

MINUTE ITEM

This Calendar Item No. 34
was approved as Minute Item
5 by the State Lands
Commission by a vote of 6
to 1 at its 8/20/81
meeting.

CALENDAR ITEM

34

8/20/81
W 503.1164
Fossum

AUTHORIZATION TO FILE DISCLAIMER IN
UNITED STATES OF AMERICA VS.
240 ACRES OR LAND, MORE OR LESS, ETC. ET AL.
MERCED COUNTY, UNITED STATES DISTRICT COURT,
EASTERN DISTRICT OF CALIFORNIA,
CIVIL NO. CV-F-81-231 EDP

The State Lands Commission is a party to a United States condemnation action brought by the United States Attorney entitled United States of America vs. 240 Acres of Land, More or Less, Etc., et al., Merced County, filed in the United States District Court, Eastern District of California, Civil No. CV-F-81-231 EDP involving land in Merced County; to be used in connection with the Merced County Streams Project.

Examination of the Commission's records pertinent to the area has revealed no title ownership interest held by the State Lands Commission as to the tract described in the notice of condemnation. However, the property is crossed by Canal Creek, a small stream. The taking of the parcel in question is for a temporary period.

It is recommended that the Commission file a disclaimer only as to compensation in this case so as to preserve any public interest which may arise over the waters which cross the parcel of land which is the subject of this condemnation action.

AB 884: N/A.

EXHIBIT: A. Site Map.

IT IS RECOMMENDED THAT THE COMMISSION:

1. AUTHORIZE THE ATTORNEY GENERAL TO FILE A DISCLAIMER OF COMPENSATION ON BEHALF OF THE STATE LANDS COMMISSION IN THE CASE OF UNITED STATES OF AMERICA VS. 240 ACRES OF LAND, MORE OR LESS; IN THE COUNTY OF MERCED, STATE OF CALIFORNIA, ETC., ET AL.; UNITED STATES DISTRICT COURT, EASTERN DISTRICT OF CALIFORNIA CIVIL NO. CV-E-81-231 EDP.

A 27
S 14

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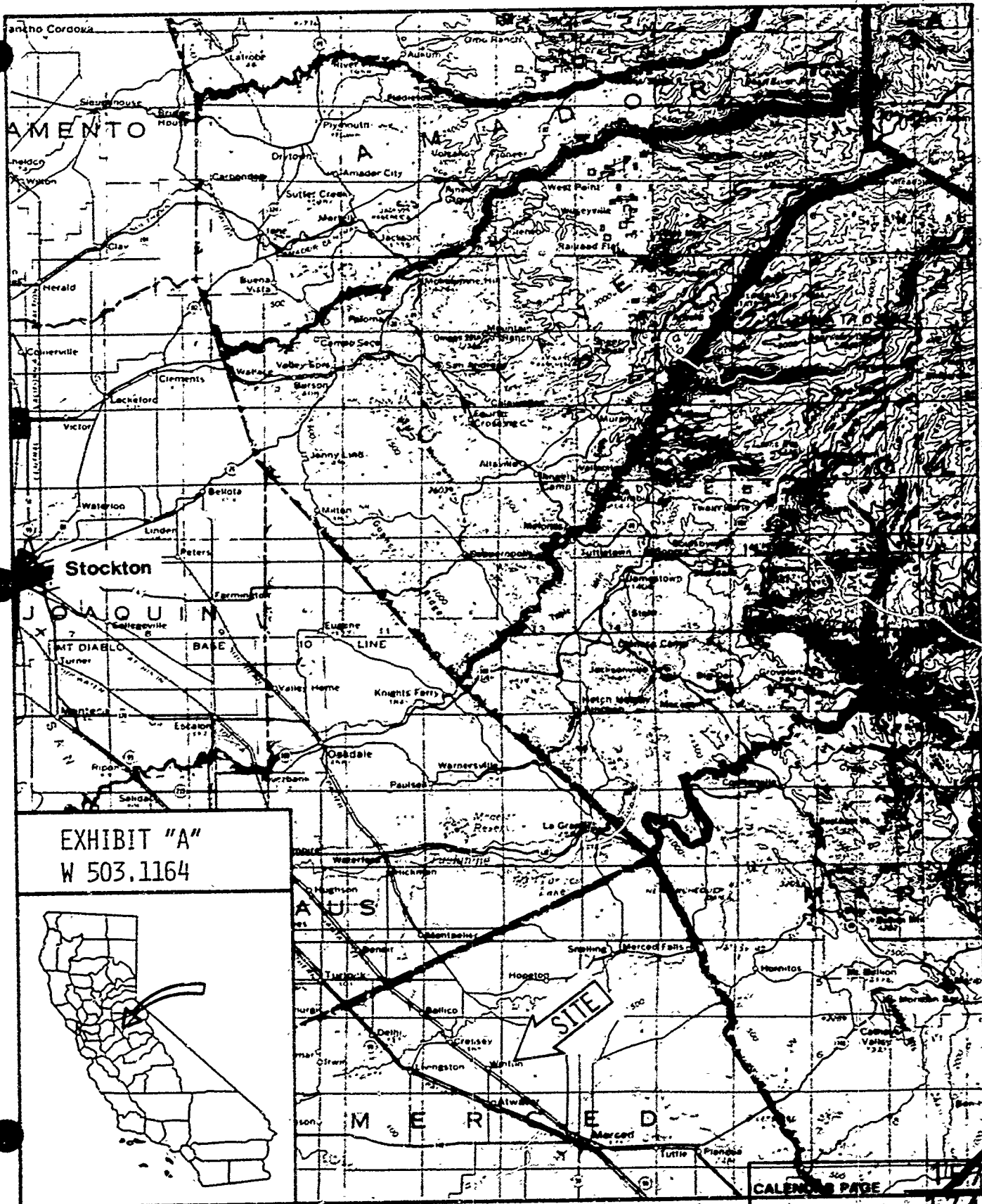


EXHIBIT "A"
W 503.1164



SITE

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