

# TRUSTEES' MINUTES

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Tallahassee, Florida

July 7, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Millard F. Caldwell, Governor  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary

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Motion was made by Mr. Mayo, seconded by Mr. Larson and adopted, that the Trustees approve the following and that the Comptroller be requested to issue warrants in payment therefor:

J. Edwin Larson, State Treasurer  
Tallahassee, Florida

To Principal of State School Fund under  
Sec. 270-12-13-14 F. S. 1941..... \$15,299.61

J. Edwin Larson, State Treasurer  
Tallahassee, Florida

To State Board of Conservation for Oyster  
Conservation Fund under Chapter 24121,  
Acts of 1947..... 868.24

TOTAL..... \$16,167.85

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Upon motion duly adopted, the Trustees adjourned.

MILLARD F. CALDWELL,  
Governor—Chairman

ATTEST: F. C. Elliot, Secretary

Tallahassee, Florida  
July 20, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, Offices of the Governor, at the Capitol.

Present: Millard F. Caldwell, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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The Secretary called attention to Peremptory Writ of Mandamus by the Supreme Court of Florida, dated June 24, 1948, requiring the Trustees of the Internal Improvement Fund to pay South Florida Conservancy District taxes levied and assessed for the years 1935 to 1946, both inclusive, with lawful interest and cost on the following described land owned by the State Board of Education and used by Everglades Experiment Station:

Section 3 South of Hillsboro Canal and Section 10, of  
Township 44 South, Range 37 East, Palm Beach  
County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize payment of the taxes in accordance with the order of the Supreme Court. Upon vote the motion was adopted.

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Mr. Elliot reported to the Trustees that in January 1942 agreement had been reached for exchange of land with Jefferson Realty Company, successor to H. C. Rorick, but the transaction was not effectuated at that time. The company now requests that the exchange of land between the Trustees of the Internal Improvement Fund and Jefferson Realty Company be consummated, covering lake bottom land in Palm Beach County, lying between the North New River and Hillsboro Canals, pursuant to action taken January 20, 1942.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize the exchange as agreed upon in January 1942. Upon vote the motion was adopted.

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Offer of \$75.00 was presented from William Anderson of Homestead, Florida, for purchase of

A lot 90 x 100 feet in Section 20, Township 56 South, Range 39 East, containing  $1/5$  of an acre in Dade County.

Mr. Elliot explained that title to this lot vested in the Trustees under Everglades tax sale Certificate #5895 of 1930, through settlement with Everglades Drainage District in 1931, and that the offer is in line with values in that area.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept offer of \$75.00 for the lot described. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees decline offer from Mrs. Bertie Raulerson of Lithia, Florida, of \$15.00 an acre for parcel of land comprising approximately 25 acres in Section 5, Township 31 South, Range 21 East, Hillsborough County, title to which vested in the Trustees through county foreclosure proceedings under Chapter 14572 of 1929, and that counter proposal be made to accept \$3,000.00 for the land. Upon vote the motion was adopted.

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Request was presented from Plant L. Jenkins, who has filed homestead entry on Polk County land in Section 10, Township 28 South, Range 23 East, that the Trustees grant permission for his parents to build their home on the homestead premises, conditioned that they be allowed to remove said building in the event of failure to complete homestead entry.

Mr. Elliot explained that Mr. Jenkins has filed reports required, advising that he had completed his house and moved in May 20, 1948; that he has put down a deep well and the land is being cleared for cultivation.

Based on recommendation of Mr. Elliot, motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees grant permission, without prejudice or effect upon other conditions of Homestead Entry, for Plant L. Jenkins' parents to construct their home on the property described; that in the event the homestead shall fail said parents shall have the right to remove the buildings erected by them, or they may acquire the premises covered by the homestead entry at the rate of \$15.00 per acre for ten (10) acres or more, and for less than ten (10) acres at the rate of \$15.00 per acre plus \$1.00 per acre for each acre less than ten. Upon vote the motion was adopted.

The following applications were submitted for homestead entry on land owned by the Trustees, with information that all requirements had been complied with:

Samuel Banks David, Hollywood, Florida—  
Tract 10 and S $\frac{1}{2}$  of Tract 11, Section 25, Township 50 South, Range 41 East—29.31 acres in Broward County;

Lawton Smith McCranie—  
Tracts 34, 35, 46 and 47, Section 35, Township 47 South, Range 42 East—40.00 acres in Broward County;

Arthur Raymond Kent, Jr., University of Miami, Miami, Fla.—

Tract 6, Tier 13, Newman's Survey, Section 24, Township 50 South, Range 41 East—10 acres in Broward County;

Jake Irvin Watson, Jr., Hollywood, Florida—  
Tract 6, Section 25, Township 50 South, Range 41 East—19.25 acres in Broward County;

Charles R. Franklin, Lake Placid, Florida—  
NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14 Township 38 South, Range 30 East—40 acres in Highlands County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees approve the five applications listed for homestead entry on State land. Upon vote the motion was adopted.

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Mr. Wells presented for action land sale advertised to be held July 6, but a quorum not being present on that date confirmation was postponed until today. Based on application from J. M. Couse with offer of \$100.00 an acre from Joe R. and Thelma Griffin, the Trustees authorized advertisement of the land for competitive bids and the following notice was published in the Moore Haven Democrat on June 4, 11, 18, 25 and July 2, 1948:

Tallahassee, Florida, May 25th, 1948

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. July 6th, 1948, the land in GLADES COUNTY, described as follows:

A parcel of lake bottom land comprising approximately 46.5 acres, lying between the meander and the Gov't. Levee in the North-half of Section 24, Township 42 South, Range 33 East.

The Purchaser is required to pay the cost of advertisement.

THE TRUSTEES OF INTERNAL IMPROVEMENT FUND reserve the right to reject the sale.

BY ORDER of the Trustees of Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,

Governor

ATTEST: F. C. Elliot, Secretary

Trustees I. I. Fund

The bid from Mr. and Mrs. Griffin being the highest received, motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the offer of \$100.00 an acre. Upon vote the motion was adopted.

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A quorum of the Trustees not being present July 6, Dade County sale was postponed until this date, the Trustees having agreed to advertise certain land for objections only, based on application from David D. Phillips, on behalf of Joseph T. Birocco, with offer of \$1000.00 an acre. The following notice was published in the Miami Herald on June 6, 13, 20, 27 and July 4, 1948:

Tallahassee, Florida, June 3rd, 1948

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. July 6th, 1948, the land in Dade County, described as follows:

1.83 acres of submerged land in Bay Biscayne adjacent to Tract "A" of Searento, Section 33, Township 52 South, Range 42 East.

The Purchaser is required to pay the advertising cost.

THE TRUSTEES OF INTERNAL IMPROVEMENT FUND reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,  
Governor

ATTEST: F. C. Elliot, Secretary  
Trustees I. I. Fund

No objections having been presented, motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the offer of \$1,000.00 an acre and confirm sale in favor of Joseph T. Birocco. Upon vote motion was adopted.

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Offer of \$25.00 an acre was presented from T. W. Conely, on behalf of H. J. Crouch, for purchase of

Approximately 25 acres of Lake Front property in Section 36, Township 37 South, Range 35 East, Okeechobee County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees decline the offer from Mr. Crouch and make counter proposal to advertise the land for competitive bids provided applicant will agree to pay not less than \$35.00 an acre on date of sale. Upon vote the motion was adopted.

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Application was presented from C. W. Foxworth with offer of \$12.00 an acre for the following described land:

Section 32, Township 5 South, Range 29 East, Containing 626 acres in St. Johns County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees agree to advertise the land for competitive bids based on offer from Mr. Foxworth. Upon vote the motion was adopted.

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Offer of \$5.00 an acre was presented from E. E. Hazard on behalf of Robert C. Lechner, for purchase of

28 acres of overflowed lands in Section 26, Township 1 South, Range 26 East, Duval County.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees agree to advertise the land for objections only based on offer from Mr. Lechner. Upon vote the motion was adopted.

W. W. Shealy makes application for five-year timber lease covering State owned land described as follows and which was under lease #267, expired:

NE $\frac{1}{4}$  of Section 28, Township 2 North, Range 6, East;  
W $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 34, Township 3 North, Range  
6 East; All of the unsurveyed land, and other water  
bottoms belonging to the Trustees of the Internal  
Improvement Fund;

Comprising that area known as Lake Micosukee in  
Township 2 North, Ranges 3 and 4 East, embracing  
approximately 9144 acres in Jefferson County.

\$12.00 per thousand feet was offered for all merchantable  
timber to be removed.

Motion was made by Mr. Larson, seconded by Mr. Gay, that  
the Trustees authorized lease as requested at the price offered.  
Upon vote the motion was adopted.

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Consideration was requested on application from Russel  
Snow, on behalf of Harold Hendry and Robert S. Hill, with  
offer of \$25.00 annually for ten-year lease on an island de-  
scribed as:

Long Point, lying immediately West of Lot 4, Section  
15, Township 24 South, Range 37 East, Brevard  
County,

to be used as a private hunting and fishing camp.

Motion was made by Mr. Larson, seconded by Mr. Gay,  
that the Trustees accept the offer and authorize ten-year lease  
as applied for. Upon vote the motion was adopted.

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Application was presented from W. A. McMullen, Jr., County  
Engineer, requesting conveyance to Pinellas County of the  
following described right of way:

58.92 acres of land in Section 32, Township 29 South,  
Range 15 East, Pinellas County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that  
the Trustees grant request from Pinellas County and authorize  
conveyance of the land for right of way purposes. Upon vote  
the motion was adopted.

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Mr. Wells reported that Florida Ramie Products, Inc., holder  
of Contract #18986, dated November 18, 1944, has asked that

its contract be cancelled as they are unable to carry out their plans in that area. A total of \$23,248.54 has been paid the State on 4157.65 acres in Sections 3, 4, 5, 9, 10, 15, 21 and 22, Township 43 South, Range 39 East, at the rate of \$10.00, \$12.50 and \$15.00 per acre, and the Company has received deed to only 641.78 acres; also they have paid taxes on the land since 1944. The Company has returned the contract and asked to be relieved of further payments. Mr. Wells recommended that the request be granted and that he be authorized to place the land back on the list of Palm Beach County land.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees grant request from Florida Ramie Products, Inc., cancel the contract, and place the lands on the open list. Upon vote the motion was adopted.

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Application was presented from George H. Salley, on behalf of M. M. Weiss, offering fifty cents (50¢) an acre annually for five or ten years grazing lease covering the following described land:

Section 14, Township 50 South, Range 39 East, Broward County, Florida.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize five year grazing lease in favor of Mr. Weiss at the price offered. Upon vote the motion was adopted.

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Offer of \$40.00 an acre was presented from George H. Salley, on behalf of M. M. Weiss, for purchase of the following described land:

S $\frac{1}{2}$  of Section 32, Township 50 South, Range 39 East, Containing approximately 160 acres in Broward County, located east of State Road #25.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize the land advertised for competitive bids based on offer of \$40.00 an acre. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that the following salaries, including raises as recommended by the Secretary, and necessary and regular expenses be approved and that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Secretary & Engineer.....	\$ 525.00
A. C. Bridges, Accountant.....	366.66

M. O. Barco, Sec., Land, Taxes & Records.....	241.66
Jentye Dedge, Sec., Clerk, Records & Minutes.....	293.66
Bonnie G. Shelfer, Clerk.....	196.66
T. T. Turnbull, Attorney.....	500.00
Myra J. Oswald, Secretary.....	210.00
W. B. Granger, Rent Agent.....	50.00
Mary Clare Pichard, Secretary.....	103.33
Sinclair Wells, Land Agent.....	50.00
Ruth N. Landers, Maid.....	20.00
Carlyle Ausley, C. C. C. Marion County Ocala, Florida — Recording Fee.....	1.85
The H. & W. B. Drew Co., Jacksonville, Fla.....	109.50
Hunt & Salley, Miami, Florida Expenses in Burlingame Island case.....	123.88
State Improvement Commission, Tallahassee, Fla. Supervision fee alterations to basement of new south wing of Capitol.....	427.01
Jack Culpepper, Tallahassee, Fla. Alterations to basement, south wing.....	150.00
Hon. C. M. Gay, Comptroller Tallahassee, Fla.....	109.77
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TOTAL.....	\$3,478.98

Financial statements for the month of June are as follows:

UNDER CHAPTER 610  
FINANCIAL STATEMENT FOR THE MONTH OF  
JUNE, 1948

Balance as of June 1, 1948.....\$1,286,787.04

Receipts for the Month

Land Sales.....	\$ 61,146.70
Land Sales — Chapter 14717.....	250.00
Sale of Copies of Trustees I. I. Minutes	7.00
Refund of 1946 & 1947 Everglades Drainage District Taxes.....	3,652.33
Interest on Contracts.....	12.04
Restoration of Wt. No. 60646, dated 10-31-47, Payee M. O. Barco (over 6 months old).....	163.15
Campsite Leases.....	75.00
Farm Leases.....	383.20
Mineral Lease.....	25.00
Miscellaneous Leases.....	330.76
Grazing Leases.....	560.00
Timber Leases.....	1,589.28
Sand & Shell Leases.....	\$1,609.47

Less Returned Check.....	170.00	1,439.47
Total Receipts for the Month.....	69,633.93	69,633.93
TOTAL .....		\$1,356,420.97
Less Disbursements for the Month.....		40,730.21
BALANCE AS OF JUNE 30, 1948.....		\$1,315,690.76

## DISBURSEMENTS FOR THE MONTH OF JUNE, 1948

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
6-2-48	249260	Ted Cabot, CCC.....	\$ 1,502.62
	249259	J. Edwin Larson, State Treasurer— Transfer to General Revenue.....	5,010.44
6-30-48	223898	F. C. Elliot.....	411.51
	223899	M. O. Barco.....	172.45
	223900	Jentye Dedge.....	247.60
	223901	W. B. Granger.....	47.50
	223902	A. C. Bridges.....	297.10
	223903	Julius F. Parker.....	448.70
	223904	Geraldine Davis.....	224.90
	223905	T. T. Turnbull.....	347.00
	223906	Bonnie G. Shelfer.....	152.10
	223907	Sinclair Wells.....	47.50
	223908	Ruth N. Landers.....	20.00
6-21-48	264959	Southeastern Telephone Company..	11.95
	264960	Western Union Telegraph Company	1.35
	264961	Capital Office Equipment Company	10.00
	264962	H. & W. B. Drew Company.....	103.20
	264963	J. F. Cochran, Postmaster.....	4.48
	264964	Parker, Foster & Wigginton.....	17.28
	264965	Julius F. Parker.....	175.11
	264966	F. C. Elliot.....	9.68
	264967	Sinclair Wells.....	133.42
	264968	State Treasurer—Transfer to Principal State School Fund.....	5,726.86
	264969	State Treasurer—Transfer to State Bd. of Conservation— Oyster Conservation Fund.....	958.96
6-29-48	269231	M. O. Barco.....	163.15
6-30-48	274259	W. T. Hull, CCC.....	1.50
	274260	F. C. Elliot.....	23.61
	274261	Ausley, Collins & Truett.....	7,913.42
	280127	State Treasurer—Transfer to Principal State School Fund.....	15,299.61
	280128	State Treasurer—Transfer to State Bd. of Conservation— Oyster Conservation Fund.....	868.24

5% Retirement Fund.....	68.17
Withholding Tax.....	310.80

TOTAL DISBURSEMENTS FOR  
THE MONTH OF JUNE, 1948.....\$40,730.21

U. S. G. S. CO-OPERATIVE FUND

Balance as of June 1, 1948.....	\$ 2,256.17
Receipts for the Month.....	-0-
Less Disbursements for the Month.....	-0-
BALANCE AS OF JUNE 30, 1948.....	\$ 2,256.17

UNDER CHAPTER 18296

Balance as of June 1, 1948.....	\$ 70,519.39
Receipts for the Month.....	7,333.42
TOTAL .....	77,852.81
Less Disbursements for the Month.....	26,099.00
BALANCE AS OF JUNE 30, 1948.....	51,753.81

DISBURSEMENTS FOR THE MONTH OF JUNE, 1948

<i>Warrant</i>			<i>Amount</i>
<i>Date</i>	<i>No.</i>	<i>Payee</i>	
6-2-48	248613	J. Edwin Larson	
		ST Transfer to GR.....	\$15,000.00
6-3-48	249543	G. L. Queen.....	76.00
6-30-48	269682	J. Edwin Larson	
		ST Transfer to GR.....	10,000.00
	22714	Ernest Hewitt.....	301.00
	22715	J. R. Roberts.....	204.85
	22716	M. O. Bareo.....	23.75
	22717	Jentye Dedge.....	28.00
	22718	F. C. Elliot.....	47.50
	22719	Elizabeth M. Goode.....	160.40
	22720	Mary Clare Pichard.....	178.20
		5% Retirement Fund.....	24.50
		Withholding Tax.....	54.80

TOTAL DISBURSEMENTS FOR  
THE MONTH OF JUNE, 1948.....\$26,099.00

SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following report of bids received for

lands under Chapter 18296, with information that the bids are regular in all respects and are submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	7/12/48	1
Bay	6/28/48	27
Clay	6/26/48	2
Dade	7/2/48	4
Dade	7/7/48	15
Duval	5/26/48	42
Escambia	7/12/48	5
Flagler	5/3/48	7
Flagler	6/7/48	1
Flagler	7/5/48	13
Hardee	4/5/48	5
Highlands	7/5/48	1
Hillsborough	6/22/48	4
Lee	6/28/48	2
Levy	6/14/48	1
Osceola	7/6/48	17
Pasco	7/5/48	2
Polk	6/30/48	4
Putnam	7/3/48	5
St. Johns	6/22/48	21
Sarasota	6/21/48	17
Seminole	6/28/48	4
Sumter	7/5/48	5
Taylor	7/2/48	10
Volusia	6/7/48	1
Volusia	6/26/48	7
Volusia	7/5/48	7
Washington	7/3/48	1

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees approve the report of bids and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Mr. Elliot presented applications for correction deeds, all of which have been approved by the Attorney General's office for correction.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees approve issuance of the following correction deeds:

Alachua County Deed No. 1685-COR. to W. W. Thomas—Correction of description of subdivision;  
 Broward County Deed No. 2194-EDDJ—COR. to Pat Burns Enterprises, Inc.—Correction of description;

Dade County Deed No. 925-COR. to The Lake Butler Corporation—Correction of name of grantee;  
 Duval County Deed No. 3591-COR. to Clayton H. Moore—Correction in name of grantee;  
 Hillsborough County Deed No. 4162-COR. to William G. Long—Correction of description;  
 Hillsborough County Deed No. 4653-COR. to City of Plant City—Addition of certificate covering land.

Upon vote the motion was adopted and the deeds ordered executed.

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Request was presented from City of Plant City for correction deed covering a parcel of Murphy Act land 660 feet square in Section 36, Township 28 South, Range 21 East, Hillsborough County, conveyed by Trustees to Sam Feinberg in Hillsborough County Deed #4161 dated 10-8-'45.

Mr. Elliot explained that the description given was good but it could be clarified, and recommended that conveyance be made in favor of the City of Plant City, under provisions of Chapter 21684 of 1943, describing the parcel more fully.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the recommendation of Mr. Elliot be approved and supplemental deed be issued to Plant City, Florida, giving clearer description of the land conveyed in Deed #4161. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Larson, that the following quitclaim deeds be authorized for the purpose of releasing reservations for State Road right of way, all having been approved by the State Road Department:

Palm Beach Q.C. Deed No. 1475 to O. D. Priest, Jr.;  
 Orange County Q.C. Deed No. 383 to Phillip K. Moore and Jennie L. Moore;  
 Pinellas County Q.C. Deed No. 2117 to Eulah H. Connolley.

Upon vote the motion was adopted and deeds ordered executed.

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Application was presented from the State Road Department for right of way through Volusia County land described as:

Lot 26, Block 26—Section "A" of Rio Vista

All Lot 14, Block 13, Plat of Section "B" of Rio Vista and desired in connection with State Road #5.

Motion was made by Mr. Gay; seconded by Mr. Larson, that the Trustees authorize right of way easements in favor of the State Road Department covering the land described. Upon vote the motion was adopted.

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Offer of \$5.00 was submitted from E. J. Hendrickson for release of oil and mineral rights reserved by the Trustees in Dade County Deed No. 010-Ch. 21684—City of Hialeah, as it applies to the following described land:

Lots 20, 21 and 22, Block 119—Third Addition to Hialeah, Florida.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize release of reservations requested upon payment of \$5.00. Upon vote the motion was adopted.

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Request was presented from Mrs. Marian C. Dolive, on behalf of heirs of her mother, Mrs. Fannie D. Clark, former owner, that the Trustees release oil and mineral reservations on lots within the City of Jacksonville, reserved in Duval County Deed #3041 issued to heirs of Fannie D. Clark.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize release of the oil and mineral reservations on

Part of Lot 1, Section 2, Township 2 South, Range 26 East, Duval County

upon payment of \$5.00. Upon vote the motion was adopted.

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Offer of \$16.75 was presented from Hillsborough County for conveyance of

Lots 1 to 34 inclusive, Block H—Mango Hills, Section 3, Township 29 South, Range 20 East, Hillsborough County, Florida.

Information was furnished that the offer is equal to one-fourth of the 1932 assessed value.

Motion was made by Mr. Gay; seconded by Mr. Larson, that the Trustees accept offer from Hillsborough County for the lots described and authorize conveyance under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

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Offer of \$140.00 was presented from the City of Haines City for purchase of the following described Murphy Act land:

Lots 1 to 8, inclusive, Block 94, W. T. Harrison Sub. of Section 28, Township 27 South, Range 27 East, Polk County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustee accept the offer, which is one-fourth of the 1932 assessed value, and authorize conveyance under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

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Mr. Elliot presented the following applications for reduction of base bid on Murphy Act land in Putnam County, with recommended bid for advertising:

W. F. Tilton—Approximately 98 acres in Section 24, Township 9 South, Range 27 East;

$\frac{1}{4}$  of 1932 assessed value, \$872.50; Recommend \$500.00.

Q. I. Roberts—13 acres in Section 15, Township 9 South, Range 25 East;

$\frac{1}{4}$  of 1932 assessed value, \$135.00; Recommend \$85.00.

Q. I. Roberts—Approximately 7 acres in Town site of Carraway;

$\frac{1}{4}$  of 1932 assessed value, \$80.00; Recommend \$65.00.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize the lands covered by the three applications advertised for sale with base bids as recommended. Upon vote the motion was adopted.

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Requests were presented from Bay, Calhoun, Escambia, St. Johns, Sarasota and Sumter Counties for cancellation of Murphy Act certificates erroneously certified to the State, with information that the Attorney General's office had recommended disclaiming interest in said certificates.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees disclaim interest in the certificates as recommended by the Attorney General and notify the Comptroller's office of such action. Upon vote the motion was adopted.

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Mr. Elliot reported that in the case of lands comprising the bottoms of meandered lakes, which erroneously came to the State under Chapter 18296, he recommended that the Trustees authorize that deeds be drawn under the Murphy Act in favor of the Trustees of the Internal Improvement Fund acting under Chapter 610, in order that the records be clear as to title in the property.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve the recommendation of Mr. Elliot and adopt it as the action of the board, authorizing execution of the deeds covering the property mentioned. Upon vote the motion was adopted.

Information was furnished that the United States was relinquishing Leases No. W-2287-eng-15-208 and No. W-09-026-eng-981, covering Sarasota County land, such releases to be effective as of August 16, 1948.

The notice was ordered filed, and instructions given that the land be opened for sale.

Motion was made by Mr. Gay, seconded by Mr. Larson and adopted that the following salaries, including raises as recommended by the Secretary, and necessary and regular expenses be approved and the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper.....	\$ 331.66
J. R. Roberts, Clerk.....	241.66
Elizabeth M. Goode, Clerk-Bookkeeper.....	206.66
Mary Clare Pichard, Secretary.....	103.33
F. C. Elliot, Secretary & Engineer.....	50.00
M. O. Barco, Sec., Land, Taxes & Records.....	25.00
Jentye Dedge, Sec., Clerk, Records & Minutes	28.00
Southeastern Telephone Co., Tallahassee, Fla.	7.15
Western Union Telegraph Co.....	1.46
Capital Office Equipment Co., Tallahassee.....	11.03
Burroughs Adding Machine Co., Atlanta, Ga....	24.65
Orren Davis, c/o Geo. E. Evans, C.C.C.	
Alachua County—Gainesville, Fla.	
Refund part deed #1823.....	49.50
Dixie Lime Products Co., c/o Carlyle Ausley, C.C.C. Marion County—Ocala, Fla.	
Refund part deed #972.....	92.50
<b>TOTAL.....</b>	<b>\$1,172.60</b>

Upon motion duly adopted, the Trustees adjourned.

MILLARD F. CALDWELL,  
Governor

ATTEST: F. C. Elliot, Secretary

Tallahassee, Florida

August 3, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Millard F. Caldwell, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer

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Sinclair Wells, Land Clerk

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Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve the Minutes dated June 22, 29 and July 7, 1948, as presented by the Secretary, each member of the Board having been furnished with copy of each. Upon vote the motion was adopted.

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Mr. Wells reported that on June 22, the Trustees authorized advertisement of Dade County land for objections only, based on offer of \$750.00 an acre from Ben C. Willis on behalf of Arthur V. Davis. Pursuant to such action the following notice was published in the Miami Herald on July 2, 9, 16, 23 and 30, 1948:

Tallahassee, Florida, June 29th, 1948

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. August 3rd, 1948, the land in DADE COUNTY, described as follows:

Commence at the NW Corner of Fractional Section 4, Township 55 South, Range 41 East, Dade County, Fla., thence due South along the West line of said Frac. Section 4 for a distance of 1,550 feet to the point of beginning of the tract of sub-merged land herein described; thence North 70 degrees 00' 00" East for a distance of 660 feet to a point; thence South 12° 30' 00" West for a distance of 400 feet to a point; thence South 32° 30' 00" West for a distance of 450 feet to a point; thence South 39° 22' 09.5" West for a distance of 460.09 feet to a point on the West line of Fractional Section 4 as aforesaid; thence due north

along the West line of said Fractional Section 4 for a distance of 900 feet to the point of beginning of the tract of submerged land herein described, containing 8.35 acres, more or less.

The purchaser is required to pay the advertising cost.

The Trustees of Internal Improvement Fund reserves the right to reject the sale.

BY ORDER OF the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,  
Governor

ATTEST: F. C. Elliot, Secretary.

Trustees I. I. Fund

Upon the land being called out and no objections filed, motion was made by Mr. Larson, seconded by Mr. Gay, that sale be confirmed in favor of Mr. Davis at the price offered. Upon vote the motion was adopted.

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Pursuant to application from Jenkins Dolive with offer of \$300.00 an acre for sovereignty land in Orange County, the Trustees authorized advertisement of the land for objections only, and the following notice was published in the Orlando Sentinel-Star on July 2, 9, 16, 23 and 30, 1948:

Tallahassee, Florida, June 29th, 1948

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. August 3rd, 1948, the land in ORANGE COUNTY, described as follows:

Beg. 20 feet East and 954 feet South of the NW Corner of Lot 69 of Gatlin with Hobb's Subdivision, as recorded in Misc. Book "4", Page 177, Public Records of Orange County, Florida, run South 138.61 feet to Lake Conway; thence North-easterly along the shore of lake to the prolongation of the East line of Description No. 1, thence North 78.96 feet to the SE Cor. of description No. 1; thence Westerly to the Point of Beginning, con-

taining .44 of an acre in Section 18, Township 23 South, Range 30 East.

The purchaser is required to pay the advertising cost.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,  
Governor

ATTEST: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out and no objections filed or presented, motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees approve sale of the land in favor of Mr. Dolive at the price offered. Upon vote the motion was adopted.

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Pursuant to application from Thomas R. Rowland, presented to the Trustees June 22, with offer of \$200.00 an acre for Pinellas County land, advertisement for objections only was authorized. The following notice was published in the Clearwater Sun on June 2, 9, 16, 23 and 30, 1948:

Tallahassee, Florida, June 29th, 1948

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. August 3rd, 1948, the land in PINELLAS COUNTY, described as follows:

Begin at the SE Corner of Lot 2, Block 2, Gorra Subdivision as recorded in Plat Book 1, Page 44 of the public records of Pinellas County, Florida, and run thence West along the south line of said Lot 188.4 ft., thence South 48.1 ft. for P.O.B., thence South  $1^{\circ} 05' 00''$  West 165.0 ft., thence North  $88^{\circ} 55' 00''$  West 337.0 ft., thence North  $1^{\circ} 05' 00''$  East 185.0 ft., thence South  $88^{\circ} 55' 00''$  East 227.8 ft., thence South  $1^{\circ} 05' 00''$  20.0 ft., thence South  $88^{\circ} 55' 00''$  East 109.2 ft., to P.O.B. containing 1.38 acres.

The purchaser is required to pay the advertising cost.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,  
Governor

ATTEST: F. C. Elliot, Secretary

Trustees I. I. Fund

Upon the land being called out and no objections being presented, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees confirm sale in favor of Mr. Rowland at the price offered. Upon vote the motion was adopted.

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Offer of fifty cents (50¢) an acre was presented from T. W. Conely, Jr., on behalf of S. J. Davis, for grazing lease on the following described land:

Lake Bottom land in Section 5, Township 38 South, Range 35 East, Okeechobee County, containing 94 acres.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees decline to lease at the price offered and make counter proposal to issue five-year grazing lease on the basis of one dollar (\$1.00) per acre annually for the land applied for. Upon vote the motion was adopted.

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Mr. Wells presented request from the United States Engineers for use of a spoil area in Lake Okeechobee, designated as Re-Handling Spoil Area No. 12, Revised, being a parcel or tract of land lying contiguous to the landward (Southwesterly) boundary of levee right of way of the Caloosahatchee River and Lake Okeechobee Drainage area project in the SE $\frac{1}{4}$  of Section 34, Township 43 South, Range 35 East, containing 9.18 acres in Palm Beach County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees grant right of way easement in favor of the United States covering the parcel of land described. Upon vote the motion was adopted.

Offer of \$10.00 an acre was presented from Thomas B. Jones for the following described land:

SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 11, Township 1 South, Range 11 West, containing 40.03 acres in Calhoun County, Florida.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees advertise the land for competitive bids based on offer of \$10.00 an acre from Mr. Jones. Upon vote the motion was adopted.

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Offer of \$1000.00 an acre was presented from S. D. Haynsworth, on behalf of Riverview Holding Company, for the following described land:

Approximately  $\frac{1}{3}$  acre of bay bottom land in Lot 1, Block 5—Haynsworth Village Subdivision, Dade County, Florida,

said land being adjacent to upland property of applicant.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize advertisement of the land for objections only, based on offer from Riverview Holding Company. Upon vote the motion was adopted.

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Offer of \$5.00 an acre was presented from Earl S. Roger for Lot 1, Section 1, Township 44 South, Range 27 East, Containing 39.94 acres in Lee County, Florida.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees decline the offer and make counter proposal to advertise the lot for competitive bids provided Mr. Roger would agree to pay not less than \$7.50 an acre on date of sale. Upon vote the motion was adopted.

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Consideration was given to application from George H. Salley, on behalf of M. M. Weiss with offer of \$40.00 an acre for the following described land:

All of Section 28, Township 50 South, Range 40 East, lying North of South New River Canal, Containing 427.61 acres in Broward County, Florida.

Mr. Wells reported that this land was being used by the Future Farmers of America for grazing purposes, but their project had not developed and they had agreed to release the tract for sale.

Motion was offered by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize advertisement of the land described for competitive bids based on offer from Mr. Weiss. Upon vote the motion was adopted.

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Offer of \$5.00 an acre was presented from Clarence J. Zimmerman for purchase of

S $\frac{1}{2}$  of SE $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$ , S $\frac{1}{2}$  of SW $\frac{1}{4}$  and W $\frac{1}{2}$  of SE $\frac{1}{4}$ , Section 27, Township 46 South, Range 27 East, Containing 240 acres in Lee County.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees decline offer from Mr. Zimmerman and make counter proposal to advertise the land for competitive bids provided applicant will offer not less than \$7.50 an acre on date of sale. Upon vote the motion was adopted.

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The following bids were presented for printing 150 to 200 copies, 25 of which would be bound in leather and the remainder in paper, of Volume 26—Minutes of the Trustees of the Internal Improvement Fund for the fiscal year—July 1, 1946 to and including June 30, 1948:

Artercraft Printers.....	\$ 5.75 per page
Capital City Publishing Company.....	6.00 " "
H. & W. B. Drew Company.....	4.75 " "
Rose Printing Company.....	5.25 " "

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the bid of H. & W. B. Drew Company, Jacksonville, Florida, the lowest bid, for printing Volume 26, Minutes of the Trustees. Upon vote the motion was adopted.

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As information to the Trustees, the following report was presented from Coastal Petroleum Company: Wright # 1 Well—Lease #224-B—Drilling Block #5 located on privately owned land in Section 7, Township 30 South, Range 17 East, Pinellas County. Drilling began February 14, 1948—discontinued June 30, 1948. Drilled to depth of 11,507 feet, resulting in a dry hole.

Requirements of the contract have been complied with, except as to plugging the well, permit for which has been granted by the Conservation Department.

The report was ordered filed as information.

Report was presented from Gulf Oil Corporation, covering an area west of Big Pine Key well in the Key West area. Information furnished was that conclusions based on instrument disclosures appear disappointing.

Report was ordered filed as information.

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Request was presented from Sarasota County that the Trustees cancel Homestead Entry No. 5-C in the name of James Earnest Grant, Jr., for the reason that applicant is unable to fulfill the provisions of the Act and asks cancellation of the entry.

Land covered by the entry is owned by the County of Sarasota and is described as:

NE $\frac{1}{4}$  of NE $\frac{1}{4}$ , less 14.86 acres to Houle, South and East of hard road, in Section 23, Township 36 South, Range 18 East, containing 25 acres.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize cancellation of homestead entry as requested by Mr. Grant. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

The secretary presented the following report of bids received for lands under Chapter 18296, with information that the bids are regular in all respects and are submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	7/21/48	11
Brevard	6/30/48	39
Columbia	7/20/48	2
Dade	7/21/48	6
Escambia	7/12/48	1
Escambia	7/27/48	17
Gadsden	7/12/48	1
Hendry	7/19/48	10
Hernando	7/26/48	1
Hillsborough	7/19/48	16
Indian River	7/19/48	9
Lake	7/12/48	2
Marion	6/7/48	65
Nassau	7/19/48	1
Orange	7/5/48	10
Osceola	7/12/48	107
Washington	7/27/48	1

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Applications were presented for release of State Road reservation in deeds heretofore issued by the Trustees and information was furnished that the State Road Department has recommended release in each case submitted.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the following deeds be executed for releasing the road right of way as recommended by the State Road Department:

- Broward County Q.C. Deed No. 2896 to B. W. Butler
- Clay County Pt. Q.C. Deed No. 54 to John McDowall and Anne S. McDowall
- Dade County Q.C. Deed No. 1171 to Fannie E. Redd and J. D. Redd
- Dade County Pt. Q.C. Deed No. 2228 to George Sparr and Julia Sparr
- Hillsborough County Q.C. Deed No. 1355 to Otis L. Tennant
- Hillsborough County Q.C. Deed No. 909-COR. to Judge Emory, Jr. and Nell Sibyl Emory
- Hillsborough County Q.C. Deed No. 2740 to William Curtis Reed and Jean Anne Reed
- Hillsborough County Q.C. Deed No. 2752 to C. W. Hill and Leota Kathryn Hill
- Hillsborough County Q.C. Deed No. 3243 to Samuel George and Mary E. George
- Hillsborough County Q.C. Deed No. 3449 to Paul Herbert Gonzalez
- Hillsborough County Pt. Q.C. Deed No. 4627 to Paul Nelson
- St. Lucie County Pt. Q.C. Deed No. 202 to M. D. Hunt
- St. Lucie County Pt. Q.C. Deed No. 409 to Everett Green and Evelyn Green.

Upon vote the motion was adopted.

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Four applications were considered from the State Road Department for right of way easements across Murphy Act land in Brevard and Volusia Counties desired in connection with State Roads #3 and #5.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize execution of the following easements in favor of the State Road Department:

Brevard County, State Road #3—Sec. 7013

SRD. #32—Lot 7, Plat of Georgiana in Sections 24 and 25, Township 25 South, Range 36 East, and in Sections 19 and 30, Township 25 South, Range 37 East;

Volusia County, State Road #5—Sec. 9903

SRD. #534—Easterly 13.4 feet of Lot 52, Block 3, Plat of Rio Vista Gardens—550 square feet;

SRD. #541-C—That portion of Lot 38, Block 3, Plat of Rio Vista Gardens lying within 50 feet of survey line of State Road #5, being a strip of land across the Easterly end of Lot 38, 11.2 feet wide at the Southerly end and 11 feet wide at the northerly end containing 455 square feet, more or less;

SRD. #565—That portion of Easterly 611 feet of Lot "A" of Assessor's Subdivision of Grant Lot 14, Ormond, lying within 50 feet of survey line of State Road #5, Section 42-14-32.

Upon vote the motion was adopted.

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Request was presented from V. F. Crotts for release of oil and mineral reservations in Franklin County Deed #317 covering the following described land:

Lots 3, 4, 5, 6, 7 and 8, Block 2—Neels Addition to Apalachicola.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize release of the reservations requested upon payment of \$5.00. Upon vote the motion was adopted.

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Offer of \$30.00 was presented from City of Palmetto for conveyance of the following described property:

Lots 20 and 24, Block "D"—North Main Street Addition—Section 14, Township 34 South, Range 17 East, Manatee County.

Information was furnished that the amount offered was equal to one-fourth of the 1932 assessed value.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize conveyance, under provisions of Chapter 21684 of 1943, of the lots described in favor of the City of Palmetto at the price offered. Upon vote the motion was adopted.

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Consideration was given to request from International Minerals & Chemical Corporation for release of oil and mineral reservation in Polk County Deed #3282 issued to them January 23, 1948, covering the following described land:

N $\frac{1}{2}$  of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 15, Township 31 South, Range 25 East.

Sketch was presented showing the location of the parcel as being surrounded by other land owned by the Company.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize execution of quitclaim deed releasing oil and mineral reservations upon payment of \$5.00. Upon vote the motion was adopted.

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Report was submitted that the Attorney General's office had approved disclaiming interest in certain Murphy Act certificates for which cancellation had been requested by the Clerks of the Circuit Courts of Alachua, Brevard, Sarasota and Wakulla Counties.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees agree to disclaim interest in the certificates as recommended by the Attorney General's office and recommend to the Comptroller that said certificates be cancelled. Upon vote the motion was adopted.

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Notice was presented from the United States that the Trustees cancel the following leases as there was no further need for the land:

Duval County Lease No. eng-W-09-026-998 Lots 3 and 4, Block 3—Cedar Bay Heights S/D of Section 8, Township 1 South, Range 27 East—Cancellation to become effective August 25, 1948;

Franklin County Lease No. W-2287-eng-1404 130 acres in Section 34, Township 8 South, Range 8 West, and in Section 2, Township 9 South, Range 8 West; cancellation to become effective August 27, 1948.

Transfer of funds under the Murphy Act to General Revenue was reported for the month of July as follows:

TRANSFER UNDER CHAPTER 20368  
FROM FUNDS UNDER CHAPTER 18296

J. Edwin Larson, State Treasurer  
For transfer to General Revenue Fund.....\$15,000.00

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Upon motion duly adopted, the Trustees adjourned.

MILLARD F. CALDWELL,  
Governor—Chairman

ATTEST: F. C. Elliot, Secretary

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Tallahassee, Florida

August 10, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, Offices of the Governor, at the Capitol.

Present: Millard F. Caldwell, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Secretary Elliot presented applications from J. H. McArthur, Clyde H. Wilson, and Williams & Dart, all of Sarasota, Florida, each applying to purchase Lots 9 and 11, Block "C," DeSoto Park Subdivision, Sarasota County, being lots title to which vested in the Trustees under provisions of Chapter 14572. Acts of 1929.

Appraised value of these lots several years ago was \$450.00 each. Mr. Elliot recommended a minimum price of \$500.00 each; that parties desiring to purchase submit sealed bids based on minimum of \$500.00 each, or that advertisement be inserted in local newspaper inviting bids and specifying that no bid will be considered which is for less than \$500.00 for each lot.

Motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that lots be advertised in a local newspaper and bids invited under condition outlined by Mr. Elliot.

Colonel A. G. Matthews, Chief Engineer, Division of Water Survey and Research, State Board of Conservation, presented to the Trustees the matter of assisting in South Florida Flood Control Project as proposed by U. S. Army Engineers. It was stated that while the project had been approved and approximately \$16,000,000 of Federal funds had been authorized and appropriated for beginning the work, studies for design and plans for the structures had not been undertaken and no Federal money was available for the purpose. Col. Matthews indicated that approximately \$150,000 would be required to cover the expense of design and plan studies of Army Engineers to April 30, 1949; also, that there was Federal authority for the Secretary of the Army to accept local contributions, subject to the approval of the Chairmen of the Appropriations Committees of the House and Senate in Congress; that the amount so contributed was subject to reimbursement to local interests if and when moneys therefor shall be made available by Congress.

It was believed that several months time would be saved in getting the work started if the design and plan studies could be begun immediately.

Mr. Elliot stated that in his opinion there was authority for the Trustees of the Internal Improvement Fund to make contributions, subject to re-payment, for assisting in drainage and reclamation of the land, and protection of the area against flood.

A discussion of the subject followed, whereupon motion was made by Mr. Larson, seconded by Mr. Gay, and adopted, that the Trustees make available \$60,000 toward design and plan studies for the South Florida Flood Control Project, said sum to be available to the U. S. Engineers for said purpose when other local interests shall have made available not less than an equal amount for the same purpose.

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Mr. Elliot stated that he has received from Virgil T. Gore on behalf of York-Hunt Co. of Houston, Texas, application to salvage from lands of the Trustees in Section 30, Township 55 South, Range 36 East, Dade County, covered by Humble Oil & Refining Company's Lease No. 338, casing in oil wells which have been abandoned. He recommended that where the land is owned by the Trustees and the wells have been abandoned and/or lease cancelled, such salvage of pipe be allowed under conditions to be incorporated in a permit for that purpose.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that under above circumstances the salvage work

be permitted, and a minimum charge for the pipe made of not less than 30¢ per linear foot.

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Mr. Sinclair Wells, Land Agent, presented application of E. Turner and Sons, Naples, Florida, for a shell lease covering an area in Collier County beginning with and including Naples Bay south to the southern boundary of Dollar Bay. They agree to pay \$15.00 per month minimum and 15¢ per cubic yard for shell removed.

Motion was made by Mr. Gay, seconded by Mr. Larson and adopted, accepting offer of E. Turner and Sons.

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Application of J. M. Boyd, County Engineer, Palm Beach County, on behalf of said county, was discussed, in which request is made for conveyance to the county of that part of the NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Sec. 20, Twp. 43 South, Rge. 37 E., lying east of the right of way of State Road No. 15, containing approximately 6.5 acres, to be used for public purposes.

Mr. Wells stated that this property is a part of the State Prison Farm at Belle Glade, located on the railroad.

Mr. Wells was directed to make investigation and find out what effect it would have on the prison property to dispose of this land.

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Mr. Wells discussed matter relating to Lease No. 18284 with Richlands, Inc., Palm Beach County. He stated there had been hurricane and floods last fall, and resulting damage to lands covered by this lease and to the levee and other works; that the company being unable because of this to make full payment of rent, he had agreed to extend payment, with interest at rate of 6% from due date; that because of repair work Richlands, Inc., made to the levee, which protects the Trustees' property as well as their lease, and which they claim cost approximately \$12,000, a request is now being made for reduction in rental to offset part of this expense borne by them. He suggested that one-half be paid by the Trustees.

Thereupon motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that credit of \$6,000 be allowed on this year's rental to Richlands, Inc., as participation by the Trustees in repair work to levee, et cetera.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, declining offer by Trafford Realty Company of \$200 for the sovereignty land in Section 16, Twp. 25 South, Rge. 37 East, Brevard County.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the following necessary and regular expenses be approved and that the Comptroller be requested to issue warrants in payment therefor:

Treasurer of the United States Washington, D. C.	
For cost of work performed by U. S.	
Geological Survey.....	\$ 1,756.17
C. M. Gay, Comptroller, Tallahassee, Fla.....	16.50
Julius F. Parker, Tallahassee, Fla.	
Expense account.....	61.79
Parker, Foster & Wigginton, Tallahassee,	
Expenses in Claughton case.....	17.58
Photostat Corporation, Providence, R. I.....	26.03
Capital Office Equipment Co., Tallahassee.....	2.65
L. W. Farmer	
c/o Mrs. W. A. Williams, CCC.	
Putnam County, Palatka, Fla.	
Refund all Deed #1912.....	35.00
TOTAL.....	\$ 1,899.22

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following report of bids received for lands under Chapter 18296, with information that the bids are regular in all respects and are submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Marion	8/2/48	4
Orange	8/2/48	6
Osceola	7/12/48	14
Pasco	8/2/48	1
St. Lucie	8/2/48	4
Sarasota	8/3/48	22

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees approve the report of bids and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

Mr. Elliot presented application from Willie Phillips and Queenie Phillips for deed to correct description in original Marion County Deed No. 1157, reporting that issuance of correction deed had been approved by the Attorney General's office.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the Trustees authorize execution of Marion County Deed No. 1157-COR. to Willie Phillips and Queenie Phillips for correcting description in original deed.

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Consideration was given to request of City of Tampa for deed from Trustees covering the north 140 feet of Lot 2 and the north 100 feet of Lots 3 and 4, Block 3, Richardson Place, Plat 1, page 140, Sec. 26, Twp. 29 South, Rge. 18 East, Hillsborough County, being included in and a part of the property in State and County Tax Sale Certificate No. 7518.

Mr. Elliot explained that title to the above lots, according to certificate of Clerk of the Circuit Court of Hillsborough County, was in City of Tampa prior to June 9, 1939, and recommended that deed be issued under Chapter 20424 at rate of \$1.00 per lot plus \$2.00 to make up minimum for deed.

Thereupon motion was made by Mr. Gay, seconded by Mr. Larson, and adopted, authorizing sale to City of Tampa as recommended by Mr. Elliot.

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Pursuant to request of Mr. Phillip A. Neuwirth, Attorney, Miami, motion was made by Mr. Gay, seconded by Mr. Larson and adopted, releasing oil and mineral reservations in deed to Claude Q. Willoughby, his client and title holder of Lot 17, Block 80, Amended Plat of First Addition to Hialeah, previously conveyed by Dade County Deed No. 010 Chap. 21684 to City of Hialeah, upon payment of \$5.00.

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Consideration was given to letter from A. J. Thomas, Clerk of Circuit Court, Bradford County, in which it is stated that approximately 2,000 acres of semi-overflowed and swamp lands in Bradford County which had vested in the State under the Murphy Act, might be sold if the Trustees would not include oil and mineral reservations in the deed.

Upon discussion, motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that the Trustees would agree to sell at a minimum price of \$1.00 per acre with oil and mineral reservations included, as it was not deemed advisable to relinquish such reservations.

Motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that Special Bid of Fred Weeks in amount of \$373.50 for 957 lots, Orange County Special Sale held August 2, 1948, be rejected, and that the Clerk of the Circuit Court be authorized to re-advertise and re-sell on base bid of \$475.00.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the following necessary and regular expenses be approved and that the Comptroller be requested to issue warrants in payment therefor:

Carlyle Ausley, CCC Marion County, Ocala, Florida, For recording deed.....	\$ 2.80
Western Union Telegraph Company Tallahassee, Florida.....	3.11
Southeastern Telephone Company Tallahassee, Florida.....	7.55
TOTAL.....	\$13.46

Upon motion duly adopted, the Trustees adjourned.

MILLARD F. CALDWELL,  
Governor—Chairman

ATTEST: F. C. Elliot, Secretary

Tallahassee, Florida  
August 17, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Millard F. Caldwell, Governor  
C. M. Gay, Comptroller  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Wells presented offer from Mrs. Alice C. Bailey, LaBelle, Florida, of \$1.00 an acre for five-year grazing lease on

212.3 acres of Sovereignty land in Sections 16 and 17,  
Township 42 South. Range 33 East, Glades County.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize execution of five-year grazing lease in favor of Mrs. Bailey at the price offered for the area described. Upon vote the motion was adopted.

Application was presented from the United States Naval Air Station at Miami, Florida, for temporary lease agreement covering the following described property:

NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 6, Township 50 South, Range 40 East, Containing 40 acres in Broward County.

Information was furnished that the Government desired exclusive use of the property for practice bombing target No. 2, and while the Future Farmers of America organization has permission to use this land, it is agreeable with them that the temporary agreement with the U. S. Navy be authorized.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize temporary lease in favor of the U. S. Navy for use of the property described. Upon vote the motion was adopted.

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Request was presented from the State Road Department that the Trustees convey to the Commissioners of Overseas Road and Toll Bridge District certain parcels of land described as:

Three Islands in Bay of Florida, located north of Key Vaca in the W $\frac{1}{2}$  of Section 9, Township 66 South, Range 32 East, Monroe County.

Upon discussion of the subject, motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees not make conveyance of the property but authorize temporary easement and in the event the Overseas Road and Toll Bridge should be merged with the State Road Department road system that conveyance of title could then be considered. Upon vote the motion was adopted.

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Two applications were presented for permits to salvage bombs and scrap metal in the Banana River, one from C. R. Fortenberry of Merritt Island, Florida, and the other from Joe Sumrall of Cocoa, Florida. Mr. Elliot explained that the material comprised non-explosive bombs used in target practice during the war in connection with United States Navy training base at Banana River, and according to information from applicants had been abandoned by the Navy.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize permits to applicants on the following conditions:

1. That one-fourth ( $\frac{1}{4}$ ) of the material recovered, either in quantity or value, be delivered to the Trustees;
2. That the applicant describe an area in which he proposes to work and from which material is to be recovered;
3. That license or permit shall not be exclusive;
4. That in other respects the permit or license granted shall follow the usual form as issued by the Trustees.

Upon vote the motion was adopted.

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Mr. W. G. Vaughn of Melbourne, Florida, and Messrs. Holland and Schopp, representing Florida Ore Processing Company, requested modification of Mineral Sand Lease No. 563 held by said company. It was explained that there had arisen the question of the high water mark as the water side boundary in connection with upland owners along the beach, it being difficult to determine whether sand was being taken from State property or from privately owned areas.

Mr. Holland reported that their explorations and borings had indicated that about the same amount of mineral sand was deposited above the ordinary high water mark as below, but under the contract with the State they were confined to excavating below the high water mark only, and the company desired to enter into contracts with upland owners for recovering the mineral sand from that part of the beach, title to which was in private ownership. It was suggested that the contract be amended as to payments in order that the company might make contracts with the adjacent riparian owners on a like basis for recovery of mineral sand on their property.

After full discussion of the proposal, motion was made by Mr. Gay, seconded by Mr. Mayo, that the matter be referred to Mr. Elliot, the Engineer, for making personal investigation on the ground with report of his findings to be made to the Trustees when completed. Upon vote the motion was adopted.

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Mr. Elliot presented letters from the following persons protesting the sale of Brevard County land, advertised for objections to be heard on September 21:

- R. C. Burns, Cocoa, Florida
- Noah B. Butt, Attorney for Brevard County, Cocoa, Fla.
- E. R. Calmes, Palm Beach, Florida
- E. R. Ensey, Cocoa, Florida.

Information was furnished that based on application from Mr. and Mrs. L. M. Crowder, adjacent owners of property on Banana River, Brevard County, the Trustees authorized the parcel advertised for objections only; that prior to publication of the notice of sale a news item appeared in a newspaper in that county, and without waiting to read the notice sent out by the Trustees, some of the letters scathingly denounced the Trustees for taking such action. Mr. Elliot further reported that he had answered all letters and explained the conditions of the proposed sale.

No action being necessary by the Trustees, the report was accepted as information, the protests to be filed for consideration when the sale is considered.

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Request dated August 12, 1948, was presented from Roger Weeks for refund of \$100.00, which amount was paid for lease dated August 29, 1947, for one year, covering the following described land, title to which vested in the Trustees under provisions of Chapter 14717, Acts of 1931—Everglades Act:

Tracts 60 and 61, Section 13, Township 42 South,  
Range 32 East, Containing 20 acres in Glades County,  
Florida.

Request for refund was on account of lessee not having used the land described in the lease.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees decline to refund amount paid on lease, for the reason that lessee has had lease right for almost one year. Upon vote the motion was adopted.

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Motion was made by Mr. Mayo, seconded by Mr. Gay, that the salary of Mr. Sinclair Wells, Land Clerk, be raised to \$100.00 per month, effective August 1, 1948. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Mayo and adopted, that the following salaries, payments to Principal State School Fund and Oyster Conservation Fund, and necessary and regular expense be approved and that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Engineer & Secretary.....	\$ 525.00
A. C. Bridges, Accountant.....	366.66
M. O. Barco, Sec., Land, Taxes & Records.....	241.66
Jentye Dedge, Sec., Clerk, Records & Minutes	293.66

Bonnie G. Shelfer, Clerk.....	196.66
T. T. Turnbull, Attorney.....	500.00
Myra J. Oswald, Secretary.....	210.00
W. B. Granger, Rent Agent.....	50.00
Mary Clare Pichard, Secretary.....	103.33
Sinclair Wells, Land Agent.....	100.00
Ruth N. Landers, Maid.....	20.00
J. Edwin Larson, State Treasurer Tallahassee, Florida To Principal of State School Fund under Sections 270-12-13-14 F. S. 1941.....	2,090.36
J. Edwin Larson, State Treasurer Tallahassee, Florida To State Board of Conservation for Oyster Conservation Fund under Chapter 24121, Acts of 1947.....	633.74
The H. & W. B. Drew Company Jacksonville, Florida.....	43.80
TOTAL.....	<u>\$5,374.87</u>

Financial Statements for the month of July are as follows:

UNDER CHAPTER 610

Balance as of July 1, 1948.....	\$1,315,690.76
Receipts for the Month	
Land Sales.....	\$13,313.75
Land Sales—Chapter 14717—Dade Co.	75.00
Refund of Everglades Dr. Dist. Taxes..	871.86
Interest on Contracts.....	29.94
Permit on an Area "Lake Pierce".....	5.25
Sale of Certified Copy of Trustees I I Minutes .....	2.00
Campsite Leases.....	125.00
Timber Leases.....	290.97
Sand, Shell & Gravel Leases.....	1,173.94
Mineral Lease.....	25.00
Miscellaneous Leases.....	184.54
Oil Lease.....	1,228.80
Grazing Leases.....	255.65
Total Receipts for the month.....	17,581.70
TOTAL .....	17,581.70
Less Disbursements for the month.....	7,659.80
BALANCE AS OF JULY 31, 1948.....	<u>\$1,325,612.66</u>

## DISBURSEMENTS FOR THE MONTH OF JULY, 1948

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
7-23-48	10268	Carlyle Ausley CCC.....	\$ 1.85
	10269	The H. & W. B. Drew Co.....	109.50
	10270	Hunt & Salley.....	123.88
	10271	State Improvement Commission.....	427.01
	10272	Jack Culpepper.....	150.00
7-28-48	11747	C. M. Gay, Comptroller.....	109.77
7-31-48	94444	F. C. Elliot.....	421.35
	94445	A. C. Bridges.....	310.53
	94446	M. O. Barco.....	185.88
	94447	Jentye Dedge.....	261.86
	94448	Bonnie G. Shelfer.....	165.53
	94449	T. T. Turnbull.....	432.10
	94450	Myra J. Oswald.....	176.40
	94451	W. B. Granger.....	47.50
	94452	Mary Clare Pichard.....	89.13
	94453	Sinclair Wells.....	47.50
	94454	Ruth N. Landers.....	20.00
7-16-48	5534	State Treasurer—Transfer to General Revenue.....	4,180.82
		5% Retirement Fund.....	81.99
		Withholding Tax.....	317.20
TOTAL DISBURSEMENTS FOR THE MONTH OF JULY, 1948.....			\$7,659.80

## U. S. G. S. CO-OPERATIVE FUND

Balance as of July 1, 1948.....	\$2,256.17
Receipts for the month.....	-0-
Disbursements for the month.....	-0-
BALANCE AS OF JULY 31, 1948.....	\$2,256.17

## UNDER CHAPTER 18296

Balance as of July 1, 1948.....	\$51,753.81
Receipts for the month.....	16,931.05
TOTAL .....	68,684.86
Less Disbursements for the month.....	16,172.60
BALANCE AS OF JULY 31, 1948.....	\$52,512.26

## DISBURSEMENTS FOR THE MONTH OF JULY, 1948

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
7-23-48	9919	Southeastern Telephone Co.....	\$ 7.15
	9920	Western Union Telegraph Co.....	1.46
	9921	Capital Office Equipment Co.....	11.03
	9922	Burroughs Adding Machine Co.....	24.65
7-30-48	12682	Orren Davis.....	49.50
	12683	Dixie Lime Products Co.....	92.50
7-31-48	13305	State Treasurer—Transfer to	
		General Revenue.....	15,000.00
	6326	Ernest Hewitt.....	315.26
	6327	J. R. Roberts.....	217.98
	6328	Elizabeth M. Goode.....	173.83
	6329	Mary Clare Pichard.....	103.33
	6330	F. C. Elliot.....	47.50
	6331	M. O. Barco.....	23.75
	6332	Jentye Dedge.....	28.00
		5% Retirement Fund.....	26.16
		Withholding Tax.....	50.50
TOTAL DISBURSEMENTS FOR THE			
MONTH OF JULY, 1948.....			\$16,172.60

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 SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following report of bids received for lands under Chapter 18296, with information that said bids are regular in all respects and are submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	8/10/48	16
Duval	5/26/48	2
Hamilton	8/9/48	1
Hendry	8/9/48	2
Hernando	8/9/48	1
Palm Beach	8/6/48	5
Palm Beach	8/6/48	2
Polk	7/30/48	2
Taylor	7/23/48	1

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

Request was presented for issuance of the following correction deeds which have been approved by the Attorney General's office:

Dade County Deeds Nos. 3223-COR. and 4574-COR. to Southern Financial Service Corp., for the purpose of giving the correct name of the corporation;  
 Bay County Deed No. 523-COR. to W. H. Laird, for the purpose of correcting the description.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize the execution of the correction deeds listed. Upon vote the motion was adopted.

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Application was presented from Frances Capell Harbican for release of the State Road reservation in deed issued by the Trustees conveying title to Dade County land.

The State Road Department having approved release of the reservation as to part of the land conveyed, motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize execution, of Dade County Quitclaim Deed No. Pt. 1148 to Frances Capell Harbican releasing the right of way as approved by the Road Department. Upon vote the motion was adopted.

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Request was presented from George A. Dodd for release of oil and mineral reservations in Franklin County Deed No. 288 conveying title to Lot 9, Block C-2, Apalachicola.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize release of reservation requested upon payment of \$5.00. Upon vote the motion was adopted.

---

Application was presented from Florida Power Corporation for permission to construct an electric transmission line across Murphy Act land in Pinellas County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize issuance of permit as requested through the following described land upon payment of \$53.51:

Lots 1, 2, 4, 5, 6, 7, 11 and 12, Block 11, Boulevard Park No. 2;  
 Lots 11 to 14 both inclusive, Block 2, Sunset View;  
 Lots 1 to 11, both inclusive, Block "C" Tropical Heights;

All in Section 34, Township 30 South, Range 16 East.

Upon vote the motion was adopted.

Application was presented from Clarence Hucceby of Sarasota, Florida, for homestead entry on the following described land in Sarasota County, title to which vested in the State under Chapter 18296 of 1937:

South 32 acres of SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 36, Township 36 South, Range 18 East, Sarasota County.

Information was furnished that the application was in order, all requirements of the law having been complied with.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees approve the application of Mr. Hucceby and authorize issuance of the proper entry. Upon vote the motion was adopted.

Motion was made by Mr. Mayo, seconded by Mr. Gay and adopted, that the following salaries under Chapter 18296 be approved and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper.....	\$ 331.66
J. R. Roberts, Clerk.....	241.66
Elizabeth M. Goode, Clerk-Bookkeeper.....	206.66
Mary Clare Pichard, Secretary.....	103.33
F. C. Elliot, Engineer and Secretary.....	50.00
M. O. Barco, Sec., Land, Taxes & Records.....	25.00
Jentye Dedge, Sec., Clerk, Records & Minutes.....	28.00
TOTAL.....	\$986.31

Upon motion duly adopted, the Trustees adjourned.

MILLARD F. CALDWELL,  
Governor—Chairman

ATTEST: F. C. Elliot, Secretary

Tallahassee, Florida  
August 31, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Elliot presented for approval Minutes of the Trustees dated July 20, August 3, 10, and 17, 1948, stating that copies had been furnished each member.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve the minutes presented. Upon vote the motion was adopted.

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Pursuant to action of the Trustees August 10, 1948, authorizing advertisement of Sarasota County lots, application for which had been received from J. H. McArthur, Searcy G. Keon, Clyde H. Wilson, and Williams and Dart, all of Sarasota, Florida, the following notice was published in the Sarasota Herald on August 22 and 29, 1948:

Tallahassee, Florida, August 18, 1948

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida will offer for competitive bids, by letter or by any one present, verbally, at 11:00 o'clock A.M., August 31, 1948, certain land in Sarasota County, described as follows:

Lots 9 and 11, Block "C", DeSoto Park, Section 31, Township 36 South, Range 18 East

Minimum bid which will be considered is \$500.00 for each lot. Purchaser to pay cost of advertisement.

Said Trustees reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,  
Governor—Chairman

ATTEST: F. C. Elliot, Secretary

Trustees I. I. Fund

The land was called out for sale and the only bid received was \$350.00 each lot from J. H. McArthur.

Mr. Elliot explained that title to these lots vested in the Trustees through county foreclosure under Chapter 14572 of 1929, and were appraised about two years ago at \$450.00 each; that the base bid was fixed at \$500.00 but a tax statement from the City of Sarasota shows liens held by the City in amount of \$354.82 which the purchaser will have to assume.

Upon consideration of the bid received, motion was made by Mr. Larson, seconded by Mr. Mayo, that action be deferred on the sale pending receipt of information from the Clerk of the Circuit Court of that county as to value of the lots. Upon vote the motion was adopted.

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Consideration was given to offer of \$300.00 an acre from Robert M. Avent, on behalf of Rochell S. Main, for purchase of

Approximately 0.52 of an acre of submerged land lying in Section 38, Township 3 South, Range 26 East, Duval County,

located adjacent to upland property of Mrs. Main.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize the land advertised for objections only, based on offer from Mrs. Main. Upon vote the motion was adopted.

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Request was presented from John Bollinger, on behalf of K. C. Smith for combination grazing and farm lease for a period of five years covering the following described land:

22.5 acres adjacent to Section 34, Township 43 South, Range 35 East, Palm Beach County.

For the five (5) acres to be farmed Mr. Smith offers \$10.00 an acre and the remaining 17.5 acres he agrees to pay \$1.00 per acre, or a total annual rental of \$67.50.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees agree to lease as requested by Mr. Smith at the prices offered. Upon vote the motion was adopted.

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Application was presented from A. O. Crosby for five (5) year grazing lease, with rental of fifty cents (50¢) an acre on the

Sovereignty lands in Lake Okeechobee, adjacent to Sections 22, 23 and 24, Township 40 South, Range 32 East, in Glades County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize grazing lease as requested for a period of five years at rental of fifty cents an acre annually. Upon vote the motion was adopted.

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Request was presented from J. R. Riley, Jr., representing Bessemer Properties, Inc., for two-year renewal of Lease #500

involving land at the south end of Jupiter Island, Palm Beach County. It was explained that there was no use to be made of the land and rental was \$150.00 for the two years.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees renew Lease #500 for a period of two years at the rental specified. Upon vote the motion was adopted.

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Consideration was given to request from Avon Park Chamber of Commerce that the Trustees convey title to the Highlands County School Board to the following described land:

Government Lot 1, Section 21, Township 35 South,  
Range 30 East, Containing 33.14 acres in Highlands  
County.

The land is desired for expansion of recreational facilities and natural parks of the county.

The subject was discussed and it was decided that it would not be good policy to convey title in the land, whereupon motion was made by Mr. Larson, seconded by Mr. Mayo, that the request be denied and that the offer be made to grant two year lease on the property without consideration. Upon vote the motion was adopted.

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Mr. Wells reported that he had requested the Attorney for the Trustees to take up with Sea Island Development Company its failure to comply with contract for purchase of

41.1 acres of land in Sections 10 and 15, Township  
31 South, Range 15 East, Pinellas County.

It was explained that N. W. Berger, representing the Company, agreed to purchase the property at a price of \$250.00 an acre; that the land was advertised for objections only and sale was held December 17, 1946; that no objections were filed and sale was confirmed in favor of Sea Island Development Company at the price offered; that the Company has not been able to make payments agreed upon and it is recommended that the Attorney take steps to quiet title to the lands involved.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees refer the matter to the Attorney for action as recommended. Upon vote the motion was adopted.

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Application was presented from A. R. Surles, Jr., with offer of \$8.00 an acre for

Sections 3, 26, 27, 28, 34 and 35, Township 46  
South, Range 34 East, Hendry County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize the land advertised for competitive bids based on offer from Mr. Surles. Upon vote the motion was adopted.

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Mr. LeRoy Collins, Mr. C. L. Bess and Mr. P. Ross Witham, representing East Coast Salvage Company of Stuart, Florida, presented application for permit to salvage scrap metal and materials along the East coast from St. Marys River to Key West, and other areas on land and in the water, for which they agree to pay the price fixed by the Trustees—twenty-five per cent (25%) of all sums received by lessee for salvaged material. The areas selected are located in Brevard, Broward, Dade, Lake, Monroe, Nassau and Polk Counties, Florida.

Mr. Bess informed the Trustees that the salvaged material would be sold to only one company and that it would be used for the defense program of the United States; that the company would furnish report each month of material sold, together with copy of invoices showing the price at which the metals would be sold.

Mr. Elliot called attention to the fact that several other parties had made inquiry in connection with salvaging this material, but no definite application had been received as yet; also that he understood Mr. Collins' clients would desire an exclusive permit on the areas selected.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize exclusive lease in favor of East Coast Salvage Company covering the areas mentioned, with definite description to be given in lease, upon payment of twenty-five per cent of amounts received from materials salvaged, bond to be furnished and the usual conditions required by Trustees to be embodied in the contract. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Citrus	7/12/48	2
Dade	8/25/48	11
Duval	7/8/48	24
Holmes	8/7/48	1
Holmes	8/16/48	6
Indian River	8/23/48	10

Lake	8/9/48	16
Manatee	8/10/48	8
Nassau	8/16/48	3
Putnam	8/7/48	13
Santa Rosa	8/2/48	1
Volusia	8/2/48	14

Motion was made by Mr. Mayo, seconded by Mrs. Larson, that the Trustees accept the bids reported and authorize issuance, execution and delivery of deeds corresponding thereto subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

---

Application was presented from Enoch and Mamie S. Powell for duplicate deed to replace original lost before recording.

The Attorney General's office having approved issuance of such deed, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize issuance of

Palm Beach County Deed No. 168-A in favor of Enoch

Powell and Mamie S. Powell  
for consideration of \$5.00. Upon vote the motion was adopted.

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Application was presented from Dolores Land Company for release of State Road reservation in so far as it applies to or affects the following parcels:

Lot 3 of Milliken's Subdivision;  
 Lots 1, 2, 3, 4, 5 and 6, Block 1;  
 Lots 4, 5 and 6, Block 2, Harriman Subdivision;  
 Lot 10 in Goff Subdivision;  
 Lots 1, 2, 3, 4, 5, Marceau Subdivision;  
 Lots 1, 2, 3, 4, 5 and 6, Henderson Point Subdivision,  
 except that part lying within 40 feet of the center  
 line of Henderson Boulevard;  
 Lots 23 and 24, Block 1; Lots 1, 2, 23 and 24, Block 2;  
 Lot 1, Block 3, Gardenia Subdivision;  
 N½ of Lot 3, Block 27, Southland Subdivision;  
 Lots 5, 6, 7 and 8, Pine Grove Subdivision, except  
 that part lying within 40 feet of the Right of way  
 for State Road No. 545(600).

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize release of the reservation covering the parcels described, the State Road Department having recommended such release from Hillsborough County Deed No. 08-

Chap. 21684; consideration to be \$5.00. Upon vote the motion was adopted.

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Notice was presented from the United States that there would be no further use made by the Government of Dixie County land, being a part of Cross City Airfield, covered by the following designated lease:

No. WS-6-(P)-1607-eng-W-09-026 - 3191 - 0.80 of an acre in Section 3, Township 10 South, Range 12 East.

The notice was ordered filed as information.

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Mr. Elliot reported the following transfer to General Revenue Fund:

TRANSFER UNDER CHAPTER 20368  
FROM FUNDS UNDER CHAPTER 18296

J. Edwin Larson, State Treasurer  
For Transfer to General Revenue Fund.....\$10,000.00

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Upon motion duly adopted, the Trustees adjourned.

C. M. GAY,  
Comptroller—Acting Chairman

Attest: F. C. Elliot, Secretary

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Tallahassee, Florida  
September 14, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, Offices of the Governor, at the Capitol.

Present: Millard F. Caldwell, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Wells requested consideration of six sales advertised to be held September 7, but owing to a quorum of the board not being present on that date the bids were received and held for confirmation at this meeting.

Two parcels of Broward County land, applied for July 20 and August 8, 1948, by George H. Salley, on behalf of M. M. Weiss, with offer of \$40.00 an acre, were advertised for competitive bids and the following notices were published in the Fort Lauderdale Daily News on August 6, 13, 20, 27 and September 3, 1948, and August 8, 15, 22, 29 and September 5, 1948, respectively:

Tallahassee, Florida, July 21, 1948

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. September 7th, 1948, the land in BROWARD COUNTY, described as follows:

S $\frac{1}{2}$  of Section 22, Township 50 South, Range 39 East, containing approximately 160 acres, lying East of Highway #25.

The purchaser is required to pay the cost of advertisement.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

and

Tallahassee, Florida, August 4th, 1948

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. September 7th, 1948, the land in BROWARD COUNTY, described as follows:

All Section 28, Township 50 South, Range 40 East, lying North of the South New River Canal, containing 427.61 acres.

The purchaser is required to pay the advertising cost.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out on September 7, no other bids were received.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept offer of \$40.00 an acre and confirm sale in favor of M. M. Weiss for the parcels described in the foregoing notices. Upon vote the motion was adopted.

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Pursuant to application from C. W. Foxworth, presented to Trustees July 20, 1948, offering \$12.00 an acre for St. Johns County land, the following notice was published in the St. Augustine Record on August 6, 13, 20, 27 and September 3, 1948:

Tallahassee, Florida, July 21, 1948

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 A.M. September 7th, 1948, the land in ST. JOHNS COUNTY, described as follows:

Section 32, Township 5 South, Range 29 East, containing 626.98 acres.

(Subject to Timber Lease expiring 1-3-1951)

The purchaser is required to pay the cost of advertisement.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,

Governor

Attest: F. C. Elliot, Secretary  
Trustee I. I. Fund

Upon the land being offered for bids September 7, John E. Trekell of St. Augustine agreed to pay \$14.00 an acre for the land, which was the highest price received.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the highest offer and confirm sale in favor of Mr. Trekell. Upon vote the motion was adopted.

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Upon application presented to Trustees July 20, 1948, from T. W. Conely, Jr., on behalf of Lake Cattle Company with offer of \$35.00 an acre, the following notice was published in the Okeechobee News on August 6, 13, 20, 27 and September 3, 1948:

Tallahassee, Florida, July 23, 1948

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. September 7th, 1948, the land in OKEECHOBEE COUNTY, described as follows:

Beginning at the Hancock Meander Corner on the Range line between Ranges 35 and 36 East, run South 777.48 feet, more or less, to the 17 Foot Contour of Lake Okeechobee; thence run North 54° 55' West 823.2 feet for a Point of Beginning; From the POB run North 54° 55' West 823.2 feet; thence run North 741.9 feet, more or less, along the east boundary of lands owned by Lake Cattle Company to the intersection of the Hancock M/L; thence South 57° 57' East 532 feet; thence South 55° 0' East 225 feet, more or less, to the eastern boundary of W $\frac{1}{2}$  of Government Lot 4 of Section 36, Township 37 South, Range 35 East; thence South on east boundary of W $\frac{1}{2}$  of said Government Lot 4 projected, 774.84 feet, more or less, to the 17 Foot Contour of Lake Okeechobee. Said tract containing approximately 10 acres, more or

less, excluding right-of-way of Conners' Highway and lying and being in said Section 36.

The purchaser is required to pay the cost of advertisement.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being offered for sale September 7, no objections were presented or filed.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees confirm sale in favor of Lake Cattle Company at the price offered. Upon vote the motion was adopted.

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Pursuant to application presented August 3, 1948, from S. D. Haynsworth, with offer of \$1000.00 an acre for Dade County land, the following notice was published in the Miami Herald on August 8, 15, 22, 29 and September 5, 1948:

Tallahassee, Florida, August 4th, 1948

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. September 7th, 1948, the land in DADE COUNTY, described as follows:

Begin at the SE corner of Lot 1, Block 5, of Haynsworth Village Subdivision, according to plat thereof recorded in Plat Book 44, Page 54 of the Public Records of Dade County, Fla. Thence Southwesterly along the Easterly boundary of Lot 2, Block 5 of said Haynsworth Village Subdivision for a distance of 12.72 feet to a point; thence in an easterly direction along a line parallel with the prolongation East of the South boundary line of the aforesaid Lot 1 for a distance of 259.46 feet to a point; thence North at right angles to the preceding course for a distance of 100 feet

to a point; thence in a Westerly direction along a line parallel with the prolongation East of the South boundary line of the aforesaid Lot 1 for a distance of 240.54 feet to a point on the Easterly boundary of said Lot 1; thence Southwesterly along the Easterly boundary of Lot 1, Block 5 of said Haynsworth Village Subdivision, for a distance of 89.05 feet to the SE corner of said Lot and the point of beginning of the tract of submerged land herein described, containing approximately one-third of an acre.

The purchaser is required to pay the advertising cost.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

No objections were filed or presented when the land was offered on September 7, 1948.

Upon motion of Mr. Gay, seconded by Mr. Mayo and adopted, the sale was confirmed in favor of Mr. Haynsworth at the price agreed upon.

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Pursuant to application presented July 7, 1948, from E. E. Hazard, on behalf of Robert C. Lechner, et al., with offer of \$5.00 an acre for Duval County land, the following notice was published in the Florida Times Union on August 6, 13, 20, 27 and September 3, 1948:

Tallahassee, Florida, July 21, 1948

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. September 7th, 1948, the land in DUVAL COUNTY, described as follows:

That certain tract or parcel of land situated in the County of Duval, State of Florida, being known

as a part of unsurveyed Section 26, Township 1 South, Range 26 East, and lying within the outside boundaries of the Charles F. Sibbald Grant, Section 39, Township 1 South, Range 26 East, and being more particularly described as being at the intersection of the Northwesterly shore line of Moncrief Creek with the 29th Course, recorded in the traverse of said Section 39, made by D. H. Burr in 1849; thence continuing along said 29th Course, North  $70^{\circ}$  East a distance of 316 feet, more or less, to the beginning of the 30th Course; thence following the courses described in said traverse North  $61^{\circ}$  West 10 chains; thence South  $58^{\circ}$  West 5.1 chains; thence North  $60^{\circ}$  West 9.2 chains; thence North  $2^{\circ}$  East 9 chains; thence North  $43^{\circ}$  East 5.2 chains; thence North  $11^{\circ}$  East along the last mentioned course a distance of 108 feet to a point; thence North  $88^{\circ} 57' 30''$  East a distance of 900 feet, more or less, to an intersection with the Northwesterly shore of Moncrief Creek; thence in a general Southerly direction following the meanderings of the shore of said Creek to the Point of Beginning, containing approximately 28 acres, more or less.

