

MINUTE ITEM

13. (PROPOSED PURCHASE OF FEDERAL LANDS, SAN DIEGO COUNTY, ELIZABETH S. MERRICK - S.W.O. 5672.)

After presentation of the Calendar Item attached, re S.W.O. 5672, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO CERTIFY TO THE GOVERNOR THAT IT IS TO THE ADVANTAGE OF THE STATE TO EXCHANGE WITH THE UNITED STATES GOVERNMENT THE NE $\frac{1}{4}$  OF SECTION 16, T. 3 S., R. 10 E., S.B.M., CONTAINING 160 ACRES IN RIVERSIDE COUNTY, FOR THE SE $\frac{1}{4}$  OF SECTION 2, T. 9 S., R. 1 E., S.B.M., CONTAINING 160 ACRES IN SAN DIEGO COUNTY, OF EQUAL AREA AND VALUE; FURTHER, THE EXECUTIVE OFFICER IS AUTHORIZED TO EXECUTE ON BEHALF OF THE STATE LANDS COMMISSION A CERTIFICATE PROVIDED FOR IN SECTION 6444 OF THE PUBLIC RESOURCES CODE; AND THE STATE, UPON ACQUISITION FROM THE FEDERAL GOVERNMENT OF THE SE $\frac{1}{4}$  OF SECTION 2, T. 9 S., R. 1 E., S.B.M., IS TO SELL IT TO THE APPLICANT, ELIZABETH S. MERRICK, AT THE APPRAISED CASH VALUE OF \$1,200, WITHOUT ADVERTISING, SUBJECT TO ALL STATUTORY RESERVATIONS INCLUDING MINERALS.

Attachment

Unnumbered Supplemental Calendar Item (2 pages)

CALENDAR ITEM

SUPPLEMENTAL

(PROPOSED PURCHASE OF FEDERAL LANDS, SAN DIEGO COUNTY, ELIZABETH S. MERRICK - S.W.O. 5672.)

On August 28, 1953 Mrs. Elizabeth S. Merrick of Los Angeles, California, made application to purchase through this office the SE $\frac{1}{4}$  of Section 2, T. 9 S., R. 1 E., S.B.M., containing 160 acres in San Diego County, under the State exchange procedure as authorized by Section 8552 of the Public Resources Code and Section 8 of the Taylor Grazing Act. The applicant submitted a deposit of 50¢ per acre, together with the required expense deposit of \$100 and the filing fee of \$5.

Mrs. Merrick has been attempting to obtain title to the aforesaid land for the past several years following the rejection of a homestead application filed with the Bureau of Land Management, which was rejected on the basis that the area was not suitable for cultivation. In addition, she has been claiming a possessory interest in the land and has been paying taxes thereon subsequent to the rejection of the homestead application.

On August 16, 1956 the Bureau of Land Management advised that the selected lands are available for exchange and that the values of the selected and offered lands are approximately equal for the purpose of the exchange; that there are no outstanding contests or protests of record; that the requirements pertaining to the application have been met and authorized publication of the exchange.

In accordance with instructions from the Bureau of Land Management, the notices of the exchange application describing both the Government lands and the State lands were published for the required period in the newspapers designated by the Bureau of Land Management.

It is now necessary for the State to convey to the Federal Government, by grant deed, the 160 acres of State lands offered in exchange.

The Assessor of San Diego County has assessed lands in the vicinity from \$2 to \$2.50 per acre.

An inspection and appraisal by a member of the Commission's staff on March 28, 1957 establishes the value of the subject land at \$7.50 per acre. The applicant posted the necessary amount to meet this value. Said appraisal also indicates that the land is not suitable for cultivation without artificial irrigation.

The exchange of the subject land is considered to be to the advantage of the State in that it will assist the State in satisfying the loss to the School Land Grant.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO CERTIFY TO THE GOVERNOR THAT IT IS TO THE ADVANTAGE OF THE STATE TO EXCHANGE WITH THE UNITED STATES GOVERNMENT THE NE $\frac{1}{4}$  OF SECTION 16, T. 3 S., R. 10 E., S.B.M., CONTAINING 160 ACRES IN RIVERSIDE COUNTY, FOR THE SE $\frac{1}{4}$  OF SECTION 2, T. 9 S., R. 1 E., S.B.M., CONTAINING 160 ACRES IN SAN DIEGO COUNTY, OF EQUAL AREA AND VALUE; THAT THE EXECUTIVE OFFICER BE AUTHORIZED TO EXECUTE ON BEHALF OF THE STATE LANDS COMMISSION A CERTIFICATE PROVIDED FOR IN SECTION 6444 OF THE PUBLIC RESOURCES CODE; AND THAT THE STATE, UPON ACQUISITION FROM THE FEDERAL GOVERNMENT OF THE SE $\frac{1}{4}$  OF SECTION 2, T. 9 S., R. 1 E., S.B.M., SELL IT TO THE APPLICANT, ELIZABETH S. MERRICK, AT THE APPRAISED CASH VALUE OF \$1,200, WITHOUT ADVERTISING, SUBJECT TO ALL STATUTORY RESERVATIONS INCLUDING MINERALS.