

10. (Morro Bay Lease P.R.C. 207 - Carver and Roberts and Lease P.R.C. 233 - County of San Luis Obispo) The Commission was informed that on March 18, 1946, Lease No. P.R.C. 207 was entered into between the State and Messrs. Carver and Roberts for certain areas of tide and submerged lands in Morro Bay, San Luis Obispo County. These tide and submerged lands are occupied by a wharf.

The Commission was also informed that on May 10, 1946, an area lease was entered into with the County of San Luis Obispo for Morro Bay and an adjoining area of the Pacific Ocean under which lease, the rental from the Carver - Roberts lease was to be considered in the rental due the State from the County. Furthermore, the Legislature, by Chapter 1076, Statutes of 1947, granted the land leased to the County, including the area of the Carver - Roberts lease.

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the transfer of the Carver - Roberts and County leases to the County of San Luis Obispo, including all rentals thereunder and thereafter as of September 19, 1947.

11. (Condemnation Case U.S.D.C. 22126-S - Marinship - Sausalito) The Commission was informed that during the War, the Maritime Commission pursuant to the War Powers Act condemned and took possession of certain filled and unfilled tide and submerged lands in the City of Sausalito upon which was built the Marinship Shipyard. In this taking were certain underwater streets reserved by the State Legislature under the 1868 Act authorizing the State Tideland Commissioners to soil underwater lots.

The Commission was further informed that the Marinship Yard has now been turned over to the War Assets Administration for disposal. No compensation in the case has been paid to the State for the streets involved. Since these streets are within two miles of a city, there is a constitutional prohibition (Article 15, Sec. 3) against granting or selling to private persons, partnerships or corporations of such tide and submerged lands. Sale by the War Assets Administration of this land would constitute a violation of this prohibition.

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer through the Attorney General, to take the necessary steps to have the streets within the Marinship taking returned to the State.

12. (Application for Mineral Lease - Submerged Lands - Feather River - W.O. 250 - B. E. Oliver) The Commission was informed that an application has been received from Mr. B. E. Oliver of Redwood City for a lease covering 80 acres of the Feather River extending northerly from its mouth and junction with the Sacramento River, for the purpose of extracting sand and gravel.

Under the Public Resources Code, the Commission must advertise for bids for such a mineral lease where the lands are known to contain commercially valuable deposits of minerals. Mr. Oliver has offered a minimum of two cents per ton for the material removed and sold.

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the advertising of a notice of intention to receive bids for a mineral lease on 80 acres in the Feather River northerly from its junction with the Sacramento River, in accordance with the Public Resources Code and for a period of twenty years. The notice to stipulate that no bids for less than two cents per ton will be accepted, that the Commission reserves the right to reject any and all bids, and that any mineral lease issued shall be restricted to sand and gravel, with all metallic mineral therein belonging to the State.

13. (Auxiliary Landing Field - Victorville Air Base - Los Angeles County - W.O. 94) The Commission was informed that on March 4, 1947 the following action was taken:

"Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Acting Executive Officer to approve the acceptance from the War Department of Section 36, T. 6 N., R. 8 W., S.B.B. & M., Los Angeles with all existing airport facilities except the field fence in place, in lieu of restoration of the land by the War Department to its original condition, and to advertise said area for bids for a lease for airport purposes."

Communication has now been received from the War Department with respect to the release of this property to the State. It states that in order to release the property to the State it will be necessary to renew the original lease, in accordance with its terms, to January 1, 1948. The required notice of renewal has been given to the Commission. Simultaneously, and as a part of this renewal, the War Department relinquishes, transfers and delivers to the State the improvements shown on Schedule "A" attached to said renewal, and the State on its part, upon approval of this lease extension, agrees to release the Government from any restoration of the said premises to its former state and condition. As a consideration for such release from restoration, the Government releases to the State and the State assumes the responsibility as of January 1, 1948 of the four-strand barbed wire fence with posts surrounding the leased property, the runways constructed thereon, the concrete catch basins with G. I. drain pipe and the wind-sock pole.

"Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer to execute Supplemental Agreement No. 2 dated December 31, 1947 which corrects the description, releases the land to the State and transfers improvements placed on the land under Lease No. W868-ENG-2070, our file P.R.C. 66."