

MINUTE ITEM

38. (STATUS OF MAJOR LITIGATION - W.O. 3019, W.O. 2224, AND W.O. 2274.2.)

The attached Calendar Item 34 was presented to the Commission for information.

Attachment

Calendar Item 34 (2 pages)

CALENDAR ITEM

INFORMATIVE

34.

(STATUS OF MAJOR LITIGATION - W.O. 3019, W.O. 2224, AND W.O. 2274.2.)

1. Case No. 800-58 WM Civil W.O. 3019
U.S. vs. Anchor Oil Corporation, et al.
U.S.D.C., Southern District, Los Angeles County
(Long Beach Subsidence Matter)

(Request by U.S. for court order to shut down Wilmington Field if satisfactory subsurface repressuring programs for land surface subsidence alleviation are not put into operation.)

The Plaintiff, United States, has filed and served an Amended Complaint, plus a Notice of Motion and Motion for Preliminary Injunction. Defendants' points and authorities in opposition to the motion for preliminary injunction must be filed by February 24, 1959. The hearing on the preliminary injunction is set on March 24, 1959. A Motion to Dismiss, filed by one defendant, was heard and denied on January 15, 1959. The State has not filed any such motion.

2. Case No. 683,824 W.O. 2224
People vs. City of Long Beach
Los Angeles County Superior Court
(Alamitos Bay Quitclaim Litigation)

(Resolution of question whether title to oil and gas is vested in City or State in lands granted to City by State and subsequently quitclaimed to State by City.)

This case is at issue, with the trial date set for March 11, 1959.

3. Case No. 70717 W.O. 2274.2
County of Orange vs. State of California, et al.
Orange County Superior Court

(Claim by Orange County that a legislative grant to the County of tide and submerged lands in Newport Bay conveyed to the County all tide and submerged lands within the County (with the exception of a grant to the City of Newport Beach).)

On October 27, 1958, the State argued in opposition to the Motion of Plaintiff to Compel More Definitive Answers to Interrogatories. The matter was submitted, and has not yet been ruled upon. The City of Laguna Beach has not yet intervened in the case. Preparation for trial continues. On January 9, 1959, a citizens' suit was filed in Orange County to void the contract with American Marine Exploration Co., Inc. The plaintiff is Scottec Corporation of Costa Mesa. The defendants are the County, the members of the

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Board of Supervisors who were incumbent at the time the contract was entered into (February 14, 1956), and the County Counsel. Generally, the complaint appears to be similar to recent proceedings concerning tide and submerged lands granted to the City of Los Angeles, wherein the Court ruled in favor of the plaintiff for invalidation of a lease.