

MINUTE ITEM

16. PROPOSED MINERAL EXTRACTION LEASE, NOYO RIVER, MENDOCINO COUNTY -
W.O. 3646, P.R.C. 2773.1.

After consideration of Calendar Item 4 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

IN ACCORDANCE WITH THE PROVISIONS OF DIVISION 6 OF THE PUBLIC RESOURCES CODE, THE COMMISSION AUTHORIZES THE EXECUTIVE OFFICER TO ISSUE A MINERAL EXTRACTION LEASE TO E. T. BAXMAN, d.b.a. BAXMAN GRAVEL COMPANY, THE HIGHEST QUALIFIED BIDDER, FOR THE 9.45-ACRE PARCEL OF TIDE AND SUBMERGED LANDS IN THE BED OF THE NOYO RIVER, MENDOCINO COUNTY, AS DETAILED IN EXHIBIT "A" ATTACHED, SUBJECT TO PAYMENT OF A ROYALTY IN ACCORDANCE WITH THE FOLLOWING SCHEDULE FOR ALL SAND AND GRAVEL EXTRACTED:

$$R = 0.06 + .00142 (C - 0.30) \text{ PER CUBIC YARD}$$

A PERFORMANCE BOND IN THE PENAL SUM OF \$5,000 IS TO BE DEPOSITED BY THE LESSEE TO GUARANTEE THE FAITHFUL PERFORMANCE AND OBSERVANCE OF ALL OF THE TERMS AND CONDITIONS OF THE LEASE.

Attachment

Calendar Item 4 (2 pages)

CALENDAR ITEM

4.

PROPOSED MINERAL EXTRACTION LEASE, NOYO RIVER, MENDOCINO COUNTY - W.O. 3646.

On July 20, 1961, one bid was received in response to a published Notice of Intention of the State Lands Commission to enter into a lease for the extraction of sand and gravel from approximately 9.45 acres of tide and submerged lands in the bed of the Noyo River, Mendocino County. Publication of this offer was authorized by the Commission on March 7, 1961 (Minute Item 29, page 6783).

The bidder, Baxman Gravel Company, offered a royalty of six cents per cubic yard, plus an additional increment of .00142 of the sales price in excess of 30 cents per cubic yard for all sand and gravel extracted.

The office of the Attorney General has advised that the bid received complies with the provisions of the Public Resources Code, with those of the California Administrative Code, and with the conditions set forth in the offer.

IT IS RECOMMENDED THAT, IN ACCORDANCE WITH THE PROVISIONS OF DIVISION 6 OF THE PUBLIC RESOURCES CODE, THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO ISSUE A MINERAL EXTRACTION LEASE TO E. T. BAXMAN, d.b.a. BAXMAN GRAVEL COMPANY, THE HIGHEST QUALIFIED BIDDER, FOR THE 9.45-ACRE PARCEL OF TIDE AND SUBMERGED LANDS IN THE BED OF THE NOYO RIVER, MENDOCINO COUNTY, AS DETAILED IN EXHIBIT "A" ATTACHED, SUBJECT TO PAYMENT OF A ROYALTY IN ACCORDANCE WITH THE FOLLOWING SCHEDULE FOR ALL SAND AND GRAVEL EXTRACTED:

$$R = 0.06 + .00142 (C - 0.30) \text{ PER CUBIC YARD}$$

A PERFORMANCE BOND IN THE PENAL SUM OF \$5,000 IS TO BE DEPOSITED BY THE LESSEE TO GUARANTEE THE FAITHFUL PERFORMANCE AND OBSERVANCE OF ALL OF THE TERMS AND CONDITIONS OF THE LEASE.

Attachment
Exhibit "A"

EXHIBIT "A"

NOTICE OF INTENTION OF THE STATE LANDS COMMISSION
TO RECEIVE OFFERS TO ENTER INTO A LEASE FOR THE
EXTRACTION OF SAND AND GRAVEL FROM CERTAIN LANDS OF
THE STATE IN THE COUNTY OF MENDOCINO,
CALIFORNIA

Notice is hereby given by the State Lands Commission, acting pursuant to Division 6 of the Public Resources Code, of intention to enter into a lease for the purpose of extraction of sand and gravel from 9.45 acres of State tide and submerged land in the bed of the Noyo River near Fort Bragg, Mendocino County, California, described as follows:

Beginning at a point in the line of mean high water on the left side of Noyo River from which the Section corner common to Sections 18 and 19, Township 18 North, Range 17 West, Mount Diablo Meridian and Sections 13 and 24, Township 18 North, Range 18 West, Mount Diablo Meridian, bears South 27° 43' 20" West, 3675.92 feet distant; thence along the line of mean high water in a Northeasterly direction, 1889 feet more or less to the most Northerly corner of lands of Smith; thence leaving the line of mean high water, North 47° 00' West, 30.00 feet; thence in a Northerly direction and parallel with said line of mean high water, 500 feet; thence South 72° 45' West, 160 feet more or less to the line of mean high water on the right bank of Noyo River; thence along the line of mean high water in a Southerly and Southwesterly direction 800 feet more or less to the most Easterly corner of lands of Benedetti; thence South 38° 00' East, 130 feet more or less to the thread of Noyo River; thence Southwesterly along said thread of Noyo River 870 feet more or less to a point from which the most Southerly corner of lands of Cooney bears North 34° 43' West; thence North 34° 43' West to a point 50 feet distant Southeasterly from said most Southerly corner of lands of Cooney; thence in a Southwesterly direction and parallel with the line of mean high water on said right bank of Noyo River 740 feet more or less to a point from which the point of beginning bears South 37° 15' 20" East; thence South 37° 15' 20" East, 170 feet more or less to the point of beginning. Being a portion of Section 18, Township 18 North, Range 17 West, Mount Diablo Meridian.

An outline of the conditions for the bidding and form of bid, including form of lease, may be obtained at the office of the State Lands Commission, Room 302 State Building, 217 West First Street, Los Angeles 12, California. All bids made pursuant to this notice shall be addressed to the State Lands Commission, sealed and delivered to the State Lands Commission, Room 302 State Building, 217 West First Street, Los Angeles 12, California, on or before 10:30 a.m., July 20, 1961. Bids received pursuant to this notice will be opened publicly at 10:30 a.m., July 20, 1961, in Room 302 State Building, 217 West First Street, Los Angeles 12, California, or thereafter at such place and on such date as the State Lands Commission shall determine.

STATE LANDS COMMISSION
By: F. J. HORTIG
Executive Officer

W.O. 3646

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