

MINUTE ITEM

1/30/75
THBY

20. RATIFICATION OF ATTORNEY GENERAL'S ACTION IN FILING SUIT FOR DECLARATORY RELIEF IN THE CASE OF STATE OF CALIFORNIA, ACTING BY AND THROUGH THE STATE LANDS COMMISSION V. MACII, ET AL., SUPERIOR COURT OF THE STATE OF CALIFORNIA, CITY AND COUNTY OF SAN FRANCISCO NO. 682-636 - W 503.774.

After consideration of Calendar Item 19 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION RATIFIES THE ATTORNEY GENERAL'S ACTION IN FILING SUIT ON BEHALF OF THE STATE LANDS COMMISSION IN THE CASE OF STATE OF CALIFORNIA, ACTING BY AND THROUGH THE STATE LANDS COMMISSION V. MACII, ET AL., NUMBER 682-636, FILED IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA, CITY AND COUNTY OF SAN FRANCISCO, IN ORDER TO FACILITATE LITIGATION.

Attachment:

Calendar Item 19 (1 page)

CALENDAR ITEM

1/75
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W 503.774

19.

RATIFICATION OF ATTORNEY GENERAL'S ACTION
IN FILING SUIT FOR DECLARATORY RELIEF IN THE CASE OF
STATE OF CALIFORNIA, ACTING BY AND THROUGH THE
STATE LANDS COMMISSION V. MACII, ET AL.,
SUPERIOR COURT OF THE STATE OF CALIFORNIA,
CITY AND COUNTY OF SAN FRANCISCO NO. 682-636

The Office of the Attorney General, on behalf of the State Lands Commission, has filed suit for declaratory relief, for an injunction, and to quiet title in the case of State of California, Acting By and Through the State Lands Commission v. Macii, et al. This suit was filed in Superior Court of the State of California, City and County of San Francisco, Case Number 682-636, involving land in Mendocino County.

The Office of the Attorney General filed suit in order to have a judicial determination made as to the rights of the parties, to quiet title to subject property, and to enjoin the party defendants from drilling and converting geothermal resources in violation of Public Resources Code 6902, et seq. The defendant's parcel is patented lieu land in which the State has reserved a mineral interest.

It is hoped that this suit will be consolidated with several other quiet title suits involving the same question of law of whether the mineral interest reserved by the State includes geothermal resources. (Pariani v. State, Superior Court of the State of California, City and County of San Francisco, Case Number 657,291.)

The subject parcel is located in Mendocino County in the west half, the west half of the southeast quarter and Lot 4 of Section 13, and the southeast quarter of the northeast quarter and the southeast quarter of Section 14, T 12 N, R 10 W, MDM.

EXHIBIT: A. Location Map.

IT IS RECOMMENDED THAT THE COMMISSION RATIFY THE ATTORNEY GENERAL'S ACTION IN FILING SUIT ON BEHALF OF THE STATE LANDS COMMISSION IN THE CASE OF STATE OF CALIFORNIA, ACTING BY AND THROUGH THE STATE LANDS COMMISSION V. MACII, ET AL., NUMBER 682-636, FILED IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA, CITY AND COUNTY OF SAN FRANCISCO, IN ORDER TO FACILITATE LITIGATION.