

MINUTE ITEM

8/21/67

22. DELEGATION OF AUTHORITIES BY THE STATE LANDS COMMISSION TO THE STATE LANDS DIVISION STAFF - GEN. DATA.

After consideration of Calendar Item 20 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. RESCINDS ALL PRIOR DELEGATIONS OF AUTHORITY AS LISTED IN EXHIBIT "A" ATTACHED HERETO.
2. AUTHORIZES THE DELEGATIONS OF AUTHORITY DETAILED IN CALENDAR ITEM 20 ATTACHED AND HEREBY BY REFERENCE MADE A PART HEREOF.

Attachment

Calendar Item 20 (11 pages)

Minute item 22, meeting of 8/21/67 AMENDED
by minute item 17, meeting of 6/26/72. J.H.L.
(initials)

Minute item 22, meeting of 8/21/67 RESCINDED
by minute item 24, meeting of 8/30/73. D. Jones
(initials)

DELEGATION OF AUTHORITIES BY THE STATE LANDS COMMISSION TO THE STATE LANDS DIVISION STAFF - GEN. DATA.

Division 6 of the Public Resources Code describes the duties, responsibilities, and authorities of the State Lands Commission. Section 6106 of this code reads:

"Whenever, under this code or any other law, the commission is given jurisdiction over any subject matter and empowered to act with respect thereto, it may authorize the execution of any written instrument by any of its officers or employees in the name of the State, pursuant to resolution adopted by the commission."

Section 6110 reads in part:

"The State Lands Commission may, by resolution, designate an officer or employee of the commission to conduct public hearings which the commission is required to hold under Section 126 and 11425 of the Government Code, or any other state laws." (Note: Section 126 refers to Commission proceedings for transfer of jurisdiction over federally owned lands in the State; Section 11425 to the adoption, revision or repeal of agency rules and regulations.)

Acting under the provisions of these statutes, previous State Lands Commissions have, from time to time, delegated some of their authorities. Delegations to the Executive Officer that are in effect are listed in Exhibit "A". At its meeting of October 5, 1959, the State Lands Commission resolved (in part) that:

"The Executive Officer may redelegate any powers and authorities granted to him whenever such action is in the interest of the State."

However, in an informal opinion, the Attorney General's Office has stated that this "...blanket power to redelegate to anyone is too broad and consequently invalid."

One alternative solution to this problem is to have the Commission delegate specific authorities directly to all positions the Commission is willing to have act for them in specific capacities, allowing the Executive Officer to make specific assignments to those authorized or to limit the use of those delegations in accordance with good management principles.

IT IS RECOMMENDED THAT THE COMMISSION:

1. RESCIND ALL PRIOR DELEGATIONS OF AUTHORITY AS LISTED IN EXHIBIT "A" ATTACHED HERETO.

CALENDAR ITEM 20. (CONTD.)

2. AUTHORIZE THE FOLLOWING DELEGATIONS OF AUTHORITY:

I. GENERAL

A. EXECUTIVE OFFICER

THE EXECUTIVE OFFICER SHALL GENERALLY REPRESENT THE STATE LANDS COMMISSION WHEN IT IS NOT IN SESSION IN ALL MATTERS UNDER ITS JURISDICTION, SUBJECT, HOWEVER, TO THE LIMITATIONS HEREINAFTER EXPRESSED. HE SHALL BE THE CHIEF ADMINISTRATIVE OFFICER OF THE STATE LANDS DIVISION, AND SHALL HAVE SUPERVISION OVER ALL PERSONNEL, PROPERTY, EQUIPMENT, BANK ACCOUNTS, FUNDS AND RECORDS ASSIGNED TO THE STATE LANDS DIVISION. HE SHALL DIRECT ALL OPERATIONS AND ADMINISTER THE SALE AND LEASING OF LANDS UNDER THE JURISDICTION OF THE COMMISSION IN COMPLIANCE WITH THE PROVISIONS OF THE RULES AND REGULATIONS OF THE COMMISSION AND OF ITS EXPRESSED POLICIES.

