

MINUTE ITEM

4/24/74
SCL

30. DISCLAIMER TO BE FILED IN U. S. V. ROCK, ET AL., U.S.D.C. CENTRAL DISTRICT OF CALIFORNIA, CIVIL NO. 71-262 HW, SAN BERNARDINO COUNTY - W 503.752.

After consideration of Calendar Item 30 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ATTORNEY GENERAL TO FILE A DISCLAIMER OF INTEREST ON BEHALF OF THE STATE LANDS COMMISSION IN THE CASE OF UNITED STATES OF AMERICA V. MARTIN G. ROCK, ET AL., FILED IN THE UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA, CIVIL NO. 71-262 HW TO ANY RIGHT, TITLE OR INTEREST DERIVED FROM ITS OWNERSHIP OF LANDS UNDERLYING NAVIGABLE WATERWAYS WITHIN ITS BOUNDARIES IN AND TO THAT CERTAIN PROPERTY DESCRIBED IN THE COMPLAINT ON FILE IN THIS CASE.

Attachment:

Calendar Item 30 (1 page)

CALENDAR ITEM

4/74
SCL

30.

W 503.752

PROPOSED DISCLAIMER TO BE FILED IN
U.S. V. ROCK, ET AL.,
U.S.D.C. CENTRAL DISTRICT OF CALIFORNIA,
CIVIL NO. 71-262 HW

The State is a party defendant in a quiet title action in the United States District Court, Central District of California, Civil No. 71-262 HW, entitled United States of America v. Martin G. Rock, et al., involving land in San Bernardino County.

Upon examination of the Commission's records pertinent to the area, it was ascertained that there is no land involved in this suit which is subject to the jurisdiction of the State Lands Commission.

Inasmuch as this suit involves lands over which the Commission has no jurisdiction, it is recommended that a disclaimer be filed on behalf of the State Lands Commission, disclaiming any right, title, or interest derived from its ownership of lands underlying navigable waterways within its boundaries in and to that certain property described in the complaint on file in this case. This recommendation is made because the land in question is either 1) uplands or 2) natural accretion to uplands belonging to the United States. The bed of the Colorado River is and always has been in the present bed situate waterward of the area.

EXHIBIT: A. Site Map.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ATTORNEY GENERAL TO FILE A DISCLAIMER OF INTEREST ON BEHALF OF THE STATE LANDS COMMISSION IN THE CASE OF UNITED STATES OF AMERICA V. MARTIN G. ROCK, ET AL., FILED IN THE UNITED STATES DISTRICT COURT FOR THE CENTRAL DISTRICT OF CALIFORNIA, CIVIL NO. 71-262 HW TO ANY RIGHT, TITLE OR INTEREST DERIVED FROM ITS OWNERSHIP OF LANDS UNDERLYING NAVIGABLE WATERWAYS WITHIN ITS BOUNDARIES IN AND TO THAT CERTAIN PROPERTY DESCRIBED IN THE COMPLAINT ON FILE IN THIS CASE.