

MINUTE ITEM

This Calendar Item No. 28.
was approved as Minute Item
No. 28. by the State Lands
Commission by a vote of 2
to 0 at its 9-26-79
meeting.

CALENDAR ITEM

28.

9/79
W 22208
De La Cruz

AUTHORIZATION FOR SALE OF SALVAGED
STATE-OWNED ABANDONED PERSONAL PROPERTY

- SALVOR: Mr. Curtis Carley
8270 Blackney Road
Sebastopol, California 95472
- SALVAGED ITEM: Anchor, shackle and approximately thirty
(30) feet of chain cable.
- CONSIDERATION: 25% of the net salvage value of \$25,000
or less, and 50% of the net salvage value
in excess of \$25,000. Said sum shall be
due on the first of the month following
the sale and bear interest at the rate
of 7% per annum if not paid within 15 days
of the due date. In addition, it is requested
that the Commission authorize the Executive
Officer the right to approve any sale of
the anchor, the final sales price, and
the net anchor's salvage value.
- BACKGROUND: Mr. Carley, deep sea diver and local resident
of the Salt Point area, removed the anchor
from the Pacific Ocean at Fisk Mill Cove,
Sonoma County, adjacent to Department of
Parks and Recreation's property.

During the process of transporting the
anchor to the uplands, Mr. Carley was con-
fronted by Park Rangers who advised him
of the State Lands Commission's jurisdiction
over the removal and disposal, as well
as ownership of the salvaged anchor.

The State Department of Parks and Recreation
has advised the Commissions staff that
they do not wish to retain the anchor.
However, they have expressed a deep concern
regarding the continuing salvage disturbance
along the Sonoma Coast and will be contacting
the Commission's staff in the near future
in order to establish long range protection
of off-shore artifacts within this area.

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Staff has also contacted and advised the State Office of Historical Preservation regarding the proposed disposition of the anchor. They have advised staff that they have no objection to the sale of the anchor.

In order to allow the Salvor to investigate the potential market for the anchor, he has been given possession of the anchor with the understanding that the State retains title to the anchor and the right to approve any sale.

STATUTORY AND OTHER REFERENCES:

- A. P.R.C.: Div. 6, Parts 1 & 2.
- B. Cal. Adm. Code: Title 2, Div. 3.

OTHER PERTINENT INFORMATION:

1. The anchor is estimated to be approximately 70 to 100 years old. Its value is estimated not to exceed \$10,000.
2. Staff is currently working with the Salvor to assess the net salvage value of the anchor for the purpose of determining the amount due the State.
3. This transaction is exempt for CEQA because it is classified a "non-project".
4. This transaction is exempt from the requirements of Art. 6.5 of Title 2, Cal. Adm. Code in that it is not a development project.

EXHIBITS:

- A. Site Map.
- B. Photograph of Anchor.

IT IS RECOMMENDED THAT THE COMMISSION:

