

STATUS OF MAJOR LITIGATION

Mr. Jan Stevens, Assistant Attorney General, reported on the following litigation:

City of Berkeley v. Superior Court (Murphy Case) 503.799

An opinion has been rendered by the Court of Appeals stating that the public trust still exists with respect to tide and submerged lands on the Berkeley waterfront.

United States v. California 4721.1

The U. S. Supreme Court ruled 5-3 that the State of California owns the strip around the Channel Island National Monument.

High Water/Low Water 503.881

Litigation is in progress concerning the navigability of Donner Lake, and a hearing is expected next month in the Superior Court in Nevada County.

With regard to Lake Tahoe, the high water issue is expected to be argued in the fall. 503.882

In Lake County, the trial court is scheduled to set the matter for hearing next month. 503.49

Colorado River Boundary Dispute 503.934

The Supreme Court has put over until next term its decision on whether or not to adjudicate the State's boundary on the Colorado River as requested by California.

California v. Nevada 503.885

The State of California is filing a reply denying Nevada's contention that they own a substantial area of California.

People v. El Dorado County 503.850

The Superior Court in El Dorado County has entered a judgment validating the El Dorado County ordinance which purports to prohibit rafting on the river on the grounds of the environmental aspects. The State is planning to expedite its appeal on this ruling. However, in the interim, the State has agreed with the County there will be no enforcement of that ordinance until the appellate court rules.

Technical change W 503.049 to W 503.849.
12/14/78