

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

TRANSCRIPT OF  
MEETING  
OF  
STATE LANDS COMMISSION

SACRAMENTO, CALIFORNIA

October 21, 1965

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

PARTICIPANTS:

THE STATE LANDS COMMISSION:

- Hon. Alan Cranston, Controller, Chairman
- Hon. Glenn M. Anderson, Lieutenant Governor
- Hon. Hale Champion, Director of Finance absent,  
represented by Mr. John P. Sheehan, Chief  
Deputy Director of Finance
- Mr. F. J. Hortig, Executive Officer

OFFICE OF THE ATTORNEY GENERAL:

- Mr. Jay L. Shavelson, Assistant Attorney General

APPEARANCES:

- (In the order of their appearance)
- Mr. Arthur B. Wing, Larkspur
- Mrs. J. W. Hugus, Larkspur

\*\*\*\*\*

I N D E X  
(In accordance with Calendar Summary)

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

<u>ITEM CLASSIFICATION</u>	<u>ITEM ON</u>	<u>PAGE OF</u>	<u>PAGE OF</u>
	<u>CALENDAR</u>	<u>CALENDAR</u>	<u>TRANSCRIPT</u>
1 Call to order			
2 PERMITS, EASEMENTS, RIGHTS-OF-WAY, NO FEE:			
(a) Pacific Tel. & Tel. Co.	4	1	1
(b) Dept. of Fish & Game	31	2	1
(c) Dept. of Fish & Game	32	3	1
(d) Dept. of Fish & Game	33	4	1
(e) State Dept. of Public Works, Div. of Highways	28	5	1 (Deleted)
(f) Union Oil Co. of Calif.	36	6	1
MOTION (a) through (d) and (f) .....			2
3 PERMITS, EASEMENTS, LEASES, RIGHTS-OF-WAY, FEE:			
(a) Manuel Luna	9	8	2
(b) Emerson Murfee	5	9	2
(c) Shirley J. Sullivan	30	10	2
(d) Sierra-Nevada Land Co.	35	11	3
(e) So. Calif. Edison Co.	34	12	3
(f) Crown Simpson Pulp Co.	10	13	3
(g) Standard Oil Co. of Calif.	8	14	3
(h) Deccaxagon Corporation	18	16	3
(i) Ceaser Giannecchini, et al	19	20	3
(j) Lindsey H. Spight dba Diablo Communic.Center	6	24	4
(k) Lindsey H. Spight dba Diablo Communic.Center	7	25	4

continued

<u>I N D E X</u>				
(In accordance with Calendar Summary)				
<u>ITEM CLASSIFICATION</u>	<u>ITEM ON</u>		<u>PAGE OF</u>	
	<u>CALENDAR</u>		<u>CALENDAR TRANSCRIPT</u>	
3	PERMITS, EASEMENTS, LEASES, RIGHTS-OF-WAY, FEE:(continued)			
4	(1) Leland V. Coulter	11	26	4
5	(m) Phillips Petroleum Company	25	27	4
6	(n) Standard Oil Co. of Calif. Western Operations, Inc.	26	29	4
7	(o) Standard Oil Co. of Calif.	27	30	5
8	4 CITY OF LONG BEACH:			
9	(a) Third Modification of 1965 Plan and Budget, L.B. Unit	38	31	5
10	(b) Cooperative Agreement for Water Injection L.B. Unit and Parcel L, Ranger Zone	39	32	5
11	(c) Belmont Plaza Beach Center	15	34	5
12	(d) Pier G Bulkloader Enlargement	37	37	5
13	5 LAND SALES:			
14	(a) Metropolitan Water District of Southern California	13	42	6
15	(b) Robert M. Reid	2	44	6
16	6 APPROVAL OF PLAT:			
17	(a) Correction of Survey of Section 36, Township 3 S, R 23 E, San Bernardino Merid.	1	45	6
18	7 OIL AND GAS LEASE OFFERS:			
19	(a) Tract 11, Townlot Area, LB Unit, W.O. 5826	20	46	7
20	(b) Tract 39, Townlot Area, LB Unit, W.O. 5827	21	48	7

continued

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

I N D E X  
(In accordance with Calendar Summary)

