

6/22/67

54. APPROVAL OF STIPULATION FOR COMPROMISE SETTLEMENT AND JUDGMENT IN THE MATTER OF NATOMAS COMPANY V. STATE OF CALIFORNIA, BUTTE COUNTY SUPERIOR COURT CASE NO. 40909 - W.O. 503.443.

After consideration of Calendar Item 42 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION APPROVES THE STIPULATION FOR COMPROMISE, SETTLEMENT, AND JUDGMENT IN THE MATTER OF NATOMAS COMPANY V. STATE OF CALIFORNIA, BUTTE COUNTY SUPERIOR COURT CASE NO. 40909, ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AS EXHIBIT "A" AND INCORPORATED BY REFERENCE HEREIN, AND AUTHORIZES THE EXECUTIVE OFFICER TO EXECUTE SUCH STIPULATION FOR COMPROMISE, SETTLEMENT, AND JUDGMENT ON BEHALF OF THE COMMISSION.

Attachment

Calendar Item 42 (1 page)

42.

APPROVAL OF STIPULATION FOR COMPROMISE SETTLEMENT AND JUDGMENT IN THE MATTER OF NATOMAS COMPANY V. STATE OF CALIFORNIA, BUTTE COUNTY SUPERIOR COURT CASE NO. 40909 - W.O. 503.443.

Quiet title action was filed by the Natomas Company in respect to certain land including a portion of the original channel of the Feather River. As a result of dredging operations, the natural channel of the Feather River in the particular area has become partly obliterated. The State would claim ownership of the last known natural channel, but its precise location is only known approximately at this time. The present bed of the Feather River in the particular area is artificial and is in private ownership. It is believed to be in the best interest of the State and for the improvement of navigation, and in aid of reclamation and flood control, to exchange the abandoned bed of the river for the present bed of the river. The settlement of this litigation pursuant to the stipulation for compromise, settlement, and judgment will accomplish this objective. The respective areas and values of the lands claimed by the State to be in the last natural bed of the river, and of the land in the present bed of the river for which they are being exchanged, are approximately equal.

IT IS RECOMMENDED THAT THE COMMISSION APPROVE THE STIPULATION FOR COMPROMISE, SETTLEMENT, AND JUDGMENT IN THE MATTER OF NATOMAS COMPANY V. STATE OF CALIFORNIA, BUTTE COUNTY SUPERIOR COURT CASE NO. 40909, ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION AS EXHIBIT "A" AND INCORPORATED BY REFERENCE HEREIN, AND AUTHORIZE THE EXECUTIVE OFFICER TO EXECUTE SUCH STIPULATION FOR COMPROMISE, SETTLEMENT, AND JUDGMENT ON BEHALF OF THE COMMISSION.