B. EXECUTIVE OFFICER'S ABSENCE OR INABILITY TO ACT

EXCEPT AS PROVIDED IN SECTION V HEREOF, DURING ANY ABSENCE OF THE EXECUTIVE OFFICER FROM THE STATE OR DURING HIS INABILITY TO ACT, ALL OF THE AUTHORITY DELEGATED TO THE EXECUTIVE OFFICER IS HEREBY DELEGATED TO THE ASSISTANT EXECUTIVE OFFICER-MANAGEMENT, OR, AS TO MATTERS RELATING TO MINERAL RESOURCES INCLUDING GEOTHERMAL RESOURCES AND OIL AND GAS AND MATTERS RELATING TO THE REVIEW OF LONG BEACH TRUST EXPENDITURES, THE ASSISTANT EXECUTIVE OFFICER-ENGINEERING, OR, AS TO MATTERS RELATING TO OIL AND GAS DEVELOPMENT IN LONG BEACH TIDELANDS, THE MANAGER, LONG BEACH OPERATIONS.

II. ADMINISTRATION

A. FISCAL TRANSACTIONS

THE EXECUTIVE OFFICER SHALL PREPARE, OR CAUSE TO BE PREPARED, ALL BUDGETS, BUDGET REVISIONS, AND OTHER FISCAL DOCUMENTS THAT ARE JUSTIFIED BY THE NEEDS OF THE DIVISION IN CARRYING OUT ITS ACTIVITIES, BUT SUCH BUDGETS SHALL NOT BE SUBMITTED TO THE DEPARTMENT OF FINANCE WITHOUT THE APPROVAL OF THE STATE LANDS COMMISSION.

WITHIN THE LIMITS OF THE BUDGET APPROVED BY THE COMMISSION, ANY ONE OF THE FOLLOWING OFFICERS: EITHER THE EXECUTIVE OFFICER, OR THE ASSISTANT EXECUTIVE OFFICER-MANAGEMENT, OR THE ASSISTANT EXECUTIVE OFFICER-ENGINEERING, OR THE FISCAL OFFICER, OR THE ACCOUNTING OFFICER IS AUTHORIZED TO SIGN ALL BUDGETARY AND OTHER FISCAL DOCUMENTS RELATING TO THE OFFICIAL BUSINESS OF THE DIVISION, INCLUDING, BUT NOT THEREBY DELIMITING, BUDGET REVISIONS, TRANSFER OF BUDGET ALLOTMENTS, PURCHASE ESTIMATES, SUBPURCHASE ORDERS, SUPPLY ORDERS, CLAIMS FILED WITH THE STATE CONTROLLER, AND CONTRACTS, PROVIDED THAT ALL CONTRACTS IN EXCESS

CALENDAR ITEM 20. (CONTD.)

OF \$3000 SHALL BE APPROVED BY RESOLUTION OF THE COMMISSION; AND PROVIDED FURTHER THAT SUCH ACTIONS SHALL BE IN CONFORMANCE WITH STATUTORY AUTHORITY AND THE RULES AND REGULATIONS OF THE DEPARTMENT OF FINANCE. THESE SAME OFFICERS ARE AUTHORIZED TO SIGN CHECKS DRAWN AGAINST ANY BANK ACCOUNTS MAINTAINED IN THE NAME OF THE DIVISION, IN ACCORDANCE WITH PROVISIONS OF SECTION 8041, STATE ADMINISTRATIVE MANUAL; AND THESE SAME OFFICERS ARE AUTHORIZED TO SIGN FOR RECEIPT, RELEASE OR OTHER DISPOSAL OF SECURITIES DEPOSITED WITH THE STATE TREASURER AS COLLATERAL BONDS EXCEPT THAT IN ALL CASES TWO SIGNATURES WILL BE REQUIRED.

B. PERSONNEL AND PAYROLL TRANSACTIONS

THE EXECUTIVE OFFICER SHALL HAVE SUPERVISION OVER ALL PERSONNEL AND PERSONNEL MATTERS IN THE DIVISION. WITHIN THE LIMITS OF THE APPROVED BUDGET, THE EXECUTIVE OFFICER IS AUTHORIZED TO ACT AS THE APPOINTING POWER AND TO TAKE PUNITIVE ACTION AGAINST ANY EMPLOYEE OF THE STATE LANDS DIVISION UNDER THE CODE AND CIVIL SERVICE REGULATIONS.