<u>ITEM CLASSIFICATION</u>	<u>ITEM ON</u>	<u>PAGE OF</u>	<u>PAGE OF</u>	<u>CALENDAR</u>	<u>CALENDAR</u>	<u>TRANSCRIPT</u>
7 OIL & GAS LEASE OFFERS: Contd.						
(c) Parcel 28, Ventura County	22	50				7
(d) Parcel 29, Ventura County	23	51				7
8 ADMINISTRATION						
(a) Services Attorney General in U.S. vs. California	17	53				8
(b) Ark-site leases, City of Larkspur	29	54				8
Motion on item (b) only .....						13
(c) Interagency agreement with Colorado River Boundary Commission	16	55				15
(d) Renewal of Lease P.R.C. 1970.1, R.H. Emmerson & Son	12	56				15
Motion on items (a), (c), and (d).....						16
(e) Hearing City and County of San Francisco - Western Addn Block No. 6 (Assessor's Block 764)	14	57				16
9 CONFIRMATION TRANSACTIONS OF EXECUTIVE OFFICER:	3					17
Mobil Oil Company		58				
Phillips Petroleum		59				
Texaco Inc.		58				
Union Oil Company		59				
10 INFORMATIVE - Litigation	40	60				9, 18
11 NEXT MEETING						20

continued

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

I N D E X

(In accordance with Calendar Summary)

ITEM CLASSIFICATION

ITEM ON PAGE OF PAGE OF  
CALENDAR CALENDAR TRANSCRIPT

SUPPLEMENTAL ITEMS:

12	Notice, Offer, Net Profits Agreement, Alamitos Beach Park Parcel, Tract 2, LB	41	62	18
13	Revised notice Parcel 27, Ventura County, WO 5858	42	65	19
14	Assignment of Lease P.R.C. 3110.1 to Universal Elements Corporation	43	66	19

\*\*\*\*

I N D E X  
(In accordance with Item Numbers)

	<u>ITEM ON</u>	<u>PAGE OF</u>	<u>PAGE OF</u>	<u>ITEM ON</u>	<u>PAGE OF</u>	<u>PAGE OF</u>
	<u>CALENDAR</u>	<u>CALENDAR</u>	<u>TRANSCRIPT</u>	<u>CALENDAR</u>	<u>CALENDAR</u>	<u>TRANSCRIPT</u>
1	1	45	6	24	not on calendar	
2	2	44	6	25	27	4
3	3	58	17	26	29	4
4	4	1	1	27	30	5
5	5	9	2	28	5	1 Deleted
6	6	24	4	29	54	8
7	7	25	4	30	10	2
8	8	14	3	31	2	1
9	9	8	2	32	3	1
10	10	13	3	33	4	1
11	11	26	4	34	12	3
12	12	56	15	35	11	3
13	13	42	6	36	6	1
14	14	57	16	37	37	5
15	15	34	5	38	31	5
16	16	55	15	39	32	5
17	17	53	8	40	60	18
18	18	16	3	41	62	18
19	19	20	3	42	65	19
20	20	46	7	43	66	19
21	21	48	7			
22	22	50	7	NEXT MEETING		20
23	23	51	7			

1 OCTOBER 21, 1965 - 10:10 A.M.

2  
3 MR. GRANSTON: The meeting will come to order.

4 The first item is permits, easements, and rights-  
5 of-way to be granted to public and other agencies at no fee,  
6 pursuant to statutes:

7 (a) Pacific Telephone and Telegraph Company --  
8 Approval of location of submerged communications cable across  
9 submerged lands of the American River, Sacramento County.

10 (b) Department of Fish and Game -- 49-year permit  
11 for construction and maintenance of artificial fishing reef,  
12 4.3 acres submerged land in San Pedro Bay, Orange County.

13 (c) Department of Fish and Game -- 49-year permit  
14 to construct artificial fishing reef, 3.9 acres submerged  
15 land in Gulf of Santa Catalina, Orange County.

16 (d) Department of Fish and Game -- 49-year permit  
17 to construct and maintain artificial fishing reef, 5.29 acres  
18 submerged land in San Pedro Bay, Orange County.

19 (e) State Department of Public Works, Division of  
20 Highways -- Reservation for right-of-way purposes, 7.68  
21 acres sovereign lands of Sonoma Creek, Solano and Sonoma  
22 counties.

