

21. (Restitution of Money - Arthur J. Somerholder - Rejected Indemnity Selection) The Commission was informed that on April 30, 1948, the Federal Bureau of Land Management rejected State Selection No. 4503, Sacramento Land District, covering 40 acres of land in Location No. 4798 applied for on behalf of Arthur J. Somerholder, and for which he had paid the State \$200.00 that was heretofore deposited in the State School Land Fund.

Mr. Somerholder has surrendered Certificate of Indemnity No. 4798 to the State for cancellation and pursuant to Section 7412, Public Resources Code et seq. is entitled to receive restitution of the \$200.00 paid.

Upon motion duly made and unanimously carried, a resolution was adopted authorizing execution by the Executive Officer of Restitution of Money Certificate No. 295 drawn in favor of Arthur J. Somerholder and its transmittal to the State Controller.

22. (Sale of Vacant School Land, Application No. 10406, Los Angeles Land District - Riverside County - H. E. Herman) Upon motion duly made and unanimously carried, a resolution was adopted authorizing the sale of  $\frac{1}{2}$  of  $\frac{1}{2}$  of Section 36, T. 4 S., R. 6 W., S.B.M., containing 80 acres in Riverside County at a cash price of \$200.00 to Mr. Herman. Mr. Herman was the single bidder pursuant to the advertising. The land is to be sold subject to all statutory reservations including minerals.

23. (Sale of Vacant School Land, Application No. 10403, Los Angeles Land District - Imperial County - John J. Elmore) Upon motion duly made and unanimously carried, a resolution was adopted authorizing the sale of  $\frac{1}{2}$  of  $\frac{1}{2}$  of Section 16, T. 12 S., R. 11 E., S.B.M., containing 40 acres in Imperial County at a cash price of \$400.00 to Mr. Elmore. Mr. Elmore was the single bidder pursuant to the advertising. The land is to be sold subject to all statutory reservations including minerals.

24. (Sale of Vacant Federal Land, Obtained through exchange, Scrip Application No. 4648, Sacramento Land District, San Bernardino County - Harry M. Bridgeman) Upon motion duly made and unanimously carried, a resolution was adopted authorizing the filing for  $\frac{1}{2}$  of  $\frac{1}{2}$  of Section 16, T. 1 S., R. 29 E., M.D.M., containing 80 acres in Mono County, with the Federal Government and approving, subject to the approval of the selection by the District Land Office, the sale of the said land in Mono County to Mr. Bridgeman at a cash price of \$400.00 subject to all statutory reservations including minerals.

25. (Sale of Vacant School Land, Application No. 10408, Los Angeles Land District, Ventura County - Harold L. Pierce) The Commission was informed that an offer has been received from Mr. Pierce of Pasadena, California, to purchase Lots 9, 10, 11 and 12 of Section 16, T. 4 N., R. 20 W., S.B.M., containing 152.90 acres in Ventura County.

Mr. Pierce has made an offer of \$764.50 or \$5.00 per acre. The Assessor of Ventura County has assessed contiguous land at \$1 to \$4 per acre, thus indicating an appraised value of the land of \$2 to \$8 per acre. The Commission was further informed that it is now felt that this land may have potential oil value. Upon motion duly made and unanimously carried, a resolution was adopted, rejecting the single bid received from Mr. Pierce for the land.

26. (Sale of Vacant Federal Land, Obtained Through exchange, Scrip Application No. 10413, Los Angeles Land District, Riverside County - George T. Friedrich) Upon motion duly made and unanimously carried a resolution was adopted confirming the filing for E $\frac{1}{2}$  of SE $\frac{1}{4}$ , SW $\frac{1}{2}$  of SE $\frac{1}{4}$  and SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 30, T. 5 S., R. 15 E., S.B.M., containing 160 acres in Riverside County, with the Federal Government and approving, subject to the approval of the selection by the District Land Office, the sale of said land, in Riverside County to Mr. Friedrich at a cash price of \$800.00 subject to all statutory reservations including minerals.

27. (Sale of Vacant School Land, Application No. 10407, Los Angeles Land District - Los Angeles County - Louis J. Friedman) Upon motion duly made and unanimously carried, a resolution was adopted authorizing the sale of NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 18, T. 6 N., R. 9 W., S.B.M., containing 40 acres in Los Angeles County at a cash price of \$250.00 to Mr. Friedman, who was the single bidder pursuant to the advertising. The land is to be sold subject to all statutory reservations including minerals.

28. (Quiet Title Action - City and County of San Francisco vs. State, San Francisco Superior Court, Case No. 374016) The Commission was informed that during the 1947 Legislative Session by Assembly Bill No. 1592, Chapter 434 of the 1947 Statutes, the Legislature granted certain street areas in San Francisco that formerly were tide and submerged lands to the City and County of San Francisco. This legislation was enacted to correct inconsistencies and ambiguities of an earlier statute. The City and County of San Francisco have had occasion to request a title company to pass upon the title to the property granted by the State, and the title company has indicated that it questions the constitutionality of the legislative granting act.

In order to clear up the constitutional question, the City has now brought quiet title action against the State as authorized by the Legislature in Chapter 1554, Statutes of 1947, under which statute and appropriation to the State Lands Commission was made to defray the costs of such actions.

The Attorney General has now requested from the State Lands Commission an expression of the attitude of the Commission with reference to this litigation.

Upon motion duly made and unanimously carried, a resolution was adopted directing the Executive Officer to advise the Attorney General that since the Legislature has established the policy with respect to granting of