

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer to execute a release to the War Department for 3.10 acres of tide and submerged land at Pittsburg, Contra Costa County, leased under No. P.R.C. 78.

6. (Application for Lease of Tide and Submerged Lands for Construction of Seawall - Malibu Quarterdeck Club - W.O. 147) The Commission was informed of the application by the Malibu Quarterdeck Club for an easement over an area of State tide and submerged lands 1,040 feet by 100 feet for construction of a seawall and the erection of two temporary groins extending 60 and 100 feet, respectively, at Malibu Beach, Los Angeles County. Between the two groins the Malibu Quarterdeck Club proposes to deposit spoils pumped from the construction of their inner harbor which is to be built wholly on private lands.

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer to execute and issue a fifteen year right of way easement, with the right of renewal for an additional period of ten years, to the Malibu Quarterdeck Club on 1,040 feet of State tide and submerged lands at Malibu Beach, Los Angeles County, 100 feet in width at an annual rental of two cents per lineal foot, plus \$40.00, in accordance with the Commission's established policy, upon which right of way the Malibu Quarterdeck Club will construct a seawall and two groins and deposit between the groins the spoils dredged from their own land, subject to the filing of a \$10,000.00 surety bond to guarantee performance and removal of any structures at the expiration of the lease, and further subject to approval by the Seacoast Engineer of the Division of Beaches and Parks of the permanent structures to be erected, pursuant to Section 6901 of the Public Resources Code. The lessee is to be informed specifically that determination as to the manner and authority for any construction on submerged lands seaward of the low water mark, now the subject of a Supreme Court decision and claimed by the United States, must be made by the lessee.

7. (Tide and Submerged Land Lease - Aquatic Park Lagoon - San Francisco - No. P.R.C. 136) The Commission was informed of the request received from the Army Engineers for execution on behalf of the State Lands Commission of a release of Lease No. P.R.C. 136, entered into in December 1943 for occupancy for the duration of the War and six months after the termination of the unlimited National Emergency, of State tide and submerged lands adjacent to Aquatic Park, between Van Ness and Hyde Streets, San Francisco.

Upon motion duly made and unanimously carried, the Commission adopted a resolution authorizing the Executive Officer to execute a release of the land covered by Lease No. P.R.C. 136.