
REPORT
OF THE
SURVEYOR-GENERAL
OF THE
STATE OF CALIFORNIA

From August 1, 1902, to August 1, 1904

SACRAMENTO
W. W. SHANNON, SUPERINTENDENT STATE PRINTING
1904

REPORT OF THE SURVEYOR-GENERAL.

STATE OF CALIFORNIA, OFFICE OF THE SURVEYOR GENERAL,
SACRAMENTO, September 13, 1904.

*To His Excellency, GEORGE C. PARDEE,
Governor of the State of California.*

SIR: In accordance with the requirements of the law relating to the duties of the Surveyor-General, I have the honor to submit the following report of the transactions of this office from August 1, 1902, to August 1, 1904.

The grant of 500,000 acres for internal improvements has been completely disposed of, and the only lands remaining to be sold are the sixteenth and thirty-sixth sections and lands in lieu thereof, the swamp and overflowed and tide lands, and the lands covered by the recession of the waters of inland lakes.

The accompanying report of fees and deposits collected by this office and paid into the State Treasury indicates a considerable increase in the demand to obtain school lands. This increase is especially noticeable in the semi-arid regions of the State wherever either Government or private irrigation projects are contemplated. The withdrawal by the United States Government of several large tracts of land for the purpose of determining as to the advisability of including them in a permanent forest reservation has somewhat restricted the sale of school lands in certain districts, but as State Locating Agent I have as rapidly as possible made demand for indemnity for all vacant school lands included within the boundaries of such withdrawals.

SWAMP AND OVERFLOWED LANDS.

The advancement of the idea of some general plan for the complete reclamation of the immense tracts of swamp lands which constitute a large portion of our most fertile valleys has created considerable inquiry as to the amount of this class of land which has been granted to the State, and to what extent the State has disposed of its title to the same. I have therefore embodied in my report a statement showing the amount of swamp and overflowed lands, apportioned as nearly as possible to the various counties, which the United States has segregated and listed to the State of California as such, and the amount which has been sold in each county as shown by records of this office. The seeming discrepancy between the amount of swamp land which has been listed to the State and the amount which the State has sold is due to the fact that the primal Acts of the State Legislature providing for the sale of this class of State lands allowed them to be sold prior to their segregation as such by the United States. A considerable quantity of land was sold by the State under the provisions of these Acts which the United States has since refused to segregate as such and which in reality should have been classified as tide lands instead of swamp lands.

LAWS RELATING TO SALE OF STATE LANDS.

Since the commencement of my term of office there has been an increasing demand for copies of the laws relating to the sale of State lands. This demand is not confined to the residents of this State, but includes all sections of the United States, and as the State has never compiled its land laws in concise form I have supplemented this report with a digest of those sections of the statutes which provide for the sale of the different classes of State land and the method of procedure to obtain complete title to the same.

The greatest difficulty that I have experienced in administering the affairs of this office has been the retroactive effect of certain sections of the statutes, and I would respectfully recommend that some legislative action be taken in the following cases:

LANDS SOLD TO THE STATE FOR DELINQUENT TAXES.

Section 3788 of the Political Code provides that all parties desiring to purchase lands which have reverted to the State for non-payment of taxes must pay, in addition to the fixed price of lands of like character, a sum equal to the amount of delinquent taxes, penalties, costs, and accruing costs by virtue whereof the State became a purchaser thereof.

In many instances these delinquent taxes extend back a great many years, and very often the additional amount which the purchaser would be required to pay is greatly in excess of the actual price of the land as fixed by the statutes. It is neither equitable nor just that a citizen of this State who desires to purchase a home from the State should be required to shoulder an additional burden because some prior purchaser has failed to fulfill his agreement with the State. In these cases the School Fund has not been diminished, and as the paramount idea in disposing of school lands is to increase the fund for the support of our public schools I would respectfully recommend that Section 3788 of the Political Code be amended so that, after the expiration of the time allowed for redemption, all lands upon which the full purchase price has not been paid, and which have reverted to the State by virtue of tax sales, shall be open for purchase at the same price as other State lands of like character.

PROCEEDINGS AGAINST DELINQUENT PURCHASERS.

Section 3555 of the Political Code provides that when the execution of the judgment for costs in the proceedings to foreclose the interest of a purchaser and annulling a certificate of purchase for delinquent interest is returned not satisfied the judgment and costs must be paid from the principal or interest paid by the purchaser at the time of the original location.

As it costs as much to proceed to annul a certificate of purchase for forty acres as it does one for six hundred and forty acres, I have found it extremely difficult to get the District Attorneys to commence proceedings. No blame should attach to them, as it is almost impossible in the majority of the counties to get the local papers to publish the list of delinquent purchasers when they have no assurance of being paid for the same. Their experience has been that in many cases there is not enough money paid at the

time of the original location to satisfy their claims, and their only redress is to wait until the next session of the Legislature and endeavor to have their claims satisfied by a special appropriation.

In order that we may be enabled to proceed systematically against delinquent purchasers, I would respectfully recommend that Section 3555 be amended so that a certificate of purchase could be annulled without securing judgment in the Superior Court, or that when the payments made upon the lands embraced in the certificate of purchase are not sufficient to satisfy the costs the State Board of Examiners shall be empowered to pay the deficiency out of the General Fund.

CONTEST CASES.

Under the existing provisions of our statutes there is no method of procedure whereby the State can act to have any case of this character dismissed for failure to prosecute. A considerable area of State land is at present withdrawn from sale for the reason that many years ago contests were filed in the office of the State Surveyor-General and were by him referred to the various Superior Courts for adjudication. Complaints were filed as required by the statutes, but no effort was afterwards made to secure judgment. In a great many cases both parties to the action have disappeared, and although applications have been received to purchase these lands there does not appear to be any provision whereby the State could proceed to have the contests dismissed and cancel the old applications.

I would respectfully recommend that the necessary legislation be enacted whereby, after the lapse of a certain time, the State could intervene in cases of this character and force the parties at interest to prosecute or to have such contests dismissed.

COUNTY BOUNDARIES.

My attention has been called on several occasions to the conflicting claims of many of the counties of this State in reference to their boundaries, which is causing considerable trouble in properly assessing the real property in the State. Many tracts of land are assessed in two counties, and, unless the taxes are paid in both, the owner's title becomes clouded by proceedings instituted to collect delinquent taxes, or to sell the land to satisfy the same. In many cases the difficulty arises from the wording of the Act creating the boundary, but there does not appear to be any provision for an adjustment of the questions except by the Board of Supervisors of the interested counties. This practically precludes the settlement of the questions involved, and I would respectfully recommend that some legislation be enacted empowering certain officers of the State to arbitrate these questions, and where it is found impossible to survey the lines in compliance with the creative Act of the Legislature, to recommend such amendments as they shall deem necessary to settle all disputes.

RECORDS OF THE STATE TIDE LAND COMMISSION.

The records which were delivered to this office by the State Tide Land Commission are in a deplorable condition. Many were probably never delivered and many more have drifted away since being filed here. I have endeavored to classify the remainder and file them so that they would be easily accessible to all parties searching this class of titles. While arranging these records I discovered that several important records, especially in reference to the tide lands adjacent to San Francisco were missing. Private parties in San Francisco have advised the Honorable Secretary of State that they were in possession of copies of certain records of the Tide Land Commission which they would be willing to dispose of for a fair consideration. I have made several trips to San Francisco specially to examine these records, but on each occasion the parties who are interested in disposing of the same have been unable to arrange matters so that I could make a careful examination. If these records will supply the data missing from this office they are of more value to the State than to any individual, and should be purchased, provided a fair price could be agreed upon.

REFURNISHING OF OFFICE.

By an Act of the Legislature, approved March 20, 1903, the sum of \$5,000 was appropriated for the purpose of furnishing this office with modern metallic filing and book cases and to make such other repairs as were necessary. The filings and records had accumulated to such an extent that the amount appropriated was insufficient to furnish the necessary files for all of the records of the office. I therefore deemed it advisable to purchase steel filing cases for all of the permanent records and those where were used most frequently and to utilize the remainder of the fund in rearranging the files then in use so as to facilitate the handling of the work in the office. After considering several plans and propositions I entered into a contract with the Yawman & Erb Manufacturing Company to furnish and install all of the necessary steel files and book cases for the sum of \$3,984.90. These were installed in the latter part of March, and at the present time all of the approved applications and all of the patent papers are filed in fireproof metallic cases, with enough vacant cases to file all the additional papers of this class for the next five years.

While preparing to install the steel cases I discovered that the office was in a very unsanitary condition, and I therefore had it thoroughly cleaned and removed the ancient steam heating register which monopolized considerable space and afforded very little warmth. In order to increase the sanitary condition I decided to do away with carpets, and have replaced the same with a pine floor, which is stained and waxed and covered with rugs which can easily be removed and cleaned.

One of the greatest hindrances to the work of this office has been the lack of light in certain portions, and I therefore had all the tall antique furniture removed and replaced by modern designs of lesser height, so that every portion is now thoroughly lighted.

Our correspondence had increased to such an extent that it was absolutely necessary to introduce some more modern method of handling the same. After a careful examination of the systems in use by the largest commercial houses in the State

I have installed a rapid roller copier and a vertical filing cabinet, and am satisfied that we can handle our correspondence in one half the time and with a saving of at least eighty per cent of the required filing space.

There is a small balance still on hand, and I am at present investigating the various methods for filing maps, in the hope of discovering some compact system for filing the maps of this office, which are of many sizes and therefore difficult to classify and arrange.

The office at present is thoroughly up to date and modern in every respect, and with the present clerical force all inquiries should meet with prompt attention.

Respectfully submitted.

VICTOR H. WOODS,
*State Surveyor-General, and
 Ex-officio Register State Land Office.*

GENERAL OFFICE BUSINESS

AMOUNT OF FEES COLLECTED BY SURVEYOR-GENERAL.

From August 1, 1902, to August 1, 1904, the Surveyor-General collected and paid into the State Treasury the following fees:

1902 -	August.....	\$856 50
	September.....	1,202 00
	October.....	1,277 00
	November.....	801 50
	December.....	660 00
1903 -	January.....	980 00
	February.....	825 50
	March.....	876 50
	April.....	1,342 50
	May.....	1,084 50
	June.....	957 00
	July.....	1,102 50
	August.....	1,262 00
	September.....	1,058 50
	October.....	984 00
	November.....	799 00
	December.....	711 00
1904 -	January.....	501 00
	February.....	566 00
	March.....	768 50
	April.....	492 50
	May.....	870 50
	June.....	569 50
	July.....	472 50
	Total.....	\$21,020 50

AMOUNT OF DEPOSITS RECEIVED BY SURVEYOR-GENERAL.

Under the Act of March 20, 1889, the Surveyor-General received from August 1, 1902 to August 1, 1904, and paid into the State Treasury, deposits as follows:

1902 -	August.....	\$1,620 00
	September.....	2,720 00
	October.....	3,340 00
	November.....	1,560 00
	December.....	720 00
1903 -	January.....	1,660 00
	February.....	1,600 00
	March.....	940 00
	April.....	2,880 00
	May.....	2,060 00
	June.....	1,060 00
	July.....	680 00
	August.....	1,200 00
	September.....	1,240 00
	October.....	1,540 00
	November.....	820 00
	December.....	680 00
1904 -	January.....	640 00
	February.....	680 00
	March.....	700 00
	April.....	680 00
	May.....	480 00
	June.....	240 00
	July.....	480 00
	Total.....	\$30,220 00

AMOUNT OF FEES COLLECTED BY THE REGISTER OF THE STATE LAND OFFICE.

From August 1, 1902, to August 1, 1904, the Register of the State Land Office collected and paid to the proper officers the following fees:

Month	Paid to Secretary of State	Paid into State Treasury.
1902 - August.....	\$51 00	\$117 00
September.....	80 00	117 00
October.....	49 00	75 00
November.....	66 00	90 00
December.....	25 00	1,335 00
1903 - January.....	50 00	99 00
February.....	34 00	84 00
March.....	37 00	63 00
April.....	70 00	130 00
May.....	25 00	1,026 00
June.....	37 00	99 00
July.....	34 00	54 00
August.....	1 00	27 00
September.....	110 00	162 00
October.....	88 00	108 00

1904 -	November.....	72 00	114 00
	December.....	152 00	2,085 00
	January.....	84 00	93 00
	February.....	126 00	180 00
	March.....	57 00	102 00
	April.....	53 00	81 00
	May.....	57 00	1,005 00
	June.....	90 00	129 00
	July.....	30 00	60 00
	Totals.....	\$1,478 00	\$7,435 00

FINANCIAL RECAPITULATION.

