

MINUTE ITEM

24. REQUEST FOR AUTHORIZATION TO FILE ACTION AGAINST PACIFIC FLUORITE CO. OF CALIFORNIA (A CALIFORNIA CORPORATION), IN RESPECT TO TRESPASS AND UNAUTHORIZED REMOVAL OF MINERALS FROM SECTION 16, T. 17 N., R. 13 E., S.B.B.& M., SAN BERNARDINO COUNTY - W.O. 2875.15, W.O. 396.204.

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

THE EXECUTIVE OFFICER IS AUTHORIZED TO REQUEST THE OFFICE OF THE ATTORNEY GENERAL TO TAKE NECESSARY LEGAL ACTION

1. TO EJECT PACIFIC FLUORITE CO. OF CALIFORNIA (A CALIFORNIA CORPORATION), FROM SECTION 16, T. 17 N., R. 13 E., S.B.B.& M., SAN BERNARDINO COUNTY;
2. TO QUIET THE STATE'S TITLE; AND
3. TO OBTAIN AN ACCOUNTING FOR RENTS AND PROFITS.

Attachment

Calendar Item 28 (1 page)

CALENDAR ITEM

28.

REQUEST FOR AUTHORIZATION TO FILE ACTION AGAINST PACIFIC FLUORITE CO. OF CALIFORNIA (A CALIFORNIA CORPORATION), IN RESPECT TO TRESPASS AND UNAUTHORIZED REMOVAL OF MINERALS FROM SECTION 16, T. 17 N., R. 13 E., S.B.B. & M., SAN BERNARDINO COUNTY - W.O. 2875.15, W.O. 396.204.

In the course of a field inspection by a staff appraiser, it was discovered that a mining operation for extraction of fluorite ore was being conducted by Pacific Fluorite Co. of California on Section 16, T. 17 N., R. 13 E., S.B.B. & M., San Bernardino County, to which land the State secured title on September 26, 1945, indicating a possible trespass and unauthorized removal of minerals from State lands.

The matter was referred to the office of the Attorney General for recommendation in the event the trespass and unauthorized removal of minerals was found to exist.

The claims of Pacific Fluorite Co. of California were investigated by the Mineral Resources Section, and it has been concluded by the staff and by the office of the Attorney General that a trespass and unauthorized removal of minerals exists. The office of the Attorney General has recommended that necessary legal action be taken to protect the State's interest in this matter.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE EXECUTIVE OFFICER TO REQUEST THE OFFICE OF THE ATTORNEY GENERAL TO TAKE NECESSARY LEGAL ACTION

1. TO EJECT PACIFIC FLUORITE CO. OF CALIFORNIA (A CALIFORNIA CORPORATION), FROM SECTION 16, T. 17 N., R. 13 E., S.B.B. & M., SAN BERNARDINO COUNTY;
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