

MINUTE ITEM

28. DEFENSE, UNITED STATES VS. CALIFORNIA, TIDE AND SUBMERGED LANDS -
W.O. 4721.31, P & C.

After consideration of Calendar Item 2 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE EXECUTIVE OFFICER IS AUTHORIZED TO EXECUTE AN INTERAGENCY AGREEMENT WITH THE DEPARTMENT OF JUSTICE PROVIDING FOR SERVICES OF THE ATTORNEY GENERAL IN THE ACTION UNITED STATES VS. CALIFORNIA, NO. 5, ORIGINAL, U.S. SUPREME COURT. SAID SERVICES ARE TO BE RENDERED DURING THE 1964-65 FISCAL YEAR AT A TOTAL COST NOT TO EXCEED \$268,389, PAYABLE FROM SUPPORT - STATE LANDS DIVISION.

Attachment

Calendar Item 2 (1 page)

CALENDAR ITEM

2.

DEFENSE, UNITED STATES VS. CALIFORNIA, TIDE AND SUBMERGED LANDS - W.O. 4721.31.

At its meeting of March 28, 1963, the Commission adopted a motion authorizing and directing the Executive Officer to undertake full implementation of the defense of California's interest in Case No. 5, Original, in the United States Supreme Court, United States vs. California, relating to the location of the offshore boundaries between lands under the paramount jurisdiction of the United States and lands owned by the State.

In the 1964 session, the Legislature augmented Item 145.1, Chapter 2/64 - Support State Lands Division, in the amount of \$304,433, providing funds for costs of this litigation during the 1964-65 Fiscal Year. Of this amount, \$268,389 was allocated to pay the costs of Attorney General's services in connection with the litigation.

An interagency agreement has been drawn under which the services are to be rendered. This agreement provides that State Lands will reimburse the Attorney General for services up to the aforestated amount.

IT IS RECOMMENDED THAT THE EXECUTIVE OFFICER BE AUTHORIZED TO EXECUTE AN INTERAGENCY AGREEMENT WITH THE DEPARTMENT OF JUSTICE PROVIDING FOR SERVICES OF THE ATTORNEY GENERAL IN THE ACTION UNITED STATES VS. CALIFORNIA, NO. 5, ORIGINAL, U.S. SUPREME COURT. SAID SERVICES ARE TO BE RENDERED DURING THE 1964-65 FISCAL YEAR AT A TOTAL COST NOT TO EXCEED \$268,389, PAYABLE FROM SUPPORT - STATE LANDS DIVISION.