Amount of fees, Surveyor-General's office.....	\$21,020 50
Amount of deposits, Surveyor-General's office.....	30,220 00
Amount of fees, Register State Land office.....	7,435 00
Amount of fees collected by Register of State Land Office for Secretary of State.....	1,478 00
Total.....	\$60,153 50

APPLICATIONS TO PURCHASE STATE LANDS

From August 1, 1902 to August 1, 1904, applications to purchase state lands have been received and filed as follows:

District	Number of applications	Acres
San Francisco.....	658	217,822.96
Los Angeles.....	161	73,449.41
Sacramento.....	253	117,463.51
Stockton.....	65	21,906.58
Humboldt.....	636	350,937.37
Shasta.....	547	266,551.58
Visalia.....	89	23,075.20
Marysville.....	89	36,202.68
Susanville.....	801	431,950.46
Independence.....	167	81,423.40
Swamp and overflowed lands.....	63	20,525.76
Lake lands.....	523	257,490.51
Tide lands.....	13	1,241.92
Totals.....	4,065	1,900,091.34

APPROVALS OF APPLICATIONS TO PURCHASE STATE LANDS.

From August 1, 1902, to August 1, 1904, applications to purchase State lands have been approved as follows:

District	Number of Approvals.	Acres
San Francisco.....	407	84,774.47
Los Angeles.....	142	65,985.64
Sacramento.....	229	93,840.52
Stockton.....	65	15,082.63
Humboldt.....	316	83,072.02
Shasta.....	505	176,023.18
Visalia.....	58	18,436.61
Marysville.....	81	28,060.10
Susanville.....	629	294,920.79
Independence.....	122	47,379.85
Swamp and overflowed lands.....	44	8,731.19
Lake lands.....	394	199,881.08
Tide lands.....	13	1,319.28
Totals.....	3,005	1,117,507.36

CERTIFICATES OF PURCHASE ISSUED

From August 1, 1902 to August 1, 1904

Grant	Number of certificates	Acres
Sixteenth and thirty-sixth sections and lieu lands.....	1,489	359,398.95
Five hundred thousand acres.....	3	400.00
Swamp and overflowed lands.....	41	8,678.64
Tide lands.....	14	1,345.10
Lake lands.....	111	45,978.69
Totals.....	1,658	415,801.38

PATENTS ISSUED

From August 1, 1902, to August 1, 1904

Grant	Number of patents	Acres
Sixteenth and thirty-sixth sections and lieu lands.....	561	170,639.75
Five hundred thousand acres.....	2	640.04
Swamp and overflowed lands.....	44	5,005.874
Tide lands.....	15	757.86
Lake lands.....	54	17,525.00
Totals.....	676	19,568.524

LANDS LISTED TO THE STATE

From August 1, 1902, to August 1, 1904, lands have been listed to the State of California by the United States, as follows:

Grant	Acres
Indemnity (lieu) lands.....	39,059.50
Swamp lands.....	32,357.02
Total.....	71,416.52

SCHOOL LAND PAYMENTS.

Amount received by County Treasurers for the State, principal, and interest, on account of sale of school lands from August 1, 1902, to August 1, 1904.

County	Principal	Interest	Total
Alameda.....	-	\$156 80	\$156 80
Alpine.....	\$3,173 33	919 25	4,092 58
Amador.....	2,977 05	568 15	3,545 20
Butte.....	9,866 07	367 04	10,233 11
Calaveras.....	2,050 00	200 40	2,250 40
Colusa.....	50 00	360 80	410 80
Contra Costa.....	26 10	-	26 10
Del Norte.....	6,641 59	93 04	6,734 63
El Dorado.....	9,713 04	1,634 19	11,347 23
Fresno.....	12,046 60	2,214 25	14,260 85
Glenn.....	517 13	604 33	1,121 46
Humboldt.....	12,389 00	757 63	13,146 63
Inyo.....	1,449 86	1,645 78	3,095 64
Kern.....	4,965 35	4,995 21	9,960 56
Kings.....	-	112 00	112 00
Lake.....	1,327 58	687 36	2,014 94
Lassen.....	39,705 80	2,295 20	42,001 00

Los Angeles.....	1,499 49	1,518 80	3,018 29
Madera.....	800 00	385 29	1,185 29
Marin.....	-	-	-
Mariposa.....	210 00	151 32	361 32
Mendocino.....	32,142 84	1,739 54	33,882 38
Merced.....	2,881 49	1,929 01	4,810 50
Modoc.....	37,060 71	1,871 36	38,932 07
Mono.....	2,020 07	6,769 27	8,789 34
Monterey.....	3,684 86	2,963 87	6,648 73
Napa.....	383 91	80 02	463 93
Nevada.....	3,070 00	669 79	3,739 79
Orange.....	-	-	-
Placer.....	3,713 61	69 95	3,783 56
Plumas.....	42,113 06	988 45	43,101 51
Riverside.....	1,176 09	789 94	1,966 03
Sacramento.....	480 00	79 66	559 66
San Benito.....	4,909 37	4,988 04	9,897 41
San Bernardino.....	2,709 16	2,502 01	5,211 17
San Diego.....	12,035 66	4,428 19	16,463 85
San Francisco.....	-	-	-
San Joaquin.....	1,759 17	982 08	2,741 25
San Luis Obispo.....	3,941 44	1,459 01	5,400 45
San Mateo.....	160 00	579 40	739 40
Santa Barbara.....	3,525 02	795 60	4,320 62
Santa Clara.....	2,874 37	860 73	3,735 10
Santa Cruz.....	80 00	181 50	261 50
Shasta.....	35,257 74	1,001 32	36,259 06
Sierra.....	940 00	34 93	974 93
Siskiyou.....	65,770 79	3,550 75	69,321 54
Solano.....	40 00	5 60	45 60
Sonoma.....	2,598 66	182 24	2,780 90
Stanislaus.....	1,361 85	1,003 44	2,365 29
Sutter.....	50 00	-	50 00
Tehama.....	11,184 67	953 96	12,138 63
Trinity.....	18,146 79	589 10	18,735 89
Tulare.....	2,350 00	1,375 38	3,725 38
Tuolumne.....	5,548 30	1,033 88	6,582 18
Ventura.....	584 98	375 26	960 24
Yolo.....	664 44	110 46	774 90
Yuba.....	40 00	54 13	94 13
Totals.....	\$414,667 04	\$64,664 71	\$479,331 75

SWAMP AND OVERFLOWED LAND.

The following statement shows the amount of swamp and overflowed land listed to the State of California by the United States, and the disposition of the same by the State:

County	Acres Listed to the State by the United States	Acres Sold for which Patents have been Issued.	Acres Sold for which Certificates of Purchase have been Issued.
Alameda.....	10,086.36	20,989.16	169.18
Alpine.....	7,321.09	8,409.41	641.05
Amador.....	-	-	-
Butte.....	2,764.49	3,460.13	-

Calaveras.....	-	-	-
Colusa.....	93,999.40	94,782.83	391.67
Contra Costa.....	30,285.52	50,080.65	1,323.74
Del Norte.....	7,607.80	5,856.24	1,895.32
El Dorado.....	-	888.73	80.00
Fresno.....	133,275.05	130,910.42	7,331.40
Glenn.....	19,830.10	30,829.30	2,907.13
Humboldt.....	11,903.38	19,166.63	2,387.22
Inyo.....	840.00	720.00	280.00
Kern.....	183,745.42	186,707.66	2,660.97
Kings.....	226,349.92	230,256.74	6,056.54
Lake.....	1,072.22	2,575.26	945.25
Lassen.....	68,613.37	64,330.98	5,988.20
Los Angeles.....	55.29	-	-
Madera.....	14,836.04	13,175.36	2,015.79
Marin.....	2,629.64	10,572.90	572.79
Mariposa.....	-	-	-
Mendocino.....	867.47	2,662.92	213.95
Merced.....	42,061.90	38,021.16	498.87
Modoc.....	54,851.38	20,653.05	9,258.74
Mono.....	6,145.87	5,929.61	2,268.91
Monterey.....	-	2,403.80	250.82
Napa.....	-	16,168.73	981.41
Nevada.....	-	-	-
Orange.....	1,034.84	1,034.84	-
Placer.....	-	4,960.00	640.00
Plumas.....	35,878.36	51,377.65	1,960.00
Riverside.....	40,080.32	40,729.07	82.67
Sacramento.....	165,069.71	162,002.23	5,061.90
San Benito.....	-	-	-
San Bernardino.....	1,022.79	1,439.85	1,774.57
San Diego.....	701.57	2,717.42	214.80
San Francisco.....	-	1,055.13	-
San Joaquin.....	242,377.76	210,498.65	4,855.94
San Luis Obispo.....	-	-	-
San Mateo.....	-	17,264.97	2,119.49
Santa Barbara.....	-	-	-
Santa Clara.....	1,280.00	11,724.08	1,077.94
Santa Cruz.....	-	-	-
Shasta.....	17,435.28	17,300.45	511.05
Sierra.....	720.00	726.72	-
Siskiyou.....	13,693.37	29,930.77	8,696.34
Solano.....	118,739.22	95,147.46	3,778.49
Sonoma.....	7,748.31	19,831.44	196.08
Stanislaus.....	9,095.49	14,201.40	1,167.82
Sutter.....	112,821.09	112,984.56	3,323.66
Tehama.....	5,146.86	5,605.10	-
Trinity.....	877.34	780.00	197.34
Tulare.....	157,674.87	166,599.15	3,139.96
Tuolumne.....	4,632.96	5,315.13	-
Ventura.....	-	360.00	-
Yolo.....	163,035.40	163,129.41	3,967.49
Yuba.....	-	-	-
Totals.....	2,0418,207.25	2,096,267.14	91,844.42

SWAMP LAND DISTRICTS.

From August 1, 1902, to August 1, 1904, swamp land districts were formed and reported to this office as follows:

No. of Dist.	County.	Date of Filing.	No. of Dist.	County.	Date of Filing.
729 A	Modoc.....	July 15, 1902	742	Yolo.....	Aug. 5, 1903
729 B	Yolo.....	Sept. 17, 1902	743	Kings.....	Aug. 6, 1903
730	Yolo.....	Dec. 16, 1902	744	Sacramento.....	Sept. 11, 1903
731	San Joaquin.....	Feb. 2, 1903	745	Sacramento.....	Sept. 25, 1903
732	Lassen.....	Mar. 17, 1903	746	Sacramento.....	Oct. 24, 1903
733	Stanislaus.....	Mar. 17, 1903	747	Yolo.....	Nov. 12, 1903
734	Modoc.....	Mar. 17, 1903	748	Kings.....	Dec. 10, 1903
735	Merced.....	May 14, 1903	749	Kings.....	Dec. 21, 1903
736	Merced.....	May 14, 1903	750	Kings.....	Dec. 28, 1903
737	Modoc.....	May 15, 1903	751	Kings.....	Jan. 23, 1904
738	Shasta.....	June 6, 1903	752	Yolo.....	Feb. 5, 1904
739	Kings.....	June 6, 1903	753	Kings.....	Feb. 9, 1904
740	Modoc.....	June 23, 1903	754	San Mateo.....	July 14, 1904
741	Yolo.....	Aug. 1, 1903	755	Sacramento.....	July 25, 1904

SWAMP LAND RECLAMATION.

From August 1, 1902, to August 1, 1904, evidence of complete reclamation, or the expenditure of two dollars per acre in gold coin in work of reclamation, was received from the County Boards of Supervisors for the following described swamp land districts, and the proper statements in relation thereto were sent to the County Treasurers:

No. of Dist.	County.	Area, in Acres.	Payments as Required to Co. Treasurers.	Remarks.
733	Modoc.....	489.78	\$276 50	Completed.
729 A	Modoc.....	42.07	22 75	Completed.
735	Merced.....	37.45	103 35	\$2 per acre expended.
736	Merced.....	204.00	204 00	\$2 per acre expended.
737	Modoc.....	76.63	45 96	Completed.
743	Kings.....	3,840.00	2,466 02	Completed.
738	Stanislaus.....	160.00	50 39	Completed.
739	Kings.....	6,638.79	6,040 42	Completed.
740	Modoc.....	76.05	56 12	Completed.
751	Kings.....	1,280.19	743 50	Completed.
748	Kings.....	2,693.28	1,851 05	Completed.
753	Kings.....	1,920.00	1,087 87	Completed.
	Totals.....	17,458.24	\$12,947 93	

COUNTY BOUNDARIES.

