

MINUTE ITEM

10/26/72
NB

19. AUTHORIZATION FOR PROPOSED SETTLEMENT OF ACTION BY THE UNITED STATES IN THE MATTER OF UNITED STATES V. 117,763.00 ACRES IN IMPERIAL COUNTY, NO. 70-200-W CIVIL, IMPERIAL COUNTY - W 503.528, W 5746.

After consideration of Calendar Item 17 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION AUTHORIZES THE ATTORNEY GENERAL ON BEHALF OF THE STATE TO ENTER INTO AN APPROPRIATE JUDGMENT AND STIPULATION THEREFOR IN THE MATTER OF THE UNITED STATES OF AMERICA V. 117,763.00 ACRES OF LAND IN IMPERIAL COUNTY, CALIFORNIA, ET AL., U.S. DISTRICT COURT, SOUTHERN DISTRICT OF CALIFORNIA, CASE NO. 70-200-W CIVIL, PROVIDING FOR THE PAYMENT OF \$6000 PER ANNUM FROM JULY 1, 1970, THROUGH JUNE 30, 1971, AND FOR RENEWAL PERIODS THEREAFTER THROUGH JUNE 30, 1975.

Attachment:

Calendar Item 17 (1 page)

CALENDAR ITEM

10/72

NB

W 503.528

W 5746

17.

PROPOSED SETTLEMENT OF ACTION BY THE UNITED STATES IN THE MATTER
OF UNITED STATES V. 117,763.00 ACRES IN IMPERIAL COUNTY,
NO. 70-200-W CIVIL: IMPERIAL COUNTY

Condemnation action United States v. 117,763.00 Acres in Imperial County was filed by the United States on lands lying within the Chocolate Mountain Gunnery Range. The United States condemned a leasehold interest for a term of years beginning July 1, 1970 and ending June 30, 1971, and extendible yearly thereafter until June 30, 1975, at the election of the United States. The State had previously received annual rent of \$5,600 per year for the 10,700 acres of school land Sections 16 and 36 included within the Chocolate Mountain Gunnery Range (Lease P.R.C. 2710.2). At the expiration of Lease P.R.C. 2710.2 the United States offered \$5,552 per year for the same acreage beginning July 1, 1970, which was unacceptable to the State. Negotiations began, and in the course thereof the United States offered to pay \$6,000 per annum for a lease of the involved lands as a compromise and have submitted a Proposed Judgment and Stipulation Therefor to be executed by the State if the amount of \$6,000 per annum is acceptable. In the opinion of the Division such compromise settlement is satisfactory.

IT IS RECOMMENDED THAT THE COMMISSION AUTHORIZE THE ATTORNEY GENERAL ON BEHALF OF THE STATE TO ENTER INTO AN APPROPRIATE JUDGMENT AND STIPULATION THEREFOR IN THE MATTER OF THE UNITED STATES OF AMERICA V. 117,763.00 ACRES OF LAND IN IMPERIAL COUNTY, CALIFORNIA, ET AL., U.S. DISTRICT COURT, SOUTHERN DISTRICT OF CALIFORNIA, CASE NO. 70-200-W CIVIL PROVIDING FOR THE PAYMENT OF \$6,000 PER ANNUM FROM JULY 1, 1970 THROUGH JUNE 30, 1971 AND FOR RENEWAL PERIODS THEREAFTER THROUGH JUNE 30, 1975.

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