

A regular meeting of the State Lands Commission was held in Room 302 State Building, Los Angeles 12, California, on Thursday, September 3, 1953, at 10 a.m.

Present: James S. Dean, Chairman
Goodwin J. Knight, Member
Robert C. Kirkwood, Member

Staff Members in Attendance:

Rufus W. Putnam, Executive Officer
J. Stuart Watson, Assistant Executive Officer
F. J. Hortig, Mineral Resources Engineer
D. K. Speer, Associate Civil Engineer
A. P. Ireland, Supervising Land Title Abstractor
Elma Denny, Acting Secretary

Others in Attendance:

For Item 29 - Application for Lease, T&S Lands, San Francisco Bay

J. K. Dooling
M. J. Goodman

For entire meeting

J. W. Silliman, Speaker of the Assembly

1. UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, THE MINUTES OF THE MEETING OF JULY 27, 1953 WERE CONFIRMED AS SUBMITTED.

2. UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, IT WAS DECIDED TO DEFER SETTING A DATE FOR THE NEXT COMMISSION MEETING.

3. (APPLICATION FOR LEASE, TIDE AND SUBMERGED LANDS, SAN FRANCISCO BAY, SAN FRANCISCO AND SAN MATEO COUNTIES, JACK K. DOOLING - W.O. 1408, P.R.C. 835.1.) An application has been received from Jack K. Dooling, 575 Berry Street, San Francisco, California, for an easement over a 200-foot strip of tide and submerged lands 4,186 feet long, that was set aside for railroad purposes, extending from Carroll Avenue to the San Mateo County line in San Francisco Bay. The applicant desires an easement for a railroad service line for the purpose of developing for commerce and industry certain underwater lots, blocks and streets that in part are under the ownership and control of himself and his associates.

Under Chapter 543 of 1868, the Legislature authorized the Board of Tide Land Commissioners to set aside this 200-foot-wide right of way for railroad access to lands granted to the Southern Pacific Railroad and the Western Pacific Railroad for terminal purposes. The right of way was never used and under the statute reverted to the State for failure of performance. Under some quirk, on July 14, 1914, the right of way was sold for taxes by the City and County of San Francisco. Two title company reports find title for the right of way vested in the State. The applicant represents the interest to the title stemming from the tax sale in the area for which the easement is desired.

Appraisals of the area have been made by Walter S. Ries for the State and a second one by Kenneth H. Smitten and Burt Huling for the applicants. Variances

*corrected by Stan #3,
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