

"Pursuant to Section 2302(d) of the Rules and Regulations of the State Lands Commission, the first applicant was allowed 20 days from date of opening of bids (September 27, 1956) within which to submit the additional amount to meet the highest bid received. The first applicant, Jeanette L. Turpin, met the high bid within the period specified above.

"On October 23, Mrs. Rankin, as one of the heirs of Leroy Rankin, and Executrix of the Estate of Leroy Rankin, deceased, protested the sale of this land to anyone other than herself, on the basis that the State ownership was brought to her attention only a few weeks ago, and that the parcel for sale is entirely surrounded by lands of the Rankin ranch. Mrs. Rankin expressed a desire to appear at the Commission meeting.

"IT IS RECOMMENDED THAT THE COMMISSION DETERMINE THAT THE SW $\frac{1}{4}$ OF NW $\frac{1}{4}$, E $\frac{1}{2}$ OF NW $\frac{1}{4}$, NW $\frac{1}{4}$ OF NE $\frac{1}{4}$ AND E $\frac{1}{2}$ OF NE $\frac{1}{4}$ OF SECTION 16, T. 29 S., R. 32 E., M.D.M., CONTAINING 240 ACRES IN KERN COUNTY, IS NOT SUITABLE FOR CULTIVATION WITHOUT ARTIFICIAL IRRIGATION, AND AUTHORIZE THE SALE OF SAID LAND TO THE FIRST APPLICANT, JEANETTE L. TURPIN, WHO HAS MET THE HIGH BID, AT A CASH PRICE OF \$3,600, SUBJECT TO ALL STATUTORY RESERVATIONS, INCLUDING MINERALS."

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, AT THE REQUEST OF THE LIEUTENANT GOVERNOR, CONSIDERATION OF THIS ITEM WAS DEFERRED TO THE NEXT MEETING.

41. (SALE OF VACANT FEDERAL LANDS, OBTAINED THROUGH USE OF BASE, LIEU LAND APPLICATION NO. 5004, SACRAMENTO LAND DISTRICT, SHASTA COUNTY, RICHARD M. MURPHY, JR. - S.W.O. 5775.) The following report was presented to the Commission:

"An offer has been received from Richard M. Murphy, Jr. of Oak Run, California, to purchase the N $\frac{1}{2}$ of SW $\frac{1}{4}$ of Section 28, T. 33 N., R. 1 E., NE $\frac{1}{4}$ of Section 26 and NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of fractional Section 30, T. 34 N., R. 1 E., M.D.M., containing 280 acres in Shasta County. This land may be obtained by the State from the Federal Government through use of base. The applicant made an offer of \$1,400, or \$5 per acre.

"The Assessor of Shasta County has assessed contiguous land at \$2.25 per acre.

"An inspection and appraisal by a member of the Commission's staff on July 10, 1956 establishes the value of the subject land at \$33,800, or an average of \$120.71+ per acre, including timber thereon. The applicant posted the necessary amount to meet this value. Said appraisal also indicates that said land is not suitable for cultivation without artificial irrigation.

"The selection of the subject land is considered to be to the advantage of the State in that the selection thereof will assist the State in satisfying the loss to the School Land Grant and in addition will place said land on the tax rolls of the county in which it is situated.

"The State's application to select the land has been accepted by the Bureau of Land Management, and the land was listed (conveyed) to the State on December 30, 1955."

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, IT WAS RESOLVED AS FOLLOWS:

THE COMMISSION DETERMINES THAT IT IS TO THE ADVANTAGE OF THE STATE TO SELECT THE FEDERAL LAND COMPRISED IN THE N $\frac{1}{2}$ OF SW $\frac{1}{4}$ OF SECTION 28, T. 33 N., R. 1 E., NE $\frac{1}{4}$ OF SECTION 26 AND NE $\frac{1}{4}$ OF SE $\frac{1}{4}$ OF FRACTIONAL SECTION 30, T. 34 N., R. 1 E., M.D.M., CONTAINING 280 ACRES IN SHASTA COUNTY; THE COMMISSION FINDS THAT SAID FEDERAL LAND IS NOT SUITABLE FOR CULTIVATION; THE COMMISSION APPROVES THE SELECTION AND AUTHORIZES THE SALE OF SAID LAND, FOR CASH, TO RICHARD M. MURPHY, JR. AT THE APPRAISED CASH PRICE OF \$33,800, SUBJECT TO ALL STATUTORY RESERVATIONS INCLUDING MINERALS.

42. (VACANT FEDERAL LAND, OBTAINED THROUGH USE OF BASE, LIEU LAND APPLICATION NO. 4846, SACRAMENTO LAND DISTRICT, LAKE COUNTY, ERNEST M. MCKEE, SR. - S.W.O. 5403.) The following report was presented to the Commission:

"At the meeting of the State Lands Commission on August 15, 1956 there was presented for consideration the matter of the application of Ernest M. McKee, Sr., of Berkeley, California, for the purchase of the S $\frac{1}{2}$, W $\frac{1}{2}$ of NE $\frac{1}{4}$, and SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 15, T. 11 N., R. 8 W., M.D.M., containing 440 acres in Lake County. As a result of an extended discussion at that meeting, at which Mr. McKee and his attorney, Mr. G. N. Tocher appeared, the following action was taken:

'THE COMMISSION DETERMINES THAT IT IS TO THE ADVANTAGE OF THE STATE TO SELECT THE FEDERAL LAND COMPRISED IN THE S $\frac{1}{2}$, W $\frac{1}{2}$ OF NE $\frac{1}{4}$ AND SW $\frac{1}{4}$ OF NE $\frac{1}{4}$ OF SECTION 15, T. 11 N., R. 8 W., M.D.M., CONTAINING 440 ACRES IN LAKE COUNTY; THE COMMISSION FINDS THAT SAID FEDERAL LAND IS NOT SUITABLE FOR CULTIVATION, AND APPROVES THE SELECTION OF THE SUBJECT LAND, WITH THE UNDERSTANDING THAT THE TIME LIMIT FOR DEPOSITING THE ADDITIONAL MONEY REQUIRED TO MEET THE APPRAISED PRICE BE EXTENDED TO OCTOBER 15, 1956 TO GIVE THE APPLICANT ADEQUATE TIME TO PRESENT HIS RECOMMENDATIONS TO THE STAFF, AND THAT THE STAFF IN TURN MAKE ITS RECOMMENDATIONS TO THE COMMISSION AT THE EARLIEST POSSIBLE DATE, WITH THE APPLICANT AND THE STAFF TO AGREE ON QUESTIONS TO BE POSED TO THE ATTORNEY GENERAL AS TO THE APPROPRIATE TIME OF APPRAISAL.'

"Pursuant to said resolution, this office prepared a draft of a request for an opinion by the Attorney General and submitted it to the attorney for Mr. McKee by letter dated September 6, 1956, with a request that it be reviewed so that it could be submitted to the Attorney General in such form as to cover all legal points raised by either the applicant or by the State.

"At the Commission meeting of August 15, 1956, it was informally agreed that Mr. Tocher would submit his findings on land values to the Commission's staff, and that in turn the staff would submit its recommendations to the Commission. Mr. Tocher has submitted figures to the Sacramento office of the State Lands Division.