On January 20, 1902, at the request of the Board of Supervisors of Glenn County, to have the boundary line between Glenn and Lake counties and Glenn and Mendocino counties surveyed and located, Mr. J. F. Weston, County Surveyor of Glenn County, was appointed to survey and locate said boundary lines and the necessary instructions were issued to him for the making of said surveys, the State of California not to be responsible for any part of the expense of said surveys. On April 10, 1903, Mr. Weston filed his plat and field notes of the survey of said boundary, which were very complete and showed careful attention to all the details of the instructions issued to him. At the same time the Clerk of the Board of Supervisors of Glenn County asked that the approval of the survey be withheld until they could produce evidence that the same was not in conformity with the Act of the Legislature creating Glenn County. At my request, Mr. Weston came to this office and explained that his survey did not follow the line as described in the statutes and that it was not possible to do so. On June 3, 1903, the Board of Supervisors of Glenn County passed a set of resolutions stating that as all the expenses of the survey had been paid by Glenn County and as said survey was not according to the statutes and not satisfactory to the citizens of Glenn County, the same should not be approved. Early in July of 1903, a conference was held with the members of the Boards of Supervisors of Glenn County, when the matter of the survey by J. F. Weston was thoroughly discussed, together with Mr. Weston's reasons for locating the boundary line as shown on his plats. I explained to the members present that from the description of the topography, as given by Mr. Weston, I did not think it possible to locate a line to correspond with the theoretical line described in the creative Act of the Legislature, and that, as Mr. Weston's survey was not in conformity with the statutes, and as Glenn County seemed to be the only parties interested, the said survey would not be approved.

On August 8, 1903, at the request of the Board of Supervisors of Glenn County to have the boundary line between Glenn and Lake counties surveyed and located, Mr. Thomas L. Knock, County Surveyor of Glenn County, was appointed to survey and locate said boundary line and the necessary instructions were issued to him for the making of said survey, the State of California not to be responsible for any part of the expense of said survey. Mr. Knock filed a very incomplete report of the survey of the portion of the boundary line in dispute. I notified the Board of Supervisors of Glenn County that this survey could not be approved, and requested that they should meet at this office to discuss the matter. Several members of the board, together with Mr. Knock, met in this office, and after considerable discussion it was decided that the theoretical line described in Section 3916, Political Code, could not be located and that all further action in this matter should be suspended until the next session of the State Legislature, when an effort should be made to have the said section so amended that the boundary line could be located practically and all further disputes settled.

DELINQUENT INTEREST ON STATE SCHOOL LAND.

In May, 1903, and May, 1904, complete delinquent lists were sent out to the District Attorney of each county in the State where there were delinquent purchasers of State school lands.

CONTESTED CASES.

From August 1, 1902, to August 1, 1904, thirty-three orders of reference were issued from the office of the State Surveyor-General to the Superior Courts of the various counties in which the contested lands were situated.

ASSESSORS' LISTS.

On March 1, 1903, and March 1, 1904, certified lists of lands sold during the preceding years were forwarded to the County Assessors of the various counties of the State, as provided for in Section 3659, Political Code.

AREA OF THE STATE OF CALIFORNIA.

The total area of land and water surface in the State of California, as shown by the latest annual report (1901) of the Commissioner of the General Land Office, is 158,233 square miles, or 101,269,120 acres, as follows:

Subdivisions.	Acres.	Acres.
Area of land surface (156,203 square miles) -		
Appropriated.....	41,857,242	
Unappropriated.....	42,049,008	
Reserved.....	16,063,670	
		99,969,920
Area of water surface (2,030 square miles).....		1,299,200
Total.....		101,269,120

FOREST RESERVATIONS.

The United States Forest Reservations established in the State of California, embracing an estimated area of 8,943,518 acres, are as follows:

Name of Reservation.	Locality – County.	Date of Proclamation Creating Reservation.	Estimated Area – Acres.
San Gabriel Timber Land Reserve.....	Los Angeles and San Bernardino..	Dec. 20, 1892	555,520
Sierra Forest Reserve.....	Mono, Mariposa, Fresno, Tulare, Inyo and Kern.....	Feb. 14, 1893	4,096,000
San Bernardino Forest Reserve.....	San Bernardino and Riverside.....	Feb. 25, 1893	737,280

Trabuco Cañon Forest Reserve.....	Riverside.....	Feb. 25, 1893	109,920
San Jacinto Forest Reserve.....	Riverside and San Diego.....	Jan., 30, 1899	737,180
Stanislaus Forest Reserve.....	Alpine, Amador, Mono, Calaveras, and Tuolumne.....	Feb. 25, 1893	691,200
Pine Mountain and Zaca Lake Forest Reserve.....	San Luis Obispo, Santa Barbara, Ventura, and Los Angeles.....	Feb. 22, 1897	1,735,083
Lake Tahoe Forest Reserve.....	El Dorado.....	June 29, 1898	136,335
Santa Ynez Forest Reserve.....	Santa Barbara.....	Apr. 13, 1899	145,000
		Oct. 2, 1899	
Total.....			8,943,518

LICENSED LAND SURVEYORS.

The following is a complete list of all surveyors' licenses issued by this office since the approval of the Act of March 31, 1891, the same being an Act to define the duties of and to license land surveyors:

No.	Name.	Address.	Date of License.
1	Charles Terraine Healey.....	101 S. Broadway, Los Angeles.....	July 20, 1891
2	James Malcomb Gleaves.....	Redding, Shasta County.....	July 20, 1891
3	Hubert Vischer.....	318 Pine St., San Francisco.....	July 20, 1891
4	Otto Von Gelden.....	819 Market St., San Francisco.....	July 20, 1891
5	Chas. Henry Holcomb.....	21 st & Clement Sts., San Francisco.....	July 20, 1891
6	Thomas Lennington Knock.....	Orland, Glenn County.....	July 20, 1891
7	Benjamin L. McCoy.....	Oroville, Butte County.....	July 20, 1891
8	William F. Peck.....	Yuba City, Sutter County.....	July 20, 1891
9	Pallas N. Ashley.....	Woodland, Yolo County.....	July 20, 1891
11	S. Harrison Smith.....	819 Market St., San Francisco.....	July 20, 1891
12	Adolph Theodore Herrmann.....	San José.....	July 22, 1891
13	Edmund L. Van der Naillen.....	723 Market St., San Francisco.....	July 27, 1891
14	Arthur Walter Keddie.....	Quincy, Plumas County.....	Aug. 10, 1891
15	Burr Bassell.....	San Bernardino.....	Aug. 10, 1891
16	Edward T. Wright.....	Los Angeles.....	Aug. 10, 1891
17	C. E. Grunsky.....	San Francisco.....	Aug. 10, 1891
18	George Hansen.....	Los Angeles.....	Aug. 10, 1891
19	Alfred Solano.....	Los Angeles.....	Aug. 10, 1891
20	Jason Russell Meek.....	Marysville, Yuba County.....	Aug. 10, 1891
21	H. Dittrich.....	San José.....	Aug. 12, 1891
22	Sam Houston Rice.....	Ukiah, Mendocino County.....	Aug. 12, 1891
23	David Edward Hughes.....	Irvington, Alameda County.....	Aug. 13, 1891
24	Albert Halen.....	San José.....	Aug. 13, 1891
25	Charles Henry Congden.....	Tulare, Tulare County.....	Aug. 13, 1891
26	Joseph Armitage Shaw.....	Ferndale, Humboldt County.....	Aug. 13, 1891
27	Walter James.....	Bakersfield, Kern County.....	Aug. 15, 1891
28	Arthur D. Gassaway.....	Forest City, Siskiyou County.....	Aug. 18, 1891
29	Allen Crosby Hardison.....	Santa Paula, Ventura County.....	Aug. 18, 1891
30	Albert J. Butler.....	Maxwell, Colusa County.....	Aug. 18, 1891
31	Frederick William Skinner.....	Los Angeles.....	Aug. 18, 1891
32	Russell Lambert Dunn.....	Auburn, Placer County.....	Aug. 24, 1891
33	Hiram Clay Kellogg.....	Anaheim, Orange County.....	Sept. 7, 1891
34	Paul M. Norboe.....	Visalia, Tulare County.....	Sept. 7, 1891
35	Joseph Russell Mauran.....	San Francisco.....	Sept. 10, 1891
36	William Schuld.....	La Porte, Plumas County.....	Sept. 10, 1891
37	John Frederick Herman Stable.....	San Francisco.....	Sept. 10, 1891
38	Jonathan C. Shephard.....	Fresno.....	Sept. 10, 1891
39	George Henry Mitchell.....	Callahan, Siskiyou County.....	Sept. 10, 1891

40	Lemuel Franklin Bassett.....	Redding, Shasta County.....	Sept. 10, 1891
41	Valentine James Rowan.....	Los Angeles.....	Oct. 16, 1891
42	Alfred R. Street.....	Los Angeles.....	Oct. 16, 1891
43	James William Johnson.....	Riverside, Riverside County.....	Oct. 16, 1891
44	Samuel R. Langworthy.....	Riverside, Riverside County.....	Oct. 16, 1891
45	Samuel O. Wood.....	Los Angeles.....	Oct. 16, 1891
46	Frank H. Olmstead.....	Riverside, Riverside County.....	Oct. 16, 1891
47	Frank P. McCray.....	Oceanside, San Diego County.....	Oct. 16, 1891
48	David Floyd McIntire.....	Lakeport, Lake County.....	Nov. 10, 1891
49	Gustavus Olivio Newman.....	Riverside, Riverside County.....	Nov. 10, 1891
50	Thomas Martin Tapp.....	Colton, San Bernardino County.....	Nov. 10, 1891
51	William W. Allen.....	San Diego.....	Nov. 10, 1891
52	Charles John Lathrop.....	College City, Colusa County.....	Nov. 10, 1891
53	Ernest August Zoellin.....	Redding, Shasta County.....	Nov. 10, 1891
54	Caleb A. Ensign.....	Los Angeles.....	Nov. 10, 1891
55	William H. Tinker.....	Coronado, San Diego County.....	Nov. 16, 1891
56	William Anthony Burr.....	Los Angeles.....	Nov. 16, 1891
57	John Allibone Morton.....	Los Angeles.....	Nov. 17, 1891
58	Charles Dewey Martin.....	Merced, Merced County.....	Nov. 24, 1891
59	Ingvart Teilman.....	Fresno.....	Nov. 24, 1891
60	Curtis Mason Barker.....	Mayfield, Santa Clara County.....	Nov. 24, 1891
61	Davenport Bromfield.....	Redwood City, San Mateo County.....	Nov. 24, 1891
62	J. Clark Stanton.....	Rio Vista, Solano County.....	Nov. 24, 1891
63	Stonewall Jackson Harris.....	Jerseydale, Mariposa County.....	Nov. 24, 1891
65	Edwin P. Erwin.....	Hanford, Kings County.....	Nov. 23, 1891
66	Adolphus Henry Coulter.....	San Andreas, Calaveras County.....	Nov. 23, 1891
67	Wiley Edwards Brasfield.....	College City, Colusa County.....	Nov. 23, 1891
68	Charles Edwin Uren.....	Grass Valley, Nevada County.....	Nov. 23, 1891
69	Smith P. McKnight.....	Bishop, Inyo County.....	Nov. 23, 1891
70	Wirt Robinson Macmurdo.....	Bakersfield, Kern County.....	Nov. 23, 1891
71	Frederick Thomas Newbery.....	San Francisco.....	Nov. 23, 1891
72	Edward Clement Uren.....	Auburn, Placer County.....	Nov. 23, 1891
73	Lucien Bonaparte Healy.....	Red Bluff, Tehama County.....	Nov. 23, 1891
74	Carroll McTarnahan.....	Sonora, Tuolumne County.....	Nov. 21, 1891
75	Robert Allen Brown.....	Porterville, Tulare County.....	Nov. 24, 1891
76	William Penn Stoneroad.....	Merced, Merced County.....	Nov. 24, 1891
77	Zebulon Brownlow Stuart.....	San Bernardino.....	Nov. 24, 1891
78	Randolph M. Vail.....	San Jacinto, San Diego County.....	Nov. 24, 1891
79	Joacob William Kaerth.....	Maxwell, Colusa County.....	Nov. 24, 1891
80	Edward Dexter.....	San Diego.....	Dec. 8, 1891
81	Samuel Elbert Brackins.....	Redding, Shasta County.....	Dec. 29, 1891
82	Edward Lowens.....	Los Angeles.....	Dec. 29, 1891
83	Charles W. Hendel.....	La Porte, Plumas County.....	Jan. 4, 1892
84	James H. Finley.....	Selma, Fresno County.....	Jan. 4, 1892
85	Charles Carroll Taylor.....	Gaberville, Humboldt County.....	Jan. 4, 1892
86	Homer Hamlin.....	San Diego.....	Jan. 4, 1892
87	Ernst Nicholas Willberg.....	San Francisco.....	Jan. 4, 1892
88	Frank Ephraim Herrick.....	Eureka, Humboldt County.....	Jan. 4, 1892
89	Jesse T. Meddock.....	Comptche, Mendocino County.....	Jan. 4, 1892
90	Thomas Montague Shaw.....	San Diego.....	Jan. 4, 1892
91	Sampson L. Ward.....	Nuevo, San Diego County.....	Jan. 5, 1892
92	Everett G. Jones.....	Los Angeles.....	Jan. 5, 1892
93	John Simpson McNeish.....	Bakersfield, Kern County.....	Jan. 5, 1892
94	George Ellis Washburn.....	San Francisco.....	Jan. 13, 1892
95	George Frederick Allardt.....	San Francisco.....	Feb. 15, 1892
96	Newton Van Vliet Smyth.....	Santa Rosa, Sonoma County.....	Feb. 27, 1892
97	Frank Enos Smith.....	Madera, Madera County.....	Feb. 27, 1892
98	Thomas White Reece.....	Oroville, Butte County.....	Mar. 5, 1892
99	Thomas Jefferson Montgomery.....	Ukiah, Mendocino County.....	Mar. 12, 1892
100	Alfred Baltzell.....	Ukiah, Mendocino County.....	Mar. 12, 1892
101	Thomas Henry James.....	Los Angeles.....	Mar. 17, 1892
102	Charles Z. Soule.....	San Francisco.....	Mar. 29, 1892