The purchaser is required to pay the cost of advertisement.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

No objections having been filed when land was offered on September 7, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees confirm sale in favor of Robert C. Lechner, et al., at the price offered. Upon vote the motion was adopted.

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Offer of \$200.00 was presented from L. B. Bush, on behalf of C. L. Conway, for

SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 15, Township 10 South,  
Range 27 East, Putnam County.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees decline offer and make counter proposal to advertise the land for competitive bids, provided applicant will agree to bid not less than \$10.00 an acre on date of sale. Upon vote the motion was adopted.

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Mr. Wells presented request from Frank Artelli that payments on his coquina shell lease at Fernandina Beach be reduced from \$10.00 to \$5.00 per month for a time as he has had to discontinue operations on account of shortage in cement. He does not want the lease cancelled as he will start operations as soon as material is available.

Upon recommendation of the Land Clerk motion was made by Mr. Gay, seconded by Mr. Mayo and adopted, that the Trustees authorize suspension of the lease until such time as operations shall be resumed. Upon vote the motion was adopted.

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Mr. Wells presented form of resolution requested by the Auditing Department in order to clear the records in connection with the assignment of mortgages #16678 and #16688, action having already been taken on the assignment of Glades County land.

Motion was made by Mr. Mayo, seconded by Mr. Gay and carried, that the following resolution be adopted:

September 8th, 1948

WHEREAS, the Trustees assigned Mortgage No. 16678 made by M. B. Knight and dated October 10, 1918, and Mortgage No. 16688 made by A. J. Knight and Ruby Leon Knight dated October 17, 1918, to Sidney Lowe under date of August 7, 1947 for the sum of \$9,963.20; of which \$2,490.80 was received by the Trustees and an agreement to enter into a contract to pay off the remaining balance was made by Sidney Lowe upon execution of said assignment.

AND WHEREAS, before said contract was executed between the Trustees and Sidney Lowe, Mr. Lowe assigned said mortgages to E. P. Scarborough and J. O. Pearce, Sr. for the sum of \$2,490.80, the amount originally paid by Mr. Lowe to the Trustees, with the understanding that the Trustees would release him from further liability under the terms of the original assignment to him by the Trustees;

AND WHEREAS, the Trustees received \$2,314.19 additional payment from E. P. Scarborough and J. O. Pearce, Sr. making a total of \$4,804.99 received by the Trustees for these two mortgages, which in effect was paid to them by E. P. Scarborough and J. O. Pearce, Sr.

AND WHEREAS, the assignment to Sidney Lowe has not been cancelled and no new assignment has been made by the Trustees to E. P. Scarborough and J. O. Pearce, Sr.

NOW THEREFORE, be it resolved that the Trustees authorize its Secretary to cancel the assignment of Mortgages 16678 and 16688 to Sidney Lowe and direct that a new assignment of said mortgages be made to E. P. Scarborough and J. O. Pearce, Sr., pursuant to action taken by Trustees December 16 and 30, 1947.

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Request was presented from T. C. Thompson of the American Legion at Sebring, Florida, that the Trustees deed to the Board of Public Instruction of Highlands County the following described land:

Lot 1, Section 21, Township 35 South, Range 30 East,  
Highlands County,

to be used as a ground for promoting better education and recreation.

The Trustees were of the opinion that they would not be justified in starting such policy, whereupon motion was made by Mr. Mayo, seconded by Mr. Gay, that the request be denied. Upon vote the motion was adopted.

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Offer of \$8.00 an acre was presented from A. R. Surles, Jr., on behalf of John W. Weatherford, for purchase of

Sections 14, 15, 22 and 23, Township 46 South, Range 34 East, Hendry County.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees agree to advertise the land for competitive bids based on offer from Mr. Surles. Upon vote the motion was adopted.

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Application was submitted from Roux H. Smith, on behalf of Port Richey Shell Company, offering ten cents (10¢) per

cubic yard for three year shell lease covering an area from the mouth of Pithlachascotee River to present site of new bridge of the State Road Department (Federal No. 19), Pasco County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize lease as requested by Mr. Smith at the price offered. Upon vote the motion was adopted.

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Request was presented from Clarence G. Ashby, on behalf of B. B. McCormick & Sons, that the Trustees cancel lease #501, allowing for taking coquina shell from the beach at Jacksonville Beach, Duval County. Mr. Wells reported that payment had been made on the lease to September 15, 1948.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize cancellation of the lease as requested. Upon vote the motion was adopted.

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The United States makes application for lease covering the following described parcel:

NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 6, Township 50 South,  
Range 40 East, containing 40 acres in Broward County,

said land to be used as a bombing target from August 4, 1948 to June 30, 1949.

Motion was offered by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize lease requested by the United States covering the area described. Upon vote the motion was adopted.

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Mr. Elliot reported that following action of the Trustees August 10, making available \$60,000.00 for use in connection with South and Central Florida Flood Control project proposed by the United States Army Engineers, copy of resolution adopted by the Board of Commissioners of Everglades Drainage District September 2, 1948, had been received, accompanied by check in amount of \$15,000.00, which represented participation by the District toward design and plan studies for the project. Mr. Elliot also called attention to the fact that other local commitments had not been completed, and in view of the language of the motion adopted by the Trustees at the meeting August 10, providing that the sum of \$60,000.00 be made available to the United States Engineers for said purpose "when other local interests shall have made available not less than an equal amount for the same purpose," he desired instructions

as to whether Trustees' funds should be released prior to receipt of local commitments.

Comptroller Gay informed the Trustees that the budgets of the counties that had agreed to participate—Broward, Dade and Palm Beach—had been approved by his office as to that item.

With the commitments, evidenced by resolutions adopted by the three counties and approval of the budgets by the Comptroller, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees release the amount authorized—\$60,000.00—from Trustees' funds, and \$15,000.00 transmitted to Trustees by Everglades Drainage District, for participating in the South and Central Florida Flood Control project. Upon vote the motion was adopted.

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Mr. Elliot presented request from C. H. Crandon, Chairman of the Board of County Commissioners of Dade County, for modification of resolution adopted by the Trustees August 5, 1947, for releasing the public purpose clause in Deed No. 18556 of May 24, 1940. Mr. Elliot suggested one or two changes in the form as drafted, which had been agreed to by Dade County.

In discussing the request it was suggested that the matter be held open until Mr. Elliot and Mr. Wells could get in touch with Mr. Crandon and get an expression as to whether or not the county would have any objection to the agreement between the Trustees, the City of Miami and Thomas H. Horobin, in connection with settlement of lawsuit involving submerged bottoms surrounding Burlingame Island, in which proposed settlement is to be included certain submerged bottoms in Biscayne Bay and a submerged area at Dinner Key, all as previously reported in minutes dated June 22, 1948.

Later during the meeting.

Mr. Elliot reported that in accordance with request of the board he had contacted Mr. C. H. Crandon, Chairman of the Board of County Commissioners of Dade County, by telephone, on the subject of whether or not Dade County would oppose the arrangements agreed upon between the Trustees, the City of Miami, and Thomas H. Horobin, concerning submerged areas around Burlingame Island and the issuance by the Trustees of confirmatory deed to the city covering certain bay

bottoms as described in Chapter 11616, Special Acts of 1925, and the conveyance to said city of submerged bottoms in the neighborhood of Dinner Key. Mr. Elliot stated that Mr. Crandon had given his assurance over the phone, which he would confirm in writing, to the effect that the subject referred to is not directly the concern of the county, and so far as he knew there was no objection to effectuation by the Trustees of the arrangements referred to.

Thereupon, the Trustees resumed consideration of the request of Dade County for suspension of the "public purpose" clause in Deed #18556 dated May 24, 1940, for the term of the proposed lease.

Upon motion by Mr. Gay, seconded by Mr. Mayo and carried, the following resolution was adopted:

### R E S O L U T I O N

WHEREAS the Trustees of the Internal Improvement Fund, by Deed #18556 dated May 24, 1940, conveyed unto Dade County, Florida the following described property comprising a part of Virginia Key in Dade County, Florida:

Government Lot 1 in Section 17;  
Government Lots 1, 2 and 3 in Section 20; and  
Government Lots 1 and 2 in Section 21,  
all lying and being in Township 54 South, Range  
42 East, Containing 64.30 acres,

which said deed is recorded in Deed Book 2065, page 454, of the Public Records of Dade County, Florida; and

WHEREAS said deed contains the following reservation:

"This conveyance is made on the condition that the area above described is to be used for public purposes only, and should said area be used for any purpose other than public, the title to said land shall automatically revert to and become the property of the trustees of the Internal Improvement Fund of the State of Florida"; and

WHEREAS Dade County desires to lease a portion of said premises lying South and West of the right-of-way of Rickenbacker Causeway as now constructed, to the University of Miami for the erection, maintenance and operation of a marine laboratory and such other incidental buildings and parking space as may

be necessary to adequately and properly serve the needs of the public in connection with such marine laboratory, and has requested from the Trustees of the Internal Improvement Fund a release of the condition contained in said deed for as long as the University of Miami, or any other college or university, or Dade County uses such portion of said premises for such marine laboratory and other incidental buildings and parking space; and

WHEREAS Dade County desires to lease to some individual, firm or private corporation, for a period of 44 years, the remainder of said portion of Virginia Key lying South and West of the right-of-way of Rickenbacker Causeway as now constructed, excepting approximately one acre lying on the South side of said Rickenbacker Causeway and adjacent to Bear Cut bridge for a parking space; and

WHEREAS, the proposed lease to such individual, firm or private corporation is to be for the erection, maintenance and operation of an aquarium and outdoor pools, restaurant for the use of the public, places for the display of curios, novelties and souvenirs, landing and docking facilities for boats and sea planes, garage facilities, places for storage, and for the preservation and exhibition of all forms of natural marine life, and replicas and facsimiles thereof, and to expose and develop photographic films, and to exhibit and distribute photographs, motion pictures, and to install and operate radio and television, and to conduct performances involving human and marine and aquatic life, and to print, illustrate and distribute books, magazines, pamphlets and periodicals relating to marine and aquatic life, and to effect publicity, and also to construct and operate amphitheaters for viewing exhibits and activities of the aquarium and facilities connected therewith, and

WHEREAS such individual, firm or private corporation will be required to pay unto Dade County certain rentals on account of such lease; and

WHEREAS it is represented unto this Board that such lease cannot be effected and such aquarium cannot be built without the right of operation of such restaurant and other facilities as so outlined; and

WHEREAS it appears that the erection, maintenance and operation of such marine laboratory and

aquarium, and the facilities connected therewith, and scientific research and education, as well as entertainment provided thereby, will be for the use and enjoyment of the public, and the said Trustees being of the opinion that the use aforesaid will not violate the public use clause as contained in said deed, and to facilitate the development as described herein, and to better meet the needs of the county and of lessee in effectuating the purposes hereof; now, therefore,

BE IT RESOLVED by the Trustees of the Internal Improvement Fund of the State of Florida that the condition contained in said conveyance to Dade County is hereby suspended in so far as that part of the premises to be occupied by the University of Miami, and any other college or university, for marine laboratory and other incidental buildings and parking space is concerned, for as long as the University of Miami, or such other college or university, or Dade County shall use the same for such purposes, but no longer.

BE IT FURTHER RESOLVED that said condition contained in such conveyance to Dade County be and it is hereby suspended as to the remainder of that portion of Virginia Key lying South and West of the right of way of Rickenbacker Causeway as now constructed, for the period of said proposed lease, but not to exceed a period of 44 years from and after the time such lease shall become effective; PROVIDED, HOWEVER, that in the event Dade County should take over the operation of such aquarium, restaurant and other facilities, either before or at the end of such 44-year period, then such suspension of said condition shall continue in full force and effect during the time Dade County should operate and maintain such aquarium, restaurant and other facilities, but no longer.

BE IT FURTHER RESOLVED that this resolution shall be in lieu of a resolution adopted by the Trustees of the Internal Improvement Fund August 5, 1947 relating to the same subject.

DONE AND ORDERED THIS 14th day of September, 1948.

/s/ MILLARD F. CALDWELL,  
Governor—Chairman

Attest: /s/ F. C. Elliott, Secretary

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the following salaries and necessary and regular expenses be approved and that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Engineer and Secretary.....	\$ 525.00
A. C. Bridges, Accountant.....	366.66
M. O. Barco, Sec., Land, Taxes & Records.....	241.66
Jentye Dedge, Sec., Clerk, Records & Minutes	293.66
Bonnie G. Shelfer, Clerk.....	196.66
T. T. Turnbull, Attorney.....	500.00
Louella Taylor, Secretary.....	210.00
W. B. Granger, Rent Agent.....	50.00
Mary Clare Pichard, Secretary.....	103.33
Sinclair Wells, Land Agent.....	100.00
Ruth N. Landers, Maid.....	20.00
J. Edwin Larson, State Treasurer	
To Principal of State School Fund under	
Sections 270-12-13-14 F. S. 1941.....	4,414.74
J. Edwin Larson, State Treasurer	
To State Board of Conservation for Oys-	
ter Conservation Fund under Chap. 24121	
of 1947.....	10.00
T. T. Turnbull, Tallahassee	
Expenses—mortgage foreclosures.....	141.27
F. C. Elliot, Tallahassee	
Expenses—inspection trip to Melbourne	
re sand and mineral leases.....	14.42
Sinclair Wells, Tallahassee	
Expenses incurred as Land Agent.....	113.32
W. Ross Burton, Miami	
Refund account overpayment for lot.....	10.00
Lee Roberts, Tallahassee	
Labor and material for cabinets in Trus-	
tees office in new South Wing.....	39.05
Sarasota Herald-Tribune, Sarasota	
Publication of land sale.....	4.95
W. R. Lott, C.C.C. St. Lucie County	
Ft. Pierce, Fla.—Recording Mortgage.....	1.70
J. Alex Arnette, CCC Palm Beach County	
West Palm Beach, Fla.	
Photostat copy of deed.....	1.00
Southeastern Telephone Co.	
Tallahassee, Fla.....	11.20
Western Union Telegraph Co.	
Tallahassee, Fla.....	2.88
J. F. Cochran, Postmaster	
Tallahassee, Fla.....	50.00

Treasurer of the United States Washington, D. C. For Central and Southern Florida Flood Control Project.....	60,000.00
TOTAL.....	\$67,421.50

Financial Statements for the month of August are as follows:

UNDER CHAPTER 610

Balance as of August 1, 1948.....	\$ 1,325,612.66
Receipts for the month	
Land Sales .....	\$ 18,009.36
Land Sales — Chapter 14717 — Palm Beach County.....	64.15
Interest on Contract.....	10.06
Everglades Drainage District Taxes.....	1,427.69
Sale of Trustee Minutes.....	7.50
Grazing Lease.....	320.00
Agricultural Lease.....	32.50
Miscellaneous Leases.....	301.00
Sand & Shell Leases.....	290.00
Mineral Lease.....	25.00
Total Receipts for the month.....	20,487.26
TOTAL .....	\$ 1,346,099.92
Less Disbursements for the month.....	60,807.39
BALANCE AS OF AUGUST 31, 1948.....	\$ 1,285,292.53

DISBURSEMENTS FOR THE MONTH OF AUGUST, 1948

Warrant			
Date	No.	Payee	Amount
8-10-48	22181	J. Alex Arnette, CCC.....	\$ 55,307.97
8-13-48	26281	C. M. Gay, Comptroller.....	16.50
	26282	Julius F. Parker.....	61.79
	26283	Parker, Foster & Wigginton.....	17.58
	26284	Photostat Corporation.....	26.03
	26285	Capital Office Equipment Co.....	2.65
8-18-48	29939	H. & W. B. Drew Co.....	43.80
	29940	J. Edwin Larson S T— Trans. to Prin. St. School Fund..	2,090.36
	29941	S T—Trans. to SBC Oyster Conservation Fund.....	633.74
8-31-48	34701	F. C. Elliot.....	421.35
	34702	A. C. Bridges.....	310.53
	34703	M. O. Barco.....	185.88

34704	Jentye Dedge.....	261.86
34705	Bonnie G. Shelfer.....	165.53
34706	T. T. Turnbull.....	432.10
34707	Myra J. Oswald.....	176.40
34708	W. B. Granger.....	47.50
34709	Mary Clare Pichard.....	89.13
34710	Sinclair Wells.....	95.00
34711	Ruth N. Landers.....	20.00
	5% Retirement Fund.....	84.49
	Withholding Tax.....	317.20

TOTAL DISBURSEMENTS FOR THE  
MONTH OF AUGUST, 1948.....\$ 60,807.39

#### U. S. G. S. CO-OPERATIVE FUND

Balance as of August 1, 1948.....	\$2,256.17
Receipts for the month.....	-0-
Less Disbursements for the month.....	1,756.17
BALANCE AS OF AUGUST 31, 1948.....	500.00

#### UNDER CHAPTER 18296

Balance as of August 1, 1948.....	\$52,512.26
Receipts for the Month.....	6,954.84
TOTAL .....	59,467.10
Less Disbursements for the Month.....	1,354.77
BALANCE AS OF AUGUST 31, 1948.....	58,112.33

#### DISBURSEMENTS FOR THE MONTH OF AUGUST, 1948

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
8-5-48	17269	K. H. MacKay.....	\$ 320.00
8-12-48	24103	Carlyle Ausley, CCC.....	2.80
	24104	Western Union Telegraph Co.....	3.11
	24105	Southeastern Telephone Co.....	7.55
8-13-48	25495	L. W. Farmer.....	35.00
8-31-48	33295	Ernest Hewitt.....	315.26
	33296	J. R. Roberts.....	207.58
	33297	Elizabeth M. Goode.....	173.83
	33298	Mary Clare Pichard.....	103.33
	33299	F. C. Elliot.....	47.50
	33300	M. O. Barco.....	23.75
	33301	Jentye Dedge.....	28.00

33302	Professional Insurance Co.....	10.40
	5% Retirement Fund .....	26.16
	Withholding Tax.....	50.50
TOTAL DISBURSEMENTS FOR THE		
MONTH OF AUGUST, 1948.....		\$ 1,354.77

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SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	8/30/48	1
Flagler	9/6/48	1
Gadsden	9/7/48	1
Hardee	5/3/48	1
Highlands	8/30/48	1
Jackson	8/9/48	2
Jackson	8/30/48	1
Manatee	9/7/48	7
Martin	8/16/48	42
Nassau	8/30/48	2
Orange	9/6/48	5
Palm Beach	9/10/48	2
Palm Beach	9/10/48	2
Pasco	9/6/48	8
Polk	8/27/48	3
Putnam	9/4/48	1
Santa Rosa	9/6/48	1
Sarasota	8/30/48	23
Seminole	8/30/48	13
Taylor	8/27/48	6
Volusia	9/6/48	11
Walton	12/10/47	1
Walton	12/22/47	1
Walton	3/1/48	2
Walton	4/19/48	1
Walton	6/23/48	1
Walton	8/6/48	1

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Recommendation was presented from the State Road Department that the Trustees release State road right of way

reserved in deeds heretofore issued conveying land in Palm Beach and Volusia Counties, as requested by grantees.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the Trustees execute the following deeds for releasing right of ways as approved by the State Road Department:

Palm Beach County Q.C. Deed No. 593 to W. A. Bound, Inc.;

Volusia County Q.C. Deed No. 1087-Duplicate to Bertha Willin Stewart.

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Four applications were presented for correction of errors in deeds heretofore issued by the Trustees, and the Secretary reported that the Attorney General's office had approved issuance of said deeds.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the following deeds be issued for correcting the errors reported:

Broward County Deed No. 633-COR. to W. L. Kester;  
Duval County Deed No. 4289-COR. to Albert Hillard and Robert Hillard;

Pinellas County Deed No. 3028-A to James A. Foree;  
St. Lucie County Deed No. 179-A to John M. Knight.

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Application was presented from the State Road Department for easement across Murphy Act land described as follows, to be used in connection with State Road No. 50-Sec. 1107(967)—SRD. No. 30:

All Lots 1 to 11, inclusive, Block 9, Sunnyside, Clermont Heights, Replat of Blocks 9, 10, 11, 15, 16, Etc., Clermont, and Replat of lots in Clermont Heights—Section 19, Township 22 South, Range 26 East, Lake County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize right of way easement in favor of the State Road Department through the land described. Upon vote the motion was adopted.

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Mr. Elliot recommended issuance of Murphy Act deed under Chapter 21684 to the Trustees of the Internal Improvement

Fund as Trustees of said fund under Chapter 610 involving the following described land:

Beg. NE cor of NW $\frac{1}{4}$  run S 1190 ft. N 77 degrees 3' W 912.8 ft. to beg. pt. thence N 77 degrees 3' W 421.67 ft. S 1525 ft. N 74 degrees 23' E 427.5 ft. N 1315.60 ft. to beg. in Sec. 4 Township 38 Range 35, Containing 13 $\frac{1}{2}$  acres in Okeechobee County.

Mr. Elliot explained that in 1943 the Trustees assigned mortgage #17258 (which has been delinquent since 1927) to J. E. Whidden covering the land described, and it has since developed that tax certificate was issued against the property while title was in private ownership, through which the land reverted to the State under the Murphy Act; that upon issuance of deed to the Trustees acting under Chapter 610, conveyance by quitclaim could then be made to Mr. Whidden for amount required as base bid under the Murphy Act—\$16.25—and thereby clear the title.

Upon motion of Mr. Larson, seconded by Mr. Gay and adopted, the Trustees agreed to issuance of deeds as recommended by Mr. Elliot upon payment by Mr. Whidden of \$16.25.

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Request was presented from Hillsborough County for conveyance of a parcel of land described as

Lot 21 and S $\frac{1}{2}$  of Lot 2, Block "B", Elizabeth Court, with offer of \$22.50, which is equal to base bid required in Murphy Act sales.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the offer and authorize conveyance of the parcels described, under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

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Offer of \$200.00 was submitted from Indian River County for conveyance of

W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 11, Township 33 South, Range 39 East, containing 80 acres in Indian River County.

Mr. Elliot explained that the County had received deed to the property in August 1935, but a tax certificate issued prior to that date was not redeemed and title vested in the State under Chapter 18296. It was recommended that the offer be accepted as it was equal to base bid required for sale.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept \$200.00 for the land and authorize con-

veyance under Chapter 21684 of 1943 in favor of Indian River County. Upon vote the motion was adopted.

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Request was presented from the United States, Department of the Army, Corps of Engineers, for use of a spoil area designated as

Part of Lot 6, Section 22, Township 37 South, Range 35 East, Okeechobee County,

on which to deposit dredged material and lay dredge pipe lines and equipment to transport said material to the area designated.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize permit in favor of the United States for use of the spoil area described in connection with dredging in Taylor Creek. Upon vote the motion was adopted.

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Motion was made by Mr. Mayo, seconded by Mr. Gay and adopted, that the following salaries be approved and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper .....	\$ 331.66
J. R. Roberts, Clerk.....	241.66
Elizabeth M. Goode, Clerk-Bookkeeper.....	206.66
Mary Clare Pichard, Secretary.....	103.33
F. C. Elliot, Engineer & Secretary.....	50.00
M. O. Barco, Sec., Land, Taxes & Records.....	25.00
Jentye Dedge, Sec., Clerk, Records & Minutes	28.00
TOTAL.....	\$ 986.31

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Upon motion duly adopted, the Trustees adjourned.

MILLARD F. CALDWELL,  
Governor—Chairman

Attest: F. C. Elliot, Secretary

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Tallahassee, Florida  
September 21, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, Offices of the Governor, at the Capitol.

Present: Millard F. Caldwell, Governor  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Wells reported that pursuant to application from W. Lansing Gleason, on behalf of Mr. and Mrs. L. M. Crowder, with offer of \$25.00 an acre, the Trustees authorized Brevard County land advertised for sale, and the following notice was published in the Star Advocate, Titusville, Florida, on August 20, 27, September 3, 10 and 17, 1948:

Tallahassee, Florida, August 7th, 1948

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. September 21st, 1948, the land in BREVARD COUNTY, described as follows:

Begin on the East bank of Indian River on the line dividing Townships 26 and 27 South, Range 37 East, thence run in a Northerly direction 4.90 chains along the East bank of Indian River to a point; thence go South  $89^{\circ} 40'$  East to the original waters' edge of Banana River on the East shore of Merritt Island and the Point of commencing of the land herein conveyed; From said point of commencing go in a Southerly direction along the original water's edge of Banana River and along the ancient West shore line of Banana River 11.31 chains more or less to the Northeast corner of land formerly owned by Gustave B. Snell; thence go North  $60^{\circ} 10'$  East to the present water's edge of Banana River; thence meander the present water's edge of Banana River Northerly and Northeasterly to a point of land, and continuing on along the present water's edge of Banana River Westerly and Northwesterly to the North boundary of land owned by the grantees herein, said North boundary being a projection of a line having a bearing of South  $89^{\circ} 40'$  East thru the said point of commencing; thence along said North boundary line projected as aforesaid 125 feet more or less to the point of commencing. Said land is a part of section 3, Township 27 South, Range 37 East and is a part of Section 34, Township 26 South, Range 37 East, Brevard County, Florida, and was created out of submerged land in the Banana River adjacent to land of the grantees on Merritt Island by dredged material being deposited on said submerged land

by a contractor of the U. S. Govt. in deepening the channel of Banana River.

The purchaser is required to pay the advertising cost.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections presented, whereupon motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept the offer and confirm sale in favor of Mr. and Mrs. Crowder. Upon vote the motion was adopted.

The Trustees on August 3, 1948, agreed to advertise for competitive bids land in Calhoun County applied for by Thomas B. Jones with offer of \$10.00 an acre. The following notice was published in the Blountstown Record on August 13, 20, 27, September 3 and 10, 1948:

Tallahassee, Florida, August 4th, 1948

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. September 21st, 1948, the land in CALHOUN COUNTY, described as follows:

SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 11, Township 1 South,  
Range 11 West, containing 40.03 acres.

The purchaser is required to pay the advertising cost.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, three bids were presented—one being \$50.00 for the 40.03 acres and the other two being the same—\$10.00 per acre.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees accept the offer of applicant, Mr. Thomas B. Jones, and confirm sale in his favor. Upon vote the motion was adopted.

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Mr. Wells presented application from C. R. Fortenberry for permit to remove and sell material recovered from Navy bombing targets in certain areas in Brevard County at the price fixed by the Trustees for such material.

Motion was made by Mr. Mayo, seconded by Mr. Watson, that the Trustees authorize salvage lease in favor of applicant, covering an area in Brevard County not duplicated in a similar lease recently granted, payment to be twenty-five per cent (25%) of all sums received by lessee in the sale of salvaged materials, and bond to be filed with the Trustees. Upon vote the motion was adopted.

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Action was deferred on notice from Gulf Oil Corporation of release of 505,000 acres of land in Monroe County from Exploration Contract and Option to Lease, dated February 27, 1943, which was assigned to J. P. Seranton and thereafter assigned to Gulf Oil Corporation.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Clay	9/11/48	1
Charlotte	6/14/48	1
Charlotte	7/12/48	3
Charlotte	8/9/48	2
Dade	9/15/48	7
Flagler	9/6/48	1
Hernando	9/14/48	1
Hillsborough	9/7/48	128
Hillsborough	9/14/48	58
Putnam	9/4/48	1
Marion	9/17/48	10
St. Johns	8/12/48	10
Walton	9/6/48	1

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Request was presented from Derod Company, Inc., for correction of description in deed heretofore issued. Information was furnished that the Attorney General's office has approved correction as requested.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees execute Duval County Deed No. 4059-COR. to Derod Company, Inc., for correctly describing the land conveyed in original deed. Upon vote the motion was adopted.

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Action was deferred until next meeting on application from the State Road Department for right of way three hundred feet (300') wide through Murphy Act land in Palm Beach County.

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The Attorney General's office recommended that the Trustees disclaim interest in certain Murphy Act certificates, which Clerks of the Circuit Courts had requested cancelled for the reason that they did not vest title to the land in the State.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees disclaim interest in certificates involving land in Alachua, Hamilton, Highlands, Marion, Okeechobee and Taylor Counties, as recommended by the Attorney General. Upon vote motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

MILLARD F. CALDWELL,  
Governor—Chairman

Attest F. C. Elliot, Secretary

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Tallahassee, Florida  
September 28, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Millard F. Caldwell, Governor  
C. M. Gay, Comptroller  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary

Mr. Elliot presented for approval minutes of the Trustees dated August 31, September 14 and 21, 1948, with information that copies had been furnished each member of the board.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the minutes as presented by the Secretary be approved. Upon vote the motion was adopted.

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Mr. J. Tom Gurney and Mr. Julius F. Parker, representing Florida Oil Development Company, a subsidiary operating company for Coastal Petroleum Company, came before the Trustees with a proposal that said company act as the agent of the Trustees in an exploration contract covering all of the sovereignty land, all of the Murphy Act lands on which reservations have been made to one half of the oil and three fourths of the minerals, and all of the swamp and overflowed lands which came to the State under the Acts of Congress of 1845 and 1850, on which the Trustees reserved one half of the oil and three fourths of the minerals, excluding any areas heretofore leased or under contract for oil and minerals. The company offers to pay the Trustees a cash consideration of \$100,000.00 for said contract, together with certain other considerations; contract to be for a term of twenty-five years, or so long as oil, gas or other minerals shall be produced in commercial quantities.

Mr. Frank Bezoni, attorney of Tallahassee, on behalf of his clients, and other oil companies, requested that the Trustees not take action on the proposal at this time but set a date for hearing other interested parties.

Upon discussion of the subject, it was agreed that the matter be referred to Mr. Elliot for investigation with report to be made to the Trustees at a later date. It was so ordered.

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Application was presented from Coastal Petroleum Company for permit to drill an oil well under the terms and conditions of Lease #224-A covering in part the Aucilla River to Natural Bridge, the proposed site to be along the Aucilla River in Section 27 or 28, Township 3 South, Range 4 East, Taylor County. In view of the fact that the location will be on dry land, the Company agrees to assign to the Trustees one-eighth of the royalty in the well drilled.

Mr. Elliot recommended that the permit be authorized subject to accurate description being furnished by the company of the well location as well as description of the land oil interest in which is to be acquired by the company for drilling

purposes, and assignment of the one-eighth overriding royalty, as provided in Lease #224-A.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees adopt as its action the recommendation of Mr. Elliot. Upon vote the motion was carried and so ordered.

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Mr. Elliot reported that pursuant to action of the Trustees August 17, he had made an examination of the property of Florida Ore Processing Company, Incorporated, and submitted the following report of his investigation:

REPORT ON REQUEST OF FLORIDA ORE PROC-  
ESSING COMPANY FOR MODIFICATION  
OF CONTRACT

On August 17 last, Florida Ore Processing Company, Incorporated, requested the Trustees of the Internal Improvement Fund to modify its contract with the Trustees covering the recovery of certain minerals from areas along parts of the East Coast of Florida.

The Trustees referred the matter to me with request that I make investigation on the ground and report thereon. This I did on September 2.

The description of the area from which minerals are to be taken as contained in contract is as follows:

“All of the submerged areas to the highwater mark lying both east and west of the mid-channel line of the Indian River, including both shore lines to the high water mark of the Banana River and all ocean beaches to high water mark in or on the following described lands, to-wit:”

Thereafter follows description by townships and ranges covering areas between townships 24 to 34 South, in ranges 36 to 40 East, inclusive.

The limitation of area imposed by “the high water mark” results in a somewhat tedious determination of where that mark is along the coast off shore on the seaward side of which materials may be taken under said lease, while on the landward side, since the title is in the adjoining riparian proprietor, minerals may not be taken.

In its operations, the company found that probably as much mineral occurs above the ordinary as below the same. Under the contract royalty is to be paid to

the Trustees on all rough concentrates recovered from the leased premises. To facilitate its mining operations, the company desires to make leases with the adjoining riparian proprietors, and asks modification of its contract with Trustees to facilitate so doing. The principal reasons therefor are two-fold:

FIRST: To permit recovery during the same operations of material both above and below ordinary high water mark.

SECOND: To avoid the tedious procedure of determining the high water mark and the determination of the quantity of material taken from the beach section seaward of such mark, and that taken landward therefrom.

The company's proposal is to pay to the Trustees at the rate set forth in the present lease for 50% and to the adjoining riparian proprietors 50% of the minerals recovered. In other words, payment to the Trustees and private owners on a 50-50 basis for all minerals recovered. From the operations of the company thus far carried on, they are of the opinion that not less than one-half of the minerals recovered have been on the landward side of the ordinary high water mark, and that the state would not lose by such an arrangement.

Examination on the ground was of superficial or surface nature, and did not disclose the quantity of material occurring in the sands seaward of the high water mark and landward of the same. Such could only be determined by quantitative and qualitative sampling within the respective zones. That being impractical for a day's operations, arrangements were made with the company to carry out quantitative and qualitative sampling which would determine the percentage of recoverable minerals lying each side of the line of ordinary high water mark. This sampling and determination has now been completed and samples and results have been furnished the Trustees for checking.

Without giving the detail data for each sampling operation and the calculations thereon, I find that the average approximate quantity of recoverable minerals above and below the ordinary high water mark to be respectively 60% and 40%.

To facilitate the operations of the company without loss to the State, and to encourage owners of adjoining

upland to participate in these desirable operations, I recommend that the Trustees amend the existing contract so as to provide for payment on a 50-50 basis for all minerals recovered where mining operations cover areas above the ordinary high water mark leased from adjacent riparian proprietor, but continuing the present payment clause where leases are not effectuated by the company with private owners.

Respectfully submitted,

F. C. ELLIOT

Engineer and Secretary

September 28, 1948.

FCE/p

Based on recommendation from Mr. Elliot, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees amend Lease #563 in favor of Florida Ore Processing Company, Inc., so as to provide for payment on a fifty-fifty (50-50) basis for all minerals recovered where mining operations cover areas above the ordinary high water mark leased from adjacent riparian proprietor, but continue the present payment clause where leases are not effectuated by the company with private owners. Upon vote the motion was adopted.

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Mr. Elliot presented act of release executed by Gulf Oil Corporation releasing to the Trustees 505,000 acres of land covered by Exploration Contract and Option to Lease #228, dated February 27, 1943, which contract and option was assigned to J. P. Scranton and re-assigned to Gulf Oil Corporation. Under said contract and option the company has the right of extending the lease from year to year, but not beyond April 1, 1953, upon release of not less than 500,000 acres of contract lands. The Trustees are requested to approve release covering the following area:

The East 505,000 acres of the westernmost 1,055,000 acres of the Contract Lands lying South of a line beginning at the Westernmost point of the Contract Lands and running thence Northeastwardly to a point three (3) leagues from the mainland of the State of Florida, which line is described by the underscored portion of the description of the Contract Lands contained in said Option Contract, to-wit:

“Commencing at Mud Point where the maritime boundaries and the land boundaries of Monroe and Dade Counties intersect, thence due East to the

Eastern boundary of the State of Florida; thence continuously South and Southwestwardly and Westwardly along the boundary of the State of Florida, to and including the *Tortugas Islands*; thence *Northeastwardly to a point three (3) leagues from the mainland.*"

Mr. Elliot recommended acceptance of the release as to the area indicated, conditioned that the construction placed on the description by the Trustees and confirmed verbally by D. F. Callender, on behalf of Gulf Oil Corporation, be construed as follows:

"The East 505,000 acres of the westernmost 1,055,000 acres of the contract lands" is assumed to mean the 505,000 acres adjoining and eastward of the 550,000 acres released September 15, 1947 as shown on map entitled "Area Released by Gulf Oil Corporation, assignee under Exploration Contract and Option to Lease February 27, 1943." Said map shows the 1947 release. Otherwise, the westernmost 505,000 acres remaining would include a portion of the area in the neighborhood of Cape Romano as well as the Key West section;

provided, however, that such acceptance shall not establish a precedent in admitting doubtful depth areas as part of the contract premises and that such acceptance shall in no way prejudice the rights of the Trustees as to anything growing out of contract with Gulf Oil Corporation.

Motion was offered by Mr. Gay, seconded by Mr. Mayo, that the recommendation of Mr. Elliot be adopted and that the Trustees approve release of the area described with construction to be placed on the description as suggested by Mr. Elliot, subject, however, to the condition that acceptance of said release of 505,000 acres shall in no way prejudice any rights of the Trustees in connection with said contract and lease with Gulf Oil Corporation. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	9/14/48	6
Hillsborough	9/7/48	1
Hillsborough	9/14/48	4
Leon	8/23/48	3

Martin	7/19/48	34
Sumter	9/13/48	9

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Mr. Elliot presented request for refund to Bayview Homes Company covering Citrus County land which was certified to the State under the Murphy Act and later involved in declaration of taking by the United States. The Attorney General's office filed claim and the award was made and paid to the State in the amount of \$685.77. Later it developed that the land was purchased by an individual prior to June 9, 1939—the date title vested in the State—but the Clerk of the Court failed to deliver all certificates. Under prior ruling from the Attorney General, concurred in by the Trustees, purchaser of certificates was entitled to receive all certificates covering the land. The instant case comes under said ruling and the Secretary recommends that the award amount be refunded to the person who acquired all, but was delivered part only, of said certificates prior to June 9, 1939, the Comptroller having authorized cancellation of the undelivered certificates.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees refund \$685.77 to Bayview Homes Company. Upon vote the motion was adopted.

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Offer of \$25.00 was presented from Hillsborough County for conveyance of Lot 21, Bel-Mar S/D -Unit #2, Hillsborough County, explanation being made that the County foreclosed its lien on the property and subsequently issued deed thereto.

The offer being equal to the base bid required, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offer and authorize conveyance of the lot to Hillsborough County under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

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Request was presented from the State Road Department for conveyance of land in Palm Beach County designated as:

30 Lots in Woodland Hills Subdivision, in Section 21,  
Township 45 South, Range 43 East, and  
19.4 acres in Sections 8, 19 and 31, Township 46 South,  
Range 43 East,

required in connection with an important access highway, right of way for which will be three hundred (300) feet wide.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize conveyance of the parcels described to the State Road Department under the provisions of Chapter 21684 of 1943, consideration to be \$5.00. Upon vote the motion was adopted.

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Application was presented from Walter Maltby for reduction in base bid applying to Lot 20, Block "A", Bahia Vista Highlands, Sarasota County. Information was furnished by the Clerk of the Circuit Court that improvements on the land have been removed since the valuation was placed on it in 1932—\$300.00—and he recommends that the base bid of \$75.00 be reduced.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize the land advertised with a base bid of \$50.00. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

MILLARD F. CALDWELL,  
Governor—Chairman

Attest: F. C. Elliott  
Secretary

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Tallahassee, Florida  
October 5, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Millard F. Caldwell, Governor  
C. M. Gay, Comptroller  
J. Tom Watson, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Wells reported that the Trustees owned all north of the South New River canal in Section 28, Township 50 South, Range 40 East, comprising 427.61 acres in Broward County. Sometime ago the United State Navy Department instituted

suit and condemned certain land in what is known as Frank Stirling Naval Airfield, among which was the NE $\frac{1}{4}$  of said Section 28—160 acres. Recently the Trustees agreed to sell to M. M. Weiss, through his attorney, George H. Salley, all of the State's ownership in that section at a price of \$40.00 an acre, and while the land was being advertised the Navy Department was also advertising the NE $\frac{1}{4}$  for sale. Upon investigation it has developed that a Federal award of \$1800.00 was approved but there is no record that it has ever been paid to the State.

Mr. Wells asked for authority from the Trustees to make investigation as to the award and to negotiate with the Federal Government with a view to getting title to the NE $\frac{1}{4}$  of Section 28 back in the State.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that Mr. Wells be authorized to carry out his suggestion. Upon vote the motion was adopted.

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Application was presented from F. B. Becton of Sopchoppy, Florida, for five year lease on certain lands lying between the low and high water marks adjacent to his upland property, containing approximately 100 acres in Wakulla County. Offer of \$1.00 an acre annually was made for the lease.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize five-year lease in favor of Mr. Becton covering approximately 100 acres in Wakulla County at the rental offered, detailed description to be included in lease. Upon vote the motion was adopted.

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Mr. Wilson Sanders, on behalf of Mr. and Mrs. C. A. Zeising, Jr., made application to purchase Orange County land on Lake Conway adjacent to their upland property. Offer of \$300.00 an acre is submitted for the following designated parcel:

Approximately .06 of an acre adjacent to Lot 12,  
Waterwitch Club, Lake Conway, in Township 23 South,  
Range 30 East, Orange County.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize the land advertised for objections only based on offer from applicants. Upon vote the motion was adopted.

The State Road Department made application for right of way easement across the following described property owned by the State:

Three islands located North of Key Vaca within the W $\frac{1}{2}$  of Section 9, Township 66 South, Range 32 East, Monroe County.

Information was furnished that the Road Department desired this area for use by Overseas Road and Toll Bridge District, such easement to terminate upon liquidation or transfer of the assets of the District, unless terminated sooner by mutual consent of the District and the Trustees.

Motion was made by Mr. Mayo, seconded by Mr. Gay and adopted, that the Trustees authorize easement requested across the areas described.

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Offer of \$250.00 an acre was presented from K. J. Cochran for the following described land:

Approximately 2 acres of submerged land in Lake Clark, West of Government Lot 4, Section 9, Township 44 South, Range 43 East, Palm Beach County.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees agree to advertise the land described for competitive bids based on offer from Mr. Cochran. Upon vote the motion was adopted.

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Request was presented from Mr. Vic Barothy, holder of lease No. 470-A, covering land in Monroe County, for extension of his lease after its termination date—June 15, 1956. Payments under present lease are \$100.00 annually.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to extend Lease #470-A for a term of five (5) years from June 15, 1956, with annual rental of \$150.00, or for a term of ten (10) years from said date with annual rental of \$200.00. Upon vote the motion was adopted.

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Mr. Park H. Campbell of the firm of Hudson and Cason, Miami, Florida, attorneys for the Board of County Commissioners of Dade County, came before the Trustees and presented the following proposal from Dade County:

Miami, Florida

October 5, 1948

Trustees of the Internal Improvement Fund  
Tallahassee, Florida

Gentlemen:

On August 30, 1948, we wrote Honorable Millard F. Caldwell, Governor, as County Attorneys for Dade County, Florida, concerning proposed leases on a part of the southwesterly tip of Virginia Key in Dade County, which leases were to call for the construction of an aquarium, restaurant, marine laboratory, and other improvements. It is our understanding that Mr. Charles H. Crandon, Chairman of the Board of County Commissioners of Dade County, Florida, also wrote Governor Caldwell concerning this matter on August 30, and again on September 9 concerning this same matter. On September 8 we wrote Honorable F. C. Elliot, Secretary of the Trustees of the Internal Improvement Fund, concerning this same matter, and inclosed a proposed resolution which we requested be adopted by the Trustees.

After making some changes in our proposed resolution, the Trustees adopted a resolution concerning this matter on September 14, 1948. Since conferring with the attorneys for the proposed lessees, we are informed by such attorneys that a different approach to this matter will have to be made before a lease will be accepted and the aquarium and marine laboratory, and other improvements, built. Among other things, they require ownership in the county without reservation or restriction other than the usual mineral and petroleum reservations covering lands hereinafter described in so far as title can be procured. They also require that permits for dredging, in order to make necessary fills, be procured on the lands hereinafter described.

Furthermore, the proposed lessees require a lease on all of that part of the southwestern tip of Virginia Key covered in bulkhead area hereinafter described, with the exception of the right of way for Rickenbacker Causeway and an area of approximately one and one-half ( $1\frac{1}{2}$ ) acres on the southerly side of said right of way and near the Bear Cut Bridge. They will give to the University of Miami a sub-lease on a portion of said property for the duration of the main lease, which duration is forty-four (44) years from the date thereof. They will construct the marine laboratory for the

University and will construct the aquarium, restaurant, and other buildings referred to in our former letters and in the resolution of the Trustees dated September 14. The rental to be paid will be five per cent (5%) of the admission fees to the aquarium, less taxes, and five per cent (5%) of gross receipts from the sale of food and beverages.

In order to effectuate this lease and to bring about the construction of the aquarium and marine laboratory, the Board of County Commissioners requests that the Trustees convey to Dade County the following described lands:

Parcel 1:

Government Lot 1 of Section 17; Government Lots 1, 2 and 3 of Section 20; Government Lots 1 and 2 of Section 21.

Parcel 2:

A portion of Section 20 adjacent to and lying westerly from Government Lots 2 and 3 in said Section 20, which portion is described as follows: (bulkhead area)

Beginning at a point on the center line of Rickenbacker Causeway as the same is now constructed in Section 20, Township 54 South, Range 42 East, said point lying South  $35^{\circ} 51' 58''$  West 1882.29 feet from the Northeast corner of said Section 20; thence run North  $45^{\circ} 22' 07''$  West 2075.00 feet along the said centerline of Rickenbacker Causeway to a point; thence run South  $29^{\circ} 37' 53''$  West, 1330.00 feet to the P. C. of a circular curve running Southeasterly; thence run 597.07 feet along the arc of the curve to the left, having a radius of 456.13 feet, through a central angle of  $75^{\circ} 00' 00''$  to the P.T.; thence run South  $45^{\circ} 22' 07''$  East 150.96 feet along a line tangent to the last described curve, to the P.C. of a circular curve running Easterly; thence run 877.95 feet along the arc of the curve to the left, having a radius of 734.35 feet, through a central angle of  $68^{\circ} 30' 00''$  to the P.T.; thence run North  $66^{\circ} 07' 53''$  East 1244.12 feet along a line tangent to the last described curve, to the point of beginning.

Also, all lands, submerged lands, and partially submerged lands lying between said Government Lots 2 and 3 of said Section 20 and the lands described in this Parcel 2.

## Parcel 3:

All that part of Section 17 lying South and West of a line which is parallel to and 660 feet Northeasterly from and measured at right angles to the center line of Rickenbacker Causeway (formerly Biscayne Causeway), as the same is now constructed; also, that part of Section 20 described as follows:

Begin at the Northwest corner of Section 20 of said Township and Range; thence South along the West boundary of said Section 20, 2300.00 feet; thence in an Easterly direction to connect with the Southwest extremity of Virginia Key; thence in the same course as the preceding, East or West, as the case may be, to the quarter section line running North and South through Section 20; thence South along said quarter section line to the South boundary of said Section 20; thence East on the South boundary of said Section 20 to a point in a line described in Chapter 13666, Laws of Florida, Acts of 1929, which said line begins at the Northeast corner of the S $\frac{1}{2}$  of the SE $\frac{1}{4}$  of Section 30 in Township 54 South, Range 42 East, and extends Northeasterly by a straight line to the Southeast corner of the NE $\frac{1}{4}$  of said Section 20; thence Northeasterly along said last mentioned line to the East boundary of said Section 20; thence North along the East boundary of said Section 20 to the Northeast corner thereof; thence West along the North boundary of said Section 20 to the Northwest corner of said section, the Point of Beginning first above described; excepting therefrom the land described as Parcels 1 and 2 of this conveyance.

The Board of County Commissioners of Dade County is willing that the deed from the Trustees to it shall provide that the property described as Parcel 3 shall be used as public purposes only; provided, however, that Dade County or its assigns shall have the right to remove from said lands described in Parcel 3 sand, gravel, rock and other materials for the purpose of filling the lands described in Parcels 1 and 2. They are also willing that Parcel 1 shall not be freed, exonerated and discharged of and from the conditions, restrictions, reservations and limitations contained in the former Deed No. 18556 dated March 24, 1940, from the Trustees to Dade County, which is recorded in Deed Book 2065 at Page 454 of the Public Records of Dade County, unless and until there shall be con-

structed on some portion or portions of the land described in Parcel 1 or Parcel 2 an aquarium and marine laboratory which, together with the bulkheading and filling therefor, shall cost a minimum of \$1,500,000.00, which construction shall be effectuated not later than five years from the date of the conveyance requested.

The City of Miami holds conveyances from the Trustees, for municipal purposes only, covering a major portion of the land described in Parcel 3, and possibly an indefinite portion of the lands described in Parcel 2. It is anticipated that there will be no difficulty in procuring conveyances, easements or permits from the city that may be required. At any rate, the County Commissioners will immediately approach the city for such conveyances, easements or permits. These conveyances to the city from the Trustees were given by virtue of Chapter 13666, Laws of Florida, Acts of 1929. Because of these matters affecting the title, the Dade County Commissioners are willing that the conveyance from the Trustees to Dade County provide that the same is given subject to all of the rights of the City of Miami in and to all portions of the property to be conveyed to the county, under and by virtue of said Chapter 13666, and of any and all conveyances that may have been given by the Trustees to said city pursuant to said Chapter 13666.

The deed requested will, of course, contain the usual reservations covering minerals and petroleum.

In addition to the requested conveyance, the Board of County Commissioners of Dade County also requests from the Trustees a permit to remove sand, gravel, rock and other materials from the following described property:

Parcel for Permit:

Beginning at a point in the west boundary of Section 20 of Township 54 South, Range 42 East, which said point is 2300 feet south of the northwest corner of said section; thence in an easterly direction to connect with the southwestern extremity of Virginia Key; thence in the same course as the preceding, easterly or westerly as the case may be, to the quarter section line extending north and south through said Section 20; thence south along the quarter section line in said section to a point in the south boundary of said Section 20; thence east

along the south boundary of said Section 20 to a point in a line described in Chapter 13666, Laws of Florida, Acts of 1929, which said line begins at the northeast corner of the S $\frac{1}{2}$  of the SE $\frac{1}{4}$  of Section 30 of said township and range and extends northeasterly by a straight line to the southeast corner of the NE $\frac{1}{4}$  of Section 20, in the same township and range; thence southwesterly along the line last described through Section 29 to the west boundary of said section at a point which is the northeast corner of the S $\frac{1}{2}$  of the SE $\frac{1}{4}$  of Section 30 of same township and range; thence from said point north along the west boundaries of Section 29 and 20 to the POB first above described.

This area was included in Chapter 13666, but as far as can be discovered has never been conveyed by the trustees. The purpose of this permit is to allow an area for the excavation of fill for the benefit of Crandon Park, which comprises the northerly one-half of Biscayne Key, and for the benefit of that portion of Virginia Key which the county owns.

On account of the circumstances, it is deemed that no more than a nominal consideration should be paid by the county. We respectfully suggest that the sum of one hundred dollars (\$100.00) should be sufficient.

In as much as it is vital that this matter be straightened out as soon as possible in order to hold the proposed lessee in line, we respectfully request that your immediate consideration be given. Unless something is done shortly, the attorneys for the proposed lessee indicate that the aquarium and marine laboratory proposition will be called off

Very truly yours,

HUDSON AND CASON

County Attorneys for Dade County

By /s/ Park H. Campbell

PHC/p

After a full discussion of the subject, Governor Caldwell suggested that the Trustees approve elimination of the "public purpose" clause from Deed No. 18556, dated May 24, 1940, in so far as it applies to the following described land:

Government Lot 1 of Section 17, Government Lots 1, 2 and 3 of Section 20, Government Lots 1 and 2 of Section 21, All in Township 54 South, Range 42 East, Dade County,

conditioned upon the consummation of the aquarium and marine laboratory construction by private interests, as set forth in resolution adopted by the Trustees under date of September 14, 1948, and also approve conveyance of certain submerged lands in Sections 17, 20 and 29, Township 54 South, Range 42 East, described in Chapter 13666, Laws of Florida, Acts of 1929, subject to all the rights and interest the City of Miami, Florida, may have in Sections 17, 20 and 29, conveyance of the land in said sections to contain the "public use" clause, except parcel #2, known as the bulkhead area, on which conveyance is conditioned upon the providing of an aquarium and marine laboratory, and as to the remainder a provision permitting excavation and removal of material from the bottoms to fill the bulkhead area; that all details of the transaction be worked out by Mr. Campbell, the Attorney General and Mr. Elliot.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the suggestions of the Governor be adopted as the action of the Trustees, with consideration for conveyances to be fixed at \$100.00. Upon vote the motion was carried, with Mr. Watson recorded as not voting.

Motion was made by Mr. Gay, seconded by Mr. Mayo and adopted, that the Trustees approve the following bills and request the Comptroller to issue warrants in payment therefor:

J. Edwin Larson, State Treasurer	
To Principal of State School Fund.....	\$ 4,418.26
J. Edwin Larson, State Treasurer	
To State Board of Conservation for Oyster	
Conservation Fund.....	2,992.22
T. T. Turnbull, Tallahassee	
Expenses incurred in mortgage foreclosures	78.41
Southeastern Telephone Co., Tallahassee.....	18.65
Dell Hart, Tallahassee.....	5.00
Capital Office Equipment Co., Tallahassee.....	2.50
The H. & W. B. Drew Co., Jacksonville.....	34.85
	<hr/>
TOTAL.....	\$ 7,539.89

Financial statements for the month of September are as follows:

#### UNDER CHAPTER 610

Balance as of September 1, 1948.....	\$ 1,285,292.53
Receipts for the month	
Land Sales.....	\$ 13,021.10

Land Sale—Chapter 14717—Palm		
Beach Co.....	5.74	
Interest on Contracts.....	78.55	
Refund of Everglades Drainage Dis-		
trict Taxes.....	463.69	
Fill Material from Sarasota Bay.....	70.55	
Campsite Lease.....	100.00	
Miscellaneous Leases.....	924.40	
Grazing Leases.....	1,824.71	
Timber Leases.....	1,576.96	
Sand and Shell Leases.....	3,514.03	
Island Lease.....	150.00	
Mineral Lease.....	25.00	
Total Receipts for the month.....	21,754.73	21,754.73
TOTAL .....		1,307,047.26
Less Disbursements for the month.....		67,421.50
BALANCE AS OF SEPTEMBER 30, 1948.....		\$ 1,239,625.76

DISBURSEMENTS FOR THE MONTH OF  
SEPTEMBER, 1948

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
9-16-48	49704	Lee Roberts.....	\$ 39.05
	49705	Sarasota Herald-Tribune.....	4.95
	49706	W. R. Lott, C.C.C.....	1.70
	49707	J. Alex Arnette, C.C.C.....	1.00
	49708	Southeastern Telephone Co.....	11.20
	49709	Western Union Telegraph Co.....	2.88
	49710	J. F. Cochran, Postmaster.....	50.00
	49711	T. T. Turnbull.....	141.27
	49712	F. C. Elliot.....	14.42
	49713	Sinclair Wells.....	113.32
	49714	Treasurer of the USA.....	60,000.00
	49715	W. Ross Burton.....	10.00
9-17-48	52076	State Treasurer, Transfer to Prin. State School Fund.....	4,414.74
	52077	State Treasurer, Transfer to S.B.C. for Oyster Conservation Fund.....	10.00
9-30-48	45847	F. C. Elliot.....	421.35
	45848	A. C. Bridges.....	310.53
	45849	M. O. Barco.....	185.88
	45850	Jentye Dedge.....	261.86
	45851	Bonnie G. Shelfer.....	165.53
	45852	T. T. Turnbull.....	432.10
	45853	Louella Taylor.....	176.40
	45854	W. B. Granger.....	47.50
	45855	Mary Clare Pichard.....	89.13
	45856	Sinclair Wells.....	95.00

45857 Ruth N. Landers.....	20.00
5% Retirement Fund.....	84.49
Withholding Tax.....	317.20
<b>TOTAL DISBURSEMENTS FOR THE</b>	
<b>MONTH OF SEPTEMBER, 1948.....</b>	<b>\$ 67,421.50</b>

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U. S. G. S. CO-OPERATIVE FUND

Balance as of September 1, 1948.....	\$ 500.00
Receipts for the month.....	650.00
Disbursements for the month.....	-0
<b>BALANCE AS OF SEPTEMBER 30, 1948.....</b>	<b>\$ 1,150.00</b>

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UNDER CHAPTER 18296

Balance as of September 1, 1948.....	\$58,112.33
Receipts for the month.....	3,270.55
<b>TOTAL .....</b>	<b>61,382.88</b>
Less Disbursements for the month.....	20,986.31
<b>BALANCE AS OF SEPTEMBER 30, 1948.....</b>	<b>\$40,396.57</b>

DISBURSEMENTS FOR THE MONTH OF  
SEPTEMBER, 1948

*Warrant*

<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
9-2-48	38548	State Treasurer—Transfer to General Revenue.....	\$ 10,000.00
9-30-48	51703	Ernest Hewitt.....	315.26
	51704	J. R. Roberts.....	207.58
	51705	Elizabeth M. Goode.....	173.83
	51706	Mary Clare Pichard.....	103.33
	51707	F. C. Elliot.....	47.50
	51708	M. O. Barco.....	23.75
	51709	Jentye Dedge.....	28.00
	51710	Professional Insurance Corporation..	10.40
	60131	State Treasurer—Transfer to General Revenue.....	10,000.00
		5% Retirement Fund.....	26.16
		Withholding Tax.....	50.50

<b>TOTAL DISBURSEMENTS FOR THE</b>	
<b>MONTH OF SEPTEMBER, 1948.....</b>	<b>\$ 20,986.31</b>

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for approval the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	9/22/48	11
Bay	9/23/48	25
Dade	9/15/48	14
Hernando	9/27/48	2
Indian River	9/27/48	1
Lake	9/13/48	5
Suwannee	12/8/47	2
Suwannee	4/8/48	3

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the bids reported and authorize issuance, execution and delivery of deeds corresponding thereto subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

The Attorney General's office having recommended that the Trustees disclaim interest in certain Murphy Act certificates, for the reason that they did not vest title in the State, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize disclaimer as to certificates recommended by the Attorney General in Citrus, Hamilton and Taylor counties. Upon vote the motion was adopted.

Upon motion duly adopted, the Trustees adjourned.

MILLARD F. CALDWELL,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
October 12, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Millard F. Caldwell, Governor  
C. M. Gay, Comptroller  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Wells presented application from James A. Ball, Jr., for farm lease covering the following described land:

Lots 2, 3, 6, 7, 10, 11, 15 and W $\frac{1}{2}$  of Lot 27, Section 24, Containing 147.49 acres;

Lots 4, 5, 9, 10, 11, 12, 14, 15, 16; E $\frac{1}{2}$  of Lot 19; W $\frac{1}{2}$  of lot 22; Section 13, containing 198.39 acres, less 28 acres of waste land, leaving a total of 170.39 acres; Lots 17 and 24, Section 13; Lots 1, 8, 9, Section 24, Containing 118.62 acres;

All in Township 43 South, Range 36 East, Palm Beach County.

Mr. Ball holds leases No. 572, No. 573 and No. 589 on this property, expiring July 1, 1949, and offers to pay \$10.00 an acre per annum for five-year renewal with the understanding that the Trustees may withdraw from the lease any portion of the land described, on the first day of July of any year during the term of the lease, if the State should need the land in connection with the Belle Glade prison farm.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offer from Mr. Ball and authorize lease for five years, with the condition for withdrawing any of the land desired for the prison farm. Upon vote the motion was adopted.

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Request was presented from Florida Inland Navigation District for perpetual right of way and spoil disposal easement covering the following described property:

RWN-231-A—All that portion of unsurveyed Section 22, Township 5 South, Range 29 East, St. Johns County, lying East of the boundary of Government Lot 1, said Section 22, and East of a line running Southward from the Southeast corner of said lot parallel to the Easterly boundary of said Section 22.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize right of way and spoil disposal easement as requested. Upon vote the motion was adopted.

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Application was submitted from William T. Harvey, on behalf of Dr. H. H. Humphries, for lease to explore for precious metals and stones in underwater areas owned by the State bordering the Suwannee River, particularly in Suwannee and adjacent counties.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to issue an exploration permit to search for precious metals and stones covering the territory applied for, and that Mr. Wells work out the terms of a suitable lease.

Upon vote the motion was adopted.

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Pursuant to action of the Trustees October 5, referring proposal from Dade County to Mr. Park H. Campbell, as representing the County, Attorney General Watson and Mr. Elliot for working out the details, Mr. Elliot submitted the following report:

“Following the action by the Trustees, Mr. Campbell, Mr. Leitner, Assistant Attorney General, and myself examined the several matters affecting the conveyances requested by Dade County from the Trustees, and find the same to be as described to the Trustees by Mr. Campbell except that the status of the parcel in Sections 20 and 29 for procuring fill material is such that it appears preferable for the Trustees to grant a permit for the removal of the material from the bottoms of such area rather than to execute deed of conveyance.

The three of us have collaborated in preparing deed and permit. Copies are attached hereto for examination by the Trustees. Mr. Campbell had supplied a letter carrying the request of Dade County in the premises.

In the event the Trustees authorize the issuance of deed and permit, action should also be taken rescinding Trustees' resolutions dated May 6, 1947, August 5, 1947, and September 14, 1948, affecting the same subject, and in lieu of said former resolutions shall be the action of the Trustees taken this date.

Mr. Campbell and Mr. Leitner join me in recommending that indicated by the deed and permit.

F. C. Elliot  
October 9, 1948”

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees approve as the action of the board the foregoing report, authorize substituting permit covering parts of Sections 20 and 29, Township 54 South, Range 42 East, in lieu of conveyance as first suggested October 5, and that resolutions dated May 6, 1947, August 5, 1947, and September 14, 1948, be rescinded.

Upon vote the motion was adopted and the deed and permit ordered executed and delivered to Dade County.

Mr. Elliot presented application from Lake County recommending approval of homestead entry in favor of Richard G. Shipes, Jr., covering the following described property owned by the county:

NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 22, Township 19 South,  
Range 27 East, containing 40 acres in Lake County.

Information was furnished that all the necessary papers had been filed and the law complied with.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees approve issuance of homestead entry in favor of Mr. Shipes covering land owned by Lake County. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for approval the following report of bids received for lands sold under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	9/27/48	1
Brevard	9/13/48	61
Escambia	9/30/48	2
Flagler	10/4/48	3
Jefferson	10/5/48	2
Manatee	10/4/48	8
Marion	10/4/48	6
Orange	10/4/48	22
Osceola	9/20/48	29
Pasco	10/4/48	7
Putnam	10/2/48	2
St. Lucie	10/4/48	2
Taylor	10/1/48	6
Volusia	10/4/48	18

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the bids reported and authorize issuance, execution and delivery of deeds corresponding thereto subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Application was presented from Edwin G. Peterson and Sarah L. Peterson, his wife, for release of oil and mineral reservation in Deed No. 2736 affecting Lot 27, Block A, Almendares Subdivision, Dade County, for which conveyance applicants offer \$5.00.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize release as requested at the price offered. Upon vote the motion was adopted.

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Letter was presented from Clerk of the Circuit Court of Lake County, recommending that the Trustees reduce base bid for advertising Lots 2 to 9, Block 14, Mt. Plymouth, comprising approximately one-half ( $\frac{1}{2}$ ) acre in Lake County. It was explained that the base bid according to the 1932 assessed value was \$525.00, but a house on the property at that time has since been destroyed by fire and the 1948 value is fixed at \$250.00. Applicant, Francis Lee Albert of Jacksonville, Florida, offers \$75.00 to have the lots advertised for sale.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees decline to advertise the land with a base bid of \$75.00, and that counter proposal be made to advertise the lots provided a bid of \$100.00 is made. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to disclaim interest in seven (7) certificates certified by the Clerk of the Circuit Court of Holmes County as coming under the Murphy Act, the Attorney General having approved such disposition. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

MILLARD F. CALDWELL,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
October 26, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Millard F. Caldwell, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Wells requested action on land sale advertised for objections to be heard October 19, 1948, and deferred till this date owing to a quorum not being present on the 19th. Based on offer of \$200,000.00 from Thomas H. Horobin, the Trustees agreed to advertise the land for sale, subject to objections only, and the following notice was published in the Miami Herald on September 17, 24, October 1, 8 and 15, 1948:

Tallahassee, Florida, September 8, 1948

### N O T I C E

NOTICE is hereby given that the Trustees of Internal Improvement Fund of the State of Florida will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. October 19th, 1948, the land in DADE COUNTY, described as follows:

Commencing at the southwest corner of Section 38, Township 54 South, Range 41 East, said Section being known as Mrs. Hagan Donation, Report 4, Claim 8, 620.66 acres, as shown on plat entitled "Part of Township 54 South, Range 41 East, Land District East, State of Florida," noted as "Rec. with S. G.'s letter of August 25, 1846", which plat was prepared "To be attached to the plat of Township 54 South, Range 41 East, showing the alterations (required by, and made in conformity with the instructions of the Commissioners of the General Land Office of date 10th, July '46) in the Donations of Mrs. Hagan and Jonathan Lewis, leaving the claims just as they were returned by the Deputy Surveyor and making Lot No. 1 of Sec. 14 Public Land", and "Examined and approved by Robert Butler Surveyor General", dated "August 1866"; Thence run North  $88^{\circ} 07' 25''$  East along the south line of said Section 38 a distance of 6,367.25 feet to a point of intersection with the center line of Brickell Avenue as shown on the "Amended Map of Brickell's Addition to the Map of Miami", recorded in Plat Book "B", Page 113, Public Records of Dade County, Florida; Thence North  $13^{\circ} 27' 05''$  East along said center line of Brickell Ave. 1,725.39 feet to a point of intersection with the center line of 20th Street, now S. E. 8th Street; Thence South  $76^{\circ} 29' 08''$  East along the said center line of S. E. 8th, Street and the prolongation of same 1,732.00 feet to the point of beginning of the following described area: Thence North  $22^{\circ} 29' 49''$  West 1,520.74 feet to the point of curvature of a curve to the right; Thence to the right along

said curve having a radius of 150.00 feet and a central angle of  $90^\circ$  for an arc distance of 235.62 feet to a point of tangency; Thence North  $67^\circ 30' 11''$  East 1,200.00 feet to the point of curvature of a curve to the right; Thence to the right along said curve having a radius of 150.00 feet and a central angle of  $90^\circ$  for an arc distance of 235.62 feet to a point of tangency; Thence South  $22^\circ 29' 49''$  East 2,200.00 feet to the point of curvature of a curve to the right; Thence to the right along said curve having a radius of 150.00 feet and a central angle of  $90^\circ$  for an arc distance of 235.62 feet to a point of tangency; Thence South  $67^\circ 30' 11''$  West 1,200.00 feet to the point of curvature of a curve to the right; Thence to the right along said curve having a radius of 150.00 feet and a central angle of  $90^\circ$  for an arc distance of 235.62 feet to a point of tangency; Thence North  $22^\circ 29' 49''$  West 679.26 feet to the point of beginning containing 85.65 acres, more or less, lying in Township 54 South, Range 42 East.

The purchaser is to pay the cost of advertisement.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

No objection having been filed or presented, motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize sale of the land described in favor of Thomas H. Horobin at the price offered. Upon vote the motion was adopted.

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Mr. Wells also presented for action sale of Duval county land advertised for objections to be heard on October 19, 1948, with information that no objections were presented or filed on the 19th.

Based on offer of \$300.00 an acre from Robert A. Avent, on behalf of Mrs. Rochelle S. Main, the Trustees authorized the land advertised for objections and the following notice was published in the Florida Times Union, Jacksonville, Florida, on September 15, 22, 29, October 6 and 13, 1948:

Tallahassee, Florida, September 3, 1948

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. October 19th, 1948, the land in DUVAL COUNTY, described as follows:

Approximately .52 of an acre of submerged land beneath the waters of the St. Johns River, in Township 3 South, Range 26 East, lying adjacent to and southwesterly of Lot 11 (excepting the northerly 100 feet of said Lot 11), of F. S. Allen's Replat, a re-subdivision of part of F. Bethune Grant, in Section 38, of said Township 3 South, Range 26 East, according to plat of said re-subdivision recorded in Plat Book 12, at Page 49, of the current public records of Duval County.

The purchaser is required to pay the advertising cost.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees confirm sale of the land described in favor of Mrs. Main at the price offered—\$300.00 an acre, or \$156.00 for the parcel. Upon vote the motion was adopted.

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Offer of \$5.00 an acre was presented from J. A. Franklin for purchase of NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , S $\frac{1}{2}$  of SE $\frac{1}{4}$ , NE $\frac{1}{4}$  of SW $\frac{1}{4}$  and S $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 27, Township 46 South, Range 27 East, Lee County.

Motion was made by Mr. Mayo, seconded by Mr. Gay and adopted, that the Trustees decline offer and make counter proposal to advertise the land for competitive bidding provided Mr. Franklin will agree to bid not less than \$7.50 an acre on date of sale.

Request was presented from C. R. Fortenberry for salvage lease covering additional areas in Brevard County, the Trustees having on September 21, 1948, authorized lease on another location.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees rescind action taken September 21, 1948, authorizing lease to Mr. Fortenberry and agree to execute salvage lease covering the following described areas under the terms and conditions as agreed upon:

Sections 20 and 31, Township 20 South, Range 35 East;  
 Sections 22, 26, 27 and 35, Township 20 South, Range 36 East;  
 Sections 1, 2, 11 and 12, Township 21 South, Range 36 East;  
 Sections 9, 10, 15, 25 and 34, Township 22 South, Range 37 East;  
 Sections 20, 34 and 35, Township 23 South, Range 37 East; and  
 Section 3, Township 24 South, Range 37 East, Brevard County.

Upon vote the motion was adopted.

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Application was presented from The Anchorage, Inc., holder of lease #470-A, for extension of fifteen (15) years on its fishing camp lease in Monroe County with annual rental as follows:

\$150.00 per annum for the first five years;  
 \$200.00 per annum for the second five years; and  
 \$250.00 per annum for the third five years.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize extension of lease #470-A as requested by The Anchorage, Inc., upon payment of rental as offered. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Mayo and adopted, that the Trustees deny request from Mr. Evans Crary that the Trustees enter into friendly suit with St. Lucie Inlet Company for the purpose of establishing ownership of certain reclaimed land in Martin County now claimed by the Trustees and leased to a third party.

Mr. Wells reported that W. J. Eberwein, holder of lease No. 474, has failed to pay the required rental of \$25.00 annually on Hall Island located in the Banana River, ten (10) miles northeast of Cocoa, Florida, in Brevard County, and recommends that the lease be cancelled.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees cancel lease No. 474 for failure to pay rental required. Upon vote the motion was adopted.

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Request was presented from J. L. Morris for five-year extension on grazing lease No. 365 covering land in Glades County, for which he offers one dollar (\$1.00) an acre annually.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize extension of five years from expiration date of lease #365 upon payment of rental as offered by Mr. Morris. Upon vote the motion was adopted.

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Request was presented from W. Turner Wallis for cancellation of Contract No. 19057 covering purchase of land in Section 12, Township 44 South, Range 39 East, Palm Beach County, and for issuance of deed to him for the proportionate acreage represented by amount of principal payments made under said contract.

Motion was made by Mr. Mayo, seconded by Mr. Gay and adopted, that the request from Mr. Wallis be granted and deed issued for land equal to principal payments made.

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Letter was submitted from Coastal Petroleum Company requesting that the Trustees approve location for drilling of an oil well in Jefferson County on land described as:

750 feet South and 100 feet West of the center of Section 1, Township 2 South, Range 3 East, Jefferson County, Florida, being in the NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of said section.

It was further stated the location is on dry land, title to which is not in the Trustees, but is contiguous to Trustees' ownership; that under provisions of Lease No. 224-A a one-eighth overriding royalty on approximately 160 acres, comprising the SW $\frac{1}{4}$  of Section 1 as above, will be assigned to the Trustees and that said well will hold Drilling Block No. 2 of Lease No. 224-A the same as if it were drilled upon the open waters of that block.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees approve the location described for drilling as outlined by Coastal Petroleum Company. Upon vote the motion was adopted.

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Request was presented from Mr. Noah Butt, on behalf of Brevard County, that the Trustees grant salvage lease to the county covering territory not heretofore leased.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize salvage lease in favor of Brevard County covering the following sections in Brevard County:

Section 9, Township 20 South, Range 35 East;  
 Section 5, Township 22 South, Range 37 East; and  
 Section 27, Township 24 South, Range 37 East.

Upon vote the motion was adopted.

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Mr. Elliot reported that drainage district taxes on State owned land estimated at \$80,000.00 would be due November 1, and in order to take advantage of the four per cent (4%) discount allowed it would be advisable to have the Budget Commission release an amount sufficient to pay said taxes.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize payment of drainage district taxes on State lands and that the Budget Commission be requested to release funds from the Non-Operative budget of the Trustees from which to pay such taxes. Upon vote the motion was adopted.

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Report of Engineer Elliot covering proposal of Florida Oil Development Company was discussed. Copy of this report had been furnished each member of the Trustees in order that they might be apprised of its content before the meeting. The report is as follows:

October 22, 1948

Trustees of the Internal Improvement Fund  
 Honorable Millard F. Caldwell, Governor  
 Honorable C. M. Gay, Comptroller  
 Honorable J. Edwin Larson, Treasurer  
 Honorable J. Tom Watson, Attorney General  
 Honorable Nathan Mayo, Commissioner of Agriculture

Dear Sirs:

Re: Florida Oil Development Company Proposal  
 Florida Oil Development Company presented to the

Trustees of the Internal Improvement Fund at a meeting held September 28, 1948, its proposal in terms of an oil exploration and development agency contract. The proposal was referred to me by the Trustees for report.

For convenience of the Trustees, I have briefed the proposal using the word "brief" in its ordinary dictionary meaning rather than as a legal term, and have condensed the proposal substance from thirteen to three pages, as follows:

### CONDENSED PROPOSAL

(Numbers correspond to paragraphs as numbered in proposal. Parentheses are mine.)

1. First consideration—cash payment \$100,000.00  
Period 25 years.  
(Equivalent to \$4,000 annually for 25 years. Area—more or less—for illustrative purposes only—2,000,000 acres. Rate per acre per annum 1/5 cent.)
2. That set forth in 1—Considered as adequate consideration for a binding contract. In addition to
  - 1, the additional considerations are:
    - (a) To drill wells on contract lands if oil produced nearby.
    - (b) Payment of royalty on production after deducting drilling cost from Trustees part.

### LAND AFFECTED

3. All sovereignty land not hitherto leased.
4. All Murphy Act lands, title to which has been conveyed out of the State which are subject to reservations for oil and minerals.
5. All Internal Improvement Fund land title to which has passed out of the State subject to reservations for oil and minerals.
6. Excludes lands leased under 4 and 5. (3, together with 4 and 5 as limited by 6, cover all such lands in State.)
7. (a) Copy of contract to be recorded in office of Commissioner of Agriculture and in each county in which contract land is located. Cost borne by agent.