23 (f) Union Oil Company of California -- Permit to  
24 dredge approximately 37,000 cubic yards material, without  
25 payment of royalty, from 10.582 acres tide and submerged  
26 lands underlying Carquinez Straits, San Pablo Bay, Contra

1 Costa County (to aid navigation).

2 MR. HORTIG: Mr. Chairman, on item (e) action  
3 should be deferred at the request of Supervisor Vella of  
4 the Board of Supervisors of the County of Sonoma, who could  
5 not be here on behalf of the county because the Boards of  
6 Supervisors are meeting in an association meeting at Eureka,  
7 California. This item will be rescheduled for the special  
8 meeting now set for the third.

9 MR. CRANSTON: Item (e) is deleted and motion is  
10 in order for the balance.

11 MR. SHEEHAN: Move.

12 GOV. ANDERSON: Second.

13 MR. CRANSTON: Seconded and approved unanimously.

14 Item 3 -- Permits, easements, leases, and rights-  
15 of-way issued pursuant to statutes and established rental  
16 policies of the Commission:

17 (a) Manuel Luna -- Five-year recreational minor-  
18 structure permit, 0.034 acre tide and submerged lands,  
19 Taylor Slough, Contra Costa County (for floating boathouse  
20 and walkway) -- total rental, \$25.

21 (b) Emerson Murfee -- Five-year recreational minor-  
22 structure permit, 0.057 acre sovereign land of Lake Tahoe,  
23 Placer County (for construction of a pier) -- total rental  
24 \$25.

25 (c) Shirley J. Sullivan -- Five-year commercial  
26 minor-structure permit, 0.060 acre tide and submerged lands

1 of Piper Slough, Contra Costa County, to erect a pier and  
2 walkway; total rental \$50.

3 (d) Sierra-Nevada Land Company -- 15-year lease,  
4 0.079 acre submerged land in Lake Tahoe, Placer County (for  
5 construction of a pier), annual rental \$520.73.

6 (e) Southern California Edison Company -- 15-year  
7 lease, 0.03 acre school land, San Bernardino County, for an  
8 overhead wire crossing; total rental \$100.

9 (f) Crown Simpson Pulp Company -- 15-year easement,  
10 0.72 acre tide and submerged lands, Pacific Ocean, vicinity  
11 of Eureka, Humboldt County, for construction and use of an  
12 outfall line; total rental \$214.49.

13 (g) Standard Oil Company of California -- 15-year  
14 easement, 2.671 acre tide and submerged land, from Platform  
15 Esther to a point onshore in Seal Beach, Orange County, for  
16 submarine pipe lines and power cable for Oil & Gas Lease  
17 P.R.C. 3095.1; annual rental, \$178.74.

18 (h) Deccaxagon Corporation -- Two-year prospecting  
19 permit for geothermal energy, mineral waters, non-hydrocarbon  
20 gases, and all minerals other than oil and gas, 160 acres  
21 lieu land, Sonoma County; permit fee \$160, standard royalty  
22 rates.

23 (i) Ceaser Giannecchini, et al -- Two-year pros-  
24 pecting permit for geothermal energy, mineral waters, non-  
25 hydrocarbon gases, and all minerals other than oil and gas,  
26 181.86 acres lieu land, Sonoma County; permit fee \$181.86,

1 standard royalty rates.

2 (j) Lindsey H. Spight, d.b.a. Diablo Communications  
3 Center -- Approval of sublease to Turner and Peters, d.b.a.  
4 Western Lift Truck Service, under Lease P.R.C. 2364.2, State  
5 school lands, Contra Costa County, for installation, mainten-  
6 ance and operation of a mobile repeater.

7 (k) Lindsey H. Spight, d.b.a. Diablo Communica-  
8 tions Center -- Approval of sublease to Operating Engineers  
9 Local Union No. 3, under Lease P.R.C. 2364.2, State school  
10 lands, Contra Costa County, for installation, maintenance  
11 and operation of a mobile repeater.

12 (l) Leland V. Coulter -- Approval of assignment to  
13 Kenneth H. Harvey of Lease P.R.C. 3013.1, covering 0.275  
14 acre tide and submerged lands of the Sacramento River at  
15 Clarksburg, Yolo County.