103	Jesse Newton Lentell.....	Eureka, Humboldt County.....	Mar. 29, 1892
104	William F. H. Mueser.....	San Bernardino.....	April 21, 1892
105	Jefferson Davis Etter.....	Fresno.....	May 11, 1892
106	Cassius Morton Phinney.....	Sacramento.....	May 14, 1892
107	Waldo Wade Waggoner.....	Nevada City, Nevada County.....	June 20, 1892
108	Alonzo Tulley Fowler.....	Visalia, Tulare County.....	July 6, 1892
109	Harvey Hewitt.....	Redlands, San Bernardino County.....	July 13, 1892
110	George Warner Sherwood.....	Riverside, Riverside County.....	Aug. 4, 1892
111	Vandiver Reid Elliott.....	Paso Robles, San Luis Obispo.....	Aug. 9, 1892
112	John C. Rice.....	San Francisco.....	Sept. 17, 1892
113	Fritz Youngren.....	Selma, Fresno County.....	Oct. 11, 1892
114	Lucius Franklin Cooper.....	Crescent City, Del Norte County.....	Oct. 11, 1892
115	Augustus T. Smith.....	Eureka, Humboldt County.....	Nov. 7, 1892
116	William Frank Luning.....	Red Bluff, Tehama County.....	Dec. 16, 1892
117	Edwin Morris Capps.....	San Diego.....	Dec. 20, 1892
118	James Branham.....	Susanville, Lassen County.....	Dec. 20, 1892
119	George Fiske Wakefield.....	San José.....	Dec. 20, 1892
120	Charles W. Sawyer.....	San Lucas, Monterey County.....	Dec. 20, 1892
121	George W. Pearson.....	Oakland.....	Dec. 28, 1892
122	Henry Edward Clermont Freusier.....	San Francisco.....	Jan. 5, 1893
123	Joseph Lees Maude.....	Riverside, Riverside County.....	Feb. 1, 1893
124	Francis L. Mennet.....	San Miguel, San Luis Obispo County.....	Feb. 2, 1893
125	Walter Ephraim Downs.....	Sutter Creek, Amador County.....	Feb. 16, 1893
126	Lewis Vanderbilt.....	Ferndale, Humboldt County.....	Mar. 14, 1893
127	George Lafayette Hoxie.....	Fresno.....	Mar. 14, 1893
128	Harvey Johnson Sarter.....	Little Shasta, Siskiyou County.....	Mar. 17, 1893
129	James Bond Pope.....	San Bernardino.....	April 3, 1893
130	George M. Pearson.....	Wildomar, San Diego County.....	May 1, 1893
131	S. Henderson Finley.....	Santa Ana, Orange County.....	May 1, 1893
132	Porter Perrin Wheaton.....	San Diego.....	June 1, 1893
133	Julius H. Striedinger.....	San Francisco.....	June 26, 1893
134	Robert Edwin Bush.....	Berkeley, Alameda County.....	June 26, 1893
135	Robert Emmet Donohoe.....	Ukiah, Mendocino County.....	July 6, 1893
136	Richard Gernon.....	Red Bluff, Tehama County.....	July 18, 1893
137	James M. Doyle.....	Willows, Glenn County.....	Sept. 27, 1893
138	Henry Bloom Shackelford.....	San José.....	Oct. 7, 1893
139	Luke Evans.....	Lower Lake, Lake County.....	Oct. 24, 1893
140	Henry Orbison Evans.....	Riverside, Riverside County.....	Nov. 4, 1893
141	William Williss Fogg.....	Oakland.....	Nov. 14, 1893
142	Kingsbury Sanborn.....	Riverside, Riverside County.....	Nov. 28, 1893
143	Oscar Wood Jasper.....	Oakland.....	Dec. 12, 1893
144	John G. McMillan.....	San José.....	Dec. 14, 1893
145	John Henry Garber.....	Salinas, Monterey County.....	Dec. 30, 1893
146	George Frederic Spurrier.....	San Luis Obispo.....	Jan. 18, 1894
147	Charles C. Derby.....	Santa Margarita, San Luis Obispo County.....	Feb. 13, 1894
148	Horace Wanzer.....	Los Banos, Merced County.....	Feb. 15, 1894
149	Frederick Edward Lewis.....	San Bernardino.....	Mar. 6, 1894
150	Samuel Davis Kendall.....	San Francisco.....	Mar. 14, 1894
151	John Randolph Price.....	Colusa, Colusa County.....	Mar. 15, 1894
152	Alfred Lewis McCandless.....	Salinas, Monterey County.....	April 14, 1894
153	Charles Freeman Nourse.....	Redding, Shasta County.....	April 21, 1894
154	Edward Nelson Eager.....	Fairfield, Solano County.....	May 28, 1894
155	H. S. Crowe.....	Modesto, Stanislaus County.....	June 7, 1894
156	Thomas David Allin.....	Pasadena, Los Angeles County.....	July 2, 1894
157	Joshua Francis Weston.....	St. John, Glenn County.....	July 2, 1894
158	Lawrence Hartsborne Shortt.....	San Francisco.....	July 30, 1894
159	Herbert M. Whitaker.....	San Bernardino.....	July 30, 1894
160	Roscoe Wheeler, Jr.....	Fruitvale, Alameda County.....	Aug. 11, 1894
161	Henry A. Heeren.....	Willows, Glenn County.....	Sept. 13, 1894
162	Charles L. Pioda.....	Santa Cruz.....	Sept. 13, 1894
163	Green Spurrier.....	Modesto, Stanislaus County.....	Sept. 18, 1894
164	Charles Albert Spurrier.....	Modesto, Stanislaus County.....	Sept. 18, 1894

165	George N. Randle.....	Colusa, Colusa County.....	Sept. 24, 1894
166	George Allen Doyle.....	Perris, Riverside County.....	Sept. 24, 1894
167	Marion Lee Cook.....	San Bernardino.....	Sept. 29, 1894
168	Adolphus G. Winn.....	Sacramento.....	Oct. 11, 1894
169	William Howard Earl.....	Lake Greeno, Lassen County.....	Oct. 17, 1894
170	Elliott Davis Perry.....	Santa Cruz.....	Oct. 17, 1894
171	George Alfred Brown.....	Palermo, Butte County.....	Oct. 17, 1894
172	George Sandow.....	San Francisco.....	Oct. 17, 1894
173	Elwood Lilly.....	South Riverside, Riverside County.....	Oct. 20, 1894
174	Charles E. Moore.....	Santa Clara.....	Oct. 24, 1894
175	Benjamin McLeran.....	San Diego.....	Nov. 1, 1894
176	Charles W. Henderson.....	San Luis Obispo.....	Nov. 1, 1894
177	Charles Wilbur Guptill.....	Yuba City, Sutter County.....	Nov. 1, 1894
178	David Lindsay Wishon.....	Tulare, Tulare County.....	Nov. 14, 1894
179	Henry Ide Willey.....	San Francisco.....	Nov. 15, 1894
180	Richard P. Hammond.....	San Francisco.....	Nov. 15, 1894
181	Victor H. Woods.....	San Luis Obispo.....	Nov. 27, 1894
182	George Lewis Nusbaumer.....	Oakland.....	Nov. 27, 1894
183	Fred. Manning Miller.....	Grass Valley, Nevada County.....	Nov. 28, 1894
184	Lou G. Hare.....	Monterey.....	Dec. 18, 1894
185	Arthur Stanley Hobby.....	Ontario, San Bernardino County.....	Dec. 26, 1894
185	Albert Clark Freeland.....	Anderson, Shasta County.....	Jan. 5, 1895
186	Joseph Charles Boyd.....	Sacramento.....	Jan. 7, 1895
187	James Walter Phillips.....	Lewiston, Trinity County.....	Jan. 7, 1895
188	Henry Beach Fisher.....	San José.....	Jan. 9, 1895
189	Frank Ferdinand Flournay.....	Santa Barbara.....	Jan. 14, 1895
190	Hayden Lewis Demeritt.....	Benicia, Solano County.....	Jan. 17, 1895
191	Wright Mathews.....	Lakeport, Lake County.....	Jan. 18, 1895
192	Albert Van der Naillen, Jr.....	San Francisco.....	Jan. 24, 1895
193	Elam Cameron Brown.....	Martinez, Contra Costa County.....	Jan. 29, 1895
194	Irving Allen Hubon.....	San Diego.....	Feb. 11, 1895
195	Francis Bridges.....	San Francisco.....	Feb. 12, 1895
196	Samuel Worsley Smith.....	Sonora, Tuolumne County.....	Feb. 12, 1895
197	Julius M. Button.....	Hollister, San Benito County.....	Feb. 12, 1895
198	Edmund Davis Grove.....	Modesto, Stanislaus County.....	Feb. 13, 1895
199	John Jackson Lewis.....	Watsonville, Santa Cruz County.....	Feb. 14, 1895
200	Charles Stephen Tilton.....	San Francisco.....	Feb. 1895
201	Jim J. Huncilman.....	San Diego.....	Mar. 2, 1895
202	William Penn Humphreys.....	San Francisco.....	Mar. 20, 1895
203	Lemuel D. Davis.....	Downieville, Sierra County.....	Mar. 29, 1895
204	William Truman Kirkwood.....	Ukiah, Mendocino County.....	Mar. 29, 1895
205	William K. Brown.....	Hollister, San Benito County.....	Mar. 29, 1895
206	George Coffin Power.....	Ventura, Ventura County.....	Mar. 29, 1895
207	George Bell Douglas.....	Modesto, Stanislaus County.....	April 1, 1895
208	Norman Benjamin Kellogg.....	San Francisco.....	April 12, 1895
209	George Lynde Richardson.....	San Rafael, Marin County.....	April 12, 1895
210	Lucius Edgar Ricksecker.....	Occidental, Sonoma County.....	April 16, 1895
211	Lewis Webb.....	Gazelle, Siskiyou County.....	April 18, 1895
212	George Herbert Herrold.....	San José.....	April 25, 1895
213	Frank Ellsworth Trask.....	Ontario, San Bernardino County.....	April 25, 1895
214	Charles C. Brown.....	Norwalk, Los Angeles County.....	April 30, 1895
215	Albert Park Campbell.....	Lakeview, Riverside County.....	May 7, 1895
216	Luther Wagoner.....	Georgetown, El Dorado County.....	May 29, 1895
217	George Allen Atherton.....	Stockton.....	June 24, 1895
218	Stephen E. Kieffer.....	Anaheim, Orange County.....	July 16, 1895
219	Charles Augustus Robinson.....	Merced, Merced County.....	Aug. 26, 1895
220	James E. Woods.....	Harrison, San Mateo County.....	Oct. 1, 1895
221	William Simkins.....	Los Angeles.....	Oct. 9, 1895
222	Albert Augustus Smith.....	Alturas, Modoc County.....	Oct. 22, 1895
223	Ernest G. Hamilton.....	Riverside, Riverside County.....	Nov. 7, 1895
224	William D. Minckler.....	Susanville, Lassen County.....	Jan. 2, 1896
225	John Holm.....	Weaverville, Trinity County.....	Jan. 8, 1896