- (b) Trustees to prepare list and description of all contract lands to be part of contract, file copy in office of Commissioner of Agriculture. Copy to agent. Cost not to exceed \$10,000, to be borne exclusively by agent. Agent may file for record list of lands in each county as to contract lands in that county.
8. Surveys of land, where necessary, to be made by Trustees. Cost to be paid initially by agent, to be repaid by deducting amount from Trustees' part of production, except particular survey of particular parcels and if no oil or minerals produced from such parcel, cost of survey to be borne exclusively by agent.
9. Litigation involving agent or Trustees, as to rights of state or of agent in contract lands, and interpretation of contract to be initially paid by agent, to be repaid by deducting amount out of Trustees' part of production, unless such litigation is between Trustees and agent.
10. (a) In event of production on contract lands, or within one mile thereof, contract shall be perpetual so long as production continues. If no production, option to renew for 10 years on payment of \$250,000.
- (b) Agent has exclusive right to drill for oil on any contract lands where oil then being produced in specified quantities and from designated depths within 320 feet of contract lands, according to the following schedule:

## SCHEDULE

<i>Depth of well in feet</i>	<i>Quantity—minimum 10 days—bbls. per day</i>
0 to 1,000	25
1,000 to 2,000	50
2,000 to 3,000	100
3,000 to 4,000	200
4,000 to 5,000	300
5,000 to 6,000	400
6,000 to 7,000	550
7,000 to 8,000	700
9,000 to 10,000	1,000
10,000 to 11,000	1,250
11,000 to 12,000	1,500

12,000 to 13,000	1,700
13,000 to 14,000	1,900
14,000 and over	2,000

- (c) Agent has exclusive right to drill on contract lands regardless of production on nearby lands.
11. (a) Agent required to drill on contract sovereignty land where oil produced on nearby lands in accordance with schedule in 10.
- (b) As to Murphy Act and Internal Improvement Fund Contract lands, Trustees and agent to procure permission of and agreement with surface owner as to drilling, and in event of production, agent to pay surface owner not less than 1/16 of production.
- (c) In event voluntary agreement not reached with land owner, suit to be litigated to determine rights of Trustees, of agent and of land owner. Agent pays cost of suit, later to be reimbursed out of Trustees' part of production. Agent not required to drill till land owner situation disposed of.
12. Agent required to drill offset wells to its own well or wells, subject to distance, depth and production as in schedule, Paragraph 10. All operations subject to conditions imposed by situation beyond control of agent.
13. Drilling offset well or wells to be promptly begun and continued with diligence. If production encountered on sovereignty land, agent pays Trustees on basis of 16 percent less drilling costs on all wells. If on reserved interest land, Murphy Act and Internal Improvement Fund, 8 percent to Trustees and 8 percent to land owner, less drilling costs. On sulphur, whole interest, 50¢ per long ton on sovereignty land, and on part interest, Murphy Act and Internal Improvement Fund land,  $\frac{3}{4}$  to Trustees and  $\frac{1}{4}$  to land owner.
14. On reserved interest land, where no agreement reached with land owner, payment to be made as Court determines. If payment to land owner greater than private part under reservation, agent may, at his option, drill or not drill.

15. Trustees designate Florida Oil Development Company their agent for drilling, prospecting, exploring and developing oil and minerals, with right to do all things necessary thereto, such as provide pipe lines, pumping facilities, communication lines, roads, power stations, and other facilities.
16. Agent agrees to save the Trustees harmless in connection with drilling and production. Agent to pay initial cost of all wells, to be repaid by deducting all well costs out of Trustees' part of production, other specified costs to be paid in like manner.
17. Royalty to be paid on minerals, other than oil and sulphur, on a market price basis. Cost of producing same to be born exclusively by agent. Agent to have right to use land necessary.
18. On Murphy Act and Internal Improvement Fund lands, where land owner has parted with title to oil and minerals to other than person with whom agent or Trustees have contracted, agent and Trustees shall have the right to interplead for amounts claimed by Trustees and by agent.

### PROPOSAL DISCUSSED

The principal features of the proposal sufficient for decision by Trustees as to whether the same shall be accepted or rejected are now discussed, as the proposal is, not as it might be modified or changed on some bargaining basis.

### POLICY

The proposal includes all the land in the State of Florida meeting proposal specifications. The area probably exceeds Two Million Acres. Whether or not the Trustees believe it desirable to enter into a single exclusive contract covering the State's entire extensive holdings of the kind described is a matter of policy not properly within the province of this report to discuss.

### CHARACTER OF LAND

**SOVEREIGN LAND:** Not heretofore leased, comprising areas along the east coast of Florida covered by intra-coastal waters, consisting of bays, sounds and salt rivers, together with areas in the interior covered

by rivers and lakes. Many of the larger lakes, most of the rivers leading to the Gulf, and all Gulf coastal areas are already leased to other companies. Except for certain wide reaches of intra-coastal areas along the east coast, a few of the remaining larger lakes, and occasional wide portions of some rivers, the areas are relatively small, disconnected, or long, narrow, ribbon-like river beds.

**MURPHY ACT LAND:** Sold, part of oil and minerals reserved, for the most part small parcels, seldom exceeding 160 acres, thousands of ten acres or less, down to small fractions of an acre, disconnected, scattered practically all over the state.

**INTERNAL IMPROVEMENT FUND LAND:** Sold, part of oil and minerals reserved, in parcels for the most part 640 acres and less, but few forming composite tracts of greater than one square mile, scattered all over the state, but principally in the Everglades section.

### CONSIDERATION

The prepaid consideration is cash amounting to \$100,000 covering twenty-five years, equivalent, ignoring interest presumed to accumulate thereon, to a paid up rate of \$4,000 per annum, covering probably in excess of two million acres, or the further equivalent of a lease rate around one-fifth of a cent per acre per annum.

The character of the greater portion of the land does not lend itself well toward leasing and exploring for oil and drilling in unexplored, unknown territory, under statutory requirements applicable to state land, except for solidifying or blocking up large composite areas where lessee has acquired leases on surrounding non-state land. For the most part this character of land is not at the desirable lease level of large, consolidated state holdings. Furthermore, affecting Murphy Act and Internal Improvement Fund lands is the divided interest in oil, part held by surface owner and part by state, out of which will arise many inconveniences all along the line. In the event, however, oil is discovered adjacent or close to state land, the nearby state land would immediately become of high value and in great demand for oil purposes. The character of land as above described should be borne in mind in comparing its lease value and its oil potentialities with that of larger consolidated areas.

But even bearing in mind the described situation, and giving consideration to the cash payment jointly with the royalty proposed, hereinafter discussed, the cash consideration, in my judgment, is too small.

The further consideration is royalty on production at the rate of 16%, or a little less than one-sixth, of the whole or part, as the case may be, of the State's interest in oil after drilling costs of all wells, both producing and dry, and certain other specified costs, shall have been deducted from the State's part. Unless the proportion of producing wells to dry holes is much higher than what I am informed is the average for offset wells, the Trustees might be continuously in the red. Ordinarily where an oil company pays the costs, its proportion of production is seven-eighths. In this case the Trustees would pay the costs out of their proportion of production, which is a little less than one-sixth. If an oil company needs seven-eighths of production out of which to pay costs and make a profit, I do not see how the Trustees can pay costs and make a profit out of one-sixth of production, even under the favorable condition of offset drilling after oil discovery on nearby land.

In the event oil be not produced on contract land or on nearby land within one mile of said land during the first twenty-five years, then at option of agent, an additional cash consideration in advance amounting to \$250,000 is to be paid for an additional period of 10 years.

#### LIFE OF CONTRACT

- (a) First period, 25 years—paid up.
- (b) Second period, 10 years—optional with Company, paid up unless (c) or (d) effectuated.
- (c) If oil produced from any contract land—perpetual so long as there be production from any well on said land.
- (d) If oil produced on non-contract land from any well within one mile of contract land, contract is perpetual so long as there be production from any such well.

Analyzing the requirement for drilling in relation to the provision for contract perpetuation, the requirement for drilling by company is that it shall drill if oil is produced from a well on non-contract lands which is within 320 feet of contract land, subject to certain limitations as to depth of well and quantity of pro-

duction, while the definition for contract perpetuation is a producing well in one mile of contract lands.

The definition for contract perpetuation and that for required drilling must be considered in terms of likelihood of oil in the contract lands. Likelihood leading to drilling is based on a distance of 320 feet from a producing well. Likelihood leading to contract perpetuation is based on one mile from a producing well. Since both perpetuation of contract and requirement to drill can be justified only on the basis of oil likelihood, the requirements for drilling and the requirements for contract perpetuation are for the same reason—that is, for discovery and production of oil. If there be no justification for contract drilling, I see no reason for contract perpetuation. The proposal for contract perpetuation based on off contract area production at greater distance than that requiring contract drilling has no proper application here.

#### WELL DRILLING

Agent is required to drill in event a well on nearby land within 320 feet of contract lands is producing in accordance with depth and quantity as set forth in the schedule under paragraph 10 of proposal. 320 feet or other distance is by itself not a sound factor for determining whether or not drilling should be done. Other considerations, such as the character of the field, which may then be unknown, its shape, extent, geologic structure, producing capacity, and other factors would also have bearing. Also, as to nearby wells, whether outside or inside of the 320 foot limit, the operator of the producing well, if it be advantageous to his interests, could choke or regulate production so that it would not reach the production limit for required drilling. Whether or not another well ought to be drilled would depend on additional factors requiring determination by geologists, geophysicists, oil operatives, and others versed in oil matters, for each particular location. Under the proposal, the agent has the right to drill at his option any where he pleases on the contract lands and it is presumed agent will so drill if there is justification. That Trustees are to pay costs out of their part of production may be encouragement for agent to drill, but since repayment to agent is contingent upon production, agent takes that gamble. Withall, there still remains an undesirable hiatus in respect to drilling.

The foregoing are the principal features, limited strictly to those in the proposal, to which the Trustees

will give major weight in deciding as to acceptance or rejection of proposal. There are, however, other considerations which will influence the Trustees in their decision. Reference will be made to some of them.

#### OTHER CONSIDERATIONS

When the proposal from Florida Oil Development Company was submitted to Trustees, the idea was advanced that there exists need for an arrangement by which the State's interest in oil would be safeguarded in the event oil be produced from areas contiguous to state land; that producing wells near the edge of state land would drain off the oil from under contiguous land owned by the state; that particularly within river areas, wells on non-state land along the river would draw from beneath the river bed, and oil under the state's holding would be lost to the state.

If the above be the situation, it would be desirable for the Trustees to work out, and put into operation, a plan for protecting the state's interest. In developing such a plan the Trustees will desire to determine what that plan should be in order to meet requirements for state protection. On the other hand, if ample protection is now afforded, the situation would assume a different aspect.

#### WHETHER PROTECTION AFFORDED

The following is from Chapter 22819, Acts of 1945, known as the OIL AND GAS CONSERVATION ACT:

"Section 13. All common sources of supply oil and gas or either of them shall have the production therefrom controlled or regulated in accordance with the provisions of this Act."

The following Sections and parts of Sections cover in greater detail that expressed in general terms in Section 13:

Section 14,	sub-section	(11)
"	16, paragraph	(c)
"	16, sub-section	(3)
"	16, " "	(14)
"	16, " "	(15)
"	19, paragraph	(a)
"	19, " "	(b)
"	19, " "	(c)
"	19, " "	(d)
"	20,	
"	21, " "	(a)

”	21,	”	(b)
”	22,	”	(b)
”	23		

The foregoing sections and parts of sections provide for the manner of taking oil and gas, so that correlative rights of owners of oil in a common reservoir shall not be violated; that the State Board of Conservation shall effectuate regulations for the ratable taking of oil from the same pool; to prevent injury to neighboring lessor or property; to regulate spacing of wells to establish drilling units; to prevent drainage of oil from a developed unit not equalized by counter drainage; to regulate production and wells so as to produce a tract's justifiable share; requiring well location to be in middle of drilling unit, subject to certain exceptions at discretion of Board; sharing of gas and oil based on estimated pool capacity; requiring wells to be drilled vertically; integration of oil interests by surface owners in same unit for oil sharing; in event integration of interest not effectuated, owner may drill on his own tract, production being limited on basis of proportion of owners' area to drilling unit area.

#### STATE BOARD OF CONSERVATION

In pursuance of Chapter 22819, for carrying out its provisions, the State Board of Conservation has adopted "General Rules Governing the Conservation of Oil and Gas in Florida." Among the subjects covered are:

That no well shall be drilled except through permit from and in accordance with rules of the Board.

That spacing of wells in proven oil and gas fields shall be governed by special rules to be determined by the Board for that particular field.

A drilling unit is defined as—for oil—"at least 40 surface contiguous acres", the greatest dimension of which shall not exceed 2100 feet. For gas, "at least 640 contiguous surface acres", the greatest dimension of which shall not exceed 8500 feet.

There are provisions with respect to the ratable taking of oil so as not to injure oil interests in neighboring property, and for integrating or unitizing of interests in the same drilling unit for owner protection. In case owners fail to integrate their holdings, only so much oil may be taken from the pool at its estimated oil content as is represented by the proportion of surface area held by the operator to the total area

of such unit, leaving the remainder in the pool as the property of the non-integrating owner.

Also, in the absence of integrating or pooling of interests in a drilling unit, though the operator is not required by statute to produce from his own well oil from non-integrated parts of a unit, yet a statute authorizes the Board of Conservation to determine whether in the interest of conservation and economy a well shall be drilled. It might appear from conditions affecting the pool that for conservation, efficiency and economy the pool should be exhausted by means of the one or more wells already drilled, and that if not so exhausted, the remaining oil would be left in the ground and be lost because the quantity remaining might not be sufficient to justify drilling another well. Such would result in waste of oil resources. To prevent loss, the Board of Conservation, under authority vested in it by statute, might require the well or wells already drilled to be operated until all the recoverable oil has been saved, allocating the cost ratably according to interest. Many of the subjects covered in the rules are also covered in the statute and will not be repeated here.

Both the statute and the rules of the Board are of general application, including public agencies such as the Trustees of the Internal Improvement Fund and private corporations and persons. The intent of the statute and of the rules and regulations adopted by the State Board of Conservation is to insure conservation of oil and gas resources on a state wide basis and to afford protection to all owners of oil interest, including the State; but there are conceivable situations of an entirely practical nature which I do not think the statute covers, or if so, but inadequately. I think the proposal of Florida Oil Development Company brings this situation into focus. To considerable extent I agree with the views it expresses thereon. I shall not go into detail now, but further carefully study should be given that phase of the subject.

#### OTHER STATUTES

Attention is now invited to Chapter 22824, Acts of 1945. This Act authorized the Trustees of the Internal Improvement Fund and other state departments holding title to land, to negotiate, sell, and convey lease hold estates in oil and gas after advertising for bids on the same, together with other previous provisions relating to leasing oil rights. Without attempting to

determine whether the present proposal is in the form of a pure agency contract or partakes of the nature of a lease, it would appear that if it embraces lease features, and I suspect that it does, the proposal would have to meet conditions imposed by statute, and to be advertised for competitive bids as required by law, or if of pure agency character, the statutory requirement for advertising and bidding on leases suggests the desirability of applying that procedure to agency contracts also. I find no statute specifically authorizing the Trustees to enter into oil and gas agency contracts. Section 253.03, Florida Statutes 1941, may be applicable by intent. This section charges the Trustees "with the administration, management, control, supervision, conservation and protection of all land and products on, under, or growing out of or connected with land owned by, or which may hereafter inure to the State of Florida, not vested in some other state agency." The next section, 253.04, is to the same general effect, including lands held by the Trustees of the Internal Improvement Fund. I find no law prohibiting agency contracts. The Trustees operate under statutory authority, together with certain discretionary authority compatible with the statute in connection with which it is exercised.

### CONCLUSION

In analyzing the proposal of Florida Oil Development Company and in preparing this report, I have consulted with the State Geologist, Attorney for Trustees, others having knowledge relating to oil, with Mr. Parker, Attorney representing Florida Oil Development Company, and have the benefit of a letter dated October 4 from the Attorney General to the Trustees setting forth his views. Assisted by information from such sources and from my own studies of the situation, I have reached the conclusions herein stated through my own reasoning processes. As stated in the beginning, this report deals with the proposal as submitted, not as it may be modified or changed on some bargaining basis. I recommend that the proposal be rejected.

Respectfully submitted,

F. C. ELLIOT

Engineer and Secretary  
Trustees of the Internal  
Improvement Fund

FCE/b

Mr. Mayo stated he had carefully read the report and had discussed the same with Mr. Gurney by telephone; that Mr. Gurney was unable to be present because he had scheduled other matters and it was his information that the report would not be presented until a later date. Mr. Mayo further stated that he was of the opinion the proposal should be turned down.

Mr. Gay stated he was in agreement with Mr. Mayo that the proposal should be denied.

The Governor also said he had examined the report and it was a good report.

Motion was then made by Mr. Larson, seconded by Mr. Mayo and unanimously adopted that the proposal be rejected.

Mr. Julius Parker, Attorney for the Company, stated that the Company had an alternative proposal to submit, the principal features of which were:

The Company would make a cash payment of \$100,000.00.

That on all oil wells drilled, the Company would give the Trustees 35% of all oil produced therefrom.

That the Company would bear the cost of drilling all wells, both dry holes and producing.

That regardless of where a producing well may be, lying next to State property, if in the opinion of a capable geologist appointed by the State and one appointed by the Company, a third to be selected by these two geologists, regardless of distance, the Company would be required to drill if such be the decision of the geologists so selected. This would mean that if an oil field were discovered 3 or 4 miles from State property and two geologists representing the State and the Company so decided, the obligation on the part of the Company to drill would become absolute.

Mr. Mayo stated that in his opinion, any action now taken by the Trustees would be premature.

It was stated that the state lands and lands in which the state reserves oil and mineral rights are scattered throughout the state, consisting of rags and tags of land in all the counties of the state, and as such an oil lease to one of the big companies was impractical.

Mr. Parker recommended that the lands be advertised for bids on oil on all the state lands, which would give an opportunity to all interested parties to submit a bid if they wished

to do so; that his company would submit a bid, and he was of the opinion none of the major oil companies would bid.

Mr. Elliot said he believed it might be all right to advertise and see what proposals might be submitted; that such would throw the spot light on the subject and all concerned might get new ideas concerning oil leases, the Trustees reserving the right to accept or reject any and all bids.

Governor Caldwell stated that there must be some beneficial results to the state from a proposal such as the Florida Oil Development Company makes, else the other oil companies would not be objecting to it. He inquired as to the real reason for objection of other companies.

Mr. Bezoni, representing a number of oil companies, discussed reasons for such objection. He stated that if such a proposal were accepted, the major oil companies that have to this time spent more than seventy million dollars in exploration and drilling would, without doubt, withdraw much of their efforts from the state; that looking to a long drawn out program, the oil companies cannot give to the state the percentage now proposed by Mr. Parker, as the remaining 65% would not pay costs involved. That the effort of the state to date has been toward the finding of oil and cooperation with the several oil companies; that entering into a contract as proposed by Mr. Parker would definitely hinder the work of locating oil. That if oil was found, the state could get huge lease prices for any adjoining state land, which he believed would bring in more revenue, with the royalty, than the state would ever obtain from a contract as proposed. He cited situations existing in other states and oil fields with which he had been connected as an attorney and otherwise.

Pursuant to request of Mr. Parker, the Trustees directed Mr. Elliot to prepare a proper advertisement covering state lands, setting up specifications, etc., which would be published, asking for bids for oil contracts and/or leases on state owned lands. Mr. Elliot said he would do so, and bring it up for the Trustees' consideration prior to insertion in newspaper.

Mr. Elliot presented application from City of Apalachicola for an area of sovereignty land located on the west side of approach channel to Apalachicola at its junction with the land. It is proposed that an area about one-half mile square will be needed for docks, warehouses and for excavating necessary depths to proposed thirty-five (35) feet, and for other facilities for water borne commerce, all based on effectuation by the United States of the Apalachicola-Chattahoochee-Flint Rivers project.

Mr. Elliot recommended that the area be withdrawn from other disposition and set aside pending more definite arrangements for payment of the property, location and other details.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees approve suggestion of Mr. Elliot as the action of the board and direct that the land be withdrawn for the present. Upon vote the motion was adopted.

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Resolution was presented from the Board of County Commissioners of Palm Beach County requesting that the Trustees convey title in Lots 15 to 18, inclusive, Block 16, Inlet City, Palm Beach County, to L. F. Conerly for consideration of \$20.60. Title to the lots came to the Trustees under Chapter 14572 of 1929, through foreclosure by the county of delinquent taxes, and the county has agreed to accept twenty-five per cent (25%) of its taxes and pay to the Trustees the full amount of State taxes plus \$5.00 for release of oil and mineral reservations and plus \$5.00 for deed.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offer from Mr. Conerly and authorize deed executed conveying title to the lots described. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Mayo and adopted that the following salaries be approved and that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Engineer and Secretary .....	\$ 525.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Sec., Land, Taxes & Records.....	241.66
Jentye Dedge, Sec., Clerk, Records & Minutes	293.66
Bonnie G. Shelfer, Clerk .....	196.66
T. T. Turnbull, Attorney .....	500.00
Louella Taylor, Secretary .....	210.00
W. B. Granger, Rent Agent .....	50.00
Mary Clare Pichard, Secretary .....	103.33
Sinclair Wells, Land Agent .....	100.00
Ruth N. Landers, Maid .....	20.00

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TOTAL.....\$ 2,606.97

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following report of bids received for land under Chapter 18296, all regular and in order for approval:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	9/28/48	1
Clay	10/16/48	4
Clay	10/23/48	1
Columbia	10/12/48	1
Dade	10/6/48	32
Dixie	10/18/48	1
Duval	9/8/48	42
Duval	10/6/48	7
Escambia	9/30/48	1
Franklin	7/5/48	4
Franklin	8/9/48	1
Franklin	10/4/48	8
Hamilton	10/11/48	2
Hernando	10/2/48	4
Highlands	10/11/48	2
Holmes	10/18/48	1
Indian River	10/18/48	10
Madison	10/18/48	2
Monroe	10/13/48	52
Orange	10/4/48	2
Osceola	10/11/48	40
Palm Beach	10/15/48	9
Volusia	10/11/48	1

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept bids reported and authorize issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Request was submitted from James R. Foree for deed to correct error in original Pinellas County Deed No. 3028.

The Attorney General's office having approved correction, motion was made by Mr. Gay, seconded by Mr. Mayo, that Pinellas County Deed No. 3028-B be issued in favor of James R. Foree upon payment of \$5.00. Upon vote the motion was adopted.

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Applications having been received for release of State Road right of ways in deeds heretofore issued under Chapter 18296, and the State Road Department having recommended releases, motion was made by Mr. Gay, seconded by Mr. Mayo and adopted, that the following deeds be executed for releasing road right of ways as recommended by the State Road Department:

- Pt. Dade County Q.C. Deed No. 03-Chap. 21684 to Wilbur E. Leathers
- Pt. Dade County Q.C. Deed No. 4252-EDDJ to James P. Reising
- Pt. Dade County Q.C. Deed No. 4252-EDDJ to Winer H. Bethel
- Franklin County Q.C. Deed No. 59 to George D. George
- Franklin County Q.C. Deed No. 216 to Edith Coombs
- Franklin County Q.C. Deed No. 240 to Edith G. Coombs
- Franklin County Q.C. Deed No. 248 to Edith Coombs
- Pt. Highlands County Q.C. Deed No. 55 to Hettie H. Hetherington
- Pt. Highlands County Q.C. Deed No. 55 to Arthur B. Wilhite and Anne Laura Wilhite
- Hillsborough County Q.C. Deed No. 3087 to Roy C. Conner
- Pt. Hillsborough County Q.C. Deed No. 08-Chap. 21684 to William E. Drompp & Marguerite C. Drompp, and Ivan L. Fisher & Mildred C. Fisher
- Pt. Hillsborough County Q.C. Deed No. 2969 to W. C. Parnell
- Pt. Hillsborough County Q.C. Deed No. 3758 to Allie Hodge Kilgore
- Pt. Hillsborough County Q.C. Deed No. 3911 to C. T. Johns and Elizabeth Johns
- Pt. Hillsborough County Q.C. Deed No. 955 to Ben C. Hatcher
- Hillsborough County Q.C. Deed No. 1086 to Ben C. Hatcher
- Hillsborough County Q.C. Deed No. 1788 to Ben C. Hatcher
- Pt. Pinellas County Q.C. Deed No. 1582 to Thomas L. Boteler
- Pt. Pinellas County Q.C. Deed No. 1001 to Louis H. Meeth, Jr., and Melisse Faulds Meeth
- Pt. St. Lucie County Q.C. Deed No. 154 to Ennis L. Thompson and Nell Dick Thompson
- Volusia County Q.C. Deed No. 1475 to Elizabeth C. Derringer
- Volusia County Q.C. Deed No. 382 to Neill S. Jackson.

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Three applications were presented for release of oil and mineral rights in original deeds conveying Dade County land,

with information that these are building lots within the city limits of Hialeah.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the following deeds be executed releasing oil and mineral rights in favor of applicants for a consideration of \$5.00 each deed:

Winer H. Bethel—as to Lot 11, Block 3, McKeever Terrace, original Dade County Deed No. 4252-EDDJ;

James P. Reising—as to Lot 9, Block 2, McKeever Terrace, original Dade County Deed No. 4252-EDDJ;

Wilbur E. Leathers—as to West 75 feet of Lots 8 and 9, Block 2, Second amended plat of Holleman Manor No. 2 and 15 foot strip on East side—original Dade County Deed No. 03-Chap. 21684—Part.

Upon vote the motion was adopted.

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Requests were presented from Clerks of the Circuit Courts of Hendry, Hillsborough and Pasco counties for cancellation of certain certificates which had been certified under the Murphy Act. The Attorney General's office having recommended that the Trustees disclaim interest in said certificates for the reason that they did not vest title to the land in the State, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees disclaim interest in certificates as approved by the Attorney General. Upon vote the motion was adopted.

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Information was given that notice had been received from the United States that Lease No. W-S-S-(p)-1184(Eng. #2287-eng. 1702) was being relinquished as of October 20, 1948, covering land in Alachua County known as Alachua Army Airfield.

Notice was ordered filed.

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Motion was made by Mr. Gay, seconded by Mr. Mayo and adopted, that the following salaries be approved and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper.....	\$ 331.66
J. R. Roberts, Clerk.....	109.14
Elizabeth M. Goode, Clerk-Bookkeeper.....	206.66
Mary Clare Pichard, Secretary.....	103.33
F. C. Elliot, Engineer & Secretary.....	50.00

M. O. Barco, Sec., Land., Taxes & Records.....	25.00
Jentye Dedge, Sec., Clerk, Records & Minutes	28.00
	<hr/>
TOTAL.....	\$ 853.79

Upon motion duly adopted, the Trustees adjourned.

MILLARD F. CALDWELL

Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
November 2, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Millard F. Caldwell, Governor  
C. M. Gay, Comptroller  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

The Secretary presented for approval minutes of the Trustees dated August 31, September 14, 21, October 5 and 12, 1948, copies of which had been furnished each member.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the minutes as presented be approved. Upon vote the motion was adopted.

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Mr. Wells reported that on September 14, the Trustees considered application from A. R. Surles, Jr., with offer of \$8.00 an acre for Hendry County land, and ordered the land advertised for competitive bidding. The following notice was published in the Clewiston News, Clewiston, Florida, on October 1, 8, 15, 22 and 29, 1948:

Tallahassee, Florida, September 20, 1948

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida,

pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. November 2nd, 1948, the land in HENDRY COUNTY, described as follows:

Sections 3, 14, 15, 22, 23, 26, 27, 28, 34 and 35,  
Township 46 South, Range 34 East, containing  
approximately 6,433.00 acres.

The purchaser is required to pay the cost of advertisement.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, competitive bidding resulted in high bid of \$11.00 an acre from Mr. Surles on behalf of John W. Weatherford of Lakeland, Florida.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees confirm sale in favor of Mr. Weatherford at the price bid. Upon vote the motion was adopted.

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Offer of \$25.00 an acre was presented from Einar Arvesen of Cocoa, Florida, for approximately three (3) acres of fill adjacent to his property in Section 31, Township 25 South, Range 37 East, Brevard County.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees accept offer from Mr. Arvesen and authorize removal of fill material described. Upon vote the motion was adopted.

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Application was presented from Dr. H. H. Humphries for permit or lease to explore the bottoms of the Suwannee River from a point at Ellaville in Madison County following the meander of the river to its mouth where it enters Suwannee Sound in Dixie County. \$100.00 annual rental was offered with royalty of twelve and one-half per cent (12½%) of the proceeds from the sale of any recovered treasure.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize permit in favor of Dr. Humphries for a period of one year at the price offered. Upon vote the motion was adopted.

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Request was presented from Dr. H. H. Humphries that the Trustees extend for one year his lease No. 574 permitting exploration for buried treasure in the underwater areas owned by the State in Bay, Walton, Okaloosa, Santa Rosa and Escambia counties, for which he offers \$100.00 annually.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees grant request from Dr. Humphries and extend lease No. 574 for one year from March 15, 1949. Upon vote the motion was adopted.

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Letter was presented from Attorney General J. Tom Watson recommending that the Trustees enter into stipulation with the United States that the sum of \$1,860.14 be paid to Sovereign Finance Corporation as interest in connection with condemnation proceedings in the case of United States of America vs 701.11 Acres of Land, more or less, situate in Palm Beach County, State of Florida, et al.

The letter explained that on May 16, 1945, the U. S. District Court, Southern District of Florida, authorized payment of interest in said amount, which sum is now on deposit in the court registry.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Attorney General be authorized to stipulate in the case referred to agreeing to payment of interest to Sovereign Finance Corporation. Upon vote the motion was adopted.

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Application was presented from Jacob H. Dell for approval of homestead entry under provisions of Chapter 22860, Acts of 1945, covering the following described State owned land:

Traacts 33 and 48, Section 35, Township 47 South,  
Range 42 East, containing 20 acres in Broward County.

Mr. Elliot stated that all papers were in order and the law had been complied with.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize homestead entry in favor of Jacob H. Dell covering the land described. Upon vote the motion was adopted.

Mr. Mayo raised the question of allowing small increases in bidding where land is advertised for sale on competitive bid basis, and perhaps applicant to purchase is not present or has not authorized his agent to meet a competitive bid. He cited instance of a raise of five cents (5¢) per acre which lost the property to the applicant, and recommended that a material increase in applicant's bid be required.

Upon discussion of the subject, motion was made by Mr. Mayo, seconded by Mr. Gay, that a policy be adopted providing for regulation of bids on each individual tract at time of bidding. Upon vote the motion was adopted.

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Action taken by the Trustees October 26, 1948, on amended proposal from Florida Oil Development Company, was reconsidered and, upon motion of Mr. Mayo, seconded by Mr. Gay, it was agreed that action taken October 26 be rescinded, that the proposal be rejected and abandoned. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Calhoun	10/25/48	3
Clay	10/30/48	1
Hardee	8/2/48	8
Hillsborough	10/25/48	29
Santa Rosa	10/4/48	5
Sarasota	10/25/48	1
Sarasota	10/26/48	18
Seminole	10/25/48	4
Sumter	10/18/48	15

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Request was presented from Case Corporation for correction in Dade County Deed No. 468 for giving the correct plat book reference. Information was furnished that the Attorney General's office had approved the correction requested.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees approve execution of Dade County Deed No.

468-Cor. in favor of Case Corporation for the purpose of correcting error in original deed. Upon vote the motion was adopted.

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Mr. Elliot reported that on March 22, 1945, the Trustees authorized an oil and gas lease in favor of R. E. Skinner covering the reserved interest retained by the Trustees in Hillsborough County land; that recent correspondence in reference thereto indicates that the file was turned over to the Attorney General's office in the early part of 1945 for preparation of lease; that no lease was ever delivered to Mr. Skinner, according to his recent letter, and he asks that the lease be delivered to him as authorized. Authorization for issuance of the lease was prior to the time that the law required advertisement for oil leases. The old file cannot now be located.

Mr. Elliot suggested that since the minutes show proper authorization, the lease be now prepared and back-dated, all under procedure in effect at the time the lease was authorized.

Motion was made by Mr. Gay, seconded by Mr. Mayo and unanimously adopted, authorizing issuance and delivery of lease covering the reserved oil and mineral rights in the land described in minutes of March 22, 1945, as suggested by Mr. Elliot.

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Mr. Elliot reported transfer from Murphy Act funds to General Revenue Fund for the month of October as follows:

TRANSFER UNDER CHAPTER 20368  
FROM FUNDS UNDER CHAPTER 18296

J. Edwin Larson, State Treasurer  
For transfer to General Revenue Fund.....\$10,000.00

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Upon motion duly adopted, the Trustees adjourned.

MILLARD F. CALDWELL  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
November 23, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Millard F. Caldwell, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

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Sinclair Wells, Land Clerk  
Jentye Dedge, Acting Secretary

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Mr. Wells requested action on sale of Orange County land advertised for objections to be heard November 16, 1948, stating that the land description was called out and no objections filed. Application was made by Wilson Sanders, on behalf of C. A. Zeising, Jr., with offer of \$300.00 an acre, or \$18.00 for .06 of an acre. Based on the offer, the Trustees authorized the land advertised for objections and the following notice was published in the Orlando Sentinel on October 15, 22, 29, November 5 and 12, 1948:

Tallahassee, Florida, October 9th, 1948

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. November 16th, 1948, the land in ORANGE COUNTY, described as follows:

Beginning at the NE Corner of Lot 12 of WALTERWITCH CLUB, according to plat thereof recorded in Plat Book K, Page 69, Public Records of Orange County, Florida, run thence East on a prolongation of the North line of said Lot 12, 25 feet, more or less, to Lake Conway; thence Southerly along the shore of Lake Conway, to the prolongation of the South line of said Lot 12; thence Westerly along the prolongation of the South line of said Lot 12, a distance of 30 feet, more or less to the SE corner of said lot 12; thence Northerly 90 feet to the Point of Beginning, containing .06 acres.

The purchaser is required to pay the advertising cost.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

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A quorum not being present on November 16, action on the sale was deferred until this meeting.

No objections having been presented, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees confirm sale in favor of Mr. Zeising at the price offered. Upon vote the motion was adopted.

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Offer of \$300.00 an acre was presented from Mr. Brantley Burcham, on behalf of Mr. and Mrs. William Seaberger, for purchase of a parcel of land described as follows and being adjacent to his upland:

Approximately 0.48 of an acre of lake bottom land adjacent to Gov't Lot 2, Section 18, Township 23 South, Range 30 East, Orange County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize the land advertised for objections based on offer from Mr. and Mrs. Seaberger. Upon vote the motion was adopted.

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Application was presented from John F. Burket, Jr., on behalf of Eagle Point, Inc., with offer of \$125.00 an acre for

5.72 acres of submerged land adjacent to upland property in Section 7, Township 39 South, Range 19 East, Sarasota County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize the parcel advertised for objections based on offer from Mr. Burket. Upon vote the motion was adopted.

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Mr. Wells presented request from Mr. Julius Parker, representing Mr. Thomas H. Horobin, that the Trustees make a find-

ing in connection with certain Biscayne Bay bottom land advertised to be sold March 20, 1945. Objections were filed to the sale and temporary injunction issued by the Leon County Circuit Court Judge. In dissolving the injunction the Court requested that the Trustees make a finding in the case as to the depth of the water at high tide, and it is now necessary to make such finding in order to consummate sale to Thomas H. Horobin who made the high bid of \$28,000.00.

Upon discussion of the application, motion was made by Comptroller Gay, seconded by Mr. Larson and duly carried, that the following resolution be adopted:

**RESOLUTION OF THE TRUSTEES OF THE  
INTERNAL IMPROVEMENT FUND**

WHEREAS, application has been made by Thomas H. Horobin, for the purchase of the following described property:

Commencing at a point on the Center Line of the Seventy-ninth Street Causeway (County Causeway), which point is 1560.0 feet East of the Half-mile post on the West line of Section 9, Township 53 South, Range 42 East, Dade County, Florida, said center line having an assumed call of N-88°-41'-24" East; thence S-1°-27'-08" East 1685.0 feet; thence N-88°-41'-24" East 2176.0 feet to a point of beginning; thence from the above established point of beginning continue N-88°-41'-24" East 999.18 feet to the point of curve of a curve to the left having a radius of 150.0 feet and a delta of 90°-18'-32"; thence along said curve to the left an arc distance of 236.43 feet to a point of tangency; thence N-1°-37'-08" West along a tangent to the above described curve 869.18 feet; thence S-88°-41'-24" West, 1,150.0 feet; thence S-1°-37'-08" East 1020.0 feet to the point of beginning, containing 26.8 acres, more or less.

from the Trustees of the Internal Improvement Fund of the State of Florida for a cash consideration of Twenty-eight Thousand (\$28,000.00) Dollars, and

WHEREAS, in order to sell said property it is necessary for the Trustees to determine whether or not said lands are now, or have been under more than three feet of water at high tide and whether or not the selling of said lands will in any wise affect the public rights in and to fishing, bathing, boating or swimming in the area, or whether or not selling the

same will impair navigation and the Trustees having examined the area from photographs, and being generally familiar with it, find:

1. That the said area is now under less than three feet of water at high tide.

2. That the transfer of title in the area to private ownership will not in any way affect or impair navigation, or interfere with the public right of swimming, bathing, boating or fishing since an examination of the area involved reveals that it is now impossible to use the area for any of such purposes.

3. That it is to the best interest to the public and the State of Florida that said area be sold to Thomas H. Horobin upon his bid of \$28,000.00.

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Upon consideration of application from Mrs. Evelyn Lamb, motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees decline offer of fifty cents (50¢) an acre for 437 acres of unsurveyed land in Section 9, Township 16 South, Range 29 East, Volusia County, the value of the land being in excess of the bid. Upon vote the motion was adopted.

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Offer of \$2.00 an acre was presented from D. C. Mitchell for ten-year grazing lease covering the following described land:

30 acres of reclaimed lake bottom land in the W $\frac{1}{2}$  of E $\frac{1}{2}$  of Section 18, Township 42 South, Range 33 East, Glades County;

the lease to provide that the land will not be sold for the first five-year period.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the offer for lease of the land described and withhold the land from sale for the first five years but without sale restriction during the second five-year period. Upon vote the motion was adopted.

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Application was presented from J. R. Bullock, on behalf of client, with offer of \$25.00 an acre for

Reclaimed lake bottom land lying in the E $\frac{1}{2}$  of Section 8, Township 45 South, Range 43 East, containing 100 acres in Palm Beach County.

Mr. Wells reported that the land is now under lease to S. P. Hooker, said lease being subject to cancellation upon notice of sale.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees decline to accept at the price offered, and make counter proposal to advertise the land for competitive bids provided applicant will agree to bid not less than \$35.00 an acre on date of sale. Upon vote the motion was adopted.

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Application was presented from S. P. Hooker with offer of \$25.00 an acre for a strip of reclaimed lake bottom land lying between the meander lines of Lake Osborne in the W $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 17, Township 45 South, Range 43 East, Palm Beach County. Applicant states he has made improvements on the land.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees agree to advertise the land for competitive bids based on offer submitted, provided purchaser will have the area surveyed. Upon vote the motion was adopted.

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Offer of fifty cents (50¢) an acre was presented from S. P. Hooker for two-year grazing lease covering a strip of land located in the S $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 17, Township 45 South, Range 43 East, Palm Beach County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to issue grazing lease as requested by Mr. Hooker at the rental offered. Upon vote the motion was adopted.

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Request was presented from Mr. Ashley Johnson that the Trustees refund the amount of \$350.00 paid by him as one year's rental for a parcel of submerged land in Franklin County adjacent to Ochlockonee River bridge. It was explained that lease was granted Mr. Johnson in July 1946 and he paid rental for one year in advance. The Trustees cancelled the lease July 24, 1946, and Mr. Johnson has received no benefits therefrom.

Motion was made by Mr. Gay, seconded by Mr. Lason, that the Trustees authorize refund of \$350.00 to Mr. Johnson as requested. Upon vote the motion was adopted.

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Letter was presented from E. L. Lockhart, on behalf of Theo Vanneman, making application for ten-year extension on Lease

#431 from its termination date November 8, 1950. Request was also made that an additional seventy-five (75) feet be added to the north and to the south of the parcel now under lease, making the length of the property 180 feet wide east and west by 500 feet long north and south, and lying east of Lignumvita bridge on Overseas Highway and west of Indian Key draw-bridge in Monroe County.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize extension of Lease #431 as requested and inclusion of additional areas with rental payments to be \$200.00 annually; also that all improvements to be placed on the land shall be approved in advance by the State Road Department. Upon vote the motion was adopted. It was understood that should the additional area be used immediately the rental would be advanced to \$200.00 annually.

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Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve employment of Mr. Harold Taylor, student at Florida State University, as apprentice engineer in the office of Mr. Elliot, on part time basis at an average salary of \$75.00 per month. Upon vote the motion was adopted.

Information was furnished that Mr. Taylor had been recommended by Dr. Doak S. Campbell, President of Florida State University, and by the instructor of the engineering course.

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Attention was called to Homestead Entry No. 6—Broward County—in favor of Jacob H. Dell, covering Tracts 33 and 48, Section 35, Township 47 South, Range 42 East, comprising 20 acres. It was explained that subsequent to approval of the entry, and after Mr. Dell had spent considerable money on the land, it was found that the two tracts were located within the city limits of Deerfield, Florida, and under the rules of the Trustees was not available for homesteading. However, nothing in the Homestead Act made such requirement. The Secretary recommended that the rule be waived in this case and allow the homestead to stand, as Mr. Dell has spent considerable money on improvements.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees allow Entry No. 6, Broward County, to remain in force, provided Mr. Dell will assume payment of any municipal taxes on the tracts, if any are outstanding. Upon vote the motion was adopted.

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Action was deferred on request from Hunt and Salley that balance due as fee be paid in connection with E. N. Claughton

suit for quieting title to Burlingame Island, Dade County, pending report as to status of the transaction between the Trustees, Mr. Horobin and the City of Miami. It was so ordered.

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Action was deferred on requests from East Shore Drainage District that the Trustees pay 1947 and 1948 taxes on S½ of Section 16, Township 43 South, Range 37 East, Palm Beach County, title to which was in the State Board of Education until January 15, 1947. Further information was desired before taking action on the request.

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Pursuant to action of the Trustees September 28, 1948, authorizing amendment to lease #563 in favor of Florida Ore Processing Company, proposed lease #563-A was presented for consideration, with report from Mr. Elliot that satisfactory terms had been worked out and accepted by the company.

Motion was made by Mr. Larson, seconded by Mr. Gay, that lease #563-A in favor of Florida Ore Processing Company be executed for the purpose of taking care of new leases to be entered into between the company and owners of adjoining upland along the beach. Upon vote the motion was adopted.

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Request was presented from York-Hunt Company of Houston, Texas, for permit to remove casing from two oil wells located in Section 30, Township 55 South, Range 36 East, Dade County, and on land in Barnes Sound, Section 29, Township 59 South, Range 40 East, Monroe County, both wells having been abandoned as dry holes.

Mr. Elliot recommended that permit be authorized conditioned upon the necessary permission being given by the Conservation Department, as required by law; that care be taken to prevent fires and against damage to the land and nearby premises; that permit be obtained from the company or companies drilling the wells; payment to be made to Trustees not later than the fifteen of the month following that in which casing is removed at the rate of thirty cents (30¢) per linear foot; Trustees to have the right to examine records and premises and procure necessary information; that no property rights in the land be granted; that permittee shall hold the Trustees harmless against any and all damage arising out of or connected with operations under said permit, and permit shall expire December 1, 1949, unless revoked at an earlier date.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize permit in favor of York-Hunt Company

under the conditions as set forth by Mr. Elliot. Upon vote the motion was adopted.

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A delegation of citizens from Winter Haven, Florida, appeared before the Trustees of the Internal Improvement Fund and asked that the Trustees subscribe \$300,000.00 par value of the Revenue Bonds being issued by the Florida State Improvement Commission for the erection of the Citrus Inspection and Exposition Building at Winter Haven, Florida.

In the discussion, the delegation agreed that \$75,000.00 of the bonds would be sold to individuals interested in the citrus industry and, in the discussion, the Governor stated that he would prefer that these bonds be sold to at least fifty individuals, if possible.

It was agreed that the next legislature should be requested to validate the bonds and the sale thereof.

After due discussion, the following resolution was offered by Mr. Gay who moved its adoption, which motion being duly seconded by Mr. Mayo, was unanimously carried, to-wit:

BE IT RESOLVED, AND IT IS HEREBY RESOLVED, That the Trustees of the Internal Improvement Fund do subscribe \$300,000 par value of the issue of \$375,000 of 3.7% bonds issued by the Florida State Improvement Commission to provide funds for the erection of a Citrus Inspection and Exposition Building at Winter Haven, Florida, contingent upon the remainder of \$75,000 of said revenue bonds being subscribed by individuals, firms or corporations, with as wide distribution as possible.

BE IT FURTHER RESOLVED, That the Secretary of this Board be and he is hereby instructed to enter bid for said \$300,000 of par value of said 3.7% bonds, bidding par therefor and accrued interest, conditioned upon the sale of the remaining \$75,000 par value of said bonds as stated above.

BE IT FURTHER RESOLVED, That upon acceptance of said bid, a State Warrant be requested for the said \$300,000, plus accrued interest to date of delivery, to be paid Florida State Improvement Commission upon the delivery of said bonds.

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Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the Secretary be authorized to purchase three new typewriters for his office to replace old machines purchased about eight years ago. It was so ordered.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the following salaries and necessary and regular expenses be approved and that the Comptroller be authorized to issue warrants in payment therefor:

F. C. Elliot, Engineer & Secretary.....	\$ 525.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk.....	241.66
Jentye Dedge, Secretary-Clerk.....	293.66
Bonnie G. Shelfer, Clerk-Stenographer.....	196.66
T. T. Turnbull, Attorney.....	500.00
Louella Taylor, Secretary.....	210.00
W. B. Granger, Rent Agent.....	50.00
Mary Clare Pichard, Clerk-Stenographer.....	103.33
Sinclair Wells, Land Agent.....	100.00
Ruth N. Landers, Maid.....	20.00
Harold E. Taylor, Apprentice Engineer.....	37.50
J. Edwin Larson, State Treasurer	
To Principal of State School Fund.....	5,924.44
J. Edwin Larson, State Treasurer	
To Oyster Conservation Fund.....	1,053.54
C. M. Gay, State Comptroller	
For travel vouchers.....	25.22
Sinclair Wells, Tallahassee, Fla.	
Expenses incurred as Land Agent.....	108.29
Southeastern Telephone Co., Tallahassee, Fla.	8.00
Western Union Telegraph Co., Tallahassee, Fla. ....	3.05
Capital Office Equipment Co., Tallahassee, Fla. ....	10.13
J. Alex Arnette, C.C.C. Palm Beach County	
For recording deed.....	1.80
The Metropolis Company, West Palm Beach, Fla. ....	5.50
Mabel R. Raulerson, C.C.C. Okeechobee County—For recording deeds.....	2.20
Ray E. Green, C.C.C. Pinellas County	
Recording fee.....	1.25
J. F. Cochran, Postmaster.....	15.00
Ashley Johnson, c/o S. D. Clarke, Monticello	
Refund—lease covered land not owned.....	350.00
W. O. Berryhill, Tax Collector, Broward County—For E. D. D. taxes for 1948	6,923.94
R. D. Yoder, Tax Collector, Glades County	
For E. D. D. taxes for 1948.....	307.01
R. N. Miller, Tax Collector, Hendry County	
For E. D. D. taxes for 1948.....	1,338.51
Frank J. Armistead, Tax Collector, Highlands County—For E. D. D. taxes for 1948	32.33

C. H. Collier, Tax Collector, Collier County For E. D. D. taxes for 1948.....	30.68
J. Alex Arnette, C.C.C. Palm Beach County For E. D. D. taxes for 1946, 1947 & 1948	66.94
Stetson O. Sproul, Tax Collector, Palm Beach County—Taxes for 1948:	
East Beach Drainage Dist.....\$	11.17
Pahokee Drainage Dist.....	320.00
South Shore Drainage Dist.....	106.72
South Fla. Conservancy Dist.....	14,247.01
Everglades Drainage Dist.....	29,600.08
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(Less Discount)	42,513.58
Ernest Overstreet, Tax Collector, Dade County E. D. D. taxes and Naranja Drain- age Dist. taxes for 1948.....	1,541.93
W. O. Berryhill, Tax Collector, Broward County—N. B. Broward Drainage Dist. taxes for 1948.....	849.82
J. Alex Arnette, C.C.C. Palm Beach County For E.D.D. taxes, 1942 to 1947, inclusive	870.95
J. Alex Arnette, C.C.C. Palm Beach County For redemption of delinquent tax certi- ficates .....	436.14
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TOTAL.....	\$ 65,064.72

Financial statements for the month of October are as follows:

#### UNDER CHAPTER 610

Balance as of October 1, 1948.....	\$1,239,625.76
Receipts for the month	
Land Sales.....	\$ 19,450.86
Quitclaim deed.....	16.25
Interest .....	14.51
Pipe Line Right-of-way.....	500.00
Sale of Trustee Minutes.....	35.00
8888 Cu. Yards of Fill Material.....	444.40
Farm Leases.....	1,440.00
Timber Leases.....	1,156.14
Sand & Shell Leases.....	1,509.91
Grazing Lease.....	160.00
Miscellaneous Leases.....	32.11
Total Receipts for the Month.....	24,759.18
TOTAL .....	24,759.18
Less Disbursements for the month.....	11,941.57
BALANCE AS OF OCTOBER 30, 1948.....	\$1,252,443.37

## DISBURSEMENTS FOR THE MONTH OF OCTOBER, 1948

<i>Date</i>	<i>Warrant</i>		<i>Amount</i>
	<i>No.</i>	<i>Payee</i>	
10-7-48	65046	Southeastern Telephone Co.....	\$ 18.65
	65047	Dell Hart.....	5.00
	65048	Capital Office Equipment Co.....	2.50
	65049	The H. & W. B. Drew Co.....	34.85
	65050	T. T. Turnbull.....	78.41
	65051	State Treas.Transfer to Prin State School Fund.....	4,418.26
	65052	State Treas.—Transfer to SBC— Oyster Conservation Fund.....	2,982.22
10-12-48	70581	State Treas.Transfer to General Revenue (3%).....	1,794.71
10-30-48	81257	F. C. Elliot.....	421.35
	81258	A. C. Bridges.....	310.53
	81259	M. O. Barco.....	185.88
	81260	Jentye Dedge.....	261.86
	81261	Bonnie G. Shelfer.....	165.53
	81262	T. T. Turnbull.....	432.10
	81263	Louella Taylor.....	176.40
	81264	W. B. Granger.....	47.50
	81265	Mary Clare Pichard.....	89.13
	81266	Sinclair Wells.....	95.00
	81267	Ruth N. Landers.....	20.00
		5% Retirement Fund.....	84.49
		Withholding Fund.....	317.20
TOTAL DISBURSEMENTS FOR THE MONTH OF OCTOBER, 1948.....			\$11,941.57

## U. S. G. S. CO-OPERATIVE FUND

Balance as of October 1, 1948.....	\$1,150.00
Receipts for the month .....	-0-
Less Disbursements for the month.....	-0-
BALANCE AS OF OCTOBER 31, 1948.....	\$1,150.00

## UNDER CHAPTER 18296

Balance as of October 1, 1948.....	\$40,396.57
Receipts for the month.....	5,275.28
TOTAL .....	45,671.85
Less Disbursements for the month.....	11,644.56
BALANCE AS OF OCTOBER 30, 1948.....	\$34,027.29

## DISBURSEMENTS FOR THE MONTH OF OCTOBER, 1948

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
10-5-48	62630	Bay View Homes Co.....	\$ 685.77
	62631	Crosman Advertising Co.....	80.00
	62632	A. C. Bothner-By.....	25.00
10-30-48	79906	Ernest Hewitt.....	315.26
	79907	J. R. Roberts.....	103.68
	79908	Elizabeth M. Goode.....	173.83
	79909	Mary Clare Pichard.....	103.33
	79910	F. C. Elliot.....	47.50
	79911	M. O. Barco.....	23.75
	79912	Jentye Dedge.....	28.00
	84560	State Treasurer—Transfer to General Revenue.....	10,000.00
		5% Retirement Fund.....	19.54
		Withholding Tax.....	38.90
TOTAL DISBURSEMENTS FOR THE MONTH OF OCTOBER, 1948.....			\$ 11,644.56

## SUBJECTS UNDER CHAPTER 18296

The Secretary presented the following report of bids received for lands under Chapter 18296 with information that they are ready for approval:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Brevard	9/13/48	4
Charlotte	10/11/48	1
Dade	10/27/48	38
Duval	9/8/48	1
Escambia	11/3/48	4
Hamilton	11/8/48	3
Hillsborough	10/25/48	1
Lake	10/11/48	1
Manatee	11/5/48	4
Marion	11/1/48	1
Nassau	11/1/48	2
Orange	10/4/48	2
Orange	11/1/48	3
Okaloosa	4/17/48	8
Okaloosa	6/19/48	4
Okaloosa	7/5/48	3
Okaloosa	11/13/48	12
Palm Beach	11/10/48	1
Palm Beach	11/12/48	1
Pasco	11/1/48	5

Pinellas	11/9/48	71
Polk	9/30/48	2
Putnam	11/6/48	4
St. Johns	10/7/48	7
Seminole	10/25/48	1
Taylor	10/29/48	2
Volusia	11/1/48	14
Volusia	11/8/48	1

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Requests were presented for correcting errors in deeds conveying Murphy Act land in Dade and Duval counties, and information was furnished that the Attorney General's office had approved issuance of correction deeds as requested.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the following correction deeds be executed:

Dade County Deed No. 1440-Cor. to correctly give name of grantee as J. M. Whitson and E. N. Horn, as surviving statutory trustees and surviving former directors of and for Landair Corporation, a dissolved Florida corporation;

Dade County Deed No. 3551-Cor. to Sou. Financial Service Corp. for correcting error in description by inserting the word "inclusive".

Duval County Deed No. 4273-Cor. to Herbert A.

Elphick for correcting error in description.

Upon vote the motion was adopted.

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Application was presented from the State Road Department for right of way through Murphy Act land in Jefferson County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize right of way easement through the following described land:

That part of Lots 126 and 132, Dreblow & Company's Silver Lake S/D lying within fifty (50) feet of the survey line of State Road #146, and that part of the SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 14, Township 2 North, Range 5 East, south of road, lying within fifty (50)

feet of the survey line of State Road #146, Jefferson County.

Upon vote the motion was adopted.

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Request was submitted from the City of Archer, Florida, that the Trustees release the "Public Purposes" clause in Alachua County Deed No. 05-Chapter 21684 dated August 18, 1947, in order that the City may exchange with a private individual for land more suitable for playground and recreation purposes.

Information was furnished that there were protests filed to sale of the land in question when bids were received in 1947, and two sales were held, after which the Trustees declined the highest bid by an individual and conveyed the land to the City of Archer for an amount equal to the highest bid, plus \$5.00, and with the condition that the land be used for public purposes only.

Upon consideration of the facts presented, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline to release the public purpose clause as requested by the City of Archer. Upon vote the motion was adopted.

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Application was presented from A. W. Weisner that the Trustees reduce the base bid for advertising a large number of small lots in Alachua County and allow short form for advertising the land described as follows:

Approximately 1330 lots, or 62 acres in part of Fractional Section 1, Township 9 South, Range 21 East, Lloydsdale S/D.

Information was furnished that base bid under the 1932 assessed value would be \$785.00.

Upon recommendation from the Secretary, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees allow short form of advertisement with base bid of \$5.00 an acre for the lots applied for. Upon vote the motion was adopted.

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Offer of \$60.00 was presented from Town of New Port Richey for conveyance of the following described land:

Lots 1, 4, 5, and 13 to 21, inclusive, Nettie Sheldon's S/D of Lot 11 Devries Sub. of E $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 4, Township 26 South, Range 16 East, Pasco County.

The offer being equal to the base bid, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offer and authorize conveyance under Chapter 21684 of the lots described. Upon vote the motion was adopted.

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Application was presented from Citrus County that the Trustees convey the SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 4, Township 19 South, Range 18 East, containing 40 acres, upon payment of \$75.00, which is one-fourth of the 1932 assessed value.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize conveyance under Chapter 21684 of the lots applied for by Citrus County. Upon vote the motion was adopted.

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Offer of \$150.00 was presented from Manatee Masonic Temple for advertising Lot 1, Block E, Broberg Plat of Section 25, Township 34 South, Range 17 East, Manatee County.

Information was furnished that the base bid under regular sale would be \$550.00, but the Clerk of the Circuit Court has recommended reduction in the base bid for advertising.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize advertisement of the lot described with a base bid of \$250.00 as recommended by the Secretary. Upon vote the motion was adopted.

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Report of Suwannee County sale was presented, listing one bid of \$193.00 from J. W. Bryson for 192 acres of land, being a strip fifty (50) feet each side of the center line of the railroad from Live Oak, Florida, to the railroad bridge across the Suwannee River.

Upon recommendation of the Secretary, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees decline the bid and request the Clerk of the Circuit Court to furnish names of property owners adjacent to the strip described, in order that they may be given opportunity to purchase if desired. Upon vote the motion was adopted.

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Request was submitted from the Department of Commerce, Aeronautics Administration, that the Trustees remove oil and mineral reservations in Hillsborough County deeds covering lots in Margaline Gardens, Section 36, Township 28 South, Range 21 East, and used by the City of Plant City for airport purposes.

Information was furnished that the Secretary had discussed this request by telephone with a representative of the Aero-

nautics Administration and that non-use commitment covering the reservations would be satisfactory, to run with the life of the agreement—twenty (20) years.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize non-use commitment of the oil and mineral reservations contained in deeds affecting land used in connection with City of Plant City, Florida, airport. Upon vote the motion was adopted.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees agree to disclaim interest of the State in certain Murphy Act certificates in Henry, Nassau, Okeechobee and Washington counties as approved by the Attorney General November 4, 1948. Upon vote the motion was adopted.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the following bills and salaries be approved and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper.....	\$ 331.66
Elizabeth M. Goode, Clerk-Bookkeeper.....	206.66
Mary Clare Pichard, Clerk-Stenographer.....	103.33
F. C. Elliot, Engineer & Secretary.....	50.00
M. O. Barco, Clerk-Secretary.....	25.00
Jentye Dedge, Clerk-Secretary.....	28.00
K. H. Mackay, c/o Carlyle Ausley, C.C.C. Marion County, Ocala, Florida	
Refund part Deed 737.....	320.00
Bayview Homes Company c/o James E. Conner, C.C.C. Citrus County Refund, in case of U. S. vs. Certain Lands in Citrus County—No. 69 Ocala Civil.....	685.77
Crosman Advertising Co., c/o Kate Gillis, C.C.C. Walton County—Refund; sale of land which was erroneously assessed and certified to Trustees.....	80.00
A. C. Bothner-Bry c/o Ross C. Sawyer, C.C.C. Monroe County Refund; sale of land erroneously assessed.....	25.00
	<hr/>
	\$1,855.42

Upon motion duly adopted, the Trusttes adjourned.

MILLARD F. CALDWELL  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
December 7, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present:

Millard F. Caldwell, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees approve minutes dated October 26, November 2 and 23, 1948, copies having been furnished each member. Upon vote the motion was adopted.

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Mr. Wells requested consideration of sale advertised to be held this date pursuant to application from the City of Miami and according to agreement as set forth in the Minutes of June 22, 1948. The following notice was published in the Miami Herald, Miami, Florida. November 5, 12, 19, 26, December 3, 1948:

Tallahassee, Florida, October 23rd, 1948

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A. M. December 7th, 1948, the land in DADE COUNTY, described as follows:

Beginning at the point of intersection of the Easterly production of the Center Line of Rickmers Street (now known as N. E. 13th Street) as shown on the Amended Plat of "RICKMERS ADDITION" as recorded in Plat Book 3, Page 2, with the U. S. Harbor Line on the West side of Biscayne Bay; thence run Northerly along said U. S. Harbor Line to a point on a line four hundred and fifty feet North of and parallel to the Easterly production of the said Center Line of Rickmers

Street (now known as N. E. 13th Street); thence run Easterly along said line 450 feet North of and parallel to the Easterly production of the Center Line of said Rickmers Street (now known as N. E. 13th Street) to the point of intersection with that course described in Deed Book 361, Page 353, as follows: "Thence in a Southeasterly direction to the Southeast corner of the Southwest quarter of the Southwest quarter (SW $\frac{1}{4}$  of SW $\frac{1}{4}$ ) of Section 32, Township 53 South, Range 42 East"; Thence Southeasterly along the said last described course to the said Southeast corner of the SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 32, Township 53 South, Range 42 East; Thence run South along the West line of the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 5, Township 54 South, Range 42 East to a point eighty feet Northerly from and measured at right angles to the Center Line of the Miami Municipal Channel; thence run Southeasterly following that course described in Deed Book 1472, Page 474 as follows: "Commencing at the intersection of the West Line of the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 5, Township 54 South, Range 42 East, and a line parallel to and eighty feet Northerly from, and measured at right angles to the Center Line of the Miami Municipal Channel", to the East boundary of the West  $\frac{3}{4}$  of said Section 5; thence run South along the East boundary of the West  $\frac{3}{4}$  of said Section 5 and Section 8, Township 54 South, Range 42 East, to the Northerly line of the FEC Railway Company Channel as described in aforesaid Deed Book 1472, Page 474; thence run Westerly along the said Northerly line of the FEC Railway Company Channel to the East line of the NW $\frac{1}{4}$  of Section 8, Township 54 South, Range 42 East; thence run Westerly along that line described in Chapter 13666 (No. 102) Laws of Florida 1929 as follows: "Thence Westerly to the intersection of the P. & O. S.S. Channel and the Channel extending from the mouth of the Miami River in a Southeasterly direction", to the East line of Section 7, Township 54 South, Range 42 East; thence run South along the said East line of Section 7, Township 54 South, Range 42 East to a point 2000 feet North of the South line of Section 7, Township 54 South, Range 42 East, being that point at the termination of the line described in Deed Book 1900, Page 355 Parcel "B" as follows: "Thence North along the East line of said Section 7 for a distance of 2000 feet to

a point''; thence along the course described in Deed Book 1900, Page 355, as follows: "Thence Southwest 2828 feet to a point on the South boundary of said Section 7", to a point 2000 feet West of the Southeast corner of said Section 7; Thence run West along the South line of said Section 7 and the South line of said Section 7 produced West, to the point of intersection with the U. S. Harbor Line on the West side of Biscayne Bay; thence run Northerly along the said U. S. Harbor Line to the point of beginning.

Except therefrom the following described BAY BOTTOM LAND AREA FOR DREDGING IN CONNECTION WITH PROPOSED 85 ACRE BURLINGAME ISLAND.

Beginning at the point of intersection of the Southeasterly production of the Northerly side of S. E. 14th Street, the same being the Southerly line of Highleyman's Subdivision as recorded in Plat Book 1, Page 184 of the Public Records of Dade County, Florida, with the U. S. Harbor Line on the Westerly side of Biscayne Bay; thence Northerly along the said U. S. Harbor Line and the Northerly extension thereof 3800 feet, more or less, to the point of intersection with the Southerly line of Miami River Channel, as shown and established on Sheet No. 2 of plan prepared by U. S. Engineer Office, Jacksonville, Florida, November 1934, showing Miami River, Florida, conditions on completion of Dredging of Channel Project; Thence Northeasterly along the said Southerly line of Miami River Channel and the Northeasterly production thereof 2500 feet to a point; thence Southerly 5300 feet, more or less, along a line parallel to the Southerly production of the dividing line between Township 53 South, Range 41 East and Township 53 South, Range 42 East to the point of intersection with the aforesaid Southeasterly production of the Northerly side of S. E. 14th Street; thence Northwesterly 2900 feet, more or less, along the said Southeasterly production of the Northerly side of S. E. 14th Street to the U. S. Harbor Line, the Point of Beginning. And further excepting therefrom all land title to which is in private parties.

All of that submerged and partially submerged land in Sections 21, 22, 23, 26, 27 and 35, Township 54 South, Range 41 East, described as follows:

Bounded on the Northwest by the United States Pierhead and Bulkhead Line as established along the westerly side of Biscayne Bay;

Bounded on the Northeast by the Southeasterly production of the Northeasterly right-of-way line of Kirk Street;

Bounded on the Southwest by the Southeasterly production of the Southwesterly boundary of that tract of land marked "John M. Hopkins Lot, Lake Placid School" according to the Plat of the John M. Hopkins Lake Placid School Property, as recorded in Plat Book 6 at Page 152 of the Public Records of Dade County, Florida;

Bounded on the Southeast by that land which is consistently more than 6 feet below the mean-low-water surface of Biscayne Bay.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

No objections were filed to the sale, whereupon motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve sale of the land described and that conveyance be made to the City of Miami, Florida. Upon vote the motion was adopted.

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Pursuant to application from Francis B. Schmitt offering \$171.00 for submerged land in Palm Beach County, the Trustees authorized the land advertised for objections. The following notice was published in the Palm Beach Post on November 5, 12, 19, 26, and December 3, 1948:

Tallahassee, Florida, October 19th, 1948

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. December 7th, 1948, the land in PALM BEACH COUNTY, described as follows:

A parcel of submerged land comprising approximately  $\frac{1}{2}$  acre bordering the Eastern shore of Lake Worth, the location of the middle of said parcel being approximately 500 feet North of the South boundary of Section 15 of Township 45 South, Range 43 East, where the same intersects Ocean Boulevard and 350 feet West of said boulevard. The parcel adjoins the property of F. E. Schmitt, Lantana, Florida.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called and no objections were filed or presented, whereupon motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees confirm sale in favor of Mr. Schmitt at the price offered. Upon vote the motion was adopted.

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Application was presented from Mr. Lawrence Case, on behalf of Carl S. Swisher, offering \$210.00 as annual rental for twenty-five year lease on unsurveyed portions of

Sections 10, 11, 12, 14, 15, 16, 20, 21, 22, 23, 24, 25;  
E $\frac{1}{2}$  of Section 29 and Section 32, Township 9 South.

Range 23 East, containing approximately 2,080 acres in Putnam County, according to Government map approved March 1855.

The land was desired for raising livestock and farm crops.

Mr. Case explained to the Trustees that his client owned property surrounding the chain of lakes and that his fences were continually being cut, his orange groves stripped and other acts of vandalism committed and they desired the lease from the State in order to prevent trespassing on his property.

Mr. Frank Walrath, representing citizens opposing lease to Mr. Swisher, requested that the lakes be left open for the public since many of the lakes in that area were being bought up by private interests and there would soon be none available for the citizens. He suggested that in the event the Trustees did make a lease, that access roads be left open as entrance for the public to the chain of lakes; that with slight changes in fences of Mr. Swisher these lakes could be made accessible.

Mr. Jim Alderman informed the board that he had lived and farmed in that area all his life, and he felt that if these access roads were made available the same people that have been cutting fences and doing other damage would continue the practices and make it more difficult for the property owners to protect their cattle, groves and crops. He was opposed to access roads being left open.

Mr. Watkins, civil engineer, stated that he has surveyed land for Mr. Swisher for a long time and he knows that all fences built by Mr. Swisher are on his own land.

The Trustees felt that the property owners should certainly be entitled to protection of their property against vandalism, and also that there was the question of the public having the right to enjoy use of the lakes.

Action on the subject was deferred until the next meeting of the Trustees.

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Offer of \$50.00 an acre was presented from Mr. Rex Holley for submerged land lying south of Lake Osborne, north of Hypoluxo road and east of the Lake Worth drainage district canal, in Section 5, Township 45 South, Range 43 East, containing between 20 and 30 acres in Palm Beach County.

Mr. Wells explained that there are several squatters on the property and Mr. Holley has agreed to make satisfactory arrangements with these parties, and also to have survey made of the parcel, without cost to the Trustees. It was recommended that the offer be accepted and sale made without advertisement in view of the complications in reference to squatters.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer from Mr. Holley and authorize conveyance of the land applied for without advertisement, conditioned upon survey being made to determine the acreage, and also that satisfactory arrangements be made with reference to squatters. Upon vote the motion was adopted.

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Mr. Wells advised the Trustees that under date of August 6, 1946, the Trustees joined with the State Road Department in lease to E. O. Brady of a building located on right of way for State Road #5 (U. S. #41) between the north and south bridges to Dona Bay, Sarasota County; that Mr. Brady had formerly been leasing the property from Venice Land Company. It now appears that Robert S. Baynard claims title to the building and also the land and has made a proposal to quitclaim to the State his interest in the property at a price of \$1500.00 to be paid by rental received from Mr. Brady at the rate of \$300.00 annually.

The Land Clerk recommended that the proposal made by Mr. Baynard be accepted conditioned upon evidence of ownership being established and upon approval of the State Road Department.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the recommendation of the Land Clerk be approved as the action of the Trustees. Upon vote the motion was adopted.

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Mr. Elliot presented statement from Hunt and Salley, attorneys of Miami, Florida, employed by the Trustees in the E. N. Claughton suit involving Burlingame Island in Dade County, requesting payment of balance due as fee—\$5000.00 and costs \$17.44. Information was furnished that with consummation of sale today to the City of Miami, all matters pertaining to the transaction have been completed and the deeds ready for execution. (See minute of June 22, 1948, for detail on the transaction.)

Motion was made by Mr. Gay, seconded by Mr. Mayo, that bill from Hunt and Salley be approved for payment. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees of the Internal Improvement Fund, acting as the Board of Drainage Commissioners of the State of Florida, confirm action taken this date approving issuance of \$450,000.00 of drainage bonds, in denominations of \$1000.00 each with 4% interest rate, by Old Plantation Water Control District, in

Broward County, Florida, such approval being evidenced by execution of a Certificate of Approval. Upon vote the motion was adopted and copy of certificate of approval ordered copied into the minutes of the Board of Drainage Commissioners.

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The Trustees' attention was called to statement of East Shore Drainage District taxes against the S1½ of Section 16, Township 43 South, Range 37 East, Palm Beach County, imposed by the district for the year 1947 and on the same property for the year 1948, in total amount of \$3,924.07.

Mr. Elliot called attention to the fact that title to this land came to the Trustees through exchange with the State Board of Education, date of the deed being January 15, 1947; that under provisions of Section 13 of Chapter 20964, Acts of 1941, under which East Shore Drainage District operates, and pursuant to Sec. 193.11, Florida Statutes of 1941, the Trustees are not liable for the taxes for the year 1947. Mr. Elliot further stated that he had prepared a report on the subject and his recommendation was that the Trustees decline to pay taxes of any kind against the land described for the year 1947 and request cancellation of any and all tax sale certificates against said land that may have been issued for non-payment of taxes for said year.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the recommendation of Mr. Elliot be approved as the action of the Trustees and that the Clerk of the Circuit Court be requested to cancel any certificates against the land. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that the following salaries, transfers to the Principal of the State School Fund and to the Oyster Conservation Fund and bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Engineer & Secretary.....	\$ 525.00
A. C. Bridges, Accountant.....	366.66
M. O. Barco, Secretary-Clerk.....	241.66
Jentye Dedge, Secretary-Clerk.....	293.66
Bonnie G. Shelfer, Clerk-Stenographer.....	196.66
T. T. Turnbull, Attorney.....	500.00
Louella Taylor, Secretary.....	210.00
W. B. Granger, Rental Agent.....	50.00
Mary Clare Pichard, Clerk-Stenographer....	103.33
Sinclair Wells, Land Agent.....	100.00
Ruth N. Landers, Maid.....	20.00

Harold E. Taylor, Apprentice Engineer.....	75.00
J. Edwin Larson, State Treasurer Tallahassee, Florida To Principal of the State School Fund under Sections 270-12-13-14 F. S. 1941.....	17,456.20
J. Edwin Larson, State Treasurer Tallahassee, Florida To State Board of Conservation for Oyster Conservation Fund under Chapter 24121, Acts of 1947.....	1,506.82
Hunt & Salley, Attorneys at Law Miami, Florida For expenses and fee in Claughton suit.....	5,017.44
Carl J. Jackson, Tax Collector Orange County, Orlando, Florida For 1948 taxes, less 3% discount.....	4.30
W. O. Berryhill, Tax Collector Broward County, Ft. Lauderdale, Florida For 1948 E.D.D. and N. B. Broward D.D. taxes, less 3% discount.....	24.66
Ted Cabot, C.C.C. Broward County Ft. Lauderdale, Florida For N. B. Broward D.D. taxes, less 3% discount .....	184.72
J. Alex Arnette, C.C.C. Palm Beach County For East Shore D.D. taxes, less 3% discount .....	1,781.66
TOTAL.....	\$ 28,657.77

Financial statements for the month of November, 1948, are as follows:

#### UNDER CHAPTER 610

Balance as of November 1, 1948.....	\$ 1,252,443.37
Receipts for the month	
Land Sales.....	\$ 55,066.83
Land Sales-Chap. 14572-Palm Beh Co.	20.60
Interest .....	1,144.96
Tax Refunds.....	8,762.58
Timber Lease.....	100.00
Certified Copies Trustees Minutes.....	4.00
Farm Lease.....	945.00
General Lease.....	65.00
Campsite Leases.....	200.00
Less Returned Check.....	150.00
Net .....	50.00
Five Year Commercial Lease.....	100.00

Grazing Leases.....	210.00	
Mineral Leases.....	50.00	
Sand & Shell Leases.....	1,648.17	
Oil Leases.....	17,240.70	
1 Yr. Explorers License to explore for Precious Metals and Stones in Su- wannee River.....	100.00	
Total Receipts for the month.....	85,507.84	85,507.84
TOTAL .....		\$ 1,337,951.21
Less Disbursements for the month.....		65,064.72
BALANCE AS OF NOVEMBER 30, 1948.....		\$ 1,272,886.49

DISBURSEMENTS FOR THE MONTH OF  
NOVEMBER, 1948

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
11-12-48	94480	W. O. Berryhill T.C.....	\$ 6,923.94
	94481	R. D. Yoder T.C.....	307.01
	94482	R. N. Miller T.C.....	1,338.51
	94483	Frank J. Armistead T.C.....	32.33
	94484	C. H. Collier T.C.....	30.68
	94485	J. Alex Arnette C.C.C.....	66.94
	94486	Stetson O. Sproul T.C.....	42,513.58
11-15-48	95870	J. Alex Arnette C.C.C.....	870.95
11-24-48	102858	Sinclair Wells.....	108.29
	102860	Southeastern Telephone Co.....	8.00
	102861	Western Union Telegraph Co.....	3.05
	102862	Capital Office Equipment Co.....	10.13
	102863	J. Alex Arnette C.C.C.....	1.80
	102864	The Metropolis Co.....	5.50
	102865	Mabel R. Raulerson C.C.C.....	2.20
	102866	Ray E. Green, C.C.C.....	1.25
	102867	J. F. Cochran Postmaster.....	15.00
11-30-48	100454	F. C. Elliott.....	421.35
	100455	A. C. Bridges.....	310.53
	100456	M. O. Barco.....	185.88
	100457	Jentye Dedge.....	261.86
	100458	Bonnie G. Shelfer.....	165.53
	100459	T. T. Turnbull.....	432.10
	100460	Louella Taylor.....	176.40
	100461	W. B. Granger.....	47.50
	100462	Mary Clare Pichard.....	89.13
	100463	Sinclair Wells.....	95.00
	100464	Ruth N. Landers.....	20.00
	102219	Harold E. Taylor.....	35.62
11-24-48	102859	C. M. Gay, Comptroller.....	25.22

102868	State Treas. Transfer Prin. State School Fund.....	5,924.44
102869	State Treas. Transfer SBC Oyster Conservation Fund.....	1,053.54
11-30-48 106582	J. Alex Arnette C.C.C.....	436.14
106584	W. O. Berryhill T.C.....	849.82
106583	Earnest Overstreet T.C.....	1,541.93
106747	Ashley Johnson.....	350.00
	5% Retirement Fund.....	86.37
	Withholding Tax.....	317.20
TOTAL DISBURSEMENTS FOR THE MONTH OF NOVEMBER, 1948.....		\$ 65,064.72

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U. S. G. S. CO-OPERATIVE FUND

Balance as of November 1, 1948.....	\$1,150.00
Receipts for the month.....	-0-
Less Disbursements for the month.....	-0-
BALANCE AS OF NOVEMBER 30, 1948.....	\$1,150.00

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UNDER CHAPTER 18296

Balance as of November 1, 1948.....	\$34,027.29
Receipts for the month.....	12,040.80
TOTAL .....	46,068.09
Less Disbursements for the month.....	10,744.65
BALANCE AS OF NOVEMBER 30, 1948.....	\$35,323.44

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DISBURSEMENTS FOR THE MONTH OF  
NOVEMBER, 1948

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
11-30-48	100312	Ernest Hewitt.....	\$ 315.26
	100313	Elizabeth M. Goode.....	173.83
	100314	Mary Clare Pichard.....	103.33
	100315	F. C. Elliot.....	47.50
	100316	M. O. Barco.....	23.75
	100317	Jentye Dedge.....	28.00
	107067	State Treasurer—Transfer to G. R.	10,000.00
		5% Retirement Fund.....	14.08
		Withholding Tax.....	38.90
TOTAL DISBURSEMENTS FOR THE MONTH OF NOVEMBER, 1948.....			\$ 10,744.65

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following report of bids received for lands under Chapter 18296, all being regular and submitted for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	10/27/48	3
Alachua	11/16/48	2
Brevard	11/8/48	31
Hamilton	11/22/48	2
Hendry	11/29/48	5
Hernando	11/15/48	6
Lake	11/8/48	1
Levy	11/1/48	2
Madison	11/22/48	1
Okaloosa	1/6/47	1
Okaloosa	4/7/48	2
Okaloosa	5/5/47	1
Seminole	11/29/48	10
Taylor	11/26/48	1
Washington	8/31/48	1

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

---

Request was presented for correction in Deed No. 378 conveying Clay County land, original deed having incorrectly given the initials of grantee.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize the execution of Clay County Deed No. 378-Cor. to J. M. Sistrunk and Verdie S. Futeh in lieu of original Deed No. 378 dated November 5, 1948. Upon vote the motion was adopted.