16 (m) Phillips Petroleum Company -- Deferment of  
17 drilling requirements, Oil & Gas Lease P.R.C. 2207.1, Santa  
18 Barbara County, through June 21, 1966, in order to complete  
19 geological and geophysical data studies to determine if  
20 drilling of additional exploratory and development wells is  
21 warranted.

22 (n) Standard Oil Company of California, Western  
23 Operations, Inc. -- Deferment of drilling requirements, Oil  
24 & Gas Lease P.R.C. 2894.1, Santa Barbara County, through  
25 June 27, 1966, to conduct necessary geological and engineer-  
26 ing studies.

1 (o) Standard Oil Company of California -- Defer-  
 2 ment of drilling requirements, Oil & Gas Lease P.R.C. 1824.1,  
 3 Santa Barbara County, through June 9, 1966, to permit further  
 4 review and evaluation of geological and engineering data,  
 5 and to continue remedial well work.

6 GOV. ANDERSON: So move.

7 MR. SHEEHAN: Second.

8 MR. CRANSTON: Approval is moved, seconded, made  
 9 unanimously.

10 Item 4 -- City of Long Beach:

11 (a) Approve action taken by the Executive Officer  
 12 consenting to the Third Modification of the 1965 Plan of  
 13 Development and Operations and Budget for the Long Beach  
 14 Unit.

15 (b) Approve "Cooperative Agreement for Water In-  
 16 jection Operations (Long Beach Unit and Parcel 'L') Ranger  
 17 Zone" between City of Long Beach and the City of Long Beach  
 18 acting in its capacity as unit operator of the Long Beach  
 19 Unit.

20 (c) Determine that proposed expenditure of  
 21 approximately \$1,403,700 for construction of Belmont Plaza  
 22 Beach Center is in accordance with Chapter 138/64, 1st E.S.

23 (d) Determine that the proposed revised expendi-  
 24 ture of a total of approximately \$2,266,000 for construction  
 25 of the Pier "G" Bulkloader Enlargement is in accordance with  
 26 Chapter 138/64, 1st E.S.

1                   GOV. ANDERSON: So move.

2                   MR. SHEEHAN: Second.

3                   MR. CRANSTON: Approval is made, seconded, made  
4 unanimously.

5                   Item 5 -- Land Sales: (Cleared with all State  
6 agencies having a land-acquisition program)

7                   (a) Authorize the sale to Metropolitan Water Dis-  
8 trict of Southern California for \$100 of 80 acres school  
9 lands in San Bernardino County, pursuant to the provisions  
10 of the Metropolitan Water District Act (Chapter 429/1927).

11                   (b) Authorize the sale to Robert M. Reid of 320  
12 acres school land in Inyo County at \$11,200. (Appraised  
13 value, \$9600).

14                   GOV. ANDERSON: So move.

15                   MR. SHEEHAN: Second.

16                   MR. CRANSTON: Approval moved, seconded, made  
17 unanimously.

18                   Item 6 -- Approval of Plat: (a) Authorize Execu-  
19 tive Officer to approve Township Plat in Township 3 South,  
20 Range 23 East, San Bernardino Meridian, entitled "Correction  
21 Survey of Section 36," prepared by the Bureau of Land Man-  
22 agement, U. S. Department of the Interior, dated October 28,  
23 1964.

24                   MR. SHEEHAN: Move.

25                   GOV. ANDERSON: Second.

26                   MR. CRANSTON: Moved, seconded, approved  
unanimously.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

Item 7 -- Oil and Gas Lease Offers:

(a) Authorize Executive Officer to offer 0.3501 acre proprietary lands in which the State has reserved mineral rights, Tract 11, Townlot Area, Long Beach Unit, Wilmington Oil Field, Los Angeles County, designated as W.O. 5826, for oil and gas lease.

(b) Authorize Executive Officer to offer 1.4848 acres proprietary lands (owned by the State and used as a State Armory), Tract 39, Townlot Area, Long Beach Unit, Wilmington Oil Field, Los Angeles County, designated as W.O. 5827, for oil and gas lease.

(c) Authorize Executive Officer to offer 1,554 acres tide and submerged land in the Santa Barbara Channel, Ventura County, adjacent to and easterly of the common boundary between Ventura and Santa Barbara counties, designated as W.O. 5880 (Parcel 28), for oil and gas lease.

