

7700 COLLEGE TOWN DRIVE, SUIT 209 SACRAMENTO, CALIFORNIA 95826 TELEPHONE (916) 383-3801

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MEMBERS PRESENT

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Ŷ Mr. Kenneth Cory, State Controller, Chairperson 2 Mt. David Ackerman, Representing the Lieutenant Governor 3 Mr. Roy M. Bell, Representing the Director of Finance 4 5

STAFF PRESENT

ALSO PRESENT

Mr. William F. Northrop, Executive Officer 7

- Mr. Robert C. Hight, Chief Counsel 8
- Mr. Leslie H. Grimes 9
- Mr. Wilbur M. Thompson 10
- Mr. Donald J. Everitts 11
- Ms. Diane Jones 12

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Mr.

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Jan Stevens, Attorney General's Office

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PROCEEDINGS

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CHAIRPERSON CORY: For the Executive Officer report, you have --EXECUTIVE OFFICER NORTHROP: Mr. Chairman and

Members, I have no report this morning.

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CHAIRPERSON CORY: Pardon?

EXECUTIVE OFFICER NORTHROP: I have no report this morning.

CHAIRPERSON CORD: You have no report. Okay.

Staff report on State Coastal Commission.

EXECUTIVE OFFICER NORTHROP: Mr. Chairman, it will be covered in the calendar item in the calendar.

14 CHAIRPERSON CORY: Okay. The consent calendar. 15 For those in the audience, the items preceded by the initial 16 "C", which are items C1 through 16, will be taken up in a 17 group unless somebody in the audience has some objection to 18 the proposed staff recommendation. Are there any questions 19 from the Commissioners?

MR. ACKERMAN: None.

CHAIRPERSON CORY: None from the audience?
Without objection, the consent calendar -MR. BELL: Wasn't one taken off -- or was it?
EXECUTIVE OFFICER NORTHROP: No, we didn't pull
16. We left it on.

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CHAIRPERSON CORY: C1 through 16 are approved as presented.

Item 17? We have an Informative item, something from the City of Vallejo. Mr. MacDonell. MR. MacDONELL: Thank you.

CHAIRPERSON CORY: What would you like to inform us

MR. MacDONELL: Yes, sir. May I ddress you? CHAIRPERSON CORY: Yes, Go. We're in a hurry. MR. MacDONELL: 'I'd like to have about three to five minutes, if I may.

CHAIRPERSON CORY: You've got five.

MR. MacDONELL: Thank you, sir.

CHAIRPERSON CORY: Don't waste them.

MR. MacDONELL: For the record my name is Ted 15 MocDonell, I'm City Manager of the City of Vallejo. And I 16 17 have passed out to the Members of the Commission a letter a with some exhibits attached on a request for transfer of 18 tideland grant restrictions. In Way of background, the City 19 of Vallejo is involved in a rather extensive redevelopment 20 and revitalization program of our central business district 21 22 and waterfront area. We have developed land to implement that revitalization program and we are well on the way to 23 24 accomplishing our objectives.

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One of the problems that we ran into in carrying

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out our program was that we have a considerable amount of subsidized housing surrounding the central business district area, and we were looking for a better mix of economic scale so that we could attract some high-income folks into the downtown and help in the revitalization in that manner. We have plans developed, and included in those plans are two areas for high-cost housing.

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One of the areas is adjacent to our municipal marina. "'m not sure if you're familiar with Vallejo, but it's near 9 the causeway at Mare Island. It is unfilled land that we 10 acquired in about 1959. We went along bligsfully on our way because we had acquired the land from the railroad and we felt it was not encumbered with the tideland grant restrictions. However, in diffussion with your staff, we find that the land was in fact encumbered and that we could not develop it for residential use. This put us in a quandary because we had gone down -- quite a ways down the way with the developers to provide condominiums on the sate.

The City Attorney advises that it was in fact encumbered by the tideland grant and that we could not, as it was, develop it for residential use. The City Attorney suggested to the City Council that we get legislative relief to remove the tideland grant restrictions from the filled land as was done by previous legislation in 1925 with some of the areas of Vallejo.

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The land is about 350 feet from the water and is \geq actually 'no longer usable for fishing, navigation, and 2 We discussed that with your staff, and the staff commerce. 3 suggested that, perhaps, rather than secking legislative 4 relief that there was a possibility of effecting a trade 5 of tideland conditions from the 12 acres in question to some 6 other site in or around the City of Vallejo that would be 7 a@ceptable. We sat down with your staff, looked at possible 8 alternatives, and came up with a site that is being acquired 9 by the County of Vallejo called Dillon Point, which is 10 adjacent to Benicia State Recreation Area along Highway 780. 11 There's some 85 acres in that site. 12

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We felt, in consultation with your staff, that that site would be an excellent location to transfer the conditions of the tideland grant and that we would therefore be able to free the 12-acre site adjacent to our marina and proceed with our development plans.

