

17. (SUBMARINE GEOPHYSICAL EXPLORATION, HUMBLE OIL & REFINING COMPANY - W.O. 1254, P.R.C. 724.1.) The Humble Oil & Refining Company has made application for authorization of the conduct of submarine geophysical exploration work on those tide and submerged lands under the jurisdiction of the State Lands Commission lying southerly and easterly of the easterly boundary of the City of Santa Barbara as extended, and northerly and westerly of the easterly boundary of the County of Santa Barbara as extended, during the period May 23, 1952, to August 23, 1952, inclusive. The Department of Fish and Game on May 9, 1952, authorized the use of explosives in connection with the proposed operation during the period May 23, 1952, to August 23, 1952. The Board of Supervisors of the County of Santa Barbara and the District Attorney of the County of Santa Barbara were informed that this application was to be considered.

A letter was read which had been received from the District Attorney of Santa Barbara County, dated May 21, 1952, in which he protested issuance of a permit for geophysical exploration operations in the area covered by this application, and for the reasons for said protest referred to a previous protest made in his letter of December 27, 1951. Inasmuch as the Commission had thoroughly discussed and considered the reasons for the protests at its meeting of January 4, 1952 (Minute Item 16, Pages 1512 to 1515 inclusive), no further discussion was considered to be necessary at this time.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE EXECUTIVE OFFICER TO ISSUE A PERMIT TO THE HUMBLE OIL & REFINING COMPANY FOR THE CONDUCT OF SUBMARINE GEOPHYSICAL EXPLORATION OPERATIONS ON THOSE TIDE AND SUBMERGED LANDS UNDER THE JURISDICTION OF THE STATE LANDS COMMISSION LYING SOUTHERLY AND EASTERLY OF THE EASTERLY BOUNDARY OF THE CITY OF SANTA BARBARA AS EXTENDED, AND NORTHERLY AND WESTERLY OF THE EASTERLY BOUNDARY OF THE COUNTY OF SANTA BARBARA AS EXTENDED, FOR THE PERIOD MAY 23, 1952, TO AUGUST 23, 1952, INCLUSIVE, NO PERMIT FEE TO BE REQUIRED BEYOND THE STATUTORY \$5 APPLICATION FEE, THE PERMITTEE TO REIMBURSE THE DIVISION OF STATE LANDS FOR ALL OF ITS INSPECTION COSTS.

18. (APPLICATION FOR A LEASE TO EXTRACT SAND, ROCKAWAY BEACH, SAN MATEO COUNTY, KEN ROYCE, INC. - W.O. 1095.) Mr. Ken F. Royce has made application on behalf of Ken Royce, Inc. for a mineral lease to permit the extraction of sand and gravel seaward of the ordinary high-water mark at Rockaway Beach, San Mateo County, California, adjacent to beach lands owned by Ken Royce, Inc. The purpose of the proposed removal of sand and gravel is for use in aggregate prepared and distributed by the Building Materials Division and Concrete Plant of Ken Royce, Inc., located at South San Francisco, and for mixing with other products produced at a quarry located at Rockaway Beach. Because the proposed removal of sand and gravel might interfere with the recreational use of lands littoral to the tide and submerged lands, the subject application was referred to the Beach Erosion Control Engineer of the Division of Beaches and Parks, pursuant to Section 6901 of the Public Resources Code, for recommendations as to protective bases to be included in any lease offered. The Beach Erosion Control Engineer has recommended that sand removal under any mineral extraction lease in the area be limited to not exceed 60,000 cubic yards per year, that the lease provide for revocation upon 30 days' notice of the finding of damaging effects on the beach from the mineral extraction operations, and that the lessee bear the expense of semiannual surveys of beach changes resulting from sand and gravel

removal by the lessee. The applicant has been informed that the estimated costs of conducting surveys of beach conditions on the demised premises and adjoining beach areas would be \$450 for the establishment of an initial control survey and approximately \$180 for each periodic survey thereafter.

The San Mateo County Planning Commission has been informed of the presentation of this application to the State Lands Commission for consideration.

Mr. Frank S. Skillman, of the County Planning Commission of San Mateo County, appeared before the Commission to request that it deny issuance of a lease for the removal of sand from Rockaway Beach, basing its protest largely upon the precedent which would be set for the issuance of future leases; he submitted a letter, dated May 26, 1952, in which his protest was outlined in detail. In response to a question by Mr. Dean, Mr. Skillman stated that the San Mateo County Board of Supervisors had not authorized the protest presented.

Mr. Ralph H. Shaw, of the San Mateo County Recreation Commission, also appeared before the Commission to request that it deny issuance of a lease, on the basis of the objections presented by Mr. Skillman.

Mr. A. B. Court, Engineer, appeared on behalf of Ken Royce, Inc. to assure the Commission that if a lease is issued Ken Royce, Inc. will make every effort to cooperate with the State to make certain that the contemplated removal of sand will not be detrimental to the public interest.

There was considerable discussion about the lack of definite knowledge as to what effect such sand removal would have, with the thought being advanced that issuance of a lease of the type being considered would afford the State a basis for the handling of future similar requests for removal of sand from beaches.

It was stated that between now and the time actual bids are opened, there would be ample time to allow other interested persons, including the littoral upland owners, to submit their reasons, if any, for the denying of such a permit, and that such additional protests could be considered before actual Commission action is taken towards the granting of a permit.

