

Convencido: 12:30 p.m.  
 Adjourned: 12:40 p.m.

FOR INFORMATION, PLEASE CONTACT:  
 Brenda Dujacan  
 1807 11th Street  
 Sacramento, CA 95814  
 (916) 445-0772

*Present: Russell Smith  
 Jim Tucker*

SUMMARY

MEETING OF THE STATE LANDS COMMISSION  
 STATE CAPITOL ROOM 447  
 SACRAMENTO, CALIFORNIA

LEO T. MCCARTHY, LIEUTENANT GOVERNOR, CHAIRMAN  
 GRAY DAVIS, STATE CONTROLLER, COMMISSIONER  
 JESSE R. HUFF, DIRECTOR OF FINANCE, COMMISSIONER

WEDNESDAY - SEPTEMBER 27, 1989

10:30 A.M. - CLOSED SESSION. "CONSIDERATION OF POSSIBLE AND PENDING LITIGATION. THESE MATTERS WILL BE DISCUSSED IN A SESSION CLOSED TO THE PUBLIC. PURSUANT TO ATTORNEY-CLIENT PRIVILEGES. (SEE GOVERNMENT CODE SECTION 11126.)"

THE FOLLOWING MATTERS WILL BE CONSIDERED UNDER GOVERNMENT CODE SECTION 11126(Q)(1):

- ATLANTIC RICHFIELD COMPANY v. STATE LANDS COMMISSION, ET AL.
- AMIGOS DE BOLSA CHICA v. SIGNAL
- MONTEREY SAND CO. v. STATE LANDS COMMISSION, ET AL.
- STATE OF CALIFORNIA v. CITY OF STOCKTON, ET AL.
- STATE OF CALIFORNIA v. LAFCO OF SAN JOAQUIN COUNTY, ET AL.
- SURF RIDER FOUNDATION v. MUTUAL SAVINGS & LOAN ASSOCIATION
- APPEAL TO INTERIOR BOARD OF LAND APPEAL

IN ADDITION, THE COMMISSION SHALL CONSIDER MATTERS WHICH FALL UNDER GOVERNMENT CODE SECTION 11126(Q)(2) AND (3).

11:00 A.M. - OR THEREAFTER UPON ADJOURNMENT OF THE CLOSED SESSION - PUBLIC MEETING (OPEN SESSION).

CALENDAR ITEM REFERENCES TO AB 884 DENOTE THE PERMIT STREAMLINING ACT (CALIFORNIA GOVERNMENT CODE SECTION 65920 ET SEQ.)

ORDER OF BUSINESS

- I. CONFIRMATION OF MINUTES FOR THE MEETING OF SEPTEMBER 11, 1989.
- II. CONSENT CALENDAR C01-C13. THE FOLLOWING ITEMS ARE CONSIDERED TO BE NON-CONTRVERSIAL. ANYONE WISHING TO ADDRESS AN ITEM ON THE CONSENT CALENDAR MAY COME FORWARD AND STATE THEIR NAME FOR THE RECORD.
  - C01 A) HAROLD H. LARR, JR.; B) DOUGLAS R. SULLIVAN; C) JOHN E. AND RENEE L. MCAMIS; D) NORMAN AND RITA NAGEL, CLINTON AND JANELLE MYERS; E) GAIL R. JAMER, NANCY E. SHERMAN; F) JOHN AND SUSAN KRAFT; G) LILLIAN C. MURRAY; H) JOHN R. AND MARTIN GAEMILLER; I) JOHN F. AND BARBARA OTTO; J) GARY AND JANET SULLENGER, STEWART BRANKER; K) MAXINE POLZIN, TRUSTEE; L) HARVEY AND LOIS PERMAN (APPLICANTS). Approve 12 Recreational Pier Permits: Six at Lake Tahoe, Placer County, two at Donner Lake, Nevada County; two at Lake Tahoe, El Dorado County, one on the Calaveras River, San Joaquin County, and one on the Napa River, Napa County. (Garibay: W 24225, W 8670.139, W 867.164, PRC 3257, PRC 3881, PRC 4171, PRC 4248, PRC 4312, PRC 4315, PRC 5647, PRC 5664, PRC 5729) (A 3, 7, 8, 26; S 1, 4, 5)
  - C02 A) AMERICAN SAVINGS AND LOAN ASSOCIATION, B) VELMA STEWART, C) AMERICAN SAVINGS AND LOAN ASSOCIATION; D) FRED SABER-MOTAMEDI; E) MR. J. S. LIND; F) RICHARD R. GARROD; G) EDWARD M. MEDVENE; H) AMERICAN SAVINGS AND LOAN ASSOCIATION (APPLICANTS): Approve eight Rent Reviews. three at Lake Tahoe, El Dorado County, one in the Pacific Ocean near Montecito, Santa Barbara County, one at S1/2, NW1/4, and N1/2, SW1/4 Section 20, T26N R16E, MDM, 30 miles southeast of Susanville, Lassen County, one in Santa Barbara Channel, Santa Barbara County, one at Section 36, T13N, R6W, MDM, 13 miles east of Lower Lake, Lake County; and one at Lake Tahoe, Placer County. (Garibay: PRC 4147, PRC 4791, PRC 5134, PRC 5354, PRC 6707, PRC 6763, PRC 6822, PRC 6863) (A 7, 8, 35; S 1, 4, 18)