226	Victor Talmage McCraw.....	Hollister, San Benito County.....	Jan. 30, 1896
227	Joseph Henry Smith.....	Los Angeles.....	Feb. 10, 1896
228	Henry Christian Langrehr.....	San Francisco.....	Feb. 17, 1896
229	A. V. Capps.....	San Diego.....	Feb. 24, 1896
230	Francis B. Flood.....	Redding, Shasta County.....	April 17, 1896
231	Thomas W. Bulpin.....	South Pasadena, Los Angeles Co.....	May 21, 1896
232	John P. Lesley.....	Santa Ana, Orange County.....	May 21, 1896
233	William Baruch Gilbert.....	Redwood City, San Mateo County.....	June 5, 1896
234	George H. Spencer.....	San Diego.....	June 13, 1896
235	Michael M. O'Shaughnessy.....	San Francisco.....	June 27, 1896
236	Robert H. Edmiston.....	Los Angeles.....	July 8, 1896
237	James B. Cowden.....	San Francisco.....	Aug. 8, 1896
238	Charles Albert de St. Maruice.....	Colusa, Colusa County.....	Oct. 1, 1896
239	James Malcolm Gleaves, Jr.....	Redding, Shasta County.....	Oct. 2, 1896
240	Joseph Rogers Wilkinson.....	San Francisco.....	Oct. 10, 1896
241	George B. Applegate.....	San Francisco.....	Oct. 14, 1896
242	Charles S. Rogers.....	Anaheim, Orange County.....	Oct. 27, 1896
243	Oscar Constantin Hueber.....	Healdsburg, Sonoma County.....	Nov. 2, 1896
244	John Church Bunner.....	San Francisco.....	Nov. 4, 1896
245	Dreuzy Allwyn Jones.....	San Francisco.....	Nov. 12, 1896
246	Walter de Buxton.....	Santa Barbara.....	Dec. 16, 1896
247	Ralph Laban Harter.....	San Andreas, Calaveras County.....	Dec. 19, 1896
248	Walter Harold Kirkbride.....	Nevada City, Nevada County.....	Dec. 26, 1896
249	Harry Fritsch Stafford.....	Los Angeles.....	Jan. 6, 1897
250	Joseph Archibald Graham.....	St. Helena, Napa County.....	Jan. 11, 1897
251	William Cyrus Elsemore.....	Eureka, Humboldt County.....	Jan. 12, 1897
252	Harry Webb Harris Penniman.....	San Andreas, Calaveras County.....	Jan. 22, 1897
253	Ernest McCullough.....	Sausalito, Marin County.....	Feb. 1, 1897
254	Michael F. Reilly.....	San Francisco.....	Feb. 1, 1897
255	Fred Walter Stickney.....	Little River, Mendocino County.....	Feb. 3, 1897
256	Fred F. Ames.....	San Andreas, Calaveras County.....	Mar. 13, 1897
257	Andrew Swickard.....	Eureka, Humboldt County.....	Mar. 25, 1897
258	Samuel F. Pearson.....	Riverside, Riverside County.....	April 9, 1897
259	Horace D. Gates.....	San Francisco.....	May 15, 1897
260	Merriweather A. Macmurdo.....	Bakersfield, Kern County.....	May 15, 1897
261	John George Hopper.....	Sonora, Tuolumne County.....	May 26, 1897
262	Emmet Barber.....	Tulare, Tulare County.....	May 29, 1897
263	Edmund Matteson.....	San Francisco.....	July 1, 1897
264	Archibald Lynn Finney.....	San Francisco.....	July 1, 1897
265	Frank Albert McKee.....	Frank, Humboldt County.....	July 17, 1897
266	Henry Arthur Harvey.....	Crescent City, Del Norte County.....	Oct. 1, 1897
267	John Ellsworth Rockhold.....	Riverside, Riverside County.....	Oct. 6, 1897
268	Clarence H. Wallace.....	St. Helena, Napa County.....	Dec. 21, 1897
269	Alva Leslie Sloan.....	San Bernardino.....	Dec. 22, 1897
270	Sam Leroy Waller.....	San Francisco.....	Jan. 5, 1898
271	James McDermitt Davidson.....	Montague, Siskiyou County.....	Jan. 19, 1898
272	Joseph Madison Graham.....	St. Helena, Napa County.....	Jan. 31, 1898
273	Guy McMurtry.....	Pennington, Sutter County.....	Feb. 15, 1898
274	George Putnam.....	San Diego.....	Feb. 21, 1898
275	Joseph Seeley.....	Independence, Inyo County.....	Feb. 24, 1898
276	William Warren Orcutt.....	Santa Paula, Ventura County.....	Mar. 15, 1898
277	Edward William Nolan.....	Callahan, Siskiyou County.....	April 2, 1898
278	John Stephens Bedford.....	Fresno.....	May 3, 1898
279	J. George Smith.....	San Francisco.....	May 24, 1898
280	Henry Clay Ingram.....	Weaverville, Trinity County.....	May 24, 1898
281	John Andrick Barry.....	Ventura, Ventura County.....	June 1, 1898
282	Louis Manuel.....	Fresno.....	June 6, 1898
283	Ernest Fredric Tabor.....	Escondido, San Diego County.....	June 9, 1898
284	Caleb D. Davis.....	Fresno.....	June 10, 1898
285	Alexander Culberson Swartz.....	Fresno.....	June 14, 1898
286	Charles Bennett Greenwell.....	Hueneme, Ventura County.....	June 23, 1898
287	Henri Herbert Henderson.....	Merced, Merced County.....	June 25, 1898

288	Plinny Corbin Huntington.....	Famosa, Kern County.....	July 7, 1898
289	William Watson.....	Quincy, Plumas County.....	July 11, 1898
290	Anthony White Dozier.....	Redding, Shasta County.....	July 16, 1898
291	Alfredo Ramon Talamantes.....	San Francisco.....	Aug. 12, 1898
292	Joseph Benjamin Wand.....	Ventura, Ventura County.....	Aug. 13, 1898
293	George Almas Knowlton.....	San Diego.....	Aug. 22, 1898
294	Jabez A. Jenkins.....	Grass Valley, Nevada County.....	Aug. 26, 1898
295	Frank Alexander Steiger.....	Vacaville, Solano County.....	Sept. 2, 1898
296	Harris DeHaven Cormick.....	Eureka, Humboldt County.....	Sept. 26, 1898
297	Nathaniel Ellery.....	Eureka, Humboldt County.....	Oct. 1, 1898
298	P. W. Minthorn.....	Elsinore, Riverside County.....	Oct. 5, 1898
299	Arthur Lewis Jones.....	Los Angeles.....	Oct. 14, 1898
300	George Brinton Kearney.....	Santa Barbara.....	Oct. 24, 1898
301	Claus Peter Christensen.....	San Francisco.....	Oct. 24, 1898
302	Martin C. Polk.....	Oroville, Butte County.....	Oct. 28, 1898
303	Frank Meriweather Smith.....	Lake Greeno, Lassen County.....	Oct. 28, 1898
304	Arthur Leon Church.....	Los Angeles.....	Oct. 29, 1898
305	Seth Smith.....	Visalia, Tulare County.....	Nov. 1, 1898
306	Charles Ward Talbot.....	Hanford, Kings County.....	Nov. 1, 1898
307	Alvin Mitchell Acton.....	Madera, Stanislaus County.....	Nov. 4, 1898
308	Edward Frederick Lippert.....	San Francisco.....	Dec. 9 1898
309	Frank Eugene Quail.....	Homestead, San Diego County.....	Jan. 3, 1899
310	Phineas Denton Holcomb.....	Requa, Del Norte County.....	Jan. 26, 1899
311	Herman William Scheld.....	Yreka, Siskiyou County.....	Jan. 30, 1899
312	John B. Benedict.....	Hanford, Kings County.....	Feb. 10, 1899
313	Roy Lucius Cooper.....	Crescent City, Del Norte County.....	Feb. 11, 1899
314	George Randall Warren.....	Riverside, Riverside County.....	Feb. 13, 1899
315	William George Dixon.....	Big Pine, Inyo County.....	Mar. 3, 1899
316	Paul Emile Lepodis.....	Colegrove, Los Angeles County.....	Mar. 4, 1899
317	Ivory B. Noble.....	Los Angeles.....	Mar. 7, 1899
318	Hugh Edgar Weston.....	Willows, Glenn County.....	Mar. 28, 1899
319	Robert Lee Reading.....	Redding, Shasta County.....	April 11, 1899
320	George D. Smith.....	Visalia, Tulare County.....	April 15, 1899
321	William Symmonds.....	Sebastopol, Sonoma County.....	June 8, 1899
322	Reuben Anderson Sawyer.....	Los Angeles.....	June 27, 1899
323	William Sutphen Graham.....	Auburn, Placer County.....	June 29, 1899
324	William Lincoln Rockwell.....	Bakersfield, Kern County.....	July 7, 1899
325	Alfred Dubbers.....	Bakersfield, Kern County.....	Aug. 1, 1899
326	Henry Arthur Kims.....	Ingomar, Merced County.....	Aug. 3, 1899
327	James Mitchell Barney.....	Menlo Park, San Mateo County.....	Aug. 19, 1899
328	Charles Bertram Lewis.....	Watsonville, Santa Cruz County.....	Aug. 19, 1899
329	George Henry Perrin.....	San Francisco.....	Sept. 21, 1899
330	Charles David Smith.....	Visalia, Tulare County.....	Nov. 8, 1899
331	John W. Fitzpatrick.....	Redding, Shasta County.....	Nov. 11, 1899
332	Armand Maurice Vivier.....	San Francisco.....	Nov. 15, 1899
333	William Lear Brown.....	Corona, Riverside County.....	Nov. 17, 1899
334	John Archibald Adams.....	Petrolia, Humboldt County.....	Dec. 20, 1899
335	Henry Joshua Randall.....	Gualala, Mendocino County.....	Jan. 5, 1900
336	David Edw'd Waite Williamson.....	San Francisco.....	Jan. 5, 1900
337	William Grant.....	Biggs, Butte County.....	Jan. 29, 1900
338	George Henry Freiermuth.....	San Francisco.....	Feb. 1, 1900
339	Ernest Simon Wheeler.....	San Francisco.....	Feb. 10, 1900
340	William Bolivar Marye.....	San Francisco.....	Mar. 14, 1900
341	George Wilbert Connors.....	Santa Rosa, Sonoma County.....	Mar. 27, 1900
342	Frank Samuel Hyde.....	Riverside, Riverside County.....	May 12, 1900
343	Leo Valtus Youngsworth.....	Los Angeles.....	May 18, 1900
344	Oliver Hazzard Buckman.....	Napa, Napa County.....	June 25, 1900
345	Otto Hjalmar Newman.....	Riverside, Riverside County.....	July 6, 1900
346	John Douglas Browne.....	Bakersfield, Kern County.....	July 20, 1900
347	Charles Beardsley Gleaves.....	San Francisco.....	Aug. 14, 1900
348	William Addison Foster.....	Los Angeles.....	Aug. 18, 1900
349	Alexander Chope Fulmor.....	Humboldt, Humboldt County.....	Aug. 27, 1900