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Upon request from Wm. H. Chandler of Gainesville, Florida, the Trustees requested that Mr. Elliot ascertain a date on which a quorum of the board will be present and make an appointment for representatives of the City of Archer to ask for further consideration on request for removal of public purpose clause in deed issued to the City about a year ago covering Alachua County land. It was so ordered.

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Request was presented from the State Road Department for right of way through land in Santa Rosa County desired in connection with State Road No. 89—Sec. 5806—SRD No. 11.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize right of way easement as requested by the State Road Department across the following described land:

That portion of Lot 2, W. H. Holmes Grant in Township 5 North, Range 29 West, lying within 50 feet of the survey line of State Road 89.

Upon vote the motion was adopted.

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Application was presented from Adjutant General Mark W. Lance for renewal of one year from October 1, 1948, of Rifle Range permit in favor of State of Florida Military Department, covering the following described land:

120 acres in Section 32, Township 51 South, Range 39 East, Broward County, Florida.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees extend the lease for one year as requested. Upon vote the motion was adopted.

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Request was presented from F. P. Williams and Lester A. Friedman for release of oil and mineral rights in Gadsden County Deed No. 398. Mr. Elliot explained that the Trustees executed deed under the Murphy Act based on Certificate No. 27 of 1912. It has since developed that taxes for the year 1911 were paid under another description, but covering the same land, and the 1912 certificate was issued and in 1939 the Clerk of the Circuit Court certified the same to the Trustees under the Murphy Act—Chapter 18296. All taxes have been paid on the land to date and the 1912 certificate should have been cancelled under provisions of Chapter 20981 of 1941. Recommendation is that since the land has been sold under the Murphy Act, that the Trustees quitclaim the reservations to the State's grantee or holder of title through him.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve as the action of the board the recommendation of the Secretary and authorize execution of the quitclaim deed. Upon vote the motion was adopted.

---

Application was presented from City of Vero Beach, Florida, for perpetual easement covering the East 5 feet of Lot 6, Block 3, Richard E. Bullington's Subdivision of the City of Vero Beach in Indian River County. The city desires to locate

its sewers, drains, water pipes and telephone and electric cables on and under the tract described.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize permanent easement in favor of the City of Vero Beach, without cost so long as used for the purpose stated, and should the land be sold conveyance to be made subject to easement. Upon vote the motion was adopted.

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Offer of \$10.00 was presented from North St. Lucie River Drainage District for deed to Lots 18 to 24, inclusive, Block 2, Granada Parque, Section 6. Township 35 South, Range 40 East, St. Lucie County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the offer and authorize conveyance under Chapter 21684 in favor of the district conveying the lots applied for. Upon vote the motion was adopted.

---

Five applications were presented from Okaloosa County requesting reduction in base bid for advertising Murphy Act land in said county.

The Secretary recommended that the offers made be declined and suggested that the following amounts be allowed for advertising the land for sale:

Corine Ussery—Lots 5, 6 and 7, Block 36 Town of Laurel Hill—Recommend base bid of \$50.00;

Hardy Adams—Lot 43 Town of Holt—Recommend base bid of \$15.00;

Bryan Carter—Lot 54, Town of Holt—Recommend base bid of \$25.00;

A. D. Armistead—E½ of Lots 57 and 58, Section 9, Township 2 North, Range 25 West, 15 acres—Recommend base bid of \$50.00;

W. C. Carver—33 blocks in Port Dixie comprising between 90 and 100 acres—Recommend base bid of \$5.00 per acre.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize advertisement of the parcels described with base bids as recommended by Mr. Elliot. Upon vote the motion was adopted.

Motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that the following salaries be approved and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper.....	\$ 331.66
Elizabeth M. Goode, Clerk-Bookkeeper.....	206.66
Mary Clare Pichard, Clerk-Stenographer.....	103.33
F. C. Elliot, Engineer & Secretary .....	50.00
M. O. Barco, Secretary-Clerk.....	25.00
Jentye Dedge, Secretary-Clerk.....	28.00
	<hr/>
TOTAL.....	\$ 744.65

The following transfer was reported for the month of November 1948:

TRANSFER UNDER CHAPTER 20368  
FROM FUNDS UNDER CHAPTER 18296

J. Edwin Larson, State Treasurer  
Transfer to General Revenue Fund.....\$10,000.00

Upon motion duly adopted, the Trustees adjourned.

MILLARD F. CALDWELL  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
December 21, 1948

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.  
Present:

Present: Millard F. Caldwell, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
J. Tom Watson, Atty. General (Present part time)  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

The Trustees having deferred action until this meeting on application from Carl S. Swisher for twenty-five year lease

on the following described land, decision was asked on the application:

Unsurveyed portions of Sections 10, 11, 12, 14, 15, 16, 20, 21, 22, 23, 24, 25, E½ of 29, and Section 32, all in Township 9 South, Range 23 East, according to Government Map approved March 1855, and containing approximately 2,080 acres in Putnam County.

Motion was made by Mr. Watson, seconded by Mr. Mayo, that the Trustees decline to lease the property as applied for by Mr. Swisher. Upon vote the motion was adopted.

---

Offer of \$5.00 an acre was submitted from Maurice Loeb, Jr., to purchase the following described land:

All Fractional Unsurveyed Section 7, Township 1 North, Range 29 East, Nassau County.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees decline the offer and make counter proposal to advertise the land for competitive bids provided applicant will agree to bid not less than \$10.00 an acre on date of sale. Upon vote the motion was adopted.

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Application was presented from Mr. R. Roberts with offer of \$160.00 annual rental for grazing lease on

Section 27, Township 47 South, Range 32 East, containing 640 acres in Hendry County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offer and authorize five-year grazing lease in favor of Mr. Roberts covering the land described. Upon vote the motion was adopted.

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Application was presented from Donald S. Lavigne, on behalf of the Probus Club of Miami, offering \$50.00 for one year renewal of Lease No. 236 which expires December 29, 1948. Lease covers one (1) acre of submerged land located on Shoal No. 5 Biscayne Bay, as shown by survey in 1925 by W. T. Wallis, Jr.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize renewal of lease for one year in favor of the Probus Club upon payment of \$50.00. Upon vote the motion was adopted.

Request was presented from Sidney J. Stubbs, Jr., for extension of one year in making payment of \$9,364.60 due November 5, 1948 on timber lease No. 321, Volusia and Lake Counties.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees grant request and extend time for making payment on lease to November 5, 1949. Upon vote the motion was adopted.

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Application was presented from Mr. B. Elliott to purchase  
Lot 61-A in Section 18, Township 42 South, Range 37  
East, Palm Beach County, containing 0.22 of an acre  
for which he offers \$700.00 an acre, or \$154.00 for the lot.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees accept the offer and authorize sale of the parcel to Mr. Elliott at the price offered. Upon vote the motion was adopted.

---

Mr. Wells reported that he had request from Frank M. Walrath, Jr., on behalf of himself and clients, asking for further hearing on application from Carl S. Swisher to lease certain lake areas in Putnam County.

The Trustees having disposed of the matter by declining to lease the area, there was no necessity for any hearing.

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Letter was presented from J. W. Watson, Jr., City Attorney for the City of Miami, Florida, requesting that deed in favor of the city be delivered covering land on Dinner Key, Dade County. (See Minutes of the Trustees June 22, 1948.) Mr. Wells reported that the litigation involving the legislative act which granted certain Biscayne Bay bottoms to the city had not been dismissed and it would be necessary for the Trustees to stipulate with attorneys for the City of Miami requesting that the suit be dismissed.

Upon discussion of the subject, motion was made by Mr. Mayo, seconded by Mr. Gay, that the Land Clerk be authorized to exchange deeds for carrying out the three-way proposal as agreed upon June 22, 1948, and that attorneys for the Trustees be authorized to stipulate with attorneys for the City of Miami for dismissing all suits affecting the transaction. Upon vote the motion was adopted, Mr. Watson not voting.

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Attorney General J. Tom Watson retired from the meeting.

Offer of \$500.00, plus all court costs, was presented from Ira C. Haycock on behalf of the City of Homestead, for mortgage No. 17292 — Stavinar Investment Company — covering land in the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 18, Township 57 South, Range 39 East, Dade County. The land is desired for airport purposes.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees accept the offer, provided all costs of foreclosure will be paid by the City of Homestead, the deed to contain a clause that the land will be used for public purposes only. Upon vote the motion was adopted.

---

Mr. Elliot presented application from Donald LaPorte Crawford for homestead entry on land title to which vested in the Trustees under provisions of Chapter 14717 of 1931, described as follows:

Tracts 39 and 40 and the N $\frac{1}{2}$  of Tract 41, Section 35, Township 47 South, Range 42 East, Containing 25 acres in Broward County, Florida.

It was explained that the application is in order, all the necessary papers having been filed with the Trustees, and it was recommended that the request be granted.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees allow the application and authorize execution of the necessary papers for delivery to Mr. Crawford. Upon vote the motion was adopted.

---

Application was presented from Island Flood Control District, created under Chapter 24787, Special Acts of 1947, comprising Kraemer, Torry and Ritta Islands in Lake Okeechobee, requesting right of way varying from one hundred (100) to two hundred (200) feet wide around Ritta Island for construction of levee. Information was furnished that the levee will be constructed by the District assisted by Federal funds and the Internal Improvement Fund is being requested to furnish the right of way through State owned lands. Part of the area within the proposed right of way has been sold by the Trustees under purchase contract but deeds have not yet been issued.

Mr. Elliot, Engineer, recommended that right of way easement around Ritta Island be granted subject to the following conditions:

That work on the levee be begun within one year and completed within two years, and if ever abandoned the

easement becomes extinguished and all rights revert to the Trustees;

That purchase contract holder from the Trustees execute easement covering his equities in land under contract within the right of way, and Trustees execute easement covering contract lands within the right of way subject to granting of easement by the contract holder as to his equities.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the recommendation of the Engineer be approved and adopted as the action of the Trustees on request from Island Flood Control District. Upon vote the motion was carried.

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Request was presented from Broward County Port Authority for pipe line and road right of way through all lands owned by the Trustees along the route from Humble Oil & Refining Company's Sunniland Wells in Section 20, Township 48 South, Range 30 East, in a generally easterly direction to right of way of Seaboard Air Line Railroad in Broward County.

Mr. Elliot explained that the width of the right of way would be one hundred (100) feet; that the easement would be of standard form, carrying the usual conditions with respect to canal crossings, provision for drains, pipe line to be buried not less than two feet below ground surface; that the Trustees be reimbursed for all taxes on the right of way. Location of right of way has been indicated sufficient for description in accordance with action taken by the Trustees June 22, 1948.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve the right of way location as indicated by Mr. Elliot with authorization for easement and the withdrawal from sale or other disposition of the land involved. Upon vote the motion was adopted.

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Mr. Elliot presented certified copy of resolution adopted by the Board of County Commissioners of Broward County at a meeting held December 7, 1948, requesting that the Trustees make available for flood control project in Central and Southern Florida additional lands held by the Trustees.

In connection with the request from Broward County, Mr. Elliot stated that "COMPREHENSIVE REPORT CENTRAL AND SOUTHERN FLORIDA FOR FLOOD CONTROL AND OTHER PURPOSES", submitted to the committee on flood control in Congress, dated May 10, 1948, provided for certain lands to be made available upon request from the United

States, and his recommendation was that the request from Broward County be granted under certain conditions.

Upon recommendation of Mr. Elliot, motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that the Trustees of the Internal Improvement Fund, when requested by the United States, will make available without cost land held by said Trustees needed for right of way, holding basins, flood ways, water conservation areas, and for other purposes for Central and Southern Florida Flood Control Project, subject to the condition that when the beginning of said project shall have become effectuated no taxes shall be imposed upon the lands so made available by any district or county within which said lands may lie, and said Trustees shall reserve the right to make such use of said land as will not interfere with its use for the primary purpose of flood control; that till such time, not exceeding one year from this date, as the United States may make such request, said Trustees hereby withdraw from sale all lands held by them described as follows:

#### IN BROWARD COUNTY, FLORIDA :

All lands title to which is in the Trustees of the Internal Improvement Fund West of State Road #25 and South of the North boundary of Sections 13 to 18, in Township 50 South, Ranges 35 and 36 East, and South of the North boundary of Sections 31 to 36 in Township 49 South, Ranges 37 and 38 East, and in Township 50 South, Ranges 37 and 38 East, and in Township 51 South, Ranges 35, 36, 37 and 38 East.

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Mr. H. M. Forman of Fort Lauderdale, Florida, was present and thanked the Trustees for their action in making land available for the conservation areas and also thanked Mr. Elliot for his efforts in working out the detail of these projects. He also pointed out the benefits to the State to be derived from flood control as it will relieve the State of the tax burden, the State will reserve the oil rights, the value and productivity of the adjoining land will be increased, the muck lands will be protected from fires and infiltration of salt water and the entire area will receive benefits in various ways. He also expressed appreciation of the efforts of Governor Caldwell and Senator Spessard Holland in obtaining Federal participation in the project.

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Application was presented from H. M. Forman of Fort Lauderdale, Florida, for correction in Broward County Deed No. 27-B-42, dated March 22, 1945, conveying Tract 8, Newman's Survey of Section 25, Township 50 South, Range 41

East, containing 19.25 acres. Information was furnished that title to this land came to the Trustees through Chapter 14717 of 1931—The Everglades Act—and the correction desired was that the plat book and page number of the public records of Dade County be included in the land description.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize execution of correction deed in favor of Mr. Forman for adding the requested record notation, said deed carrying No. 27-B-42-43-Cor. and dated December 21, 1948. Upon vote the motion was adopted.

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Offer of \$7500.00 was presented from O. W. Goolsby of Fort Lauderdale, Florida, for the purchase of the following described land, title to which vested in the Trustees under provisions of Chapter 14717 of 1931—The Everglades Act:

SE $\frac{1}{4}$  of Section 32—160 acres; and Tracts 33 to 64, Incl., Section 33—314.3 acres; all in Township 47 South, Range 42 East, and containing a total of 474.3 acres in Broward County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees decline the offer of \$7500.00 for the land and make counter proposal to advertise said property for competitive bids, provided applicant will agree to bid not less than \$10,000.00, or at the rate of \$21.00 an acre, on date of sale. Upon vote the motion was adopted.

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Mr. Elliot, Engineer, submitted the following report with reference to purchase by the Trustees of \$300,000.00 3.7% interest bearing Agriculture and Citrus Inspection Building Revenue certificates, referred to in minutes of November 23, 1948:

December 20, 1948

Florida State Improvement Commission  
Tallahassee, Florida

Gentlemen:

Pursuant to resolution of the Trustees of the Internal Improvement Fund, adopted November 23, 1948, said Trustees hereby submit the following bid:

For \$300,000.00 3.7% interest bearing bonds out of a total of \$375,000.00 issued by Florida State Improvement Commission to provide funds for

erection of a Citrus Inspection and Exposition building at Winter Haven, Florida,

\$300,000.00 PLUS ACCRUED INTEREST

subject, however, to the condition that the remainder of said bonds in the sum of \$75,000.00 be purchased and paid for by other parties at a rate not less than that bid by said Trustees.

/s/ F. C. ELLIOT

Engineer and Secretary

FCE:d

Report was received and filed.

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Pursuant to action of the Trustees June 22, 1948, to the effect that after January 1, 1949, the Trustees make proposal to the succeeding Attorney General that the legal work for the Trustees of the Internal Improvement Fund be resumed by the office of the Attorney General, Mr. Mayo moved, seconded by Mr. Gay and carried, that the Trustees request the Attorney General taking office January 4, 1949, to resume the handling of the legal work of the Trustees, and that the Trustees make available the sum of \$6000.00 annually to be paid the attorney assigned to such work.

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Motion was made by Mr. Gay, seconded by Mr. Mayo and adopted, that the following bill and necessary and regular expense be approved and that the Comptroller be requested to issue warrants in payment therefor:

Florida State Improvement Commission		
Tallahassee, Florida—For purchase Agriculture & Citrus Inspection Building Revenue Certificates.....		
	\$300,000.00	
Accrued Interest.....	2,836.67	\$302,836.67

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Hon. C. M. Gay, Comptroller	
For travel vouchers.....	7.00
Western Union Telegraph Co., Tallahassee	.72
Southeastern Telephone Co., Tallahassee.....	10.70
Arthur W. Newell, C.C.C. Orange County Recording fee.....	1.70
The H. & W. B. Drew Co., Jacksonville.....	22.38
Christie Hall Business Machines, Tallahassee	

For 3 typewriters.....	308.44
J. Alex Arnette, C.C.C. Palm Beach County	
Recording fee.....	1.80
TOTAL.....	\$303,189.41

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SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	12/15/48	1
Bay	12/6/48	6
Clay	12/4/48	1
Duval	11/26/48	28
Hardee	9/6/48	29
Hillsborough	12/7/48	97
Holmes	12/14/48	1
Jefferson	12/6/48	3
Liberty	11/4/48	5
Marion	12/6/48	9
Monroe	12/6/48	18
Orange	12/6/48	6
Palm Beach	12/10/48	2
Pasco	12/6/48	6
Polk	11/26/48	27
Putnam	12/4/48	2
Sumter	12/6/48	3
Volusia	12/6/48	11

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize issuance, execution and delivery of deeds corresponding thereto subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Request was presented for issuance of deed covering Dade County land which was conveyed to John J. DeLacy March 7, 1945. Information was furnished that subsequent to issuance of deed to Mr. DeLacy, C. V. and Josephine Potter took title from Mrs. Mary DeLacy, wife of grantee, and upon examination of title it developed that Mr. DeLacy had died before issuance of the deed. Mrs. DeLacy has also died since making conveyance to Mr. and Mrs. Potter.

The case was referred to the Attorney General's office and pursuant to opinion from that office, motion was made by Mr.

Larson, seconded by Mr. Gay, that the Trustees authorize execution of Dade County Deed No. 3133-Sup. in favor of C. V. and Josephine Potter. Upon vote the motion was adopted.

Requests were presented from Dade, Hillsborough, Orange, Palm Beach and Pinellas counties for release of State road right of way reserved in deeds issued by the Trustees.

The Trustees having referred the requests to the State Road Department, and the said Department having made recommendations for releasing certain parts of the right of way reserved in the deeds, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize issuance of the following deeds according to recommendation from the State Road Department:

- Pt. Dade County Q.C. Deed No. 1142 to N. E. Gustavson
- Hillsborough County Q.C. Deed No. 1120 to John King Flynn and Marguerite K. Flynn
- Hillsborough County Q.C. Deed No. 2541 to Norman W. Chase and Lucile Drew Chase
- Hillsborough County Q.C. Deed No. 3022 to Lillian A. McSweeney
- Hillsborough County Q.C. Deed No. 3412 to Louis H. Spiner
- Hillsborough County Q.C. Deed No. 3912 to Irene J. McMaster
- Pt. Orange County Q.C. Deed No. 449 to W. R. Hutchins & Dorothy H. Hutchins
- Pt. Orange County Q.C. Deed No. 1522 to R. Marvin Howard et ux; J. Crawford Brown et ux
- Pt. Palm Beach County Q.C. Deed No. 1131 to Marshall Mott Burton
- Pinellas County Q.C. Deed No. 1251 to Baynard Bros. Realty and Ins. Corp.
- Pt. Pinellas County Q.C. Deed No. 1253 to Charles J. Buchan and Amelia Buchan
- Pt. Pinellas County Q.C. Deed No. 1471 to L. Eugene Shattuck
- Pinellas County Q.C. Deed No. 1867 to A. & W. Glads, Inc.
- Pt. Pinellas County Q.C. Deed No. 2327 to George A. Wilson and Dorothy P. Wilson
- Pinellas County Q.C. Deed No. 2915 to J. C. Alderman, J. M. Alderman, and Charles S. Haslam, as Trus-

tees of the Church of Christ of Pinellas Park,  
Florida

Upon vote the motion was adopted and deeds ordered executed.

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Request was presented from the Board of County Commissioners of Broward County that the Trustees release the rock pit reservation in so far as it applies to certain lots conveyed by the Trustees to Broward County in Deed No. 1309 dated February 2, 1942. Information was furnished that the county asked for and the Trustees issued release of said reservation as it applied to certain lots in Unit #1 of Highland Park when it was intended that the reservation be removed from lots in Unit #2.

Upon consideration of the request motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize release from Broward County Deed No. 1309 the rock pit condition as it applies to Lots 1 to 18, Block 12, and Lots 1 to 13, Block 13, Unit #2—Highland Park, in order that said lots be used in exchange for other lots within the rock pit area desired by the county. Upon vote the motion was adopted.

It was agreed that it would not be necessary to have the county quitclaim the release of the reservation on the lots in Unit #1 as that area is now being used as a rock pit. It was so ordered.

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Mr. William H. Chandler of Gainesville, Florida, and Mr. Carl Bryce of Archer, Florida, appeared before the Trustees on behalf of the City of Archer, and requested that action heretofore taken be reconsidered and that the Trustees agree to release of Public Purposes clause in Deed #05-Chapter 21684 dated August 18, 1947, in favor of the City of Archer, Alachua County, Florida. It was explained that the city had opportunity to exchange the parcel conveyed to the city for another parcel owned by a private individual, the latter parcel being larger and more suitable for park and playground purposes.

Upon consideration of the request, motion was made by Mr. Gay, seconded by Mr. Mayo and adopted, that the Trustees agree to quit claim to the Town of Archer, Florida, the restriction in Murphy Act Deed #05-Chapter 21684, dated August 18, 1947, in order that the land may be made available for exchange for other land better suited for playground purposes, conditioned upon a restriction under which the town shall make use of the land for playground purposes for a period of ten (10) years, and if not so used title to the land to be received

by the town for said purpose shall vest in the Trustees of the Internal Improvement Fund.

Upon report of approval by the Attorney General's office, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees disclaim interest in Murphy Act certificates certified to the Trustees in Alachua, Citrus, Dixie, Franklin, Holmes, Polk and Taylor Counties as approved by the Attorney General in letters dated December 14 and 20, 1948. Upon vote the motion was adopted.

Motion was made by Mr. Gay, seconded by Mr. Mayo and adopted that the following bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

The H. & W. B. Drew Company, Jacksonville...	\$ 54.10
Bulkley-Newman Printing Co., Tallahassee.....	47.50
J. X. Towles, c/o F. A. Parker, C.C.C. Taylor County—Refund Deed No. 301.....	40.00
TOTAL.....	\$141.60

Mr. Elliot reported that the following transfer would be made from Murphy Act funds to General Revenue Fund from December receipts:

TRANSFER UNDER CHAPTER 20368  
FROM FUNDS UNDER CHAPTER 18296

J. Edwin Larson, State Treasurer  
For transfer to General Revenue Fund.....\$10,000.00

Upon motion duly adopted, the Trustees adjourned.  
MILLARD F. CALDWELL  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
January 5, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Elliot stated that it was customary for the Trustees of the Internal Improvement Fund, at the first meeting after the inauguration of a new Governor, to elect the Governor as chairman of the Trustees for the ensuing four years, and the following resolution was offered:

### RESOLUTION

WHEREAS it has been the custom of the Trustees of the Internal Improvement Fund to organize quadriennially by designating the incoming Governor as Chairman of the said Trustees, Now, Therefore,

BE IT RESOLVED that the Trustees of the Internal Improvement Fund designate Honorable Fuller Warren, Governor of Florida, as Chairman of the Trustees of the Internal Improvement Fund and, pursuant to custom, in his absence the next member of the Trustees, according to the order in which their names appear as designated in the Act creating the Internal Improvement Fund, shall preside as Chairman.

Mr. Mayo moved the adoption of the resolution. Seconded by Mr. Gay and upon vote carried.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
January 11, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Motion was offered by Mr. Gay, seconded by Mr. Mayo and adopted, that the minutes of the Trustees dated December 7

and 21, 1948, be approved as presented, copies of each having been furnished all members. It was so ordered.

Mr. Wells reported that action was deferred on sales advertised to be held January 4 involving land in Sarasota, Brevard, Orange and Palm Beach Counties, and asked that consideration be given at this time.

Pursuant to application from John F. Burket, Jr., on behalf of Eagle Point, Inc., with offer of \$125.00 an acre, the Trustees at meeting of November 23, 1948, authorized the land advertised for objections only and the following notice was published in the Sarasota Herald on December 3, 10, 17, 24 and 31, 1948:

Tallahassee, Florida, November 24, 1948

#### NOTICE

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. January 4th, 1949, the land in SARASOTA COUNTY, described as follows:

Begin at SE Corner of SW $\frac{1}{4}$  of Section 6, Township 39 South, Range 19 East, thence West along section line 488.9 feet to pipe on West line of abandoned Seaboard Air Line R. R. R/W; thence S. 10° 30' W. 468.7 feet; thence N. 80° 48' W. 239.3 feet; thence N. 72° 27' W. 20 feet to West Right-of-Way of the Tamiami Trail (U. S. Highway 41) 66 feet width for a point of beginning; thence continue N. 72° 27' W. 819.4 feet; thence N. 51° 52' W. 190.4 feet; thence N. 27° 43' W. 58.5 feet to spike in center line of old abandoned pavement, (said point being on South Line of Section 6, Township 39 South, Range 19 East and also being 1787.8 feet West of S. E. Corner of SW $\frac{1}{4}$  of said Section 6); thence West 60.4 feet; thence S. 34° 10' W. 563 feet; thence S. 55° 50' E. 265 feet; thence N. 33° 07' E. 108.4 feet; thence N. 32° 38' E. 242.4 feet; thence S. 81° 25' E. 933.15 feet; to West right-of-way line of Tamiami Trail (66 feet width); thence N. 38° to point of beginning, being in Section 7, Township 39 South, Range 19 East, and containing 5.72 acres, more or less.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phos-

phate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,  
Governor

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

When the land was called out January 4, 1949, objections were filed by Ben Dunn and by J. E. Bartlett, both of Venice, Florida.

Mr. Wells asked that action be postponed until he has opportunity to try and work out the differences between the parties and if necessary set date for hearing.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees grant request of Mr. Wells and defer action for the time being. Upon vote the motion was adopted.

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Based on offer of \$25.00 an acre from Einar Arvesen, presented to the Trustees November 9, 1948, the land was ordered advertised for objections only and the following notice was published in the Cocoa Tribune on December 2, 9, 16, 23 and 30, 1948:

Tallahassee, Florida, November 17, 1948

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. January 4th, 1949, the land in BREVARD COUNTY, described as follows:

Begin at a half inch iron rod located 14.7 feet due north of a concrete post set at the southeast corner of U. S. Gov't. Lot 2 of Section 31, Township 25 South, Range 37 East in Brevard County, Florida; thence proceed north 12° 46' west a distance of 93.2 feet for the northwest corner of the land to be conveyed by this deed; thence north 89° east 500 feet to a point which is the northeast corner of the tract of land to be conveyed by this deed; thence south 8° 05' east 250 feet to a point which is the south-

east corner of the tract of land to be conveyed by this deed; thence south  $85^{\circ} 16'$  west a distance of 490 feet to a point which is the southwest corner of the tract of land to be conveyed by this deed; thence north  $7^{\circ} 55'$  west 190 feet to the half inch iron rod which is the point of beginning of the land to be conveyed by this deed and which iron rod is located 14.7 feet due north of concrete post set at the northeast corner of U. S. Gov't. Lot 3 of Section 31, Township 25 South, Range 37 East and containing 2.99 acres of land.

The purchaser is required to pay the cost of advertisement.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,  
Governor

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

No objections were presented when the land was called out January 4, 1949.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees confirm sale in favor of Mr. Arvesen at the price offered. Upon vote the motion was adopted.

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Based on application from Brantley Burcham, on behalf of Mr. and Mrs. William Seaberger with offer of \$300.00 an acre for Orange County land, the Trustees at the meeting November 23, 1948, ordered the land advertised for objections and the following notice was published in the Orlando Sentinel on December 3, 10, 17, 24 and 31, 1948:

Tallahassee, Florida, November 24, 1948

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only,

in Tallahassee, Florida, at 11:00 o'clock A.M. January 4th, 1949, the land in ORANGE COUNTY, described as follows:

Beginning at a point on the Government Traverse Line in Gov't. Lot 2, Section 18, Township 23 South, Range 30 East, which point is N. 20° 30' E. 249 feet from the beginning point of Course No. 2 of said traverse where said traverse line intersects the prolongation of the South line of Lot 6, Block F of Venetian Gardens, according to plat recorded in Plat Book L, Page 25, Records of Orange County, Florida. Run thence N. 68° 30' W. 90 feet to a point in Lake Conway. Run thence S. 21° 30' W. 215 feet more or less to a point which will intersect the prolongation of the center line of Belle Isle Ave. as shown on plat of Venetian Gardens; thence South 48° East 96 feet more or less along said prolongation of center line of Belle Isle Ave. to intersect Government Traverse Line; thence N. 20° 30' E. along said Traverse Line 249 feet more or less to the point of beginning, containing 0.48 acres, more or less.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,  
Governor

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

As advertised, the land was called out on January 4, and no objections were filed to the sale.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that sale of the land described be confirmed in favor of Mr. and Mrs. William Seaberger at the price offered. Upon vote the motion was adopted.

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Pursuant to application from S. P. Hooper with offer of \$25.00 an acre, the Trustees at the meeting November 23, 1948,

authorized Palm Beach County land advertised for competitive bids, and the following notice was published in the Palm Beach Post on December 3, 10, 17, 24 and 31, 1948:

Tallahassee, Florida, November 24, 1948

### NOTICE

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. January 4th, 1949, the land in PALM BEACH COUNTY, described as follows:

That strip of sovereignty land (reclaimed lake bottom land) lying between the meander lines of Lake Osborne in the  $W\frac{1}{2}$  of  $NE\frac{1}{4}$  of Section 17, Township 45 South, Range 43 East, number of acres to be determined by survey.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

MILLARD F. CALDWELL,  
Governor

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

No bids having been received on date advertised, Mr. Wells recommended that no sale be made.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that no sale be made. Upon vote the motion was adopted.

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Offer of \$100.00 an acre was submitted from United States Sugar Corporation for

Approximately 1 acre of reclaimed lake bottom land in Township 42 South, Range 33 East, Hendry County.

It was explained that through misapprehension the Sugar Company had constructed buildings on land owned by the State and would like to purchase the tract described.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees decline to sell at the price offered and that counter proposal be made to accept \$150.00 an acre for the land. Upon vote the motion was adopted.

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Request was presented from the Board of County Commissioners of Volusia County for additional right of way one hundred (100) feet wide to comply with requirements of the Federal Government in construction of a bridge over Halifax River near Port Orange, the land desired being in Township 16 South, Range 33 East, Volusia County.

Information was furnished that adjacent upland owners wish to be heard on this application.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees defer action on the request until joint hearing could be had. Upon vote the motion was adopted.

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Request was presented from W. W. Shealy for extension of one (1) year for removing timber under his Lease No. 603, Jefferson County, due to the fact that he has been unable to operate owing to high water. Mr. Shealy also offers twenty cents (20¢) per tie for timber on the ground together with a considerable amount of gum and water oak located on dry land covered by his lease.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees grant extension of one year as requested and also accept offer for tie timber and the scattering oak and gum on the leased area. Upon vote the motion was adopted.

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Request was presented from Elton Hall for permission to remove sand from in front of his upland property described as

Blocks "M" and "N" of old original plat of Melbourne Beach—Maggie Johnson S/D, located in Sections 30 and 31, Township 27 South, Range 38 East, Brevard County,

the sand to be used for filling low places. Offer of ten cents (10¢) per cubic yard was made for the sand.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize permit for removal of sand as requested at the price offered. Upon vote the motion was adopted.

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Offer of \$50.00 was presented from W. K. Bessent for purchase of .07 of an acre of submerged land adjacent to his upland

property in Section 25, Township 31 South, Range 15 East, Pinellas County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the offer and authorize the parcel advertised for objections. Upon vote the motion was adopted.

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Request was presented from A. B. Manly, Project Manager, National Park Service, that the State convey seventeen sections of school land within the park area. Mr. Wells explained that it would be necessary to exchange with the Trustees for lands outside the park boundaries and asked for authority to work out the exchange between the State Board of Education and Trustees so that the Trustees may convey to Everglades National Park the sections designated.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that Mr. Wells be authorized to work out with Mr. Elliot an exchange of lands in order that the request from the National Park Service be complied with. Upon vote the motion was adopted.

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Offer of \$45.00 an acre was presented from T. W. Conely, Jr., on behalf of S. J. Davis, for purchase of

94 acres of land in Section 5, Township 38 South, Range 35 East, Okeechobee County.

Information was furnished that the land is now under lease to Mr. Davis.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees advertise the land for competitive bids based on offer from Mr. Davis. Upon vote the motion was adopted.

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Governor Warren stated that for sometime past he has been concerned about the filling in of Dade County bay bottoms and building up islands; that his feeling is that if this practice is continued it will destroy one of the greatest assets of the State; that he has heard rumors that the same thing applies to other sections, one area being in the St. Johns River; that one case in Dade County was called to his attention where a deed has been signed and was about to be delivered when he took the matter up with Mr. Mayo and he agreed to hold up delivery of the deed until he (the Governor) could look into the matter a little further. He stated that he would like for the Trustees to take action indefinitely postponing delivery of the deed; that he did not know just how soon he would have time to make an investigation, but he would do so as soon as possible.

It was explained that the transaction referred to was one involving sale of land surrounding Burlingame Island in Dade County.

Motion was made by Mr. Mayo that the delivery of deed to Thomas H. Horobin be held up till the Governor could make investigation. Seconded by Mr. Larson and upon vote adopted.

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Mr. Elliot presented offer of \$75.00 from E. A. Burt for purchase of Sarasota County land, title to which vested in the Trustees under provisions of Chapter 14572, Acts of 1929, said lot being described as:

Lot 18, Block "A"—Bay View S/D Sarasota.

It was recommended that the Trustees set a price of \$300.00 on the lot, appraised value in 1942 being \$250.00.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees decline offer of \$75.00 and make counter proposal to accept \$300.00 for the lot. Upon vote the motion was adopted.

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Request was presented from Arthur Kent of Miami, Florida, that the Trustees cancel his homestead entry #4-TIIF covering Tract 6, Tier 13, Newman's Survey of Section 24, Township 50 South, Range 41 East, containing 10 acres in Broward County. Information furnished was that his physical disability as a disabled veteran has increased and his doctor has advised that he will not be able to meet the requirements for homesteading the land.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees grant request from Arthur Kent and upon cancellation of the entry that the land be placed on the open list of the Trustees. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that the Trustees approve the following bills and that the Comptroller be requested to issue warrants in payment therefor:

Southeastern Telephone Co., Tallahassee .....	\$ 11.50
Western Union Telegraph Co., Tallahassee .....	.70
Burroughs Adding Machine Co., Atlanta, Ga....	24.65
Capital Office Equipment Co., Tallahassee .....	1.78
The H. & W. B. Drew Co., Jacksonville .....	6.96
The Metropolis Co., West Palm Beach .....	17.50
Sinclair Wells, Tallahassee	

Expenses incurred as Land Agent .....	26.24
T. T. Turnbull, Tallahassee	
Expenses incurred as Attorney .....	113.10
Treasurer of the United States, Washington, D. C., to acquire 260 acres Broward County land formerly owned by Trustees in Sec. 21-50-40 .....	3,250.00
TOTAL.....	\$3,452.43

### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following report of bids received for lands under Chapter 18296 and recommended approval:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	12/31/48	5
Citrus	12/18/48	6
Columbia	12/21/48	2
Dade	12/17/48	9
Escambia	12/29/48	6
Gulf	12/20/48	1
Gulf	12/27/48	1
Hernando	12/31/48	1
Holmes	12/20/48	15
Holmes	1/3/49	15
Indian River	12/20/48	1
Lake	12/13/48	15
Nassau	12/27/48	1
Orange	1/3/49	12
Osceola	12/20/48	10
Palm Beach	12/29/48	9
Pasco	1/3/49	2
Santa Rosa	11/1/48	1
Sarasota	12/23/48	8
Sumter	12/27/48	1
Suwannee	11/8/48	2
Union	12/22/48	1
Volusia	1/3/49	19
Washington	11/30/48	1

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize issuance, execution and delivery of deeds corresponding thereto, subject however to any protest filed under the rules. Upon vote the motion was adopted.

Two applications were presented for deeds correcting errors in original deeds conveying Broward County land, both of

which have been approved for correction by the Attorney General's office.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize execution of the following deeds for the usual consideration of \$5.00 each deed:

Broward County Deed No. 2492-Cor. to Roosevelt Manley and Helen Manley, correcting description in original Deed No. 2492 dated July 30, 1945;  
 Broward County Deed No. 2570-Cor. to J. J. Dunn and Nell Agness Dunn, correcting description in original Deed No. 2570 dated August 30, 1945.

Upon vote the motion was adopted.

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Applications were presented for release of State road right of way reservation in deeds heretofore issued by the Trustees conveying land in Charlotte, Dade, Hillsborough, Putnam and Volusia Counties, the State Road Department having approved releases.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize execution of the following deeds for releasing right of way reservations as approved by the State Road Department, upon payment of the usual consideration of \$5.00 per deed:

Charlotte County Q.C. Deed No. 115 to V. H. Osborn  
 Charlotte County Q.C. Deed No. 139 to V. H. Osborn  
 Charlotte County Q.C. Deed No. 254 to V. H. Osborn  
 Dade County QC. Deed No. 2188 to R. Reynard  
 Hillsborough County Q.C. Deed No. 2073 (Part) to Margaret J. Verdyck  
 Hillsborough County Q.C. Deed No. 2160 (Part) to Margaret J. Verdyck  
 Hillsborough County Q.C. Deed No. 2669 (Part) to Pedro Diez and Acela G. Diez  
 Hillsborough County Q.C. Deed No. 3677 to M. F. Burt, Jr.  
 Putnam County Q.C. Deed No. 937 (Part) to D. Jack Sewell and Edith Sewell  
 Putnam County Q.C. Deed No. 1869 (Part) to D. Jack Sewell and Edith Sewell  
 Volusia County Q.C. Deed No. 1222 to N. A. Smith.

Upon vote the motion was adopted.

Two requests were presented for conveyance of land under provisions of Chapter 20424 of 1941, formerly owned by municipalities making application, accompanied by certificates as to former ownership.

Motion was made by Mr. Gay, seconded by Mr. Mayo and adopted, that the following deeds be issued as requested, the amount required as consideration having been received by the Trustees:

Brevard County—City of Melbourne, Florida  
 14 Lots in Sections 2 and 3, Township 28 South,  
 Range 37 East—Consideration \$14.00;

Citrus County—City of Inverness, Florida  
 Lots 14, 15, 16 and 17, Block 102—Town of Inverness—Section 17, Township 19 South, Range 20 East  
 —Consideration \$5.00.

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Application was presented from Southwest Tampa Storm Sewer Drainage District with offer of \$5.00 for conveyance of a lot that was erroneously omitted when a large number of other tracts were purchased from the Trustees.

The price being in line with other lots sold to the district, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize conveyance under Chapter 21684 of 1943 of Lot 163, Bel-Mar Revised Unit #7, Hillsborough County. Upon vote the motion was adopted.

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Offer of \$155.00 was received from Palm Beach County for conveyance of a parcel of land desired for park purposes. Information was furnished that the offer was equal to one-fourth of the 1932 assessed value.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offer from Palm Beach County and authorize conveyance of the following described land under provisions of Chapter 21684 of 1943:

$E\frac{1}{2}$  of  $NW\frac{1}{4}$ , less SAL RR and State Road R/W, and  $N\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $NW\frac{1}{4}$  of  $SW\frac{1}{4}$ , less State Road R/W, in Section 8, Township 46 South, Range 43 East, containing 77.5 acres in Palm Beach County.

Upon vote the motion was adopted.

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Application was presented from Edwin Thomas of Sarasota, Florida, that the Trustees reduce the base bid to \$40.00 on a

lot that was improved when it was assessed in 1932 but the improvements have been removed since that time. Mr. Elliot explained that base bid for regular sale would be \$62.50, but base bid for other vacant lots in that subdivision is less than \$40.00.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize advertisement of Lot 18, Block "C", Nacirema S/D of Section 28, Township 36 South, Range 18 East, Sarasota County, with base bid of \$40.00. Upon vote the motion was adopted.

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Request was presented from the Clerk of the Circuit Court of Suwannee County that the Trustees reconsider action taken November 23, 1948, declining bid of \$193.00 from J. W. Bryson for strip of land 100 feet wide extending from Live Oak to connect with the railroad bridge over Suwannee River comprising the right of way of Florida Railway Company.

Mr. Elliot explained that upon his recommendation the Trustees declined the bid for the reason that Mr. Bryson was not the former owner and it was thought that the adjoining property owner should have opportunity to purchase the strip adjacent to their holdings; that he had taken the matter up with the Clerk of the Circuit Court, as agent for the Trustees, asking that he get in touch with applicant and ascertain if he would be willing to sell to each adjoining owner the part of the right of way abutting on their land; that he has received affidavit from Mr. Bryson, which has been placed on record, to the effect that if the Trustees will make deed to him for the strip he binds himself to issue deed to every one, or as many adjacent owners as make application within a certain time, to the strip of land fronting their property at a price of \$3.00 an acre. Mr. Elliot recommended that the bid be now accepted.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees rescind action of November 23, 1948, and accept bid from W. J. Bryson of \$193.00 under conditions as stated by Mr. Elliot. Upon vote the motion was adopted.

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Request was presented from Vernon L. Whittington that the Trustees reduce base bid from \$387.50 to \$150.00 for advertising the N $\frac{1}{2}$  of Block 48 and all Block 49, Lake Helen, Volusia County, for the reason that an orange grove on the land when assessed in 1932 has since frozen and it is now vacant and unimproved.

Based on recommendation from Mr. Elliot, motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees author-

ize the lots advertised with base bid of \$300.00 provided Mr. Whittington will deposit the proper amount with the Clerk. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
January 18, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Sinclair Wells, Land Clerk, stated that Mr. Thomas H. Horobin was present for the purpose of requesting that the Trustees take action on delivery of deed to him covering property surrounding Burlingame Island, Dade County. Mr. Wells made a brief statement with reference to the proposal as agreed upon in June 1948, in substance as follows: E. N. Claughton, owner of Burlingame Island which under the original deed called for 5.65 acres, instituted suit to quiet title to not only the island but an additional twenty (20) acres that had been built up. The Trustees opposed the suit. The City of Miami also entered the case, claiming title to a part of the area by virtue of a Special Act of the Legislature. Attorneys Hunt and Salley of Miami, representing the Trustees, advised that a compromise had been suggested. Further information was given that Mr. Horobin was acquiring title from the Claughtons, would admit ownership of the Trustees in all lands surrounding the original 5.65 acres; that the City of Miami had agreed to withdraw from the suit if the Trustees would deed to the city the land described in the legislative acts and an area on Dinner Key, whereupon the city would convey to

the Trustees approximately 245 acres in the vicinity of Burlingame Island, which 245 acres Mr. Horobin had offered to purchase at a price of \$200,000.00 after advertisement for objections; that the land was advertised for five weeks and no objections were filed within the thirty (30) days allowed by the city, county, or any private individual, and sale was confirmed in favor of Mr. Horobin at a price of \$200,000.00. In discussing the transaction it was brought out that the City of Miami had agreed to open up 8th Street which runs by the property of the Brickels out to the water's edge; that the street was dedicated as a street some forty or fifty years ago but the Brickels had blocked it off with trees and in the three-way agreement the city agreed to force opening of 8th Street to the water's edge.

Mr. Wells further explained that the Trustees had gone on record as being opposed to the sale of any islands in the State but that this proposition was requested by the city, approved by Dade County and the Chamber of Commerce.

Governor Warren remarked that he understood the county had rescinded action approving the proposition.

Mr. Horobin presented a map showing Burlingame Island as it was originally and also as it now appears after the filling operations, which were done by the United States Government in dredging Miami River and through accretions; that these operations have meant cleaning up around the island and increasing the Intracoastal Waterway; that he discussed this plan with civic interests, newspaper people and others. The Chamber of Commerce after making an investigation approved the sale, and there was no objection from anyone until recently when it became known that the city planned to open up 8th Street. The land was properly advertised and upon no objections being filed, sale of land surrounding the island was confirmed in his favor for \$200,000.00, and he is relying on the action of the Trustees to carry out the contract.

Governor Warren remarked that a contract has been mentioned and that his opinion as a lawyer, which the Attorney General has concurred in, is that a sale of land is never completed until delivery of the deed, and if there is a written contract between the Trustees and Mr. Horobin he would like to see it; that he is not talking about an informal agreement.

Mr. Mayo remarked that there was no written contract between the Trustees and Mr. Horobin; that the Trustees had always considered that when a sale was properly advertised and no objections were filed, and the price of the land was agreed upon and accepted by both parties, that the Trustees would go through with the agreement and deliver deed; that in this case Mr. Horobin had met the price fixed by the Trustees, the

City of Miami was in favor of the sale as well as the county and civic organizations; that the deeds had been prepared and sent to Miami for delivery when the formality of dismissing the lawsuits had been completed; that Mr. Horobin was prepared to pay the State in cash for the land; that at the request of the Governor the delivery of the deeds had been held up until such time as he could make an investigation—within six months.

Mr. Gay explained that this matter had been before the Trustees for something like ten months; that it had been thoroughly investigated and every opportunity given for any one objecting to be heard; that the City of Miami was getting deeds to land it needed for public purposes; that the State would receive \$200,000.00 for land around Burlingame Island, and all litigation as to title will be cleared up; that if the Trustees fail to go through with the agreement it will mean the land will be thrown back into litigation.

Attorney General Ervin stated that during his campaign he was approached in reference to what his position would be on the sale of bottom lands, and after discussing it with his supporters he had pledged himself to oppose the sale of lands of this character; that he had received protests from Mr. W. P. Simmons, Jr., and others, and as he and the Governor were new on the board he felt that the matter should be held up until they had time to make some investigation.

Governor Warren stated that he hoped the Trustees would stand by its original action to hold up delivery of the deeds until he could make the necessary investigation.

Mr. Gay further stated that he started out as being against the proposition, but after investigating it for almost a year he realized that it would be to the best interest of the State, the city and people generally to go through with the transaction as agreed upon and he believed the Governor would also come to that conclusion when he had time to look further into all angles of the case.

It was agreed that the motion of Mr. Mayo, heretofore adopted, should continue in order that the Governor have time to make the investigations he desired.

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Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the following transfers and the salaries under Chapter 610 and 18296 be approved, and that the Comptroller be requested to issue warrants in payment therefor:

Hon. J. Edwin Larson, State Treasurer	
For transfer to General Revenue Fund.....	\$ 10,000.00
F. C. Elliot, Engineer & Secretary.....	525.00
A. C. Bridges, Accountant.....	366.66
M. O. Barco, Secretary-Clerk.....	241.66
Jentye Dedge, Secretary-Clerk.....	293.66
Bonnie G. Shelfer, Clerk-Stenographer.....	196.66
T. T. Turnbull, Attorney.....	500.00
Louella Taylor, Secretary.....	210.00
W. B. Granger, Rental Agent.....	50.00
Mary Clare Pichard, Clerk-Stenographer.....	103.33
Sinclair Wells, Land Agent.....	100.00
Ruth N. Landers, Maid.....	20.00
Harold E. Taylor, Apprentice Engineer.....	75.00
J. Edwin Larson, State Treasurer	
To Prin. State School Fund.....	14,018.56
J. Edwin Larson, State Treasurer	
To State Board of Conservation for Oys- ter Conservation Fund.....	1,194.06
Ernest Hewitt, Clerk-Bookkeeper.....	331.66
Elizabeth M. Goode, Clerk-Bookkeeper.....	206.66
Mary Clare Pichard, Clerk-Stenographer.....	103.33
F. C. Elliot, Engineer & Secretary.....	50.00
M. O. Barco, Secretary-Clerk.....	25.00
Jentye Dedge, Secretary-Clerk.....	28.00
	<hr/>
TOTAL.....	\$ 28,639.24

Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN

Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
January 25, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present:

Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer & Secretary  
Sinclair Wells, Land Clerk

Mr. Elliot presented applications from Cecil W. Womble and William R. Edgemon for purchase of Highlands County land on which they hold homestead entries dated March 3, 1948, and May 6, 1948, respectively. Applicants state it is costing more than they had anticipated to put the required amount of land into cultivation within the time fixed under homestead rules.

Information was furnished that the property was appraised in 1946 at \$10.00 an acre, which value also prevails today.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize sale of the land applied for at a price of \$10.00 an acre to the following parties:

Cecil W. Womble—

SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14, Township 38 South, Range 30 East, containing 40 acres in Highlands County;

W. R. Edgemon—

S $\frac{1}{2}$  of S $\frac{1}{2}$  of NE $\frac{1}{4}$  of Section 14, Township 38 South, Range 30 East, containing 40 acres in Highlands County;

that upon receipt of purchase price for the land, cancellation of homestead entries, Highlands County Entry No. 1-TIIF-S to Cecil W. Womble and Highlands County Entry No. 6-TIIF-S to W. R. Edgemon, be allowed. Upon vote the motion was adopted.

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Request was submitted from South Florida Conservancy District for right of way easement across a small parcel of State owned land in Palm Beach County, comprising less than one-tenth of an acre. Sometime ago right of way was given through an adjoining parcel, use of which has not been made by the District for the reason that it interferes with privately owned land. The new location will avoid any such interference.

Upon recommendation from the Engineer, motion was made by Mr. Mayo, seconded by Mr. Gay and adopted, that the Trustees authorize right of way easement covering the following described parcel of land, conditioned upon South Florida Conservancy District releasing the right of way previously granted, and conditioned further that no taxes of said district will ever be imposed against the parcel here described:

A parcel of land 56 x 111.98 feet in Section 19, Township 43 South, Range 35 East, Palm Beach County, to be used in connection with levee construction to protect South Florida Conservancy District against water

on the west side of Bare Beach Unit, between the highway and the Federal dike.

It was so ordered.

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Request was presented from J. W. Hamm of Fort Lauderdale, Florida, that the Trustees refund the purchase price in amount of \$3,153.00 paid for title to land conveyed by deed No. 19002 dated November 22, 1944, in favor of J. W. Hamm and Ortha S. Hamm, described as a portion of the E $\frac{1}{2}$  of North New River Sound lying adjacent to Lots 1 and 6 in Section 24, Township 50 South, Range 42 East, containing 20.76 acres in Broward County. Letter was presented from T. T. Turnbull advising that decree handed down by the Broward County Court March 21, 1944, and affirmed by the Supreme Court in March 1948, in the case of J. W. Hamm, et al., vs. Florida Land Holding Corp., held that Trustees deed to the land is null and void. Refund is requested based on failure of the State's title.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize refund in amount of \$3,153.00 in favor of J. W. Hamm and Ortha S. Hamm based on decision of the two Courts. Upon vote the motion was adopted.

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Mr. William P. Simmons, Jr., Attorney of Miami, Florida, came before the Trustees in connection with sale of an area of bay bottom land surrounding Burlingame Island. Governor Warren asked if Mr. Simmons would be satisfied if he was assured no action would be taken without giving him an opportunity to appear before Trustees on behalf of his clients.

Mr. Simmons said the matter in which his people are interested is the acquisition by Mr. Horobin of a large amount of land in Biscayne Bay; also transfer to the City of Miami of lands which the city needs. He requested that nothing be done until the interests which he represents have opportunity to appear before the Board, having reference to delivery of deed to Mr. Horobin for private development. The present title covers only 5 $\frac{1}{2}$  acres, which has grown to about 25 acres to be acquired by Mr. Horobin. They do not protest the development of the original island, but development of the larger area they are opposed to.

Mr. Wells suggested that delivery be made to the City of Miami of deed in its favor and that the city deliver to the Trustees deed for the land proposed to be deeded to the Trustees.

Mr. Simmons said he saw no objections to this procedure.

Governor Warren said that as to the Horobin deed, its status is that this Board has gone on record as holding it up until he (the Governor) can make an investigation; that he would like a motion to indefinitely postpone delivery of deed to Mr. Horobin.

Mr. Ervin moved that in making deed to the city there be included some prohibitions that the city not sell to a private person. Mr. Wells said the deed recites the land can be used for public purposes only. This is taken care of.

Mr. Gay then moved that any action whatsoever be postponed for six months. The Governor said he had to go to Miami on March 3rd, and would at that time endeavor to examine into the matter; that he feels Mr. Horobin should not have the deed, but will not take final position without examining into the matter.

Mr. Mayo stated that protests that had been received were from a few private individuals and so did not carry the weight they would, had they been sent in by the county, the city, or some public body.

Mr. Simmons said the advertisement was not such as to show what the land was; that only recently has it come to light that part of the deal involves the enlargement of Burlingame Island to four times its present size.

Mr. Gay said that if, within the six months time mentioned in his motion, the Governor has not had time to examine into the matter, more time will be given him, but that the matter should not be indefinitely postponed; that considerable expenditure of money by the Trustees and by Mr. Horobin is involved.

Mr. Larson said he believes there is much confusion about the whole subject and that he would be willing for the entire matter to be indefinitely postponed. He then seconded Mr. Gay's motion for postponement for six months. Upon vote the motion was unanimously adopted.

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Mr. Sinclair Wells reported that Mr. Frank Walrath, Jr., desired to appear before the Trustees with request that Mr. Carl Swisher be required to provide access roads to State owned lakes lying within the fenced boundaries of his upland property. Information was furnished that there were several thousand acres of land in that area owned by Mr. Carl Swisher, among which were seven or eight State owned lakes; that Mr. Swisher recently applied to lease the lakes but the State declined to do so; that the Land Office has received numerous

letters from gun clubs, sportsmen's clubs, and residents of the State requesting that access roads be provided to the State owned property for the benefit of the public.

Mr. Walrath explained that Mr. Swisher has a perimeter fence inclosing several thousand acres of land owned by him, including the State owned lakes, with locked gates at former access ways; that these lakes are public property and the public should have access to them; that it is a matter in which the State should take a position rather than individuals going to Court.

Upon inquiry from Governor Warren as to whether there was good hunting on these lakes, Mr. Walrath stated that there was little duck hunting, but it was some of the finest fishing ground in that area and there was good boating and bathing also.

Mr. Walrath further stated that in his section, as well as all over the State, private individuals are buying up the surveyed lakes and it is becoming difficult for citizens to go fishing. He suggested that the Trustees might lease to the State Game and Fresh Water Fish Commission the State owned lakes in order that they might be protected and preserved for the use of the public.

The Governor remarked that he would like to see legislation prohibiting sale of the State owned lakes, to which Mr. Wells replied that the law prohibited the State from selling meandered lakes, but where a tract of land came to the State described as land, within which there might be an unsurveyed lake, there were cases where the entire tract was sold without the State's knowledge of there being a lake thereon. The Governor asked if it would be possible to include in all sales a clause that conveyance did not include any lakes, whereupon the Attorney General was requested to prepare a suitable clause for inserting in deeds for the purpose of protecting the lakes of the State. It was also pointed out that private interests were getting control of all the Florida beaches as well as the lakes.

Mr. Lawrence Case, representing Mr. Swisher, stated that the board had already heard his side of the case and that the action taken here might have repercussions; that this is not an isolated case; that it will involve the beaches, many orange groves and the cattle business—all will be affected by the action of the Trustees; that in the instant case not only Mr. Swisher, but Mr. Jim Alderman and others have had their property damaged by parties cutting fences, ruining orange trees and letting cattle out; that to protect themselves they closed the access roads. He stated that he will not attempt to suggest what the

Trustees should do, but the matter should have carefully study from the standpoint of legal consideration before taking action.

Mr. Alderman was asked if he desired to make any statement to which he replied that he did not as he had stated his position to the members of the former board.

Mr. Howard W. Bishop, County Superintendent of Public Instruction, Alachua County, representing the Sportsmen's Association in that area, stated that they had approximately 100 acres in the middle of the Swisher tract and were very much concerned about this controversy; they feel that this will be a precedent decision with reference to State owned waters held in trust for the people; that the sports fishing industry is about a half million dollar business at present and if properly developed can exceed the citrus industry; and with positive and affirmative action by the Trustees at this time, providing for access roads to these and all other public lakes in Florida, a situation like this in Putnam County will not occur again.

The Governor stated that he has the highest regard for Mr. Swisher as his friend, as a fine citizen and business man in Jacksonville, giving generously of his time and money to charitable causes and all worthy movements; that he is impressed by any request from Mr. Swisher; but this case is in accord with his convictions that the public should have access to the public domain and while distasteful for him to take any position against Mr. Swisher, he does not see any other course for the Trustees to take; that while he appreciates the opinion of Mr. Case that a legal question is involved, his position is that the Trustees resolve all doubts in favor of the people of the State and if wrong, the Courts could point it out; that this case will be far reaching in its results and consequences in which public good is considered far above private privileges.

Mr. Mayo stated that he agreed with the Governor in everything he said with reference to Mr. Swisher, as he and Mr. Alderman both were very good friends of his, but requests have come from hundreds of citizens asking that access roads to the lakes be provided; also that he realizes what a nuisance it is to have fences cut and orange groves damaged, and he had hoped the parties could work the situation out down there. His suggestion was that the roads be opened up with lane fences on both sides, thereby making the lakes accessible and protecting the privately owned property also. He moved that the suggestion be adopted.

Mr. Larson expressed the opinion that he had always taken the position that where the public is involved its rights shall

come first and foremost, and he regrets that personalities have been injected into this controversy; that as brought out at the former meeting the land owners have rights in developing cattle and pasture lands and he had hoped that out of that meeting some weeks ago the different interests could get together in opening access roads to one or two of these bodies of water. This has not been accomplished and it seems that the right of the public comes first. Mr. Larson therefore seconded the motion of Mr. Mayo.

Mr. Elliot called attention to the case of Lake Jackson in Leon County, where the property owners enjoined the Trustees against selling the bottoms of the lake, said owners thinking that they owned out to the channel. In that case the Supreme Court held the riparian owner held title to the high water mark, the bottom of the lake being a public park. That case established the status of all lakes in that class, and along with it goes the right of ingress and egress.

The Governor asked Mr. Walrath if he would suggest a form of motion where it could be settled by the courts, if the courts have to take action.

Mr. Walrath suggested that the Attorney General be authorized to take such steps as might be necessary to secure ingress and egress for the general public to the lakes.

The Attorney General, upon being asked for his opinion, requested Mr. Turnbull to express his views as he had gone into the matter and was more familiar with the details. Mr. Turnbull replied that the suggestion by Mr. Walrath was proper, and further, that it was his opinion that the Trustees, through the Attorney General, could force access to the lakes owned by the State and open roads that would be sufficient.

Mr. Mayo agreed that his motion be amended to include the suggested motion by Mr. Walrath, and Mr. Larson seconded the amended motion. Upon vote the motion was adopted.

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Request was presented from the Board of County Commissioners of Volusia County for additional right of way one hundred feet (100 ft.) wide in order to comply with the requirements of the Federal Government in construction of a bridge over Halifax River in Sections 2 and 3, Township 16 South, Range 33 East, Volusia County. Mr. Wells stated that objections had been filed to granting the right of way and that the Volusia County board had modified its applications and maps to meet objections.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize issuance of easement deed to

Volusia County as modified, easement to contain reversion clause in the event the tract should be abandoned as right of way. Upon vote the motion was adopted.

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Mr. Wells reported that protest had been received from Boyd H. Anderson, County Judge of Broward County, with reference to navy fliers disturbing the peace and safety of the Everglades area lying West of Miami Canal.

Attorney General Ervin submitted a later letter from Judge Anderson stating that Captain R. N. Hunter, of the Opa Locka Naval Air Station had advised him that the condition had been corrected and giving assurance that it would not occur again.

Motion was that Mr. Wells be requested to write Captain Hunter and thank him for his action in taking care of this situation as he had. It was so ordered.

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Application was presented from W. C. Taylor, with offer of ten cents (10¢) each for cypress poles located on State land in the SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 4, Township 1 South, Range 13 West, Bay County, Florida.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the offer and authorize lease in favor of Mr. Taylor for taking poles as applied for. Upon vote the motion was adopted.

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Request was presented from A. Fortenberry, on behalf of Canaveral Port Authority, for conveyance of certain submerged land located in Section 9, Township 24 South, Range 37 East, Brevard County, desired for port purposes.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees authorize conveyance of the parcel applied for at a price of one dollar (\$1.00) an acre. Upon vote the motion was adopted.

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Application was presented from the State Road Department for right of way deed and dredging easement for use in connection with State Road No. 80 across Lake Worth, lying and being in Sections 34 and 35, Township 43 South, Range 43 East, and in Section 3, Township 44 South, Range 43 East, Palm Beach County.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees grant request from the State Road Department. Upon vote the motion was adopted.

Objections having been received to the taking of shell from Choctawhatchee Bay by Smith Engineering Company under their Lease No. 499, motion was made by Mr. Mayo, seconded by Mr. Gay, that the Smith Engineering Company be notified to discontinue operations in the removal of shell from that area comprising Choctawhatchee Bay. Upon vote the motion was adopted.

Motion was made by Mr. Mayo, seconded by Mr. Gay and adopted, that the following bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

J. W. Hamm and Ortha S. Hamm, Ft. Lauderdale, Fla.—Refund Deed #19002	\$ 3,153.00
W. O. Berryhill, Tax Collector Broward County Bal. due on E.D.D. taxes for 1948	4.65
Earnest Overstreet, Tax Collector Dade County For 1948 E.D.D. taxes.....	7.60
TOTAL.....	\$3,165.25

Financial statements for the month of December 1948 are as follows:

UNDER CHAPTER 610

Balance as of December 1, 1948.....	\$1,272,886.49
Receipts for the month	
Land Sales.....	\$ 35,827.20
Quit Claim Deed on Contract #18603A	5.00
Everglades Drainage District Taxes.....	431.80
Interest .....	42.06
Land Lease.....	60.00
General Lease.....	100.00
Mineral Lease.....	25.00
Fishing Campsite Lease.....	100.00
Farm Leases.....	1,501.95
Grazing Lease .....	160.00
Less Check Returned.....	160.00      .00
Sand, Shell & Gravel Leases.....	1,285.30
Miscellaneous Leases.....	800.00
Oil Lease.....	19,985.92
Timber Lease.....	1,564.12
Total Receipts for the Month.....	61,728.35      61,728.35
TOTAL .....	\$ 1,334,614.84
Less Disbursements for the month.....	331,847.18
BALANCE AS OF DECEMBER 31, 1948.....	\$ 1,002,767.66

DISBURSEMENTS FOR THE MONTH OF  
DECEMBER, 1948

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
12-10-48	116356	Hunt & Salley.....	\$ 5,017.44
	116357	S. T. Transfer to Prin. State School Fund.....	17,456.20
	116358	S. T. Transfer to State Board of Conservation for Oyster Conservation Fund.....	1,506.82
12-31-48	120891	F. C. Elliot.....	421.35
	120892	A. C. Bridges.....	310.53
	120893	M. O. Barco .....	185.88
	120894	Jentye Dedge .....	261.86
	120895	Bonnie G. Shelfer .....	165.53
	120896	T. T. Turnbull.....	432.10
	120897	Louella Taylor.....	176.40
	120898	W. B. Granger.....	47.50
	120899	Mary Clare Pichard.....	89.13
	120900	Sinclair Wells.....	95.00
	120901	Ruth N. Landers.....	20.00
	120902	Harold E. Taylor.....	68.45
12-22-48	126560	Western Union Telegraph Co.....	.72
	126561	Southeastern Telephone Co.....	10.70
	126562	Arthur W. Newell CCC.....	1.70
	126563	The H. & W. B. Drew Co.....	22.38
	126564	Christie Hall Business Machine.....	308.44
	126565	J. Alex Arnette CCC.....	1.80
12-31-48	133000	C. M. Gay, Comptroller.....	7.00
	133001	Fla. State Improvement Com.....	302,836.67
12-18-48	124587	Carl J. Jackson T.C.....	4.30
	124588	W. O. Berryhill, T.C.....	24.66
	124589	Ted Cabot, C.C.C.....	184.72
	124590	J. Alex Arnette C.C.C.....	1,781.66
		5% Retirement Fund.....	88.24
		Withholding Tax.....	320.00
TOTAL DISBURSEMENTS FOR THE MONTH OF DECEMBER, 1948.....			\$ 331,847.18

U. S. G. S. CO-OPERATIVE FUND

Balance as of December 1, 1948.....	\$1,150.00
Receipts for the month.....	-0-
Less Disbursements for the month.....	-0-
BALANCE AS OF DECEMBER 31, 1948.....	\$1,150.00
UNDER CHAPTER 18296	
Balance as of December 1, 1948.....	\$35,323.44
Receipts for the month.....	7,100.09

Total .....	42,423.53
Less Disbursements for the month.....	10,886.25
BALANCE AS OF DECEMBER 31, 1948.....	\$31,537.28

DISBURSEMENTS FOR THE MONTH OF  
DECEMBER, 1948

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
12-31-48	123630	Ernest Hewitt.....	\$ 315.26
	123631	Elizabeth M. Goode.....	173.83
	123632	Mary Clare Pichard.....	103.33
	123633	F. C. Elliot.....	47.50
	123634	M. O. Barco.....	23.75
	123635	Jentye Dedge.....	28.00
12-23-48	127971	The H. & W. B. Drew Company.....	54.10
	127972	Bulkley-Newman Printing Co.....	47.50
12-30-48	129877	State Treasurer—Transfer to General Revenue.....	10,000.00
12-18-48	124871	J. X. Towles.....	40.00
		5% Retirement Fund.....	14.08
		Withholding Tax.....	38.90
TOTAL DISBURSEMENTS FOR THE MONTH OF DECEMBER, 1948.....			\$ 10,886.25

SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following report of bids received for land under the Murphy Act, all being regular and ready for approval:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	1/3/49	1
Columbia	1/19/49	4
Dade	1/14/49	9
Dixie	1/11/49	1
Hamilton	1/10/49	1
Hernando	1/10/49	21
Hillsborough	1/17/49	15
Jefferson	1/3/49	3
Lake	1/10/49	8
Marion	1/3/49	6
Orange	1/3/49	2
Palm Beach	1/7/49	2
Palm Beach	1/12/49	1
St. Johns	12/30/48	7
Sumter	1/17/49	1
Taylor	12/24/48	1
Volusia	1/3/49	1

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Request was presented from Dade County that the Trustees issue correction deed in lieu of Deed No. 2529 dated October 19, 1944, for the purpose of correctly giving grantee's name.

Issuance of the deed having been approved by the Attorney General's office, motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize execution of Dade County Deed No. 2529-Cor. to B. Hiram Barkley, as Potentate of Mahi Temple, and Robert C. Booth, as Recorder of Mahi Temple, and their successors in office, as Trustees for the use and benefit of Mahi Temple, A. A. O. N. M. S. Upon vote the motion was adopted.

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Request was presented from Lake County Board of Public Instruction for conveyance of 13 parcels of land to be used in connection with the county wide school system, especially for Howey, Okahumpka and Umatilla schools.

Upon recommendation from the Secretary, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize conveyance of the following parcels to Lake County to be used only for school purposes—consideration \$5.00:

Lot 5, Block D-10, Howey  
 Lots 2 to 9 incl., Block 0—Okahumpka  
 4 parcels in Lots 9 and 10—Umatilla, Trowell's Plan  
 Lake County.

Upon vote the motion was adopted.

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Application was presented from Melvin E. Johnson offering \$10.10 for renewal of grazing lease, for a period of one year, covering approximately 30 acres of land, comprising 182 lots in Magnolia Park, Osceola County.

The offer being in line with similar leases, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize renewal of the lease for a period of one year, subject to sale of all or any part of the area covered. Upon vote the motion was adopted.

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Application was presented from Sarasota County, accompanied by resolution of the Board of County Commissioners, dated January 11, 1949, requesting conveyance of approxi-

mately 78 acres, or 430 lots in the subdivision of Hygeia, Section 23, Township 40 South, Range 19 East, to be used as an aviation field. The County offers \$100.00 for title to the land and is agreeable to having the public purpose clause included in the deed.

Mr. Elliot recommended that definite action not be taken at this meeting and allow him opportunity to try and work out a plan with the Aviation Department of the Florida State Improvement Commission for use of the land by the County but retaining title in the State.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the recommendation of Mr. Elliot be adopted as the action of the Trustees. Upon vote the motion was adopted.

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Application was presented from the State Road Department for conveyance of Blocks 41, 42 and 43 Rivercrest—Riverside Unit S/D of part of Section 39, Township 10 South, Range 27 East, Putnam County, for use in connection with State Road No. 10.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize conveyance under Chapter 21684 of 1943 of the blocks described, information having been furnished that the State Road Department had acquired title prior to June 9, 1939, and the certificates by which the land reverted to the State had not been taken up. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
February 1, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Motion was offered by Mr. Gay, seconded by Mr. Larson, to approve Minutes of the Trustees of the Internal Improvement Fund dated January 5 and 11, 1949, copies having been furnished to each member.

Upon vote the motion was adopted, and the minutes approved.

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A delegation from the City of Miami, composed of the following, came before the Trustees with reference to agreement entered into last year—June 22, 1948—between the City of Miami, Thomas H. Horobin, and the Trustees of the Internal Improvement Fund, involving litigation affecting title to land and water bottoms surrounding Burlingame Island in Biscayne Bay, and also title to certain areas granted to the City of Miami, Florida, by legislative acts of 1919 and 1925:

Robert L. Floyd, Mayor of the City of Miami  
 John W. Watson, City Attorney for Miami  
 W. W. Charles, Member of City Commission  
 H. L. Quigg, Member of City Commission  
 R. C. Gardner, Member of City Commission  
 Representing the City of Miami;  
 also

William P. Simmons, Jr., Representing Brickel interests  
 H. Pierre Branning, Representing Brickel interests  
 Thomas H. Horobin, Miami  
 Julius F. Parker, Tallahassee, representing Mr. Horobin.

All of the above parties were given opportunity to be heard and made statements on behalf of their respective interests. The City of Miami, through its attorney, requested that the Trustees deliver to the municipality the deeds conveying certain lands described in two special legislative acts—1919 and 1925—and in addition an area in front of Dinner Key, whereupon the City of Miami will deliver to the Trustees deed conveying 245 acres of land and water bottoms surrounding Burlingame Island, as agreed upon June 22, 1948.

Mr. William P. Simmons, Jr., and Mr. H. Pierre Branning, representing their clients, opposed delivery of the deed to Mr. Horobin covering the unsurveyed portion of Burlingame Island and the surrounding submerged bottoms, but expressed themselves as being in favor of the city receiving deeds conveying the parcels heretofore agreed upon.

Mr. Thomas H. Horobin and his attorney, Mr. Julius Parker, appeared and made statements on behalf of Mr. Horobin. Mr. Parker requested that before the Trustees take definite action, the Governor take time to make an investigation on the ground as he had heretofore stated that he would do; that if the deal did

not go through it would mean continuance of the litigation; that he had been informed that disposition of delivery of deed to Mr. Horobin would be deferred until after the Governor went to Miami on March 3, and therefore nothing had been said in behalf of Mr. Horobin.

All parties having been heard, and information furnished by Mr. Wells and Mr. Elliot as to the history of the case and the circumstances leading up to the agreement between the three agencies, motion was made by Mr. Gay that the Trustees release to the City of Miami the deeds heretofore prepared and executed—Numbers 19447 and 19448—and consummate the deal exactly as agreed upon June 22, 1948, except that delivery of the deed to Mr. Horobin be postponed; that the City of Miami carry out its part of the agreement and deed to the Trustees of the Internal Improvement Fund the land surrounding Burlingame Island; that in order to foreclose any possible future question as to title in the City, the City of Miami pay to the Trustees the sum of twenty-five hundred dollars (\$2500.00) for the land to be conveyed to it. Motion seconded by Mr. Mayo.

Upon discussion of the motion, Attorney General Ervin suggested that in addition to the public purpose clause the Trustees have inserted in the deeds to the City of Miami, a clause be included that the city shall not sell any part of these lands to private parties nor shall the city grant to any private owner the right to pump up islands or fills for private purposes.

Mr. Gay accepted the suggestion of the Attorney General as an amendment to his motion. Seconded by Mr. Mayo and unanimously adopted.

Governor Warren asked Mr. Gay to take the chair as he wanted to make a statement.

Statement of the Governor was, in substance, that since hearing all arguments and discussions he was satisfied in his mind that it would not be necessary for him to take further time to make investigation on the question of delivery of deed to Mr. Horobin for conveying the area around Burlingame Island; that he feels that from this hearing today he has obtained all the information he needs and that he could not gain any more by going to Miami; that he feels he has sufficient information to take a final and definite position in the matter, and accordingly moved that the deed to Burlingame Island property, which has been prepared in favor of Mr. Horobin, but not delivered, be cancelled. Motion seconded by Attorney General Ervin.

The Chairman called for discussion on the motion.

Mr. Mayo stated his position as being in favor of carrying out the original agreement made with the former board as he felt

that was the right thing to do; that he considered it a closed agreement entered into by a former board; that the deeds were signed and sent to Miami for delivery and the transaction was only held up to allow sufficient time for Governor Warren to investigate conditions on the ground; that he is still willing to give the Governor time to look into the matter, but he feels that the agreement was a binding transaction, the land having been advertised for objections as required by law, the sale held and the only thing remaining was delivery of the deeds; that he felt it was a good deal for the City of Miami and also gave the Trustees title to some land for which Mr. Horobin offered to pay two hundred thousand dollars (\$200,000.00); that he took the stand he did in good faith and did not feel justified in backing out of it now.