Y=Yes N=No A=Abstain			VOTE					
Amondad*	Defered	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved as presented	Controller	Lt. Governor	Director of Finance
					✓	Y	Y	Y
					✓	Y	Y	Y
					✓	Y	Y	Y

\*See Attached

CALLER'S NAME \_\_\_\_\_  
 DATE \_\_\_\_\_ 2209

Y=Yes N=No A=Abstain.

	Amended*	Deferred	Pulled	Considered - No Action Taken	Information: Only-No Action Taken	Approved as presented	VOTE		
							Controller	Lt. Governor	Director of Finance
C03						✓	Y	Y	Y
C04						✓	Y	Y	Y
C05						✓	Y	Y	Y
C06						✓	Y	Y	Y
C07						✓	Y	Y	Y
C08						✓	Y	Y	Y
C09						✓	Y	Y	Y
C10						✓	Y	Y	Y
C11						✓	Y	Y	Y
C12						✓	Y	Y	Y
C13		✓							

- C03 DEPARTMENT OF FISH AND GAME (APPLICANT). Approve a twenty-year General Permit - Public Agency Use of submerged land located in Butte Creek near Gridley, Butte County, for installation and maintenance of two fish screens. (J. Ludlow, PRC 4980) (A 1, 3; S 1, 4)
- C04 JAMES D. TUCKER AND GERALDENE TUCKER (APPLICANTS): Approve a ten-year General Permit - Protective Structure Use of submerged land located in the Sacramento River near Corning, Tehama County, for placement of riprap bank protection. (J. Ludlow; W 24295) (A 1, S 4)
- C05 RICHARD J. REZENDES AND CAROL L. REZENDES (APPLICANT): Approve a ten-year General Permit - Protective Structure Use of submerged land located in the Sacramento River near Corning, Tehama County, for placement of riprap bank protection. (J. Ludlow, W 24294) (A 1; S 4)
- C06 CARRUF CALIFORNIA CORPORATION (ASSIGNOR), NEW TOWN HOTEL, INC' (ASSIGNEE): Approve assignment of a Non-Commercial Lease - Recreational Use of filled sovereign land located at Burlingame, San Mateo County. (Maricle; PRC 4682) (A 20; S 8)
- C07 SANTA BARBARA COUNTY PARK DEPARTMENT (APPLICANT): Approve a 20-year General Permit - Public Agency Use of sovereign tide and submerged land located in Goleta Slough at the Pacific Ocean, Santa Barbara County, for a revetment wall of existing eroded embankment. (Townsend; W 24357) (A 35, S 18)
- C08 JANE O'BRIAN DART (APPLICANT): Approve a ten-year General Permit - Protective Structure Use for placement of rock revetment bank protection on tide and submerged land located in the Pacific Ocean at Pebble Beach, Monterey County. (J. Ludlow, W 24386) (A 28; S 17)