350	Christian Peter Jensen.....	Fresno.....	Oct. 9, 1900
351	Abbot Miles Green.....	Haydenhill, Lassen County.....	Oct. 29, 1900
352	George B. Tolman.....	San Francisco.....	Nov. 13, 1900
353	John W. Bowden.....	Briceland, Humboldt County.....	Dec. 5, 1900
354	Edward J. Morser.....	San Francisco.....	Dec. 10, 1900
355	Alfred Bannister.....	Alameda.....	Dec. 13, 1900
356	Henry Lee Ward.....	Laton, Fresno County.....	Jan. 3, 1901
357	John W. Melville.....	Los Angeles.....	Jan. 12, 1901
358	Harry Kreider Wheeler.....	San Francisco.....	Feb. 5, 1901
359	Scott McKay.....	Fresno.....	Feb. 11, 1901
360	Michael Kelleher.....	Bakersfield, Kern County.....	Feb. 6, 1901
361	Alfred Leigh Glassell.....	San Francisco.....	Mar. 2, 1901
362	Edward Cocke Prather.....	Oakland.....	Mar. 13, 1901
363	Perry Andrew Haviland.....	Oakland.....	Mar. 13, 1901
364	Percy William Darre.....	Kingsburg, Fresno County.....	Mar. 19, 1901
365	Marvel L. Wheeler.....	Visalia, Tulare County.....	May 13, 1901
366	Augustus Denison Phares.....	Petrolia, Humboldt County.....	June 15, 1901
367	Charles Edmund Sloan.....	San Francisco.....	July 6, 1901
368	Henry Berkeley Budd.....	Moore's Flat, Nevada County.....	Sept. 6, 1901
369	Raymond Houx.....	Colusa, Colusa County.....	Sept. 30, 1901
370	Isaac Newton Chapman.....	Alameda.....	Oct. 22, 1901
371	Oroville Hugh Packer.....	San Francisco.....	Oct. 28, 1901
372	John Baxter Rogers.....	Kennett, Shasta County.....	Oct. 31, 1901
373	Gilbert Ellis Bailey.....	San Francisco.....	Nov. 1, 1901
374	Frank Whitney Boardman.....	Eureka, Humboldt County.....	Nov. 26, 1901
375	Frank Hopkins Green.....	Eureka, Humboldt County.....	Nov. 30, 1901
376	Arthur E. Cowell.....	Vernalis, San Joaquin County.....	Dec. 21, 1901
377	Lyman Fenn Warner, Jr.....	Auburn, Placer County.....	Dec. 30, 1901
378	James B. Meredith.....	Auburn, Placer County.....	Jan. 7, 1902
379	Lynn Spry Carruth.....	Fresno.....	Feb. 6, 1902
380	Arthur Maurice Allen.....	San Francisco.....	Mar. 22, 1902
381	Oliver Sanford.....	Fresno.....	Mar. 31, 1902
382	Frederick J. P. Kuhlmann.....	San Francisco.....	April 11, 1902
383	Herbert Seldon Richardson.....	Eureka, Humboldt County.....	April 26, 1902
384	Frank Augustus Geisez.....	Yreka, Siskiyou County.....	May 3, 1902
385	Lawrence Esmond McCabe.....	Visalia, Tulare County.....	May 14, 1902
386	Charles Ernest Dana.....	San Luis Obispo.....	June 10, 1902
387	George Story.....	San Luis Obispo.....	June 10, 1902
388	Byron Napoleon Springer.....	Ukiah, Mendocino County.....	June 11, 1902
389	Clifford Holton Towle.....	Alturas, Modoc County.....	June 11, 1902
390	John Lenington Moyer.....	Santa Barbara.....	June 11, 1902
391	John Lewis Wittenmeyer.....	Martinez, Contra Costa County.....	June 11, 1902
392	Andrew W. Tryce.....	Santa Barbara.....	June 11, 1902
393	Lafayette L. Mann.....	San Francisco.....	July 10, 1902
394	Sebley Elmer.....	Dinuba, Tulare County.....	July 26, 1902
395	William Shinn Coulter.....	San Andreas, Calaveras County.....	July 30, 1902
396	John F. Abbott.....	Riverside, Riverside County.....	July 30, 1902
397	Austin F. Parsons.....	Arroyo Grande, San Luis Obispo.....	Aug. 18, 1902
398	David M. Burson.....	Redding, Shasta County.....	Aug. 23, 1902
399	Charles Thomason Dozier.....	Redding, Shasta County.....	Sept. 3, 1902
400	William Milo Rumsey.....	San Diego.....	Sept. 10, 1902
401	Richard Charles Tumelty.....	Stockton, San Joaquin County.....	Sept. 13, 1902
402	John Patrick Black.....	Santa Maria, Santa Barbara County.....	Oct. 28, 1902
403	George Francis Taylor.....	Downieville, Sierra County.....	Oct. 30, 1902
404	William Mayo Meek.....	Marysville, Yuba County.....	Nov. 10, 1902
405	Archibald McClure Strong.....	Independence, Inyo County.....	Nov. 11, 1902
406	Archie F. Crowell.....	San Diego.....	Nov. 18, 1902
407	Fred A. Smith.....	Alturas, Modoc County.....	Nov. 19, 1902
408	Mason Wright Buffington.....	Bakersfield, Kern County.....	Nov. 20, 1902
409	Felix Viole.....	Los Angeles.....	Nov. 25, 1902
410	Fred Charles Kaulback.....	Quincy, Plumas County.....	Jan. 19, 1903
411	Charles L. Reynolds.....	Redding, Shasta County.....	Jan. 22, 1903

412	Charles C. McCarty.....	Los Angeles.....	Jan. 29, 1903
413	Walter Dean O'Brien.....	San Francisco.....	Feb. 5, 1903
414	Lewis George Williams.....	Santa Cruz, Santa Cruz County.....	Feb. 5, 1903
415	Edward Harding Bailey.....	Whittier, Los Angeles County.....	Feb. 14, 1903
416	William Herbert Shafer.....	Selma, Fresno County.....	Feb. 20, 1903
417	Julius H. Smith.....	San Francisco.....	Feb. 27, 1903
418	Frank H. Hyatt.....	Pomona, Los Angeles County.....	Mar. 9, 1903
419	L. F. Hastings.....	Modesto, Stanislaus County.....	April 13, 1903
420	Addison Austin Patterson.....	Santa Maria, Santa Barbara County.....	June 10, 1903
421	John Pierce Ryan.....	St. John, Glenn County.....	June 15, 1903
422	Henry Sidney Smith.....	Rural Delivery No. 6, San José.....	June 24, 1903
423	Robert George Evenden.....	Auburn, Placer County.....	June 7, 1903
424	George S. Manuel.....	San Francisco.....	Aug. 19, 1903
425	Richard A. Davies.....	San Francisco.....	Aug. 24, 1903
426	William Fletcher Hunter.....	Arcata, Humboldt County.....	Sept. 8, 1903
427	Benjamin Wainwright Child.....	Turlock, Stanislaus County.....	Oct. 1, 1903
428	Parker L. Hall.....	Willits, Mendocino County.....	Oct. 3, 1903
429	Albert Woodbridge Pioda.....	Salinas, Monterey County.....	Oct. 3, 1903
430	William H. Phillips.....	Berkeley, Alameda County.....	Oct. 10, 1903
431	Warren Edwards Murray.....	San Francisco.....	Nov. 2, 1903
432	Fremont Ackerman.....	Los Angeles.....	Dec. 5, 1903
433	Henry C. Schmidt.....	San Francisco.....	Dec. 17, 1903
434	Arthur Burr White.....	Riverside, Riverside County.....	Dec. 22, 1903
435	Joseph David Cox.....	San Francisco.....	Jan. 2, 1904
436	George Royal Wade.....	Los Banos, Merced County.....	Jan. 2, 1904
437	Leonard O'Hall.....	Los Angeles.....	Jan. 13, 1904
438	Clinton Gurnee.....	San Francisco.....	Jan. 15, 1904
439	Charles Ward Garside.....	Alameda, Alameda County.....	Jan. 20, 1904
440	Victor Sylvester Barber.....	Susanville, Lassen County.....	Jan. 20, 1904
441	George H. Freitas.....	Modesto, Stanislaus County.....	Feb. 20, 1904
442	John Taresh.....	Oroville, Butte County.....	Mar. 24, 1904
443	James Ernest Gardner.....	Napa, Napa County.....	April 5, 1904
444	Harry F. Schlieman.....	Woodland, Yolo County.....	May 13, 1904
445	John Owen Hansen.....	Eureka, Humboldt County.....	May 20, 1904
446	Linden Allen Hooper.....	Laton, Fresno County.....	May 31, 1904
447	Valmore Laverne Steward.....	Santa Ana, Orange County.....	June 1, 1904
448	John Czerny.....	Merced, Merced County.....	June 20, 1904
449	Lee Swaney Griswold.....	San Francisco.....	July 14, 1904
450	Charles Kirby Fox.....	Pomona, Los Angeles County.....	July 23, 1904

FUND FOR FURNISHING AND REPAIRING OFFICE.

Following is a statement of the disbursement of the special fund appropriation by the thirty-fifth session of the Legislature for furnishing and repairing the office of the State Surveyor-General:

RECEIPTS.

Appropriated by Act of Legislature..... \$5,000 00

DISBURSEMENTS.

Steel filing cases and furniture.....	\$3,984 90
Labor (cleaning office, etc.).....	90 00
Repairing furniture.....	57 00
Flooring and shelving.....	171 36
Electrical supplies.....	44 20

Furniture and rugs.....	254 50	
Staining and finishing floors.....	45 00	
Tinting walls.....	30 00	
Letter file and copier.....	159 50	
Cash on hand.....	163 54	
	<hr/>	\$5,000 00

There are no deficiencies in any of the appropriations for this office. The accounts appear of record in the office of the State Controller, and vouchers for all expenditures are on file in his office.

Respectfully submitted.

VICTOR H. WOODS.
*Surveyor General, and
Ex-officio Register State Land Office.*

SUPPLEMENT TO THE BIENNIAL REPORT OF THE STATE SURVEYOR-GENERAL.

Containing a Digest of the Existing Laws Relating to the Sale of the Lands
Granted to the State of California by the Several Acts of Congress as
Enacted by the Legislature of the State of California.

COMPILED BY VICTOR H. WOODS,
State Surveyor-General and ex-officio Register State Land Office.

SEPTEMBER, 1904.

RELATING TO FILING APPLICATIONS TO PURCHASE SCHOOL LANDS.

SEC. 3494. The unsold portion of the five hundred thousand acres granted to the State for school purposes, the sixteenth and thirty-sixth sections, and lands selected in lieu thereof, must be sold at the rate of one dollar and twenty-five cents per acre, in gold coin, payable, twenty per cent of the principal within fifty days from the date of the certificate of location issued to the purchaser; the balance, bearing interest at the rate of seven per cent per annum, in advance, is due and payable within one year after the passage of any Act by the Legislature requiring such payment, or before, if desired by the purchaser.

SEC. 3495. Any person desiring to purchase any portion, not less than the smallest legal subdivision of any of the lands mentioned in Section 3494, situated in any township which has been surveyed by the United States, must make an affidavit that he is a citizen of the United States, or has filed his intention to become such, a resident of this State, of lawful age, that he desires to purchase such lands (describing the same by legal subdivisions) under the provisions of this title; that there is no occupation of such lands adverse to any that he has, or if there is an adverse occupation the affidavit must show that the township has been sectionized three months, and that the adverse occupant (giving his name) has been in such occupation more than sixty days since the plat was filed in the United States Land Office; that he desires to purchase the same for his own use and benefit, and for the use or benefit of no other persons whomsoever, and that he has made no contract or agreement to sell the same. The affidavit must also state whether the land is or is not suitable for cultivation, and if it is, that the applicant is an actual settler thereon, and that he has not entered any portion of any lands mentioned in Section 3493 which, together with that now sought to be purchased, exceeds three hundred and twenty acres; but if the land is not suitable for cultivation the affidavit must further state that the applicant has not entered any portion of such lands, which, together with that now sought to be entered, exceeds six hundred and forty acres. Lands unsuitable for cultivation may be sold in quantities not exceeding six

hundred and forty acres to any one person, under the restriction other than as to actual settlement prescribed for the sale of cultivable lands. The Surveyor-General and Register of the Land Office must make and enforce all necessary rules and regulations to prevent the sale of school lands suitable for cultivation to any person not an actual settler thereon; *provided*, that any smallest legal subdivision of school lands shall be deemed suitable for cultivation if any part not less than one half of its area will, without artificial irrigation, but with or without the clearing of timber or other growth therefrom, by the ordinary processes of tillage, produce ordinary agricultural crops in average quantity; *and provided*, that any contest of the applicant's right to purchase, arising from the character of the land as cultivable or otherwise, may be referred to the Superior Court of the proper county, as in other cases, for determination; *and provided further*, that no contest of the applicant's right to purchase, arising from adverse occupation, shall be maintained, except by a prior adverse occupant, who shall have filed an application to purchase the land under the provisions of this section, and no occupation within the meaning than the applicant shall be an adverse occupation within the meaning of this section unless such occupation is by a person who is entitled to purchase the same under the provisions hereof, and who files his application therefore within the time prescribed by Section 3497 of this Code.