(d) Authorize Executive Officer to offer 2,467 acres tide and submerged land in the Santa Barbara Channel, Ventura County, lying adjacent to and northwesterly of State Oil & Gas Lease P.R.C. 3314, near the City of Ventura, designated as W.O. 5900 (Parcel 29,) for oil and gas lease.

GOV. ANDERSON: So move.

MR. SHEEHAN: Second.

MR. CRANSTON: Moved, seconded, and approved unanimously.

Item 8 -- Administration:

1 (a) Authorize Executive Officer to execute an  
2 interagency agreement with the Department of Justice provid-  
3 ing for services of the Attorney General in the action  
4 United States vs. California, No. 5, Original, U. S. Supreme  
5 Court, to be rendered during the 1965-'66 fiscal year, at a  
6 total cost not to exceed \$175,000.

7 (b) Authorize Executive Officer to inform the  
8 ark-site dwellers within the City of Larkspur that no leases  
9 which have expired will be renewed, and that those leases  
10 which will expire on December 31, 1965, will not be renewed.

11 MR. HORTIG: Mr. Chairman, I wonder if we might  
12 return to item (a) and then (b). I would like to make addi-  
13 tional reports to the Commission on both those items.

14 MR. CRANSTON: Yes.

15 MR. HORTIG: First, item (a) is necessitated be-  
16 cause the funds for defense of California's portion of the  
17 action, United States vs. California, have been included by  
18 the Legislature in the budget of the State Lands Commission  
19 to be allocated to the Office of the Attorney General by  
20 service contract. Hence the necessity for approval of this  
21 service contract.

22 In view of the fact that there were press releases  
23 on Monday of this week relative to a Supreme Court decision  
24 in connection with this action -- some of which were cap-  
25 tioned in manners that caused considerable concern as to  
26 what the results of the decision were, in fact -- and in

1 view of the fact that there is still additional action re-  
2 quired to be carried on under this service contract by the  
3 Attorney General for the State Lands Commission, I believe  
4 a brief report on the true impact and the status of addi-  
5 tional actions required by the Office of the Attorney General  
6 should be made by Assistant Attorney General Shavelson now,  
7 particularly in view of the fact that he has been spear-  
8 heading the action in this case for the Lands Commission.

9 MR. SHAVELSON: On Monday of this week we were in-  
10 formed that the Supreme Court had denied our petition for  
11 rehearing in the case of the United States vs. California  
12 by a four to two vote.

13 In our petition for rehearing, we had especially  
14 requested the Court to reconsider the ruling insofar as it  
15 affected Santa Monica and San Pedro Bays, both of which we  
16 thought should be considered historic bays under the rules  
17 which the Court held applicable which are set forth in the  
18 1958 Geneva Conference.

19 I think some of the factors that may be worth em-  
20 phasizing are, number one: The State Lands Commission and  
21 its staff have always meticulously avoided the issues in any  
22 areas that might be subject to controversy as between the  
23 State and the United States, and, therefore, this decision  
24 will not affect any existing leases that have been issued  
25 by the Commission nor will it affect the developments in  
26 the East Wilmington Field in Long Beach. There is no question

1 about the ownership of any portion of those lands.

2 The United States has sent to us a proposed decree  
3 and we are presently working upon suggested modifications of  
4 that decree. It will necessarily be in general terms, incor-  
5 porating the principles that are set forth in the Court  
6 decision of May 17, 1965, and then the Court has retained  
7 jurisdiction and the parties will, after the decree is  
8 entered, attempt to apply these principles to the actual  
9 coastline of California.

10 There are undoubtedly going to be a number of com-  
11 paratively minor problems as far as practical importance is  
12 concerned, but of a great deal of complexity as far as their  
13 actual application. For that reason, we do anticipate ex-  
14 tensive dealings with the United States, both at the admini-  
15 strative and technical level and at the legal level.

16 I think the policy of both the United States and  
17 California is to attempt to resolve any differences that we  
18 have without going back to the United States Supreme Court,  
19 but it is not entirely improbable that at least on one or  
20 two issues we may have to get further clarification from  
21 the Court.