EXCEPT AS PROVIDED ABOVE, ANY ONE OF THE FOLLOWING OFFICERS: EITHER THE EXECUTIVE OFFICER, OR THE ASSISTANT EXECUTIVE OFFICER-MANAGEMENT, OR THE ASSISTANT EXECUTIVE OFFICER-ENGINEERING, OR THE MANAGER, LONG BEACH OPERATIONS, SHALL MAKE ASSIGNMENTS AND SET FORTH DUTIES OF ALL EMPLOYEES, AND SHALL ENFORCE ALL STATUTES, RULES AND REGULATIONS GOVERNING STATE CIVIL SERVICE EMPLOYEES. ANY ONE OF THESE SAME OFFICERS, OR THE FISCAL OFFICER, OR THE ACCOUNTING OFFICER IS AUTHORIZED TO SIGN ALL DOCUMENTS NECESSARY FOR PERSONNEL AND PAYROLL TRANSACTIONS AND TO IMPLEMENT PERSONNEL ADMINISTRATION AS ASSIGNED BY AND UNDER THE DIRECTION OF THE EXECUTIVE OFFICER.

C. LEGAL MATTERS

THE EXECUTIVE OFFICER, IN COLLABORATION WITH THE ATTORNEY GENERAL, SHALL ATTEND TO ALL LITIGATION OF THE STATE LANDS COMMISSION, AND SHALL, WHENEVER IT IS DEEMED ADVISABLE, REQUEST THE ATTORNEY GENERAL TO GIVE CONSIDERATION TO INSTITUTION OF ACTIONS TO PROTECT THOSE INTERESTS OF THE STATE WHICH ARE UNDER THE JURISDICTION OF THE STATE LANDS COMMISSION.

ANY ONE OF THE FOLLOWING OFFICERS: EITHER THE EXECUTIVE OFFICER, OR THE ASSISTANT EXECUTIVE OFFICER-MANAGEMENT, OR THE ASSISTANT EXECUTIVE OFFICER-ENGINEERING, OR THE STAFF COUNSEL IS AUTHORIZED TO ACCEPT PROCESSES SERVED UPON THE STATE LANDS COMMISSION.

ANY ONE OF THE FOLLOWING OFFICERS: EITHER THE EXECUTIVE OFFICER, OR THE ASSISTANT EXECUTIVE OFFICER-MANAGEMENT, OR THE ASSISTANT EXECUTIVE OFFICER-ENGINEERING, OR THE MANAGER, LONG BEACH OPERATIONS, IS AUTHORIZED TO REQUEST OPINIONS FROM THE ATTORNEY GENERAL'S OFFICE ON BEHALF OF THE STATE LANDS COMMISSION, AS PROVIDED FOR BY SECTION 12519 OF THE GOVERNMENT CODE.

CALENDAR ITEM 20. (CONTD.)

THERE IS DELEGATED TO ANY ONE OF THE FOLLOWING OFFICERS: EITHER THE EXECUTIVE OFFICER, OR THE ASSISTANT EXECUTIVE OFFICER-MANAGEMENT, OR THE STAFF COUNSELS, ALL THE POWERS CONFERRED UPON THE STATE LANDS COMMISSION BY SECTIONS 11180-11191 OF THE GOVERNMENT CODE FOR THE PURPOSE OF ADMINISTERING OATHS AND ISSUING SUBPOENAS IN CONNECTION WITH HEARINGS AUTHORIZED BY THE COMMISSION.

ANY ONE OF THE FOLLOWING OFFICERS: EITHER THE EXECUTIVE OFFICER, OF THE ASSISTANT EXECUTIVE OFFICER-MANAGEMENT, OR THE STAFF COUNSELS, OR THE MANAGER, STATE LANDS PROGRAM, IS AUTHORIZED TO CONDUCT THE REQUISITE HEARINGS ORDERED OR AUTHORIZED BY THE COMMISSION PURSUANT TO SECTION 126 OF THE GOVERNMENT CODE AND UNDER THE RULES AND REGULATIONS ADOPTED BY THE COMMISSION ON JUNE 14, 1949, AND ANY AMENDMENTS THERETO, SUBJECT TO REPORT TO THE COMMISSION OF THE DETERMINATIONS OF THE HEARINGS FOR FINAL CONSIDERATION AND ACTION.