So I'm here today to ask you if you would approve
such a suggestion, and if so, if you would authorize your
staff to work with the staff of the City of Vallejo to work
out the details of such an exchange. I'd be most happy to
answer any questions that you might have.

23 CHAIRPERSON CORY: I don't think we're in a
24 position to approve the exchange. I think we can refer it to
25 the staff for them to do appraisals and have the Attorney

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, **1** General look at the legal work, but the basic concept of making an exchange -- as long as the dollar value is there -2 is, as I understand the law, in fact, your only way out. 3 I don't think legislation could solve your problem. Am I correct in that -- I'm looking at the attorneys -- that If the 5 6 trust is there, we cannot give it up. We can only oxchange 7 out of it.

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8 That's exactly right, Mr. Chairman. MR. STEVENS: 9 Transfer may be possible subject to the equal value test and some other considerations. And we'd like to take a look at 10 11 it and work with you. It may be necessary to have a statute 12 to facilitate the transfer, but we can make that decision 13 in a very short time.

MR. MacDONELL: We appreciate your consideration. 14 CHAIRPERSON CORY: Well, without objection, we'll 16 refer it to the staff and hopefully they can work it out. But I wanted to make that point clear: you don't have an "either/ or " option, unfortunately. You only have an exchange option or amending the Constitution, not a statute.

MR. MacDONELL: Okay.

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CHAIRPERSON CORY: Okay?

Thank you for your consideration. MR. MacDONELL: CHAIRPERSON CORY: Thank you, and you just made it. MR. MacDONELL: Very good.

Item 18, Contra Costa Sanitation CHAIRPERSON CORY:

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District, approval of a 49-year permit. Is there anybody in the audience on item 49 (sic)? Any questions from Commissioners?

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Without objection, it will be approved as presented. 4 Item 19, Fresno Metropolitan Flood Control Distrig, 49-year general permit. Anybody in the audience on this б Questions from the Commissioners? item? Without objection, item 19 will be approved as 8

presented.

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Item 20, Department of Fish and Game, approval of 10 permit in Yolo County. Anybody in the audience on this item? 11 Questions from Commissioners? 12

Without objection --

EXECUTIVE OFFICER NORTHROP: Twenty-one is off 14 calendar. 15

CHAIRPERSON CORY: -- will be approved as presented. EXECUTIVE OFFICER NORTHROP: Twenty-one is off

18 calendar.

CHAIRPERSON CORY: Twenty-one is off calendar. 19 Item 22 is a 20-year general lease, commercial use, Whiskey 20 Slough, San Joaquin County, for Harold and Carol Taylor. 21 Anyone in the audience on this item? Questions from 22 Commissioners? 23 Without objection it will be -- oops! 24

MR. TAYLOR: Mr. Taylor.

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CHAIRPERSON CORY: You're happy with the proposed 2 lease? MR. TAYLOR: 3 Yes. CHAIRPERSON CORY: Okay. Without objection, 4 approved as presented. 5 Item 23, 4-Jay Investment, Lessee, wants to revise 6 the lease in Sutter County near Verona. Is there anybody 7 8 in the audience on this item? Any questions from 9 Commissioners? Without objection, the amendment is approved as 10 11 presented. Item 24, Anza Shareholders' Liquidating Trust 12 would like to assign B.D.S. Corporation -- and the paperwork's 13 in order, staff, on thill one? 14 EXECUTIVE OFFICER NORTHROP: Yes, it is, 15 16 Mr. Chairman. CHAIRPERSON COLY: Any questions from anybody in 17 the audience? Any questions from Members here? 18 Okay. Without objection, item 24 assignment is 19 20 approved as presented. Item 25, Addie McKay, approval of a patent on a 21 22 patent that was issued in π -EXECUTIVE OFFICER NORTHROP: In the late 1800's. 23 CHAIRPERSON CORY: -- the late 1800's. Is there 24 any question from anyone in the audience? Commissioners? 25