22 Are there any questions that anyone has?

23 (No response)

24 MR. HORTIG: Then, Mr. Chairman, with respect to  
25 item (b), I would like at this time to summarize for the  
26 Commission and modify the recommendation to the Commission

1 with respect to notice of termination and non-renewal of the  
2 leases on Corte Madera Creek within the City of Larkspur, as  
3 stated on page 54 of your agenda.

4 The pertinent portions are that for the past few  
5 years the leases on the Corte Madera Creek ark-sites in the  
6 City of Larkspur have been renewed for short terms because  
7 they are subject to removal to accommodate the U. S. Corps  
8 of Engineers' plans for a flood-control channel. The sewer  
9 facilities are inadequate and are not susceptible of repair.  
10 The City of Larkspur by formal resolution has requested the  
11 Lands Commission not to renew these leases.

12 The City is, incidentally, committed to removal  
13 of the existing arks when the leases have been terminated.

14 Since the preparation of this agenda item and the  
15 distribution to all lessees on Corte Madera Creek, two let-  
16 ters of protest have been received -- one going to lack of  
17 adequate notice; the second contending that the project that  
18 is to be undertaken by the U. S. Army Corps of Engineers,  
19 which will require removal of these ark-sites, has not yet  
20 become a matter of consensus as between all of the munici-  
21 palities and county agencies involved.

22 There is, as a result of a review of these pro-  
23 tests, a regional problem in that there are arksites located  
24 not only within the City limits of the City of Larkspur, but  
25 also in the City of Corte Madera and the county limits of the  
26 County of Marin; and the problems of the Corps of Engineers

1 go through all these local jurisdictions.

2 The public health problem is also one that is  
3 regional and not restricted only to the City of Larkspur.

4 Without in any wise wishing the record to show  
5 that the Lands Commission did consider adversely the resolu-  
6 tion by the City of Larkspur, it is felt that for proper  
7 determination on action by the Lands Commission in the best  
8 State interest, it is necessary that the total regional  
9 problems be evaluated and reported to the Lands Commission  
10 before action is taken -- because taking action independently  
11 on only the City of Larkspur's request might resolve one-  
12 third of a total problem and leave the balance of the Corte  
13 Madera Creek area unresolved, and thereby create actually an  
14 imbalance rather than the balance that is available now  
15 through controls under the leases that are existent under  
16 the jurisdiction of the Commission along the entire Creek  
17 length.

18 In view of this, it is recommended -- in lieu of  
19 the recommendation before the Commission in writing -- that:

20 (1) The Executive Officer be authorized and direct-  
21 ed to undertake an investigation of the total regional re-  
22 quirements for effective Commission action in the best State  
23 interest, and to report the conclusions of this investiga-  
24 tion to the Commission for consideration and action.

25 The investigation procedure is to include a public  
26 hearing on the matter in Marin County. (Parenthetically, this

1 of course so that the local residents, the lessees, the local  
2 agencies, as well as the Corps of Engineers, can introduce  
3 into the record for Commission consideration for action all  
4 the elements that have an impact for the total area of the  
5 proposed reconstruction project.)

6 (2) That the Executive Officer be authorized to  
7 issue month-to-month extensions of expiring arksite leases  
8 where such extensions are requested, with the understanding  
9 that in the event of a final determination to terminate such  
10 leases, the lessees will be given sixty days notice of  
11 termination.

12 GOV. ANDERSON: So move.

13 MR. SHEEHAN: Second.

14 MR. CRANSTON: Your motion is limited to item (b)?

15 GOV. ANDERSON: Yes.

16 MR. WING: Could I speak to that?

17 MR. CRANSTON: Would you identify yourself?

18 MR. WING: I am Arthur B. Wing, Boardwalk 4,  
19 Larkspur.

20 MR. CRANSTON: Do you want to come forward, please?

21 MR. WING: I heartily agree with your statements  
22 there because we have from our papers different varying  
23 things that they are going to do; and the last one I have  
24 read, why, they won't be doing that part above the bridge  
25 until 1967; and I thank you very much for putting in about  
26 inviting the people. Larkspur itself didn't give the ark

1 owners a notification about this thing -- the recommendation  
2 they put in that they not renew the leases.

