

MINUTE ITEM

24. APPLICATION FOR MINERAL EXTRACTION LEASE, HUMBOLDT BAY, HUMBOLDT COUNTY;
CROWN ZELLERBACH CORPORATION - W.O. 5354.

In presenting Calendar Item 23 attached, the Executive Officer reported that the application of Crown Zellerbach Corporation had the full support of all public agencies in Humboldt County with one limited exception; i.e., a telegram had been received from W. T. Shannon, Director of the Department of Fish and Game, recommending (1) deletion of any State land from the disposal area, and (2) that the dredged fill material be confined behind nonerodable material. The Executive Officer pointed out that the action proposed for this meeting was merely authorization to publish a notice of intention to receive bids, and that there would be time before making a decision on award of a lease to include the suggested conditions in the lease to be issued, in a form that would be satisfactory both to the applicant and to the Department of Fish and Game. Consideration of award of the lease could then be taken up at the special meeting of the Commission scheduled for December 4, 1965.

Mr. Richard Nelson, Counsel for Crown Zellerbach Corporation, indicated that it would be possible to redesign the proposed bulkhead so that it did not cover the small area of land probably owned by the State that the applicant intended to fill. He stated that later the applicant intends to apply for a commercial lease for a dock, and at that time will ask for permission to fill behind the bulkhead that is to be constructed. He requested that, if possible, the award of the lease be scheduled for the December 4 meeting, as this would save the company perhaps as much as a month in going ahead with its construction work.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, AND WITH THE UNDERSTANDING THAT AWARD OF THE PROPOSED LEASE WOULD BE CONSIDERED BY THE COMMISSION AT ITS MEETING OF DECEMBER 4, 1964, THE FOLLOWING RESOLUTION WAS ADOPTED:

THE EXECUTIVE OFFICER IS AUTHORIZED TO OFFER FOR LEASE, PURSUANT TO COMPETITIVE PUBLIC BIDDING, FOR THE EXTRACTION OF SAND AND GRAVEL AT A MINIMUM ROYALTY OF EIGHT CENTS PER CUBIC YARD FOR ALL SAND AND GRAVEL EXTRACTED, THE FOLLOWING AREA OF SUBMERGED LANDS IN HUMBOLDT BAY, HUMBOLDT COUNTY:

A PARCEL OF SUBMERGED LANDS IN HUMBOLDT BAY IN THE WEST HALF OF SECTION 28, TOWNSHIP 5 NORTH, RANGE 1 WEST, HUMBOLDT S. & M., MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT MONUMENT PRICE - 4-W AS SHOWN ON THAT CERTAIN MAP ENTITLED "HARBOR LINES FOR HUMBOLDT HARBOR AND BAY, CALIFORNIA", SHEET 3 OF 5 SHEETS, PREPARED BY U. S. ARMY ENGINEER DISTRICT, SAN FRANCISCO, CORPS OF ENGINEERS, AS OF 1 AUGUST, 1957; THENCE SOUTH 10° 31' EAST A DISTANCE OF 593.32 FEET TO THE TRUE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE SOUTH 85° 50' EAST A DISTANCE OF 800.00 FEET; THENCE SOUTH 23° 30' WEST A DISTANCE OF 1,000.00 FEET; THENCE NORTH 85° 50' WEST A DISTANCE OF 800.00 FEET; THENCE NORTH 23° 30' EAST A DISTANCE OF 1,000.00 FEET TO THE POINT OF BEGINNING; CONTAINING 17.33 ACRES MORE OR LESS.

THE BID-LEASE FORM TO BE UTILIZED FOR THE PARCEL SHALL BE THE FORM APPROVED AND ADOPTED BY THE COMMISSION ON MAY 23, 1963 (MINUTE ITEM 25, PAGE 8882), AND SHALL PROVIDE THAT NO EXTRACTED MATERIAL WILL BE DEPOSITED BELOW THE HIGH WATER MARK ON LANDS OWNED BY THE STATE.

Attachment

Calendar Item 23 (2 pages)

SUPPLEMENTAL CALENDAR ITEM

23.

APPLICATION FOR MINERAL EXTRACTION LEASE, HUMBOLDT BAY, HUMBOLDT COUNTY;
CROWN ZELLERBACH CORPORATION - W.O. 5354.

An application has been received from Crown Zellerbach Corporation, requesting that an area of 17.33 acres more or less of submerged State lands in Humboldt Bay, Humboldt County, near Fairhaven, be offered for lease for the extraction of sand and gravel, pursuant to competitive public bidding in accordance with Division 6 of the Public Resources Code. The applicant proposes to extract approximately 400,000 cubic yards of material.

The Department of Fish and Game has no objection to the proposed operations provided that no extracted material will be deposited on tide or submerged lands owned by the State. The City of Eureka, Department of Public Works, and the Board of Harbor Commissioners, Humboldt Bay, have each stated that they have no objection to the proposed operation.

As required under Section 6818 of the Public Resources Code, the application was referred to the Department of Parks and Recreation, Division of Beaches and Parks, and to the office of the Attorney General for requisite review. The Division of Beaches and Parks has reported that the proposed operation will not interfere with the recreational use of lands littoral to the submerged lands involved in the application. The office of the Attorney General has advised that the application complies with applicable laws and the rules and regulations of the Commission.

The U. S. Corps of Engineers has issued a Department of the Army permit authorizing extraction operations in the described 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 AND GRAVEL AT A MINIMUM ROYALTY OF EIGHT CENTS PER CUBIC YARD FOR ALL SAND AND GRAVEL EXTRACTED, THE FOLLOWING AREA OF SUBMERGED LANDS IN HUMBOLDT BAY, HUMBOLDT COUNTY:

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SUPPLEMENTAL CALENDAR ITEM 23 (CONT'D.)

OF BEGINNING OF THIS DESCRIPTION; THENCE SOUTH 85° 50' EAST A DISTANCE OF 800.00 FEET; THENCE SOUTH 23° 30' WEST A DISTANCE OF 1,000.00 FEET; THENCE NORTH 85° 50' WEST A DISTANCE OF 800.00 FEET; THENCE NORTH 23° 30' EAST A DISTANCE OF 1,000.00 FEET TO THE POINT OF BEGINNING; CONTAINING 17.33 ACRES MORE OR LESS.

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