

26. (Report for Senate Committee on Local Governmental Agencies - W. O. No. 153) The request from the Senate Committee on Local Governmental Agencies for study and a report on a Congressional bill relating to interests of the City of the Los Angeles in Mono and Inyo Counties was presented and reviewed in the light of the information received from the Department of Water and Power, City of Los Angeles, that the proposed Congressional bill is to be amended so as to eliminate any claim or request for authorization on any land under the jurisdiction of the State Lands Commission.

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer\* to refer the Congressional bill as amended and proposed by the Department of Water and Power of the City of Los Angeles to the office of the Attorney General for a report to be presented at the next meeting of the Commission as to the effect of the amended bill on any State lands under the jurisdiction of the Commission.

27. (Signboard location lease - Los Angeles - Foster and Kleiser - W.O. No. 226) The Commission was informed that an application has been received from Foster and Kleiser for a signboard location lease on Lots 31, 32 and 37, Tract 1206, Los Angeles, formerly covered by Lease No. P.R.C. 126 which expired November 30, 1947, and that the last rental schedule for these locations was \$150.00 per annum, payable semi-annually.

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer to execute and issue a lease effective December 1, 1947, to Foster and Kleiser of Lots 31, 32 and 37, Tract 1206, Los Angeles, as a signboard location for a term of two years, in the same form as originally issued under Lease No. P.R.C. 126, at an annual rental of \$150.00 payable semi-annually, upon receipt of the first semi-annual payment of \$75.00, the lessee to have the option of renewal of the lease for an additional period of two years on the same terms and conditions.

28. (Mineral Reservation - Devil's Kitchen Area, Inyo County - L. W. King - W. O. No. 238) The Commission was informed that condemnation of the area for the Inyokern Naval Ordnance Test Station by the Navy Department has included Sections 7 and 8, T. 22 S., R. 39 E., M. D. M., which lands were patented by the State in 1930 with a reservation of one-sixteenth of all minerals. The value of this one-sixteenth interest in all potential future production, now estopped by the condemnation action, has been determined at \$640.00. In addition, Mr. L. W. King, successor in interest to the patentee to the land, removed mercury from the property during 1943 and 1944 for which the computed value of \$160.35 as the State's one-sixteenth share remains unpaid.

Further the Commission was advised that to permit final determination of his interest in the afore-stated condemnation action, Mr. King has requested that the Commission inform the U. S. Department of Justice of the agreement on \$640.00 as the State's share of the value of potential future mineral production.

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer to perform the following, subject to concurrence by the Attorney General that such action will not nullify any defense the State may have in the event that the State's interest in the condemnation action cannot be settled and must be litigated:

1. Conditioned upon the payment by Mr. L. W. King of \$160.35 as the State's share of mineral production from the Devil's Kitchen Area, Inyo County, notify the U. S. Department of Justice of the willingness of the State to accept \$640.00 in settlement of the State's interest in the value of potential future production.

29. (Special appropriations for defraying costs of quiet title actions, Chapters 1164 and 1554, Statutes of 1947) The Commission was informed that under Chapters 1164 and 1554, Statutes of 1947, any person, organization or municipality claiming any interest in real property situated in former beds of navigable rivers and streams of this State may bring quiet title action against the State. These chapters also provide appropriations in the amounts of \$25,000.00 each to cover the costs of defending the State's interest where such actions are brought.

The Commission was further informed that, although no such actions have been brought as of this date, it is felt that provisions should be made for legal and technical services incident to such actions.

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer to enter into contractual agreements with the Department of Justice providing funds to defray the costs of any such legal actions as follows:

\$15,000.00 to defray costs for actions brought under Chapter 1164, Statutes of 1947, and \$1,000.00 to defray costs for actions brought under Chapter 1554, Statutes of 1947. The latter contract to be subject to increase, dependent upon the number of suits filed. Costs under these contracts are to be paid from the special appropriations established by the legislature under the above-mentioned chapters upon presentation of proper claims and invoices to the State Lands Commission.

30. (Federal Tideland Litigation) The Commission was informed that the Department of Justice has requested that the State Lands Commission provide funds to defray anticipated costs in the amount of \$25,000.00 for legal and technical services as required to represent the State of California in connection with the case of United States of America vs. the State of California (Tideland Litigation).

Upon motion duly made and unanimously carried, a resolution was adopted authorizing the Executive Officer to enter into a contract with the Department of Justice, in an amount not to exceed \$25,000.00, providing for the payment for all technical and legal services necessary to represent the State of California in connection with the action, United States of America vs. the State of California (Tideland Litigation). Costs incurred under this contract shall be payable from Executive Order D 726, Defense of State's interest in its marginal sea area.