

MINUTE ITEM

12. (SUPPLEMENTAL PRESENTATION FOR PROCESSING LAND EXCHANGE REQUESTS, RAYMOND R. KAHL - W. O. 2730.)

Following presentation of Calendar Item 12 attached, Mr. Kahl appeared before the Commission, requested the opportunity to submit a brief on the matter, and stated that his principals are willing to abide by a review of the Attorney General.

UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED BY THE COMMISSION AUTHORIZING THE EXECUTIVE OFFICER, UPON PRESENTATION OF A BRIEF BY MR. R. R. KAHL THAT IS BEING PREPARED BY HIS ATTORNEYS, RELATING TO A PURPORTED LAND EXCHANGE APPLICATION ON BEHALF OF TRAIL ENDS DEVELOPMENT COMPANY, TO REFER THE WRITTEN STATEMENTS BY THE TRAIL ENDS CORPORATION AND SAID BRIEF TO THE OFFICE OF THE ATTORNEY GENERAL FOR FINAL REVIEW. THE REVIEW IS TO REPORT SPECIFICALLY AS TO ANY BASES FOR FURTHER CONSIDERATION BY THE COMMISSION OF THE PURPORTED APPLICATION.

Attachment

Calendar Item 12 (1 page)

CALENDAR ITEM

MISCELLANEOUS

12.

(SUPPLEMENTAL PRESENTATION FOR PROCESSING LAND EXCHANGE REQUESTS, RAYMOND R. KAHL - W. O. 2730.)

A letter dated August 13, 1958 has been received from Mr. Raymond R. Kahl, representing the Trail Ends Development Company, briefing land exchange application contentions originally contained in a letter dated August 29, 1957 and certain other recitations from a written "Presentation Relative to Procedures" made by Mr. Kahl to the Commission in its meeting of September 13, 1957 (Minute Item 16, pages 3471-72). Mr. Kahl has requested the opportunity to again discuss with the Commission the previous submittals and those contained in his letter of August 13, 1958 relative to his contentions that the Commission should accept and process a land exchange application at variance with the established policies and rules and regulations of the Commission.

The presentation by Mr. Kahl on September 13, 1957 was referred to the office of the Attorney General for review. The conclusion from this review was that "...for failure to follow the prescribed rules and regulations of the State Lands Commission, it is our opinion that no valid exchange application from Mr. Kahl is now pending before the State Lands Commission."

Mr. Kahl has requested that the Commission re-refer his augmented statement and briefs to the office of the Attorney General for reconsideration on the contention that the staff of the State Lands Division and the office of the Attorney General did not understand the presentation of September 13, 1957.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO REFER TO THE OFFICE OF THE ATTORNEY GENERAL FOR FINAL REVIEW WRITTEN PRESENTATIONS BY MR. R. R. KAHL RELATING TO A PURPORTED LAND EXCHANGE APPLICATION ON BEHALF OF TRAIL ENDS DEVELOPMENT COMPANY. THE REVIEW IS TO REPORT SPECIFICALLY AS TO ANY BASES FOR FURTHER CONSIDERATION BY THE COMMISSION OF THE PURPORTED APPLICATION.