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8 Without objection, item 25 will be approved as 2 presented. 3 Item 26 is off calendar. 4 Item 27, Valley Nitrogen -- this is to permit the staff to take necessary steps to recover the -- against a 5 bond for removal of a pier. Is there anybody in the audience 6 on this item? Questions from Commissioners? 7 8 Without objection, 27 will be approved as presenced. Q Item 28, Golden Shore Professional Building and the City of Long Beach, determination of a 50-year lease 10 11 on a 0.1 acro and --12 EXECUTIVE OFFICER NORTHROP: 0.124 acres. 13 CHAIRPERSON CORY: Okay, 0.124. That's in keeping with Gray's comment the other day of 14.07 percent. 14 15 (Laughter.) 16 CHAIRPERSON CORY: -- for a dollar per year for ingress and egress out of a development in the port area in 17 18 Long Beach. Any questions by anybody in the audience? 19 Without objection, 28 will be approved as presented. 20 Item 29, informative on a reforestation --21 EXECUTIVE OFFICER NORTHROP: Mr. Chairman --22 CHAIRPERSON CORY: Les? 23 EXECUTIVE OFFICER NORTHROP: Mr. Chairman, Les 24 Grimes, our number one forester, will make the presentation. 25 MR. GRIMES: This is just an informative calender

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item on the status of our Reforestation Project as it winds
 down. June 30th is the cutoff date.

Last year we planted 386 acres. This year we plan 3 to plant 315 (sic) acres more for a total of 697 acres. This, 4 of course, included site preparation and clearing with 5 various hand and mechanical means. We achieved survival which 6 is good in most instances. A couple of parcels were pretty 7 bad, like up in the Forks of Salmon where the topography is 8 straight up and down and rocky. Overall, we had a weighted 9 average of survival of 73.3 percent. Seventy percent is 10 considered totally acceptable. 11

12 CHAIRPERSON CORY: I take it Mr. Brown Thumb Grimes 13 didn't do it. He had some help with some green thumbs? 14 MR. GRIMES: I stayed in the office.

(Laughter.)

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16 CHAIRPERSON CORY: I think that's a very worthwhile 17 program and you're to be seriously commended on the work --18 on the reforestation. Hopefully, if they're handing out 19 federal money, this is a good place to put it as opposed to 20 some of the other --

21 MR. GRIMES: I hope we can keep going on it too.
22 MR. ACKERMAN: Was this all federal funds?
23 MR. GRIMES: Yes. It was through -- it was federal
24 funds administered through EDD. It was a combination social
25 program as well as an "improve the natural resources" thing.

We were required to use CCC labor, and we had to use high -labor-intensive projects. And there's nothing more laborintensive than planting trees.

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CHAIRPERSON CORY: If you talk to B. T, tell him
that I'm convinced that with that hook, he ought to be able
to dig a hole and throw one in rather efficiently, even on
the rocky terrain.

(Laughter.)

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CHAIRPERSON CORY: Okay. Thank you, Les.

Item 30, sale of royalty oil. Mr. Northrop?

EXECUTIVE OFFICER NORTHROP: This is authorization to go to competitive bid for our statewide royalty.

13 CHAIRPERSON CORY: Okay. Anybody in the audience
14 on this item? Without objection, authorization is granted
15 as requested.

16 Item 32 (sic), assignment of Extractive Lease
17 in the Owens bed from Morrison & Weatherly, Lake Minerals
18 Corporation. Is there anybody in the audience on this item?
19 Any questions from Commissioners?

Without objection, it is approved as presented.
Item 32, mineral extraction lease, five-year lease
on 513 acres of submerged land in Alcatraz. This is a sand
and gravel extraction. Any questions? Anybody in the
audience on this item?

Without objection, item 32 will be approved as

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Item 33, Orange County Environmental Management Agency wants to reimburse the state to \$9,100 for a geologic consulting service in the oil and gas operations in Bolsa Chica. Anybody in the audience on this item?

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Without objection ---

MR. BELL: Strongly approve.

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MR. ACKERMAN: That's good.

CHAIRPERSON CORY: Okay. Approved as presented. Thirty-four, City of Long Beach crude oil sell-off. This is the one that we have a telegram on. Powerine is concerned that they have a buyer-seller relationship and don't want to lose the oil, but they don't want to pay us what other people are willing to pay us.

15 EXECUTIVE OFFICER NORTHROP: They're going to whave that option, that opportunity, for 15 days. 16

CHAIRPERSON CORY: They'll have an opportunity 18 what, to match?

19 EXECUTIVE OFFICER NORTHROP: To match, right. 20 They'll have a 15-day opening in which to match.

31 MR. BELL: But their contract no longer is valid? 22 CHAIRPERSON CORY: The contract allows us to take it and sell off. They are contending that DOE regs preclude 23 us f ca having the option. And our indication from DOE 24 indicates that we do have the option. 25 akay?

