

25. AUTHORIZATION FOR THE ATTORNEY GENERAL TO SETTLE THE CLAIM OF THE STATE OF CALIFORNIA FOR THE VALUE OF THE STATE'S RESERVED MINERAL INTEREST IN A PARCEL OF LAND BEING CONDEMNED BY THE FEDERAL GOVERNMENT IN U.S.A. V. 40 ACRES OF LAND, MORE OR LESS, SITUATE IN THE COUNTY OF SONOMA, STATE OF CALIFORNIA; STATE OF CALIFORNIA AND UNKNOWN OWNERS, CIVIL NO. C-72-1828 RFP - W 8838.

After consideration of Calendar Item 23 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ATTORNEY GENERAL TO TAKE ALL APPROPRIATE ACTION NECESSARY TO ACCEPT THE SUM OF \$5,000 IN FULL SETTLEMENT OF THE STATE'S CLAIM FOR THE VALUE OF ITS RESERVED MINERAL INTEREST IN CONNECTION WITH THE FEDERAL CONDEMNATION ACTION ENTITLED U.S.A. V. 40 ACRES OF LAND, ETC., CIVIL NO. C-72-1828 RFP.

Attachment:

Calendar Item 23 (1 page)

AUTHORIZATION OF THE ATTORNEY GENERAL TO SETTLE THE CLAIM OF  
THE STATE OF CALIFORNIA FOR THE VALUE OF THE STATE'S  
RESERVED MINERAL INTEREST IN A PARCEL OF LAND BEING CONDEMNED BY  
THE FEDERAL GOVERNMENT IN  
U.S.A. V. 40 ACRES OF LAND, MORE OR LESS,  
SITUATE IN THE COUNTY OF SONOMA, STATE OF CALIFORNIA;  
STATE OF CALIFORNIA AND UNKNOWN OWNERS, CIVIL NO. C-72-1828 RFP

Condemnation Action Civil No. C-72-1828 RFP was filed by the Federal government to acquire land for Warm Springs Dam in Sonoma County. The dam is a U. S. Army Corps of Engineers project. This action involves approximately 40 acres of land previously sold by the State of California as lieu land, subject to a reserved mineral interest in the State.

The surface owner has already settled with the Federal government regarding just compensation for the value of his interest and there remains the question of compensation for the State's mineral interest.

After studying the conflicting appraisals of the Federal government and the State Lands Division, it is the opinion of the Attorney General's Office and the Division staff that \$5,000 is a reasonable compromise figure for the value of the State's reserved mineral interest.

EXHIBIT:           A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ATTORNEY GENERAL TO TAKE ALL APPROPRIATE ACTION NECESSARY TO ACCEPT THE SUM OF \$5,000 IN FULL SETTLEMENT OF THE STATE'S CLAIM FOR THE VALUE OF ITS RESERVED MINERAL INTEREST IN CONNECTION WITH THE FEDERAL CONDEMNATION ACTION ENTITLED U.S.A. V. 40 ACRES OF LAND, ETC., CIVIL NO. C-72-1828 RFP.