- C09 ZUCKERMAN - MANDEVILLE, INC. (APPLICANT). Approve acceptance of lease quitclaim deed and terminate a 15-year General Lease - Right-of-Way Use of tide and submerged land located in the bed of Middle River between Henning Tract and Mandeville Island, San Joaquin County. (Gordon; PRC 647) (A 26; S 5)
- C10 H. HENRY NAKAZATO, M.D. AND HIROKO L. NAKAZATO (APPLICANTS): Approve and accept a quitclaim deed and terminate a 25-year General Lease - Right-of-Way Use for gravel road in old bed of Sacramento River near the town of Tehama, Tehama County. (J. Ludlow, PRC 5987) (A 1; S 2)
- C11 CITY OF SAN BUENAVENTURA (APPLICANT). Approve a 49-year General Permit - Public Agency Use of tide and submerged land at Marina Park in the City of San Buenaventura, Ventura County, for extension and improvement of existing riprap revetment. (Townsend, W 24270) (A 36; S 18)
- C12 SOUTHWEST SAVINGS AND LOAN ASSOCIATION (ASSIGNOR); SCOTTHILL CORPORATION (ASSIGNEE/ASSIGNOR), DEAN AND MELBA ZITKO, JOHN AND CARLA DAVIS, JIM MCGEE, MURREY AND SUE SEIDNER, AND STUART AND ELAYNE SIMPSON (ASSIGNEES): Assign a General Permit - Recreational Use from Southwest Savings and Loan Association to Scotthill Corporation and subsequently assign from Scotthill Corporation to Dean and Melba Zitko, John and Carla Davis, Jim McGee, Murrey and Sue Seidner, and Stuart and Elayne Simpson, as individuals, a ten-year permit for five boat docks for private recreational use located on sovereign tide and submerged land in the Huntington Harbour Main Channel in the City of Huntington Beach, Orange County. (Townsend; WP 5807) (A 58; S 37)
- C13 BEDFORD PROPERTIES, INC. (APPLICANT). Authorize acceptance of a Quitclaim Deed of a General Permit - Recreational Use of tide and submerged land in San Joaquin River at Webb Tract, Contra Costa County. (Bancroft; PRC 5677) (A 10; S 7)

\*See Attached

CALENDAR PAGE  
MINUTE PAGE 3210

Y=Yes N=No A=Abstain.

Amended*	Deferred	Pulled	Considered - No Action Taken	Informational Only - No Action Taken	Approved as presented	VOTE		
						Controller	Lt. Governor	Director of Finance
				✓	Y	Y	Y	
				✓	Y	Y	Y	
				✓	Y	Y	Y	
				✓	Y	Y	Y	
				✓	Y	Y	Y	
				✓	Y	Y	Y	
				✓	Y	Y	Y	
				✓	Y	Y	Y	
				✓	Y	Y	Y	
				✓	Y	Y	Y	
	✓							
				✓	Y	Y	Y	
	✓							

