of Downey, California, for twelve permits to prospect for all minerals other than oil and gas on areas of tide and submerged lands seaward of the ordinary high-water mark, in the vicinity of Flatrock Point, Santa Monica Bay, Los Angeles County, including approximately 1,853 acres. (Refer to Exhibits "B", "C", and "D" attached.)

Field reconnaissance and record review by the staff have shown that the areas for which applications have been made cannot be classified at this time as known to contain commercially valuable deposits of the minerals sought.

The applicant proposes to dredge mineral-bearing sand from the ocean floor. A mineral separation will be made on the dredge. All dredged material except salable mineral will be redeposited on the ocean floor.

In accordance with the provisions of Section 6818 of the Public Resources Code, the applications have been referred to the office of the Attorney General and to the Director of Natural Resources. The office of the Attorney General has advised that the applications comply with the applicable provisions of law and with the rules and regulations of the State Lands Commission. The Director of Natural Resources has reported that the proposed operations will not interfere with the recreational use of lands littoral to the area applied for.

The statutory filing fee of \$5 has been paid for each application, and permit fees in the total amount of \$1,853 have been deposited by the applicant.

IT IS RECOMMENDED THAT, PURSUANT TO THE PUBLIC RESOURCES CODE, THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO EXECUTE AND ISSUE TWELVE TWO-YEAR PROSPECTING PERMITS TO HOWARD P. RITSCH FOR AREAS OF TIDE AND SUBMERGED LANDS DESCRIBED ON EXHIBIT "A" ATTACHED HERETO AND HEREBY MADE A PART HEREOF.

THE PERMITS ARE TO BE SUBJECT TO THE FOLLOWING CONDITIONS:

1. NO EXPLOSIVES SHALL BE USED IN THE CONDUCT OF OPERATIONS;
2. NO OPERATIONS SHALL BE CONDUCTED THAT WILL INTERFERE WITH ANY DEVELOPED SHORELINE RESIDENTIAL OR RECREATIONAL AREA;
3. ALL DISCHARGED DREDGED MATERIAL SHALL BE DISTRIBUTED EVENLY ON THE OCEAN FLOOR.

CALENDAR ITEM 16. (CONTD.)

ROYALTY PAYABLE UNDER ANY PREFERENTIAL LEASE ISSUED UPON DISCOVERY OF COMMERCIALY VALUABLE DEPOSITS OF MINERALS, UPON ANY AND ALL MINERALS PRODUCED AND EXTRACTED FROM SAID LEASED PREMISES, IS TO BE DETERMINED AS FOLLOWS:

1. FOR GOLD, SILVER, OTHER PRECIOUS AND SEMIPRECIOUS MINERALS, RARE EARTHS, AND RADIOACTIVE MINERALS

$$R = 3.00 + 0.01 (C - 20.00)^2$$

2. FOR NONPRECIOUS METALLIC MINERALS

$$R = 0.20 + 0.125 (C - 2.00)$$

3. FOR NONMETALLIC MINERALS

$$R = 0.25 + 0.125 (C - 4.00)$$

WHERE R = ROYALTY IN DOLLARS AND CENTS PER TON OF MINERAL

C = WEIGHTED AVERAGE OF GROSS SALES PRICE PER TON OF MINERAL DETERMINED BY THE ACTUAL GROSS SALES VALUE OF THE MINERAL SOLD ON A QUARTERLY BASIS DURING THE FIRST YEAR OF THE LEASE, AND EACH YEAR THEREAFTER THE WEIGHTED AVERAGE TO BE DETERMINED BY THE ACTUAL GROSS SALES VALUE OF THE MINERAL SOLD DURING THE PREVIOUS YEAR.

THE MINIMUM ROYALTY UNDER ANY LEASE ISSUED PURSUANT TO THIS PERMIT SHALL BE:

1. FOR GOLD, SILVER, OTHER PRECIOUS AND SEMIPRECIOUS MINERALS, AND RADIOACTIVE MINERALS,

\$3.00 PER TON

2. FOR NONPRECIOUS METALLIC MINERALS,

\$0.20 PER TON

3. FOR NONMETALLIC MINERALS,

\$0.25 PER TON

THE MAXIMUM ROYALTY SHALL NOT EXCEED 50 PERCENT OF THE AVERAGE GROSS SALES PRICE OF THE MINERAL FOR GOLD, SILVER, OTHER PRECIOUS AND SEMIPRECIOUS MINERALS, AND RADIOACTIVE MINERALS.

THE MAXIMUM ROYALTY SHALL NOT EXCEED 25 PERCENT OF THE AVERAGE GROSS SALES PRICE OF THE MINERAL FOR ALL NONPRECIOUS METALLIC AND NONMETALLIC MINERALS.

CALENDAR ITEM 16. (CONTD.)

THE ROYALTY DURING THE FIRST YEAR OF ANY LEASE ISSUED PURSUANT TO THIS PERMIT SHALL BE COMPUTED ON THE ACTUAL GROSS SALES VALUE PER TON OF MINERAL SOLD.

