42A. (Application for Prospecting Permit - Section 16, T. 3 S., R. 3 E., S.B.M., Riverside County - Harold L. Pierce - W.O. 438) The Commission was informed that an application had been received from Mr. Harold Ladd Pierce for permission to prospect for gravel, sand, rock and clay on the $S\frac{1}{2}$ of $N\frac{1}{2}$, $NW\frac{1}{4}$ of $NW\frac{1}{4}$ and $SE\frac{1}{4}$ of Section 16, T. 3 S., R. 3 E., S.B.M., Riverside County, which land was sold to Mr. Pierce with a reservation of the minerals to the State.

Field reconnaissance has shown the existence in place in the San Gorgonio River Wash, within the exterior boundaries of the land applied for, or extensive deposits of gravel and sand which are defined as mineral deposits by Section 6403, Public Resources Code.

Upon motion duly made and unanimously carried, a resolution was adopted that pursuant to Section 6891 of the Public Resources Code the Commission authorize the classification of the $S\frac{1}{2}$ of the $N\frac{1}{2}$, $NW\frac{1}{4}$ of $NW\frac{1}{4}$ and $SE\frac{1}{4}$ of Section 16, T. 3 S., R. 3 E., S.B.M., as known mineral lands and the rejection of the application by Mr. Harold Ladd Pierce for a prospecting permit thereon.

43. (Request for Discharge of Accountability - Lease No. 33, Chapter 69/29, Antonio Dowrelio, Fishing Wharf and Boat Landing, Carquinez Straits) The Commission was informed that pursuant to Commission authorization, a ten year lease agreement was entered into under Chapter 69/29 with Mr. Antonio Dowrelio on December 21, 1938 for certain tide and submerged lands opposite Crockett, Carquinez Straits, California.

Mr. Dowrelio paid the first year's rent at the time of issuance of the lease, was a month delinquent in paying the second year's annual rental, and almost one and one-half months delinquent in paying the third year's annual rental. The fourth year's rental due December 18, 1941 had not been paid as of March 16, 1942. As a result, notice was served on Mr. Dowrelio that the lease was cancelled, and this action was confirmed by the State Lands Commission at its meeting held on March 26, 1942, despite the fact that a check for the annual rental was received on March 23, 1942 from James F. Hoey, Esq., attorney for Mr. Dowrelio. This check, in accordance with instructions from the Commission, was returned to the submitter. At the time of this action by the Commission, there had been placed on its records an entry in the amount of $120.00 for the fourth annual rental.

After correspondence with the former lessee, the Attorney General's office has advised that in view of the refusal of the Commission to accept the tendered payment of the rental, "collection of the subject amount is improbable and it will be in order for the Commission to seek from the Board of Control a discharge of accountability."

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer to request a discharge of accountability in the amount of $120.00 from the State Board of Control in the matter of the fourth annual rental due under Lease No. 33, Chapter 69/29, Antonio Dowrelio, in view of the fact that the lease was cancelled by Commission action and payment of said rental subsequent to the cancellation was refused by the Commission.