III. MINERAL RESOURCES INCLUDING GEOTHERMAL RESOURCES AND OIL AND GAS

ANY ONE OF THE FOLLOWING OFFICERS: EITHER THE EXECUTIVE OFFICER, OR THE ASSISTANT EXECUTIVE OFFICER-ENGINEERING, OR THE SUPERVISING MINERAL RESOURCES ENGINEER MAY EXECUTE ALL DOCUMENTS REQUIRED FOR COMMISSION-APPROVED ACTIONS IN CONNECTION WITH MINERAL RESOURCES INCLUDING GEOTHERMAL RESOURCES AND OIL AND GAS, AND MAY MAKE TECHNICAL OR CLERICAL CORRECTIONS.

THE EXECUTIVE OFFICER SHALL HAVE JURISDICTION OVER ALL MATTERS PERTAINING TO OPERATIONS OF ALL KINDS IN ALL AREAS NOW DEVOTED TO OR AVAILABLE FOR STATE LEASES, AND TO HOLD PUBLIC HEARINGS IN CONNECTION WITH THE CONSIDERATION OF OIL AND GAS LEASE OFFERS BY THE COMMISSION AS SPECIFIED AND AUTHORIZED IN SECTION 6873.2, PUBLIC RESOURCES CODE, IN THOSE CASES WHERE THE COMMISSION HAS GRANTED AUTHORITY FOR THE PUBLICATION OF NOTICE OF THE PROPOSED CONSIDERATION FOR LEASING LANDS IN A SPECIFIED AREA. BUT HE SHALL NOT HAVE POWER, EXCEPT AS HEREIN PROVIDED, TO MODIFY, AMEND, OR ABROGATE ANY LEASE OR AGREEMENT WITHOUT SPECIFIC AUTHORIZATION IN EACH CASE BY THE COMMISSION.

IV. LAND MANAGEMENT

ANY ONE OF THE FOLLOWING OFFICERS: EITHER THE EXECUTIVE OFFICER, OR THE ASSISTANT EXECUTIVE OFFICER-MANAGEMENT, OR THE MANAGER, STATE LANDS PROGRAM, MAY EXECUTE ALL DOCUMENTS REQUIRED FOR COMMISSION-APPROVED ACTIONS IN CONNECTION WITH LAND TRANSACTIONS NOT INVOLVING MINERAL RESOURCES.

ANY ONE OF THE FOLLOWING OFFICERS: EITHER THE EXECUTIVE OFFICER, OR THE ASSISTANT EXECUTIVE OFFICER-MANAGEMENT, OR THE MANAGER, STATE LANDS PROGRAM, OR THE SENIOR LAND AGENT MAY EXECUTE INDEMNITY SELECTION AND EXCHANGE APPLICATIONS FILED BY THE STATE, IN COMPLIANCE

CALENDAR ITEM 20. (CONTD.)

WITH THE REGULATIONS PROMULGATED BY THE SECRETARY OF INTERIOR, SET FORTH UNDER PART 2222 ET SEQ. AND PARTS 2244.2 AND 2244.3 ET SEQ., TITLE 43, UNITED STATES CODE OF FEDERAL REGULATIONS.

V. LONG BEACH OPERATIONS

THE MANAGER, LONG BEACH OPERATIONS, IS DESIGNATED AS "ACTING EXECUTIVE OFFICER" UNDER THE PROVISIONS OF SECTION 5 (g) OF CHAPTER 138, STATUTES OF 1964, FIRST EXTRAORDINARY SESSION; AND, DURING THE ABSENCE FROM THE LONG BEACH OFFICE OF BOTH THE EXECUTIVE OFFICER AND THE MANAGER, LONG BEACH OPERATIONS, THE ASSISTANT MANAGER, LONG BEACH OPERATIONS, IS DESIGNATED AS "ACTING EXECUTIVE OFFICER" UNDER THE PROVISIONS OF SAID STATUTE.

