

MINUTE ITEM

20. WITHDRAWAL OF VACANT SCHOOL LAND IN LAKE COUNTY FOR DEPARTMENT OF WATER RESOURCES - S.W.O. 7151, GEO.-LAKE CO.

After consideration of Calendar Item 28 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION:

1. WITHDRAWS FROM PUBLIC SALE THE SE $\frac{1}{4}$  OF NE $\frac{1}{4}$  OF SECTION 20, T. 13 N., R. 6 W., M.D.M., PURSUANT TO THE REQUEST OF THE STATE DEPARTMENT OF WATER RESOURCES PENDING A DETERMINATION OF THE PROPOSED USE THEREOF BY THAT AGENCY;
2. REJECTS THE APPLICATION OF JAMES R. CORBETT (NO. 5461, SACRAMENTO LAND DISTRICT, S.W.O. 7448) AND DIRECTS THE RETURN OF ALL DEPOSITS EXCEPT THE STATUTORY \$5 FILING FEE;
3. ACCORDS TO JAMES R. CORBETT THE RIGHT TO FILE THE FIRST APPLICATION ON THE WITHDRAWN LAND AT SUCH TIME AS IT MAY BE RESTORED TO ENTRY.

Attachment

Calendar Item 28 (1 page)

CALENDAR ITEM

28.

WITHDRAWAL OF VACANT SCHOOL LAND IN LAKE COUNTY FOR DEPARTMENT OF WATER RESOURCES - S.W.O. 7151.

In cooperation with the Department (former Division) of Water Resources and the County of Yolo, the State Lands Commission adopted a resolution at its meeting on July 2, 1956, withdrawing the following-described lands from sale until December 31, 1957:

$W\frac{1}{2}$  of  $SE\frac{1}{4}$  of Section 19,  $SW\frac{1}{4}$  of  $NW\frac{1}{4}$ , and  $NW\frac{1}{4}$  of  $SW\frac{1}{4}$  of Section 27;  $N\frac{1}{2}$  of  $S\frac{1}{2}$  of Section 28,  $E\frac{1}{2}$  of  $NW\frac{1}{4}$ ,  $W\frac{1}{2}$  of  $NE\frac{1}{4}$ , and  $NE\frac{1}{4}$  of  $NE\frac{1}{4}$  of Section 29;  $N\frac{1}{2}$  of  $NE\frac{1}{4}$  of Section 30, T. 13 N., R. 5 W., M.D.M.; and  $NW\frac{1}{4}$  of  $SW\frac{1}{4}$  of Section 12,  $NE\frac{1}{4}$  of  $NW\frac{1}{4}$  of Section 15, and Lot 1 of Section 24, T. 13 N., R. 6 W., M.D.M., containing a total of 709.37 acres in Lake County.

The purpose of this withdrawal was to permit an investigation of the lands for the proposed construction of a dam in Wilson Valley to conserve the waters of Cache Creek.

Subsequent to this action and based on further requests by the Department of Water Resources, the withdrawal was extended until December 31, 1961. These subsequent actions included the withdrawal of an additional parcel of 40 acres under application by Frances Cain. The action relating to this 40-acre parcel accorded to Frances Cain the right of filing the first application in the event the lands were restored to entry.

In connection with the recent appraisal of a parcel of vacant school land described as the  $SE\frac{1}{4}$  of the  $NE\frac{1}{4}$  of Section 20, T. 13 N., R. 6 W., M.D.M., under application for purchase by James R. Corbett (Application No. 5461, Sacramento Land District, S.W.O. 7448), it was discovered that this parcel also lies within the area of the proposed dam site and reservoir. As the result of this discovery, by letter of December 30, 1959, the Department of Water Resources requested the withdrawal of this additional parcel until December 31, 1961.

In view of the precedent set, the same rights should be accorded to James R. Corbett as were accorded to Frances Cain.

IT IS RECOMMENDED THAT THE COMMISSION:

1. WITHDRAW FROM PUBLIC SALE THE  $SE\frac{1}{4}$  OF  $NE\frac{1}{4}$  OF SECTION 20, T. 13 N., R. 6 W., M.D.M., PURSUANT TO THE REQUEST OF THE STATE DEPARTMENT OF WATER RESOURCES PENDING A DETERMINATION OF THE PROPOSED USE THEREOF BY THAT AGENCY;
2. REJECT THE APPLICATION OF JAMES R. CORBETT (NO. 5461, SACRAMENTO LAND DISTRICT, S.W.O. 7448) AND DIRECT THE RETURN OF ALL DEPOSITS EXCEPT THE STATUTORY \$5 FILING FEE;
3. ACCORD TO JAMES R. CORBETT THE RIGHT TO FILE THE FIRST APPLICATION ON THE WITHDRAWN LAND AT SUCH TIME AS IT MAY BE RESTORED TO ENTRY.