SEC. 3496. If the applicant is a female, the affidavit must show that she is entitled to purchase and hold real estate in her own name.

SEC. 3497. Every occupant of a sixteenth or thirty-sixth section is protected in his occupancy for three months after the township has been sectionized; and any person settling upon a sixteenth or thirty-sixth section after a township has been sectionized has sixty days after such settlement in which to file the application required in the preceding section.

SEC. 3498. All applications, under whatsoever Act, filed in the office of the Surveyor-General, must be retained ninety days before approval, and must be approved (when there is no conflict) by the Surveyor-General, at the expiration of six months, subject, however, to the provisions of Sections 3406 and 3407 of this code, and all unapproved applications, which have been on file over six months, where in the approval has not been demanded, and wherein the contest has not been referred to court, or a demand made for an order of reference, as provided in Section 3414 of the Political Code, shall be null and void.

SEC. 3500. Any false statement contained in the affidavit provided for in Section 3495 defeats the right of the applicant to purchase the land, or to receive any evidence of title thereto, and, if willfully false, subjects him also to punishment for perjury. Timber lands belonging to the State shall be sold for cash only, and the Surveyor-General and Register of the State Land Office must make and enforce all necessary rules and regulations to prevent the sale of or issuance of any evidence of title to any timber lands of this State, except on payment in cash of the full price fixed therefore by law.

RELATING TO FILING APPLICATIONS TO PURCHASE SWAMP AND
OVERFLOWED LANDS.

SEC. 3440. The swamp and overflowed, salt marsh, and tide lands belonging to the State must be sold at the rate of one dollar per acre, in gold coin, payable twenty per cent of the principal within fifty days from the date of approval of the survey by the Surveyor-General, and the balance, bearing interest at the rate of seven per cent per annum, payable in advance, is due and payable one year after the passage of any Act of the Legislature requiring such payment, or before, if desired by the purchasers. Bonds or warrants of districts having an outstanding indebtedness are receivable in payment for lands in such districts at par.

SEC. 3441. The Surveyor-General of the State must not approve any application, nor must the Register issue evidence of title for swamp and overflowed land, until six months after the same had been segregated by authority of the United States.

SEC. 3442. Settlers upon swamp and overflowed lands belonging to the State, who occupy the same for farming or grazing purposes, and whose occupation is evidenced by the actual extent thereof, are preferred purchasers for such lands for six months after segregation.

SEC. 3443. Any person desiring to purchase swamp and overflowed or tide lands, above low tide, must make an affidavit and file the same in the office of the Surveyor-General of the State, that he is a citizen of the United States, or has filed his intention to become so, a resident of the State, of lawful age; that he desires to purchase lands (describing them) under the law providing for the sale of swamp and overflowed and tide lands; that he does not know of any valid claim to the same, other than his own; and, if the land is swamp and overflowed, that he knows the land applied for and the exterior bounds thereof, and knows, of his own knowledge, that there are no settlers thereon; or, if there are, that the land has been segregated more than six months by authority of the United States, and that the land which he now owns (swamp and overflowed), together with that sought to be purchased, does not exceed six hundred and forty acres. Any false statement contained in the affidavit defeats the right of the applicant to purchase the land, or to receive any evidence of title thereto, and if willfully false, subjects him also to punishment for perjury. If at any time after such affidavit shall have been filed in the office of the Surveyor-General, and prior to the issuance of patent for the lands described therein, whether such affidavit shall have been filed before the passage of this Act or thereafter, it shall be made to appear to the Surveyor-General that the affidavit of any settler or person occupying such land for farming purposes, that he, or those under him, who claim, have been in possession and occupancy of such lands, or any part thereof, for farming purposes, for over ten years next prior to the date of the filing of the affidavit of the person desiring to purchase, and that his or their occupancy was open and notorious and was evidenced by actual inclosure, or by ditches, or monuments, or embankments, or levees, showing the actual extent thereof, and that he, or they under whom he claims, had, at the time of the filing

of said affidavit by the person desiring to purchase, actually reclaimed such land and reduced the same to a state of cultivation, and had been farming and cultivating the same; or, if it shall appear in such affidavit filed by such person that the affidavit filed by the person desiring to purchase the land is false in any of the statements made therein, the Surveyor-General shall make an order referring the question raised by such affidavit to the Superior Court of the county in which the land, or some part thereof, is situated. Within thirty days from the date of such order of reference the party filing the affidavit raising such question shall commence an action to determine the same. In his complaint in said action he shall set forth copies of the affidavit filed by the person desiring to purchase said land, and of the affidavit filed by himself with the Surveyor-General. The production of a certified copy of such order of reference shall give such court full and complete jurisdiction to hear and determine the action. Pending the final judgment in such action, all proceedings in the Surveyor-General's office respecting such lands shall be stayed. If upon the trial of such action it shall appear that the statements made in the affidavit filed by the person desiring to purchase the land were, in any of the statements made therein, false, or if it shall appear that statements made in the affidavit filed by the settler or occupant of such land are true, the approval of location or certificate of purchase, if any shall have been made or issued, shall be canceled by judgment of said court. But if it shall appear upon the trial of said action that the statements contained in the affidavit of the person desiring to purchase the land are true, and that the statements made in the affidavit of the settler or occupant are untrue, the said court shall enter its judgment accordingly. Upon the filing with the Surveyor-General of a copy of the final judgment of the court in said action, that officer must, if judgment of said court shall cancel said location or certificate of purchase, enter an order of cancellation accordingly. But if by said judgment it shall be decreed that the person desiring to purchase said land is entitled to purchase the same, the Surveyor-General shall approve the location, or issue the certificate of purchase or other evidence of title in accordance with such judgment.

SEC. 3444. [*Same as Section 3496.*]

SEC. 3445. Any person desiring to purchase lands, as provided in Section 3443 of this code, which have been segregated by authority of the United States, but which have not been sectionized by the same authority, must apply to the Surveyor of the county in which the land is situated to have the land which he desires to purchase surveyed, and a certificate of such survey must be attached to the affidavit required for the purchase of lands, as provided in said section. All survey, required of County Surveyors by the provisions of this section, must conform as nearly as practicable to the system adopted by the United States for the survey of the public lands.

RELATING TO THE FILING OF APPLICATIONS TO PURCHASE LAKE AND
UNSEGREGATED SWAMP AND OVERFLOWED LANDS.

ACT APPROVED MARCH 34, 1893.

SECTION 1. Any person desiring to purchase any of the lands uncovered by the recession or drainage of the waters of inland lakes, and inuring to the State by virtue of her sovereignty, or the swamp and overflowed lands not segregated by the United States, shall make an application therefore to the Surveyor-General of the State, which application shall be accompanied by applicant's affidavit that he is a citizen of the United States, or has declared his intention to become such, a resident of this State, of lawful age, that he desires to purchase such lands (describing the same by legal subdivisions, or by metes and bounds, if the legal subdivisions are unknown), under the provisions of this Act; that he desires to purchase the same for his own use and benefit, and for the use and benefit of no other person or persons whomsoever, and that he has made no contract or agreements to sell the same, and that he does not own any State lands which, together with that now sought to be purchased, exceeds six hundred and forty acres.

SEC. 2. Upon the filing of said application, when the land has not been sectionized, the Surveyor-General shall authorize the County Surveyor of the county where the whole or the greater portion of the land lies, to survey the same, who shall make an actual survey thereof, at the expense of the applicant, establishing four corners to each quarter section, and connecting the same with a United States survey; and he must, within thirty days, file with the Surveyor-General a copy, under oath, of his field notes and plat, and a statement under oath, showing whether or not the land is occupied by any actual settler.

SEC. 3. If the surveyor thus authorized shall fail to make his return to the Surveyor-General within the time specified in the preceding section, the Surveyor-General may designate another person to make the said survey.

SEC. 4. No application to purchase land under this Act shall be approved by the Surveyor-General until the expiration of ninety days from the filing thereof in his office, and meanwhile the land shall be subject to the adverse claim of any actual settler who has resided thereon when the said application was filed.

SEC. 5. The swamp and overflowed lands designated in this Act shall be sold and patented at the same price, and on the same terms and manner of payment as at present provided for swamp and overflowed lands. All moneys received for said swamp and overflowed lands shall be paid into the Swamp Land Fund of the county in which the lands are situated, and shall be treated and disposed of in the manner as moneys arising from the sale of segregated swamp and overflowed lands. If any of the lands are suitable for cultivation without reclamation, such lands shall be sold only to actual settlers in tracts not exceeding three hundred and twenty acres. Lands uncovered by recession or drainage of the waters of inland lakes, shall be sold at two dollars and fifty cents per acre, upon the same terms of payment as for swamp and overflowed land. All

moneys derived from the sale of such uncovered lands shall be paid into the School Fund of the county where the land lies.

SEC. 6. Any of the lands designated in this Act which, by reason of periodical overflow, need and are susceptible of reclamation, may be reclaimed by the formation of districts, in the same manner and subject to all the provisions of law regulating the reclamation of swamp and overflowed lands; *provided*, that the Board of Supervisors of the county in which the lands, or the greater part thereof, are situated, must first determine, upon proper petition presented therefore, by the holders of the title, or evidence of title, representing one half or more of any body of such land, that such reclamation is necessary and feasible.

SEC. 7. When land has been sold under this Act no contest shall be maintained against the purchaser on the ground that the land is not of the character stated in the application, unless it is shown that it is not of the character recited in section one of this Act.

SEC. 8. All uncanceled certificates of purchase and patents heretofore issued, and payments heretofore made for any lands as swamp and overflowed lands, which lands belong to any of the classes described in section one of this Act, whether or not such lands were segregated or sectionized, shall, for all purposes, be valid, and shall have the same force and effect as if such lands had been at all times subject to sale as swamp and overflowed lands; *provided, however*, that any and all contests now existing between settlers and holders of certificates of purchase shall not be affected by the provisions of this Act.

RELATING TO FEES FOR FILING APPLICATIONS TO PURCHASE STATE LANDS.

SEC. 3574. Each application for lands must be accompanied by a fee of five dollars, and no application shall be received, filed, or noted in any way until such fee is paid. The Surveyor-General shall charge the same fees as are allowed the Register for like services; and all fees collected by either the Surveyor-General or Register shall be paid into the State Treasury on the first Monday of each and every month, and placed to the credit of the General Fund; and said officers shall, on the first Monday of each month, make a written report to the State Controller, stating the amount of fees so paid, together with the sources from which they were derived, and the several amounts, by items. The Surveyor-General and Register, whenever it may be necessary, may purchase such maps and records as the needs of their office may demand, but all claims against the State, authorized by this section, shall be certified to the State Board of Examiners, and if the same be allowed, the board shall direct the Controller of the State to draw his warrant in payment of the same, payable out of the General Fund.

ACT APPROVED MARCH 20, 1889.

SECTION 1. Every application to purchase any portion of the sixteenth and thirty-sixth sections shall be accompanied by a deposit of twenty dollars, in addition to the fee for filing now required by law, for which the Surveyor-General shall give the applicant a receipt, which receipt shall be accepted by the County Treasurer in part payment of the purchase price of said land. If the applicant shall abandon or forfeit his said application, or shall fail to make proper proof as to the character of the said land, or as to his residence thereon, within the time allowed by law, or if his application shall be rejected by reason of any false statement in the affidavit herein contained, the twenty dollars thus paid shall go to the State School Fund. If it is found that the Surveyor-General erred in receiving the application, or that the State can not make a good title to the land, then the applicant or his assigns may surrender to the Surveyor-General the said receipt, and receive in exchange therefore a certificate showing the amount so paid, and the reason why the application should not be approved or perfected, and the Controller, upon the surrender to him of the said Surveyor-General's certificate, shall issue to the applicant, or his assigns, a warrant for the said amount.