Attachment
Exhibit "A"

EXHIBIT "A"

(Howard P. Ritsch)

- W.O. 3838
Parcel 9 Beginning at a point on the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) 10,185 feet westerly of the intersection of said boundary line with the mean high tide line of Santa Monica Bay; thence westerly along said southerly boundary line 1,275 feet; thence South 5,465 feet; thence easterly along a line parallel with said southerly boundary 1,275 feet; thence North 5,465 feet to the point of beginning, containing 160 acres, more or less.
- W.O. 3837
Parcel 10 Beginning at a point on the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) 11,460 feet westerly of the intersection of said boundary line with the mean high tide line of Santa Monica Bay; thence westerly along said southerly boundary line 1,275 feet; thence South 5,465 feet; thence easterly along a line parallel with said southerly boundary line 1,275 feet; thence North 5,465 feet to the point of beginning, containing 160 acres, more or less.
- W.O. 3836
Parcel 11 Beginning at a point on the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) 12,735 feet westerly of the intersection of said boundary line with the mean high tide line of Santa Monica Bay; thence westerly along said southerly boundary line 1,275 feet; thence South 5,465 feet; thence easterly along a line parallel with said southerly boundary line 1,275 feet; thence North 5,465 feet to the point of beginning, containing 160 acres, more or less.
- W.O. 3835
Parcel 12 Beginning at a point on the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) 14,010 feet westerly of the intersection of said boundary line with the mean high tide line of Santa Monica Bay; thence westerly along said southerly boundary line 1,275 feet; thence South 5,465 feet; thence easterly along a line parallel with said southerly boundary line 1,275 feet; thence North 5,465 feet to the point of beginning, containing 160 acres, more or less.
- W.O. 3834
Parcel 13 Beginning at the intersection of a line 5,465 feet south of and parallel to the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) with the mean high tide line of Santa Monica Bay; thence westerly

EXHIBIT "A" (CONTD.)

(Howard P. Ritsch)

- W.O. 3834
Parcel 13
(contd.)
- along a line parallel to said southerly Grant boundary 2,660 feet, more or less, to intersection with meridian line 6,360 feet westerly of the intersection of said southerly Grant boundary line with the mean high tide line of Santa Monica Bay; thence South 4,300 feet, more or less, the mean high tide line of Santa Monica Bay; thence northeasterly along the mean high tide line 6,300 feet, more or less, to the point of beginning, containing 126 acres, more or less.
- W.O. 3833
Parcel 14
- Beginning at the intersection of a line 5,465 feet south of and parallel to the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) with a meridian line 6,360 feet westerly of the intersection of said southerly Grant boundary with the mean high tide line of Santa Monica Bay; thence westerly along a line parallel to said southerly Grant boundary 1,275 feet; thence South 4,980 feet, more or less, to the mean high tide line of Santa Monica Bay; thence northeasterly along said mean high tide line 1,400 feet, more or less, to a line bearing south from the point of beginning; thence North 4,300 feet, more or less, to the point of beginning, containing 135 acres, more or less.
- W.O. 3832
Parcel 15
- Beginning at the intersection of a line 5,465 feet south of and parallel to the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) with a meridian line 7,635 feet westerly of the intersection of said southerly Grant boundary with the mean high tide line of Santa Monica Bay; thence westerly along a line parallel to said southerly Grant boundary 1,275 feet; thence South 5,465 feet; thence easterly along a line parallel to said southerly Grant boundary 560 feet, more or less, to the mean high tide line of Santa Monica Bay; thence northeasterly along said mean high tide line 900 feet, more or less, to a line bearing south from the point of beginning; thence North 4,980 feet, more or less, to the point of beginning, containing 152 acres, more or less.
- W.O. 3829
Parcel 16
- Beginning at the intersection of a line 5,465 feet south of and parallel to the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) with a meridian line 8,910 feet westerly of the intersection of said southerly Grant boundary with the mean high tide line of Santa Monica Bay; thence westerly along a line parallel to said southerly Grant boundary 1,275 feet; thence South 5,465 feet; thence easterly 1,275 feet along a line parallel to said southerly Grant boundary; thence North 5,465 feet to the point of beginning, containing 160 acres, more or less.

EXHIBIT "A" (CONTD.)

(Howard P. Ritsch)

W.O. 3830
Parcel 17

Beginning at the intersection of a line 5,465 feet south of and parallel to the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) with a meridian line 10,185 feet westerly of the intersection of said southerly Grant boundary with the mean high tide line of Santa Monica Bay; thence westerly along a line parallel to said southerly Grant boundary 1,275 feet; thence South 5,465 feet; thence easterly 1,275 feet along a line parallel to said southerly Grant boundary; thence North 5,465 feet to the point of beginning, containing 160 acres, more or less.

W.O. 3831
Parcel 18

Beginning at the intersection of a line 5,465 feet south of and parallel to the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) with a meridian line 11,460 feet westerly of the intersection of said southerly Grant boundary with the mean high tide line of Santa Monica Bay; thence westerly along a line parallel to said southerly Grant boundary 1,275 feet; thence South 5,465 feet, thence easterly 1,275 feet along a line parallel to said southerly Grant boundary; thence North 5,465 feet to the point of beginning, containing 160 acres, more or less.

W.O. 3828
Parcel 19

Beginning at the intersection of a line 5,465 feet south of and parallel to the southerly boundary line of the Legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) with a meridian line 12,735 feet westerly of the intersection of said southerly Grant boundary with the mean high tide line of Santa Monica Bay; thence westerly along a line parallel to said southerly Grant boundary 1,275 feet; thence South 5,465 feet; thence easterly along a line parallel with said southerly Grant boundary 1,275 feet; thence North 5,465 feet to the point of beginning, containing 160 acres, more or less.

W.O. 3827
Parcel 20

Beginning at the intersection of a line 5,465 feet south of and parallel to the southerly boundary line of the legislative Grant to the City of Redondo Beach (Chapter 57, Statutes of 1915) with a meridian line 14,010 feet westerly of the intersection of said southerly Grant boundary with the mean high tide line of Santa Monica Bay; thence westerly along a line parallel to said southerly Grant boundary 1,275 feet; thence South 5,465 feet; thence easterly 1,275 feet along a line parallel to said southerly Grant boundary; thence North 5,465 feet to the point of beginning, containing 160 acres, more or less.