III. REGULAR CALENDAR ITEMS 14-50.

- 14 THE LANAI INC. (ASSIGNOR), GARWOOD RESTAURANT (ASSIGNEE). Approve assignment and amendment of General Permit - Recreational Use of submerged land located in Lake Tahoe at Carnelian Bay, Placer County, for reconstruction and maintenance of existing pier and two (2) existing mooring buoys all utilized for noncommercial recreational purposes (Gordon; WP 5402) (A 7; S 1)
- 15 CRAIG T. MCFARLAND (APPLICANT): Approve termination of Recreational Pier Permit and issue a five-year General Permit - Recreational Use for partial reconstruction of existing pier and boathouse on submerged land located at Lake Tahoe near Kings Beach, Placer County. (Garibay; PRC 3659) (A 7; S 1)
- 16 TAHOE TAVERN PROPERTY OWNERS ASSOCIATION (APPLICANT). Approve termination of a ten-year Recreational Pier Permit and issue a five-year General Permit - Recreational Use of submerged land located in Lake Tahoe near Tahoe City, Placer County, for maintenance of existing pier and 90 mooring buoys of which 55 buoys are existing and 35 buoys are proposed, all utilized for noncommercial multiple-use recreational boating. (Gordon; WP 5956) (A 7; S 1)
- 17 CHARLOTTE M. ANGELL AND ROBERT W. ANGELL, TRUSTEES (APPLICANTS). Approve a five-year Recreational Pier Permit of submerged land located in Lake Tahoe near Cedar Point, Placer County, for repair of boathouse and decking to existing pier, extension of existing pier, and retention of two existing mooring buoys. (J. Ludlow; W 24144) (A 7, S 1)
- 18 JAMES R. BLAIR AND DONNA R. BLAIR (APPLICANTS): Approve a five-year Recreational Pier Permit Use of submerged land located in Lake Tahoe at Sunnyside, Placer County, for a 30-foot extension to an existing permitted pier and addition of a boatlift. (J. Ludlow; PRC 6685) (A 7; S 1)
- 19 JOHN A. WICKLAND, III AND MARILYN J. WICKLAND (APPLICANTS). Approve a five-year Recreational Pier Permit for use and maintenance of existing pier and retention of two (2) previously unauthorized buoys in Lake Tahoe at Tahoe City, Placer County. (J. Ludlow; PRC 4456) (A 7; S 1)
- 20 ELSIE M. FABIAN AND MICHAEL H. FABIAN (APPLICANTS): Approve a five-year Recreational Pier Permit for use and maintenance of existing pier and boathouse and one previously unauthorized mooring buoy in Lake Tahoe at Homewood, McKinney Bay, Placer County (J. Ludlow; PRC 4172) (A 7; S 1)
- 21 WOODLAND PIER, INC. (A HOMEOWNERS' ASSOCIATION) (APPLICANT): Approve a five year Recreational Pier Permit for replacement of pilings to an existing pier located in Lake Tahoe at Meeks Bay, El Dorado County. (J. Ludlow; PRC 1742) (A 7; S 1)
- 22 CALIFORNIA DEPARTMENT OF FISH AND GAME (APPLICANTS). Approve a 20-year General Lease - Public Agency Use of tide and submerged land located in the Pacific Ocean offshore of Baticuitos Lagoon, San Diego County, for installation and maintenance of artificial fishing reef. (Townsend; W 24262) (A 74; S 38)
- 23 KENNETH D. LISTERMAN (APPLICANT): Deny, without prejudice, an application for use of State school lands as a mill site and residential use associated with Applicant's mining activity on adjacent BLM lands near Mountain Pass, San Bernardino County, as set forth in Chapter 1200, Statutes of 1977 (AB 984). (Fong; W 24121) (A 6; S 25)
- 24 JAMES COCHRAN (APPLICANT): Approval to prepare and issue a patent to James Cochran covering school land in San Luis Obispo County. (Atkins, SF 9355) (A 29; S 14)
- 25 UNITED STATES BUREAU OF RECLAMATION (APPLICANT): Approve an amendment to Permit No. PRC 5741, General Permit - Public Agency Use, to increase permitted area to include two additional spawning pools in the Trinity River, Trinity County. (J. Ludlow; PRC 5471) (A 1; S 1)

\*See Attached

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							Controller	Lt. Governor	Director of Finance
26						✓	Y	Y	Y
27						✓	Y	Y	Y
28						✓	Y	Y	Y
29						✓	Y	Y	Y
30		✓							
31		✓							
32						✓	Y	Y	Y
33						✓	Y	Y	Y
34						✓	Y	Y	Y
35						✓	Y	Y	Y
36						✓	Y	Y	Y
37						✓	Y	Y	Y
38		✓							
39		✓							