Mr. Larson stated that he was not back-tracking on the former action but there has been so much additional information brought out in the discussions at this hearing that was not before the former board when action was taken, such as the area that would be filled in by Mr. Horobin; that he was not aware that said area went out beyond existing channels; that he feels the present board has the right to rescind the transaction especially when the interest of the public is involved.

Upon request, the Chairman put the question.

Those voting for the motion: Governor Warren. Attorney General Ervin, Treasurer Larson.

Voting against the motion: Commissioner Mayo.

The motion was adopted and so ordered.

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Offer of \$5.00 an acre was presented from Thomas B. Everhart, on behalf of J. D. Barnes, for five year grazing lease on approximately thirty acres of land in Section 9, Township 58 South, Range 37 East, Dade County.

The price being in line with other leases, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer and authorize five-year grazing lease issued in favor of Mr. Barnes. Upon vote the motion was adopted.

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Application was presented from Paul E. Gringle, on behalf of Mrs. Blanche Steiner, offering \$500.00 an acre for 0.37 of an acre of land in Section 4, Township 47 South, Range 43 East, Palm Beach County, located in the vicinity of Boca Raton Lagoon, and adjacent to upland property of applicant.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer, subject to the land being advertised for objections as required by law. Upon vote the motion was adopted.

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Mr. Wells presented resolution adopted by the Tampa Chamber of Commerce, Tampa, Florida, recommending that the Trustees of the Internal Improvement Fund take every precaution to safeguard the State's interest in the tide lands of Florida.

Mr. Wells was requested to acknowledge with thanks the resolution adopted by the Tampa Chamber of Commerce, and that Mr. Mayo take the subject up with Mr. W. D. Outman in Washington and ask that he work with the Florida delegation to protect the interests of the State in this matter. It was so agreed.

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Mr. Wells reported that some time ago Mr. John French of Jacksonville, Florida, applied to purchase, and the Trustees agreed to sell to him at a price of \$5.00 an acre, Government Lot 9, Section 23, Township 1 South, Range 27 East, comprising 49.85 acres in Duval County, conditioned that he would make satisfactory arrangements with squatters located thereon. Upon investigation it appears that a majority of the squatters claim ownership of the property. Upon request, the State Road Department surveyed the lot, practically all of which is salt marsh with the exception of a small area to the southwest and adjacent to New Berlin Road, and it was found that boundaries of the lot included land on both sides of New Berlin Road. Nine squatters and a school house occupied land on the west of the road, all of said squatters being colored except one.

Mr. Wells explained that it would cost more than the land is worth to work this situation out from Tallahassee and asked for consent from the Trustees for him to secure the services of persons in Duval County, interested in this land, to work out the claims of these squatters at no expense to the Trustees and that a reasonable price be fixed for which each squatter may purchase a parcel of land.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize Mr. Wells to work out the matter according to his suggestions; that a price of \$25.00 be fixed for each squatter to pay for his parcel of land and that the Trustees dedicate to Duval County the school house site now occupied by the colored school building. Upon vote the motion was adopted.

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Application was submitted from A. M. Godwin for extension of twelve months on his grazing lease No. 521 covering Lot 1,

Section 21, Township 35 South, Range 30 East, Highlands County.

Motion was offered by Mr. Mayo, seconded by Mr. Larson, that the Trustees grant request and authorize extension of Lease No. 521. Upon vote the motion was adopted.

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Request was presented from J. R. Bullock, on behalf of Rex Holley, asking for final determination of the squatter situation involving 46.4 acres of lake bottom land in Section 5, Township 45 South, Range 43 East, Palm Beach County, which the Trustees agreed to sell to Mr. Holley December 7, 1948, at a price of \$50.00 an acre.

Proposal from Mr. Holley was that he would make satisfactory arrangements with the squatters and have survey of the land made without cost to the Trustees. Mr. Bullock now advises that Mr. Holley has moved off three of the squatters free of charge and provided them with homes, but the fourth one, living in a house which he found on the property, desires to purchase three or four acres. This arrangement is not agreeable to Mr. Holley as the squatter in question keeps the premises in an unkempt condition and would spoil the entire tract. The squatter is represented by Mr. Ed Lake.

Mr. Wells recommended that Mr. Holley make one more attempt to provide a place for the squatter, Buster Rogers, and move him to it in the same manner as the others were handled.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees take action as recommended by Mr. Wells and if Mr. Rogers fails to take advantage of such opportunity, that he be evicted from the State land. Upon vote the motion was adopted.

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Application was presented from Mr. Charles H. Schuh, on behalf of Robert S. Bridwell and J. L. Pope, to purchase approximately 25,000 square feet of submerged land adjacent to upland property of applicants in Mitchell's Subdivision, Township 15 South, Range 31 East, Pinellas County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to sell the parcels applied for at a price of \$200.00 an acre, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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The Trustees authorized Mr. Sinclair Wells to continue the policy he has followed heretofore in trying to work out with applicants, who apply to purchase bay bottoms adjoining their

upland property, terms and conditions of sale for presentation to the Trustees for action. It was so ordered.

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Letter was presented from Coastal Petroleum Company submitting for approval of the Trustees the following drilling location which is within the limits of Lease No. 224-A, dated February 27, 1947:

1040.2 feet West and 501.7 feet North of the SE corner of Government Lot 4 (lying in the SE $\frac{1}{4}$  of SW $\frac{1}{4}$ ), Section 18, Township 6 South, Range 14 East, LaFayette County, Florida.

It was explained that this is a dry land location, title to which is not in the Trustees of the Internal Improvement Fund and in accordance with Paragraph 21 of Lease No. 224-A, a one-eighth overriding royalty on the SE $\frac{1}{4}$  of Lot 4, otherwise described as the SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 18, Township 6 South, Range 14 East, LaFayette County, Florida, will be assigned to the Trustees. It was also stated that the well to be drilled will hold Drilling Block No. 3 of said lease.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve the drilling location as requested by Coastal Petroleum Company, conditioned upon delivery to the Trustees of the overriding one-eighth royalty on the SW $\frac{1}{4}$  of Government Lot 4, Section 18, Township 6 South, Range 14 East, containing 40 acres, within which said area the well will be located, and which area will hold Drilling Block No. 3 of said Lease No. 224-A. Upon vote the motion was adopted.

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Request was presented from Civil Aeronautics Administration and from the County Attorney of Palm Beach County that the Trustees will not exercise any rights granted under certain reservations which would adversely affect completion and operation of an airport, said reservations being in deed conveying property that is now owned by Palm Beach County and on which will be located Palm Beach County Glades Airport at Pahokee, Florida.

Mr. Elliot reported that in similar cases the Trustees have authorized issuance of Non-Use Commitment for such time as the property will be used as an airport.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize execution of Non-Use Commitment of the reservations contained in deed issued by the Trustees, conveying land in the NE $\frac{1}{4}$  of Section 26, Township 42 South, Range 36 East, containing 242.58 acres in Palm Beach County,

in so far as it applies to the area to be used as Palm Beach County Glades Airport, Pahokee, Florida, such commitment to remain in force so long as the land is used for airport purposes. Upon vote the motion was adopted.

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Mr. Elliot reported that the Board of County Commissioners of Broward County had made application for grant of a tract of land comprising the SE $\frac{1}{4}$  of Section 32, Township 47 South, Range 42 East, containing 160 acres in Broward County, and in the event the Trustees are unwilling to grant an area of above size the county applies for the E $\frac{1}{2}$  of SE $\frac{1}{4}$  of said section as a rock pit.

Information was furnished that title to this land vested in the Trustees under provisions of Chapter 14717, Acts of 1931, the Everglades Act, its location being about 5 $\frac{1}{2}$  miles west of Deerfield, on the south side of and bordering Hillsboro Canal.

The request was considered and in view of the fact that the area requested is considerably larger than similar grants in other localities, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize conveyance of an area for rock pit purposes not exceeding twenty (20) acres to be selected by the county within the quarter section described, said selection to be made in such manner as will not disturb the usual subdivision of the section; that grant be subject to the usual reservations for oil and minerals; to contain reversion clause if used for other than rock pit purposes; and that the State Road Department will have the right to procure rock from the county pit. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

The Secretary presented the following report of bids received for lands under Chapter 18296, all of which are regular and ready for approval:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	1/15/49	1
Hamilton	1/24/49	1
Hernando	10/25/48	3
Leon	12/14/48	5
Leon	1/3/49	2
Sarasota	1/28/49	17

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

Requests were presented from Dade, Hillsborough, Palm Beach, Pinellas and Volusia Counties for release of State Road right of way reservation in deeds issued under the Murphy Act, all of which releases the State Road Department has approved.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize execution of the following deeds for the purpose of releasing road right of way reservations as approved by the State Road Department:

Pt. Dade County Q.C. Deed No. 03-Chap. 21684 to Mrs. Mary Glick.

Pt. Hillsborough County Q.C. Deed No. 08-Chap. 21684 to B. J. Skinner.

Pt. Hillsborough County Q.C. Deed No. 2729 to Frederick R. Tripp and Mary C. Tripp, his wife.

Hillsborough County Q.C. Deed No. 4105 to Bill Hamner, Inc.

Pt. Hillsborough County Q.C. Deed No. 428 to Alton G. Jeffcoat and Ramona J. Jeffcoat, his wife.

Hillsborough County Q.C. Deed No. 2669 to Pedro Diez and Acela C. Diez.

Hillsborough County Q.C. Deed No. 4750 to Edward E. McGuire.

Palm Beach County Q.C. Deed No. 1003 to Margaret Voorhees and Allen R. Voorhees.

Pt. Pinellas County Q.C. Deed No. 2053 to A & W Glads, Inc.

Pt. Volusia County Q.C. Deed No. 828 to William P. Bangs.

Volusia County Q.C. Deed No. 1620 to William P. Bangs.

Volusia County Q.C. Deed No. 1678 to William P. Bangs.

Upon vote the motion was adopted.

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Request was presented from B. J. Eakins for issuance of deed to correct error made in the spelling of his name in original Taylor County Deed No. 70.

The Attorney General's office having approved issuance of such deed, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees execute Taylor County Deed No. 70-Cor. in favor of B. J. Eakins for a consideration of \$5.00. Upon vote the motion was adopted.

Application was presented from Royce Leon Mock and Sally Kate Mock for release of oil and mineral reservations in Deed No. 03-Chap. 21684 in so far as it applies to Lot 6, Block 24-B, 6th Add. to Hialeah, Florida—Dade County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that in view of the fact that this is a city building lot, Trustees issue quitclaim deed in favor of Mr. and Mrs. Mock for the purpose of releasing the reservation requested, upon payment of \$5.00.

Upon vote the motion was adopted.

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Application was presented from Captain Francis L. Albert for reduction in base bid involving Lots 1 to 13, inclusive, and Lots 20 and 21, Block 16, Mt. Plymouth, Lake County, Florida. Information was furnished that the base bid applicable to these lots is \$187.50 and Captain Albert offers \$93.75 to have the land advertised for bids.

Pursuant to recommendation from the Secretary, motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees decline the offer and authorize advertisement of the land for sale under the regular base bid. Upon vote the motion was adopted.

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Offer of \$240.00 was presented from G. C. Hoffman for advertising 429 parcels comprising 120 acres of land in Section 26, Township 14 South, Range 22 East, Marion County.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees decline the offer from Mr. Hoffman, and make counter proposal to allow advertisement of the land with a base bid of \$900.00. Upon vote the motion was adopted.

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The following transfer was reported from January receipts under the Murphy Act:

TRANSFER UNDER CHAPTER 20368	
FROM FUNDS UNDER CHAPTER 18296	
J. Edwin Larson, State Treasurer	
Transfer to General Revenue Fund.....	\$10,000.00

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
February 14, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
Richard W. Ervin, Attorney General

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Wells presented offer of \$8.00 an acre from A. R. Surles, on behalf of E. T. Wright and Joe Jefferson, for purchase of Section 2, Township 46 South, Range 34 East, containing 640 acres in Hendry County.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees decline offer from applicants and make counter proposal to advertise the land for competitive bidding provided Mr. Surles' clients will agree to bid not less than \$11.00 an acre on date of sale. Upon vote the motion was adopted.

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Request was presented from Owen W. Leonard for permit to dredge sand for commercial purposes from Lake Weir, Marion County, adjacent to Government Lot 3, Section 9, Township 17 South, Range 24 East. Applicant claims to have permission from upland owner to operate from his property.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees authorize sand lease in favor of Mr. Leonard at the usual rate of ten cents (10¢) per cubic yard. Upon vote the motion was adopted.

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Application was submitted from O. H. Morris for five (5) year fishing camp lease covering the same area previously leased to his father under Lease No. 389 which expired February 13, 1949. Information was furnished that the tract to be leased is located on the north end of Seven Sisters Island, having an area of approximately one hundred (100) feet by three hundred (300) feet, being in Sections 33 and 34, Township 10 South, Range 26 East, Putnam County.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees authorize five-year lease covering the area applied for at yearly rental of \$50.00. Upon vote the motion was adopted.

Application was presented from Hunt and Salley, on behalf of M. M. Weiss, offering \$40.00 an acre for one hundred (100) acres of land in Section 21, Township 50 South, Range 40 East, Broward County, and renewing offer of \$40.00 an acre for 160 acres of land in Section 28, Township 50 South, Range 40 East, Broward County. The last described land was advertised and bid in September 14, 1948, on a \$40.00 an acre basis, along with other property in Section 28, but deed could not be delivered on the 160 acres as it was part of Stirling Field, acquired by the United States on Declaration of Taking. Recently the Trustees reacquired title from the United States at the same price—\$12.50 an acre—and it is now available for sale.

Upon recommendation from the Land Clerk, motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the offer of \$40.00 an acre for the two parcels of land located in Sections 21 and 28, Township 50 South, Range 40 East, containing 260 acres, and waive advertisement of the 100 acre tract since it is contiguous to the other parcel already advertised. Upon vote the motion was adopted.

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Application was presented from J. L. Blackwell, on behalf of J. E. Brantley, with offer of \$5.00 an acre for purchase of the NW $\frac{1}{4}$  of SE $\frac{1}{4}$ , or the N $\frac{1}{2}$  of Lot 6, Section 22, containing 40 acres; also S $\frac{1}{2}$  of Lot 2, and all Lot 6, or SW $\frac{1}{4}$  of NE $\frac{1}{4}$  and W $\frac{1}{2}$  of SE $\frac{1}{4}$  and SW $\frac{1}{4}$  of Section 27, containing 139 acres, all in Township 5 South, Range 13 East, Suwannee County.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees decline offer and make counter proposal to advertise the land for bids provided Mr. Brantley will agree to bid not less than \$15.00 an acre for the land in Section 22, and \$10.00 an acre for land in Section 27. Upon vote the motion was adopted.

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Request was presented from Miami Shipbuilding Company, represented by Mr. Tom Anderson and Mr. J. L. McCord, for clarification of its rights and duties under its oil and mineral Lease No. 340 dated October 30, 1943, covering lands in Dade County, Florida.

Information was furnished by Mr. Powell of the Attorney General's office, Mr. Sinclair Wells, Land Clerk, and Attorney General Ervin, that owing to difficulties with the Federal Government in connection with income tax matters, the company was thrown into receivership and has been unable to perform all the terms of the lease; that the Trustees have never formally cancelled the lease and always recognized its existence. The company now represents that it is in position to resume

digging of the well and will commence drilling within six months, will diligently carry on drilling to completion as required under the Statutes, and will follow the terms of the recent laws in connection with oil drilling.

Upon suggestion of the Governor, representatives of Miami Shipbuilding Company, together with Mr. Powell and Mr. Wells, retired from the meeting to work out a definite plan, and later presented it to the Trustees for consideration.

Secretary of State R. A. Gray recorded present as a member of the State Board of Education.

Upon discussion of the proposal, motion was made by Attorney General Ervin, seconded by Mr. Gay and adopted, that the following action be taken: That in view of the fact that because of certain difficulties by lessee and the United States Government, whereby lessee has been delayed in the performance of certain duties imposed on lessee, the Trustees authorize clarification and modification of Lease No. 340, with certain drilling provisions to be incorporated therein as are now usually required under present oil leases, and in addition that a proviso be included that within six months from date of supplemental instrument executed for the purpose of clarifying and modifying the rights of both parties under Lease No. 340 the company will resume drilling operations and carry them forward with dispatch, the well to be drilled to Sunniland limestone, or 11,500 feet. It was so ordered.

Motion was made by Mr. Gay, seconded by Mr. Ervin and adopted, that the following salaries, necessary and regular expense and transfers to Principal of State School Fund and to Oyster Conservation Fund be approved and that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Engineer & Secretary .....	\$ 525.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk .....	241.66
Jentye Dedge, Secretary-Clerk .....	293.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
T. T. Turnbull, Attorney .....	500.00
Louella Taylor, Secretary .....	210.00
W. B. Granger, Rental Agent .....	50.00
Mary Clare Pichard, Clerk-Stenographer .....	103.33
Sinclair Wells, Land Agent .....	100.00
Ruth N. Landers, Maid .....	20.00
Harold E. Taylor, Apprentice Engineer .....	70.00
J. Edwin Larson, State Treasurer	
To Prin. of State School Fund .....	19,580.30
J. Edwin Larson, State Treasurer	

To State Board of Conservation for Oyster Conservation Fund .....	803.27
E. B. Leatherman C.C.C. Dade County For 1947 E.D.D. taxes .....	4.12
C. M. Gay, Comptroller .....	1.10
T. T. Turnbull, Tallahassee, Fla. For expenses incurred as Attorney for Trustees .....	108.73
TOTAL.....	\$23,174.49

Financial statements for the month of January 1949 are as follows:

UNDER CHAPTER 610

Balance as of January 1, 1949 .....	\$1,002,767.66
Receipts for the month	
Land Sales .....	\$41,200.46
Fee for issuing corrective deed .....	5.00
Certified Copy of Trustees Minutes .....	3.00
Interest on Contracts .....	51.45
Refunds of Everglades Drainage Dis- trict taxes .....	3,046.22
Farm Leases .....	11,295.05
Miscellaneous Leases .....	60.00
Oil Leases .....	30,602.00
Mineral Leases .....	50.00
Sand & Shell Leases .....	1,346.38
Grazing Leases .....	318.00
Campsite Leases .....	51.00
Total Receipts for the month .....	88,028.56
TOTAL .....	\$1,090,796.22
Less Disbursements for the month .....	29,672.13
BALANCE AS OF JANUARY 31, 1949 .....	\$1,061,124.09

DISBURSEMENTS FOR THE MONTH OF JANUARY, 1949

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
1-13-49	142777	The Metropolis Company .....	\$ 17.50
1-10-49	137824	Treasurer of the U. S. A. ....	3,250.00
1-13-49	142770	Sinclair Wells .....	26.24
	142771	T. T. Turnbull .....	113.10
	142772	Southeastern Telephone Co. ....	11.50
	142773	Western Union Telegraph Co. ....	.70
	142774	Burroughs Adding Machine Co. ....	24.65
	142775	Capital Office Equipment Co. ....	1.78
	142776	The H. & W. B. Drew Co. ....	6.96

1-20-49	148009	S. T. Transfer to Prin. State School Fund .....	14,018.56
	148010	S. T. Transfer to SBC— Oyster Conservation Fund .....	1,194.06
1-31-49	137531	F. C. Elliot .....	421.35
	137532	A. C. Bridges .....	310.53
	137533	M. O. Barco .....	185.88
	137534	Jentye Dedge .....	261.86
	137535	Bonnie G. Shelfer .....	165.53
	137536	T. T. Turnbull .....	432.10
	137537	Louella Taylor .....	176.40
	137538	W. B. Granger .....	47.50
	137539	Mary Clare Pichard .....	89.13
	137540	Sinclair Wells .....	95.00
	137541	Ruth N. Landers .....	20.00
	137542	Harold E. Taylor .....	68.45
1-26-49	153371	W. O. Berryhill T.C. ....	4.65
1-28-49	153372	J. W. & Ortha S. Hamm .....	3,153.00
1-31-49	155751	Earnest Overstreet T.C. ....	7.60
1-15-49	144511	State Treasurer—Transfer to GR..... 5% Retirement Fund .....	5,159.86
		Withholding Tax .....	88.24
			320.00
TOTAL DISBURSEMENTS FOR THE MONTH OF JANUARY, 1949 .....			\$29,672.13

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#### U. S. G. S. CO-OPERATIVE FUND

Balance as of January 1, 1949 .....	\$ 1,150.00
Receipts for the month	
January 5th Hillsborough County Comrs. \$500.00	
Highlands County Comrs. .... 400.00	
Pinellas County Comrs. .... 350.00	
Lake County Cham. of Com... 300.00	
City of Sarasota .....	250.00
	1,800.00
TOTAL .....	2,950.00
Less Disbursements for the month .....	.00
BALANCE AS OF JANUARY 31, 1949 .....	\$ 2,950.00

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#### UNDER CHAPTER 18296

Balance as of January 1, 1949 .....	\$31,537.28
Receipts for the month .....	7,187.79
TOTAL .....	38,725.07
Less Disbursements for the month .....	10,744.65
Balance as of January 31, 1949 .....	\$27,980.42

## DISBURSEMENTS FOR THE MONTH OF JANUARY, 1949

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
1-31-49	144290	Ernest Hewitt .....	\$ 315.26
	144291	Elizabeth M. Goode .....	173.83
	144292	Mary Clare Pichard .....	103.33
	144293	F. C. Elliot .....	47.50
	144294	M. O. Barco .....	23.75
	144295	Jentye Dedge .....	28.00
	156309	State Treasurer—Transfer to General Revenue .....	10,000.00
		5% Retirement Fund .....	14.08
		Withholding Tax .....	38.90
TOTAL DISBURSEMENTS FOR THE MONTH OF JANUARY, 1949 .....			\$10,744.65

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented the following report of bids received for lands under Chapter 18296, all regular and ready for approval:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Brevard	2/1/49	49
Dade	2/4/49	13
Flagler	2/7/49	1
Hernando	12/7/48	3
Hernando	12/21/48	7
Indian River	1/31/49	2
Marion	2/7/49	5
Nassau	1/31/49	2
Orange	2/7/49	9
Osceola	2/7/49	12
Pasco	2/7/49	4
Pinellas	1/18/49	207
Polk	1/28/49	2
Putnam	2/5/49	4

Motion was made by Mr. Ervin, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

Request was presented from Cecile G. Lewis for correction in Palm Beach County Deed No. 2152 for the purpose of changing the numbers of two certificates.

The Attorney General's office having approved the correction, motion was made by Mr. Ervin, seconded by Mr. Gay, that the Trustees grant request of applicant and execute Palm Beach County Deed No. 2152-Cor. in favor of Cecile G. Lewis. Upon vote the motion was adopted.

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Mr. Elliot presented request from the Clerk of the Circuit Court of Brevard County that the Trustees cancel Homestead Entry No. 1-TIIF-M dated March 30, 1948, in favor of W. C. Fresh, covering the NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 7, Township 21 South, Range 35 East, containing 40 acres in Brevard County, and accept bid of \$92.00 from Mr. Fresh for purchase of the land under the Murphy Act. The Clerk reported that Mr. Fresh desired to purchase the land outright rather than continue the homestead; that the parcel had been advertised under regular sale and Mr. Fresh was the high bidder at said sale.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees authorize cancellation of Homestead Entry as requested and that Murphy Act sale in favor of W. C. Fresh be approved covering the land described in homestead entry. Upon vote the motion was adopted.

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Application was submitted from the City of Coral Gables, Florida, for conveyance of Lots (or Blocks) B and D of Country Club Section 6, Coral Gables, being a part of "Wood Street", which is paved and open to the public. The city offers \$5.00 for conveyance of the lots in Dade County.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the offer and authorize conveyance of the lots under provisions of Chapter 21684 of 1943, the deed to contain reversion clause in event the land should be used for other than street purposes. Upon vote the motion was adopted.

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Offer of \$30.00 was presented from North St. Lucie River Drainage District for 82 lots in Sections 17 and 21, Township 35 South, Range 40 East, and in Sections 9 and 19, Township 36 South, Range 40 East, St. Lucie County.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees decline offer and agree to convey the lots under Chapter 21684, without advertisement and public sale, at a price equal to one-fourth of the 1932 assessed value—\$103.75. Upon vote the motion was adopted.

Request was presented from Alachua County, with offer of \$10.00 for purchase of Block 2, Less S $\frac{1}{2}$  of Lots 3 and 4, Goss First Add. to Gainesville, Section 9, Township 10 South, Range 20 East. to be used as the site of a home for aged colored people.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the offer and authorize conveyance of title in the land to Alachua County under provisions of Chapter 21684, the deed to contain reversion clause in event the land should be used for other purposes. Upon vote the motion was adopted.

Motion was made by Mr. Gay, seconded by Mr. Ervin and adopted, that the following salaries and necessary and regular expenses be approved and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper .....	\$331.66
Elizabeth M. Goode, Clerk-Bookkeeper .....	206.66
Mary Clare Pichard, Clerk-Stenographer .....	103.33
F. C. Elliot, Engineer & Secretary .....	50.00
M. O. Barco, Secretary-Clerk .....	25.00
Jentye Dedge, Secretary-Clerk .....	28.00
Southeastern Telephone Co., Tallahassee .....	8.00
The H. & W. B. Drew Co., Jacksonville .....	111.63
Capital Office Equipment Co., Tallahassee .....	1.88
Mabel Raulerson Sheffield, C.C.C.	
Okeechobee County .....	3.40
Marchant Calculating Machine Co. ....	6.09
TOTAL.....	\$875.65

Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
February 22, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Elliot presented for approval minutes of the Trustees dated January 5 and 11, 1949, copies having been furnished each member.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the minutes be approved as presented. Upon vote the motion was adopted.

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Mr. Wells requested confirmation of sale advertised to be held February 15, 1949, but owing to a quorum not being present on that date was postponed for action to be taken at this meeting. Application was made to the Trustees January 11, 1949, by W. K. Bessent and the land was ordered advertised for objections only. Pursuant to such action the following notice was published in the St. Petersburg Times on January 16, 23, 30, February 6 and 13, 1949:

Tallahassee, Florida, January 13th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. February 15th, 1949, the land in PINELLAS COUNTY, described as follows:

Starting at a point 4188.30 feet South of the NW Corner of Section 25, Township 31 South, Range 15 East, run South  $20^{\circ} 19'$  East 505.76 feet; thence South  $89^{\circ} 58'$  East 611.66 feet to a POB, said point also being the NE Corner of Lot 11, Herron's Subdivision No. 5 as Recorded in Plat Book 21, Page 20, Public Records of Pinellas County, Florida, run thence South  $89^{\circ} 58'$  East 60.00 feet; thence South  $16^{\circ} 03'$  East 52.04 feet; thence North  $89^{\circ} 58'$  West 60.00 feet; thence North  $16^{\circ} 03'$  West 52.04 feet to the Point of Beginning. All lying and being in Gov't. Lot 3, Section 25, Township 31 South, Range 15 East, Treasure Island (Long Key), Pinellas County, Florida and containing in all 0.07 acres, more or less.

The purchaser is required to pay the cost of advertisement.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Mr. Wells reported that there were no objections presented when sale was announced in the board room on the date advertised.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees confirm sale of the land described in favor of Mr. Bessent at the price agreed upon—\$50.00. Upon vote the motion was adopted.

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Mr. Wells presented letter from Wendell Click, on behalf of himself and other long-time residents around Lake Okeechobee, protesting issuance of grazing Lease No. 619 in favor of Crosby and Padgett, covering approximately 190 acres of lake bottom land in Section 22, Township 40 South, Range 32 East, Glades County. Protest was made on the grounds that Lease No. 619 will cut off upland owners from access to the lake from which they are dependent for water for their stock. Mr. Click also applied to lease the area adjoining upland property of himself and other residents in the event the Crosby-Padgett lease is cancelled.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that Lease No. 619 be cancelled and that Mr. Wells be requested to try and work out leases with contiguous upland owners. Upon vote the motion was adopted.

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Application was presented from Paul Gregory, on behalf of W. I. Williams, for sand lease on the N $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20, Township 1 South, Range 4 West, Leon County, in the Ochlockonee River. Mr. Williams offers ten cents (10¢) per cubic yard for all sand removed.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize issuance of sand lease in favor of Mr. Williams on the area described and at the price offered, upon the usual terms and conditions required by the Trustees in the taking of sand from Ochlockonee River. Upon vote the motion was adopted.

Letter was presented from Colonel Gilbert A. Youngberg, on behalf of Florida Inland Navigation District, asking what steps the Trustees will take to remove squatters from tracts over which the Trustees have granted the district right of way and spoil area easements in the open waters of Indian River and St. Lucie counties.

The Trustees were of the opinion that the District as lessee should take steps to remove squatters, however that the Trustees could give trespassers notice to vacate the areas.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that Mr. Wells be directed to request that Florida Inland Navigation District furnish the Land Department with the names of squatters and give them notice to vacate, but any further steps be taken by the District as lessee from the State. Upon vote the motion was adopted.

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Request was presented from the State Road Department for conveyance of certain submerged land in Sections 34 and 35, Township 43 South, Range 43 East, and in Section 3, Township 44 South, Range 43 East, and also easement for a period of eighteen (18) months covering a parcel of submerged land lying East of the East right of way line of the Intracoastal Waterway and located in Section 34, Township 43 South, Range 43 East, all in Palm Beach County, and to be used in connection with State Road #80—Section 9375-102.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees grant request of the State Road Department and execute the deed and easement covering the land described. Upon vote the motion was adopted.

---

Mr. Wells presented application from Mr. Evans Crary, on behalf of East Coast Salvage Company, that the Trustees add another area to their present Lease No. 606 for salvaging scrap metal and other materials placed on the land by the United States during target practice. The parcel desired is located in Section 13, Township 21 South, Range 36 East, Brevard County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize addition of the area described to Lease No. 606, with terms and conditions to be the same as in the original lease. Upon vote the motion was adopted.

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Mr. Elliot reported that a delegation from St. Lucie County was present for the purpose of requesting conveyance to the

Florida Board of Forestry and Parks of certain submerged lands, and a parcel of swamp and overflowed land on the north side of Fort Pierce Inlet, and east of Indian River, near the Atlantic Ocean. It is contemplated that the state owned land, together with a parcel owned by the county, will be established as a state park and in addition a public bathing beach will be provided.

Mr. Raymond Ford, attorney for the Board of County Commissioners, presented a map showing the acreage of the state as twelve hundred (1200) acres and that owned by the county as forty-one (41) acres. It was further explained that the county has asked and the State Road Department is considering, building a Way-Side Park on the tract. The beach to be provided will have a frontage on the water of 1450 feet and will be one of the few public beaches in that vicinity. Mr. Ford also suggested that it might be advisable to have the conveyance made in the name of St. Lucie County and the county could then deal with the Board of Forestry and Parks.

Governor Warren expressed himself as being in favor of the project, having gone thoroughly into the subject with the delegation.

After discussion was had as to which agency should take title to the land, and agreement reached, motion was made by Mr. Larson, seconded by Mr. Ervin, that conveyance of the area applied for be made to the Florida Board of Forestry and Parks and St. Lucie County, jointly, for park purposes. Upon vote the motion was adopted.

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Mr. Jerry Collins, Representative in the State Legislature from Sarasota County, was present and requested information as to whether the Trustees of the Internal Improvement Fund had transferred to General Revenue Fund one million dollars (\$1,000,000) as provided in Chapter No. 24129 of 1947.

Mr. Elliot explained that the act provided for transfer of up to one million dollars for the biennium ending June 30, 1949, if in the judgment of the Budget Commission such amount, or any part thereof, was needed to make up so much of any deficit as might arise during said period.

Mr. Collins, as introducer of the bill, was under the impression that the amount specified in the Act was to be transferred immediately upon the bill becoming a law, with reference to which Mr. Sinclair Wells explained that the bill was amended in the Senate and became a law as stated by Mr. Elliott.

No action taken on the subject.

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration of the Trustees the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	2/14/49	9
Duval	1/19/49	43
Escambia	1/31/49	6
Hernando	2/12/49	3
Holmes	2/9/49	7
Lake	2/14/49	6
Madison	12/13/48	1
Manatee	2/4/49	5
Palm Beach	2/18/49	1
Palm Beach	2/18/49	2
Suwannee	2/7/49	1
Volusia	2/7/49	18

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Mr. Elliot presented bid of \$195.00 from Orlando Atlantic Beach Company for purchase of Fractional Section 18, Township 23 South, Range 36 East, containing approximately 31 acres in Brevard County. The parcel comprises a narrow strip between State Road No. 4 (Dixie Highway) and the Indian River, being not more than one hundred (100) feet wide in places. It was explained that the road right of way will require practically all of the strip in some places and it would appear desirable to decline the bid and withdraw the land from sale.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees decline the bid from Orlando Atlantic Beach Co. and reserve the tract for state road and highway park purposes. Upon vote the motion was adopted.

---

Request was submitted from the State Road Department for right of way through Murphy Act land in Indian River County for use in connection with State Road No. 512.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize execution of right of way easement in favor of the State Road Department across that part of the

following designated lots as lie within fifty (50) feet of the center line of State Road No. 512:

Lots 4 to 8, Incl., and 17 to 21, Incl., Block 139;  
 Lots 4, and 21 to 24 Incl., Block 132; All Lot 1 and  
 Part Lot 2, Lots 25 and 26, Block 121; Lots 1 and 26,  
 Block 114, City of Fellsmere.

Upon vote the motion was adopted.

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Mr. Elliot reported that Clarence Huceby has failed to carry out the requirements of Homestead Entry No. 6-TIIF-M—Sarasota County, and that the county authorities have been unable to locate him, the last information being that he was supposed to be working in Kentucky. It was recommended that the entry be cancelled if nothing is heard from him within a specified time.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that if nothing is heard from Mr. Huceby within sixty (60) days, the homestead entry be cancelled. Upon vote the motion was adopted.

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Mr. Elliot presented recommendation from the Attorney General's office that the Trustees disclaim interest in certain certificates under the Murphy Act certified from Citrus and Holmes Counties.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees disclaim interest in the Citrus and Holmes counties certificates as approved by the Attorney General, for the reason that said certificates do not vest any title in the state. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN

Governor—Chairman

Attest: F. C. Elliot  
 Secretary

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Tallahassee, Florida

March 1, 1949

The Trustees of the Internal Improvement Fund met on

this date in the Board room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
 C. M. Gay, Comptroller  
 Richard W. Ervin, Attorney General  
 Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
 Sinclair Wells, Land Clerk

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Mr. Elliot presented for approval the minutes of the Trustees dated January 18, 25 and February 14, 1949, with information that copies had been furnished each member.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees approve the minutes presented. Upon vote the motion was adopted.

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Mr. Wells requested consideration of Palm Beach County sale advertised to be held this date. Application was submitted to the Trustees November 23, 1948, by J. R. Bullock, on behalf of John and Henrietta L. Durfus, with offer of \$35.00 an acre, and the land was ordered advertised for competitive bids. Based on such action, the following notice was published in the Palm Beach Post on January 28, February 4, 11, 18 and 25, 1949:

Tallahassee, Florida, January 20, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. March 1st, 1949, the land in PALM BEACH COUNTY, described as follows:

All the reclaimed lake bottom land bounded on the East by Government Lots 1 and 7 and on the West by Government Lots 2 and 6 in the E $\frac{1}{2}$  of Section 8, Township 45 South, Range 43 East, containing 200 acres, more or less.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phos-

phate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out for sale and the only offer received was \$35.00 an acre from Mr. and Mrs. Drufus.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept offer of \$35.00 an acre for the land described and authorize conveyance to applicants. Upon vote the motion was adopted.

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Based on application from T. W. Conely, Jr., on behalf of S. J. Davis, presented to the Trustees January 11, 1949, with offer of \$45.00 an acre for Okeechobee County land, the Trustees ordered the land advertised for competitive bids. The following notice was published in the Okeechobee News, Okeechobee, Florida, on January 28, February 4, 11, 18 and 25, 1949:

Tallahassee, Florida, January 12th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. March 1st, 1949, the land in OKEECHOBEE COUNTY, described as follows:

That part of the NW $\frac{1}{4}$  of Section 5, Township 38 South, Range 35 East, comprising a rectangle 2,293 feet East and West by 1,701 feet North and South, the North and West boundaries of which lie in the North and West boundaries respectively of said Section 5, containing 94 acres, more or less of Lake Okeechobee bottom land.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phos-

phate, minerals and metals and 50% of the petroleum thereon and thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, the bid of \$45.00 an acre from Mr. Davis was raised to \$46.00 an acre by J. O. Wolff. No other bids received.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offer of \$46.00 an acre from Mr. Wolff. Upon vote the motion was adopted.

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Offer of \$250.00 was presented from W. A. Pattishall, on behalf of C. A. Prange, for all that part of an island locally known as "Prange's" or "Paradise" island in Section 8, Township 33 South, Range 40 East, not included in Government Lots 3 and 7 of said Section 8, the island being located in the Easterly portion of the Indian River in Indian River County, comprising approximately four and one-half acres.

Information was furnished that Mr. Prange has been living on the island for a number of years, has paid taxes thereon and cultivated the land.

Upon considering the circumstances in connection with this tract, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to sell the parcel at the price offered, subject to advertisement for objections only. Upon vote the motion was adopted.

---

Mr. Elliot reported that two homestead entries are being submitted for cancellation upon applications as follows:

Arthur R. Kent, Jr., Broward County Tract 6, Tier 13, Newman's Survey of Section 24, Township 50 South, Range 41 East, containing 10 acres. Owing to physical disability is unable to meet requirements of homestead rules;

Willie D. Davis, Escambia County land—40 acres in Section 37, Township 2 South, Range 31 West, County

owned land. Requests cancellation as he is unable to meet the requirements.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees cancel the two homesteads with notice to Broward and Escambia Counties that the land has been released from the entry. Upon vote the motion was adopted.

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Mr. Elliot reported that the lists of lands owned by the State and lying within Everglades Drainage District were ready for certifying to the District for assessment on the 1949 roll.

Motion was made by Mr. Mayo, seconded by Mr. Gay and carried, that the following resolution be adopted:

#### R E S O L U T I O N

WHEREAS, PURSUANT to Chapter 20658, Laws of Florida, Acts of 1941, the Trustees of the Internal Improvement Fund of the State of Florida are required to ascertain and certify the assessed value of lands of the Internal Improvement Fund within Everglades Drainage District, and the said Trustees having ascertained the assessed valuation of such lands, now, therefore,

BE IT RESOLVED that the assessed value of lands of the Trustees of the Internal Improvement Fund as ascertained by said Trustees, for the year 1949, be and the same is hereby certified to the Board of Commissioners of Everglades Drainage District as set forth on the attached lists, as appearing in the column headed DESCRIPTION and the column headed VALUE.

(s) FULLER WARREN,  
Governor—Chairman  
Trustees of the Internal  
Improvement Fund of the  
State of Florida.

Attest: (s) F. C. Elliot  
Secretary

Tallahassee, Florida  
March 1, 1949

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Mr. Elliot was directed to transmit the certified lists for extension on the assessment rolls of the counties in which the lands are located.

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Citrus	2/21/49	3
Taylor	2/18/49	2

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however to any protest filed under the rules. Upon vote the motion was adopted.

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Request was presented from L. A. Jones that the Trustees correct error in original Dade County Deed No. 1359 for the purpose of eliminating "R/W F. E. C."

The Attorney General's office having approved issuance of the deed, motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees issue Dade County Deed No. 1359-Cor. in favor of L. A. Jones for correcting the error requested. Upon vote the motion was adopted.

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Request was presented from Indian River County Cub Scout Sponsors, Inc., through the City of Vero Beach, that the Trustees release the public purposes clause in Deed No. 267, issued to the City of Vero Beach May 25, 1942, in so far as it applies to Lots 11, 12, 13 and 14, Block 4, which lots will be used for Cub Scout purposes. It was explained that a similar release was allowed covering other lots conveyed in said deed in order that the Veteran's organization and Boy Scouts could make use of a portion of the land.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize release of the "public purpose" clause affecting the lots described, upon payment of \$5.00, such release to follow the same procedure as in the Veteran's and Boy Scouts' release. Upon vote the motion was adopted.

---

Mr. Elliot presented request from New Smyrna-DeLand Drainage District for conveyance of certain parcels within the following sections, townships and ranges, Volusia County, Chapter 22967 of 1945 having authorized the Trustees to convey to the District all Murphy Act land in said district:

In Sections 13, 26 and 36, Township 17 South, Range 32 East; In Sections 5, 10 and 24, Township 18 South,

Range 32 East; In Sections 4, 9, 10, 12, 13 and 15, Township 19 South, Range 32 East; In Sections 4, 6, 17, 19 and 29, Township 18 South, Range 33 East; containing 525 acres in Volusia County.

In the original conveyance, for which the District paid the Trustees \$100.00, the parcels described were inadvertently omitted.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize conveyance of the land applied for, upon payment of \$5.00, pursuant to the provisions of Chapter 22967 of 1945. Upon vote the motion was adopted.

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The following transfer was reported from February receipts under the Murphy Act:

TRANSFER UNDER CHAPTER 20368  
FROM FUNDS UNDER CHAPTER 18296

J. Edwin Larson, State Treasurer  
Transfer to General Revenue Fund .....\$8,000.00

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Reverting to subjects under Chapter 610, Mr. Elliot reported as follows: That the United States conveyed to the State of Florida, in pursuance of the Swamp and Overflowed Land Grant Act of 1850, certain Dade County land described in Patent No. 115—Gainesville District—dated December 4, 1896; that prior to conveyance to Florida and for twenty-eight years subsequent thereto the land was unsurveyed. In the year 1923-24, after the lands had ceased to be public land of the United States, said land was surveyed by the United States, and by reason of the fact that the survey executed by the United States took place after title passed out of the United States and vested in the State of Florida, it appears desirable to adopt said survey as defining the land conveyed to Florida by Patent No. 115, aforesaid. Whereupon, motion was made by Mr. Gay, seconded by Mr. Ervin and carried, that the following resolution be adopted:

R E S O L U T I O N

BE IT RESOLVED by the Trustees of the Internal Improvement Fund of the State of Florida that the survey by the United States of a part of Township 55 South, Range 41 East, approved January 18, 1924, as said survey relates to the previously unsurveyed land embraced in Patent No. 115—Gainesville District, dated December 4, 1896, from the United States to the State of Florida, in pursuance of the Act of Congress of 1850

known as the Swamp and Overflowed Land Grant Act, which said land when surveyed was found to lie in Section 4 of said township and range; that said survey is hereby accepted and adopted by the Trustees of the Internal Improvement Fund as showing the location, area and boundaries of the land comprising said Patent No. 115, Gainesville District, and that the Chief Drainage Engineer of the State of Florida be requested to enter on the plat of said survey a proper certificate to the effect that said survey as it relates to the lands embraced in said patent is adopted as the official State Survey thereof.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman.

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
March 9, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Joint meeting was called with Secretary of State R. A. Gray and State Superintendent of Public Instruction Thomas D. Bailey recorded as present on the State Board of Education.

Mr. Wells reported that request was received from the Department of the Interior, National Park Service, through A. B. Manly, Acting Land Acquisition Project Manager, that the State Board of Education and the Trustees of the Internal Improvement Fund effect necessary exchange in order that the Trustees may transfer to the United States, for Everglades National Park, certain lands within the park boundaries held by the State Board of Education heretofore covered by oil lease No. 339 in favor of Humble Oil & Refining Company—said lease surrendered by the company September 9, 1947. Pursuant to

action of the Trustees January 11, 1949, authorizing Mr. Elliot and Mr. Wells to work out the details incident to exchange between the two boards looking toward conveyance by the Trustees to the United States of lands released from oil lease No. 339, Mr. Elliot presented for consideration resolutions he had prepared, similar to those adopted June 3, 1947, covering exchanges for the same purpose, as between the Trustees and the State Board of Education.

On behalf of the State Board of Education, motion was made by Secretary of State R. A. Gray, seconded by Superintendent of Public Instruction Thomas D. Bailey and duly carried, that the following resolution be adopted:

#### R E S O L U T I O N

WHEREAS, creation of Everglades National Park was authorized by Act of Congress in 1934, and

WHEREAS, Trustees of the Internal Improvement Fund are authorized by law to convey to the United States land held by said Trustees in the park area and to acquire other lands in said area for inclusion in said park, and

WHEREAS, the State Board of Education owns the following described land in Everglades National Park area, to-wit:

Section 16 of Township 55 South, Range 35 East,  
Dade County

Section 16 of Township 56 South, Range 35 East,  
Dade County

Section 16 of Township 55 South, Range 36 East,  
Dade County

Section 16 of Township 56 South, Range 36 East,  
Dade County

Section 16 of Township 56 South, Range 34 East,  
Monroe County,

and

WHEREAS, the Trustees desire to acquire said land for inclusion in said park and have offered as consideration therefor the following described lands:

Sections 1, 6, 7, 12, 18, of Township 52 South, Range 35 East, Dade County, Florida,  
and the State Board of Education desiring to cooperate in the creation of said park and being of the opinion that the land offered by the Trustees to be conveyed to said Board is of equal area and not less in value than

that requested to be conveyed by this Board; now therefore,

BE IT RESOLVED BY THE STATE BOARD OF EDUCATION, that the proposal of the Trustees of the Internal Improvement Fund for acquisition of land hereinabove referred to be accepted and that said Board prepare and execute deed in favor of said Trustees conveying title to the lands hereinabove described as Section 16 in each of the townships and ranges named, and that said deed be delivered to said Trustees upon delivery to the Board of deed from Trustees conveying to said Board the land herein described in Township 52 South, Range 35 East, Dade County, Florida.

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On behalf of the Trustees, motion was made by Mr. Ervin, seconded by Mr. Larson and duly carried, that the following resolution be adopted:

#### RESOLUTION

WHEREAS, creation of Everglades National Park was authorized by Act of Congress May 30, 1934 (40 Stat. 816) as amended, and

WHEREAS, Trustees of the Internal Improvement Fund are authorized by Section 264.09, Florida Statutes 1941, to convey to the United States for inclusion in Everglades National Park all lands therein held by said Trustees, and said Trustees are authorized to acquire other lands in said park area and in turn to convey said lands to the United States for park purposes, and

WHEREAS, certain lands in said park area are owned by the State Board of Education and said Trustees desire to acquire the same for conveyance to the United States for inclusion in said park, now therefore,

BE IT RESOLVED BY THE TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA:

1. That for the purpose aforesaid, said Trustees authorize conveyance of the following described lands, to-wit:

Sections 1, 6, 7, 12, 18, in Township 52 South,  
Range 35 East, Dade County, Florida,

to the State Board of Education, subject to acceptance by said Board, as consideration for conveyance to Trustees of lands described as follows:

Section 16 of Township 55 South, Range 35 East,  
Dade County

Section 16 of Township 56 South, Range 35 East,  
Dade County,

Section 16 of Township 55 South, Range 36 East,  
Dade County,

Section 16 of Township 56 South, Range 36 East,  
Dade County,

Section 16 of Township 56 South, Range 34 East,  
Monroe County.

2. That upon acceptance of said conveyance by State Board of Education, said Trustees prepare and execute deed in favor of said Board conveying title to the lands herein above described in Township 52 South, Range 35 East, and that said deed be delivered to said Board upon delivery to Trustees of deed from said Board conveying to Trustees title to lands comprising Section 16 in each of the townships and ranges herein above referred to.

3. That upon receipt of deed from State Board of Education, the Trustees execute deed to the United States conveying the lands acquired by said Trustees from said Board, which said deed shall convey without reservation of oil and minerals, but shall contain a clause reserving to said Trustees the customary royalties thereon as provided by Chapter 23617, Acts of 1947, and that a reserving clause be included under which, in case of abandonment of Everglades National Park, title to the said land shall revert to said Trustees. That when so executed, said deed shall be delivered to the United States.

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That pursuant to the foregoing resolutions, the following deeds were ordered executed for effectuating the exchange of lands as set out in the resolutions:

STATE BOARD OF EDUCATION,  
STATE OF FLORIDA

DEED NO. 4352

KNOW ALL MEN BY THESE PRESENTS: That the State Board of Education of the State of Florida, for and in consideration of the sum of One Dollar (\$1.00), and the conveyance to said Board by the Trustees of the Internal Improvement Fund of the State of Florida of certain lands described as follows:

Sections 1, 6, 7, 12 and 18 in Township 52 South,  
Range 35 East,

containing Three Thousand Two Hundred (3200) acres, more or less, situated in Dade County, Florida, deed thereto from said Trustees bearing date of the 9th day of March, A. D. 1949, having been delivered, receipt of which is hereby acknowledged, have granted, and by these presents do grant and convey unto the said Trustees of the Internal Improvement Fund of the State of Florida forever, the following described lands, to-wit:

Section 16, Township 56 South, Range 34 East,  
lying and being in Monroe County, Florida,

and

Section 16, Township 56 South, Range 35 East,  
Section 16, Township 55 South, Range 35 East,  
Section 16, Township 55 South, Range 36 East,  
Section 16, Township 56 South, Range 36 East,  
lying and being in Dade County, Florida,

containing a total of Three Thousand Two Hundred (3200) acres, more or less, and lying and being in the counties aforesaid, in said State of Florida.

TO HAVE AND TO HOLD the above granted and described premises unto the said Trustees of the Internal Improvement Fund of the State of Florida forever.

IN TESTIMONY WHEREOF, The Members of said Board have hereunto subscribed their names and affixed their seals, and have caused the seal of the "DEPARTMENT OF AGRICULTURE OF THE STATE OF FLORIDA" to be hereunto affixed at the Capitol, in the City of Tallahassee, on this the 9th day of March, A. D. 1949.

(s)	Fuller Warren	(SEAL)
	Governor	
(s)	R. A. Gray	(SEAL)
	Secretary of State	
(s)	Richard W. Ervin	(SEAL)
	Attorney General	
(s)	J. Edwin Larson	(SEAL)
	Treasurer	
(s)	Thomas D. Bailey	(SEAL)
	Superintendent of Public Instruction	

As and constituting the State Board of  
Education of the State of Florida.

ATTEST:

(s) Nathan Mayo  
Commissioner of Agriculture

TRUSTEES OF THE INTERNAL IMPROVEMENT  
 FUND OF THE STATE OF FLORIDA  
 DEED NO. 19459

KNOW ALL MEN BY THESE PRESENTS: That the undersigned, the Trustees of the Internal Improvement Fund of the State of Florida, for and in consideration of the sum of One Dollar (\$1.00), and the conveyance to said Trustees by the State Board of Education of the State of Florida of certain lands described as follows:

Section 16, Township 56 South, Range 34 East,  
 lying and being in Monroe County, Florida,  
 and

Section 16, Township 56 South, Range 35 East,  
 Section 16, Township 55 South, Range 35 East,  
 Section 16, Township 55 South, Range 36 East,  
 Section 16, Township 56 South, Range 36 East,  
 lying and being in Dade County, Florida,

containing a total of Three Thousand Two Hundred acres (3,200), more or less. Deed from said Board bearing date of the 9th day March, A. D. 1949, having been delivered, receipt of which is hereby acknowledged, have granted and do by these presents grant and convey unto the said State Board of Education of the State of Florida forever, the following described lands, to-wit:

Sections 1, 6, 7, 12 and 18, Township 52 South,  
 Range 35 East,

containing a total of Three Thousand Two Hundred acres (3,200), more or less, lying and being in the County of Dade, in said State of Florida.

TO HAVE AND TO HOLD the above granted and described premises unto the said State Board of Education of the State of Florida forever.

IN TESTIMONY WHEREOF, The said Trustees have hereunto subscribed their names and affixed their seals, and have caused the seal of "THE DEPARTMENT OF AGRICULTURE OF THE STATE OF FLORIDA" to be hereunto affixed, at the Capitol, in

the City of Tallahassee, on this the 9th day of March, A. D. 1949.

- |     |                             |        |
|-----|-----------------------------|--------|
| (s) | Fuller Warren               | (SEAL) |
|     | Governor                    |        |
| (s) | C. M. Gay                   | (SEAL) |
|     | Comptroller                 |        |
| (s) | J. Edwin Larson             | (SEAL) |
|     | Treasurer                   |        |
| (s) | Richard W. Ervin            | (SEAL) |
|     | Attorney General            |        |
| (s) | Nathan Mayo                 | (SEAL) |
|     | Commissioner of Agriculture |        |

As and composing the Trustees of the Internal Improvement Fund of the State of Florida.

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TRUSTEES OF THE INTERNAL IMPROVEMENT  
FUND OF THE STATE OF FLORIDA  
DEED NO. 19460

KNOW ALL MEN BY THESE PRESENTS: That the undersigned, the Trustees of the Internal Improvement Fund of the State of Florida, for and in consideration of the agreements on the part of the United States that the lands hereinafter described shall be made a part of the Everglades National Park and maintained as other lands located therein, and certain other agreements in connection therewith, do hereby grant and by these presents do grant and convey unto the United States of America the following described lands, to-wit:

Section 16, Township 56 South, Range 34 East,  
lying and being in Monroe County, Florida,  
and

Section 16, Township 56 South, Range 35 East,  
Section 16, Township 55 South, Range 35 East,  
Section 16, Township 55 South, Range 36 East,  
Section 16, Township 56 South, Range 36 East,  
lying and being in the County of Dade

containing a total of Three Thousand Two Hundred acres (3,200), more or less, provided that upon the abandonment of the Everglades National Park at any time after its establishment, title to all lands herein conveyed shall revert in the State of Florida without

further act on the part of either the United States or the State of Florida, and

PROVIDED FURTHER, that there is reserved to the State of Florida the right of customary royalties applying at the time of production in all oil, gas or other minerals which may be produced from the lands above described, should such production ever be authorized by the United States.

IN TESTIMONY WHEREOF, the said Trustees of the Internal Improvement Fund of the State of Florida have hereunto subscribed their names and affixed the official seal of said Trustees, and have caused the seal of the "DEPARTMENT OF AGRICULTURE OF THE STATE OF FLORIDA" to be hereunto affixed, at the Capitol, in the City of Tallahassee, on this the 9th day of March, A. D. 1949.

STATE OF FLORIDA

BY:

- |     |  |        |
|-----|--|--------|
| (s) | Fuller Warren<br>Governor                  | (SEAL) |
| (s) | C. M. Gay<br>Comptroller                   | (SEAL) |
| (s) | J. Edwin Larson<br>Treasurer               | (SEAL) |
| (s) | Richard W. Ervin<br>Attorney General       | (SEAL) |
| (s) | Nathan Mayo<br>Commissioner of Agriculture | (SEAL) |

As and composing the Trustees of the Internal Improvement Fund of the State of Florida.

ACCEPTED:  
UNITED STATES DEPARTMENT  
OF THE INTERIOR

.....  
Secretary of the Interior

DATE :.....  
\_\_\_\_\_

A quorum of the Board of Commissioners of State Institutions being present, Mr. Elliot, Engineer and Secretary for the Trustees, presented to the three boards suggested bills to be submitted to the 1949 legislature. The proposed bills having reference to the respective boards are designated as follows:

1. As to Board of Commissioners of State Institutions.  
In reference to the State Seminole Indian Reservation; To the imposition of taxes on the lands comprising said reservation; and cancelling the lien of taxes heretofore imposed thereon.
2. As to the State Board of Education.  
Relating to lands of the State School Fund of this State; Authorizing the State Board of Education to make land exchanges under conditions prescribed in this Act; Validating exchanges heretofore made; and in reference to taxes on land of said Fund.
3. As to Trustees of the Internal Improvement Fund  
Relating to the Internal Improvement Fund of this State; Authorizing the Trustees of said Fund to invest moneys therein under conditions prescribed by this Act; Authorizing the State Treasurer to perform certain duties in reference to bonds or other securities held by said Treasurer for account of said Trustees; and in reference to Bonds or other securities heretofore acquired by said Trustees.

Mr. Elliot reported that he had gone over these subjects with the Attorney General and he could give his views as to the merits of the bills. Mr. Ervin stated that they were all three good measures and recommended that the joint boards approve them for submission to the legislature.

On behalf of the Board of Commissioners of State Institutions and the State Board of Education, motion was made by Mr. Gray, seconded by Mr. Bailey and unanimously adopted, that the proposed bills affecting the two boards be approved for submission to the coming session of the legislature.

On behalf of the Trustees of the Internal Improvement Fund, motion was made by Mr. Gay, seconded by Mr. Ervin, that the bill having reference to said Trustees be approved for introduction at the coming session of the legislature. Upon vote the motion was unanimously adopted.

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Joint session concluded.

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Request was presented from Model Land Company for permission to construct a drainage ditch through land owned by the State in Sections 18 and 19, Township 58 South, Range 39 East, Dade County, located a short distance south of Homestead and Florida City.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees grant permission for Model Land Company to

construct the drainage ditch as requested. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Larson, that the offer of \$15.00 an acre from Vernon W. Turner, on behalf of R. A. Ames, be declined for purchase of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 5, Township 57 South, Range 40 East, Dade County, the price being considered too low. Upon vote the motion was adopted.

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Notice was presented from J. L. Morris of assignment to D. C. Mitchell of Grazing Lease No. 516 covering 10 acres of State land in Section 12, Township 42 South, Range 32 East, Glades County. Lease rental \$1.00 per acre annually—expiration date February 12, 1952. Accompanying notice of assignment was application from Mr. Mitchell that the Trustees extend the lease ten years, with five (5) years guaranteed free from cancellation by the Trustees, in order that he may fence and ditch the land and plant to improved grasses.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve assignment of the lease and decline to grant extension requested. Upon vote the motion was adopted.

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Mr. Wells requested authority for the Attorney General's office to stipulate with the Attorney for the United States in the condemnation suit now pending in the U. S. District Court for the Southern District of Florida, entitled U. S. A., vs. 11.48 acres of submerged land in Clay County, Florida—Case No. 1416-J-Civil, and that the amount to be paid for the land be \$1.00.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize stipulation with the United States as requested. Upon vote the motion was adopted.

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Request was presented from W. D. Jones, attorney of Jacksonville, on behalf of the United States Navy Department, for conveyance of 103.10 acres of submerged land in Township 6 South, Range 26 East, Clay County, 12 acres of which has been filled, to be used for docking ships in the St. Johns River.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize conveyance to the United States Navy of the land applied for at a price of \$1.00. Upon vote the motion was adopted.

Mr. Elliot presented offer of \$323.81 from Florence E. Bethea for purchase of Lot 13, Block "B", Grove Heights, Sarasota County, title to which vested in the Trustees under provisions of Chapter 14572, Acts of 1929.

The offer being in excess of the appraised value, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize conveyance of the land in favor of applicant at the price offered, subject to any outstanding taxes against the lot. Upon vote the motion was adopted.

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Letter was presented from the City of St. Cloud, Florida, asking what would be required to secure quitclaim deed of restrictions for "a municipal golf course and public airport," contained in Osceola County Deed No. 49-5 dated October 14, 1935, conveying 315 acres of land in the W $\frac{1}{2}$  of Section 10, Township 26 South, Range 30 East, to the City of St. Cloud, for the consideration of \$1.00.

Mr. Elliot explained that title to the land vested in the Trustees through foreclosure under Chapter 14572 of 1929; that the usual practice of the Trustees was to accept not less than amount of decree, which in this case is \$1,079.52; that in view of the land being used for a public golf course and airport, the nominal consideration was allowed but with the reservation removed the usual procedure should be followed.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize execution of quitclaim deed, releasing the restriction referred to, upon payment of \$1,079.52. Upon vote the motion was adopted.

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Offer of \$450.00 was presented from H. & N. Lichtenberg, on behalf of Cape Sable Corp., to purchase approximately 22 acres, comprising 209 lots in a boomtime subdivision known as Redland Bowers in Section 36, Township 56 South, Range 38 East, Dade County. Information was furnished that title to the lots vested in the Trustees under provisions of Chapter 14717, Acts of 1931—the Everglades Act.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the offer and convey the land subject to any outstanding taxes. Upon vote the motion was adopted.

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Application was presented from Thad Whidden, on behalf of L. W. and Blanche E. Armstrong, offering \$50.94 for that part of Tract 4 lying north of the W $\frac{1}{2}$  of Tract 16, Ridge-

way Beach, a subdivision of Fractional Section 18, Township 42 South, Range 37 East, Palm Beach County, title to which vested in the Trustees under provisions of Chapter 14717, Acts of 1931.

Upon recommendation from the Secretary that the offer be accepted, motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize conveyance of the parcel at the price offered, subject to any outstanding taxes. Upon vote the motion was adopted.

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Mr. Elliot reported as information that he had received deed from Cherry Lake, Inc., a non-profit corporation, organized under the direction and supervision of the Farm Security Administration in the United States Department of Agriculture, conveying to the State of Florida any interest the corporation might have acquired in and to the bed of Cherry Lake. Mr. Elliot further stated that the records of the Trustees of the Internal Improvement Fund disclose that parts of certain sections contained in what is now known as Cherry Lake were conveyed by patent out of the United States to private persons, and other parts were conveyed to the State under the Swamp Land Grant Act of 1850, and later into private ownership. Land in Madison County.

The deed was accepted and ordered filed with the Land Office records.

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Request was presented from South Shore Drainage District for State land to be used at the District's pumping plant location in fractional Sections 4 and 9, Township 44 South, Range 36 East, Palm Beach County. Mr. Elliot reported that this request was made sometime ago and his office furnished the district with a drawing asking that the parcel desired be located thereon with reference to a Government section corner in order that a description could be prepared; that this had not been done and it was impossible to definitely locate the parcel, however, he would recommend that a permit be authorized with the usual conditions and with the following general description:

So much of the following described land as is held by the Trustees of the Internal Improvement Fund, the location of which is one hundred feet (100') wide each side of the center line of Canal number One of said district, in Sections 4 and 9, Township 44 South, Range 36 East, extending from the North right of way line of State Road Number 5 to the South right of way line of United States Okeechobee Levee of Palm Beach County, Florida.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize permit as outlined by Mr. Elliot in favor of South Shore Drainage District for use-right of the parcel described above. Upon vote the motion was adopted.

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Mr. Elliot requested that authority be given Assistant Attorney General T. T. Turnbull for accepting service on behalf of the Trustees of the Internal Improvement Fund in the case of Southern States Land & Timber Corporation, vs. Gladeview Drainage District and the Trustees of the Internal Improvement Fund, involving claim for unpaid taxes on State land in Section 9, Township 44 South, Range 39 East, Palm Beach County.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize Mr. Turnbull to accept service for the Trustees in the suit mentioned. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that the Trustees approve the following transfers to the State School Fund and to the Oyster Conservation Fund, refund on account of cancelled lease, and necessary and regular expenses of the office, and that the Comptroller be requested to issue warrants in payment therefor:

J. Edwin Larson, State Treasurer	
To Principal of State School Fund.....	\$ 10,326.45
J. Edwin Larson, State Treasurer	
To State Board of Conservation for	
Oyster Conservation Fund.....	1,727.62
Dewey Padget, Moore Haven, Florida	
Refund—Grazing Lease #619.....	160.00
J. F. Cochran, Postmaster, Tallahassee.....	15.00
Southeastern Telephone Co., Tallahassee.....	10.80
State Office Supply, Tallahassee.....	3.30
Virginia Paper Co., Jacksonville.....	65.95
Knight Bros. Paper Co., Tallahassee.....	5.79
Wideman, Caldwell, Pacetti & Robinson,	
West Palm Beach.....	3.79
Ted Cabot, C.C.C. Broward County.....	5.50
The H. & W. B. Drew Co., Jacksonville.....	.70
TOTAL.....	\$12,324.90

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	3/1/49	6
Columbia	1/31/49	2
Franklin	1/10/49	1
Hillsborough	2/28/49	1
Holmes	2/28/49	4
Indian River	2/28/49	1
Jackson	2/14/49	1
Okaloosa	10/25/48	9
Okaloosa	12/20/48	10
Palm Beach	3/2/49	14
Palm Beach	3/2/49	5
Pinellas	1/18/49	11
Sarasota	2/28/49	28
Sarasota	3/3/49	24

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Mr. Elliot presented three requests for release of oil and mineral reservations in Dade County deeds conveying Murphy Act land. It was explained that the applications involve town lots for building purposes and that it has been the practice of the Trustees to make such releases in order that the owners might secure loans for building homes.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize execution of quitclaim deeds for releasing the reservation requested applicable to the following described lots upon payment of \$5.00 each deed:

Superior Home Builders, Inc.—Lot 4, Block 8-B Sixth Addition to Hialeah—Original Dade County Deed No. 03-Chap. 21684 to City of Hialeah;

Sylvia Smith—Lot 1, Block 10-B Sixth Addition to Hialeah—Original Dade County Deed No. 03-Chap. 21684;

F. A. Mayer and Marie Ida Mayer, his wife—Lots 1 and 2, Frow Homestead, a Subdivision—Original Deed No. 2776 EDD-J.

Upon vote the motion was adopted.

Mr. Elliot presented requests for release of State Road right of way reservation in Murphy Act deeds conveying land in Dade, Hillsborough, Indian River, Orange, Palm Beach, Pinellas and Volusia Counties, release of such reservations having been approved by the State Road Department.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize execution of the following deeds releasing the road right of ways as recommended by the State Road Department:

- Dade County Q.C. Deed No. 2812 to B-Ten, Inc., a Florida Corporation
- Dade County Q.C. Deed No. 3147 to B-Ten, Inc., a Florida Corporation
- Dade County Q.C. Deed No. 3149 to B-Ten, Inc., a Florida Corporation
- Dade County Q.C. Deed No. 4472 to B-Ten, Inc., a Florida Corporation
- Pt. Dade County Q.C. Deed No. 03-Chapter 21684 to Charles Bray and Sylvilla Bray, his wife
- Pt. Hillsborough County Q.C. Deed No. 3445 to Edward J. Bolender
- Indian River County Q.C. Deed No. 370 to The Indian River Citrus Bank
- Pt. Orange County Q.C. Deed No. 1102 to J. H. Lord, Jr., and Willie Mae Lord, his wife
- Pt. Palm Beach County Q.C. Deed No. 700 to Raydel Investment Co.
- Pt. Palm Beach County Q.C. Deed No. 2385 to Fred C. Wright
- Pinellas County Q.C. Deed No. 851 to Hardy Griffin and Mery Lee Griffin, husband and wife
- Pt. Pinellas County Q.C. Deed No. 1477 to T. W. Johnson
- Pinellas County Q.C. Deed No. 2891 to E. R. Bernight
- Volusia County Q.C. Deed No. 458 to C. D. Rice and Katie Bell Rice
- Volusia County Q.C. Deed No. 517 to Jobe N. Coleman

Upon vote the motion was adopted.

Request was presented from J. Kemper Ellyson for reduction of base bid for advertising Lot 6, Block "C", in Section 17, Township 36 South, Range 18 East, Sarasota County, explanation being made that the lot now has no improvements

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on it and similar lots in the same block carry a base bid of \$5.00. Applicant offers \$40.00 as a bid for advertising.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize the lot advertised with base bid of \$40.00 as requested. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
March 15, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Wells reported that Nassau County land was advertised for receiving competitive bids on this date. Based on application presented to the Trustees December 21, 1948, by Maurice Loeb, Jr., with offer of \$10.00 an acre, the following notice was published in the Fernandina Leader on February 11, 18, 25, March 4 and 11, 1949:

Tallahassee, Florida, February 1st, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. March 15th, 1949, the land in NASSAU COUNTY, described as follows:

All Fractional unsurveyed Section 7, Township 1  
North, Range 29 East, containing 53.7 acres.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out for sale and Mrs. Maurice Loeb, on behalf of Mr. Loeb, and H. W. Fishler, on behalf of Charles E. Pelot, competed in the bidding, resulting in a high bid of \$150.00 an acre being submitted by Mr. Fishler, for Mr. Pelot.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees confirm sale of the land described in notice in favor of Mr. Pelot at \$150.00 an acre. Upon vote the motion was adopted.

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Pursuant to application from Brannon and Gringle, on behalf of Blanche Steiner, presented to the Trustees February 1, 1949, with offer of \$500.00 an acre for Palm Beach County land, the Trustees ordered the land advertised for objections only, and the following notice was published in the Palm Beach Post on February 11, 18, 25, March 4 and 11, 1949:

Tallahassee, Florida, February 5th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. March 15th, 1949, the land in PALM BEACH COUNTY, described as follows:

All that land lying between the Government meanders of the east and west banks of Boca Raton's Lagoon, so-called, bounded on the north by a line parallel to, and 1850 feet southerly (measured at right angles) from the north line of Section 4, Township 47 South, Range 43 East, and on the

south, by a line parallel to and 2050 feet southerly (measured at right angles) from the north line of said Section 4, Township 47 South, Range 43 East, Palm Beach County, Florida.

The purchaser is required to pay the cost of advertisement.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, no objections were presented to the sale.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees confirm sale of the land described in favor of Blanche Steiner at the price offered. Upon vote the motion was adopted.

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Based on application from Maurice R. Schuh, on behalf of Robert S. Bridwell and J. L. Polk, with offer of \$100.00 for approximately 25,000 square feet of submerged land in Pinellas County, the Trustees ordered the area advertised for objections and the following notice was published in the St. Petersburg Times on February 14, 21, 28, March 7 and 14, 1949:

Tallahassee, Florida, February 10th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. March 15th, 1949, the land in PINELLAS COUNTY, described as follows:

Beginning at the West corner of Lot 7, Block 4, Mitchell Beach Subdivision, Pinellas County, Florida, thence southwesterly and parallel to the

North boundary of said Lot 7, a distance of 200 feet, thence Southeast a distance of 80 feet parallel to the Southwest boundary of said Lot 7 and of Lot 6, thence Northeast 200 feet to the South corner of Lot 6, Block 4, Mitchell Beach Subdivision, thence along the Southwest boundary of said Lots 6 and 7 a distance of 80 feet to P. O. B. also

Beginning at the West corner of Lot 5, Block 4, Mitchell Beach Subdivision, Pinellas County, Florida, Southwest a distance of 200 feet parallel to the North boundary of said Lot 5, thence Southeast a distance of 40 feet, thence West 200 feet to the South corner of Lot 5, Block 4, Mitchell Beach Subdivision, thence Northwest a distance of 40 feet to P. O. B.

The Purchaser is required to pay the cost of advertisement.

The Sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Mr. Wells reported that applicants requested that the land not be sold and paid the cost of advertisement.

The Trustees ordered the sale cancelled.

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Offer of \$6.00 an acre was presented from H. W. Fishler, on behalf of Charles E. Pelot, for purchase of 93.28 acres of unsurveyed marsh land in Section 1, Township 1 North, Range 28 East, Nassau County, adjacent to applicant's upland property.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees decline the offer of \$6.00 and make counter proposal to advertise the property for objections if Mr. Pelot will agree to pay not less than \$50.00 an acre. Upon vote the motion was adopted.

Application was submitted from Bayshore States, Inc., for permission to dredge a canal in front of its upland property and deposit the material on property owned by the company, offering \$100.00 for the fill taken. Property owned by the company is located on the East side of Old Tampa Bay, about midway between Davis Causeway on the north and Gandy Bridge on the south, Hillsborough County, near what is known as Cutberth Bayou.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the offer from Bayshore States, Inc., and authorize permit for taking the fill material as explained. Upon vote the motion was adopted.

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Mr. Elliot presented telegram from Evans, Mershon, Sawyer, Johnston & Simmons, representing Arthur V. Davis, asking authority of the Trustees to make a survey, in the name of the State, in order to determine existence and locate boundaries of sovereignty land in the  $W\frac{1}{2}$  of  $NW\frac{1}{4}$  of Section 4, Township 55 South, Range 41 East, Dade County, Mr. Davis agreeing to pay costs of survey in advance. Mr. Elliot recommended that authority be given contingent upon Mr. Davis making arrangements with surveyor in advance and bearing costs of survey.

Motion was made by Mr. Gay, seconded by Mr. Larson and unanimously carried, that the Trustees authorize survey of the area described, upon conditions as recommended by the Engineer, and adopted the following resolution:

#### R E S O L U T I O N

BE IT RESOLVED, by Trustees of the Internal Improvement Fund of the State of Florida, that an official State survey be made to determine and locate the boundaries between the swamp and overflowed lands and the sovereignty lands of the State of Florida in the  $W\frac{1}{2}$  of the  $NW\frac{1}{4}$  of Section 4, Township 55 South, Range 41 East, Dade County, Florida, and the Chief Drainage Engineer of the State of Florida is hereby authorized and directed to take such steps as may be necessary or appropriate to make such survey.

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Comptroller Gay reported that General Revenue fund was almost depleted and suggested that the Trustees transfer one million dollars (\$1,000,000) as provided under Chapter 21429 of 1947. Upon discussion it was brought out that the Act provided that transfer up to one million dollars be made when an

actual deficit occurred in General Revenue, and Mr. Elliot was requested to submit a statement of fixed and anticipated expenditures from the Trustees funds.

Action was deferred pending furnishing of statements and examination of the Act.

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Request was presented from Dade County for easement along Snapper Creek Canal covering a one-mile stretch to be used as a dyke and a roadway in the program Dade County has for cleaning and widening the canal. Mr. Elliot recommended that the Trustees authorize permit for use of the reservations retained by the State when the land was sold into private ownership.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize permit as recommended by Mr. Elliot covering the reservations in the following described parcel:

A parcel of land 130 feet wide on each side of the center line of the canal known as Snapper Creek Canal, located along or on either or both sides of the boundary between Section 13 of Township 53 South, Range 39 East, and Section 18 of Township 53 South, Range 40 East, from the North to the South boundaries of said sections, all in Dade County, Florida,

permit to be subject to the usual conditions required by the Trustees. Upon vote the motion was adopted.

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Mr. Elliot reported that Homestead Entry No. 6-C—Escambia County was issued in favor of Ruby L. Carr February 3, 1948, covering 18 acres of land owned by Escambia County in Section 37, Township 2 South, Range 31 West; that no reports have been made as required and no improvements placed on the land; that the entry holder was contacted and by letter dated February 26, 1949, has notified that she is unable to fulfill the requirements and desires to release her claim.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees cancel the homestead entry No. 6-C—Escambia County and notify the Board of County Commissioners of said county of action taken. Upon vote the motion was adopted.

