STATUS OF MAJOR LITIGATION

8/25/77

N. Gregory Taylor, Deputy Attorney General, briefly reported on the following:

POST V. STATE LANDS COMMISSION - There was a ruling which gives the owner of geothermal property a right of first refusal in bidding situations is constitutional, not a denial of equal protection or of due process. There may or may not be an appeal.

CALIFORNIA V. NEVADA - There was some tentative ground rules for litigation concerning the interstate boundary north of Lake Tahoe. The hearings should be within 3 to 4 months after completion of research and discovery on that question.

FOGARTY V. STATE OF CALIFORNIA - An extended hearing regarding litigation over the high water boundary of Lake Tahoe was submitted in Superior Court in Placer County. A similar hearing will take place in Nevada County with respect to Donner Lake on September 16th.

EXXON CASE - A petition has been filed with the California Supreme Court in which the Court of Appeals in Sacramento held in effect that the Commission was bound by negotiations and representations made with respect to a lease entered into under the prior Commission membership period.