

MINUTE ITEM

5/23/68

56. STIPULATION DISMISSING ACTION BY THE STATE IN THE MATTER OF STATE OF CALIFORNIA V. MOSS LANDING HARBOR DISTRICT, MONTEREY COUNTY SUPERIOR COURT CASE NO. 58511; MONTEREY COUNTY - W.O. 1839.19.

After consideration of Calendar Item 9 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ATTORNEY GENERAL TO ENTER INTO AN APPROPRIATE STIPULATION DISMISSING THE STATE'S ACTION IN THE MATTER OF STATE OF CALIFORNIA V. MOSS LANDING HARBOR DISTRICT, MONTEREY COUNTY SUPERIOR COURT CASE NO. 58511.

Attachment

Calendar Item 9 (1 page)

9.

PROPOSED STIPULATION DISMISSING ACTION BY THE STATE IN THE MATTER OF STATE OF CALIFORNIA V. MOSS LANDING HARBOR DISTRICT, MONTEREY COUNTY SUPERIOR COURT CASE NO. 58511; MONTEREY COUNTY - W.O. 1839.19.

The subject action concerns the location of the boundaries of the tide and submerged land granted to Moss Landing Harbor District by the State of California. It is also related to a separate action by the State against Wilbur C. Sandholdt, et al. By virtue of the enactment of Chapter 131, Statutes of 1967, the boundaries of the grant to the District have been clarified, and as a result thereof the real party in interest in the action against Wilbur C. Sandholdt is the Moss Landing Harbor District. Accordingly, it is believed advisable to have the State Lands Commission authorize the Attorney General to enter into an appropriate stipulation dismissing the State's action against the Moss Landing Harbor District. The case will continue against Wilbur C. Sandholdt, and the District is negotiating a settlement in this matter.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ATTORNEY GENERAL TO ENTER INTO AN APPROPRIATE STIPULATION DISMISSING THE STATE'S ACTION IN THE MATTER OF STATE OF CALIFORNIA V. MOSS LANDING HARBOR DISTRICT, MONTEREY COUNTY SUPERIOR COURT CASE NO. 58511.