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The place to resolve that

They still have right of refusal. MR. BELL: CHAIRPERSON CORY: They still have right of refusal, 3 and what we're really arguing over is money. MR. BELL: Yes. EXECUTIVE OFFICER NORTHROP: It's a dollar. If they choose not to exercise that MR. ACKERMAN:

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right, do they have any recourse through any legal action? They could take -EXECUTIVE OFFICER NORTHROP: MR. ACKERMAN: Would that stop the sell off? " EXECUTIVE OFFICER NORTHROP: Probably. If they got

an injunction, they probably would. 12

Bob, do you want to address that?

Yes, Mr. Ackerman. If they got an 14 MR. TROUT: they can do various things, but one would be to try to get 15 injunction to prevent the sell-off. // The other would be 16 17 I don't know what option they just a money-damages suit. 18 would take.

MR. BELL: It's just personal property, isn't it,

20 we're talking about?

MR. TROUT: Ves.

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MR. BELL: It's not real property.

Is there a very high likelihood of MR. ACKERMAN:

24 that?

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MR. TROUT: We don't know at this point

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MR. ACKERMAN: This is consistent with all other --CHAIRPERSON CORY: Yes. I understand their side of it: they'd ather get it at the lower price. But if they disagree with that, it seems to me one or the other of us should go to court.

EXECUTIVE OFFICER NORTHROP: Our Washington counsel 6 has talked to DOE and has an indication from DOE that we're 7 proceeding correctly. I had asked Alan Hager to cume 8 up this morning, because he had a conversation with our 9 Washington counsel and it was a concern of his. However, 10 he wasn't able to make the plane. I did talk to him, and 11 he felt that we should go through with it because it was in 12 line with the conversation that Mr. Lamont had in Washington. 13 MR. ACKERMAN: Okay, so moved. 14

15 CHAIRPERSON CORY: Without objection then, 34,
16 approval as presented.

Item 35. This is --

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18 EXECUTIVE OFFICER NORTHROP: This allows us to 19 offer up --

CHAIRPERSON CORY: This is offering another increment of crude oil for sale. Anybody --EXECUTIVE OFFICER NORTHROP: This is Tract One.

CHAIRPERSON CORY: Tract One. The other was

Parcel A.

EXECUTIVE OFFICER NORTHROP: Parcel A.

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CHAIRPERSON CORY: Okay. But this one is just authorizing the sale. The other, the sale --

EXECUTIVE OFFICER NORTHROP: ______ We ve got to bring it back for the award.

CHAIRPERSON CORY: Without objection, 35 is approved as presented.

Item 36 authorizing of a closing of accounts for '78, subsidence in the City of Long Beach. Anybody in the audience on this item? Questions from Commissioners? MR. ACKERMAN: This just about brings us up to date,

11 doesn't it, on subsidence?

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12 EXECUTIVE OFFICER NORTHROP: Yes. We are current 13 now.

> Mr. Thompson, this brings us current, doesn't it? MR. THOMPSON: Yes. This is the last --MR. BELL: It brings us up to June 30, '79, so

17 that's pretty close.

MR. THOMPSON: Last month we closed all the 13 projects that we finished through that particular time, 19 plus the annuals through '78, and this takes us through '79. 20 This was one of the conditions when this was approved in 21 June of 1978 that we come back and close these promptly, 22 so we didn't get in this clear-back-to-1956 issue. 23 CHAIRPERSON CORY: Okay, Without objection, item 24 36 is approved as presented. 25

Item 37, fourth modification of the budget. Ãnν questions from the Commissioners? Anybody in the audience Everybody understanus where we are on the on this item? budget?

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MR. THOMPSON: Now again this is a calculated risk because this is not exactly a proven technique because of That's why it's called an unconventional steamour depth. This is a project over 2500 feet in depth. In the 8 drive. San Joaquin Valley normally you steam-drive at a shallower depth.

Is this also for slant drilling? MR. BELL: 11 Well, slant drilling does have 12 MR. THOMPSON: some complications in the stress in the casing and things 13 like that. Again, this is one of the unknowns -- whether 14 we can really do this - and this is why we're doing it on 15 a test basis. But in this particular case, because of 16 the front-end-loading tertiary regulations, you're allowed 17 to take part of your lower-tier oil and reclassify it 18 to upper-tier to take some of the risk out of this. So 19 this is helpful in this project -- approximately fifty 20 21 percent.

There has to be some kind of incentive like this, 22 because this is a questionable project. There's no guarantee 23 this project will work. In this particular case if we can 24 do it at 50 mercent d/llars, it will ease the pain a little. 25

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CHAIRPERSON CORY: As we re doing this, remember he's our uncle, not our dad. 2

(Laughter.)