3 So I believe I would go along with most of the  
4 ark owners that you are working in the right way.

5 MR. CRANSTON: Do you support the motion that was  
6 made? You are in support of the action?

7 MR. WING: Yes. I believe that's a very good  
8 thing and I thank you very much.

9 MR. CRANSTON: Thank you very, very much. Does  
10 anyone else wish to be heard on this? If not, the motion  
11 is ....

12 MRS. HUGUS: May I be heard?

13 MR. CRANSTON: Yes.

14 MRS. HUGUS: I am Mrs. J. W. Hugus. We own an  
15 eight-room house on the piers above the Bon Air Bridge on  
16 the channel and we keep our eight-room house in good repair  
17 and it is not an eyesore.

18 I would like to add one thing here and that is,  
19 the City Manager of Larkspur -- who is, I believe, Mr. Piper,  
20 who I have never seen but have talked to on the phone --  
21 has done everything possible to scrape us off the channel.  
22 He doesn't want us there and treats us as though we are the  
23 scum of the earth.

24 I assure you we have as good a social standing as  
25 he has, possibly as well educated, and not scum; and I feel  
26 the City of Larkspur has been just a little bit drastic in

1 its action to make a recommendation without giving us a  
2 chance to express ourselves; and I think if Mr. Piper would  
3 come and meet some of us, he will find we are not as bad as  
4 he thinks we are.

5 I think it is good you have recommended we are  
6 given more time there, inasmuch as the work hasn't started.  
7 The cities are fighting about the tax rate. Some of them  
8 don't want to pay to maintain the park afterwards.

9 As a matter of fact, you would do a great deal of  
10 good if you would recommend that they would clean out that  
11 channel and the dead timber and bushes were cleared from the  
12 underpinning of Bon Air Bridge. It would take care of a lot  
13 of that stuff that gets caught under the bridge.

14 MR. CRANSTON: Thank you very much.

15 The action taken on item (b) was seconded and  
16 approved unanimously.

17 (c) Authorize Executive Officer to execute an  
18 interagency agreement with the Colorado River Boundary Com-  
19 mission, providing for the rendering of engineering, admini-  
20 strative and other services to the Boundary Commission for  
21 the 1965-'66 fiscal year, at the Commission's actual costs  
22 not to exceed \$3,183.

23 (d) Authorize renewal of Lease P.R.C. 1970.1 for  
24 15 years effective July 16, 1961, to R. H. Emmerson & Son,  
25 for tide and submerged lands in Mad River Slough, Humboldt  
26 County, at annual rental of \$607.72. (Annual rental was

1 formerly \$91.90.

2 GOV. ANDERSON: I move (a), (c) and (d), then.

3 MR. SHEEHAN: Second.

4 MR. CRANSTON: That action was unanimous on  
5 (a), (c) and (d).

6 GOV. ANDERSON: Mr. Cranston, I am going to have  
7 to leave for a while. If you get into a fight, you can  
8 call me.

9 MR. CRANSTON: (e) Authorize Executive Officer to  
10 conduct a hearing in the City and County of San Francisco,  
11 pursuant to Section 126 of the Government Code, on the  
12 application for consent to acquisition by the United States  
13 of certain real property in the City and County of San Fran-  
14 cisco, being a portion of Western Addition Block No. 6 (also  
15 known as Assessor's Block No. 764).

16 MR. HORTIG: Mr. Chairman, a brief explanation  
17 might be of help to the Commission at this point, inasmuch  
18 as this is the first application pursuant to the statutory  
19 authorization provided by Section 126 of the Government Code  
20 to come before the members of the present State Lands Com-  
21 mission.

22 Very briefly, the Legislature has provided a  
23 mechanism where, after public hearing and determining that  
24 it is in the State interest, on approval by the State Lands  
25 Commission the Federal Government may acquire civil and  
26 criminal jurisdiction and exercise civil and criminal

1 jurisdiction either concurrently with the State or exclusive-  
2 ly under certain circumstances where it is necessary that  
3 the Federal Government be given this authority with respect  
4 to operation of Federal installations.

5 Even though the Federal Government owns the  
6 property in the State of California, they do not have this  
7 jurisdiction and cannot currently acquire it except by fol-  
8 lowing the procedure of application to the State Lands Com-  
9 mission and a hearing by the State Lands Commission, and a  
10 determination that the acquisition of such jurisdiction is  
11 in the best State interest. Then and then only does the  
12 Federal Government acquire this authority.