Attachment: Exhibit "A"

EXHIBIT "A"

Authorities Delegated by the State Lands Commission as of May 1966

"GENERAL. The Executive Officer shall general represent the State Lands Commission in all matters under its jurisdiction, subject, however, to the limitations hereinafter expressed. He shall be the chief administrative officer of the Division of State Lands, and in such capacity shall have supervision over all property, equipment, bank accounts, funds and records, assigned to the Division of State Lands. He shall direct all operations and administer the sale and leasing of lands under the jurisdiction of the Commission in compliance with the provisions of the Rules and Regulations of the Commission and of its expressed policies."
(Minute Item No. 30, 2/9/54)

"PERSONNEL. The Executive Officer shall have supervision over all personnel and personnel matters in the Division and in these respects shall have authority to act as Appointing Power. He shall have the allocation of assignments and duties; the enforcing of all statutes, rules and regulations governing State Civil servants; the taking of disciplinary action where such action is in the interests of the State; and the authorization of within-State travel the approval of travel expense vouchers for payment; but he shall have no power to authorize the creation of a new position, or to file charges for the dismissal of an employee of the Division of State Lands." (Minute Item No. 30, 2/9/54)

"EXECUTION OF DOCUMENTS. The Executive Officer is authorized to sign checks drawn against any bank accounts maintained in the name of the Division, except that checks in amounts exceeding \$5,000 shall bear two authorized signatures. He may execute any and all authorized documents relating to official business of the Division, including, but not thereby delimiting, claims filed with the State Controller, certified copies of documents, and other official papers." (Minute Item No. 30, 2/9/54)

"BUDGETS. The Executive Officer shall prepare, or cause to be prepared, all budgets, budget revisions, and other fiscal documents that are justified by the needs of the Division in carrying out its activities, but such budgets shall not be effective without the approval of the State Lands Commission and of the Department of Finance." (Minute Item No. 30, 2/9/54)

"LITIGATION. The Executive Officer, in collaboration with the Attorney General, shall attend to all litigation of the State Lands Commission, and shall, whenever he deems it advisable, request the Attorney General to give consideration to institution of actions to protect those interests of the State which are under the jurisdiction of the State Lands Commission. He is authorized to request opinions on behalf of the State Lands Commission, as provided for by Section 12519 of the Government Code."
(Minute Item No. 30, 2/9/54)

EXHIBIT "A" (CONTD.)

"CONTRACTS AND PURCHASES. The Executive Officer shall have authority to negotiate and execute any and all contracts for necessary services, in an amount not to exceed \$2,000 for each contract, and to authorize all necessary purchases of goods and services, provided such actions are in conformance with statutory authority and the rules and regulations of the Department of Finance." (Minute Item No. 30, 2/9/54)

"OIL AND GAS OPERATIONS. The Executive Officer shall have jurisdiction over all matters pertaining to oil and gas operations of all kinds in all areas now devoted to or available for State leases, but he shall not have power to invite bids for new leases, nor, except as provided for in Paragraph 12 hereof, modify, amend, or abrogate any lease or agreement without specific authorization in each case by the Commission.

"The Executive Officer is authorized to approve revisions of the State's allotments in gas fields in State lands, and to approve uncontroverted contracts for the sale of oil or gas produced under State lease." (Minute Item No. 30, 2/9/54)

"MINERALS OTHER THAN OIL AND GAS. The Executive Officer may negotiate, execute and issue prospecting permits on approved forms and in full accordance with the requirements of all pertinent provisions of the Public Resources Code and the established policies and Rules and Regulations of the Commission.

