

MINUTE ITEM

24. STATUS OF MAJOR LITIGATION - W.O.s 3019, 2224, 2716, AND 3863.

The attached Calendar Item 5 was presented to the Commission for information.

Attachment

Calendar Item 5 (2 pages)

CALENDAR ITEM

INFORMATIVE

5.

STATUS OF MAJOR LITIGATION - W.O.s 3019, 2224, 2716, AND 3863.

The following information is current as of March 21, 1961:

1. Case No. 800-58 WM Civil W.O. 3019
U.S. vs. Anchor Oil Corporation, et al.
U.S.D.C., Southern District, Los Angeles County
(Long Beach Subsidence Matter)

(Request by U. S. for court order to shut down Wilmington Field if satisfactory subsurface repressuring programs for land-surface-subsidence alleviation are not put into operation.)

No change in status since report given at meeting of October 29, 1959; i.e., a copy of the plaintiff United States' reply to State's counterclaim was received on August 12, 1959. Discovery proceedings have commenced. Plaintiff United States has served written interrogatories on various co-defendants but not on defendant State of California. It is anticipated that defendants will serve written interrogatories on the Federal Government. (On February 28, 1961, the Motion of the United States to dismiss approximately 120 private defendants was granted.)

2. Case No. 683824 W.O. 2224
People vs. City of Long Beach
Los Angeles County Superior Court
(Alamitos Bay Quitclaim Litigation)

(Settlement of question as to whether title to oil and gas is vested in City or State in lands granted to City by State and subsequently quitclaimed to State by City.)

Record on Appeal has been filed. The appellant State's opening brief is due April 6, 1961.

3. Case No. 747562 W.O. 2716
People vs. City of Long Beach, et al.
Los Angeles County Superior Court
(Long Beach Boundary Determination, Chapter 2000/57)

The situation is unchanged from last month's report, except that the City of Long Beach filed a Motion to transfer the case to the South District of the Los Angeles Superior Court, located in the City of Long Beach. The State filed Points and Authorities and Affidavits in opposition to this motion, which was heard before a Commissioner of the Superior Court and is presently under submission.

INFORMATIVE CALENDAR ITEM 5. (CONTD.)

4. Case No. 757030

W.O. 3863

City of Hermosa Beach vs. State of California, State
Lands Commission, et al.

Los Angeles County Superior Court

(An action filed by the City for declaratory relief and for
instructions to trustee)

(The main issue is the propriety of spending certain monies received in connection with tidelands leasing for nontrust purposes. The City has asked for an immediate stipulation under which the State would consent to the expenditure of a certain portion of these monies for the purchase of parking lot facilities in connection with a proposed pier.)

The situation is unchanged from last month's report, except that the Attorney General's office informed attorneys for the City of Hermosa Beach that the State would not be able to enter into a stipulation permitting the expenditure of tideland oil-and-gas-lease bonus monies to purchase certain lots represented by the City as being necessary in connection with a proposed pier.