Financial statements for February 1949 are as follows:

UNDER CHAPTER 610

Balance as of February 1, 1949.....		\$ 1,061,124.09
Receipts for the month		
Land Sales.....	\$ 41,469.69	
Land Sales—Chap. 14572—		
Sarasota County.....	300.00	
Sale of Trustees Minutes.....	22.00	
Interest .....	27.98	
Refund of Everglades Drainage Taxes	681.37	
Sand & Shell Leases.....	1,901.90	
Miscellaneous Lease.....	50.00	
Campsite Leases.....	395.00	
Farm Lease.....	480.00	
Grazing Leases.....	166.50	
General Lease.....	25.00	
Oil Leases.....	1,813.45	
Total Receipts for the month.....	47,332.89	47,332.89
TOTAL .....		1,108,456.98
Less Disbursements for the month.....		27,291.39
BALANCE AS OF FEBRUARY 28, 1949.....		\$ 1,081,165.59

DISBURSEMENTS FOR THE MONTH OF  
FEBRUARY, 1949

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
2-15-49	269485	C. M. Gay, Comptroller.....	\$ 1.10
2-17-49	172369	St. Treasurer—Transfer to Prin. St. Sch. Fund.....	19,580.30
	172370	St. Treasurer—Transfer to SBC—Oyster Conser. Fund.....	803.27
	172371	E. B. Leatherman CCC.....	4.12
2-18-49	173207	T. T. Turnbull.....	108.73
2-28-49	167094	F. C. Elliot.....	421.35
	167095	A. C. Bridges.....	310.53
	167096	M. O. Barco.....	185.88
	167097	Jentye Dedge.....	261.86
	167098	Bonnie G. Shelfer.....	165.53
	167099	T. T. Turnbull.....	432.10
	167100	Louella Taylor.....	176.40
	167101	W. B. Granger.....	47.50
	167102	Mary Clare Pichard.....	89.13
	167103	Sinclair Wells.....	95.00
	167104	Ruth N. Landers.....	20.00
	167105	Harold E. Taylor.....	64.30

182911	Stetson O. Sproul T. C.....	4,116.90
	5% Retirement Fund.....	87.99
	Withholding Tax.....	319.40
TOTAL DISBURSEMENTS FOR THE MONTH OF FEBRUARY, 1949.....		\$ 27,291.39

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U. S. G. S. CO-OPERATIVE FUND

Balance as of February 1, 1949.....	\$2,950.00
Receipts for the month.....	-0-
Less Disbursements for the month.....	-0-
BALANCE AS OF FEBRUARY 28, 1949.....	\$2,950.00

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UNDER CHAPTER 18296

Balance as of February 1, 1949.....	\$27,980.42
Receipts for the month.....	4,773.62
TOTAL .....	32,754.04
Less Disbursements for the month.....	8,875.65
BALANCE AS OF FEBRUARY 28, 1949.....	\$23,878.39

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DISBURSEMENTS FOR THE MONTH OF  
FEBRUARY, 1949

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
2-17-49	171895	Southeastern Telephone Co.....	\$ 8.00
	171896	The H. & W. B. Drew Co.....	111.63
	171897	Capital Office Equipment Co.....	1.88
	171898	Mabel Raulerson Sheffield CCC.....	3.40
	171899	Marchant Calculating Machine Co.	6.09
2-28-49	167318	Ernest Hewitt.....	315.26
	167319	Elizabeth M. Goode.....	173.83
	167320	Mary Clare Pichard.....	103.33
	167321	F. C. Elliot.....	47.50
	167322	M. O. Barco.....	23.75
	167323	Jentye Dedge.....	28.00
	182688	State Treasurer—Transfer to G.R....	8,000.00
		5% Retirement Fund.....	14.08
		Withholding Tax.....	38.90
TOTAL DISBURSEMENTS FOR THE MONTH OF FEBRUARY, 1949.....			\$ 8,875.65

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Dade	3/4/49	17
Flagler	3/7/49	4
Hernando	3/5/49	7
Hillsborough	2/28/49	1
Holmes	3/9/49	6
Jefferson	3/7/49	6
Lafayette	2/28/49	1
Lee	2/24/49	7
Marion	3/7/49	3
Montroe	3/9/49	111
Osceola	3/7/49	20
Palm Beach	3/10/49	8
Pasco	3/7/49	10
Pinellas	2/15/49	80
Polk	2/28/49	1
Sarasota	2/28/49	1

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Two requests were presented for deeds for the purpose of correcting errors in original Hillsborough County Deed to Santiago Presno and Volusia County Deed No. 112 to Ridgewood Avenue Baptist Church. The Attorney General's office approved issuance of correction deeds as requested.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees issue the following deeds:

Hillsborough County Deed No. 4663-Cor. to Santiago Presno for correcting certificate numbers in original deed;

Volusia County Deed No. 112-Cor. to Wade H. Reed, John A. Holtzhouse and Robert K. Hunter as Trustees of the Ridgewood Avenue Baptist Church of Holly Hill, Florida, correcting name of grantee and town.

Upon vote the motion was adopted.

Letter was presented from Charlotte County asking what would be necessary to secure release of restriction in deed No. 09-Chapter 21684 dated January 22, 1948, conveying Lots 1, 2, 3, 4, 24, 25, 26, 27 and 28, Block 42, Punta Gorda, to be used as an athletic field for the school system. In view of the use to be made of the land—an athletic field—a nominal charge of \$5.00 was made for preparing the deed, and restriction included that the land would be used for school purposes only. Mr. Elliot advised that the usual procedure in cases of this kind was to require payment of one-fourth of the 1932 assessed value.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize release of the restriction upon payment of \$500.00, which is slightly less than the one-fourth basis. Upon vote the motion was adopted.

Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
March 22, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Elliot presented for approval minutes of the Trustees dated February 1, 1949, copy having been furnished to each member.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees approve the minutes as presented. Upon vote the motion was adopted.

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Attorney General Ervin reported to the Trustees that in connection with the flood control program to be submitted to

the legislature in April, it was going to be necessary to have some one act in the capacity of consultant and coordinator as between the Legislature, the Attorney General's office, the Water Conservation Department and the Trustees, and that he was recommending retaining the services of Mr. W. T. Wallis, Engineer of West Palm Beach, in that capacity, effective immediately and continuing until after the legislature; compensation for such services to be not in excess of \$2500.00. Other members of the board were in accord with the suggestion to employ Mr. Wallis in the capacity referred to, expressing the opinion that he was well qualified to be of assistance in securing the necessary legislation in the interest of flood control.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that Mr. Wallis be employed as suggested by the Attorney General at a fee of \$2500.00. Upon vote the motion was adopted.

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Attorney General Ervin reported that he had been contacted on behalf of Miami City officials with reference to lifting restrictions on a parcel of filled in land lying off McArthur Causeway which was included in one of the deeds the Trustees executed and sent down for delivery to the City of Miami, pursuant to action taken February 1, 1949; that Senator R. B. Gautier from that district had written Mr. Ervin his approval of the request; that he (Mr. Ervin) had requested information as to what the sentiment of the people and of the newspapers in that section would be to the proposal to establish an airport and sportsmen's park on the said parcel, and unless substantial protests were made to the project by next week's meeting he would recommend that the restrictions be lifted on that particular tract. He said he had requested the Senator to get statements from the Miami newspapers.

Mr. Mayo, Mr. Gay and Mr. Larson were of the opinion, concurred in by the Governor and Mr. Ervin, that the Trustees should go slow on taking any further action until sentiment in the Miami area has crystalized and the City has submitted the request.

Mr. Wells informed the Trustees that George H. Salley had notified the Land Department that the exchange of deeds with the City of Miami had not been effectuated as the City had for some time been leasing the area in violation of the legislative act, which area is covered in one of the deeds containing the restriction clause; that tentative agreement had been reached over a year ago to lift the restrictions on the same parcel near the causeway, for which applicant had agreed to pay \$1000.00 an acre, under which arrangement the city would ultimately get title to the land and improvements.

The Trustees were of the opinion that no action should be taken at this time as to lifting the restrictions as mentioned.

Mr. Larson requested that the Land Clerk take up with the City Attorney of Miami the matter of deed exchange and ascertain why the agreement of February 1, 1949, has not been carried out.

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Mr. Wells presented offer of \$50.00 an acre from F. A. LeFils of Belle Glade, Florida, for purchase of approximately 252 acres of lake bottom land in Section 35, Township 43 South, Range 36 East, Palm Beach County, located on Torry Island. It was explained that Mr. LeFils had built a dike around the property at his own expense, since the proposed arrangement with the Federal Government did not materialize. (Reported in minutes of May 21, 1946, and May 20, 1947.)

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees accept the offer of \$50.00 an acre and convey the land applied for by Mr. LeFils. Upon vote the motion was adopted.

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Application was presented from George H. Salley of Miami, on behalf of client, M. M. Weiss, offering \$40.00 an acre for the N $\frac{1}{2}$  of Section 22, Township 50 South, Range 39 East, east of highway, containing approximately 160 acres in Broward County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize the land advertised for competitive bids based on offer from Mr. Weiss. Upon vote the motion was adopted.

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Benton and Company, Inc., of St. Petersburg, Florida, requests renewal of shell lease No. 460, covering an area in Hillsborough Bay, Pinellas County. Mr. Wells recommended an increase in rental from seven and one-half cents (7 $\frac{1}{2}$ ¢) per cubic yard to ten cents (10¢).

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize two-year extension of lease No. 460 at the rate of ten cents per cubic yard for all material taken from the Bay, and that lessee be required to make payment for all shell heretofore removed. Upon vote the motion was adopted.

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Application was presented from Robert J. Bishop of Orlando, Florida, on behalf of American Machinery Corporation, for salvage lease covering a portion of Lake Okeechobee. Mr. Wells explained that the company wanted permission to recover lead

from targets dropped in Lake Okeechobee by the Federal Government during the war, and lease would be similar to other leases granted for the same purpose along the Indian River.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize two-year salvage lease in favor of American Machinery Corporation for recovering lead from a certain area in Lake Okeechobee, payment to be twenty-five per cent (25%) of amounts received for the metal, and under conditions as specified in similar leases. Upon vote the motion was adopted.

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Request was presented from Joe T. Boynton, Pahokee, Florida, for one year extension on payments due under his Contract No. 18844 for the purchase of all Section 3, Township 43 South, Range 38 East, Palm Beach County. Recommendation of the Land Clerk was that the extension be allowed.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize extension of payments as requested by Mr. Boynton on his contract No. 18844. Upon vote the motion was adopted.

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Civil Aeronautics Administration requests a new lease covering the area in Dade County contained in their Lease No. 375 which will expire June 30, 1949. The area is described as the S $\frac{1}{2}$  of SE $\frac{1}{4}$  and the S $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 28, Township 53 South, Range 40 East, Dade County, Florida.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize issuance of lease as requested at annual rental of \$160.00, which is the amount carried in the present lease. Upon vote the motion was adopted.

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Offer of \$40.00 an acre was presented from W. E. Dunwody, Jr., on behalf of Arthur V. Davis, for all that part of N $\frac{1}{2}$  of Section 19, Township 58 South, Range 39 East, containing 311.05 acres in Dade County.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees decline the offer and make counter proposal to advertise the land for competitive bids provided Mr. Davis will agree to bid not less than \$60.00 an acre on date of sale. Upon vote the motion was adopted.

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Application was presented from Elton Hall of Melbourne, Florida, on behalf of A. M. Minton, for permission to remove one thousand (1000) yards of sand opposite Lots 13 and 14,

Plat of Ocean Park Subdivision located in Lot 1, Section 30, Township 27 South, Range 38 East, Brevard County.

Mr. Hall also requested permission from the Trustees to sell to Mr. Minton 862 yards of sand, being the balance of a one thousand yard sale made to him by the Trustees in January of this year, for which he paid \$100.00.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize the taking of one thousand yards of sand from the area described, provided the upland owner is agreeable, upon payment by Mr. Minton of \$100.00; also that Mr. Hall be authorized to sell the 862 yards as requested. Upon vote the motion was adopted.

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Mr. Wells reported that in 1946 the Trustees agreed to sell to Sea Island Development Company at a price of \$250.00 an acre, 41.1 acres of submerged land in Government Lot 1 of Section 10 and Government Lot 1 of Section 15, in Township 31 South, Range 15 East, Pinellas County. The area was advertised for objections and sale confirmed in favor of applicant. During the transaction a small area was filled but no payments have been made on the purchase price—\$10,275.00. The Company, through their attorney, now offers \$1000.00 in settlement of the claim. Mr. Wells recommended that the offer be declined and the matter turned over to the attorney for the Trustees.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees decline offer from Sea Island Development Company and direct the Attorney to recover amount due on the purchase or secure title to the filled in parcel referred to. Upon vote the motion was adopted.

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Offer of \$10.00 an acre was presented from Clarence E. Raulerson of Moniac, Georgia, for purchase of Lot 1, Section 23, Township 2 North, Range 20 East, containing 55.32 acres in Baker County. Request was also made that the payment be made on a monthly basis.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to advertise the land for competitive bids based on offer from Mr. Raulerson with payments on the basis as requested. Upon vote the motion was adopted and Mr. Wells was requested to ascertain if there was any timber on the land before advertising. It was so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Gay, that the following salaries, expense accounts and necessary and

regular expense be approved and that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Engineer and Secretary .....	\$ 525.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk .....	241.66
Jentye Dedge, Secretary-Clerk .....	293.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
T. T. Turnbull, Attorney .....	500.00
Louella Taylor, Secretary .....	210.00
W. B. Granger, Rental Agent .....	50.00
Mary Clare Pichard, Clerk-Stenographer .....	103.33
Sinclair Wells, Land Agent .....	100.00
Ruth N. Landers, Maid .....	20.00
Harold E. Taylor, Apprentice Engineer .....	70.00
T. T. Turnbull—Expenses as Attorney for Trustees .....	71.93
R. M. Yent—Expenses as Attorney for Trustees .....	20.62
Ralph E. Harbert, C.C.C. Flagler County—Recording deed .....	1.80
The Metropolis Co., West Palm Beach—Legal Advertising .....	18.75
L. C. Kickliter, Tax Collector Martin County—For 1948 E.D.D. taxes .....	2.99
Bessie Alderman, Tax Collector Okeechobee County—For 1948 E.D.D. taxes .....	143.90
Earnest Overstreet, Tax Collector Dade County—For 1948 E.D.D. taxes .....	23.76
Stetson O. Sproul, Tax Collector Palm Beach County—For 1948 South Florida Conservancy District taxes .....	4,116.90
TOTAL.....	\$7,077.62

Upon vote the motion was adopted.

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented request from Charlotte County that the Trustees reconsider action heretofore taken in the matter of releasing public purpose clause from Charlotte County Deed No. 09-Chapter 21684 to Charlotte County. It was explained that the athletic field is to be moved to a more desirable site and in the event the county desired to sell the land conveyed by the Trustees, the funds derived from such sale would be used for school purposes.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees rescind action of March 15, 1949 and agree to

quitclaim the reservations in Charlotte County Deed No. 09-Chapter 21684 upon payment of \$5.00, the deed to provide that if and when any or all of the land covered by such deed is sold, the money received therefor shall be applied to school purposes only. Upon vote the motion was adopted.

---

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees approve the following salaries and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper .....	\$331.66
Elizabeth M. Goode, Clerk-Bookkeeper .....	206.66
Mary Clare Pichard, Clerk-Stenographer .....	103.33
F. C. Elliot, Engineer & Secretary.....	50.00
M. O. Barco, Secretary-Clerk .....	25.00
Jentye Dedge, Secretary-Clerk .....	28.00
	<hr/>
TOTAL.....	\$744.65

Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
March 29, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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Sinclair Wells, Land Clerk

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Governor Warren asked what progress had been made as to ingress and egress to and from lakes in the State, especially with reference to Putnam County lakes.

Attorney General Ervin reported that his office had been studying the question of authority of the State to require opening of roads through private property and that he would appreciate it if the Trustees would re-open the question and allow him to make further report; that he had been trying to work out a solution of the problem with Mr. Carl Swisher and with the Board of Bond Trustees of Putnam County.

Governor Warren remarked that possibly the Trustees had asked the Attorney General to do something that might not be possible of attainment and asked that action be taken to straighten the situation out. It was suggested that the Attorney General be requested to examine into the legal phases of the question and if any difficulty is encountered report can be made to the Trustees.

Mr. Larson asked if there was doubt as to authority for carrying out the Trustees action heretofore taken, to which Mr. Ervin replied that the law was clear that entry could not be forced through privately owned property to lakes for fishing purposes; that there are some old roads that have been closed by road authorities such as bond trustees and county commissioners, and if such action is reviewable these closed roads might be opened to the public. Mr. Larson further stated that parties in that section had taken the matter up with him and that there is nothing more important in the minds of those people than getting the roads opened up; that they left here after the Trustees took action feeling that something was going to be done.

Mr. Gay moved that the matter be reopened and the Attorney General requested to examine the law and report back to the Trustees as to authority for opening roads down to the lakes. Motion seconded by Mr. Larson and upon vote adopted.

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Request was presented from Miami Shipbuilding Company that the Trustees approve assignment of oil lease No. 340 to Davis Petroleum Company covering land in Dade County. It was explained that the assignee was a drilling company and will agree to carry out the terms and conditions of the original lease.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees approve assignment of lease No. 340 to Davis Petroleum Company under the same terms and conditions as carried in the original lease. Upon vote the motion was adopted.

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Offer of \$2,000.00 was submitted from Crawford T. Bickford for an island in Township 44 South, Range 19 East, comprising 45.47 acres in Charlotte County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees decline to sell the island at this time and that Mr. Wells notify Mr. Bickford that the Trustees would be agreeable to leasing the island. Upon vote the motion was adopted.

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Application was presented from George J. Baya with offer of \$10.00 an acre for purchase of Lot "A", Section 6, Township 38 South, Range 34 East, Glades County, containing 41 acres, more or less.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline the offer and make counter proposal to advertise the lot for competitive bids provided applicant will agree to bid not less than \$15.00 an acre at the sale. Upon vote the motion was adopted.

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Application was presented from Des Rocher Sand Company for lease to remove sand from an area off shore from Miami, located about 3200 feet southeast of the County Causeway, lying between the causeway on the north, Terminal Island on the west, the main channel on the west and south and Malloy Channel on the east, Dade County. Applicant offers ten cents (10¢) per cubic yard for all sand removed and has consent from the County Commissioners to take the material.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize issuance of sand lease in favor of Des Rocher Sand Company at the price offered, subject to conditions in similar leases. Upon vote the motion was adopted.

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Offer of \$6.00 an acre was submitted from Dennis Small for purchase of Section 9 and N $\frac{1}{2}$  and SW $\frac{1}{4}$  of Section 21, Township 46 South, Range 31 East, Hendry County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees agree to advertise the land for competitive bids based on offer of \$6.00 an acre. Upon vote the motion was adopted.

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Request was presented from Eagle Docks and Warehouses, Inc., that annual rental payments amounting to \$3,300.00 for Lease No. 583 Dade County be made monthly rather than yearly in advance.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees decline to allow monthly payment of rental on

said Lease No. 583 for this year. Upon vote the motion was adopted.

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Offer of \$200.00 was presented from I. J. Coker, on behalf of Mr. and Mrs. W. D. Coker, for purchase of approximately 0.36 acres of submerged land adjacent to their upland property in the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36, Township 60 South, Range 39 East, Monroe County. Mr. Wells explained that the parcel applied for will extend their present holding about twenty-five (25) feet out into the water, and recommended that the land be advertised for objections based on offer submitted.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the offer subject to the land being advertised for objections. Upon vote the motion was adopted.

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Governor Warren presented proposed telegram to be sent to the Florida delegation in Congress if it met with the approval of the board, said telegram being as follows:

“This is to inform you that the present state administration of Florida shares the interest and enthusiasm of previous administrations in the State of Florida in the Everglades National Park. The cabinet is especially interested in House Bill S. 285 which we understand is the concluding Federal legislation needed to definitely fix the boundaries and permit the orderly acquisition through negotiations or accepted legal processes of the privately held lands. In behalf of this administration and the people of the State of Florida generally it is hoped that Federal legislation can be concluded to permit a full scale Federal development program and bring the park to its full promise. For your interest and assistance and that of your colleagues in the Florida congressional delegation appreciation is expressed from cabinet officers R. A. Gray, Secretary of State, Richard W. Ervin, Attorney General, Clarence M. Gay, Comptroller, J. Edwin Larson, Treasurer, Thomas D. Bailey, Superintendent of Public Instruction, Nathan Mayo, Commissioner of Agriculture, and myself. Most cordially yours.

FULLER WARREN, Governor.”

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve the sending of the telegram as suggested by the Governor. Upon vote the motion was adopted.

The following offers were presented for lots in Sarasota, Sarasota County, title to which vested in the Trustees through foreclosure by the county under provisions of Chapter 14572, Acts of 1929:

E. A. Burt for Lots 8, 10 and 12, Block "A" Bayview Sub., Section 31, Township 36 South, Range 18 East, offers \$100 for Lot 8, \$125 for Lot 10, and \$150 for Lot 12, or a total of \$375;

J. A. Yelton for Lots 8, 10 and 12, Block "A" Bayview Sub., Section 31, Township 36 South, Range 18 East, offers \$375.00.

Information was furnished that these lots were appraised at \$350.00 each in 1942 but without taking into consideration municipal taxes due, estimated at from \$200 to \$300. Recommendation was that the lots be advertised for competitive bids provided one of the applicants will agree to bid not less than \$1000.00 for the three lots and deposit with the Trustees \$25.00 as estimated cost of advertisement.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees decline the offers submitted and authorize the land advertised for competitive bids under the conditions as recommended by the Secretary. Upon vote the motion was adopted.

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Recommendation was submitted from the Secretary that the Trustees give blanket authority for disposing of parcels of land, title to which vested in the Trustees under provisions of Chapter 14717, Acts of 1931—Everglades Act—under the following conditions: That where the applicant to purchase is the former owner and has been paying taxes on the land, he be allowed to purchase for the amount the Trustees have in the property, plus all taxes paid and a fee of \$5.00 for deed, conveyance to be made subject to any outstanding taxes.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the recommendation of the Secretary be adopted as the action of the Trustees. Upon vote the motion was carried.

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Upon recommendation from the Secretary, motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees authorize payment of fee to W. T. Wallis (see action of Trustees March 22) as follows: \$750 at the end of March; \$750 at the end of April, and \$1000 at the end of May, making a total of \$2,500.00. Upon vote the motion was adopted.

Request was presented from the City of Pensacola for permission to construct a city pier out into Pensacola Bay, at Pensacola, Florida, at the end of which an auditorium will be erected, to be used for recreation purposes.

Upon recommendation from the Secretary, motion was made by Mr. Gay, seconded by Mr. Larson, that the City of Pensacola be notified that the Trustees will interpose no objection to the proposed improvement in Pensacola Bay. Upon vote the motion was adopted.

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Memorandum was presented to each member of the Trustees as information with reference to bills prepared by the Secretary relating to cooperative flood control projects. It was explained that the bills are recommended by the sub-committee on finance of the citizens committee on flood control as proper measures for the purpose. Further, it is estimated that flood control taxes on lands of the Internal Improvement Fund in the proposed Central and Southern Florida Flood Control Project will probably reach 100 to 150 thousand dollars annually in addition to approximately 105 thousand dollars annually which the Trustees now pay in the form of drainage district taxes. The said bills, in substance, are designated as follows:

1. A bill providing the legal machinery for the creation and operation of a district in the interest of flood control and allied purposes where a cooperative Federal project has been authorized by the Congress, in which said project it is required as a condition for effectuation thereof that local interests shall cooperate with the United States in the manner provided by the Congress.

2. A bill creating a Central and Southern Florida Flood Control District, defining its boundaries and imposing a tax of three-tenths mills on the dollar of value of all real property in said district for the year 1949, and to provide money with which to meet the general preliminary expenses of the district, and thereafter said district shall operate under the general act provided by the first bill.

3. A bill providing for state cooperation with districts defined in the first bill.

The report was accepted for consideration.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the following bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

J. F. Cochran, Postmaster, Tallahassee.....	\$ 50.00
William H. Brown, Tallahassee.....	5.56
W. T. Wallis, Tallahassee—Part payment of fee as assistant, Flood Control Project.....	750.00
The H. & W. B. Drew Co., Jacksonville.....	1.25
Marchant Calculating Machine Co., Oakland, California.....	30.60
TOTAL.....	\$837.41

Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

The following report of bids received for lands under Chapter 18296 was presented to the Trustees for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	2/23/49	11
Brevard	2/1/49	3
Citrus	2/21/49	1
Duval	2/23/49	32
Lake	3/14/49	56
Manatee	3/11/49	6
Manatee	3/21/49	5
Palm Beach	3/18/49	2
Polk	2/25/49	7
Putnam	3/5/49	3
Seminole	2/28/49	11
Taylor	2/18/49	2
Taylor	3/18/49	2
Volusia	3/7/49	14

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Requests were presented from Will Brown of Hillsborough County and from A. D. Carrouth of Leon County for correction of errors in original deeds. Information was furnished that the Attorney General's office had approved issuance of correction deeds as requested.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize issuance of the following deeds:

Hillsborough County Deed No. 4879-Cor. to Will Brown for correcting error in description given in original Deed No. 4879;

Leon County Deed No. 49-Cor. to A. D. Carrouth for correcting error in deed book reference given in original Deed No. 49.

Upon vote the motion was adopted.

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Request was presented from Myrtice M. Howard for release of the State road right of way reserved in Orange County Deed No. 975. Information was furnished that the State Road Department has approved release of the reservation requested.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize execution of the following deed for releasing the road right of way as recommended by the State Road Department:

Pt. Orange County Q.C. Deed No. 975 to Myrtice M. Howard.

Upon vote the motion was adopted.

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Request was presented from the State Road Department for right of way easement across Murphy Act land in Washington County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize easement in favor of the State Road Department for right of way through the SW $\frac{1}{4}$  of SE $\frac{1}{4}$  and NE $\frac{1}{4}$  and NW $\frac{1}{4}$  of Section 14, and in the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 24, all in Township 4 North, Range 16 West, Washington County, to be used in connection with State Road No. 279. Upon vote the motion was adopted.

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Request was presented from Franklin Lumber & Basket Company for reduction of base bid on 40 acres of Alachua County land located in Section 19, Township 11 South, Range 21 East—Micanopy Junction. Offer of \$100.00 was made for advertisement purposes. Information was furnished that one-fourth of the 1932 assessed value is \$1,035.00 and the full value for 1942 is \$300.00.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees decline the offer and make counter proposal to authorize the land advertised with a base bid of \$5.00 an acre. Upon vote the motion was adopted.

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Application was presented from South Dade Farms, Inc., for reduction of base bid to \$732.00 for advertising 4164 lots in Riverview Terrace, San Sebastian, a Subdivision of Sections 3 and 4, Township 30, Ranges 38 and 39, and in Sections 14 and 23, Township 30, Range 38, containing approximately 366 acres in Brevard County. 1932 assessed value is \$26,010.00 and in 1948 \$8,700.00.

Based on recommendation from the Secretary, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees decline the offer and agree to have the lots in Sections 3 and 4 advertised with base bid of \$4.00 an acre, or advertise entire tract with base bid of \$5.00 an acre. Upon vote the motion was adopted.

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Request was submitted from Hernando County that the Trustees convey without cost 3 parcels of land in Block "D", Saxon's Addition to Brooksville, as a site for a nursery in connection with the county's beautification program for State highways.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize conveyance under Chapter 21684 of the parcels requested, deed to contain the restriction that the land be used for public purposes of the county in connection with the nursery. Upon vote the motion was adopted.

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Report was made that the following transfer will be made from March 1949 receipts under the Murphy Act:

TRANSFER UNDER CHAPTER 20368  
FROM FUNDS UNDER CHAPTER 18296

J. Edwin Larson, State Treasurer  
Transfer to General Revenue Fund.....\$10,000.00

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN  
Governor—Chairman

Attest: Jentye Dedge  
Acting Secretary

Tallahassee, Florida  
April 6, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

Sinclair Wells, Land Clerk

Minutes of the Trustees dated February 22, March 9, 15 and 22, 1949, were presented for approval, copies having been furnished each member.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve the minutes presented. Upon vote the motion was adopted.

Mr. Wells reported that protest had been received from Mr. and Mrs. Boyd R. Richards of Melbourne, Florida, to operations of Florida Ore Processing Company on the beach in front of their property. They request that the lease be cancelled. Mr. Wells further stated that the lease in question contains ample safeguards for privately owned property and the owners should notify the the company to stay off their property; however, that he will write the company, calling attention to the provisions of the lease with reference to private ownership along the beach, and requesting that they strictly adhere to the provisions of the lease in order to eliminate complaints coming in to the Trustees. No further action was deemed necessary and Mr. Wells was requested to notify both parties of the conditions of the lease.

Mr. Wells presented three applications for sand leases in the area south of Cape Florida and adjacent to Key Biscayne, with offers of ten cents (10¢) per cubic yard for all sand removed, said applications being from the following parties:

M. A. Des Rocher,  
Watkins Towing Company, Inc., and  
Alfred Destin Company.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize issuance of two-year sand leases in favor of the three applicants with rental payment fixed at ten cents (10¢) per cubic yard for all material removed. Upon vote the motion was adopted.

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Application was presented from Bay Dredging Company for three-year renewal of Shell Lease No. 440, covering an area in Tampa Bay, Hillsborough County, with payments of ten cents (10¢) per cubic yard for all shell removed, renewal to be dated February 7, 1949.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize three-year renewal of lease No. 440 as requested by Bay Dredging Company. Upon vote the motion was adopted.

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Offer of \$8.50 an acre was presented from Harold S. Smith for the SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 20, Township 40 South, Range 26 East, Charlotte County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize the land advertised for competitive bids based on offer from Mr. Smith. Upon vote the motion was adopted.

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Mr. Wells reported that the Governor and the Attorney General, and possibly other members of the Trustees, had received complaint in connection with the leasing of state land by the Trustees to J. A. Ball, Jr., involving land in Glades County. It was explained that for a number of years W. B. Granger, Superintendent of Belle Glade prison farm, had been representing the Trustees in taking applications for leasing farm lands in that area; that for a number of years the same land has been leased to Mr. Ball from year to year on monthly rental of \$10.00 an acre and payment has always been made promptly. Last year Mr. Ball requested five (5) year lease as he proposed diking and draining the land and wanted longer lease to get the benefit of his investment. The lease was granted and the improvements will make the land more valuable to the state.

After hearing the explanation of the case, the Trustees were of the opinion that no action was necessary and the matter was a closed issue.

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Attorney General Ervin suggested that the Trustees might adopt a policy of advertising for bids all leases, giving all

parties opportunity to bid, or that cancellation clause be included to protect the Trustees in the event a good price was not paid for the lease.

Mr. Wells explained that wherever opportunity presented, competitive bids were asked in leasing and selling lands, but to make it a requirement in every case might not work so well. Cases were cited where the adjacent owner desired to lease, or where a parcel was located in the middle of his holdings; that rental on State lands was in line with other leases in the area; that with reference to farm lands it might be well to announce that the Trustees have certain lands for leasing and open them for public bidding.

No action taken on the subject.

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Secretary of State R. A. Gray was present, and he inquired as to whether or not the land owned by the Trustees and used by Belle Glade Prison farm had ever been deeded to the Board of Commissioners of State Institutions.

It was recalled that action was taken some months ago authorizing transfer of these lands conditioned upon authority of the Trustees to make such conveyance.

The Trustees requested Mr. Wells to look into the matter and ascertain why deed has not been made and also check on amount of taxes assessed against the land and which have heretofore been paid by the Trustees. No formal action was deemed necessary at this time.

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Mr. Wells reported that during the session of the legislature there will be numerous bills affecting the Trustees and it will be advantageous to have some one keep up with them and report progress; that Mr. Henry Wrenn has established a legislative service this session and will keep the Trustees posted daily as to any bills introduced affecting the department, and their progress, and will furnish copies of any bills desired, for a fee of \$500.00 for the session.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees take the service outlined by Mr. Wells. Upon vote the motion was adopted.

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Governor Warren retired from the meeting; Comptroller Gay acting as chairman.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the following items be approved and the Comptroller requested to issue warrants in payment thereof:

J. Edwin Larson, State Treasurer	
To Principal State School Fund .....	\$ 11,430.49
J. Edwin Larson State Treasurer	
To State Board of Conservation for	
Oyster Conservation Fund .....	872.44
J. Edwin Larson, State Treasurer	
To U. S. G. S. Cooperative Account .....	3,500.00
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TOTAL.....	\$ 15,802.93

Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

The following report of bids received for lands under Chapter 18296 was presented for consideration:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Dade	3/30/49	2
DeSoto	3/28/49	1
Hillsborough	3/28/49	24
Holmes	3/30/49	5
Indian River	3/28/49	5
Levy	3/7/49	4
Orange	2/7/49	7
Palm Beach	3/30/49	2
Pasco	4/4/49	6
Pinellas	3/16/49	131
Seminole	3/28/49	2

Motion was made by Mr. Larson, seconded by Mr. Erwin, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Requests were presented from Clerks of the Circuit Courts of Alachua, Escambia, Flagler, Okaloosa and Taylor Counties for cancellation of certain certificates under the Murphy Act. Information was furnished that the Attorney General's office has approved disclaiming interest in certificates listed on requests from the Clerks.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees agree to disclaim interest in certificates as ap-

proved by the Attorney General on report dated April 4, 1949. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN

Governor—Chairman

Attest: Jentye Dedge  
Acting Secretary

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Tallahassee, Florida  
April 12, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Wells presented offer of \$6.00 an acre from Fred Carroll of Tallahassee, Florida, for purchase of the NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 11, Township 2 South, Range 5 East, containing 40 acres in Jefferson County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees decline offer and make counter proposal to advertise the land for competitive bids if Mr. Carroll will offer \$10.00 an acre for the land. Upon vote the motion was adopted.

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Letter was presented from Carter B. Cooke, one of the lessees named in Monroe County fishing camp Lease No. 591, advising of the death of George W. Butler, the other lessee, and asking that the name of William C. Henry be substituted, Mrs. Butler having given her consent to the substitution.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees grant request and authorize change in Lease No. 591 so it will name holders thereof as Carter B. Cooke and William C. Henry. Upon vote the motion was adopted.

Application was submitted from J. E. Frierson offering one dollar (\$1.00) an acre annually for three-year grazing lease on all state owned lake bottom land in Section 23, Township 42 South, Range 33 East, containing approximately 155 acres in Glades County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize lease as applied for at the price offered, conditioned upon thirty-day automatic cancellation clause being made a part of the lease. Upon vote the motion was adopted.

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Offer of \$40.00 was presented from G. F. Ludvigsen for eight hundred (800) yards of dredged material to be dredged from the St. Johns River and placed behind bulkhead constructed by Dr. J. M. Bryant in front of his property in Sections 37 and 38, Township 3 South, Range 26 East, Duval County.

The offer being in line with prevailing price charged by the Trustees, motion was made by Mr. Mayo, seconded by Mr. Ervin, that permission be granted Mr. Ludvigsen for removing the amount of material applied for. Upon vote the motion was adopted.

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Request was presented from the State Road Department for conveyance of certain land located in Section 3, Township 45 South, Range 43 East, Palm Beach County, as lies within fifty (50) feet of the center line of State road, Section 3975-103—Lantana Avenue—being submerged land lying between the West shore of Hypoluxo Island, or east shore of Lake Worth, and a tract of land deeded to the town of Lantana, Florida, by the Trustees in March 1941.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees convey the land applied for to be used as right of way for State road as described. Upon vote the motion was adopted.

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Mr. Elliot presented offer of \$1200.00 from Ernest Linsert for Lots 9 and 11, Block "C", DeSota Park, Sarasota, Florida, located in the NE $\frac{1}{4}$  of Section 31, Township 36 South, Range 18 East, Sarasota County. It was explained that title to the lots vested in the Trustees under provisions of Chapter 14572 of 1929, and the offer is in excess of appraised value.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the offer from Mr. Linsert and authorize

execution of deed conveying the title to the lots subject to any outstanding taxes, if any. Upon vote the motion was adopted.

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Request was presented from Williams & Dart of Sarasota, Florida, on behalf of Mrs. W. B. Hamilton, that the Trustees release the oil and mineral reservation in Sarasota County Deed No. 58-47 dated December 31, 1943. It was explained that this is a residential building lot and the Trustees usually release the reservations upon payment of \$5.00.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees authorize release of oil and mineral reservations as requested by Mrs. Hamilton, upon payment of \$5.00. Upon vote the motion was adopted.

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Mr. Elliot presented request from the City Commission of Cedar Key, Florida, joined in by the County Commissioners of Levy County, for conveyance of certain areas of sovereignty land to be used for public purposes, among which will be a bathing beach for that section. The land in question is submerged and is located, with the exception of about one-half ( $\frac{1}{2}$ ) acre, in the NE $\frac{1}{4}$  of Section 32, Township 15 South, Range 13 East, and contains a total of twenty (20) acres, more or less, in Levy County, Florida.

Mr. Elliot recommended that the conveyance be made, subject to the condition that the land be used for public purposes, and if not so used or if such use is discontinued, that title to the land shall automatically revert to the Trustees of the Internal Improvement Fund, nor shall the city convey title into other ownership, public or private; also that conveyance of the land shall not impair the rights in adjoining riparian private proprietors and the city shall make arrangements with such proprietors, holding bona fide title to adjoining land above the ordinary high water mark, as may be mutually agreed upon between the city and said owners.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees authorize conveyance of the area referred to, conditioned upon the restrictions outlined by Mr. Elliot, consideration to be \$5.00 plus cost of advertising the land for objections only as required by law. Upon vote the motion was adopted.

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The Engineer reported that the United States has authorized improvement of the channel in the St. Johns River and in order to get description of the right of way a survey has been ordered.

A portion of the land is owned by the State, a part of the area being sovereignty, and other areas will be found to be swamp and overflowed, subject to patent by the United States to the State of Florida. Other affected land owners are asking the United States to make the survey, and it would be proper for the State to make similar request.

Mr. Elliot further stated that as soon as the land has been surveyed it would be desirable for the Trustees to make application to the United States for selection of the swamp and overflowed lands and he would like authority for the Land Office to make such request; also the United States is requesting that the Trustees now make commitment that the necessary right of ways and spoil area be conveyed.

Motion was made by Mr. Ervin, seconded by Mr. Mayo and carried, that the Trustees adopt the following resolution:

#### R E S O L U T I O N

WHEREAS, THE UNITED STATES proposes certain improvements to the St. Johns River in Florida in the interest of navigation, involving the rectification of the alignment of portions of said river in Township 1 South, Ranges 27 and 28 East, and for said purpose right of way is required through certain land south of the present river, and part of said land being unsurveyed, making it impracticable to accurately describe the land required for right of way to be conveyed to the United States, and

WHEREAS, part of the unsurveyed area is believed to be of the character of swamp and overflowed land coming within the purview of the Act of Congress of 1850, known as the Swamp and Overflowed Land Grant Act, and part of the area is believed to be of the character of sovereignty land title to which is in the State of Florida; and to make practicable an accurate description of the land required by the United States for the purpose aforesaid and to facilitate the ascertainment of ownership of said land,

NOW THEREFORE, BE IT RESOLVED BY THE TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA:

1. That the Trustees of the Internal Improvement Fund hereby request the United States to execute a survey of the unsurveyed land south of the St. Johns River in Township 1 South, Ranges 27 and 28 East, and that the survey of the unsurveyed portion south of

St. Johns River in Township 1 South, Range 28 East be made first as better expediting grant of right of way to United States through said land.

2. That said Trustees hereby agree that upon the completion of said survey and the furnishing by the United States of a description based thereon of the area required for right of way in connection with the improvement of the St. Johns River, the said Trustees, following long established state policy, will furnish the United States without cost to it such right of way as may lie upon the land held by said state.

3. That said Trustees concur in and join with North Shore Corporation of Jacksonville, Florida, and other owners of land in the affected area in requesting the United States to execute the survey herein referred to.

DONE AND ORDERED THIS 12th day of April, A.D., 1949.

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Mr. Elliot reported that the Trustees took action March 1 and 15, 1949, authorizing survey of the  $W\frac{1}{2}$  of  $NW\frac{1}{4}$  of Section 4, Township 55 South, Range 41 East, Dade County, at no expense to the Trustees. The State's grantee, who holds title to land which was originally unsurveyed, asks that a resolution be adopted and made a part of each minute which could be used as evidence in the event there should be a lawsuit over the property. Two proposed resolutions were submitted for consideration.

Upon discussion, motion was made by Mr. Mayo, seconded by Mr. Ervin, that the minutes of March 1 and 15, 1949, be corrected to include the resolution applicable to each minute, and that said minutes as corrected be approved. Upon vote the motion was adopted.

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Joint Meeting—Trustees of the Internal Improvement Fund and Board of Commissioners of State Institutions. Secretary of State R. A. Gray and Superintendent of Public Instruction Thomas D. Bailey present for Board of Commissioners of State Institutions.

Mr. Elliot reported that the Trustees had recently authorized issued to Broward County Port Authority a permit for pipe line and road right of way, but in checking the description it was found that the line would cross land owned by the Board of Commissioners of State Institutions of the State of Florida.

It was explained that the permit calls for right of way 100 feet wide through Collier and Broward Counties; that the construction shall begin within one year and be completed within two years; pipe line to be buried a certain depth; provision for crossing right of way with drainage canals or other drainage or flood control works; taxes assessable against right of way to be refunded to Trustees and Board; protection of private property; provision for other permits or right of ways across said property; provision for revocation of permit for cause; protection of Trustees and Board against any damage arising out of permit.

On behalf of the Trustees, motion was made by Mr. Mayo, seconded by Mr. Ervin and adopted, that the permit be executed and transmitted to Broward County Port Authority.

On behalf of the Board of Commissioners of State Institutions, motion was made by Mr. Gray, seconded by Mr. Bailey and adopted, that Board join with the Trustees in execution of the permit to the Port Authority.

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Joint session concluded.

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Mr. Wareing T. Miller reported that the bill providing for creation of Central and Southern Florida Flood Control District was being advertised and requested that the Trustees of the Internal Improvement Fund make available \$400.00 for advertising costs.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees authorize payment of \$400.00 for advertising the bill as requested. Upon vote the motion was adopted.

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Motion was made by Mr. Ervin, seconded by Mr. Mayo and adopted, that the following bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

Treasurer of the United States	
Washington, D. C.	
U. S. Geological Survey .....	\$ 6,114.01
Southeastern Telephone Co., Tallahassee .....	11.35
Western Union Telegraph Co., Tallahassee .....	2.93
The H. & W. B. Drew Co., Jacksonville .....	10.20
<hr/>	
TOTAL.....	\$ 6,138.49

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Jefferson	4/4/49	3
Orange	4/4/49	72
Palm Beach	4/6/49	4
Putnam	4/2/49	1
Volusia	4/4/49	24
Wakulla	1/13/49	1
Wakulla	3/31/49	1

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Request was presented from the State Road Department for right of way easement across land in Bay County, described as that portion of twenty-six (26) lots in Blocks 238, 239, 263, 274 and 275, Town of Lynn Haven, lying within fifty (50) feet of the survey line of State Road #390—Section 4614.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize issuance of easement in favor of the State Road Department covering the tracts described. Upon vote the motion was adopted.

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Request was again presented from Sarasota County for conveyance of approximately 97 acres, including streets, described as the Subdivision of Hygeia in Section 23, Township 40 South, Range 19 East, desired as an airport site. Offer of \$100.00 was made for the lots.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize conveyance under Chapter 21684 of 1943 of the land applied for by Sarasota County, upon payment of \$100.00. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
April 19, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Elliot presented for approval minutes of the Trustees dated March 29 and April 6, 1949, copies having been furnished to each member.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees approve the minutes as presented. Upon vote the motion was adopted.

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Mr. Wells reported that at the meeting March 1, 1949, application was presented from W. A. Pattishall of Orlando, Florida, on behalf of C. A. Prange, with offer of \$250.00 for an island in Indian River County, and the Trustees authorized the land advertised for objections only. The following notice was published in the Press Journal, Vero Beach, Florida, on March 18, 25, April 1, 8 and 15, 1949:

Tallahassee, Florida, March 3rd, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. April 19th, 1949, the land in INDIAN RIVER COUNTY, described as follows:

All that part of an island locally known as "Prange's" or "Paradise" Island in Section 8, Township 33 South, Range 40 East, not included in Government Lots 3 and 7 of said Section 8. Said island is located in the Easterly portion of the Indian River.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, no objections were presented, whereupon motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees confirm sale in favor of Mr. Prange at the price offered. Upon vote the motion was adopted.

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Offer of \$150.00 was presented from Langston Construction Company for a parcel of land on Lake Conway located in Section 30, Township 23 South, Range 30 East, containing .449 acres in Orange County, lying adjacent to upland property of applicant.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offer from Langston Construction Company subject to advertisement for objections. Upon vote the motion was adopted.

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Request was presented from the State Road Department for conveyance of right of way across the bottom lands of "Swimming Pen Creek" in Section 1, Township 5 South, Range 25 East, and in Section 6, Township 5 South, Range 26 East, Clay County.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize conveyance of the right of way requested. Upon vote the motion was adopted.

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Request was presented from the State Road Department that the Trustees decline to make sale of any property owned or held by it adjacent to the right of way of Overseas parkway

until the Department has had opportunity to make investigation and submit recommendations to the Trustees.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the request from the Road Department be granted. Upon vote the motion was adopted.

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Application was presented from the State Road Department for permission from the Trustees to dredge fill material from the channel of Intra-coastal waterway, said material to be used in building approaches to Pablo Creek bridge in Duval County. The area from which material will be dredged will extend a maximum distance of approximately one thousand (1000) feet northerly from the center line of the bridge and one thousand (1000) feet southerly from said center line.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize the State Road Department to take material from the location designated provided the United States Army Engineers have no objection to the operation. Upon vote the motion was adopted.

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Application was presented from W. P. Simmons, Jr., of the law firm of Shutts, Bowen, Simmons, Prevatt & Julian of Miami, Florida, on behalf of Bryant and Lounsbury, with offer of \$50.00 an acre for the  $W\frac{1}{2}$  of Section 3,  $W\frac{1}{2}$  of Sections 10 and 15,  $E\frac{1}{2}$  and  $NW\frac{1}{4}$  of Section 9, all in Township 58 South, Range 39 East, Dade County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to advertise the land for competitive bids based on offer from applicants. Upon vote the motion was adopted.

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Mr. Wells presented resolution No. 21329 adopted by the City Commissions of the City of Miami, Florida, at a meeting held April 6, 1949, requesting that the Trustees not allow material dredged from the bay bottoms located within three hundred (300) feet of any city owned property.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees grant request from the City of Miami. Upon vote the motion was adopted.

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Offer of \$100.00 an acre was presented from R. K. Lewis of the law firm of Earnest, Lewis & Smith, West Palm Beach, representing Port of Palm Beach District, for purchase of

22.32 acres of submerged land in Lake Worth located in Section 34, Township 42 South, Range 43 East, Palm Beach County, for public purposes only.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offer from Port of Palm Beach District, subject to advertisement of the land for objections only. Upon vote the motion was adopted.

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Letter was presented from Mr. Hymen Teitlebaum, on behalf of Eagle Docks & Warehouses, Inc., of Miami, Florida, requesting that the Trustees reconsider their recent action and allow monthly payment on Lease No. 583 dated April 15, 1948, covering Dade County land, for a period of ten (10) years. Original agreement was that yearly rental of \$3,300.00 be paid in advance. Lessee now requests that payment be made in advance at the monthly rate of \$275.00.

Mr. Wells explained that the Trustees hold bond that will fully protect them in the event lessee fails to make payment each month in advance. He recommended that the request be granted.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees rescind former action and accept monthly payment of \$275.00 in advance. Upon vote the motion was adopted.

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Application was presented from Hugh L. McArthur, on behalf of Gulf-Atlantic Salvors Corporation, for permit to conduct salvage operations for raising the sunken vessel S. S. "Edward Luckenbach" lying off the coast of Florida, being northwest of Key West. Information was furnished that the waters in which the vessel is located are outside the territorial boundaries of the State of Florida.

Mr. Elliot explained that the request is similar to one granted in 1948, and he could see no objection to allowance of the permit.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize permit in favor of Gulf-Atlantic Salvors Corporation for allowing salvage in connection with the vessel described. Upon vote the motion was adopted.

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Offer of \$150.00 was presented from H. N. Lichtenberg of Miami, Florida, for purchase of the  $W\frac{1}{2}$  of  $W\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $NW\frac{1}{4}$  of Section 2, Township 57 South, Range 38 East, con-

taining 10 acres in Dade County. Mr. Elliot explained that title to the land vested in the Trustees under provisions of Chapter 14717 of 1931—the Everglades Act.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees decline offer and make counter proposal to sell the land at a price of \$200.00, subject to any outstanding taxes. Upon vote the motion was adopted.

Motion was made by Mr. Gay, seconded by Mr. Mayo and adopted, that the following salaries and bills be approved and the Comptroller requested to issue warrants in payment therefor:

F. C. Elliot, Engineer & Secretary .....	\$ 525.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk .....	241.66
Jentye Dedge, Secretary-Clerk .....	293.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
T. T. Turnbull, Attorney .....	500.00
Winifred Kitching, Secretary .....	210.00
W. B. Granger, Rental Agent .....	50.00
Mary Clare Pichard, Clerk-Stenographer .....	103.33
Sinclair Wells, Land Agent .....	100.00
Harold E. Taylor, Apprentice Engineer .....	70.00
Ruth N. Landers, Maid .....	20.00
E. B. Leatherman, Clerk Circuit Court Dade County, Miami, Fla.—For E.D.D Taxes.....	22.32
Earnest Overstreet, Tax Collector, Dade County—For E.D.D. Taxes .....	.64
W. T. Wallis, Tallahassee, Fla. Part payment of fee for special assistant Flood Control Project .....	750.00
TOTAL.....	\$ 3,449.93

Financial Statements for the month of March are as follows:

#### UNDER CHAPTER 610

Balance as of March 1, 1949 .....	\$1,081,165.59
Receipts for the month	
Land Sales .....	\$21,474.32
Less Returned Check .....	172.00
Land Sales—Net .....	\$21,302.32
Land Sales—Chapter 14717 .....	500.94
Land Sales—Chapter 14572 .....	323.81

Refund of Everglades Drainage District Taxes .....		1,434.12	
Interest on Contracts .....	29.43		
Less Returned Check .....	2.20		
Interest on Contracts—Net .....	27.23	27.23	
Sale of Trustees Minutes .....		4.00	
Interest Coupons from State Improvement Commission—Agri. & Citrus Inspec. Bonds .....		5,550.00	
Exploration Lease for Precious Stones & Metals under water—Bay to Escambia Counties .....		100.00	
Sand & Shell Leases .....		1,013.35	
Miscellaneous Leases .....		50.00	
Farming & Grazing Lease .....		150.00	
Grazing Lease .....		50.00	
Salvage Lease .....		12.11	
Timber Lease .....		37.60	
Farm Lease .....		10.00	
Mineral Lease .....		25.00	
Oil Lease .....		26,874.55	
Total Receipts .....	57,465.03		57,465.03
GRAND TOTAL .....			\$1,138,630.62
Less Disbursements for the month .....			16,123.03
BALANCE AS OF MARCH 31, 1949 .....			\$1,122,507.59

#### DISBURSEMENTS FOR THE MONTH OF MARCH, 1949

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
3-11-49	190322	J. F. Cochran, Postmaster .....	\$ 15.00
	190323	Southeastern Telephone Co. ....	10.80
	190324	State Office Supply .....	3.30
	190325	Virginia Paper Co. ....	65.95
	190326	Knight Brothers Paper Co. ....	5.79
	190327	Wideman, Caldwell, Pacetti & Robinson .....	3.79
	190331	St. Treas. Transfer to St. Bd. Conservation—Oyster Cons. Fd. ....	1,727.62
	190328	Ted Cabot, CCC .....	5.50
	190329	The H. & W. B. Drew Co. ....	.70
	190330	St. Treas.—Transfer to Sch. Fd. ....	10,326.45
3-12-49	190332	Dewey Padgett .....	160.00
	192430	L. C. Kickliter T.C. ....	2.99
	192431	Bessie Alderman T.C. ....	143.90
3-23-49	202204	T. T. Turnbull .....	71.93
	202205	R. M. Yent .....	20.62

3-24-49	202822	Ralph E. Harbert C.C.C. ....	1.80
	202823	The Metropolis Co. ....	18.75
3-25-49	203027	Earnest Overstreet T.C. ....	23.76
3-31-49	188316	F. C. Elliot .....	421.35
	188317	A. C. Bridges .....	310.53
	188318	M. O. Barco .....	185.88
	188319	Jentye Dedge .....	261.86
	188320	Bonnie G. Shelfer .....	165.53
	188321	T. T. Turnbull .....	432.10
	188322	Louella Taylor .....	176.40
	188323	W. B. Granger .....	47.50
	188324	Mary Clare Pichard .....	89.13
	188325	Sinclair Wells .....	95.00
	188326	Ruth N. Landers .....	20.00
	188327	Harold E. Taylor .....	64.30
	208083	J. F. Cochran, Postmaster .....	50.00
	208084	Wm. H. Brown .....	5.56
	208085	W. T. Wallis .....	750.00
	208086	The H. & W. B. Drew Co. ....	1.25
	208087	Marchant Calculating Machine Co.	30.60
		5% Retirement Fund .....	87.99
		Withholding Tax .....	319.40
TOTAL DISBURSEMENTS FOR THE			
MONTH OF MARCH, 1949 .....			\$ 16,123.03

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U. S. G. S. CO-OPERATIVE FUND

Balance as of March 1, 1949 .....		\$ 2,950.00
Receipts for the month:		
March 15—Marion County Commis-		
sioners .....	\$ 50.00	
March 29—Polk County Commis-		
sioners .....	1,000.00	1,050.00
TOTAL .....		4,000.00
Less Disbursements for the month .....		-0-
BALANCE AS OF MARCH 31, 1949 .....		4,000.00

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UNDER CHAPTER 18296

Balance as of March 1, 1949 .....	\$23,878.39
Receipts for the month .....	14,445.82
GRAND TOTAL .....	38,324.21
Less Disbursements for the month .....	10,744.65
BALANCE AS OF MARCH 31, 1949 .....	27,579.56

## DISBURSEMENTS FOR THE MONTH OF MARCH, 1949

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
3-31-49	189109	Ernest Hewitt .....	\$ 315.26
	189110	Elizabeth M. Goode .....	173.83
	189111	Mary Clare Pichard .....	103.33
	189112	F. C. Elliot .....	47.50
	189113	M. O. Barco .....	23.75
	189114	Jentye Dedge .....	28.00
	208293	St. Treas. Transfer to G. R. ....	10,000.00
		5% Retirement Fund .....	14.08
		Withholding Tax .....	38.90
TOTAL DISBURSEMENTS FOR THE			
MONTH OF MARCH, 1949 .....			\$ 10,744.65

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	4/13/49	12
Clay	4/16/49	4
Flagler	4/4/49	3
Lake	4/11/49	11
Monroe	4/12/49	100
Palm Beach	4/8/49	4
Polk	3/31/49	9
St. Johns	2/23/49	13
Sarasota	4/6/49	22
Sarasota	4/11/49	20

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

Three requests were presented for correcting errors in deeds heretofore issued conveying land in Dade, Hillsborough and Leon counties.

The Attorney General's office having approved issuance of corrective deeds, motion was made by Mr. Gay, seconded by Mr. Mayo, that the following deeds be executed:

Dade County Deed No. 287-Cor. to Max Groppler Issued for the purpose of correcting grantee's name erroneously spelled in Deed No. 287 dated July 20, 1940; Hillsborough County Deed No. 2244-Cor. to Walter Smith Pierce. Issued for the purpose of including in said deed a certificate number erroneously omitted in Deed No. 2244 dated March 22, 1943; Leon County Deed No. 93-Cor. to H. T. Cotten Issued for the purpose of correcting description of land conveyed in original Deed No. 93 dated May 26, 1941.

Upon vote the motion was adopted.

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Ten applications were presented for release of reservation for State road right of ways in deeds conveying land in Dade, Hillsborough, Lee, Pinellas and Volusia Counties, accompanied by recommendation from the State Road Department that releases be made in each instance.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize execution of the following deeds for releasing road right of way reservation as recommended by the State Road Department:

- Dade County Q.C. Deed No. 745 to Elizabeth A. Salvin and J. A. Salvin, her husband.
- Pt. Dade County Deed No. 03-Ch. 21684 to Joseph A. Boyd, Jr.
- Pt. Hillsborough Deed No. 08-Ch. 21684 to Samuel C. Todd, ancillary administrator, estate of Chester Ward Todd.
- Pt. Hillsborough County Deed No. 3005 to Gurvis J. Richard and Marion H. Partrick.
- Hillsborough County Deed No. 3852 to George H. Mason, Laura Lesley Mason, Thomas Dix Mason and Harriet Mason Darby, Co-Partners doing business as Tampa Terrace Hotel.
- Pt. Pinellas County Q.C. Deed No. 1330 to James D. Dowling and Mary Dowling, his wife.
- Pinellas County Q.C. Deed No. 4031 to Albert S. Joseph and Marie Louise Joseph, his wife.
- Pt. Pinellas County Deed No. 2673 to Edgar B. Dibbell and Maxine T. Dibbell, his wife.
- Pt. Volusia County Deed No. 1787 to A. L. Williams and Algaba C. Williams, his wife.

Pt. Volusia County Deed No. 1803 to William Goulding and Martha Goulding, his wife.

Lee County Deed No. 203 to Gertrude C. Moseley.

Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Mayo and adopted, that the following salaries be approved and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper .....	\$331.66
Elizabeth M. Goode, Clerk-Bookkeeper .....	206.66
Mary Clare Pichard, Clerk-Stenographer .....	103.33
F. C. Elliot, Engineer & Secretary .....	50.00
M. O. Barco, Secretary-Clerk .....	25.00
Jentye Dedge, Secretary-Clerk .....	28.00
	<hr/>
TOTAL.....	\$744.65

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
April 26, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Elliot presented for approval the minutes of the Trustees covering meeting of April 12, 1949, copy having been furnished to each member.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees approve the minutes as submitted. Upon vote the motion was adopted.

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A delegation from the City of Miami, Florida, composed of the following:

Mayor Robert L. Floyd  
Commissioner P. C. Gardner  
Commissioner Wm. W. Charles  
Commissioner Perrine Palmer, Jr.  
Commissioner H. Leslie Quigg, and  
City Attorney John W. Watson, Jr.,

appeared before the Trustees with request that restriction be released from deed from Trustees of the Internal Improvement Fund in favor of the City of Miami requiring that the land be used for public purposes only. It was explained that the city has been leasing an area included in Trustees Deed No. 19447 involving an area adjoining McArthur Causeway, said leases containing a ninety (90) days cancellation clause; that the financial condition of the city is such that it cannot undertake the plans for the Pan American Center which was originally planned for the site; that they have had substantial offers to lease the land for various purposes, one proposal being to pay the city \$40,000.00 for a lease, the city to have the privilege of using the buildings and equipment for six months of the year, but the company will not go into the project with the restriction in the deed.

The subject was fully discussed, all parties having opportunity to be heard, and the board members expressed themselves as not being favorable to releasing the restriction. The Governor making the observation that if the restriction was released the city could dispose of the property in any manner desired and it could be turned over to private interests entirely and the public would receive no benefit; that if this release was granted the Trustees would have to be prepared to do the same for all other localities in the state.

Mr. Mayo expressed the opinion that if the restriction is to be released, the Trustees should make an outright sale to the city at a reasonable figure and then let them make such use of the land as they desired.

Attorney General Ervin stated that numerous protests had been received to releasing this clause and allowing use of the area by private parties; that the Trustees feel they have done all they can in view of complaints made; that their interest

is in seeing that the public is protected and that the land does not get into private enterprise with no control by anyone.

At the conclusion of the discussions, motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Governor appoint a committee of three members of the board to investigate the subject, calling on Mr. Elliot and Mr. Wells to go down to Miami and investigate the situation, and after thirty or forty days the Trustees come to some decision on the request. Upon vote the motion was adopted, whereupon the Governor appointed Mr. Ervin, Mr. Gay and Mr. Mayo as the committee to look into the matter, Mr. Elliot and Mr. Wells to give assistance in arriving at a decision to be reported to the board.

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Mr. B. R. Cisco, representing Garfield A. Wood, came before the Trustees requesting conveyance of a strip of land adjacent to upland property owned by Mr. Wood, on Harbor Terminal Island, Dade County, ninety per cent of which island is owned by Mr. Wood. It was explained that this tract was formerly owned by the William K. Vanderbilt estate and during the hurricane of 1926 the wood bulkhead around the island was washed away and the property lines obliterated. Since that time a concrete seawall and fill has been constructed and was through error located on property owned by the state. The strip applied for is from seven to nine feet wide and comprises 0.13 acre, more or less. Offer of \$100.00 was made for the strip.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept offer from Mr. Wood for the tract described, subject to advertisement for objections only, advertising cost to be paid by purchaser. Upon vote the motion was adopted.

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Mr. Arthur Sims, representing St. Lucie Inlet & Port Authority of Martin County, came before the Trustees with request for conveyance of a parcel of filled-in land comprising between 13 and 18 acres in Section 12, Township 38 South, Range 41 East, Martin County, claim to which is made by the district under Supreme Court opinion. It was further explained that the Trustees executed Lease No. 471 dated May 20, 1947, to A. I. Padgett who sub-leased it to William Pitchford; that the fill was made by operation of the county in dredging a channel to permit vessels of considerable draft to enter the port.

Letter was presented from Attorney General Ervin in which he stated that he had letters from Senator Evans Crary and Mr. Robert R. Milam, attorneys for the Port Authority, asking

that the Trustees disclaim interest in this "made" land or advertise it for sale in order that the district may enjoy the Trustees and thereby determine the title; that the Port District, without prejudice, offered the Trustees \$500.00 for this land, which offer was declined, and in 1946 a five-year lease was granted at annual rental of \$600.00; that the Port District claims title to the land because the provisions of Section 271.01, F. S. A., have been complied with and by decision of the Supreme Court in Fort Pierce Financing & Construction Company case. The Attorney General further states that the area has not been bulkheaded nor permanently improved, but has been filled, however since the provisions of Section 271.01 have not been complied with and since those things referred to in the Fort Pierce case have not been done, he is of the opinion that the Port Authority has no right or title to the land. He suggested that the Trustees advertise the land for sale, for objections only, so that the Port Authority may institute proceedings which will definitely determine the title to the land.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees authorize the matter worked out on the basis as suggested by the Attorney General. Upon vote the motion was adopted .

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Mr. Wells presented request from Florida Power & Light Company of Miami, Florida, for permit to place storm anchors on property of the Trustees located in Sections 34 and 36, Township 49 South, Range 39 East, and in Section 6, Township 50 South, Range 40 East, Broward County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize permit in favor of Florida Power & Light Company for placing anchors on the land described. Upon vote the motion was adopted.

Action was postponed on request from Charles E. Pelot for purchase of sovereignty land adjacent to his property on Amelia Island in Nassau County.

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Request was presented from S. B. Little of Jacksonville, Florida, that Farm Lease No. 586 issued to John E. Shannon of St. Augustine, Florida, be assigned to him. Said lease covers the N $\frac{1}{2}$  of Lot 1, Section 22, Township 5 South, Range 29 East, containing 20 acres in St. Johns County, and rental received is \$25.00 annually. Lease is dated April 15, 1949 for a period of ten (10) years.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize assignment as requested. Upon vote the motion was adopted.

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Mr. Elliot reported on progress of three bills which the Trustees had approved for introduction at this session of the legislature, with reference to taxes on land within the Seminole Indian Reservation; cancellation of taxes on lands owned by the State School Fund, and authorizing the Trustees of the Internal Improvement Fund to invest money in bonds, etc., all three bills having been introduced and referred to committees.

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Request was presented from Ernest E. Linsert that the Trustees reconsider his bid of \$1200.00 for Lots 9 and 11, Block "C" DeSota Park, Sarasota. Sarasota County, Florida, which was accepted by the Trustees April 12. Since such action was taken he has discovered that city taxes and liens against the lots amount to \$441.50 and he desires to withdraw his former bid and offer \$760.00 for the two lots.

In view of the tax liens on the land, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to accept amended bid of \$760.00 for the lots described. Upon vote the motion was adopted.

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Mr. Elliot reported that in July 1942, the Trustees agreed to convey to Board of Commissioners of Everglades Drainage District right of ways through State land and reservations for right of ways retained by the Trustees in land sold. Certain conveyances were made at the time, and now additional right of ways are desired covering land in Broward, Dade and Palm Beach Counties.

Motion was made by Mr. Gay, seconded by Mr. Mayo and adopted, that the Trustees authorize conveyances in favor of the District for right of ways described as follows:

A strip of land along said canal lying 130 feet on each side of the center line thereof, as hereinafter enumerated:

Dade County—As right of way for Tamiami Canal:  
Township 54, Range 35, Section 5—All

Palm Beach County—As right of way for Miami Canal:

Township 44, Range 35, Section 2—Part of  
SE $\frac{1}{4}$  West of Canal and North and East of  
Atlantic Coast Line R/W Terminal

As right of way for Bolles Canal: Township 44, Range 37, Section 28 All North of Canal; Section 29 All North of Canal; Section 30 All. As right of way for Cross Canal: Township 44, Range 40, Section 6 All.

As right of way for North New River Canal: Township 46, Range 37, Section 14 All East of Road; Section 24 All East of Road and Canal; Section 36 All East of Road R/W.

As right of way for Hillsborough Canal: Township 46, Range 40, Section 30 All; Township 47, Range 40, Sections 4, 6 and 8 All.

Broward County—As right of way for Miami Canal:

Township 49, Range 36, Sections 3 and 24 All.  
A strip of land along said Canal lying 200 feet on South side of the center line thereof, in the Sections in Townships South and Ranges East hereinafter enumerated:

Broward County—

As right of way for Hillsborough Canal: Township 47, Range 42, Section 32 SE $\frac{1}{4}$ ; Section 33, Tracts 33 to 40 inclusive; Section 35 Tracts 33, 34, 35, W $\frac{1}{2}$  36, 37, 39, 40.

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Mr. Elliot presented letter from the City of Cedar Key, Florida, requesting that permission be given for removing material from an area adjoining a parcel of land in Levy County which the Trustees on April 12, 1949, agreed to sell to the City for public purposes, subject to advertisement for objections only.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize issuance of permit in favor of Cedar Key for taking so much material from an area adjoining the premises to be conveyed, lying within one thousand (1000) feet thereof, as will be required for filling and improving the premises. Upon vote the motion was adopted.

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Charlotte	3/14/49	1
Escambia	4/18/49	3
Holmes	4/13/49	3
Martin	3/28/49	14
Martin	3/7/49	5

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Mr. Elliot presented request from South Dade Farms, Inc., that the Trustees reconsider action taken March 29, 1949, fixing a price of \$4 and \$5 an acre for advertising approximately 366 acres of Murphy Act land located in Riverview Terrace S/D and San Sebastian in Sections 14 and 23, Township 30 South, Range 38 East, Brevard County. Letter from the Clerk states that the lots are scattered and the company desires to block up their holdings and plant the area to improved pasture grasses; that they have spent considerable money in canals and drainage works, and he recommends advertising the lots for sale with a base bid of \$3.00 an acre.

Upon consideration of the request, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees rescind action taken March 29, and authorize advertisement of the land with base bid of \$3.00 an acre, subject to competitive bids at regular sale. Upon vote the motion was adopted.

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Action was deferred, for further consideration, on application from Chase National Co., Inc., with offer of \$100.00 for release of oil and mineral reservations retained by the Trustees in deed conveying Polk County land in SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 29, Township 27 South, Range 24 East, containing approximately 30 acres.

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Mr. Elliot submitted a proposed bill with recommendation that it be presented to the legislature, having reference to re-acquisition of homesteads forfeited to the State under the provisions of Chapter 18296, Acts of 1937, the Murphy Act.

The conditions of the bill were explained and upon motion by Mr. Gay, seconded by Mr. Larson, and adopted, the bill was approved for introduction in the legislature.

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Mr. Elliot reported that House Bills No. 11 and No. 214 had been introduced in the legislature, the first providing for conveyance to the various municipalities lands under Chapter 18296, Acts of 1937, situated in a municipality in the State, without reservations or restrictions, and the second bill provides for vesting title in the counties of Florida to all lands under Chapter 18296, unsold by the State on October 1, 1949.

It was the opinion of the Trustees that it would be undesirable for these bills to become law as it would mean taking away from General Revenue Fund approximately one hundred thousand dollars (\$100,000.00) annually. Mr. Elliot was requested to see what could be done to have the bills withdrawn.

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Mr. Elliot requested authority to cancel Homestead Entry No. 6-TIIF-M—Sarasota County, in favor of Clarence Hucceby, as the terms of the homestead had not been complied with in any way and Mr. Hucceby could not be located by county officials or by letters from this office, a period of nine (90) days having elapsed since last notice was mailed.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees cancel homestead entry in favor of Mr. Hucceby on the grounds of non-compliance, and that the land covered by said entry—South 32 acres of SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 36, Township 36 South, Range 18 East, Sarasota County—be placed on the open list for sale. Upon vote the motion was adopted.

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Mr. Elliot presented request from Mr. D. H. Saunders that the Trustees convey to the City of Fort Pierce, St. Lucie County land comprising 289 lots and two entire blocks in the subdivisions of San Lucie Plaza; M. J. Raulerson's S/D; Roy G. Hilliard's S/D of Section 9, Township 35 South, Range 40 East; Tucker Terrace; W. W. Carlton's S/D; Lawnwood Addition; Maravilla S/D; Maravilla Terrace and Maravilla Golf Park; also 11.75 acres in Section 22, Township 35 South, Range 40 East, for which the city offers \$1.00 per lot.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize conveyance under provisions of Chapter 21684 of 1943, of the land applied for by the City of Fort Pierce on the basis of \$1.00 for each and every lot plus \$90.00,

which is one-fourth of the 1932 assessed value, for 11.75 acres in Section 22-35-40. Upon vote the motion was adopted.

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Mr. Elliot reported cancellation by the United States of Lease No. W-09-026-eng-1174—McDill Field, covering Lots 4, 5, 6 and 7 on South Midway Avenue—Block 2—Spitler Park Unit No. 1 in Section 16, Township 30 South, Range 18 East, Hillsborough County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that cancellation of lease be approved and the land ordered placed on the list for sale. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
May 3, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Elliot presented for approval the minutes of the Trustees dated April 19, 1949, copy having been furnished each member.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees approve the minutes as presented. Upon vote the motion was adopted.

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Mr. Wells reported that pursuant to action of the Trustees March 22, 1949, Broward County land applied for by George Salley, on behalf of M. M. Weiss, with offer of \$40.00 an acre, was ordered advertised for competitive bids. The following

notice was published in the Fort Lauderdale Daily News on April 3, 10, 17, 24 and May 1, 1949:

Tallahassee, Florida, March 31st, 1949

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. May 3rd, 1949, the land in BROWARD COUNTY, described as follows:

North half of Section 22, Township 50 South, Range 39 East, East of the HW.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and the only bid received was \$40.00 an acre from Mr. Weiss.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept offer from Mr. Weiss for the land described in the notice. Upon vote the motion was adopted.

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Application was presented from G. C. Knabb of Moniac, Georgia, with offer of \$10.25 an acre for Lot 1, Section 23, Township 2 North, Range 20 East, and \$5.00 an acre for the SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 22, Township 2 North, Range 20 East, Baker County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline offers from Mr. Knabb and make counter proposal to advertise Lot 1, as applied for, for competitive bids provided applicant will agree to offer not less

than \$20.00 an acre on date of sale; no counter proposal on land in Section 22. Upon vote the motion was adopted.

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Offer of \$10.00 an acre was presented from Clarence E. Raulerson of Moniac, Georgia, for purchase of Lot 1, Section 23, Township 2 North, Range 20 East, Baker County.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that this application being for the same land as applied for by Mr. Knabb, that the offer be declined and counter proposal made to advertise the land for competitive bids provided applicant will agree to bid not less than \$20.00 on date of sale. Upon vote the motion was adopted.

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Application was presented from Hugh L. McArthur, on behalf of Gulf-Atlantic Salvors Corporation, for permit to carry on salvage operations on approximately 25 sunken vessels off, in, or near the Gulf and Atlantic Coasts of Florida. Mr. Elliot explained that exclusive permit was requested for a period of ten (10) years and permit would be similar to one granted about a year ago to another company; that the operations would be carried on outside of the boundaries of the State of Florida. Mr. Elliot recommended that the permit be not exclusive.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees authorize issuance of non-exclusive permit for salvage work as requested, at the rate charged in similar permit. Mr. Larson suggested amendment that the permit be authorized, subject to approval by the Attorney General's office. Amendment accepted by Mr. Ervin and Mr. Mayo. Upon vote the motion as amended was adopted.

---

Mr. Wells reported that consideration of application from Charles E. Pelot and wife was postponed last meeting at the request of the Governor; that it was customary to place applications on the agenda from week to week until disposed of. It was suggested that, subject to approval of the Governor, the Trustees authorize advertisement of the land, comprising approximately 93 acres, being the unsurveyed marsh and overflowed lands adjacent to applicants' upland property in Township 1 North, Ranges 28 and 29 East, Amelia Island, Nassau County; said advertisement to be for objections only based on offer of \$25.00 an acre.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize the land advertised for objections only,

based on offer from Mr. Pelot, all subject to approval by the Governor. Upon vote the motion was adopted.

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Application was presented from David Bright of Kinard, Florida, for permission to remove the dead and fallen posts on State land from the area starting from the Gulf County line and Calhoun County line to the lower end of Dead Lakes. Applicant offers ten cents (10¢) each for ten-foot posts and six cents (6¢) each for six-foot posts.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that Mr. Wells take the matter up with the Forestry Department for report as to value of the posts, and if the price offered is in line, that one year lease be granted covering that portion of the Dead Lakes lying in Gulf County, with sixty (60) days cancellation clause. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Dade	4/22/49	14
Indian River	4/25/49	3
Martin	3/3/49	1
Osceola	4/25/49	19
Pinellas	3/16/49	1
Sarasota	4/27/49	15
Taylor	4/15/49	1

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

---

Request, postponed from last week, was presented from Thomas W. Bryant, on behalf of Chase National Co., Inc., with offer of \$100.00 for release of oil and mineral reservations in deed heretofore issued conveying 30 acres of land in SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 29, Township 27 South, Range 24 East, Polk County. Information was given that the land sold under the Murphy Act for \$37.50 and the owner desires to cut the tract up and sell to individuals for permanent trailer sites.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the offer and authorize release of oil and mineral reservations as requested by Mr. Bryant. Upon vote the motion was adopted.

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Offer of fifty cents (50¢) an acre, or a total of \$588.00, was presented from V. Guy Day, on behalf of E. B. Smoak, for release of oil and mineral reservations retained in Volusia County Deeds 1574, 1673 and 1738, conveying an estimated 1176 acres, a part of which is in subdivision lots and the remainder in acreage.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline the offer and make counter proposal to release the reservations requested at a price of \$1.00 per lot. Upon vote the motion was adopted.

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Mr. Elliot reported as information that in the Murphy Act budget for the fiscal year ending June 30, 1949, it was estimated that payments to General Revenue from Murphy Act receipts would amount to \$96,825.00 with a surplus carry-over of \$10,000.00; that as of April 30, the amount paid to General Revenue has reached \$103,000.00 with a present reserve of \$25,539.68, which means that the estimate has been exceeded by \$6,125.00 plus increased reserve of \$15,000.00.

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The following transfer was made to General Revenue from Murphy Act receipts during the month of April 1949:

TRANSFER UNDER CHAPTER 20368  
FROM FUNDS UNDER CHAPTER 18296

J. Edwin Larson, State Treasurer  
Transfer to General Revenue Fund .....\$10,000.00

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Upon motion duly adopted, the Trustees adjourned.

C. M. GAY,  
Comptroller—Acting Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
May 10, 1949

The Trustees of the Internal Improvement Fund met on

this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
 C. M. Gay, Comptroller  
 J. Edwin Larson, Treasurer  
 Richard W. Ervin, Attorney General  
 Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
 Sinclair Wells, Land Clerk

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Senator Evans Crary came before the Trustees on behalf of Gulf-Atlantic Salvors Corporation, submitted to the Trustees May 3, by Mr. Hugh L. McArthur. At the last meeting the Trustees authorized a non-exclusive lease. Senator Crary now asks that the lease be made exclusive, the applicants having reduced the lease period to four (4) years rather than ten (10).

