

MINUTE ITEM

28. APPLICATION FOR MINERAL EXTRACTION LEASE, SUISUN BAY, CONTRA COSTA AND SOLANO COUNTIES; HARRY CRONE THOMSEN - W.O. 5088.

After consideration of Calendar Item 13 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO OFFER FOR LEASE, PURSUANT TO COMPETITIVE PUBLIC BIDDING, FOR THE EXTRACTION OF SAND, AT A MINIMUM ROYALTY OF \$.08 PER CUBIC YARD FOR ALL SAND EXTRACTED, AN AREA OF SUBMERGED LANDS IN SUISUN BAY, CONTRA COSTA AND SOLANO COUNTIES.

THE AREA TO BE INCLUDED IN THE LEASE IS DESCRIBED AS FOLLOWS:

THAT CERTAIN PARCEL OF SUBMERGED LAND SITUATE IN THE COUNTIES OF CONTRA COSTA AND SOLANO, MORE PARTICULARLY DESCRIBED AS FOLLOWS TO WIT:

BEGINNING AT A POINT IN SUISUN BAY WHICH BEARS NORTH 08° 28' EAST, 5,450 FEET; THENCE SOUTH 31° 33' EAST, 3,000 FEET; THENCE NORTH 54° 55' EAST, 1,430 FEET FROM THE CORNER COMMON TO SECTIONS 4, 5, 8 AND 9, T. 2 N., R. 1 W., M.D.B. & M., AND PROCEEDING THENCE NORTH 53° 22' WEST, 2,800 FEET; THENCE SOUTH 81° 30' EAST, 3,830 FEET; THENCE SOUTH 54° 55' WEST, 1,900 FEET MORE OR LESS TO THE POINT OF BEGINNING, CONTAINING 57.59 ACRES MORE OR LESS.

THE BID-LEASE FORM TO BE USED FOR THIS PARCEL OFFER SHALL BE THE FORM APPROVED AND ADOPTED BY THE COMMISSION ON MAY 23, 1963 (MINUTE ITEM 25, PAGES 8882-83), AS MODIFIED BY THE SPECIFIC LEASE PROVISIONS RECOMMENDED BY THE DEPARTMENT OF FISH AND GAME. THE ROYALTY TO BE PAID SHALL BE IN ACCORDANCE WITH THE SCHEDULE APPROVED BY THE COMMISSION ON DECEMBER 20, 1963 (MINUTE ITEM 13, PAGES 9505-9509).

Attachment
Calendar Item 13 (page)

CALENDAR ITEM

13.

APPLICATION FOR MINERAL EXTRACTION LEASE, SUISUN BAY, CONTRA COSTA AND SOLANO COUNTIES; HARRY CRONE THOMSEN - W.O. 5088.

An application has been received from Harry Crone Thomsen requesting that an area of 57.59 acres more or less of submerged State lands in Suisun Bay in Contra Costa and Solano Counties, near the town of Nichols, be offered for lease for the extraction of sand pursuant to competitive public bidding in accordance with Division 6 of the Public Resources Code.

The Division of Beaches and Parks has reported that the operation does not appear to be detrimental to any of its interests or programs. The Office of the Attorney General has advised that the application complies with applicable laws and the Rules and Regulations of the Commission. The Department of Fish and Game has reviewed the application and has recommended that any permit or lease issued for mineral extraction from Suisun Bay contain a clause specifying that dredging on Saturdays, Sundays, and holidays be prohibited, and that none of the dredged material be utilized for filling in Bay waters without further review by both the State Lands Commission and the Department of Fish and Game. The recommendations are acceptable to the applicant. The Corps of Engineers has issued a Department of the Army permit authorizing the conduct of dredging operations in the proposed lease area.

The statutory filing fee and the required expense deposit have been submitted.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO OFFER FOR LEASE, PURSUANT TO COMPETITIVE PUBLIC BIDDING, FOR THE EXTRACTION OF SAND, AT A MINIMUM ROYALTY OF \$0.08 PER CUBIC YARD FOR ALL SAND EXTRACTED, AN AREA OF SUBMERGED LANDS IN SUISUN BAY, CONTRA COSTA AND SOLANO COUNTIES.

THE AREA TO BE INCLUDED IN THE LEASE IS DESCRIBED AS FOLLOWS:

THAT CERTAIN PARCEL OF SUBMERGED LAND SITUATE IN THE COUNTIES OF CONTRA COSTA AND SOLANO, MORE PARTICULARLY DESCRIBED AS FOLLOWS TO WIT:

BEGINNING AT A POINT IN SUISUN BAY WHICH BEARS NORTH 08° 28' EAST, 5,450 FEET; THENCE SOUTH 31° 33' EAST, 3,000 FEET; THENCE NORTH 54° 55' EAST, 1,430 FEET FROM THE CORNER COMMON TO SECTIONS 4, 5, 8 AND 9, T. 2 N., R. 1 W., M.D.B. & M., AND PROCEEDING THENCE NORTH 53° 22' WEST, 2,800 FEET; THENCE SOUTH 81° 30' EAST, 3,830 FEET; THENCE SOUTH 54° 55' WEST, 1,900 FEET MORE OR LESS TO THE POINT OF BEGINNING, CONTAINING 57.59 ACRES MORE OR LESS.

THE BID-LEASE FORM TO BE USED FOR THIS PARCEL OFFER SHALL BE THE FORM APPROVED AND ADOPTED BY THE COMMISSION ON MAY 23, 1963 (MINUTE ITEM 25, PAGES 8882-83), AS MODIFIED BY THE SPECIFIC LEASE PROVISIONS RECOMMENDED BY THE DEPARTMENT OF FISH AND GAME. THE ROYALTY TO BE PAID SHALL BE IN ACCORDANCE WITH THE SCHEDULE APPROVED BY THE COMMISSION ON DECEMBER 20, 1963 (MINUTE ITEM 13, PAGES 9505-9509).