13 We now have an application before the Commission  
14 with respect to the area which is the new Federal Building  
15 in the City of San Francisco, where the Federal Government  
16 has determined through their general service department it  
17 would be desirable to have such concurrent jurisdiction  
18 with the State, and they have asked that the procedures be  
19 invoked, and that the Commission authorize the staff to  
20 proceed with the necessary hearing and report back to the  
21 Commission for final consideration and action.

22 MR. SHEEHAN: I move.

23 MR. CRANSTON: Approval has been moved and  
24 seconded, carried unanimously.

25 Item 9 -- Confirmation of transactions consummated  
26 by the Executive Officer pursuant to authority confirmed by

1 the Commission at its meeting on October 5, 1959.

2 MR. SHEEHAN: Move.

3 MR. CRANSTON: I second the motion. Carried  
4 unanimately.

5 Item 10 -- Informative only -- No Commission  
6 action required. (a) Report on status of major litigation.

7 MR. HORTIG: Actually, the major item of the  
8 report, of course, was with respect to United States vs.  
9 California, which Mr. Shavelson has already reported.

10 On the balance of the litigation which is in  
11 process there have been no substantive changes or additions  
12 to report since the last report to the Commission.

13 MR. CRANSTON: Then we have some supplemental  
14 items:

15 Item 12 --Approval of Notice, Offer, and Net  
16 Profits Agreement, Alamitos Beach Park Tide and Submerged  
17 Lands, Tract No. 2, Long Beach Unit, Wilmington Oil Field,  
18 Los Angeles County.

19 MR. HORTIG: While this is in an imposing set of  
20 documentation, Mr. Chairman, this is actually the documenta-  
21 tion that was produced in legal form by the Office of the  
22 Attorney General and with the technical requirements pro-  
23 vided by the staff of the State Lands Division and the  
24 consultant to the State Lands Commission in conformance with  
25 the previous approval in principle as to procedure to be  
26 used in offering Tract 2, Long Beach, which was approved in

1 principle by the Lands Commission and at which time the  
2 Lands Commission directed staff preparation of this  
3 documentation.

4 The resultant documentation is before you today  
5 for adoption, for ratification and for utilization in con-  
6 nection with the call for bids to offer the State-owned  
7 parcel of tide and submerged lands -- or at least the parcel  
8 in which the State owns the oil and gas -- at the easterly  
9 end of the Long Beach Unit in the Long Beach tidelands.

10 MR. SHEEHAN: So move.

11 MR. CRANSTON: Moved, seconded, and so ordered.

12 Item 13 -- Authorization to publish a revised  
13 notice to offer an oil and gas lease, Ventura County, W. O.  
14 5858 (Parcel 27), correcting description of the area offered.

15 MR. SHEEHAN: So move.

16 MR. CRANSTON: Authorization is moved and  
17 seconded, and so ordered.

18 Item 14 -- Authorization for approval of assign-  
19 ment of Lease P.R.C. 3110.1, tide and submerged lands in  
20 Suisun Slough in Solano County, from Suisun Pacific, Ltd. to  
21 Morgan A. and Howard Stivers, and from Morgan A. and Howard  
22 Stivers to Universal Elements Corporation.

23 MR. SHEEHAN: So move.

24 MR. CRANSTON: Moved, seconded, so ordered.

25 Finally, next meeting - - Is there something else?

26 MR. HORTIG: No, sir. The Commission, of course,

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

has already determined that that meeting will be in Los Angeles, rather than Sacramento as reflected on this agenda.

MR. CRANSTON: On the 18th of November at ten a.m. in Los Angeles, place to be announced by you.

If there is nothing more to come before the Commission, the meeting is adjourned.

ADJOURNED 10:40 A.M.

\*\*\*\*\*

CERTIFICATE OF REPORTER

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26

I, LOUISE H. LILLICO, reporter for the Office of Administrative Procedure, hereby certify that the foregoing twenty pages contain a full, true and accurate transcript of the shorthand notes taken by me in the meeting of the STATE LANDS COMMISSION held at Sacramento, California, on October 21, 1965.

Dated: Los Angeles, California, November 4, 1965.

Louise H. Lillico