Attorney General Ervin reported that he had gone into the matter and his suggestion was that the lease be authorized as exclusive for a term of four (4) years for salvage of a number of sunken vessels off the coast of Florida, provided applicants secure permission from the Federal Government and provided further that the Trustees be held harmless for damages arising out of the lease, and that the thirty (30) day cancellation clause be included.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the lease as approved May 3, 1949, be amended as suggested by the Attorney General. Upon vote the motion was adopted.

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Request was presented from John A. Bouvier, Jr., for renewal of Sand Lease No. 477 which expired in July 1948, covering an area in Dade County east of Coast Guard Island and south of the County Causeway. Ten cents (10¢) per cubic yard was offered for sand taken. Information was furnished that applicant does not use the material in his business but sells it to other operators.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees deny the application. Upon vote the motion was adopted.

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Application was presented from Joe H. Peeples, Jr., for five-year extension of Grazing Lease No. 405, covering 500 acres of land lying between the Government meander line and Lake

Hicpochee in Section 25, Township 42 South, Range 31 East, and Sections 19, 20, 21 and 22, Township 42 South, Range 32 East, Glades County, with annual rental of \$250.00.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize renewal of Lease No. 405 for a period of one (1) year at the price offered, conditioned that the thirty-day cancellation clause be embodied in the renewal. Upon vote the motion was adopted.

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Application was presented from Kent L. Starkweather for use of a certain area in the vicinity of 25° Latitude 80° Longitude, located northwest of Tavernier in Monroe County, for the purpose of planting and cultivating commercial sponges. The project was recommended by Dr. F. G. Walton Smith of the University of Miami.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the application be referred to the Attorney General and the State Road Department for report as to whether or not there would be objection in connection with Overseas Highway. Upon vote the motion was adopted.

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Application was presented from Dr. C. J. Settles, President of Florida School for the Deaf and Blind, for permission to fill approximately two (2) acres of marsh land along the eastern part of the school campus which is located in Township 7 South, Range 30 East, St. Johns County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees decline the request. Upon vote the motion was adopted.

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Mr. Wells reported that at the last meeting, May 3rd, the Trustees authorized advertisement, for objections only, of land applied for by Charles E. Pelot and wife, being sovereignty land adjacent to their upland property in Township 1 North, Ranges 28 and 29 East, Amelia Island in Nassau County, for which they offered \$25.00 an acre. Action taken was subject to approval of the Governor. Governor Warren stated that he approved advertisement of the land for objections, whereupon motion was made by Mr. Larson, seconded by Mr. Gay, that the land be advertised pursuant to action taken May 3. It was so ordered.

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Mr. Russel Morrow, from Palm Beach County, came before the Trustees with a delegation of farmers from the Everglades

area composed of Herbert Evans, I. J. Frazier, Jr., Loren Meredith, Gordon Hillier, and Jack Phillips, requesting that they be given an opportunity to make a bid on leasing approximately 3,000 acres of lake bottom land in the Pelican Bay area, Palm Beach County, now under Lease No. 18284 to Richlands, Inc. The farmers present desire to form a cooperative together with others and lease an area sufficient to farm. They understand the Richlands lease is in default and subject to cancellation; if said lease should be cancelled the cooperative desires to negotiate for a lease on the area.

Discussion was had as to status of Richlands, Inc., lease. It was explained that the original lease was for \$10,000.00 annually; that when the lease came up for renewal the rental was increased to \$25,000.00 and later reduced to the original price but with provision for cancellation; that in addition to rental the company has considerable expense for pumping almost continuously, diking and providing canals, which runs the cost of the land considerably higher than \$3.00 an acre.

Mr. Larson stated that he and Mr. Mayo could vouch for the leniency with which Richlands, Inc., had been treated over a period of years; that he had recently heard of the sub-letting that had been going on of the land leased to this company but it had never been reported to the board until now; that if the lease is subject to cancellation he is in favor of cancelling it.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Attorney General be requested to look into the matter and proceed with cancellation of Lease No. 18284 with Richlands, Inc., if it is found to be subject to cancellation; also that the company be called upon for payment of amounts due on the lease. Upon vote the motion was adopted.

Mr. Morrow asked that recognition be given the young farmers present and in the event Lease No. 18284 is cancelled that Mr. Joe Alderman, Box 443, Pahokee, Florida, be notified.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the request from Mr. Morrow be granted and notice sent Mr. Alderman when action is taken on Richlands, Inc., lease. Upon vote the motion was adopted.

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Mr. J. L. McCord, one of the owners of Leases Nos. 363 and 364 made in the name of William G. Blanchard, covering land and water bottoms in Dade and Monroe Counties, J. E. Fitz-Patrick, representing Coastal Petroleum Company, and Mr. Thomas H. Anderson, attorney, submitted proposal to the Trustees by which Coastal Petroleum Company will by July 15, 1949, conduct drilling operations on land under Lease No.

364, outside of Everglades National Park area, and if geological conditions indicate possible presence of oil bearing sands on Lease No. 363, within the park boundaries, drilling will also be commenced on those lands in advance of expiration date—September 5, 1949. It was explained that the agreement for Coastal to carry out the drilling on the Blanchard leases is conditioned upon securing consent from the Trustees to apply to the requirements of Leases 224-A, 224-B and 248 the extent to which Coastal will drill under Leases 363 and 364.

Upon consideration of the request, motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees grant the request and agree to allow credit on Coastal Petroleum Company's leases for drilling conducted on Leases 363 and 364. Upon vote the motion was adopted.

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Governor Warren retired from the meeting and Attorney General Ervin acted as chairman.

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The Secretary requested instruction as to method of payment of \$400.00 authorized by the Trustees April 12, 1949, toward advertising proposal to create Central and Southern Florida Flood Control District, whether blanket authority be given for payment as bills are received, or bills presented separately for approval as received.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees give blanket approval for payment of advertising bills as received, up to the amount allocated—\$400.00. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees deny application from James Lewis Lingo for homesteading approximately 20 acres of county owned land in Section 37, Township 2 South, Range 31 West, Escambia County, the County Agent having noted on his certificate that the land was not suitable for cultivation. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees approve the following bills and that the Comptroller be requested to issue warrants in payment therefor:

J. Edwin Larson, State Treasurer	
To Prin. of State School Fund .....	\$ 8,316.95
J. Edwin Larson, State Treasurer	
To State Bd. Conservation for Oyster	

Conservation Fund .....	2,389.25
T. T. Turnbull, Tallahassee, Fla.	
Expenses incurred as Atty. for Trustees ...	33.90
Western Union Telegraph Co., Tallahassee	4.67
Southeastern Telephone Co., Tallahassee .....	14.75
The H. & W. B. Drew Co., Jacksonville .....	18.00
Capital Office Equipment Co., Tallahassee .....	5.03
E. B. Leatherman, Clerk Circuit Court, Dade Co. Recording deeds .....	4.90
Legal advertising re Central and Southern Florida Flood Control District—	
The Titusville Star-Advocate .....	10.45
The Hollywood Sun-Tattler .....	9.50
The Collier County News .....	10.45
The Miami Herald .....	28.98
Glades County Democrat .....	10.45
The Hendry County News .....	10.47
Vero Beach Press Journal .....	10.45
Fort Myers News Press .....	9.50
The Stuart News .....	9.50
Orlando Evening Star .....	10.57
The Kissimmee Gazette .....	10.45
Tiff's Palm Beach Town & County .....	9.50
Lakeland Ledger .....	9.50
Fort Pierce News Tribune .....	9.50
The Sanford Herald .....	10.45
Daytona Beach Evening News .....	10.25
The Okeechobee News .....	9.50
The Highlands County News .....	9.50
W. T. Wallis, Tallahassee—Part payment of Fee as Special Asst., Flood Control Project	1,000.00
M. O. Barco, Tallahassee	
Services rendered as Notary Public .....	10.00
J. Alex Arnette, Clerk Circuit Court Palm Beach Co.—For delinquent E.D.D. taxes	2,832.00
TOTAL.....	\$ 14,828.42

Upon vote the motion was adopted.

Financial Statements for the month of April are as follows:

UNDER CHAPTER 610

Balance as of April 1, 1949 .....	\$1,122,507.59
Receipts for the Month	
Land Sales .....	\$ 31,626.55
Land Sale—Chapter 14572—Martin Co.	3,889.81
Land Sale—Chapter 14717 .....	239.53
Tax Refunds .....	3,037.52

Interest on Contracts .....	46.11	
Certified Copies of Minutes .....	5.00	
Sale of Dredge Material .....	140.00	
Sand & Shell Leases .....	2,588.35	
Camp Site Leases .....	245.35	
Grazing Leases .....	472.51	
Timber Lease .....	120.00	
Farm Leases .....	1,980.00	
Miscellaneous Permit .....	600.00	
Mineral Lease .....	50.00	
Miscellaneous Lease .....	275.00	
Total Receipts .....	45,315.73	45,315.73
GRAND TOTAL .....		1,167,823.32
Less Disbursements for the month .....		25,062.14
BALANCE AS OF APRIL 30, 1949 .....		\$1,142,761.18

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DISBURSEMENTS FOR THE MONTH OF APRIL, 1949

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
4-7-49	213849	S.T. Trans, Prin. St. Sch. Fund .....	\$ 11,430.49
	213850	S.T. Trans. St. Bd. Conservation for Oyster-Conservation Fund .....	872.44
4-8-49	213848	S.T. Trans U.S.G.S. Coop. Fund .....	3,500.00
4-9-49	215664	S.T. Trans. 3% to Gen. Revenue .....	5,784.80
4-14-49	220457	Southeastern Telephone Co. ....	11.35
	220458	Western Union Telegraph Co. ....	2.93
	220459	H. & W. B. Drew Co. ....	10.20
4-22-49	228117	W. T. Wallis .....	750.00
4-28-49	231486	E. B. Leatherman, CCC .....	22.32
	231487	Earnest Overstreet .....	.64
4-30-49	204321	F. C. Elliot .....	421.35
	204322	A. C. Bridges .....	310.53
	204323	M. O. Barco .....	185.88
	204324	Jentye Dedge .....	261.86
	204325	Bonnie G. Shelfer .....	165.53
	204326	T. T. Turnbuli .....	432.10
	204327	Winifred Kitching .....	195.20
	204328	W. B. Granger .....	47.50
	204329	Mary Clare Pichard .....	89.13
	204330	Sinclair Wells .....	95.00
	204331	Harold E. Taylor .....	64.30
4-3-49	206869	Ruth N. Landers .....	20.00
4-30-49		5% Retirement Fund .....	77.49
		Withholding Tax .....	311.10
TOTAL DISBURSEMENTS FOR THE MONTH .....			\$ 25,062.14

## U. S. G. S. CO-OPERATIVE FUND

Balance as of April 1, 1949 .....	\$ 4,000.00
Receipts for the month	
April 9—Internal Improvement Fund—Chapter 610	3,500.00
TOTAL .....	7,500.00
Disbursements for the month	
April 14—Treasurer of the United States of America	6,114.01
BALANCE AS OF APRIL 30, 1949 .....	\$ 1,385.99

## UNDER CHAPTER 18296

Balance as of April 1, 1949 .....	\$27,579.56
Receipts for the month .....	8,729.77
Grand Total .....	36,309.33
Less Disbursements for the month .....	10,744.65
BALANCE AS OF APRIL 30, 1949 .....	25,564.68

## DISBURSEMENTS FOR THE MONTH OF APRIL, 1949

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
4-30-49	204082	Ernest Hewitt .....	\$ 315.26
	204083	Elizabeth M. Goode .....	173.83
	204084	Mary Clare Pichard .....	103.33
	204085	F. C. Elliot .....	47.50
	204086	M. O. Barco .....	23.75
	204087	Jentye Dedge .....	28.00
	234543	S.T. Transfer to Gen. Rev. ....	10,000.00
		5% Retirement Fund .....	14.08
		Withholding Tax .....	38.90
TOTAL DISBURSEMENTS FOR THE			
MONTH OF APRIL, 1949 .....			\$ 10,744.65

## SUBJECTS UNDER CHAPTER 18295

Mr. Elliot presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Brevard	4/29/49	86
Citrus	4/25/49	7
Flagler	5/2/49	3
Hernando	4/27/49	2
Hillsborough	5/3/49	9
Holmes	4/27/49	4

Indian River	4/25/49	1
Pasco	5/2/49	3
Pinellas	3/16/49	1
Washington	4/26/49	3

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Southwest Tampa Storm Sewer Drainage District makes application to purchase Lots 1 to 6 and 19 to 24, Block 19—Interbay Subdivision, comprising 1.9 acres in Hillsborough County. \$6.00 was offered for the lots, with explanation that they were omitted when the Trustees agreed to convey a large number of parcels in said district, and that there are delinquent drainage district taxes against the lots amounting to approximately \$1200.00.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the offer and authorize conveyance under Chapter 21684 of the lots applied for, with the usual reservations. Upon vote the motion was adopted.

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Request was presented from Florida Power & Light Company for right of way across the North 25 feet of Lot 3, Block A, LaSelva Park, a subdivision of Section 6, Township 35 South, Range 18 East, Manatee County, for transmission line purposes.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize issuance of easement across the land described upon payment of fifty cents (50¢) per rod, or a minimum of \$5.00. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
May 17, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Application was made to the Trustees March 29, 1949, by Dennis Small for the purchase of Hendry County land for which he offered \$6.00 an acre. The Trustees agreed to advertise the land for bids and the following notice was published in the Hendry County News on April 14, 21, 28 and May 5 and 12, 1949:

Tallahassee, Florida, April 1st, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund and the State Board of Education of the State of Florida, pursuant to law, will offer for sale for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. May 17th, 1949, the land in HENDRY COUNTY, described as follows:

Sections 9, 16, N $\frac{1}{2}$  and SW $\frac{1}{4}$  of Section 21, Township 46 South, Range 31 East.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and competitive bidding resulted in a high bid of \$7.00 an acre being made by Charles E. Miner.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the offer from Mr. Miner be accepted for the land owned by the Trustees in Sections 9 and 21, as described in the advertisement. Upon vote the motion was adopted.

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Joint session with Board of State Institutions and State Board of Education—Secretary of State R. A. Gray and Superintendent of Public Instruction Thomas D. Bailey present.

Mr. Elliot reported that there was pending in the legislature a bill affecting the three boards, or any other state agency holding lands; that the bill provided for cancellation of all reservations for oil and minerals in deeds issued by any of the boards and prohibited future reservations being made.

The membership of the three boards expressed themselves as being opposed to such measure and requested Mr. Wells and Mr. Elliot to acquaint the committees to which the bill has been referred of the position taken. It was so ordered.

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Governor Warren retired from the meeting. Mr. Gay acting as chairman.

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Joint session concluded.

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Pursuant to application presented March 22, 1949, from W. E. Dunwody, Jr., on behalf of Arthur V. Davis, with offer of \$60.00 an acre for Dade County land, the Trustees authorized the land advertised for competitive bids and the following notice was published in the Miami Herald on April 15, 22, 29, May 6 and 13, 1949:

Tallahassee, Florida, April 5th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. May 17th, 1949, the land in DADE COUNTY, described as follows:

N $\frac{1}{2}$  of Section 19, Township 58 South, Range 39 East, lying Westerly of right-of-way of U. S. Highway No. 1.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, the only bid submitted was from Mr. Davis, whereupon motion was made by Mr. Mayo, seconded by Mr. Erwin, that the Trustees accept \$60.00 an acre for the land described in the notice. Upon vote the motion was adopted.

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Pursuant to application submitted March 29, 1949, from I. J. Coker with offer of \$200.00 for submerged land in Monroe County, the Trustees authorized the land advertised for objections only, and the following notice was published in the Key West Citizen on April 15, 22, 29, May 6 and 13, 1949:

Tallahassee, Florida, April 2nd, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. May 17th, 1949, the land in Monroe County, described as follows:

A tract of land in the NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36, Township 60 South, Range 39 East, more particularly described as follows:

Commencing at the point of the intersection of the East edge of the East abutment of the draw bridge at Jew Fish Creek and the center line of U. S. Highway No. 1, (also State Road No. 5) and running thence South 52° 22' East along the said center line of highway a

distance of 58.65 feet to a point; thence run South  $37^{\circ} 38'$  West a distance of 100 feet to the point of intersection of the Southeasterly right of way line of the said highway and the shore line of Jew Fish Creek, said point being the point of beginning of the tract of land hereinafter to be described: Thence run North  $52^{\circ} 22'$  West along the Southeasterly right of way line of said highway a distance of 27.78 feet to a point; thence run South  $11^{\circ} 45'$  West a distance of 208.18 feet to a point; thence run South  $52^{\circ} 22'$  East a distance of 206.25 feet to a point; thence run North  $37^{\circ} 38'$  East a distance of 50 feet more or less to the North bank of a canal running to Lake Surprise; thence run in a Northwesterly and Northerly direction meandering the North bank of the canal and the East bank of Jew Fish Creek to the point of beginning; lying and being in Monroe County, Florida, containing 0.36 acres more or less.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, no objections were presented, whereupon motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees confirm sale in favor of Mr. Coker at \$200.00 for the parcel. Upon vote the motion was adopted.

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Mr. Harry Johnston, County Attorney for Palm Beach County, presented resolution adopted by the Board of County Commissioners May 9, 1949, making application to the Trustees for permission to fill for right of way of State Road A-1-A,

and appurtenant work in connection therewith, and to take fill material from Lake Worth as outlined in plans submitted to the U. S. District Engineer. It was further explained that the road has been approved by the State Road Department but said department will not assume further maintenance since the road was washed out; that the road crosses submerged lands of the state and will leave a pocket between the right of way and upland property; that private owners will deed necessary right of ways to the state without cost and will fill the pockets at their own expense between the right of way and their land. Permission for taking fill material is requested without cost.

Mr. Wells inquired as to whether private ownerships had title to the parcels between the right of way and their uplands, to which Mr. Johnston replied that they did.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the request from Palm Beach County as presented by Mr. Johnston be granted. Upon vote the motion was adopted.

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Senator J. A. Franklin appeared before the board on behalf of A. C. Crosby and Dewey Padgett, holders of Lease No. 619 covering lake bottom land in Section 22, Township 40 South, Range 32 East, Glades County, and objected to the cancellation of Lease No. 619 by the Trustees. After a full and complete explanation by Mr. Wells as to the purpose of the cancellation of said lease, and further upon the recommendation of the Attorney General, it was moved by Mr. Larson, seconded by Mr. Gay, that the Attorney General be instructed to bring petition by declaratory decree in the courts to determine the right of the Trustees to cancel said lease. Upon vote the motion was carried and the Attorney General was instructed to prepare the necessary pleadings and to conduct this case with all due dispatch.

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Application was presented from W. Lansing Gleason, on behalf of L. M. Crowder, offering \$100.00 for two (2) acres of submerged land in Section 34, Township 26 South, Range 37 East, and in Section 3, Township 27 South, Range 37 East, Brevard County, said land being adjacent to land owned by Mr. Crowder.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the offer subject to advertisement of the land for objections only. Upon vote the motion was adopted.

Offer of \$250.00 was submitted from W. Lansing Gleason, on behalf of W. A. Cox, for ten (10) acres of submerged land in the Banana River in Section 28, Township 26 South, Range 37 East, Brevard County, adjacent to upland owned by Mr. Cox.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the offer subject to advertisement of the land for objections only. Upon vote the motion was adopted.

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Application was presented from Mr. Charles E. Miner for grazing lease covering land owned by the State in Section 17, Township 46 South, Range 31 East, comprising approximately 640 acres in Hendry County. Mr. Miner offers twenty-five cents (25¢) an acre for the lease.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize issuance of grazing lease in favor of Mr. Miner for a term of one (1) year, at the rental offered, with thirty (30) day cancellation clause made applicable. Upon vote the motion was adopted.

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Mr. Elliot presented request from the town of Belle Glade, Florida, and adjoining land owners, asking that the Trustees construct one mile of dike along the East side of Section 21, Township 43 South, Range 37 East, Palm Beach County, owned by the Trustees, to connect at the South end with dike built by private parties and at the North end with dike of East Shore Drainage District, thereby providing a continuous dike from East Shore Drainage District southward to Hillsboro Canal for the protection of the lands west of said dike. Mr. Elliot reported that he had investigated the cost of the dike and finds that South Florida Conservancy District will do the work at cost, not to exceed fifteen cents (15¢) per cubic yard for an estimated forty thousand cubic yards; that the dike could be built for much less if the work could be performed with prison labor and equipment but there is question as to whether the Prison Farm can do it immediately; that it is essential that the dike be provided before the summer rains set in.

Upon discussion of the subject, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize construction of the dike, not to exceed fifteen cents (15¢) per cubic yard, such work to be done under the supervision of Mr. Elliot and according to specifications prepared by him. Upon vote the motion was adopted.

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Mr. Elliot reported that a bill had been introduced in the House, No. 979, providing for transfer to General Revenue

Fund of one million dollars (\$1,00,000.00) from funds of the Internal Improvement Fund. At the suggestion of the Attorney General, Mr. Elliot was requested to furnish each member of the board with memorandum on the bill, showing anticipated expenditures from Trustees funds over the next few years. It was so ordered.

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Mr. Elliot also reported on several other bills pending in the legislature affecting the Trustees giving their status at the present time.

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Mr. Elliot presented plat and field notes of dependent re-survey of lands in Section 4, Township 55 South, Range 41 East, Dade County, authorized by the Trustees March 1 and 15, 1949. It was recalled that the Trustees authorized survey made in the name of the state at the cost of the present title holder—Arthur V. Davis—M. B. Garris, Engineer of Miami being employed to do the work under instructions from Mr. Elliot.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the dependent re-survey of the North and East boundaries of Fractional Section 4, Township 55 South, Range 41 East, and the survey of the boundary between swamp and overflowed lands and the tidal or sovereignty lands in said section, be accepted and adopted as a State Survey. Upon vote the motion was adopted, and it was ordered that the plat of survey with the accompanying field notes be filed in the office of the Commissioner of Agriculture as required by law.

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Mr. Elliot reported that nine (9) applications had been received for homesteading Broward County land, title to which vested in the Trustees under provisions of Chapter 14717, Acts of 1931—The Everglades Act; that the County Agent has failed to certify definitely that the land is suitable for cultivation, and in addition there is doubt as to whether this land should come within the classification required under the Homestead Act.

Upon recommendation from the Secretary, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline the following applications for homestead and withdraw the land applied for from the available list for homesteading:

Entry No. 8—George H. Saunders  
Tracts 33, 34, 47 and 48, Section 33, Township 47 South,  
Range 42 East—40 acres;

Entry No. 9—Henry H. Pilgrim

Tracts 43, 44, 53 and 54, Section 33, Township 47 South,  
Range 42 East—40 acres;

Entry No. 10—J. B. Pilgrim

Tracts 41, 42, 55 and 56, Section 33, Township 47  
South, Range 42 East—40 acres;

Entry No. 11—T. L. Stainback

Tracts 35, 46, 51 and 62, Section 33, Township 47  
South, Range 42 East—40 acres;

Entry No. 12—Herbert C. Davis, Jr.

Tracts 57, 58, 59, 60, Section 33, Township 47 South,  
Range 42 East—40 acres;

Entry No. 13—Sherman R. Woodson

Tracts 36, 45, 52 and 61, Section 33, Township 47  
South, Range 42 East—40 acres;

Entry No. 14—Howard Lee White

Tracts 37, 38, 39, 40, Section 33, Township 47 South,  
Range 42 East—40 acres;

Entry No. 15—Horace P. Duff

Tracts 49, 50, 63, 64, Section 33, Township 47 South,  
Range 42 East—40 acres;

Entry No. 16—Arden E. Stark

Tract 6, Tier 13—Newman's Survey of Section 24,  
Township 50 South, Range 41 East—10 acres.

Upon vote the motion was adopted.

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Offer of \$250.00 was presented from J. W. Cooper, Inc., on behalf of Collin F. Baker and Clara W. Baker, for purchase of Lot 29, Block 21, Unit #2 Beach Park S/D—Hillsborough County, title to which vested in the Trustees through foreclosure proceedings under Chapter 14572 of 1929. Mr. Elliot reported the appraised value several years ago as \$320.00.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees decline the offer and make counter proposal to accept \$400.00 for the lot applied for. Upon vote the motion was adopted.

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Mr. Elliot requested authority to purchase permanent record book for minutes of the Trustees, which is a standard book used for many years past. The purchasing agent recommended that the purchase be made direct through the office as there would be no advantage in asking for bids, as there was a standard price for this type of equipment.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize Mr. Elliot to purchase the book as requested. Upon vote the motion was adopted.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the following salaries be approved and that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Engineer & Secretary .....	\$ 525.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk .....	241.66
Jentye Dedge, Secretary-Clerk .....	293.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
T. T. Turnbull, Attorney .....	500.00
Winifred Kitching, Secretary .....	210.00
W. B. Granger, Rental Agent .....	50.00
Mary Clare Pichard, Clerk-Stenographer .....	103.33
Sinclair Wells, Land Agent .....	100.00
Ruth N. Landers, Maid .....	20.00
Harold E. Taylor, Apprentice Engineer .....	70.00
TOTAL.....	\$ 2,676.97

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Dixie	5/5/49	1
Holmes	5/10/49	5
Jefferson	5/9/49	2
Lake	5/9/49	6
Manatee	5/4/49	5
Palm Beach	4/22/49	5
Palm Beach	5/6/49	26
Putnam	5/7/49	10
Volusia	5/2/49	25

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subjection however, to any protest filed under the rules. Upon vote the motion was adopted.

Request was presented from A. H. Batey for duplicate deed to replace original Hillsborough County No. 1893 which was lost before it was recorded.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize issuance of Hillsborough County Deed No. 1893-A to replace original lost, upon payment of \$5.00. Upon vote the motion was adopted.

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Application was presented from City of Lynn Haven, Florida, for conveyance of 38 lots in Block No. 153-R—Lynn Haven—Bay County, title to which was in the city on June 9, 1939, when title vested in the state under the Murphy Act. Chapter 20424 of 1941 authorizes the Trustees to convey to municipalities lots owned by it prior to title vesting in the state at the rate of \$1.00 per lot. Mr. Elliot stated that certificate from the Clerk of the Circuit Court of Bay County certifies as to former ownership by the city.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize conveyance to the City of Lynn Haven, Florida, of the lots described under provisions of Chapter 20424 of 1941, for consideration of \$1.00 per lot. Upon vote the motion was adopted.

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Application was presented from the City of Vero Beach, Florida, offering \$7.50, which is the base bid, for Lots 33, 37 and 41, Block 2, Faireloth Subdivision—Indian River County, the lots being desired as a site for branch office of the Citrus Exchange.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees accept the offer of the City of Vero Beach and authorize conveyance under Chapter 21684 of 1943, of the lots applied for. Upon vote the motion was adopted.

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Request was presented from the Clerk of the Circuit Court of Okaloosa County for cancellation of certain certificates which failed to be delivered when Certificate No. 4651 was purchased under the Murphy Act prior to June 9, 1939, when title vested in the State.

The Attorney General's office having recommended that the Trustees disclaim interest in four certificates requested, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees disclaim interest in certificates as approved by the Attorney General. Upon vote the motion was adopted.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the following salaries be approved and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper .....	\$ 331.66
Elizabeth M. Goode, Clerk-Bookkeeper .....	206.66
Mary Clare Pichard, Clerk-Stenographer .....	103.33
F. C. Elliot, Engineer & Secretary .....	50.00
M. O. Barco, Secretary-Clerk .....	25.00
Jentye Dedge, Secretary-Clerk .....	28.00
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TOTAL.....	\$ 744.65

Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
May 31, 1949

The Trustees of the Internal Improvement Fund met on this date in the office of the Governor at the Capitol.

Present: C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Elliot presented minutes of the Trustees dated April 26, May 3 and 10, 1949, with information that copies had been furnished to each member.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees approve the minutes as presented. Upon vote the motion was adopted.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline offer of \$500.00 from Lloyd Faircloth for the NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29, Township 34 South, Range 18 East, Manatee County, the offer being less than the ap-

praised value of the property. Upon vote the motion was adopted.

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Action was deferred on application from W. A. McMullen, Jr., County Engineer for Pinellas County, on behalf of the County Commissioners, for right of way for connection from Pinellas-Manatee Bridge and Causeway to Mullet Key, said right of way to be 2000 feet wide and located in Section 34, Township 32 South, Range 16 East.

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Application was presented from the State Road Department for conveyance of submerged land in the St. Johns River lying between Government Lots 4 and 5 in Section 1, Township 20 South, Range 31 East, Seminole and Volusia Counties, to be used in connection with State Road No. 46—Section 7704-201.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize conveyance of the parcel desired by the State Road Department. Upon vote the motion was adopted.

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Request was presented from East Coast Salvage Company that the Trustees cancel their lease No. 606 for salvaging scrap lead, the reason for cancellation being that the company is unable to sell the material at any price.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees cancel the lease as requested upon payment of all amounts due on the lease. Upon vote the motion was adopted.

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Application was presented from G. R. Wiles, Chairman of the Board of County Commissioners of St. Johns County, for permission to take mud from a marsh area in unsurveyed Section 19, Township 6 South, Range 30 East, the material to be used in stabilizing sand roads along the beach.

Action was deferred and the Land Clerk was directed to take up the matter with the County Commissioners, requesting that they select a borrow pit area from which to remove the material, suggestion having been made that easement be granted for a number of years covering a specific parcel. It was so ordered.

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Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline offer from Robert Ryan of \$2.00 an acre for all State owned land in Township 47 South, Range 38 East,

comprising 22,342.98 acres; also Sections 17, 18, 19, 20 and 21, Township 47 South, Range 37 East, comprising 3200 acres, all in Palm Beach County.

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Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees decline offer of \$2400.00 from Ambrose Decker for the N $\frac{1}{2}$  of SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 19, Township 55 South, Range 39 East, containing 120 acres in Dade County, the offer being less than an old appraisal on the land. It was so ordered.

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Request was presented from Mills & Jones requesting permission to dredge seven hundred (700) cubic yards of fill material to be used in connection with construction of Church of the Redeemer, said fill to be taken from submerged areas in Sarasota Bay, Sarasota County, adjacent to property owned by the church.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees grant permission for Church of the Redeemer, at Sarasota, to remove seven hundred cubic yards of fill without cost, to be used in construction of the church building. Upon vote the motion was adopted.

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Application was submitted from E. C. Huffman for permit to dredge dead oyster shell from a bar in Pithlachascotee River, at New Port Richey, located in the SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 29, Township 25 South, Range 16 East, Pinellas County.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees authorize permit under the usual terms and conditions upon payment of ten cents per cubic yard for all shell removed, conditioned upon determination that the bar is composed of dead oyster shells and no live oysters growing thereon. Upon vote the motion was adopted.

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Mr. Elliot presented letter from C. C. Ausherman of Fort Lauderdale, Florida, protesting operations by Florida Ore Processing Company along the beach in front of his property, arising out of contract with the State. It was explained that the contract with the company provides that mining operations will not damage the beaches but there have been a number of complaints as to the method of removing the mineral sand and the company's attention has been called to such protests.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the letter from Mr. Ausherman be referred to the Attorney

General with request that he take up with Florida Ore Processing Company the manner in which it is mining sand along the beaches, with a view to having strict compliance of the terms of the lease. Upon vote the motion was adopted.

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Mr. Elliot reported that on February 1, 1949, request was presented from Broward County for conveyance of an area to be used as a rock pit and the Trustees agreed to convey a parcel comprising twenty (20) acres to be selected by the County; that the selection has been made and deed prepared describing the land as  $W\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $SE\frac{1}{4}$  of Section 32, Township 47 South, Range 42 East, containing 20 acres, more or less, in Broward County; that title to the land involved came to the Trustees under provisions of Chapter 14717 of 1931—The Everglades Act; that the deed reserves unto the State the right for the State Road Department to make use of the land for procuring rock therefrom for use on any state road in the said county and provides that if the land should ever be used for purposes other than as a rock pit, the title thereto shall revert to the Trustees.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize execution of deed in favor of Broward County for conveying the land described for the purpose as explained by Mr. Elliot. Upon vote the motion was adopted.

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Mr. Elliot called attention to action taken by the Trustees May 17, 1949, authorizing construction of a dike along the East side of Section 21, Township 43 South, Range 37 East, owned by the State, and recommended that the Trustees secure from United States Sugar Company permanent easement for pumping water from Section 21 onto Section 22, owned by said company; that unless some such permanent arrangement is made it would not be practicable to construct the dike as the land would be fenced in on all sides with dikes and the water would be impounded with no outlet for disposing of excess water.

Mr. Elliot was requested to take the matter up with United States Sugar Company for securing permanent easement for pumping privileges. It was so ordered.

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Application was presented from Coastal Petroleum Company for approval of certain areas to be assigned to two wells drilled by the company, one in Jefferson County and the other in Lafayette County. Mr. Elliot presented written report on each well and recommended that assignment of the following areas be approved:

No. 1 E. P. Larsh Well—Jefferson County

Sections 33 and 34, Township 4 South, Range 3 East, near the mouth of Wacissa River, holding Drilling Block No. 2; well drilled to depth of 7913 feet and plugged as a dry hole; and

No. 1 Ronald Sapp Well—Lafayette County

Sections 3 and 4, Township 14 South, Range 11 East, at the mouth of the Suwannee River, holding Drilling Block No. 3—well drilled to depth of 3507 feet—bottomed in paleozoic formation and plugged as dry hole.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept recommendation of Mr. Elliot and approve assignment to the respective wells of the sections described. Upon vote the motion was adopted.

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Request was presented from Napoleon B. Broward Drainage District that the Trustees grant right of ways for three (3) ditches on the southwest side of North New River Canal, located in Section 32, Township 48 South, Range 39 East, Broward County; each ditch not to exceed one thousand feet in length and extending twenty-five feet on each side of the center line of said project.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize issuance of permit in favor of Napoleon B. Broward Drainage District for right of ways as requested. Upon vote the motion was adopted.

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Governor Warren recorded as present for the following subject only.

Mr. David E. Ward, Attorney for Disston Island Drainage District, came before the Trustees with request that payment of \$7500.00 be made on delinquent taxes against State owned land located within said district. Mr. Ward stated that the total amount of taxes against State land, comprising 958 acres in Section 12, Township 42 South, Range 32 East; in Sections 7, 14, 15, 16, 17, 18, 22, 23, 24, Township 42 South, Range 33 East, and in Sections 19, 30, 31 and 32, Township 42 South, Range 34 East, Glades County, is \$53,428.00; that he and Mr. Elliot have been trying to work out this situation for the past several months; that the district is in need of funds to carry on the work and requests payment of \$7500.00 on account without prejudice, pending working out final settlement.

Mr. David Click, Secretary and Treasurer of the district, reported that the district now has one hundred per cent tax collections, except on State lands, and no taxes have been paid on these lands since 1930.

Mr. Elliot explained that Disston Island Drainage District had not furnished the Trustees with statement of taxes due for a number of years and when the matter was presented to the Trustees several years ago by Mr. J. A. Franklin proposal was made to the district for settlement, the Trustees having done certain work for the district, payment for which had never been made, but no further action was taken as Mr. Franklin was called into the Service during the war; that some months ago Mr. Ward took over handling the account and the Secretary has been working with him toward final settlement.

The Trustees were of the opinion that rather than make partial payment it would be desirable to make final disposition. Upon discussion of an adjusted figure for settlement of the taxes, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees make counter proposal to pay \$15,000.00 as final and complete settlement of all Disston Island Drainage District taxes against land owned by the State in said district for the years 1931 to 1948, both inclusive. Upon vote the motion was adopted.

Mr. Ward and Mr. Click, on behalf of the District, accepted the offer for settlement of the entire indebtedness.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees approve the following bills and that the Comptroller be requested to issue warrants in payment therefor:

T. T. Turnbull, Tallahassee, Fla.	
Expenses as Attorney for Trustees .....	\$ 45.01
Treasurer of United States	
U. S. Geological Survey (participation hydrologic work) .....	1,385.99
The H. & W. B. Drew Co., Jacksonville, Fla.	
Printing Volume 26, Minutes of Trustees	
Internal Improvement Fund—2/3 cost .....	2,850.00
	<hr/>
TOTAL.....	\$ 4,281.00

Upon vote the motion was adopted.

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following list of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	5/27/49	12
Charlotte	4/11/49	25
Charlotte	4/25/49	1
Clay	5/14/49	4
Duval	4/13/49	54
Escambia	5/23/49	9
Hardee	12/6/48	2
Hardee	1/15/49	2
Hernando	5/21/49	3
Hillsborough	5/17/49	17
Indian River	5/23/49	1
Martin	5/2/49	8
Okaloosa	12/20/48	1
Okaloosa	12/28/48	25
Okaloosa	1/3/49	3
Okaloosa	3/7/49	2
Okaloosa	4/18/49	2
Okaloosa	5/16/49	3
Orange	4/4/49	1
Osceola	5/16/49	20
Polk	5/6/49	4
Sarasota	5/23/49	18

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Mr. Elliot reported that a number of applications have been received for release of State Road reservation in deeds heretofore issued conveying land under Chapter 18296, and that the State Road Department had made recommendations in each case for releasing part or all of said reservations.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize execution of the following quitclaim deeds releasing the right of way reservations as approved by the State Road Department:

Brevard County Q.C. Deed No. 167 to H. H. Hudson

Brevard County Q.C. Deed No. 229 (Pt.) to H. H. Hudson

- Brevard County Q.C. Deed No. 229 (Pt.) to W. O. Meloon and his wife, Annie Laurie Meloon.
- Brevard County Q.C. Deed No. 896 (Pt.) to Harry V. Lee.
- Dade County Q.C. Deed No. 604 to Chelsie J. Senerchia
- Dade County Q.C. Deed No. 1273 to Bon Ton Cleaners & Laundry, Inc.
- Dade County Q.C. Deed No. 2474 (Pt.) to Clifford E. Smiley
- Dade County Q.C. Deed No. 3136 to Juanita Renner and R. M. Weber
- Hillsborough County Q.C. Deed No. 08-Chapter 21684 (Pt.) to John M. Allison (road r/w)
- Hillsborough County Q.C. Deed No. 08-Chapter 21694 (Pt.) to John M. Allison (ditch)
- Hillsborough County Q.C. Deed No. 1133 (Pt.) to Charlie C. James
- Hillsborough County Q.C. Deed No. 1184 to C. O. Brown and Vernie Brown, his wife
- Hillsborough County Q.C. Deed No. 1490 to Aaron C. Melton
- Hillsborough County Q.C. Deed No. 1999 to Leon Hernandez and Katie Hernandez, his wife
- Hillsborough County Q.C. Deed No. 2801 to Daisy Paul Blank and Maude Stewart Fowler
- Hillsborough County Q.C. Deed No. 2598 to Manuel Muniz
- Hillsborough County Q.C. Deed No. 2645 to Daisy Paul Blank and Maude Stewart Fowler
- Hillsborough County Q.C. Deed No. 2828 to A. V. McCaskill
- Hillsborough County Q.C. Deed No. 3188 (Pt.) to Joseph W. Denmark and Thelma E. Denmark, his wife
- Hillsborough County Q.C. Deed No. 3923 (Pt.) to Jesse A. Brewer and wife, Edna E. Brewer
- Hillsborough County Q.C. Deed No. 4117 to Louise Petersen
- Hillsborough County Q.C. Deed No. 4208 (Pt.) to Louise Petersen

Holmes County Q.C. Deed No. 38 to W. H. Bruner  
 Indian River Q.C. Deed No. 331 (Pt.) to W. E. Sim-  
 mons and Georgia Simmons, his wife

Okeechobee County Q.C. Deed No. 83 to J. C. White  
 Palm Beach County Q.C. Deed No. 1422 to Edwin G.  
 Anderson, Sr.

Palm Beach County Q.C. Deed No. 1813 to Frank W.  
 Wilkinson

Palm Beach County Q.C. Deed No. 2257 to Andrew J.  
 Kohn

Pinellas County Q.C. Deed No. 787 (Pt.) to Baynard's,  
 Inc., a Florida Corporation

Pinellas County Q.C. Deed No. 1181 to Robert A. Hart  
 and Cora A. Hart, his wife

Pinellas County Q.C. Deed No. 1800 to Clare E. Stokes  
 and Thos. P. Stokes, her husband

Pinellas County Q.C. Deed No. 1813 to Clare E.  
 Stokes and Thomas P. Stokes, her husband

Pinellas County Q.C. Deed No. 1844 to Clare E.  
 Stokes and Thomas P. Stokes, her husband

Pinellas County Q.C. Deed No. 2119 (Pt.) to Irven T.  
 Reese and Annie A. Reese

Putnam County Q.C. Deed No. 1741 (Pt.) to Claude  
 Owen

Sarasota County Q.C. Deed No. 388 (Pt.) to R and B  
 Farms, Inc.

Sarasota County Q.C. Deed No. 859 (Pt.) to R and B  
 Farms, Inc.

Volusia County Q.C. Deed No. 659 (Pt.) to Henry T.  
 Hardesty

Volusia County Q.C. Deed No. 1507 (Pt.) to W. R.  
 Billingsely and Blanche E. Billingsley

Upon vote the motion was adopted.

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Application was presented from the City of Eau Gallie,  
 Florida, with offer of \$5.00 per lot for conveyance of Lots 4  
 to 8, Plat of Eau Gallie, Section 16, Township 27 South, Range  
 37 East, Brevard County. Letter from the city states that these  
 lots were omitted when the Trustees in 1947 allowed purchase  
 by the city of all lots within the municipality at a price of  
 \$5.00 each lot.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees accept offer from the City of Eau Gallie for the lots described and authorize conveyance under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

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Application was presented from the Town of Florida City for purchase of 96 lots in Florida City Proper, PB 2/74—Dade County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize conveyance of the lots applied for upon payment of one-fourth of the 1932 assessed value—\$325.00—and without advertisement and public sale as provided under provisions of Chapter 21684. Upon vote the motion was adopted.

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Request was presented from Park B. McCraney for reduction of base bid on the South 105 feet of West 210 feet of SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 35, Township 18 South, Range 25 East, Lake County. It was explained that the property was assessed for \$900.00 in 1932 but since that time a building on the premises at the time has been destroyed and the 1948 value is given as \$30.00.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize the land advertised in the usual manner with a base bid of \$30.00. Upon vote the motion was adopted.

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Consideration was requested on application from City of Orlando, Florida, for conveyance of a parcel of land designated as a ditch and described as W. 7.63 feet of E. 42.63 feet of Lot 3, Bonnie Lock, Orange County, for which the city offers \$5.00. Base bid under 1932 assessed value is \$2.50. The city owns land on both sides of the ditch.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept offer of \$5.00 and authorize conveyance under Chapter 21684 of the parcel described. Upon vote the motion was adopted.

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Offer of \$25.00 was presented from Searey G. Koen as base bid for advertising Lot 1, Block B, Deer Creek Unit No. 1 in Section 31, Township 40 South, Range 20 East, Sarasota County.

Mr. Elliot reported that the assessed value in 1932 was given as \$360.00, but a building then on the lot has since been destroyed and other lots in the same block have a base bid of

\$25.00 each. It was recommended that the base bid on Lot 1 be reduced in line with others for advertising purposes.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees allow advertisement of the lot applied for by Mr. Keon with base bid of \$25.00. Upon vote the motion was adopted.

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Mr. Elliot requested that the Trustees approve for inclusion in the minutes of this date action informally taken May 27, 1949, on application from the City of Tarpon Springs, Florida, for conveyance of all lots within the corporate limits of the town at the rate of twenty-five cents per lot, without advertisement and public sale.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees affirm action taken May 27, 1949, and authorize the corporate limits of Tarpon Springs, Pinellas County, reconveyance under Chapter 21684 of 1943, of all lots within maining unsold May 27, 1949, at the rate of twenty-five cents (25¢) per lot. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Ervin, that the following bill be approved and that the Comptroller be requested to issue warrant in payment therefor. Motion was adopted.

The H. & W. B. Drew Co., Jacksonville, Fla.  
 Printing Volume 26, Minutes of Trustees  
 Internal Improvement Fund—1/3 cost .....\$1,425.00

Mr. Elliot reported that the following transfer was being made to General Revenue from Murphy Act receipts during May 1949:

TRANSFER UNDER CHAPTER 20368  
 FROM FUNDS UNDER CHAPTER 18296

J. Edwin Larson, State Treasurer  
 Transfer to General Revenue Fund .....\$8,000.00

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Upon motion duly adopted, the Trustees adjourned.

C. M. GAY,  
 Comptroller—Acting Chairman

Attest: F. C. Elliot  
 Secretary

Tallahassee, Florida  
June 7, 1949

The Trustees of the Internal Improvement Fund met on this day in the Board Room, offices of the Governor at the Capitol.

Present. Fuller Warren, Governor—Chairman  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Motion was made by Mr. Larson, seconded by Mr. Ervin and unanimously adopted, that the minutes of May 17, 1949, be approved as submitted, copies having been furnished each member.

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Mr. Elliot submitted the question which had been raised by Mr. Herbert N. Evans of East Coast Limestone Company, as to what is meant by "minerals" as contained in Section No. 270.11, Florida Statutes, 1941, in reference to reservations of "phosphate, minerals and metals." He suggested that the Trustees clarify the definition of "minerals" by action substantially as follows:

That limestone, other than phosphates, ordinary sand and clays be considered as not coming within the intent of Section 270.11 Florida Statutes 1941; that all fissionable material be hereafter reserved.

Mr. Elliot stated he had discussed this matter with the State Geologist and he is in accord with the above; that the United States is including the fissionable material in reservations in all deeds issued by it; that Mr. Evans of East Coast Limestone Company has asked for a definition as to minerals in order that no complications may arise with his company in connection with a limestone quarry which they are about to open up. Mr. Elliot further stated that he had discussed this subject also with the Attorney General and he approved.

Attorney General Ervin then stated that he thought this interpretation was all right; that he had gone into the subject carefully with the State Geologist, and so far as he can find, the state has never claimed that its reservations included limestone. In general practice, limestone is not considered a mineral in the same sense as are gas, oil, phosphate and other types.

Mr. Evans, who was present, stated that the location of the proposed quarry is in Broward County.

Motion was made by Mr. Larson, seconded by Mr. Ervin and unanimously adopted, approving suggestion of Mr. Elliot as to clarification of the definition of "minerals", and directing that hereafter all deeds issued by the Trustees of the Internal Improvement Fund make reservation of all fissionable material.

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Pursuant to application submitted April 19, 1949, from Mr. W. P. Simmons, Jr., on behalf of client, Bryant & Lounsbury, who agreed to pay \$50.00 per acre for land in Dade County, the following notice was published in the Miami Herald, Miami, Florida, on April 29, May 6, 13, 20 and 27, 1949:

Tallahassee, Florida, April 19th, 1949

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund and the State Board of Education of the State of Florida, pursuant to law, will offer for sale for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. June 7th, 1949, the land in DADE COUNTY, described as follows:

IN TOWNSHIP 58 SOUTH, RANGE 39 EAST  
 W $\frac{1}{2}$  of Section 3, 320 acres; W $\frac{1}{2}$  of Section 10,  
 320 acres; W $\frac{1}{2}$  of Section 15, 320 acres; E $\frac{1}{2}$  of  
 Section 9, 320 acres; NW $\frac{1}{4}$  of Section 9, 160 acres;

All of Section 16, 640 acres.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
 Governor

Attest: F. C. Elliot, Secretary  
 Trustees I. I. Fund

The above land comprises part of an area which also includes school lands, also being arranged for by the above parties. Mr. Wells said the parties bidding on this property did not come up this morning. They want to pay cost of advertisement now, but request that the entire matter be held open for a period of say 6 months, provided some one else did not come in and offer a better price. Mr. Wells recommended that this request be granted.

The land was called out and the only bid received was \$50.00 an acre by Bryant and Lounsbury.

Motion was made by Mr. Gay, seconded by Mr. Ervin and unanimously adopted, that the Trustees accept the offer of Bryant and Lounsbury, with a period of six (6) months within which to close out the matter, conditioned upon advertisement being paid for by applicant and provided in the meantime a better offer is not received for the land.

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Mr. Wells reported that pursuant to action of the Trustees March 22, 1949, Palm Beach County land applied for by Mr. L. A. LeFils with offer of \$50.00 an acre was ordered advertised for sale subject to objections only. The following notice was published in the Palm Beach Post, West Palm Beach, on May 7, 14, 21, 28 and June 4, 1949:

Tallahassee, Florida, May 4th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. June 7th, 1949, the land in Palm Beach County, described as follows:

Approximately 180.20 acres of sovereignty land abutting on the South 660 feet of SE $\frac{1}{4}$  of SW $\frac{1}{4}$  and Gov't. Lot 8, Section 26, and Gov't. Lots 2 and 3, Township 43 South, Range 36 East.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot  
Secretary

The land was called out and no objection being offered, motion was made by Mr. Gay, seconded by Mr. Ervin and unanimously adopted, that the 180.20 acres of sovereignty land be sold to Mr. L. A. LeFils at rate of \$50.00 per acre.

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Mr. Wells reported that pursuant to action of the Trustees April 19, 1949, Orange County lands applied for by Langston Construction Company with offer of \$150.00 for the parcel, comprising approximately 0.449 acres of Lake Conway bottom land, was ordered advertised for sale subject to objections only. The following notice was published in The Orlando Sentinel, Orlando, Florida, on April 29, May 6, 13, 20 and 27, 1949:

Tallahassee, Florida, April 20th, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. June 7th, 1949, the land in ORANGE COUNTY, described as follows:

Begin at the SE cor. of Lot 10, Block "F", Nela Isle, Island Section, according to plat recorded in Plat Book "O", Page 99, Public Records of Orange County, Florida, run S. 81° 55' W. 140.2 ft. S. 76° 44' W. 64.9 ft. S. 73° 32' W. 62.8 ft.; S. 81° 05' W. 25.2 ft. to West line of East 25 ft. of Lot 14; thence S. 15° 15' E. parallel to E. line of Lot 14, a distance of 68 feet to the waters of Lake Conway; thence N. 76° 05' E. 146 ft.; thence N. 81° 55' E. 137.2 ft. to a prolongation of E. line of Lot 10; thence N. 7° W. 68' to point of beginning, containing 0.449 acres, being in Section 30, Twp. 23 South, Rge. 30 East.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phos-

phate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out, and no objections being offered to sale, motion was made by Mr. Gay, seconded by Mr. Ervin and unanimously adopted, that the Trustees accept the offer of Langston Construction Company of \$150 for the parcel described.

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Mr. Wells reported that pursuant to action of the Trustees on April 19, 1949, Palm Beach County land applied for by Mr. R. K. Lewis, on behalf of Port of Palm Beach District, with offer of \$100.00 per acre, was advertised for objections only. The following notice was published in The Palm Beach Post on April 29, May 6, 13, 20 and 27, 1949:

Tallahassee, Florida, April 21st, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. June 7th, 1949, the land in PALM BEACH COUNTY, described as follows:

That tract of submerged or partially submerged bottoms of Lake Worth, Florida, bordering upon and Eastward of what is known as Peanut Island for a distance North and South of approximately 1920 feet and bordering upon the North side of Port of Palm Beach Channel for a distance of approximately 800 feet. The said parcel has a width at the North end of approximately 300 feet and the length along the East side of approximately 1810 feet, containing 22½ acres, more or less, and lying and being in Section 34, Township 42 South, Range 43 East.

(Correct and legal description to be furnished with deed)

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

No objections to sale being submitted, motion was made by Mr. Gay, seconded by Mr. Ervin and unanimously adopted, that Trustees accept the offer of \$100.00 per acre for the land described.

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Mr. Wells stated that he wished to make a report on the Crosby-Padgett Lease No. 619 involving lake bottom land in Glades County, if the Trustees had the time this morning to hear it. He was advised that because of the short time available, it would be advisable to postpone submitting his report until next Tuesday, June 14.

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Application was presented from Mr. Ambrose Becker, with offer of \$3,000 for the N<sup>1</sup>/<sub>2</sub> of SE<sup>1</sup>/<sub>4</sub> and SE<sup>1</sup>/<sub>4</sub> of SE<sup>1</sup>/<sub>4</sub> of Section 19, Township 55 South, Range 39 East, Dade County, being at rate of \$25.00 per acre.

Motion was made by Mr. Gay, seconded by Mr. Ervin and unanimously adopted, that based on this offer the land be advertised for competitive bids.

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Application was presented from Mr. J. E. Sims with offer of \$14.00 per acre for Lots 6, 7, 8, 9, 11, 12 and 13 of Section 3; Lots 4, 5, 6, 7, 8, 9, 10, 11 and 12 of Section 10; Lots 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 and 14 of Section 15; All in Township 37 South, Range 33 East, containing 991.91 acres in Highlands County.

Motion was made by Mr. Ervin, seconded by Mr. Gay and unanimously adopted, that based on offer of \$14.00 per acre the lands be advertised for competitive bids.

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Application was presented from Mr. Tom Crawford of Hilliard, Florida, with offer of \$10.00 per acre for the S½ of Lot 8, Section 5, Township 1 North, Range 23 East, containing 25.22 acres in Nassau County.

Pursuant to recommendation by Mr. Wells, motion was made by Mr. Gay, seconded by Mr. Ervin and unanimously adopted, that based on this offer the lands be advertised for competitive bids.

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Motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that the following bills be paid and that the Comptroller be requested to issue warrants in payment therefor:

J. Edwin Larson, State Treasurer	
To Prin. State School Fund .....	\$ 5,188.66
J. Edwin Larson, State Treasurer	
To State Board Conservation for	
Oyster Conservation Fund .....	1,521.59
J. Edwin Larson, State Treasurer	
To Trustees Internal Improvement Fund,	
Chapter 18296, for their portion of	
receipts from Oil Lease No. 641 .....	75.13
Disston Island Drainage District	
Clewiston, Florida—Delinquent taxes	
through 1948 on Trustees' lands .....	15,000.00
	TOTAL.....\$21,785.38

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received from land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Dixie	5/30/49	1
Hillsborough	5/17/49	2
Jackson	5/23/49	4
Lafayette	5/23/49	1
Lafayette	5/23/49	1
Levy	5/2/49	2
Palm Beach	5/27/49	4
Seminole	5/30/49	17
Sarasota	5/23/49	18

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
June 14, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Wells presented offer of \$9.00 an acre from Ed L. Ayers, on behalf of Crescent Farms and Associates, for the N $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 10; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 11, and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 12, all in Township 33 South, Range 20 East, Manatee County.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees decline the offers made and make counter proposal to advertise the land for competitive bids provided applicant will agree to bid on date of sale not less than \$10.00 an acre for land in Sections 10 and 11, and \$15.00 an acre for land in Section 12. Upon vote the motion was adopted.

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Request was presented from the State Road Department for deed to certain Choctawhatchee River bottom land in Section 9, Township 6 North, Range 16 West, Holmes County, being a parcel lying within 100 feet each side of the center line of

State Road No. 2—Section 5205—SRD No. 11, desired in connection with construction of a bridge at that location.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees authorize conveyance of the parcel in favor of the State Road Department. Upon vote the motion was adopted.

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Application was presented from W. L. Moon for one year renewal of Lease No. 304 covering land adjacent to Lot 3, Section 32, Township 2 North, Range 1 West, Leon County.

Motion was made by Mr. Ervin, seconded by Mr. Gay, that the Trustees authorize renewal of Lease Uo. 304 upon payment of \$10.00 per annum. Upon vote the motion was adopted.

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Request was presented from W. B. Granger, on behalf of Albert Perkins, for farm lease on a parcel of lake bottom land lying between the Old State Levee in Sections 2 and 35, Township 43 South, Range 35 East, and Township 44 South, Range 35 East, containing 102 acres in Palm Beach County.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees agree to advertise the land for lease on competitive bidding, lessee to pay cost of such advertisement which will be run once each week for two weeks. Upon vote the motion was adopted.

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Mr. Wells reported that in connection with Lease No. 619 in favor of Crosby and Padgett, covering 190 acres of land in Township 40 South, Range 32 East, Glades County, the parties protesting the lease and the lessees, Crosby and Padgett, have reached an agreement by which Mr. Wendell Click is to buy certain property owned by Mr. Crosby and if the Trustees will reinstate Lease No. 619 to Crosby and Padgett—said lease having been cancelled sometime ago—and agree to assignment of the lease to Mr. Click, the matter will be closed out and the lawsuit being brought by Crosby and Padgett will be disposed of. As a part of the compromise Mr. Click requests that the Trustees allow as a credit on future lease payments between \$800 and \$900, damages claimed.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees authorize reinstatement of Lease No. 619 in favor of Crosby and Padgett together with approval of assignment of said lease to Mr. Wendell Click conditioned upon proposed law suit being dropped, but that request from Mr. Click for credit on lease, account of damages claimed, be denied. Upon vote the motion was adopted.

Commissioner Mayo inquired as to what progress had been made toward cancellation of Lease No. 18284 in favor of Richlands, Inc. Mr. Elliot replied that the Attorney General had just sent down an opinion on the subject, whereupon Mr. Ervin explained that he had gone into the matter very carefully and his opinion was that the Trustees would have to give notice not later than January 1 of any year that the lease would be cancelled as of July 1, following; that if the Trustees take action that the lease should be cancelled, that proper notice should be given Richlands, Inc., on or before January 1, 1950.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees immediately give formal notice to Richlands, Inc., that Lease No. 18284 will be cancelled effective July 1, 1950; also that Mr. Russell Morrow of West Palm Beach, Florida, be notified of such action with request that he contact the group of young veterans who are interested in securing lease on the Palm Beach County land in Pelican Bay covered by Lease No. 18284. Upon vote the motion was adopted, and Mr. Wells was directed to give notice to Richlands, Inc., in accordance with action taken this date.

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Attorney General Ervin inquired as to what date would suit the committee appointed by the Governor for investigating and reporting on request from the City of Miami for elimination of the public purpose clause in deeds from the Trustees to the city.

Upon discussion it was agreed that a hearing be held in Miami on June 30, with notice given in both newspapers of the time and place of the meeting, Mr. Ervin, Mr. Gay, Mr. Mayo, Mr. Elliot and Mr. Wells to attend. Mr. Elliot was requested to make the necessary arrangements for the meeting and have notice published in the newspapers.

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Governor Warren presented bill of \$35.62 from Mr. Robert J. Pleus of Orlando, Florida, incurred in connection with attending meeting of Interstate Oil Compact Commission in Jacksonville, Florida, May 9, 10 and 11, 1949, as the representative of the Governor who was unable to be present.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize payment of expenses incurred by Mr. Pleus in attendance on the meeting in Jacksonville as representative of the Governor. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Larson and unanimously adopted, that the following salaries, refund and

necessary and regular expenses be approved and the Comptroller requested to issue warrants in payment therefor:

F. C. Elliot, Engineer & Secretary .....	\$ 525.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk .....	241.66
Jentye Dedge, Secretary-Clerk .....	293.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
T. T. Turnbull, Attorney .....	500.00
Winifred Kitching, Secretary .....	49.00
Frances H. Higginbotham, Secretary .....	161.00
W. B. Granger, Rental Agent .....	50.00
Mary Clare Pichard, Clerk-Stenographer .....	103.33
Sinclair Wells, Land Agent .....	100.00
Ruth N. Landers, Maid .....	20.00
Robert J. Pleus, Orlando, Fla.	
For expenses, Interstate Oil Compact	
Comm. meeting in Jacksonville .....	35.62
Lykes Bros., Inc., Tampa, Fla.	
Refund, Lease No. 569—Title to land	
not in Trustees .....	161.04
Southeastern Telephone, Co., Tallahassee, Fla.	25.42
Western Union Tel. Co., Tallahassee, Fla. ....	4.08
State Office Supply, Tallahassee, Fla. ....	5.00
Capitol Office Equipment Co., Tallahassee, Fla.	1.90
The Punta Gorda Herald, Punta Gorda, Fla.	12.38
Florida Legislative Reporters, Inc., Tallahassee, Fla.—1949 legislative service .....	500.00
TOTAL.....	\$ 3,352.41

Financial statements for the month of May, 1949, are as follows:

#### UNDER CHAPTER 610

Balance as of May 1, 1949 .....	\$1,142,761.18
Receipts for the month	
Land Sales .....	\$ 20,901.30
Land Sales—Under Chap. 14572,	
Sarasota County .....	765.00
Land Sales—Under Chapter 14717,	
Palm Beach County .....	31.45
Interest on Contracts .....	159.89
Tax Refunds .....	2,920.36
Sale of Trustees Minutes .....	5.00
Grazing Leases .....	331.80
Timber Leases .....	20.00
Oil and Gas Leases .....	103.75

Sand & Shell Leases .....	1,629.85	
Less returned check .....	21.80	
<hr/>		
Sand & Shell Leases—Net .....	1,608.05	
Miscellaneous Leases .....	415.50	
Mineral Lease .....	25.00	
Farm Lease .....	300.00	
Campsite Leases .....	75.00	
Total Receipts for the month .....	27,662.10	27,662.10
GRAND TOTAL .....		1,170,423.28
Less Disbursements for the month .....		17,704.23
BALANCE AS OF MAY 31, 1949 .....		\$1,152,719.05

DISBURSEMENTS FOR MONTH OF MAY, 1949

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
5-12-49	243672	Western Union Telegraph Co. ....	\$ 4.67
	243673	Southeastern Telephone Co. ....	14.75
	243674	The H. & W. B. Drew Co. ....	18.00
	243675	Capital Office Equipment Co. ....	5.03
	243676	E. B. Leatherman, CCC .....	4.90
	243677	T. T. Turnbull .....	33.90
	243678	S.T.—Trans. to Prin. State Sch. Fd. ....	8,316.95
	243679	S.T.—Trans. to SBC, for Oyster Conservation Fund .....	2,389.25
5-16-49	248016	The Titusville Star-Advocate .....	10.45
	248017	The Hollywood Sun-Tattler .....	9.50
	248018	The Collier County News .....	10.45
	248019	The Miami Herald .....	28.98
	248020	The Glades County Democrat .....	10.45
	248021	The Hendry County News .....	10.47
	248022	The Vero Beach Press Journal .....	10.45
	248023	The Fort Myers News-Press .....	9.50
	248024	The Stuart News .....	9.50
	248025	The Orlando Evening Star .....	10.57
	248026	The Kissimmee Gazette .....	10.45
	248027	Tiff's Palm Beach Town & County .....	9.50
	248028	The Lakeland Ledger .....	9.50
	248029	The Fort Pierce News-Tribune .....	9.50
	248030	The Sanford Herald .....	10.45
	248031	The Daytona Beach Evening News .....	10.25
	248032	The Okeechobee News .....	9.50
	248033	The Highland News .....	9.50
5-20-49	253547	J. Alex Arnette .....	2,832.00
5-21-49	254180	W. T. Wallis .....	1,000.00
	254181	M. O. Barco .....	10.00

5-25-49	256643	Collier County News .....	47.50
	256644	The Miami Herald .....	151.34
5-31-49	227629	F. C. Elliot .....	421.35
	227630	A. C. Bridges .....	308.73
	227631	M. O. Barco .....	185.88
	227632	Jentye Dedge .....	260.06
	227633	Bonnie G. Shelfer .....	163.73
	227634	T. T. Turnbull .....	432.10
	227635	Winifred Kitching .....	195.20
	227636	W. B. Granger .....	47.50
	227637	Mary Clare Pichard .....	89.13
	227638	Sinclair Wells .....	95.00
	227639	Ruth N. Landers .....	19.00
	227640	Florida Hospital Service Corpora- tion .....	5.40
	227643	Harold E. Taylor .....	64.30
		5% Retirement Fund .....	78.49
		Withholding Tax .....	311.10
TOTAL DISBURSEMENTS FOR THE MONTH OF MAY, 1949 .....			\$ 17,704.23

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U. S. G. S. CO-OPERATIVE FUND

Balance as of May 1, 1949 .....	\$1,385.99
Receipts for the month .....	-0-
Disbursements for the month .....	-0-
BALANCE AS OF MAY 31, 1949 .....	\$1,385.99

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UNDER CHAPTER 18296

Balance as of May 1, 1949 .....	\$25,564.68
Receipts for the month .....	5,076.49
GRAND TOTAL .....	30,641.17
Less Disbursements for the month .....	8,744.65
BALANCE AS OF MAY 31, 1949 .....	\$21,896.52

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DISBURSEMENTS FOR THE MONTH OF MAY, 1949

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
5-31-49	230501	Ernest Hewitt .....	\$ 315.26
	230502	Elizabeth Goode .....	173.83
	230503	Mary Clare Pichard .....	103.33
	230504	F. C. Elliot .....	47.50
	230505	M. O. Barco .....	23.75
	230506	Jentye Dedge .....	28.00

261097	State Treasurer—Transfer to	
	General Revenue .....	8,000.00
	5% Retirement Fund .....	14.08
	Withholding Tax .....	38.90
TOTAL DISBURSEMENTS FOR THE		
MONTH OF MAY, 1949 .....		\$ 8,744.65

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SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Brevard	6/8/49	133
Charlotte	5/9/49	5
Citrus	5/23/49	4
Clay	6/4/49	1
Hendry	6/6/49	2
Hillsborough	6/7/49	15
Orange	6/6/49	7
Palm Beach	6/7/49	5
Pinellas	5/4/49	120
Volusia	6/6/49	14

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Mr. Elliot presented request from Dale Mabry Properties, Inc., for release of state road right of way through land conveyed in Hillsborough County deed, and explained that the State Road Department had approved release of the right of way.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize execution of Part Hillsborough County Q.C. Deed No. 08-Chapter 21684 to Dale Mabry Properties, Inc., upon payment of \$5.00. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Gay and unanimously adopted, that the following correction deeds and supplemental deed be issued, the Attorney General's office having approved corrections requested:

Broward County Deed No. 147-Cor. to First National Bank of Toms River, New Jersey, Executor of H. G. Flint estate—Correction of description and grantee's name.

Volusia County Deed No. 545-Cor. to John William Robson and Clara Robson, his wife—Correction of grantee's name.

Volusia County Deed No. 308-A to William Sirkin for the purpose of supplementing description given in original deed.

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Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees decline to approve Alachua County sale held January 20, 1943, on bid of J. A. Phifer for purchase of Lot 1 of Railey-Hamby Subdivision of Section 32, Township 9 South, Range 27 East, approval of the sale having been withheld on account of timber valuation. Upon vote the motion was adopted.

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Mr. Elliot presented Okaloosa County Reports #69-Sup., dated December 28, 1948, and #71 dated January 18, 1949, and recommends that the Trustees do not approve the reports listing a number of irregular bids allowed by the former Clerk of the Circuit Court of that county, but that they be declined and that the land be open for sale with base bids fixed in line with values of surrounding lots.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees decline the bids listed on Reports #69-Sup. and #71 as recommended by the Secretary, and that bids for future sales be based on value of surrounding lots. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Larson, that the following salaries be approved and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper .....	\$331.66
Elizabeth M. Goode, Clerk-Bookkeeper .....	206.66
Mary Clare Pichard, Clerk-Stenographer .....	103.33
F. C. Elliot, Engineer & Secretary .....	50.00
M. O. Barco, Secretary-Clerk .....	25.00
Jentye Dedge, Secretary-Clerk .....	28.00

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TOTALS.....\$744.65

Upon vote, motion adopted.

Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
June 21, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor at the Capitol.

Present: C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Wells reported that pursuant to action of the Trustees April 12, 1949, on application from City of Cedar Key, sovereignty land in Levy County was ordered advertised for objections only and the following notice was published in the Levy County Journal, Bronson, Florida, on May 19, 26, June 2, 9 and 16, 1949:

Tallahassee, Florida, May 6th, 1949

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. June 21st, 1949, the land in LEVY COUNTY, described as follows:

That sovereignty land westward from the ordinary high water mark of the Gulf of Mexico, South-westerly from the southwest part of the City of Cedar Key, extending 300 ft. westward of G Street from 4th to 2nd Street, 800 ft. westward of G Street from 2nd to 1st Street, 440 ft. southward of 1st Street in prolongation of G Street and 200 feet southward of 1st Street from G Street to E Street, containing 20 acres, more or less.

The area is to be used for public purposes only.

Accurate description to be furnished with deed.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot  
Secretary

Upon the land being called out, no objections were filed, whereupon motion was made by Mr. Ervin, seconded by Mr. Larson, that sale of the land described be confirmed in favor of the City of Cedar Key for public purposes only, deed to be issued only after consent of the upland owner or owners has been received, consideration to be \$5.00. Upon vote motion was adopted.

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Pursuant to action of the Trustees April 26, 1949, on application from B. R. Cisco, representing Garfield A. Wood, with offer of \$100.00 for Dade County land, the Trustees ordered the land advertised for objections only and the following notice was published in the Miami Herald on May 20, 27, June 3, 10 and 17, 1949:

Tallahassee, Florida, May 11th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. June 21st, 1949, the land in DADE COUNTY, described as follows:

A parcel of submerged, partly submerged, or built up submerged land lying adjacent to and along the southwesterly and southerly sides of a bulkheaded area, title to which, except for the area herein-

after described, is in Garfield A. Wood of Miami Beach, Florida, said parcel being 9 feet wide on the southwesterly side of said area belonging to Garfield A. Wood and 505 feet long and adjacent to and parallel to the channel of Norris Cut, and joining upon its southeasterly end and in continuation thereof in an easterly direction 8.12 feet wide and 160 feet long, more or less, along the southerly side of said parcel. All lying and being in Section 10, Township 54 South, Range 42 East.  
Detail description to be furnished with deed.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

The purchaser is required to pay the advertising cost.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections filed. Whereupon, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Mr. Wood at the price offered. Upon vote the motion was adopted.

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Pursuant to application presented to the Trustees May 10, 1949, by Charles E. Pelot with offer of \$25.00 an acre for Nassau County land, the land was ordered advertised for objections only and the following notice was published in the Fernandina Leader on May 20, 27, June 3, 10 and 17, 1949:

Tallahassee, Florida, May 12, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. June 21st, 1949, the land in NASSAU COUNTY, described as follows:

All of the unsurveyed marsh and overflowed lands In Township 1 North, Ranges 28 and 29 East, bounded on the East by uplands of Amelia Island, and on the West by Amelia River and Nassau Sound (except the unsurveyed marsh in Section 1, Township 1 North, Range 28 East, heretofore deeded August 10th, 1886, Deed No. 13490), comprising 93.28 acres, more or less.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out and no objections filed, motion was made by Mr. Mayo, seconded by Mr. Larson, that sale be confirmed in favor of Mr. Pelot at \$25.00 an acre. Upon vote the motion was adopted.

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At the meeting April 6, 1949, the Trustees agreed to advertise for competitive bids Charlotte County land applied for by Harold S. Smith, on behalf of A. C. Wright of Arcadia, Florida, with offer of \$8.50 an acre. The following notice was published in the Punta Gorda Herald on April 14, 21, 28, May 5, and 12, 1949:

Tallahassee, Florida, April 11th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. June 21st, 1949, the land in CHARLOTTE COUNTY, described as follows:

SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 20, Township 40 South,  
Range 26 East, containing 40 acres.

The purchaser is required to pay the advertising cost.

This sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and the only offer was \$8.50 an acre from Mr. Wright.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept bid of \$8.50 from Mr. Wright for the Charlotte County land described. Upon vote the motion was adopted.

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Offer of \$300.00 an acre was presented from Wilson Sanders, on behalf of C. D. Blount and Vivian Baxter Blount, for purchase of 0.58 of an acre of Lake Conway land located in Section 19, Township 23 South, Range 30 East, Orange County, adjacent to their upland property.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees agree to accept the offer from Mr. Blount, subject to the parcel being advertised for objections only. Upon vote the motion was adopted.

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Application was presented from Harold Ryman of St. Augustine, Florida, for permission to remove 11,852 cubic yards of fill material from east side of Matanzas River, beginning 1100 feet north of the Bridge of Lions in St. Augustine and extending 1350 feet; said material to be deposited inside an existing sea wall in front of applicant's property located on the Matanzas River, at St. Augustine, St. Johns County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees agree to sell fill material applied for by Mr.

Ryman at a price of ten cents (10¢) per cubic yard. Upon vote the motion was adopted.

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Mr. Wells stated that he desired to discuss the matter of advertising state land for leases; that some applicants desire a five-year lease as it will be necessary to put in pumps and other equipment for water control; others wanted only one-year leases; also in some cases there would be small areas and others larger. Mr. Wells recommended that when applications are received, he get information as to the terms of the lease and get the best bid possible; that when such information is received the land be advertised for sealed or open competitive bids commencing with the bid of applicant.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the suggestion of Mr. Wells be approved as the action of the board. Upon vote the motion was adopted.

Upon question as to whether sealed or open bids should be used, motion was made by Mr. Ervin, seconded by Mr. Larson, that sealed bid be used where the acreage was small and open competitive bidding for large areas. Upon vote the motion was adopted.

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Mr. Wells reported that official notice has been given Richlands, Inc., that Lease No. 18284, covering approximately 3000 acres of Pelican Bay land in Palm Beach County, will be cancelled effective July 1, 1950.

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Mr. Wells recommended that the Trustees take action cancelling Shell Lease No. 499 in favor of Smith Engineering & Construction Company for violation of the contract, payments being in arrears in amount of \$3,500.00; that the bonding company is liable for this amount and should be called on for payment.

Mr. Wells also informed the board that he has a party interested in taking over this lease with a guaranteed minimum annual payment to the State of \$5,000.00.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the bonding company be notified of the delinquency of Smith Engineering and Construction Company, requesting that payment in full be made immediately, and after collection that the matter again be submitted to the Trustees for cancellation of the lease. Upon vote the motion was adopted.

Mr. Elliot presented notice of bankruptcy proceedings filed by Florida Ore Processing Company in the District Court of the United States for the Southern District of Florida, and that Richard A. Lawrence has been appointed Trustee by the Court.

Mr. Elliot was requested to transmit the notice to the Attorney General for handling.

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Mr. Elliot presented request from the State Road Department for right of way one hundred feet (100') wide for State Road No. A-1-A bordering a portion of the east shore of Lake Worth, in the City of Palm Beach, Florida.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize issuance of permanent easement to the State Road Department for use in connection with State Road No. A-1-A—Section 9306-111—SRD No. 1, said parcel being designated as:

The Lake Worth bottom lands situated between

- (a) the U. S. meander of Lake Worth in Sections 10, 15, 22 and 27, and
- (b) the U. S. meander of Lake Worth in Sections 11, 14, 23 and 26, all in Township 44 South, Range 43 East, Palm Beach County, lying within 50 feet each side of the survey line of State Road A-1-A. More fully described in easement instrument.

Upon vote the motion was adopted.

Mr. Elliot reported that in connection with easement to the State Road Department, the land owners affected, between the road and the upland, propose to pump material and fill the low areas behind the road, and the city and the land owners request that the Trustees take the position that the road comes within the bulkhead definition and when the fill is made the filled land will come within the purview of the 1921 Riparian Act, and according to the Supreme Court decision the title to the bulkheaded and filled land will be equal to that of the upland; also in order that riparian rights not be severed, which would be done by granting right of way to the State Road Department, that conveyance be made to upland owners, at an agreed price, of a strip of land twenty feet wide adjoining on the lake side of right of way of the State Road Department, in prolongation of the north and south property lines, to give each property owner title from the Trustees to said strip.