- 26 CITY OF PALO ALTO (APPLICANT): Approve a 49 year General Permit - Public Agency Use - Recreational Development of an undetermined amount of filled land located in Palo Alto near Embarcadero Way in Santa Clara County for a public park. (Maricle, W 24334) (A 21; S 11)
- 27 CITY OF SAN DIEGO WATER UTILITIES DEPARTMENT (LESSEE): Approve amendment of a 25-year General Permit - Public Agency Use to provide construction and maintenance of shoreline protection of State-owned tide and submerged land in the Pacific Ocean at the Point Loma Wastewater Treatment Plant in San Diego County and change land description of lease premises. (Townsend; W 24285, PRC 7029) (A 75; S 39)
- 28 COUNTY OF VENTURA (LESSEE), CITY OF SAN BUENAVENTURA (APPLICANT): Amend a Life of Structure Permit to County of Ventura to delete Groin No. 1 from permit agreement covering sovereign tide and submerged land in the Pacific Ocean in the County of Ventura, and issue a 24-year General Permit - Public Agency Use to City of San Buenaventura for area being relinquished by the County. (Townsend, PRC 2830) (A 35; S 18)
- 29 CALIFORNIA FISH GROWERS, INC. (APPLICANT). Approve extension of construction-limiting date for intake and outfall pipelines to be installed in the Pacific Ocean at Bodega Bay, Sonoma County. (Bancroft; PRC 6130) (A 9; S 2)
- 30 CONTAINERFREIGHT CORPORATION, A DIVISION OF CONSOLIDATED FREIGHTWAYS (APPLICANT): Approve a two-year General Lease - Industrial Use of proprietary land located on the site of proposed Department of Corrections Los Angeles Reception Center in Los Angeles County for temporary vehicle parking. (Bancroft; W 24167) (A 56; S 24)
- 31 PACIFIC REFINING COMPANY (APPLICANT). Authorize maintenance dredging of material from San Pablo Bay at Pacific Refinery marine terminal and berthing area near Hercules, Contra Costa County. (Martinez; PRC 3414A) (A 11; S 7)
- 32 C & H SUGAR COMPANY (APPLICANT). Authorize dredging material in Carquinez Straits at Crockett, Contra Costa County. (Martinez; 11.1 Ch 69/1929) (A 11; S 7)
- 33 CITY OF LONG BEACH (APPLICANT). Approve specifications and forms for inviting bids by City of Long Beach for crude oil from certain tracts within Fault Block IV Unit and Fault Block V Ranger Zone Unit, Wilmington Oil Field, Los Angeles County. (Tanner, W 9603.56) (A 57, 58; S 29)
- 34 HUNTWAY REFINING COMPANY (APPLICANT). Approve award of royalty oil sales contract, State oil and gas lease PRC 3120, South Ellwood Offshore Field, Santa Barbara County, to highest responsible bidder. (Tanner; W 9603.72) (A 35; S 18)
- 35 SHELL WESTERN E&P, INC. (LESSEE), CHEVRON U.S.A. INC. (OPERATOR): Request of a two-year deferment of drilling obligation State oil and gas lease PRC 3314, Ventura County. (Nitsche; PRC 3314) (A 36; S 18)
- 36 SHELL WESTERN E&P, INC. (LESSEE/ASSIGNOR), CHEVRON U.S.A., INC. (LESSEE/ASSIGNEE): Approve assignments of State oil and gas leases PRC 3743, PRC 3833, PRC 3895, and PRC 3896, Contra Costa, Sacramento, and Solano counties. (Hamilton, PRC 3743, PRC 3833, PRC 3895, PRC 3896) (A 4, 10, 11; S 2, 5, 7)
- 37 MOBIL EXPLORATION & PRODUCING, U.S., INC. (APPLICANT): Request for deferment of drilling obligation of State oil and gas leases PRC 3489 and PRC 3490 from September 30, 1989 until September 30, 1991. (Nitsche, PRC 3489, PRC 3490, W 40495) (A 35; S 18)
- 38 EXXON COMPANY, U.S.A. (APPLICANT): Request for two-year deferment of drilling obligation of State oil and gas lease PRC 3499 from September 30, 1989 until October 1, 1991. (Nitsche; PRC 3499) (A 35; S 18)
- 39 UNITED STATES DEPARTMENT OF THE INTERIOR, BUREAU OF RECLAMATION, LOWER COLORADO REGIONAL OFFICE (PERMITTEE). Approve a Borrow Permit for five years to quarry armor rock for Colorado River levee, San Bernardino County. (Pelka, PRC 6735) (A 61; S 25)

