

MINUTE ITEM

21. (CANCELLATION OF GRAZING LEASE P.R.C. 1780.2, I. W. STEVENSON AND K. CRAIN, FRESNO COUNTY - S.W.O. 6437.)

After consideration of Calendar Item 4 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO REFUND TO I. W. STEVENSON AND K. CRAIN THE PREPAID AND UNEARNED RENTAL UNDER LEASE P.R.C. 1780.2, AMOUNTING TO \$121.88, BY CERTIFICATE OF RESTITUTION, SAID REFUND TO BE MADE FROM THE STATE SCHOOL FUND TO WHICH THE RENTALS WERE REMITTED.

Attachment

Calendar Item 4 (1 page)

CALENDAR ITEM

MISCELLANEOUS

4.

(CANCELLATION OF GRAZING LEASE P.R.C. 1780.2, I. W. STEVENSON AND K. CRAIN, FRESNO COUNTY - S.W.O. 6437.)

On October 14, 1958 (Minute Item 22, page 4288), the Commission authorized the sale of the NE $\frac{1}{4}$ , E $\frac{1}{2}$  of SE $\frac{1}{4}$ , and W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 36, T. 19 S., R. 12 E., M.D.B. & M., containing 320 acres in Fresno County, to Leroy Burnett. Said land includes all the land embraced in Grazing Lease P.R.C. 1780.2. Section 6505.5 of the Public Resources Code provides that the sale of the leased land or any portion thereof, ipso facto, terminates the lease. Patent was issued to Leroy Burnett on November 28, 1958.

Section 6509 of the Public Resources Code provides that if a lease is terminated by the sale of land, the lessee shall surrender the lease to the Commission and receive in exchange therefor from the Commission a certificate showing the proportionate amount of the annual payment to be refunded to the lessee for the tract of land that has been disposed of by the State. Said lease has been surrendered by the lessee as required.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO REFUND TO I. W. STEVENSON AND K. CRAIN THE PREPAID AND UNEARNED RENTAL UNDER LEASE P.R.C. 1780.2, AMOUNTING TO \$121.88, BY CERTIFICATE OF RESTITUTION, SAID REFUND TO BE MADE FROM THE STATE SCHOOL FUND TO WHICH THE RENTALS WERE REMITTED.