"In the case of mineral leases, if the area is known to contain minerals in commercially valuable quantities, the Executive Officer shall offer the area for bids in accordance with law and the Rules and Regulations of the Commission, but no award of a lease or an agreement shall be made without specific authorization by the Commission." (Minute Item No. 30, 2/9/54)

"OTHER LEASES OF STATE LANDS. The Executive Officer is authorized to negotiate, execute and issue leases, permits, and right-of-way easements, or renewals, modifications or terminations thereof, for structures or operations other than production of oil, gas or other minerals, in lands under the jurisdiction of the State Lands Commission, provided they are strictly in compliance with the form, content, rental rates, fees, and conditions previously established or authorized by the policies and Rules and Regulations of the Commission." (Minute Item No. 30, 2/9/54)

"GROINS, ETC. The Executive Officer is authorized to approve plans to construct, alter, repair, or reconstruct any of the structures named in Section 6321 of the Public Resources Code, in accordance with the law applicable thereto and the policies and Rules and Regulations of the Commission." (Minute Item No. 30, 2/9/54)

"SALES OF STATE LANDS. The Executive Officer is authorized to advertise State school lands for sale, and to file with the Bureau of Land Management, United States Department of the Interior, for selections,

EXHIBIT "A" (CONTD.)

upon receipt of applications therefor, and for exchanges in cases where school lands have been withdrawn by the United States. When all preliminaries have been completed, report shall be made to the Commission for action. When sales are approved, the Executive Officer shall arrange for the execution and issuance of final documents." (Minute Item No. 30, 2/9/54)

"ASSIGNMENTS AND MODIFICATIONS. The Executive Officer is authorized to execute assignments to leases, and to approve alterations to structures or the erection of new structures where the cost thereof does not exceed \$5,000, and to make minor corrections in descriptions of property under lease." (Minute Item No. 30, 2/9/54)

"DELEGATIONS The Executive Officer may redelegate any powers and authorities granted to him whenever such action is in the interest of the State.

"The Assistant Executive Officer is authorized to exercise all of the powers and authorities of the Executive Officer at the time and in a manner which is in the best interests of the State during any period of absence of the Executive Officer from all offices of the State Lands Division." (Minute Items No. 30, 2/9/54 and No. 38, 10/5/59)

"LIMITATIONS. The authority granted to the Executive Officer to negotiate, execute and issue leases and permits of various kinds, or renewals, modifications or terminations thereof, shall be limited to noncontroversial cases involving annual rentals or fees of not in excess of \$600 or appraised valuations of not over \$10,000. All other cases shall be submitted to the Commission for final action.

"The Executive Officer shall make a report to the Commission at each regular meeting on the salient features of all leases and permits issued by him subsequent to the previous meeting of the Commission.

"In all instances where the exercise of prescribed duties by the Executive Officer culminates in a determination which is solely within the discretion of the Commission, such determinations or actions shall be submitted to the Commission for ratification unless the determination or action was pursuant to prior State Lands Commission authorization." (Minute Items No. 30, 2/9/54 and No. 38, 10/5/59)

"COLLATERAL BONDS. The Executive Officer is authorized to act on behalf of the Commission in the acceptance of a faithful performance bond executed by a lessee, or a lease applicant, in lieu of a corporate surety bond, under the following terms and conditions:

- "(1) That the lessee or applicant has furnished such bond, and offers to convey to the Treasurer of the State of California fully negotiable securities of the United States Government as collateral to, and in the full value of, the bond so furnished;

EXHIBIT "A" (CONTD.)

- "(2) That said securities so furnished shall be placed on deposit with the State Treasurer, subject to the following conditions:
- a. Lessees and applicants shall be entitled to receive from the State Treasurer, or to appoint an agent to receive for them, all matured coupons attached to any securities so hypothecated;
 - b. Upon the termination of any lease, bond for which has been secured through the deposit of collateral securities, and a determination by the Executive Officer that all of the terms, provisions, and conditions of such lease have been fully and properly discharged by the lessee, the Executive Officer is authorized to release said securities to the depositor.
- "(3) For the purpose of carrying out the provisions of this resolution, the following letter of authority, a certified copy of which shall be filed with the State Treasurer, is hereby approved and adopted:

State Treasurer
121 State Capitol Building
Sacramento 14, California

Dear Sir:

The employees of the State Lands Commission, State Lands Division, Department of Finance, whose names and signatures appear below, are authorized hereby to issue and sign any letters, instructions, or other written evidence of authority directed to the State Treasurer of the State of California whereby said State Treasurer is authorized to receive, release or otherwise dispose of any securities or other property belonging to or under the control of this Commission, which is about to be deposited or is now on deposit with the State Treasurer for safekeeping or which is or which may be deposited with him under the provisions of any laws of the State of California.