UPON MOTION DUELY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE EXECUTIVE OFFICER TO PUBLISH A NOTICE OF INTENTION TO RECEIVE BIDS FOR A MINERAL EXTRACTION LEASE ON THOSE TIDE AND SUBMERGED LANDS EXTENDING 150 FEET SEAWARD FROM THE ORDINARY HIGH-WATER MARK OF ROCKAWAY BEACH, SAN MATEO COUNTY, BOUNDED ON THE WEST BY THE ROCKY HEADLAND FORMING THE WESTERLY LIMIT OF ROCKAWAY BEACH AND ON THE EAST BY THE PROLONGATION SEAWARD OF THE WESTERLY LINE OF THE BERKELEY BAPTIST DIVINITY SCHOOL PROPERTY AS SHOWN ON "MAP OF PROPERTY OF F. M. MANSON", RECORDED OCTOBER 7, 1933, IN LICENSED LAND SURVEYOR'S MAPS, PAGES 43, 44, 45, AND 46, SAN MATEO COUNTY RECORDS, FILE NO. 311760, PURSUANT TO DIVISION 6 OF THE PUBLIC RESOURCES CODE, FOR A TERM OF TWENTY YEARS, WITH THE PREFERENTIAL RIGHT IN THE LESSEE TO RENEW THE LEASE FOR SUCCESSIVE PERIODS OF TEN YEARS UPON SUCH REASONABLE TERMS AND CONDITIONS AS MAY BE PRESCRIBED BY THE COMMISSION, AND FURTHER SUBJECT TO THE FOLLOWING CONDITIONS:

1. THE REMOVAL OF SAND AND GRAVEL FROM THE DEMISED PREMISES SEAWARD OF THE ORDINARY HIGH-WATER MARK SHALL BE LIMITED TO A TOTAL OF 50,000 CUBIC YARDS OF MATERIAL PER LEASE YEAR;
2. THE LEASE SHALL PROVIDE FOR REVOCATION UPON 30 DAYS' WRITTEN NOTICE OF ANY FINDINGS BY THE STATE LANDS COMMISSION OF THE EXISTENCE OF PERMANENTLY DAMAGING EFFECTS FROM THE MINERAL EXTRACTION OPERATIONS WHICH WOULD INTERFERE WITH THE RECREATIONAL USE OF LANDS LITTORAL TO THE TIDE AND SUBMERGED LANDS LEASED;
3. THE LESSEE SHALL BEAR THE EXPENSE OF SURVEYS OF CHANGES IN THE BEACH RESULTING FROM MINERAL EXTRACTION OPERATIONS UNDER THE LEASE. SUCH SURVEYS SHALL BE CONDUCTED NOT LESS THAN ONCE, NOR MORE THAN TWICE EACH LEASE YEAR, AND SHALL BE PERFORMED WHENEVER THE LESSEE HAS REMOVED A TOTAL OF 30,000 CUBIC YARDS OF MATERIAL FROM THE DEMISED PREMISES DURING ANY LEASE YEAR.

19. (PROSPECTING PERMIT, MR. DAVID CROWLEY, SAN MATEO COUNTY - P.R.C. 561.) On August 29, 1951 (Minute Pages 1428-29, Item 28), the Commission authorized the Executive Officer to approve an extension of time for a period of one year from May 20, 1951, for commencement of operations as required by Section 4 of Prospecting Permit P.R.C. 561, issued November 20, 1950. This extension was granted because of the requirement of time involved in preparation of marine equipment for the proposed pumping of oyster shells. Application by the permittee to the U. S. District Engineer in San Francisco on February 26, 1952, for permission to operate the marine equipment in the dredging for oyster shells in Corkscrew and Deepwater Sloughs, resulted in a statement by the U. S. Engineer office on March 21, 1952, that a permit would be withheld pending the establishment of provisions for disposition of waste dredged material in such manner that navigation would not be affected adversely. Therefore, the permittee has requested an additional extension of time for commencement of operations under the prospecting permit for the stated reason that he is now negotiating for suitable onshore locations on which to deposit the recovered and waste materials in a manner which will eliminate the basis of objection by the U. S. Engineer office.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED AUTHORIZING THE EXECUTIVE OFFICER TO GRANT AN ADDITIONAL EXTENSION OF TIME FROM MAY 20, 1952, TO AUGUST 20, 1952, FOR COMMENCEMENT OF THE OPERATIONS REQUIRED BY SECTION 4 OF PROSPECTING PERMIT P.R.C. 561.

20. (SALE OF VACANT FEDERAL LAND, OBTAINED THROUGH USE OF BASE, SCRIP APPLICATION NO. 10486, LOS ANGELES LAND DISTRICT, SAN DIEGO COUNTY, GEORGE J. NORCIA - S.W.O. 5293.) An offer has been received from Mr. Norcia of Escondido, California, to purchase the NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 13, T. 10 S., R. 3 W., S.B.M., containing 40 acres in San Diego County. This land may be obtained by the State from the Federal Government through use of base. The minimum price for scrip for this type of land has been set heretofore at \$5 per acre, cash. Mr. Norcia had made an original offer of \$200, or \$5 per acre.

The Assessor of San Diego County has assessed contiguous land at from \$1.60 to \$3 per acre, thus indicating an appraised value of the land applied for of \$3.20 to \$6 per acre.