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MR. THOMPSON: And again, as far as the augmentation for the drilling rigs, we're going to use these 5 rigs pretty extensively for the next four or five years, so it's necessary to keep them in repair. And this is an analogy of going to a solid state versus a vacuum tube-type deal, as far as a converter. In one case before, we had to actually use an electric motor-driven converter to drive an AC motor to drive a DC converter. Now we do it with a solid state conversion-type deal, so it's much more efficient. The last two rigs we bought have been of this type, so we're trying to get the other rigs converted. CHAIRPERSON CORY: Okay. Without objection, item

37 is approved as presented.

Item 38 is off calendar.

18 Item 39, litigation settlement with PG&E in the litigation we have in the San Francisco Bay near Baumberg, Alameda County. And this is a settlement with an easement for PG&E and they're out of the case, and everybody seems to be happy.

Anybody in the audience on this? Without objection, item 39, the proposed settlement, is approved as presented by staff.

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T Item 40, we want to authorize a disclaimer on 0.8 acres in -- where? 2 3 EXECUTIVE OFFICER NORTHROP: Colusa County. CHAIRPERSON CORY: Colusa County. Anybody in the 4 audience on this? 5

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Without objection, item 40 is approved as 7 presented. 0 *c*=

Item 41, approval of Geothermal Lease Form. 8 is the lease. Is there anybody in the audience on this 9 This item? Any questions? 10

MR. ACKERMAN: Simple English.

MR. BELL: This is the one where you can almost understand. 13

14 CHAIRPERSON CORY: Almost. Almost. He sits there smirking. 15

MR. ACKERMAN: I understand we tackle the pros-17 pecting permits next. 18

(Laughter.)

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CHAIRPERSON CORY: Okay. Without objection, 20 item 41 is approved as presented.

Item 42 is a request to solicit bids for the --22 this is the seeps in Santa Barbara ---

EXECUTIVE OFFICER NORTHROP: Really what it is is Everitts wants to take a submarine ride. 24 25 (Laughter.)

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	CHAIRPERSON CORY: Anybody in the audience on this		
2	item?		
3	Without objection from the Commissioners, item		
4	42 will be approved as presented.		
5	Item 43, an amendment to the Lobel, Novins &		
6	Lamont contract. Are there any questions from the		
7	Commissioners?		
8	MR. BELL: We could take some time on this depend-		
9	ing on		
10	CHAIRPERSON CORY: Where's the pool?		
11	(Laughter.)		
12	CHAIRPERSON CORY: Questions from anybody in the		
13	audience on this item?		
14 0	MR. ACKERMAN: I have a comment. I'll help		
15	Mr. Northrop out a little bit here.		
16	This brings up the point, I think, of all the work		
17	that our Chairman has done through the last several months		
18	concerning the windfall profits legislation in Washington.		
19	On behalf of myself, and I know Mr. Bell, we would like to "		
20	commend Ken for all the work he's done on this. His		
21	lobbying, I think, single-handedly has turned a few votes		
22	around and has been very instrumental for California and our		
23	revenue picture.		
° 24	• MR. BELL: I'd like to second your comment. I		
25	think Ken has done an adequate job.		
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MR. ACKERMAN: By a vote of two to one? (Laughter.) CHAIRPERSON CORY: Adequacy was established. I may have to use that in the next campaign. (Laughter.) CHAIRPERSON CORY: Without objection, we will approve the contract, because those are the foot soldiers who really made it possible. With that -- no more business to come before the Commission -- we stand adjourned. (Thereupon the meeting of the State Lands Commission was adjourned.)

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2 I, PAUL D. RAMSHAW, a Certified Shorthand Reporter 3 of the State of California, do hereby certify: 4 That I am a disinterested person herein; that 5 the foregoing State Lands Commission transcript was prepared б under my supervision from a tape recording of the hearing 7 and nou from my shorthand notes. 8 I further certify that I am not of counsel or 9 attorney for any of the parties to said hearing, nor in 10 any way interested in the outcome of said hearing. 11 IN WITNESS WHEREOF, I have horeuntd set my hand 12 day of February, -1980. this 13 14 15 11 16 17 18 RAMSHAW PAUL P. Certified Shorthand Reporter 19 License No. 3434 20 21 22 ſ 23 24 25 \Diamond PETERS SHORTHAND REPORTING CORPORATION 7700 COLLEGE TOWN DRIVE. SUITE 209 SACHAMENTO, CALIFORNIA 85826 TELEPHONE (010) 383-3601

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