F. J. HORTIG
(Name - Typewritten)

EXECUTIVE OFFICER
(Title)

/s/ F. J. HORTIG
(Auth. Sig.)

FRANK W. PORTER

ADMINISTRATIVE ASSISTANT /s/ FRANK W. PORTER

Unless otherwise directed, matured coupons attached to securities placed on deposit may be released to depositors.

The responsibility of the State Treasurer extends only to compliance with the foregoing instructions.

EXHIBIT "A" (CONTD.)

These instructions supersede all previous instructions and are to remain in full force and effect until written revocation is filed with the State Treasurer.

No other instructions relating to such securities shall be accepted by the State Treasurer except upon the authorization of the State Lands Commission, and then only provided such authorization is accompanied by a certified copy of a resolution from the minutes of the State Lands Commission approving such instructions.

State Lands Commission "

(Minute Items No. 30, 2/9/54 and No. 38, 12/12/57)

"ADMINISTERING OATHS AND ISSUING SUBPOENAS. There is delegated to the Executive Officer all the powers conferred upon the State Lands Commission by Section 11180-11191 of the Government Code for the purpose of administering oaths and issuing subpoenas in connection with hearings authorized by the Commission." (Minute Item No. 30, 2/9/54)

"BUREAU OF RECLAMATION PERMITS FOR CROSSINGS. The Executive Officer is authorized to enter into right-of-way agreements with the United States Bureau of Reclamation for the construction, operation, and maintenance of facilities for the purpose of transmitting electric or other power over sovereign lands of the State of California, for a fee of \$50 for each crossing for such period of time as the areas involved shall be used for the stated purposes and no longer." (Minute Item No. 30, 2/9/54)

"HEARINGS PURSUANT TO SECTION 126, GOVERNMENT CODE. The Executive Officer is authorized to order and conduct the requisite hearings pursuant to Section 126 of the Government Code and under the Rules and Regulations adopted by the Commission on June 14, 1949, on applications relating to acquisition of lands by the United States, subject to report to the Commission of the determinations of the hearings for final consideration and action." (Minute Item No. 30, 2/9/54)

"The Executive Officer is authorized to hold public hearings in connection with the consideration of oil and gas lease offers by the Commission as specified and authorized in Section 6873.2, Public Resources Code, in those cases where authority has been granted for the publication of notice of the proposed consideration for leasing lands in a specified area. The Executive Officer is authorized to conduct the requisite hearings only in those instances where a request for such a hearing has been submitted by a qualified city or county." (Minute Item No. 23, 4/12/56)

"The Executive Officer is authorized to:

EXHIBIT "A" (CONDT.)

- "1. Approve change orders for Long Beach Harbor Department contracts, subject to the limit that the value of such changes shall not exceed the limit specified in a contract approved previously by the Commission.
- "2. Approve purchase orders issued by the Harbor Engineer relating to subsidence costs.
- "3. Approve assignment of Harbor Department personnel to emergency construction, protective and remedial projects.
- "4. Redesignate such approvals in cases of necessary absence of the Executive Officer." (Minute Item No. 11, 7/2/56)

"The Executive Officer, State Lands Commission, is authorized to accept quitclaim deeds on behalf of the State Lands Commission, pursuant to the provisions of Section 27251 of the Government Code, State of California." (Minute Item No. 18, 1/13/58)

"The Executive Officer is authorized to execute such necessary forms as may be required under each individual restoration order for the purpose of waiving the six-month preferential right accorded the State for the filing of indemnity selection applications as provided by Public Law 85-771 (72 Stat. 928)." (Minute Item No. 32, 1/29/59)

"Kenneth C. Smith, as Public Lands Officer of the State Lands Division, is authorized to execute indemnity selection and exchange applications filed by the State, in compliance with the regulations promulgated by the Secretary of Interior, set forth under Part 270, Title 43, United States Code of Federal Regulations." (Minute Item No. 27, 12/17/59)

"The Executive Officer is authorized to rescind lease offers when the applicant does not execute and return the lease to the Commission and pay the first annual rental or other consideration within 30 days after the lease has been delivered to the applicant." (Minute Item No. 27, 8/18/64)