SEC. 2. Any number of fillings of any section of land is hereby permitted and allowed under the provisions of this Act. Should the first filing be abandoned by the applicant, the next filing on such section, in order, shall have the same right as if it has been the first filing.

RELATING TO ISSUANCE OF CERTIFICATES OF PURCHASE AND PATENTS.

SEC. 3512. Whenever any survey location has been made or approved the purchaser must, within fifty days from the date of approval or location, present his copy of the same to the County Treasurer of the county in which the land, or some part thereof, is situated, who must receive the amount to be paid, and the fee for the certificate of purchase, indorsing his receipt therefore upon the certificate of location or survey, and returning it to the purchaser.

SEC. 3513. In case payment is not made within fifty days, the lands described in the surveyor location revert to the State, without suit, and the survey or location is void. All subsequent payments must be made to the County Treasurer, in like manner, who must indorse the same upon the certificate. The Treasurer must direct the purchaser to take the certificate so indorsed to the Auditor, who must charge the Treasurer with the amount received, and make his check upon the indorsed receipt.

SEC. 3514. Whenever the Register receives from a County Treasurer a statement showing that an applicant for State lands has made the first payment, he must issue to the person entitled thereto a certificate of purchase, showing the class of land purchased, the number of acres, the price per acre, the date of payment, the date from which interest is to be computed, and amount paid, and the amount remaining unpaid, which certificate is prima facie evidence of title.

SEC. 3515. Certificates of purchase, and all rights acquired thereunder, are subject to sale, by deed or assignment, executed and acknowledged before any officer authorized by law to take acknowledgements or conveyances of real property or before the Register.

SEC. 3516. All such sales must, when the deed or assignment is recorded by the County Recorder, be reported by him to the Register, to be entered in the books of his office.

SEC. 3518. If the owner of a certificate of purchase claims that it has been lost, destroyed, or is beyond his control, the Register must take testimony concerning the loss, destruction, or reason why the same is beyond his control. But the party must, before the hearing, make affidavit that he has not sold the said certificate of purchase, or the land described therein, and must publish a notice in some newspaper in the county where the land is situated, or if there is no newspaper published in the county, then in some newspaper of general circulation in the county, for at least four weeks, describing the certificate and the lands for which the same was issued and the person then claiming to own it, together with the time and place of the hearing. If the Register is satisfied of the loss or destruction of the certificate, or that it is beyond the control of the person owning the same, he must issue to the owner thereof a duplicate, with the word "duplicate" written across the face thereof in red ink. Such duplicate shall have the same force and effect as the original. If there is a contest as to the issuing of a duplicate certificate, the Register may hear and determine the same, or may refer it to the proper court as provided in Section 3414.

SEC. 3519. Whenever final payment has been made for any tract of land, the selection of which has been accepted and approved by the United States authorities, or when the tract finally paid for or reclaimed is swamp and overflowed, salt marsh, or tide lands, the Register upon the surrender of the certificate of purchase by the person entitled to the same, must prepare a patent for the land, and send it to the Governor, together with a certificate that the laws in relation thereto have been complied with, that payment in full has been made, and that the party named in the prepared patent is entitled to it.

SEC. 3520. The patent must then be signed by the Governor, attested by the Secretary of State, sealed with the Great Seal of the State, and be countersigned by the Register.

SEC. 3521. No patent must issue until after the expiration of one year from the date of approval of the survey or location by the Surveyor-General, nor until the lands are relinquished to the State by authority of the General Land Office at Washington. Such relinquishment is not required for locations of the sixteenth and thirty-sixth sections in place, or for swamp and overflowed lands, shown to be such by the official surveys made by authority of the United States Surveyor-General.

SEC. 3522. The Register must record all patents in books to be kept in his office for that purpose, and then deliver them to persons entitled thereto.

SEC. 3523. Where a patent for lands is issued in the name of a deceased person, the title is vested in the heirs, devisees, or assignees of such person, in the same manner as if the patent had issued to such person during life.

SEC. 3570. Whenever a purchaser of land upon credit desires to abandon the location or entry made by him, he may do so by conveyance of his title to the State and surrender of the certificate of purchase, or, if it has been lost, by filing an affidavit of that fact with the Register.

CONTESTS.

SEC. 3414. When a contest arises concerning the approval of a survey or location before the Surveyor-General, or concerning a certificate of purchase or other evidence of title before the Register, the officer before whom the contest is made may, when the question involved is as to the survey, or one purely of fact, or whether the land applied for is a part of the swamp or overflowed lands of the State, or whether it is included within a confirmed grant, the lines of which have been run by authority of law, proceed to hear and determine the same; but when, in the judgment of the officer, a question of law is involved, or when either party demands a trial in the courts of the State, he must make an order referring the contest to the District Court of the county in which the land is situated, and must enter such order in a record book in his office.

SEC. 3415. After such order is made either part may bring an action in the Superior Court of the county in which the land in question is situated, to determine the conflict, and the production of a certified copy of the entry, made by either the Surveyor-General or the Register, gives the court full and complete jurisdiction to hear and determine the action.

SEC. 3416. Upon filing with the Surveyor-General or Register, as the case may be, a copy of the final judgment of the court, that officer must approve the survey or location, or issue the certificate of purchase or other evidence of title in accordance with such judgment.

SEC. 3417. Unless the party contestant commences his action within sixty days after the order of reference is made, his rights in the premises and under his application cease.

PROCEEDINGS AGAINST DELINQUENT PURCHASERS.

SEC. 3546. The Register must, on the first day of May of each year, forward to the District Attorney of each county a statement embracing all the lands in the county upon which payments have not been made, which statements must show the name of the purchaser, the number and date of the survey or location, and of the certificate of purchase, the amount paid, the amount unpaid, and the amount then due. No lands within any reclamation district must be embraced in such statement after the receipt by the Register of the certificate of the Board of Supervisors that works of reclamation have been commenced.

SEC. 3547. Upon receipt of the delinquent list of the District Attorney must add thereto a notice that if the amount due is not paid in fifty days after the date thereof he will commence suit to foreclose the interest of purchasers in the lands, and must publish the list and notice for four weeks immediately following the date of the notice, in a newspaper published in the county, or if there is no newspaper published therein, then he must post copies of the same in at least five public places in the county.

SEC. 3548. After the expiration of the fifty days he must, in the name of the People of the State of California, commence actions in the Superior Court against all purchasers, or holders of certificates of purchase, who have not either paid the amount due, together with the cost of publication, or surrendered the title to the State, as provided in Section 3570, to obtain a judgment of foreclosure of the interest of the purchaser, or assignee of the purchaser in the land, and to annul the certificate of purchase.

SEC. 3549. Service of summons in such actions may be made by publication in some newspaper published in the county for four weeks, or if no newspaper is published in the county, then by posting one copy of the summons for four weeks at the court-house door of the county, and two copies in public places in the township where the land is situated.

SEC. 3550. Twenty days after the entry of judgment of District Attorney must file in the office of the Register, and in the Recorder's office of the county in which the land is situated, certified copies thereof.

SEC. 3551. The holder of the certificate of purchase may, at any time before such filing, pay to the Sheriff the amount due the State, and the costs of suit that have accrued up to the time of payment; whereupon the District Attorney must dismiss the suit or vacate the judgment, and the purchaser or holder of the certificate of purchase is restored to his rights in the premises.

SEC. 3552. A judgment against the purchaser binds the assignee, unless the notice of the assignment was filed with the Register before the commencement of the action.

SEC. 3554. After judgment foreclosing the interest of the purchaser or the holder of the certificate has been entered, and the certified copies filed, the land is again subject to entry and sale.

SEC. 3555. Upon the rendition of a judgment foreclosing the interest of the purchaser or of his assigns in the land, and annulling the certificate of purchase, judgment for costs must be entered against the defendant; but if execution issued thereon is returned not satisfied, the judgment and costs must be paid from the principal or interest paid by the purchaser at the time of the original location.

SEC. 3556. Any person having a conveyance of the whole or any portion of the lands described in any certificate of purchase, to annul which suit has been commenced, but to whom the certificate has never been surrendered, may defend such action; and if it appears to the court that he is entitled to any portion of the lands described and the holder of such certificate does not pay the amount due, the court must order the certificate annulled and a new one to issue to such person upon payment into court by him of the amount due the State upon the hole tract; and such person is thereupon entitled to two certified copies of the decree, one of which he must file in the County Recorder's office, and the other with the Register.

ACT APPROVED MARCH 7, 1811.

SECTION 1. In all cases where the title of purchasers of land from the Sate has been foreclosed, or attempted to be foreclosed, or that may hereafter be foreclosed, for non-payment of interest, said purchasers, their executors, administrators, or successors in interest, shall have twelve months after said foreclosures are to have been completed, within which to redeem such land by paying to the County Treasurer, for the benefit of the fund, or parties entitled thereto, all delinquent interest, and interest that would have accrued in case there had been no foreclosure; also all costs of foreclosure to be paid to the fund, or the parties who paid said costs. When said payments are made, and indorsed on the certificate of purchase, specifying the amount paid as interest and for costs, and duly reported to the Register of the Land Office, the annulments shall be canceled by said officer, and the rights of the purchasers shall thereby be fully restored.

REFUNDING OF MONEY PAID FOR SCHOOL LANDS.

SEC. 3571. If any land sold is not the property of the State the holder of the certificate of purchase or patent may receive in exchange therefore from the Register a certificate showing the amount paid and the class of land upon which the payment was made.

SEC. 3572. If the land sold was swamp and overflowed the County Auditor of the county in which the land is situated must, upon the surrender to him of the certificate mentioned in Section 3571, draw his warrant, in favor of the person surrendering such certificate, for the amount therein specified, upon the Treasurer of the county, who must

pay the same out of the swamp and overflowed land fund of the district in which the land is situated. If the land sold was no swamp and overflowed, the Controller of the State, upon the surrender to him of such certificate, must draw his warrant in favor of the person surrendering the same, for the amount therein specified, upon the Treasurer of State, who must pay the same out of the fund into which the purchase money was paid.

PURCHASE OF LANDS WHICH HAVE BEEN REVERTED TO THE STATE THROUGH NON-PAYMENT OF TAXES.

SEC. 3788. When State lands, upon which the full purchase price of one dollar and twenty-five cents per acre has not been paid, and the deed therefore to the State provided for in Section 3785 has been forwarded to and filed with the Surveyor-General, the said lands shall again become subject to entry and sale, in the same manner, and subject to the same conditions, as apply to other State lands of like character, except that the former possessors of the lands thus deeded to the State, their heirs or assigns, shall be preferred purchasers thereof for the period of six months after the deeds are filed with the Surveyor-General; but the Surveyor-General shall not permit an entry, or make a sale of any lands thus deeded to the State, except upon the previous payment into the State Treasury, as other moneys are required to be paid therein, in addition to the price of said lands as compared with the price fixed for other State lands of like character, by the person or persons proposing to make the entry or purchase, of a sum equal to the delinquent taxes, penalties, costs and accruing costs, by virtue whereof the State became a purchaser of the lands thus sought to be entered or purchased, and also all delinquent taxes, penalties and costs which may have accrued upon such lands prior to and subsequent to the date of the sale to the State in pursuance of which the State received a deed therefore. The money thus paid into the Treasury shall be distributed in the manner prescribed in Section 3816; *provided*, that the moneys received for twenty per cent of the purchase money and accruing interest, together with the principal, in case of full payment on the lands, shall be distributed by the Surveyor-General, in the manner now prescribed by the law for such distribution.

SEC. 3897. Whenever the State shall become the owner of any property sold for taxes, and the deed to the State has been filed with the Controller, as provided in Section 3785, the Controller may thereupon, by a written authorization, direct the Tax Collector of the county, or city and county, to sell the property, or any part thereof as in his judgment he shall deem advisable, in the manner following: He must give notice of such sale by first publishing a notice for at least three successive weeks in some newspaper published in the county, or city and county, or if there be no newspaper published therein, then by posting a notice in three conspicuous places in the county, or city and county, for the same period. Such notices must state specifically the place of, and the day and hour of sale, and shall contain a description of the property to be sold, and shall also embody a copy of the authorization received from the Controller. At the time set for such sale, the Tax Collector must sell the property described in the Controller's authorization and said notices, at public auction to the highest bidder for

cash, in lawful money of the United States; but no bid shall be received or accepted at such sale for less than the amount of all the taxes levied upon such property, and all interests, costs, penalties and expenses up to the date of such sale. The expense of the publication of the notice herein required shall be a charge against the county.