\*See Attached

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						Controller	Lt. Governor	Director of Finance
					✓	Y	Y	Y
	✓							
	✓							
					✓	Y	Y	Y
					✓	Y	Y	Y
	✓							
					✓	Y	Y	Y
	✓							
					✓	Y	Y	Y
					✓	Y	Y	Y
					✓	Y	Y	Y

- 40 **INFORMATIVE: CITY OF LONG BEACH (APPLICANT):** Submit Unit Operator's final report and closing statement for 1988-89 Plan of Development and Operations and Budget, Long Beach Unit, Wilmington Oil Field, Los Angeles County. (Naughton; W 17094) (A 57, 58; S 29)
- 41 **HOSTAKE MINING COMPANY OF CALIFORNIA (APPLICANT):** Approve a one-year extension of a permit to prospect for minerals other than oil and gas, geothermal resources, sand and gravel, San Bernardino County. (Pelka; PRC 7065) (A 68, S 36)
- 42 **CHEVRON U.S.A., INC (APPLICANT):** Approve a one-year extension to amend State oil and gas leases PRC 2199 and PRC 2894, Santa Barbara County. (Nitsche; PRC 2199, PRC 2894) (A 35; S 18)
- 43 **CITY OF PITTSBURG (APPLICANT):** Consideration of boundaries and proposal to annex tide and submerged lands into City of Pittsburg, Contra Costa County. (Howe; W 2400 175) (A 11; S 7)
- 44 **HAYWORTH-FABIAN INVESTMENTS (APPLICANT):** Approve a Compromise Title Settlement Agreement between State of California and Hayworth-Fabian Investments involving land in City of Martinez, Contra Costa County. (Plummer; W 23969) (A 11; S 7)
- \*\* 45 **RICHARD K. ROBBINS (APPLICANT):** Approve a Title Settlement Agreement involving real property in City of Richmond, Contra Costa County. (J. Sekelsky; W 24363) (A 11; S 7)
- 46 **BEACH LAKE PRESERVE, A GENERAL PARTNERSHIP (APPLICANT):** Request authorization to enter boundary line agreement affecting land along Morrison Creek/Beach Lake approximately one (1) mile south of Freport, County of Sacramento. (Kiley, Stevenson, Crow; W 24093) (A 10; S 5)
- 47 **MONTEREY SAND COMPANY (APPLICANT):** Consideration of sand extraction lease with Monterey Sand Company located at Monterey Bay, Monterey County. (Frey; PRC 3694) (A 28; S 17)
- 48 **SURF RIDER FOUNDATION v. MUTUAL SAVINGS AND LOAN ASSOCIATION (PARTIES)** Request approval of Compromise Title Settlement Agreement of implied dedication lawsuit; City of Santa Barbara, Santa Barbara County. (Collins, Stevenson, W 503.1632) (A 35; S 18)
- 49 **STATE LANDS COMMISSION (PARTY):** Proposed sale of royalty crude oil, State oil and gas lease PRC 186, Belmont Offshore Field, Orange County, and State oil and gas leases PRC 145, PRC 410, PRC 427, PRC 429 and PRC 1466, Rincon Oil Field, Ventura County. (Willard; W 9603.75, W 9603.76) (A 35, 58; S 18, 37)
- 50 **CITY OF LONG BEACH (PARTY):** Approve to amend and restate cooperative agreement for water injection operations between the Long Beach Unit and TERMO Co. (formerly Continental Production Co.). (Mount; W 17020) (A 57, 58; S 29)

\*\*ITEM 45 WAS APPROVED IN ERROR. CORRECTION - ITEM 45 WAS PULLED FROM THE CALENDAR PRIOR TO THE MEETING.

\*See Attached