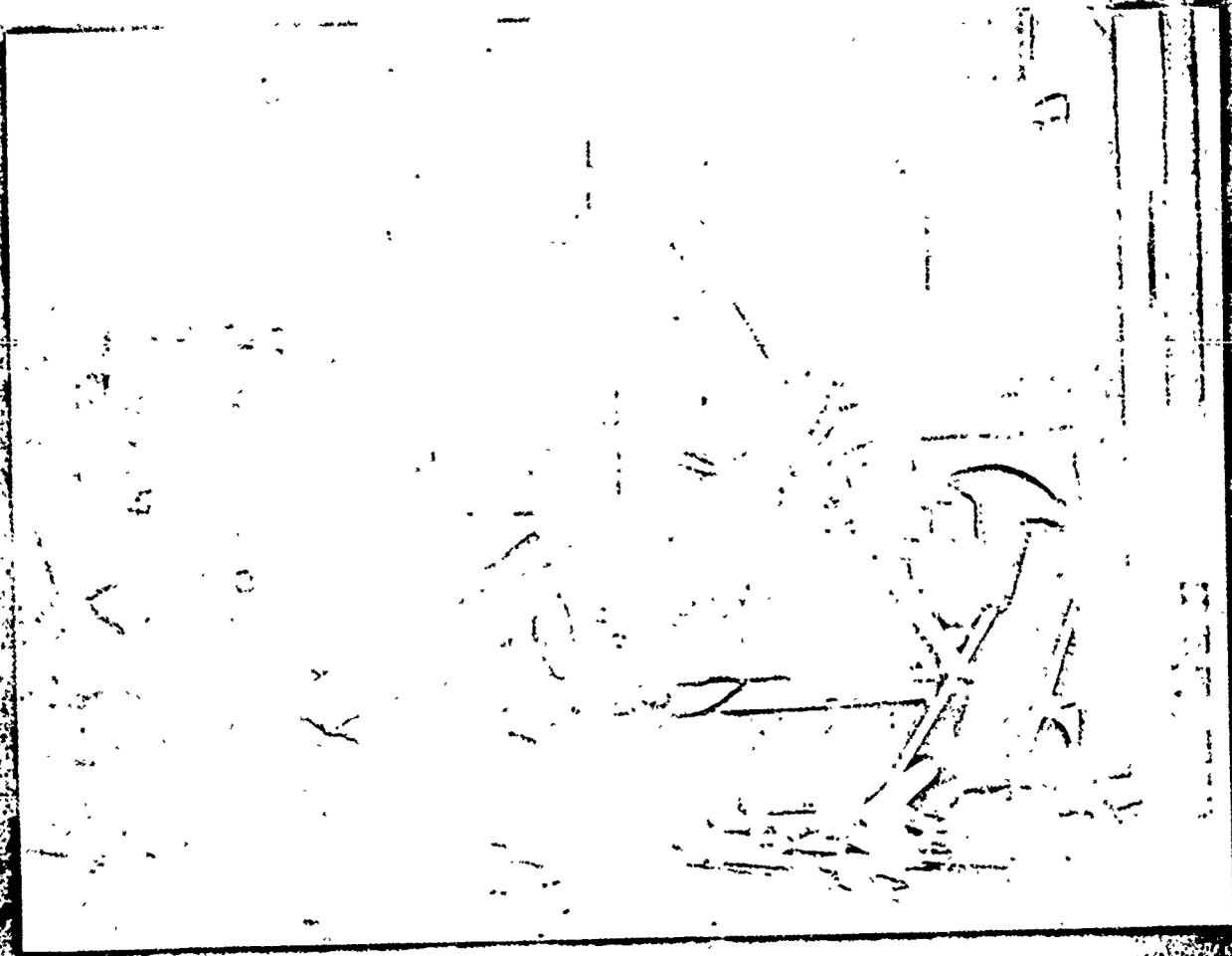
1. DETERMINE THAT AN EIR HAS NOT BEEN PREPARED FOR THIS ACTIVITY AS SUCH REPORT IS NOT REQUIRED UNDER THE PROVISIONS OF P.R.C. 21065, 14 CAL. ADM. CODE 15037 AND 2 CAL. ADM. CODE 2903.

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2. DETERMINE THAT THIS TRANSACTION IS EXEMPT FROM THE REQUIREMENTS OF ART. 6.5, OF TITLE 2, OF THE CAL. ADM. CODE BECAUSE IT IS NOT A DEVELOPMENT WITHIN THE MEANING OF SECTION 2503 OF TITLE 2, OF THE CAL. ADM. CODE & SECTION 30105 OF THE P.R.C.
3. AUTHORIZE THE SALE OF THE SALVAGED ANCHOR CONSISTENT WITH THE COMMISSIONS RULES AND REGULATIONS, AND DELEGATE TO THE EXECUTIVE OFFICER THE RIGHT OF APPROVAL OF THE SALE, THE SALES PRICE, AND THE NET SALVAGE VALUE OF THE ANCHOR.
4. AUTHORIZE THE EXECUTIVE OFFICER TO EXECUTE ON BEHALF OF THE COMMISSION AN AGREEMENT OF SALE COVERING THE ANCHOR, IN COMPLIANCE WITH THE ABOVE PROVISIONS.

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EXHIBIT B



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