Mr. Elliot stated that he has gone over this matter with the State Road Department and they have no objections to conveyance by the Trustees of the strip of land which will maintain the riparian owners' rights as they are now; also that he has discussed the entire matter with the Attorney General and has his approval. Mr. Ervin stated that he thought it was all right and in order for the Trustees to grant the request from the City of Palm Beach.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees grant request of the City of Palm Beach and of upland owners affected, authorizing conveyance of the strip to be filled to the respective upland owners, subject to advertisement of the land for objections only, it being understood that said owners will not construct or allow constructed anything on said strip that might be unsightly or objectionable. Upon vote the motion was adopted.

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Mr. Mayo inquired as to whether or not United States Sugar Corporation had agreed to grant easement for the Trustees to pump water onto Section 22, Township 43 South, Range 37 East, Palm Beach County, when the dike along the east side of Section 21 shall have been completed. He stated that he had been informed that the Sugar Company would give the easement if desired by the State. Mr. Elliot replied that he had written the company and asked for prompt reply in order that construction of the dike be begun before the rainy season started in.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that Mr. Elliot be requested to wire the Sugar Company asking for immediate action on the request from the Trustees. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Duval	5/4/49	41
Duval	6/2/49	40
Holmes	5/24/49	1
Holmes	6/10/49	2
Manatee	6/6/49	14
Marion	6/6/49	9
Pasco	6/6/49	3
St. Johns	4/20/49	10

Sarasota	6/7/49	6
Taylor	5/27/49	1
Santa Rosa	6/6/49	3

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Mr. Elliot presented applications for release of state road right of ways reserved in deeds heretofore issued conveying title to land in Hillsborough, Lee, Pasco, Pinellas, Polk and St. Johns Counties. Also, recommendation was presented from the State Road Department that releases be allowed by the Trustees.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize release of right of ways as approved by the State Road Department and that the following quitclaim deeds be executed and delivered upon payment of \$5.00 per deed:

Hillsborough County Q.C. Deed No. 1388 to Louis Granda

Hillsborough County Q.C. Deed No. 2666 to F. N. Hahn and G. J. Richards

Hillsborough County Q.C. Deed No. 3198-Cor. to Juan Fernandez, Genara Garcia and Julio Garcia, doing business as Fergar, Lmt.

Pt. Pinellas County Q.C. Deed No. 2119 to Irven T. Reese

Pt. Pinellas County Q.C. Deed No. 2118 to Harry W. Davis

Pt. Pinellas County Q.C. Deed No. 2173 to Harry W. Davis

Pt. Pinellas County Q.C. Deed No. 2487 to Grace M. Barnard

Pinellas County Q.C. Deed No. 1463 to Claud Barnard, Jr.

Polk County Q.C. Deed No. 2432 to Harlan T. Fowler and Doris G. Fowler

St. Johns County Q.C. Deed No. 84 to Emma Gary-Lee.

Upon vote the motion was adopted.

Application was presented from B-Ten, Inc., requesting release of oil and mineral reservations in four deeds heretofore issued conveying title to a number of subdivision lots in South Miami, Dade County, Florida. Mr. Elliot recommended that the reservations be released upon payment of \$10.00 each deed, except as to Deed No. 2812 which conveys a large number of small lots scattered over the subdivision with total acreage of 60.5 acres—\$1.00 an acre was recommended for release under said deed.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve as the action of the board the recommendation of Mr. Elliot and execute the following deeds in favor of B-Ten, Inc.:

Dade County Q.C. Deed No. 2812 .....	\$ 60.50
Dade County Q.C. Deed No. 3147 .....	10.00
Dade County Q.C. Deed No. 3149 .....	10.00
Dade County Q.C. Deed No. 4472 .....	10.00

Upon vote the motion was adopted.

Motion was made by Mr. Mayo, seconded by Mr. Larson, and adopted, that the following salary and bills be approved and the Comptroller be requested to issue warrants in payment therefor:

Elizabeth Goode, Clerk-Bookkeeper	
Accumulated leave, 15 days .....	\$ 103.33
A. W. Weisner, c/o Geo. E. Evans, Clerk Circuit Court, Alachua County	
Refund part Deed No. 1464 .....	60.00
S. W. Dease, c/o C. C. Copeland, Clerk Circuit Court Dixie County	
Refund part Deed No. 46 .....	30.00
Burton Webb, c/o C. C. Copeland, Clerk Circuit Court Dixie County	
Refund Deed No. 39 .....	20.00
H. S. Butler, Sr., c/o C. C. Copeland, Clerk Circuit Court Dixie County	
Refund Deed No. 41 .....	6.81
TOTAL.....	\$ 220.14

Upon motion duly adopted, the Trustees adjourned.

C. M. GAY,  
Comptroller—Acting Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
June 28, 1949

The Trustees of the Internal Improvement Fund met on this day in the Board Room, offices of the Governor at the Capitol.

Present: C. M. Gay, Comptroller  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary

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Mr. Paul Potter of West Palm Beach, Florida, attorney for the town of Jupiter, and citizens of Palm Beach County, reported that pursuant to action of the Trustees February 17 and July 28, 1942, the transaction between the county and Inlet Shores, Inc., had not been carried out by which the county was to receive two public beaches; that the Trustees of the Internal Improvement Fund conveyed the land as agreed to at a price of \$100.00, in exchange for which Inlet Shores, Inc., was to convey to the county, without cost, two areas to be used as public bathing beaches; that the Trustees had an offer of \$500.00 from a private party for the land; that the county in December 1944 paid \$30,000.00 to Inlet Shores, Inc., through Rittenhouse Homes Company, for said sovereignty lands with other adjacent lands; that no public beaches have been provided for the public except one at Jupiter which has been dedicated as a beach for colored people only. Mr. Potter requested that the Trustees make an investigation of this entire transaction and see if it cannot be set aside.

Upon discussion of the transaction as presented by Mr. Potter, motion was made by Mr. Mayo, seconded by Mr. Ervin and unanimously carried, that the following resolution be adopted:

#### R E S O L U T I O N

WHEREAS, the Trustees of the Internal Improvement Fund at their meetings of February 17 and July 28, 1942, authorized the sale of certain sovereignty lands in Section 32, Township 40 South, Range 43 East, and Section 5, Township 41 South, Range 43 East, unto Inlet Shores, Inc., a corporation, for a nominal consideration of \$100, upon the representation that said corporation had agreed to and would give the County of Palm Beach, Florida, two public beaches in the area in question; and

WHEREAS, it has been represented to the said Trustees by Paul W. Potter, an attorney at law, on behalf of citizens and taxpayers of Palm Beach County that the aforesaid two public beaches were not given unto Palm Beach County by the said Inlet Shores, Inc., but that, on the contrary, said sovereignty lands, together with other lands adjacent thereto, being, for the most part, in the waters and foreshore of the Atlantic Ocean, were offered for sale by Inlet Shores, Inc., unto the County for \$30,000 and that said sale was consummated, through Rittenhouse Homes Company, a corporation, on or about December 18, 1944; and

WHEREAS, it has been represented to the Trustees by Mr. Potter that said sale by Inlet Shores, Inc., to the County of Palm Beach violated Section 6 of Article IX, as amended, of the Florida Constitution and Chapter 21463, Special Laws of Florida, 1941, requiring, among other things, a freeholders election, and that citizens and taxpayers, therefore, intend to institute a suit in the Circuit Court of Palm Beach County, Florida, for declaratory decree, injunctive relief and seeking to rescind the aforesaid sales; and

WHEREAS, said citizens through their aforesaid attorney have petitioned the Trustees to investigate said transaction and to institute such proceedings as may be warranted on behalf of the State and the citizens of Palm Beach County;

NOW, THEREFORE, BE IT RESOLVED by the Trustees of the Internal Improvement Fund of the State of Florida that the matter be referred to the Attorney General of the State of Florida and the Land Department to make a full and complete investigation of said transaction, and to report their findings to the Trustees for further consideration.

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Letter from Coastal Petroleum Company, dated June 27, 1949, was presented with request that the Trustees allow drilling of the first well, under agreement with J. L. McCord—see Minutes of May 10, 1949—on an area under Lease No. 363, the company having originally indicated that the first well would be drilled on land under Lease No. 364. It was explained that this change was necessary as it would be impossible to move the rig to a location under Lease No. 364 and drill to a depth of 11,000 feet prior to expiration date of Lease No. 363—

September 5, 1949. Location for drilling under Lease No. 363 is described as follows:

329.39 feet west of the east line and 1053.01 feet north of the south line of Section 32, Township 62 South, Range 38 East, Monroe County, and within the limits of Lease No. 363.

Mr. Elliot reported that he had secured informal approval by three members of the Trustees and would now like to have such action confirmed.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees confirm action taken by three members, informally, June 27, 1949, and grant permission for drilling under Lease No. 363 prior to drilling on land under Lease No. 364; also that drilling location as described be approved. Upon vote the motion was adopted.

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Mr. Elliot presented budget for the Trustees for the next three months, including Chapter 610 and Chapter 18296, carrying out the instructions of the budget commission that all departments make an over-all reduction of twenty-five per cent (25%) of the appropriation as adopted by the 1949 legislature; that with reference to the Murphy Act, it has been contemplated for some time that one employee would be discontinued as the business has fallen off to such extent that the remaining force can handle the work; that one employee now being paid jointly from Chapter 610 funds and Murphy Act funds is being placed entirely on the Murphy Act payroll and three employees doing part time work under the Murphy Act are being transferred to the payroll under Chapter 610, thereby eliminating two salary checks for each of four employees. There will be no change in the amount of any salary, and the relative difference between that previously paid by the Trustees under Chapter 610 and under the Murphy Act will be only sixty-seven cents (67¢) per month.

Mr. Elliot explained that while he realized that the twenty-five per cent (25%) withholding did not apply to the Trustees of the Internal Improvement Fund under Chapter 610, yet for office purposes and for treating both sides of the office personnel equally he deemed it desirable to apply the 25% withholding to the payroll of the Trustees under Chapter 610 as well as to that under the Murphy Act, thereby avoiding discrimination between the two sides of the office payroll.

Report presented by Mr. Elliot was approved for submitting to the Budget Commission for action. It was so ordered.

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Lake	6/13/49	14
Gadsden	6/14/49	1
Martin	5/23/49	33
Nassau	6/27/49	1

Motion was made by Mr. Mayo, seconded by Mr. Ervin and adopted, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules.

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Request was presented from Florida Power and Light Company for right of way across Dade County land, being a strip twenty-five (25) feet wide on which to erect, operate and maintain an electric transmission line, said strip being described as follows:

In Section 31, Township 54 South, Range 40 East, Coral Highlands as in Plat Book 16, Page 59, Public Records of Dade County;

In Block 3: Along the North side of Lots 9, 10, 11, 12, 16, 20, 21, 24 and 25;

Along the South side of Lots 48, 47, 30 and 29;

In Block 4: Lots 21, 20 and 19;

A linear distance of 18.18 rods.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees authorize issuance of permit in favor of Florida Power and Light Company for use of the land described upon payment of \$9.09 under the usual conditions for such permit. Upon vote the motion was adopted.

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Requests were presented from Clerks of the Circuit Courts of several counties for cancellation of certificates erroneously certified to the state under Chapter 18296. The Attorney General's office has approved disclaiming interest in the certificates requested.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees disclaim interest in certificates requested by the Clerks of Dixie, Holmes, Gulf, Marion, Palm Beach, Sumter and Taylor counties as approved by the Attorney General's office. Upon vote the motion was adopted.

See action taken on Trustees budget, including Murphy Act salaries and expenses, which was included in budget covering salaries and expense under Chapter 610.

Upon motion duly adopted, the Trustees adjourned.

C. M. GAY,  
Comptroller—Acting Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
July 6, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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Sinclair Wells, Land Clerk

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Presented for approval were Minutes of the Trustees dated May 17, 31, June 7 and 14, 1949, copies having been furnished to each member.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the minutes as presented be approved. Upon vote the motion was adopted.

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Mr. Wells requested confirmation of sale advertised to be held July 5th, based on application from W. Lansing Gleason, on behalf of W. A. Cox, who agreed to pay \$250.00 for the land. The following notice was published in the Melbourne Times on May 27, June 3, 10, 17 and 24, 1949:

Tallahassee, Florida, May 17th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. July

5th, 1949, the land in Brevard County, described as follows:

Begin on the west bank of Banana River at a point on a line with a bearing of S.  $0^{\circ} 26' W.$  18' or S.W. of the line dividing Townships 26 and 27 South, Thence run S.  $13^{\circ} 23' W.$  79.6' to a point; thence run S.  $34^{\circ} 10' W.$  133.2' to a point; thence run S.  $19^{\circ} 00' W.$  118' to a point on the original bank of the Banana River and on a line with a bearing of N.  $60^{\circ} 10' E.$ ; thence run N.  $60^{\circ} 10' E.$  in the Banana River 268'; thence run N.  $0^{\circ} 20' W.$  463'; thence run N.  $89^{\circ} 40' W.$  424' to a point on the north boundary line; thence S  $69^{\circ} 15' E.$  193.4'; thence S.  $69^{\circ} 04' E.$  149.7'; thence S.  $3^{\circ} 41' W.$  60.6'; thence S.  $0^{\circ} 26' W.$  121.6' to point of beginning. Part of said land being in Section 3, Township 27 South, Range 37 East, and part being in Section 34, Township 26 South, Range 37 East, and containing 2 acres.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Mr. Wells reported that the land was called out as advertised and no objections filed to the sale.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees confirm sale of the land described in favor of Mr. Cox at the price of \$250.00. Upon vote the motion was adopted.

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Mr. Wells requested confirmation of another sale advertised to be held July 5, with action deferred until this date. Based on application from W. Lansing Gleason, on behalf of L. M. Crowder, with offer of \$100.00 for Brevard County land, the

following notice was published in the Melbourne Times on May 27, June 3, 10, 17 and 24, 1949:

Tallahassee, Florida, May 18th, 1949

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. July 5th, 1949, the land in BREVARD COUNTY, described as follows:

Commencing at the water's edge of Banana River on the East shore of Merritt Island on the North line of Government Lot 2, go Easterly on the North line of Government Lot 2 a distance of 1,000 feet; thence go South at right angles to the North line of Government Lot 2, 421 feet; thence go West parallel with the North line of Government Lot 2, 1,000 feet more or less to the East shore line of Merritt Island; thence go Northerly meandering the shore line of Merritt Island 421 feet more or less to the point of commencing. Said land is a part of Government Lot 2, Section 28, Township 26 South, Range 37 East, and contains within said boundaries 10 acres of submerged land in Banana River, more or less.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Mr. Wells stated that no objections were filed or presented when the land was called out on July 5.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that sale in favor of Mr. Crowder be confirmed for conveyance

of the land described upon payment of \$100.00. Upon vote the motion was adopted.

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Application was submitted from J. E. Bartlett with offer of \$1300.00 for ten (10) acres of sovereignty land in Section 26, Township 40 South, Range 19 East, Sarasota County, said land being adjacent to his upland property. Mr. Wells recommends acceptance, subject to advertisement.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees accept the offer from Mr. Bartlett, subject to advertisement for objections only as required by law. Upon vote the motion was adopted.

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Consideration was requested on the following offers from Walter E. Travers and F. C. McKenzie for purchase of approximately eighty-five (85) acres of land circling the north two thirds of Lake Clark in Sections 8 and 9 of Township 44 South, Range 43 East, Palm Beach County:

- \$300.00 an acre for 20 acres designated as Tract "A";
- \$200.00 an acre for 40 acres designated as Tract "B";
- \$100.00 an acre for 25 acres designated as Tract "C".

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees decline the offer submitted and make counter proposal to advertise the land for competitive bids, provided applicant will agree to bid not less than \$300.00 an acre on date of sale. Upon vote the motion was adopted.

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Mr. Wells presented request from Belle Glade Prison Farm that the Trustees clean out and open up ditches in order that the SE $\frac{1}{4}$  of Section 29, Township 43 South, Range 37 East, containing 160 acres in Palm Beach County, owned by the State, can be used by the Prison Farm. It was estimated that the work could be done for \$900 or \$1000 and credited against an amount due the Trustees from lease payments due.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees authorize the necessary clean-up work of the ditches at a cost not to exceed \$1000.00. Upon vote the motion was adopted.

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Offer of \$100.00 an acre was presented from Evans Crary, on behalf of Harry H. Hoke, for purchase of 2.84 acres of land lying under the waters of Indian River and adjacent to applicant's upland property in Government Lots 1 and 3, Sec-

tion 22, Township 37 South, Range 41 East, Martin County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to accept the offer of \$100.00 an acre, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Mr. Wells presented request from Mr. J. A. Franklin that the Trustees clarify action taken June 14, 1949, with reference to Lease No. 619 in favor of Crosby and Padgett, involving 190 acres of state owned land in Township 40 South, Range 32 East, Glades County, which lease was authorized assigned to Mr. Wendell Click. It was also explained that the lease was issued for a period of five years and also had the thirty-day cancellation clause, and Mr. Click would like to have the cancellation clause eliminated; that since he and associates are the owners of upland property adjacent, Mr. Wells recommends that the clause be omitted.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees grant the request made by Mr. Franklin, for Mr. Click and associates, and eliminate the 30-day cancellation clause from Lease No. 619. Upon vote the motion was adopted.

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Mr. Wells asked that the Trustees take action as to leasing areas owned by the state along the Florida Keys adjacent to Overseas Highway right of way in Monroe County; that if leases are to be allowed to what extent, and what conditions or restrictions as to buildings will the Trustees require.

Upon discussion of the subject, motion was made by Mr. Larson, seconded by Mr. Ervin, that the matter be referred to the State Park Service, to be taken up with the State Road Department and the Overseas Toll and Bridge District, and report made to the Trustees as to suggestions for future procedure. Upon vote the motion was adopted.

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Attorney General Ervin reported on meeting held at Bayfront Park Auditorium in Miami, Florida, June 30, 1949, at which the committee from the Trustees—Mr. Ervin, Mr. Gay and Mr. Mayo—was present, for the purpose of hearing the views of interested parties on the question of whether or not the Trustees of the Internal Improvement Fund should release the public purpose clause in deeds from the State to the City of Miami, involving Dade County land located at the bend of McArthur Causeway, between Miami and Miami Beach, stating

that he thought the Miami Herald's report on the meeting summed up the ideas of the people in that section, which statement is as follows:

"The people of Dade County don't want the Miami city commission to get any blank check on use of the island at the western bend of MacArthur causeway.

Three members of Florida's cabinet learned that fact definitely Thursday in an unusual public hearing.

Twenty-eight speakers representing some 80 organizations talked for almost three hours in the Bayfront Park auditorium. When it was all over the welter of words added up like this:

1. There is little opposition to continued use of the island as headquarters for the Miami Yacht Club, Miami Outboard Club, Goodyear blimps and a commercial yacht sales operation.
2. There is plenty of opposition to lifting of deed restrictions which prevent the city from ever leasing or selling the property for private development.
3. The very best use would be a beautiful public park.

This was the distinct impression given Attorney General Richard W. Ervin, Comptroller Clarence M. Gay and Commissioner of Agriculture Nathan Mayo.

"Our purpose is to find out what you feel about the use to which the bay bottom should be put", Ervin said at the start of the hearing.

At the end he said that the three will report the sentiment to Gov. Fuller Warren and other members of the Internal Improvement board at a meeting Wednesday in Tallahassee.

"I cannot speak for the entire committee now," Ervin said. "But I believe that we will recommend that the present leases be allowed to remain on a short-term basis, but that the deed restrictions not be removed."

Even the Miami city commission, which went to Tallahassee in May to ask lifting of restrictions so it could dickie with promoters with schemes for private exploitation, changed its theme in face of the bitter opposition.

Commissioner William W. Charles called the various proposals "newspaper talk" and said the commission never had voted on acceptance of any.

Commissioner H. Leslie Quigg pledged himself against filling in any more of the bay except Virginia Key. He said he never would vote for "anything that's not right" on the causeway bend.

Commissioner R. C. Gardner came out flatly in favor of the state-imposed restrictions.

A letter from ailing Mayor Robert L. Floyd, read by Charles, said: "The past record of the city provided ample proof that it has not been and still is not the intention of the city to use these lands other than in the public interest."

The expressions from the commissioners drew a fiery outburst from Elmer Warren, representing the Entrata Corp., of Coconut Grove. "We've witnessed a most amazing turnabout," Warren said. "Your city commission went to Tallahassee and asked removal of the deed restrictions. Now they tell us they don't want to use lands for commercial purposes. What are we to believe?"

"We are definitely against lifting any restrictions."

Mr. Ervin further stated that he did not believe there was too much opposition to the leases now outstanding, but the practically unanimous view of the people of Dade County was that the restrictions in the deeds should not be removed; that existing lease arrangements to the four concerns be continued on a short term basis by the City of Miami so that at any time the city desires to develop the area as a public project, the existing leases or arrangements can be discontinued; and that it was clearly apparent from statements made at the hearing that the citizens do not want the city to make any further grants of leases of the area involved for private commercial purposes. Mr. Gay and Mr. Mayo, the other members of the Committee, were in accord with the report of the Attorney General, stating that as reported in the Miami Herald the City Commission had receded from its request that the restrictions be eliminated.

Motion was made by Mr. Ervin that the Trustees refuse to remove the present restrictions in the two deeds executed by the Trustees—Nos. 19447 and 19448 dated February 24, 1949—conveying Biscayne Bay bottoms to the City of Miami, but that the existing leases or arrangements with the Yacht Club, Miami Outboard Motor Club, Howard Bond, and the Goodyear

Blimp be not cancelled but that they be continued on a short term basis, subject to cancellation whenever the City of Miami needs the property for some public purpose. Motion seconded by Mr. Gay and upon vote adopted.

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Request was presented from Arundel Corporation for lease on four (4) small spoil areas in the St. Johns River, Duval County, to be used as a place to store pipe of the company's hydraulic dredge "ADMIRAL" which has been used in dredging work in the St. Johns River, under contract with the United States.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize Mr. Elliot to write The Arundel Corporation giving permission to use the following described areas for storing pipe owned by the company until such time as the pipe can be assembled and removed, not exceeding one (1) year:

Spoil Area "F"; Spoil Area 21;  
 Pipe Line Easement 21-A; Pipe Line Easement 21-B  
 Shown on sheets 2 and 3 of maps designated "St.  
 Johns River, Fla. Jacksonville to Ocean. Jacksonville  
 District, Corps of Engineers. Nov. 1947."

Upon vote the motion was adopted and permission granted as requested.

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Request was presented from Williams and Dart, Attorneys of Sarasota, Florida, on behalf of Searcy G. Koen, for release of oil and mineral reservation in deed No. 58-62 conveying Lot 19, Block 8, and Lots 4 and 5, Block 28, Sarasota Beach Subdivision, and in deed No. 58-64 conveying Lots 33 and 35, Block D, Court House Subdivision.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize release of the reservations requested upon payment of \$5.00 each deed. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following items be approved and that the Comptroller be requested to issue warrants in payment therefor:

J. Edwin Larson, State Treasurer	
To Principal of State School Fund .....	\$7,121.04
J. Edwin Larson, State Treasurer	
To State Board Conservation for Oyster	
Conservation Fund .....	1,908.85

Sinclair Wells, Tallahassee, Fla.	
For expenses incurred as Land Agent .....	133.75
Southeastern Telephone Co., Tallahassee, Fla.	22.95
Western Union Telegraph Co., Tallahassee, Fla.	6.61
J. F. Cochran, Postmaster, Tallahassee, Fla. ...	15.00
The H. & W. B. Drew Co., Jacksonville, Fla. ...	.83
Guyte P. McCord, Clerk Supreme Court .....	1.20
Capitol Office Equipment Co., Tallahassee, Fla.	11.72
	<hr/>
TOTAL.....	\$9,221.95

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#### SUBJECTS UNDER CHAPTER 18296

Application was presented from Hillsborough County for conveyance of the S $\frac{1}{2}$  of NE $\frac{1}{4}$  of NE $\frac{1}{4}$  South and East of Atlantic Coast Line Railroad in Section 4, Township 29 South, Range 19 East, Hillsborough County. The county offers \$6.25 for the tract, which is equal to one-fourth of the 1932 assessed value.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the offer from Hillsborough County, for the land described, and make conveyance under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

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Request was submitted from Crest View Realty Company, Inc., for duplicate deed to replace original Hillsborough County Deed No. 539, lost before being recorded.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize execution of duplicate deed as requested upon payment of \$5.00, the Attorney General's office having approved issuance of said deed. Upon vote the motion was adopted.

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Request was presented for reconsideration of four bids included in Okaloosa County Report No. 70, sale of January 3, 1949. Information has come to the Trustees that there was no controversy with reference to the four bids in question and statement from the present Clerk of the Circuit Court is that amount received is all the land is worth.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees rescind action heretofore taken on bids submitted by W. K. Adams, Bryan Carter, Corine Ussery and A. D. Armistead as listed on Report No. 70—Okaloosa County—and accept the offers made. Upon vote the motion was adopted.

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Offer of \$30.00 was submitted from the City of Oldsmar for purchase of Lots 1, 2, 3, Block 14, Oldsmar Revised, Pinellas

County. Information was furnished that the assessed value in 1932 was \$354.00 on these lots, but a warehouse located thereon at the time has since been destroyed and the assessed value in 1941 was \$10.00 per lot.

Upon recommendation from the Secretary, motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees decline offer of \$30.00 and make counter proposal to convey the lots to the City of Oldsmar under provisions of Chapter 21684 of 1943 upon payment of \$45.00. Upon vote the motion was adopted.

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Request was presented from Williams & Dart, attorneys of Sarasota, Florida, on behalf of Searey G. Keon, for release of oil and mineral rights retained in Deeds No. 1308 and 1346 Sarasota County, covering boom-time subdivisions located partly within and partly outside the city limits of Sarasota.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize release of the reservations requested upon payment of \$10.00 per deed. Upon vote the motion was adopted.

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Request was presented from William Sirkin for release of State Road right of way reservation in Volusia County Deed No. 308-A conveying Lots 1, 2, 3, 4, Block B, Maryland Heights, Daytona Beach, except 6.5 feet of said lots. Information was furnished that the State Road Department has approved release of the right of way as requested.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize release of State road right of way through the lots described as approved by the State Road Department. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

J. F. Cochran, Postmaster, Tallahassee, Fla. ....	\$ 50.00
State Office Supply, Tallahassee, Florida .....	13.75
Burroughs Adding Machine Co. ....	24.65
Bulkley-Newman Printing Co., Tallahassee .....	27.00

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TOTAL.....\$115.40

Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: Jentye Dedge  
Acting Secretary

Tallahassee, Florida  
July 8, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
Richard W. Ervin, Attorney General

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F. C. Elliot, Engineer and Secretary

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Also present: For State Board of Education:  
R. A. Gray, Secretary of State  
Thomas D. Bailey, Supt. of Public Instruction

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Mr. Wareing Miller, Mr. Stacy Rogers and Mr. Turner Wallis, representing Everglades Drainage District, came before the Trustees and the State Board of Education with reference to acquisition of land needed in connection with Central and Southern Florida Flood Control District.

Mr Elliot presented memorandum of resolution, affecting the Trustees, worked out from suggested resolution furnished by Mr. Miller and from action heretofore taken by the Trustees in 1946 and 1948 in connection with the then proposed flood control district.

Upon consideration of the memorandum, motion was made by Mr. Gay, seconded by Mr. Ervin and carried, that the following resolution be adopted as representing the Trustees' action:

#### R E S O L U T I O N

WHEREAS, Pursuant to preliminary action by the Trustees of the Internal Improvement Fund prior to and in anticipation of the creation by law of Central and Southern Florida Flood Control District, which said preliminary action had reference to assistance in the cooperative Federal, State, and local flood control project subsequently coming to be known under the name of the district as above recited, which said assistance related to making certain state land available for the purposes of said project, and

WHEREAS, said district has been created by action of the Legislature of 1949, is in its initial operating

stages, and that previously provided for by said Trustees may now be undertaken and effectuated,

NOW THEREFORE, BE IT RESOLVED BY THE TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA, in pursuance of related action by said Trustees on October 1, 1946, and May 6, 1948, the Trustees take further action as follows:

1. That the Trustees of the Internal Improvement Fund convey to Board of Commissioners of Everglades Drainage District the Murphy Act title under the provisions of Chapter 21684, Laws of Florida, Acts of 1943, to one-half the Murphy Act land within said district, conditioned that Board of Commissioners of Everglades Drainage District convey to Trustees of the Internal Improvement Fund the district's title to the tax reverted land covering the remaining one-half of lands subject to double reversion, to become Murphy Act land in pursuance of which the result would be that Everglades Drainage District would then have the whole title to one-half of the double tax reversion land, and the Trustees would have the whole title to the other half, rather than each having half title to the whole, as now prevails.
2. That when paragraph "1" shall be accomplished, the Trustees make available for Central and Southern Florida Flood Control District purposes all tax reverted land held by them within the water conservation areas.
3. That in the discretion of the Trustees and to such extent as they may deem practicable without undue impairment to the Internal Improvement Fund, said Trustees will make available Internal Improvement Fund lands to be selected by them within Everglades Drainage District, outside of the water conservation areas, for exchange for privately owned lands inside of such water conservation areas, such exchange to be on a relative value basis acceptable to said Trustees.
4. That confirming previous action by Trustees, said Trustees make available for Central and Southern Florida Flood Control District purposes all Internal Improvement Fund lands in said water conservation areas.

5. That as to paragraphs "2" and "4", in making said land available for water conservation purposes, the title to said land shall remain in said Trustees and said land shall be set aside for the purpose described and shall be withdrawn from sale or other disposition, except that Trustees shall, in reserving said title, also reserve the oil, gas and minerals which may lie under said land together with the right to explore for and to mine and develop the same.
  6. That F. C. Elliot, Secretary and Engineer to the Trustees, be authorized to carry out the details set forth in this resolution and to perform such administrative matters as are necessary in accomplishing the purpose hereof with the Everglades Drainage District or such agents thereof as may be designated by the governing board of said district.
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Discussion was then had as to making available land of the State School Fund comprising all of said lands within the water conservation area, estimated to be approximately 25,000 acres. Mr. Elliot suggested that the State Board of Education might dedicate the land for flowage rights and retain title; that the lands are now continuously covered by water, will continue to be under the water conservation plan, will have no surface value, and will have only a prospective sub-surface value for oil and minerals.

Mr. Gray raised the question as to whether or not the School Board had authority to dedicate the lands or to grant flowage and water storage easements over them; that he is in full sympathy with the purpose but the School Board holds these lands in trust for a specific purpose; however, if there is authority he has no objection to it. Mr. Gray further suggested that possibly the Trustees could purchase the school land and then exchange for lands privately owned within the district. Mr. Elliot stated that there is ample authority for exchange under an Act of the 1949 Legislature, and also under another 1949 Act authority for dedication of use rights, provided the same, as it affects school fund land, is not in conflict with the State Constitution in reference to the State School Fund. Consideration was given to purchase by the Trustees, or combined purchase and exchange, and whether or not the Trustees would have authority to make outright purchase, or whether it would be necessary to advertise the lands prior to sale in view of the acreage involved. Methods of handling the sale or exchange

were discussed and it was considered advisable that something be worked out along the line of sale or exchange.

Motion was made by Mr. Gay, seconded by Mr. Ervin, on behalf of the Trustees of the Internal Improvement Fund, that Mr. Elliot be authorized to work with Everglades Drainage District and the Flood Control District and submit a definite proposal for effectuating an exchange of lands as outlined in the resolution. Upon vote the motion was adopted.

Motion was made by Mr. Gray, seconded by Mr. Ervin, on behalf of the State Board of Education, that Mr. Elliot be requested to work out with the two districts a proposal for dedication or exchange of certain school sections that will be flooded in the conservation areas. Upon vote the motion was adopted.

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Mr. Elliot reported that when the Trustees' budget was prepared for submission to the Budget Commission and subsequently to the Legislature, an item was included to provide for allocation of \$4000.00 to participate in surveys for reclamation and conservation of inland waters, the work being performed by the United States Geological Survey; that local agencies in the area benefiting from the surveys will match amount from the Trustees and the Federal Government will contribute an amount equal to State and local—\$8000.00. Approval of the Trustees was requested for making this allocation for the fiscal year 1949-1950.

Motion was made by Mr. Ervin, seconded by Mr. Gay and adopted, that the Trustees make available up to \$4000.00 for participation in the geological survey by the Federal Government for the fiscal year 1949-1950, provided local interests will provide \$4000.00 and the United States \$8000.00.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
July 12, 1949

The Trustees of the Internal Improvement Fund met on

this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
 C. M. Gay, Comptroller  
 Richard W. Ervin, Attorney General  
 Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
 Sinclair Wells, Land Clerk

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Request was presented from Mr. Hiram Faver, on behalf of the Board of County Commissioners of St. Johns County, making application to purchase all unsurveyed part of Section 30, Township 6 South, Range 30 East, lying East of North River, and all unsurveyed part of Section 19, Township 6 South, Range 30 East, lying West of Lot 2, Section 20, Township 6 South, Range 30 East, containing approximately 800 acres of marsh land. The county desires to know at what price the Trustees will sell the land.

Mr. Wells explained that the Trustees recently gave permission for the county to remove mud from the land described for stabilizing road material in St. Johns County; that the land is desired for use as a borrow pit and he recommends that unlimited time be given for removing the material needed by the County but that sale be not made at this time.

Motion was made by Mr. Ervin, seconded by Mr. Gay, that the Trustees authorize St Johns County to use the land described as a borrow pit, for an unlimited time, without cost to the county, but decline to sell at this time. Upon vote the motion was adopted.

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Application was presented from H. J. Anderson for purchase of 0.937 acre of sovereignty land adjacent to his upland property described as Lots 30-A, 31-A and 32-A in Section 23, Township 42 South, Range 37 East, Palm Beach County.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees agree to advertise for objections only the land applied for by Mr. Anderson, provided he will agree to pay therefor at the rate of \$700.00 an acre. Upon vote the motion was adopted.

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Application was presented from Mrs. Bula Croker, on behalf of herself and Hughes H. Ridenour, with offer of \$100.00 annual rental for precious metals lease on the underwater

areas owned by the state within the counties of Bay, Walton, Okaloosa, Santa Rosa and Escambia. Mr Wells explained that in the event any treasures were found the Trustees would receive twelve per cent (12%) of amount received for such treasures.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize one-year lease in favor of applicants upon payment of the amount offered. Upon vote the motion was adopted.

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Mr. Wells reported that Senator Evans Crary, representing St. Lucie Inlet District, has requested conveyance to the district of land in Martin County, now under lease No. 471 in favor of William Pitchford with rental of \$50.00 per month, said land being described as located at the east end of the south line of the N½ of Hanson Grant, lying south and east of present county road, in Section 12, Township 38 South, Range 41 East, containing approximately thirteen (13) acres.

It was explained that there has been considerable controversy over the leasing of this area by the Trustees and it is now recommended that conveyance be made in favor of the District for a consideration of \$50.00.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the request be granted and the matter referred to the Attorney General for working out conditions of the sale to St. Lucie Inlet District. Upon vote the motion was adopted.

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Request was presented from the Clerk of the Circuit Court of Escambia County that the Trustees approve Homestead Entry No. 10-C in favor of James Lewis Lingo involving 20 acres of county owned land in Section 37, Township 2 South, Range 31 West. Information was furnished that all requirements have been complied with and the county recommends allowing homestead on the land.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees approve Homestead Entry No. 10-C Escambia County in favor of James Lewis Lingo. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	4/20/49	1
Alachua	6/22/49	2

Bay	7/4/49	17
Citrus	6/13/49	7
Holmes	6/24/49	2
Indian River	6/27/49	3
Levy	6/27/49	1
Marion	7/4/49	15
Osceola	6/20/49	29
Polk	5/27/49	3
Putnam	7/2/49	7
Sarasota	6/27/49	21
Seminole	6/27/49	6

Motion was made by Mr. Gay, seconded by Mr. Mayo and adopted, that the Trustees approve the bids reported and authorize issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
July 19, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that Minutes of the Trustees dated June 28 and July 8, 1949 be approved, copies having been furnished each member.

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Mr. Wells requested consideration of sale advertised to be held today on application from J. E. Sims of Lake Placid,

Florida, submitted to the Trustees June 7, 1949, with offer of \$14.00 an acre for Highlands County land. The following notice was published in the Avon Park Sun on June 18, 25, July 2, 9 and 16, 1949:

Tallahassee, Florida, June 8th, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. July 19th, 1949, the land in HIGHLANDS COUNTY, described as follows:

Lots 6, 7, 8, 9, 11, 12 and 13 of Section 3, Lots 4, 5, 6, 7, 8, 9, 10, 11 & 12 of Section 10, Lots 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13 & 14 of Section 15, all in Township 37 South, Range 33 East, containing 991.91 acres.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, the only offer received was \$14.00 an acre from Mr. Sims.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that sale be made in favor of Mr. Sims at the price offered. Upon vote the motion was adopted.

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Pursuant to application from Tom Crawford of Hilliard, Florida, submitted to the Trustees June 7, with offer of \$10 an acre for Nassau County land, the following notice was published in the Fernandina Leader on June 17, 24, July 1, 8 and 15, 1949:

Tallahassee, Florida, June 8th, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. July 19th, 1949, the land in NASSAU COUNTY, described as follows:

S $\frac{1}{2}$  of Lot 8, Section 5, Township 1 North, Range 23 East, containing 25.22 acres.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, the only offer received was \$10.00 an acre from Mr. Crawford.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$10.00 an acre for the land described. Upon vote the motion was adopted.

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Based on offer of \$3000.00 from Ambrose Becker, submitted to the Trustees June 7, 1949, for Dade County land, the Trustees ordered the land advertised for competitive bids and the following notice was published in the Miami Herald:

Tallahassee, Florida, June 8th, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M.

July 19th, 1949, the land in DADE COUNTY, described as follows:

N $\frac{1}{2}$  of SE $\frac{1}{4}$  and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 19, Township 55 South, Range 39 East, containing 119.71 acres.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and the highest bid received was \$3000.00, or approximately \$25.00 an acre, from Mr. Becker. Mr. Wells read a letter from another bidder, Joseph A. Kelleher, offering \$1.00 an acre for the 119.71 acres.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept offer of \$3000.00 from Ambrose Becker for the land described in the notice. Upon vote the motion was adopted.

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Mr. Wells reported that recently the Trustees authorized issuance of lease in favor of E. C. Huffman for taking shell from Pithlachascotee River, and while said lease was in process of consummation, request was received from the County Commissioners of Pasco County, the City of Port Richey and the Chamber of Commerce that no additional leases be granted other than the one operated by the Port Richey Shell Company. It was explained that the shell deposit at that point was needed for public purposes and that there was not sufficient supply for any other operations.

Upon recommendation from the Land Department, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees rescind action authorizing shell lease to E. C. Huffman for removal of shell in that area. Upon vote the motion was adopted.

Offer of \$100.00 an acre was presented from Gedney, Johnston & Lilienthal, on behalf of Lanair Estates, Inc., for purchase of approximately 5 acres of sovereignty land lying between Lanair Estates and Lake Osborne in Section 5, Township 45 South, Range 43 East, Palm Beach County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the offer subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Request was presented from Gulf Oil Corporation for lease under provisions of Exploration Contract and Option to Lease No. 228 issued to William G. Blanchard February 27, 1943. It was explained that through assignments Gulf Oil Corporation became the owner of an undivided three-fourths interest in said contract and under provisions of paragraph 3(b) is making formal request for lease covering the following described area:

From Tortugas Islands go North 45° East to a point three leagues off the mainland for point of beginning; Thence South 45° East, 13.62 Statute miles to a point; Thence South 45° West 16 Statute miles to a point; Thence North 45° West 13.62 Statute miles to a point; Thence North 45° East 16 Statute miles to point of beginning. The same lying and being within the constitutional boundaries of the State of Florida.

Mr. Elliot called attention to reports made by him to the Trustees August 26, 1947 and October 7, 1947, on the subject of the constitutional boundaries of Florida, which reports were made in connection with requests by Gulf Oil Corporation for release of certain areas under Contract #228.

Mr. Frank Bezoni, representing Gulf Oil Corporation, called attention to the position taken by the Federal Government with reference to maritime boundaries of coastal states and recent Federal hearings in connection with the states of California, Texas and Louisiana. Mr. Bezoni also stated that if the minimum leased boundaries as delineated by Mr. Elliot are used, the acreage of Lease No. 274 will be cut to approximately three thousand acres, which will make it impracticable to carry out a program outlined for additional geological and geophysical work amounting to an expenditure by Gulf Oil Corporation of \$50,000.00. The company will only be able to do this if the state will go along and recognize the boundaries as above described as being within the leased area; if not, the company will be prohibited from paying rental on Lease No. 374.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize execution of the lease in favor of

Gulf Oil Corporation on the area as requested. Upon vote the motion was adopted.

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Mr. Elliot presented offer of \$200.00 from H. & N. Lichtenberg for purchase of Tract 33, Section 33, Township 47, South, Range 42 East, containing 10 acres in Broward County. Title to the parcel came to the Trustees under the provisions of Chapter 14717, Acts of 1931—the Everglades Act. Mr. Elliot recommended that the offer be accepted.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the offer from H. & N. Lichtenberg for the land described. Upon vote the motion was adopted.

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Mr. Elliot called attention to Deed No. 19069 dated June 13, 1945 in favor of Vining Associates, describing land in Township 60 South, Range 39 East, Dade County, which description was erroneously given as being in Section 4, such error being caused by erroneous survey made by the Vining interests.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that this matter be referred to the Attorney General for report and recommendations. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following salaries and necessary and regular expenses be approved and that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Engineer & Secretary .....	\$ 575.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk .....	266.66
Jentye Dedge, Secretary-Clerk .....	321.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
W. B. Granger, Rental Agent .....	50.00
Sinclair Wells, Land Agent .....	100.00
Ruth N. Landers, Maid .....	20.00
Richard W. Ervin, Tallahassee, Fla.	
Expenses incurred on trip to Miami for Biscayne Bay Bottom lands hearing .....	57.67
TOTAL.....	\$ 1,954.31

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Financial statements for the month of June, 1949, are as follows:

## UNDER CHAPTER 610

Balance as of June 1, 1949 .....	\$1,152,719.05
Receipts for the month:	
Land Sales .....	\$ 19,873.08
Sale of Certified Copies of Minutes .....	4.00
Refund of Everglades Drainage	
District Taxes .....	2,728.56
Oil & Mineral Reservation Release,	
Broward County, Chap. 14717 .....	5.00
Sale of Fill Material .....	574.08
Grazing Leases .....	558.05
Sand & Shell Leases .....	2,044.30
Miscellaneous Lease .....	100.00
Farm Lease .....	9,346.00
Mineral Lease .....	25.00
Total Receipts for the month .....	35,258.07
GRAND TOTAL .....	\$1,187,977.12
Less Disbursements for the month .....	40,501.67
BALANCE AS OF JUNE 30, 1949 .....	\$1,147,475.45

## DISBURSEMENTS FOR THE MONTH OF JUNE, 1949

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
6-3-49	261693	T. T. Turnbull .....	\$ 45.01
	261694	Disston Island Drainage Dist. ....	15,000.00
	261695	The H. & W. B. Drew Co. ....	2,850.00
6-8-49	267474	S. T.—Transfer to Prin. State School Fund .....	5,188.66
	267475	S. T.—Transfer to SBC— Oyster Conservation Fund .....	1,521.59
	267476	S. T.—Transfer to I. I. Fund— Murphy Act .....	75.13
6-15-49	274356	Southeastern Telephone Co. ....	25.42
	274357	Western Union Telegraph Co. ....	4.08
	274358	State Office Supply .....	5.00
	274359	Capital Office Equipment Co. ....	1.90
	274360	The Punta Gorda Herald .....	12.38
	274361	Florida Legislative Reporters .....	500.00
	274362	Robert J. Pleus .....	35.62
	274363	Lykes Brothers .....	161.04
6-30-49	247028	F. C. Elliot .....	421.35
	247029	A. C. Bridges .....	308.73
	247030	M. O. Barco .....	185.88
	247031	Jentye Dedge .....	260.06
	247032	Bonnie G. Shelfer .....	163.73
	247033	T. T. Turnbull .....	432.10

247034	Winifred Kitchin .....	49.00
247035	Frances H. Higginbotham .....	128.75
247036	W. B. Granger .....	47.50
247037	Mary Clare Pichard .....	89.13
247038	Sinclair Wells .....	95.00
247039	Ruth N. Landers .....	19.00
292475	S. T.—Transfer to Gen. Revenue.....	3,246.92
293211	S. T.—Transfer to Prin. State School Fund .....	7,121.04
293212	S. T.—Transfer to SBC— Oyster Conservation Fund .....	1,908.85
294719	Sinclair Wells .....	133.75
297351	Southeastern Telephone Co. ....	22.95
297352	Western Union Telegraph Co. ....	6.61
297353	J. F. Cochran, Postmaster .....	15.00
297354	The H. & W. B. Drew Company ....	.83
297355	Guyte P. McCord .....	1.20
297356	Capital Office Equipment Co. ....	11.72
247040	Florida Hospital & Service Corp. 5% Retirement Fund .....	5.40 83.04
	Withholding Tax .....	318.30
TOTAL DISBURSEMENTS FOR THE MONTH OF JUNE, 1949 .....		\$ 40,501.67

#### U. S. G. S. CO-OPERATIVE FUND

Balance as of June 1, 1949 .....	\$1,385.99
Receipts for the month .....	-0-
Disbursements for the month .....	1,385.99
BALANCE AS OF JUNE 30, 1949 .....	-0-

#### UNDER CHAPTER 18296

Balance as of June 1, 1949 .....	\$21,896.52
Receipts for the month .....	\$7,830.06
Transfer by Warrant # 267476, Dated 6/8/49, Drawn on Trustees I. I. Fund—Chapter 610 .....	75.13
Total Receipts for the month .....	7,905.19
GRAND TOTAL .....	29,801.71
Less Disbursements for the month .....	29,801.71
BALANCE AS OF JUNE 30, 1949 .....	-0-

## DISBURSEMENTS FOR THE MONTH OF JUNE, 1949

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
6-3-49	261844	The H. & W. B. Drew Co. ....	\$ 1,425.00
6-15-49	273249	S. W. Dease .....	30.00
	273250	Burton Webb .....	20.00
	273251	H. S. Butler, Sr. ....	6.81
6-30-49	247763	Ernest Hewitt .....	315.26
	247764	Elizabeth M. Goode .....	173.83
	247765	Mary Clare Pichard .....	103.33
	247766	F. C. Elliot .....	47.50
	247767	M. O. Barco .....	23.75
	247768	Jentye Dedge .....	28.00
	263937	Elizabeth M. Goode .....	91.26
	294544	J. F. Cochran, Postmaster .....	50.00
	294545	Office Supply Company .....	13.75
	294546	Burroughs Adding Machine Co.....	24.65
	294547	Bulkley-Newman Printing Co. ....	27.00
6-4-49	262898	A. S. Weisner .....	60.00
6-30-49	299809	State Treasurer—Trans. to G. R.....	27,296.52
		5% Retirement Fund .....	19.25
		Withholding Tax .....	45.80
TOTAL DISBURSEMENTS FOR THE MONTH.....			\$ 29,801.71

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Brevard	6/10/49	1
Flagler	7/4/49	2
Manatee	6/6/49	12

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

Two requests were presented for issuance of deeds to correct errors in two Pinellas County deeds heretofore issued.

The Attorney General's office having approved making the corrections requested, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees issue the following deeds:

Pinellas County Deeds Nos. 2800-Cor. and 4368-Cor.  
in favor of J. E. Harman, for correcting errors in  
descriptions.

Upon vote the motion was adopted.

Request was presented from D. A. and Paul Outlaw for duplicate deed to replace Polk County deed issued by the Trustees June 24, 1942, statement being made that original deed was lost prior to being recorded.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees execute Polk County Deed No. 1060-A in favor of D. A. Outlaw and Paul Outlaw. Upon vote the motion was adopted.

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Mr. Elliot presented three reports of sales held by former Clerk of the Circuit Court of Okaloosa County, Leron T. Rice, being Report No. 69 dated December 28, 1948—received by the Trustees in May 1949; Report No. 70 dated Jan. 3, 1949—received by Trustees May 19, 1949; and Report No. 71 dated January 1, 1949—received by Trustees June 1949, all of said reports listing irregular sales. The Clerk taking office in January 1949, Mr. Cecil L. Anchors, took applications for certain parcels listed on one or more of the reports (69, 70 and 71) but no record having been made in the office of previous applications and sales, Mr. Anchors had no knowledge that such parcels were not open until he was ready to start advertisements; he then had to refund deposits made on the basis of regular bids—one-fourth of the 1932 assessed value—and reports of sales held by Mr. Rice were based on reduced bids. Mr. Elliot further stated that delay in receiving reports from Mr. Rice made it impossible to have corrected some of the irregular sales earlier and it was his opinion that all irregular bids should be declined, and land readvertised, and new sales held.

The Trustees directed that the matter be referred to the Attorney General and that he and Mr. Elliot make report as soon as possible with their recommendations. It was so ordered.

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Request was presented from City of Lake Worth for conveyance of Lot 35, Revised Plat of Blackwell Park, Section 34, Township 44 South, Range 43 East, Palm Beach County, with offer of \$15.00 for the lot. Information was furnished that the offer was equal to one-half of the 1932 assessed value, and that there is a paved street across the lot.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the offer and convey the lot described under provisions of Chapter 21684, Acts of 1943. Upon vote the motion was adopted.

Motion was made by Mr. Larson, seconded by Mr. Ervin, and adopted, that the following salaries be approved and the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper .....	\$331.66
Mary Clare Pichard, Clerk-Stenographer .....	206.66
	<hr/>
TOTAL.....	\$538.32

Upon motion duly adopted, the Trustees adjourned.

C. M. GAY,  
Comptroller—Acting Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
July 27, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Wells presented offer of \$8.00 an acres from J. Brantly of Cocoa, Florida, for purchase of the S $\frac{1}{2}$  of Lot 2 and Lot 6, Section 27, and NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 22, all in Township 5 South, Range 13 East, Suwannee County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize the land advertised for competitive bids based on offer of \$8.00 an acre. Upon vote the motion was adopted.

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Offer of \$100.00 an acre was presented from Roland W. Craig of Craig, Florida, for 4.57 acres of submerged land in Section 30, Township 64 South, Range 36 East, Monroe County.

Attorney General Ervin told the Trustees that Mr. Craig had encroached on the State Road right of way for some years and he desired to purchase the land described and move his buildings to the new location, and this would be advantageous to the Road Department.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees agree to sell the land at the price offered, subject to advertisement for objections only, and with the understanding that, before final consummation of the sale, approval will be received from the State Road Department and the Overseas Road and Toll Bridge Commission. Upon vote the motion was adopted.

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Application was presented from Byron Sauls, on behalf of John B. Amazeen, with offer of \$250.00 an acre for approximately two and one-half ( $2\frac{1}{2}$ ) acres of sovereignty land adjacent to his upland property in Section 12, Township 31 South, Range 15 East, Pinellas County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the offer, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Request was presented from Mr. Orion C. Parker, on behalf of W. H. Brundyge, for sand lease to remove sand from the Ochlockonee River bottom, at any point on said river where it lies adjacent to and touches the  $SE\frac{1}{4}$  of Section 13, Township 2 North, Range 2 West, Gadsden County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorized issuance of lease in favor of Mr. Brundyge for taking sand from the area described, upon payment of ten cents per cubic yard for all sand taken from the river. Upon vote the motion was adopted.

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Offer of \$100 an acre was submitted from Kenyon Riddle for purchase of two and two-tenths (2.2) acres of sovereignty land adjacent to his upland property in Section 5, Township 43 South, Range 43 East, Palm Beach County.

The offer being in line with values in that area, motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees accept the offer subject to advertising the land for objections.

Upon vote the motion was adopted.

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Attorney General Ervin reported with reference to controversy in Putnam County over the closing of roads down to the lakes in that county. Sometime ago the legal phases of the question were referred to the Attorney General for investigation and report. He explained that his office had made extensive research on the legal questions involved and he would like to

have the consent of the Trustees to request the Board of Bond Trustees of Putnam County, which serves as County Commissioners in so far as roads are concerned, if they would be willing to open up old roads leading to the lakes.

Upon discussion of the subject, motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees request the Board of Bond Trustees of Putnam County to look with favorable consideration on the request of the people of that county to open old roads leading to the lakes in Putnam County. Upon vote the motion was adopted.

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Mr. Elliot presented request from Palm Beach County for permit from the Trustees to take fill material from the bottoms of Lake Worth to be used for restoring eroded parts of the ocean beach upon which fronts a county park and for general improvement of the park area, said park being located in Section 14, Township 44 South, Range 43 East, Palm Beach County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize permit prepared and executed in favor of Palm Beach County for taking fill material from Lake Worth west of Intra-Coastal Waterway channel, the northern boundary of which shall be the center line of West Palm Beach Canal extended eastward into the lake, and the southern boundary shall be 1300 feet south of the north side of Lake Worth bridge and parallel with the north boundary; the usual conditions for protection of private and public property to be included. Upon vote the motion was adopted.

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Mr. Elliot reported that under supplemental agreement involving Leases 363 and 364, Coastal Petroleum Company reports under date of July 22 that well on Lease 363 has been drilled to a depth of 1026 feet and is progressing satisfactorily. Completion of the well is expected to be about August 25, 1949. Results from well 363 will have a bearing on drilling location for Lease 364, and it will be advantageous for Coastal to have time for studying data procured from well 363 before commencing the well under Lease 364. The company requests extension of time from September 5, 1949 to November 4, 1949, for beginning well under Lease 364.

Mr. Elliot further reported that he had taken up with Coastal Petroleum Company and had secured its consent to apply Section 21 of Contracts 224-A and 224-B to drilling on adjacent non-contract land, conditioned that one-eighth ( $\frac{1}{8}$ ) overriding royalty be conveyed to Trustees covering well on such location. It was recommended that the Trustees agree to allow

Section 21 of said contracts to be made applicable as stated, the advantage to the Trustees being the difference between one-sixteenth (1/16) and one-eighth (1/8) royalty in said well.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize extension of time for commencing well 364 from September 5 to November 4, 1949, and also approve application of Section 21 of Contracts 224-A and 224-B to drilling on adjacent non-contract lands as recommended by Mr. Elliot. Upon vote the motion was adopted.

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Request was presented from the District Engineer, Department of the Army, Jacksonville District, for permission to use an area in Lake Okeechobee on the north side of St. Lucie Canal, located in Sections 15 and 22, Township 40 South, Range 37 East, Martin County, the use period to be not longer than June 30, 1950.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize use by the United States of the parcel of submerged land described for a limited time—not beyond June 30, 1950. Upon vote the motion was adopted.

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Motion was made by Mr. Ervin, seconded by Mr. Mayo and adopted, that the Trustees approve the following refund to Douglas D. Felix, being an over-charge inadvertently made in figuring cash payment on Contract No. 19066, and that the Comptroller be requested to issue warrant in payment therefor:

Douglas D. Felix, Miami, Florida  
 Refund, Contract 19066 .....\$ 100.00

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Clay	7/9/49	5
Duval	6/22/49	180
Hillsborough	7/11/49	9
Lake	7/11/49	6
Lee	7/5/49	2
Okaloosa	7/5/49	1
Pinellas	6/22/49	152
Polk	6/30/49	2
Santa Rosa	7/18/49	1
Volusia	7/4/49	7
Washington	7/6/49	1

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Application was presented from the State Road Department for right of way and borrow pit areas through Murphy Act land in Hernando and Liberty Counties.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees authorize easement in favor of the State Road Department for right of way and borrow pits as follows:

Hernando County—State Road No. 50—Sec. 0805-SRD 76—North 65 feet of East 400 feet of S $\frac{1}{2}$  of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 32, Township 22 South, Range 20 East—0.60 acres;  
5.51 acres in

Section 33, Township 22 South, Range 19 East.  
That part of the SE $\frac{1}{4}$  of Section 33, Township 22 South, Range 20 East, lying within 75 feet north and within 125 feet south of the survey line of State Road No. 50—Sec. 0805;

That part of 3.5 acres in SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 23, Township 22 South, Range 19 East, lying within 50 feet of the centerline of State Road No. 50—Sec. 0805;  
Liberty County—State Road No. 67—Sec. 5606

That part of certain lots in Blocks A, L, M, N, O, and Q in the Town of Telogia, lying within 50 feet of the survey line of State Road 67.

Upon vote the motion was adopted.

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Application was presented from Adrian C. Banks for release of oil and mineral reservations in Dade County Deed No. 4079 as it applies to Lots 9, 10, 11 and 12, Block 102, Coral Gables Biscayne Bay Section 1, being a part of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 32, Township 54 South, Range 41 East. It was explained that this was double reversion land, owned jointly by the State and by Everglades Drainage District, and Mr. Banks has acquired release from Everglades Drainage District for a consideration of \$8.00. He offers the same amount to the Trustees for release.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize release of oil and mineral rights on the

four lots specified at the price offered. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
August 2, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Wells reported that at the meeting June 14, 1949, application was presented from Ed L. Ayers with offers of \$10.00 and \$15.00 an acre for Manatee County land and the Trustees authorized the land advertised for competitive bids. The following notice was published in the Bradenton Herald on July 3, 10, 17, 24 and 31, 1949:

Tallahassee, Florida, June 30th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. August 2nd, 1949, the land in MANATEE COUNTY, described as follows:

$N\frac{1}{2}$  of  $NW\frac{1}{4}$ , Section 10,  
 $NW\frac{1}{4}$  of  $SE\frac{1}{4}$  of Section 11,  
 $NW\frac{1}{4}$  of  $SE\frac{1}{4}$  of Section 12,  
All in Township 33 South, Range 20 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the

Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and the only bids received were \$10.00 an acre for the land in Sections 10 and 11, and \$15.00 an acre for land in Section 12, as described in above notice.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the offers submitted by Mr. Ayers be accepted and sale consummated in his favor.

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Based on application from E. H. Drew, on behalf of twelve (12) clients, with offer of \$10.00 each deed, the Trustees on June 21, 1949, agreed to advertise for objections only parcels of land adjacent to upland ownerships and the following notice was published in the Palm Beach Post on July 3, 10, 17, 24 and 31, 1949:

Tallahassee, Florida, June 30th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A. M. August 2nd, 1949, the land in PALM BEACH COUNTY, described as follows:

Submerged land twenty feet wide East and West near the easterly shore of Lake Worth in Palm Beach County, Florida, located on the westerly side of and adjacent to State Road A1A authorized to be constructed, extending from a point approximately  $2\frac{1}{4}$  miles North of a bridge across Lake Worth known as Lake Worth Bridge to a point approximately  $\frac{1}{4}$  mile South of said bridge.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the

Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable material is reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, no objections were filed or presented, whereupon motion was made by Mr. Larson, seconded by Mr. Ervin, that sale be consummated in favor of the following clients of Mr. Drew for the consideration of \$10.00 each deed:

Palm Beach Realty Company, Inc. (Charles H. Warwick, Jr.);  
B. F. Paty, Charles H. Warwick, Jr. and Bessie W. Fancher;  
Town of Palm Beach  
Ridge Mortgage & Investment Co. (Charles H. Warwick, Jr.);  
Samuel T. Haas, Executor, Estate of E. P. Strong;  
Bessemer Properties, Inc.;  
Elizabeth D. Hanson;  
Ben H. Collings and Bess H. Collings;  
Samuel T. Haas;  
Cleveland Shaker Apartment Company;  
Freda Bernstein and Charles Bernstein, and  
Ernest Valle and Virginia Valle.

Upon vote the motion was adopted.

Information was furnished that the above conveyances were agreed upon at the meeting June 21, 1949, in connection with relocation of State Road No. A-1-A, along the shore of Lake Worth, Palm Beach County, the foregoing named property owners along the shore of the lake having agreed to grant a part of the right of way for the proposed road.

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Pursuant to action of the Trustees June 21, 1949, on application from Wilson Sanders, on behalf of C. D. and Vivian Baxter Blount, with offer of \$300.00 an acre, Orange County land on Lake Conway was ordered advertised for objections

only and the following notice was published in the Orlando Sentinel-Star on July 1, 8, 15, 22 and 29, 1949:

Tallahassee, Florida, June 21st, 1949

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. August 2nd, 1949, the land in ORANGE COUNTY, described as follows:

Begin at the SE corner Lot 17 of J. H. Livingston's Subdivision, as recorded in Plat Book C, Page 8, Public Records of Orange County, Florida, run SE'y on a prolongation of the S'y line of said Lot 17, 85 ft. to the shores of Lake Conway, thence NE'y along shore of Lake Conway to a point at the intersection of the prolongation of the N'y line of said Lot 17 and Lake Conway, thence NW'y 72.64 ft. to the NE corner of said Lot 17, thence SW'y to the point said land being in the SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 19, Township 23 South, Range 30 East, containing 0.58 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable material is reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections were presented to the sale. Whereupon, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustee confirm sale in favor of Mr. and Mrs. Blount at the price agreed upon. Upon vote the motion was adopted.

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Application was presented from Weldon G. Starry, on behalf of Florida Agar & Products, Inc., for ten (10) year exclusive

lease to gather and procure seaweed along the Gulf coast of Florida from Panama City to Cedar Keys, Florida. Applicant agreed to pay one thousand dollars (\$1000.00) annually for the first three (3) years, and when plant is built to pay an additional three cents (3¢) per pound for all agar produced.

Mr. Wells explained that ordinarily he would not approve of an exclusive lease, but in view of the small area required he would recommend that the request be granted.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize exclusive lease in favor of Florida Agar & Products, Inc., for a period of ten years, upon payments as offered. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
August 16, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Motion was made by Mr. Gay, seconded by Mr. Ervin, and adopted, that minutes of the Trustees dated June 21, July 6, 12, 19 and 27, 1949, be approved, copies having been furnished each member.

Mr. Wells reported that he had four parcels of land in Palm Beach County advertised to be leased August 9, 1949, subject to competitive bidding, based on applications received, three of the parcels applied for on the basis of one year leases and the fourth for a term of five years. A quorum of the Trustees not being present August 9, the lands were called out for receiving bids and the offers accompanying the following applications were the only ones made:

Parcel No. 1: Section 36, Township 43 South, Range 36 East, containing approximately 18 acres suitable for cultivation, outside of rock pit and old River road. Applied for by J. R. Cherry with offer of \$15.00 an acre;

Parcel No. 2: N½ of S1½ of Section 16, Township 43 South, Range 37 East, containing 160 acres. (Bid to include clearing and restoration of all ditches.) Applied for by J. H. Chamblee with offer of \$8.00 an acre;

Parcel No. 3: Lot 1, less south 260 feet and less north 3 acres, in Section 11, Township 44 South, Range 36 East, comprising approximately 25 acres. Applied for by O. P. Register with offer of \$10.00 an acre;

Parcel No. 4: A parcel of lake bottom land lying between the U. S. Government Levee and the old State levee in Sections 2 and 35 of Township 43 South, Range 35 East, and Township 44 South, Range 35 East, respectively, containing approximately 102 acres. Lease recommended for a period of five (5) years in favor of Cecil Perkins upon payment of rental at the rate of \$10.00 an acre annually.

Mr. Wells explained that the reason for five year lease on Parcel No. 4 was that it would necessitate buying a pump and draining the land before it would be usable and applicant would not be able to get his money out of his investment in one year; also that he had received checks covering only Parcels 1 and 3, and was recommending that the Trustees approve leases in favor of J. R. Cherry and O. P. Register and authorize him to work out leases with the applicants for parcels 2 and 4, upon receipt of check from J. H. Chamblee based on rental of \$8.00 an acre, and issue five year lease in favor of Cecil Perkins upon payment of first year's rental at the rate of \$10.00 an acre annually.

Upon discussion of the subject and explanation by Mr. Wells and Mr. Elliot as to what will be necessary to do to the land, motion was made by Mr. Gay, seconded by Mr. Ervin, that the recommendation made by Mr. Wells be approved as the action of the Trustees and leases issued as suggested. Upon vote the motion was adopted.

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Pursuant to application from Evans Crary, on behalf of Harry H. Hoke, with offer of \$100.00 an acre for Martin County land, the Trustees ordered the land advertised for objections only and the following notice was published in the Stuart News on July 14, 21, 28, August 4 and 11, 1949:

Tallahassee, Florida, July 12th, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A. M. August 16th, 1949, the land in MARTIN COUNTY, described as follows:

Starting at a concrete monument on the N line of Gov't. Lot 2, Section 22, Township 37 South, Range 41 East, said concrete monument being 254.7 feet West of the NE corner of said Gov't. Lot 2, run N 77° 08' E. a distance of 750 feet, more or less, to the Westerly shore line of the Indian River for a point of beginning, thence (1) run N 63° 39' E on a line at right angles to the main channel of the Indian River, a distance of 250 feet to a point, thence (2) run S 32° 29' E a distance of 591.5 feet, more or less, to the point of intersection with a line at right angles to the main channel of the Indian River and passing through the point of intersection of the Westerly shore line of the Indian River and the S line of the N 356.4 feet of Gov't. Lot 3, Township 37 South, Range 41 East, this lastly described line being known henceforth as the South line, thence (3) run S. 63° 39' W along the said South line a distance of 250 feet, more or less, to the point of intersection of the Westerly shore line of the Indian River and the S line of the N 356.4 feet of said Gov't. Lot 3, thence (4) meander the aforesaid Westerly shore line of the Indian River Northwesterly to the point of beginning; the above described tract containing 2.84 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable material is reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections filed, whereupon motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Mr. Hoke at the price offered. Upon vote the motion was adopted.

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Pursuant to application presented to the Trustees July 6, 1949, from J. E. Bartlett, as upland owner, the Trustees authorized Sarasota County land advertised for objections only based on offer of \$1300.00 for the parcel. The following notice was published in the Sarasota Herald on July 15, 22, 29, August 5, and 12, 1949:

Tallahassee, Florida, July 12th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. August 16th, 1949, the land in SARASOTA COUNTY, described as follows:

Begin at the N.E. Corner of U.S. Gov't. Lot 2, Section 26, Township 40 South, Range 18 East; thence South along East line of said Lot 2, 1353.6 feet for a point of beginning; thence continue South 1286.4 feet; thence West 412.4 feet; thence North  $6^{\circ} 13'$  East 1293.9 feet; thence East 272 feet to point of beginning, being in Section 26, Township 40 South, Range 19 East, Sarasota County.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable material is reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustee I. I. Fund

The land was called out for objections and Mr. Wells reported protest filed by John Burket on the ground that should any of the land advertised be adjacent to his property he would like to be heard.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Mr. Bartlett conditioned that the area sold does not encroach on property adjacent to upland of any other person. Upon vote the motion was adopted.

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Offer of \$100.00 was presented from Stephen B. Jennings, on behalf of Mrs. Venora H. Burns, for purchase of 0.13 of an acre of sovereignty land in Section 1, Township 37 South, Range 17 East, Sarasota County, adjoining Lots 49 and 50 of Block 52, Revised Siesta of Sarasota, owned by Mrs. Burns.

The offer being in line with values in that locality, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the offer from Mrs. Burns, subject to the land being advertised for objections as required by law. Upon vote the motion was adopted.

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Application was received from Frank P. Stockton, on behalf of Mrs. Flossie H. Stockton, with offer of \$25.00 an acre for approximately 2.18 acres of submerged land in front of her upland property in Sections 33 and 34, Township 26 South, Range 37 East, on Merritt's Island, Brevard County.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the offer, subject to advertisement of the land for objections only as provided by law. Upon vote the motion was adopted.

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The following applications were presented from Harry A. Johnson for land in Palm Beach County:

Wright Vermilya, Jr., offers \$100.00 an acre for 3.41 acres of submerged land opposite Lots 1 to 15, Block 1, Lanair Park, in Section 5, Township 45 South, Range 43 East, owned by him;

William P. Lear offers \$100.00 an acre for 0.85 of an acre of submerged land south of Lot 9, Block 1, Lanair Park, in Section 5, Township 45 South, Range 43 East, owned by him.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the offers submitted by Mr. Johnson, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees decline to lease to Coastal Petroleum Company approximately 21,500 acres of Dade and Monroe Counties land in Township 59 South, Ranges 40, 41 and 42, East. Upon vote the motion was adopted.

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Mr. Wells presented application from Everglades Drainage District for conveyance of certain parcels of land covering right of ways for canals of the district. It was explained that these parcels were overlooked when request was made some-time ago for transfer to the district of right of ways along existing canals, and right of ways reserved where title has been conveyed out of the State.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the following deeds be executed for conveying rights reserved by the State and perpetual right of way easements through land now owned by the Trustees:

Deeds conveying reservations held by the Trustees:

*Deed No. 19484:*

A strip of land 130 feet wide on each side of the center line of Bolles Canal, Cross Canal, Hillsboro Canal, Lateral "A", Lateral "B", Miami Canal, North New River Canal, West Palm Beach Canal, and a strip of land 200 feet wide on each side of the center line of Palm Beach Canal through sovereignty land in Lake Clark, all in Palm Beach County, Florida;

*Deed No. 19485:*

A strip of land 130 feet wide on each side of the center line of Cypress Creek Canal, Hillsboro Canal, Miami Canal, North New River Canal, South New River Canal and Snake Creek Canal, all in Broward County, Florida;

*Deed No. 19486:*

A strip of land 130 feet wide on each side of the center line of Nine Mile Canal, in Hendry County, Florida;

*Deed No. 19487:*

A strip of land 130 feet wide on each side of the center line of Miami Canal, Snake Creek Canal, Snapper Creek Canal, and Tamiami Canal, Dade County, Florida;

*Deed No. 19488:*

A strip of land 130 feet wide on each side of the center line of Indian River Canal in Highlands County, Florida;

*Deed No. 19489:*

A strip of land 130 feet wide on each side of the center line of Harney Pond Canal, Indian Prairie Canal and Nine Mile Canal, all in Glades County, Florida; and the following deeds conveying perpetual easement for canal right of ways through land owned by the State:

*Deed No. 19490:*

A strip of land 130 feet wide on each side of the center line of Bolles Canal, Hillsborough Canal, Lateral "A", and Lateral "B" Canals and West Palm Beach Canal; and a strip 200 feet wide on each side of the center line of West Palm Beach Canal through sovereignty lands of Lake Clark, Palm Beach County, Florida;

*Deed No. 19491:*

A strip of land 130 feet wide on each side of the center line of Cypress Creek Canal, in Broward County, Florida;

*Deed No. 19492:*

A strip of land 130 feet wide on each side of the center line of Tamiami Canal in Dade County, Florida;

*Deed No. 19493:*

A strip of land 130 feet wide on each side of the center line of Indian Prairie Canal in Glades County, Florida.

Deeds were ordered executed and delivered to Everglades Drainage District.

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Attorney General Ervin submitted to the Trustees proposal from the law firm of Hunt and Salley of Miami, Florida, in reference to the suit still pending in connection with title to Burlingame Island in Dade County, and reviewed briefly the history of the case and its outcome, all of which is set forth in the minutes of the Trustees over a period of approximately two years. Mr. Ervin stated that Mr. Hunt called on him, and Mr. Sinclair Wells was called in on the conference; that the matter was fully discussed and Mr. Hunt agreed that his firm would continue the litigation to final completion on the following terms:

\$2500.00 retainer and an additional \$2500.00—contingent fee—if successful in completing the suit in favor of the Trustees.

The Attorney General explained that this was a suit started during the former administration and when the matter came up this year he was willing to quit claim the island and surrounding area, together with the lawsuit, to the City of Miami, but that interests in that area did not want that done; that it will be for the protection of the people of Miami and Dade County for the Trustees to continue the suit as the land is worth, as estimated by Mr. Elliot, \$2,000,000.00, and if the Trustees do not continue the suit the Claughtons will have the entire area for development commercially, which the City does not want; that he is willing to do anything the Trustees want and that he is willing to allow the law firm of Hunt and Salley to continue with it.

Mr. Sinclair Wells stated that Mr. E. N. Claughton had called his office requesting permission to dredge two million cubic yards of fill from the river in order to clean out certain bars that are causing barges and boats to run aground at that point, and wants to deposit the material on Burlingame Island, that he had advised him that he could not place the material on the island but that the Trustees would sell fill material at the standard price, to be placed on other areas.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize the Governor to make the best deal he can with Hunt and Salley for continuing the E. N. Claughton litigation to final completion, including taking it through the Supreme Court if necessary. Upon vote the motion was adopted.

Governor Warren requested Mr. Elliot to confer with Hunt and Salley while he was in Miami, with a view to reduction in fee mentioned, Mr. Elliot having reported that he was leaving after the board meeting for Miami to confer with representatives of the National Park Service in connection with surveys and land acquisition for Everglades National Park.

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Mr. Elliot reported that in connection with establishment of Central and Southern Florida Flood Control District under provisions of Chapter 25214 and 25270, Laws of Florida, Acts of 1949, it was necessary for the Trustees to certify State owned lands within the district for assessment of taxes and recommended adoption of a resolution complying with the law.

Motion was made by Mr. Ervin, seconded by Mr. Larson and carried, that the following resolution be adopted:

RESOLUTION IN REFERENCE TO LANDS AND  
TAXES FOR CENTRAL AND SOUTHERN  
FLORIDA FLOOD CONTROL DISTRICT

BE IT RESOLVED by the Trustees of the Internal Improvement Fund of the State of Florida, that pursuant to Section 3 of Chapter 25214, (id.) 25270 Special, Laws of Florida, Acts of 1949, the Trustees of the Internal Improvement Fund hereby certify to Tax Assessor of \_\_\_\_\_ County, list of lands held by said Trustees in said county, together with the valuation thereof as fixed by said Trustees, and the amount of Central and Southern Florida Flood Control District taxes thereon as imposed by said Section and Chapter for the year 1949.

Motion was made by Mr. Gay, seconded by Mr. Ervin and adopted, that the following salaries, transfers and necessary and regular expense be approved and that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Engineer & Secretary .....	\$ 575.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk .....	266.66
Jentye Dedge, Secretary .....	321.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
Sinclair Wells, Land Agent .....	100.00
Ruth N. Landers, Maid .....	20.00
J. Edwin Larson, State Treasurer	
To Principal of State School Fund .....	14,003.50
J. Edwin Larson, State Treasurer	
To General Revenue Fund for Oyster Conservation Fund .....	5,853.72
The Geo. D. Barnard Co., St. Louis, Mo. ....	39.90
Southeastern Telephone Co. ....	10.60
Western Union Telegraph Co. ....	1.28
The H. & W. B. Drew Co. ....	12.70
TOTAL.....	\$ 21,768.34

Financial statments for the month of July are as follows:

UNDER CHAPTER 610

Balance as of July 1, 1949 .....	\$1,147,475.45
Receipts for the Month	
Land Sale .....	\$ 47,003.16
Land Sale—Chapter 14572, Hillsborough County .....	400.00

Land Sale—Chapter 14717,		
Broward County .....	200.00	
Everglades Drainage Dis. Tax Refunds	1,639.15	
Interest on Contracts .....	36.06	
Sale of Trustees Minutes .....	8.00	
Quitlam on account Contract 17427-A	5.00	
Sale of Oil & Mineral Rights—		
Chapter 14572, Sarasota County .....	10.00	
Agriculture Lease .....	32.50	
Miscellaneous Leases .....	710.00	
Campsite Leases—Gross .....	\$ 350.00	
Less Returned check .....	300.00	50.00
<hr/>		
Sand & Shell Leases .....	6,176.86	
Grazing Leases .....	475.00	
Mineral Lease .....	25.00	
Timber Lease .....	9.10	
Oil Lease .....	970.00	
Farm Lease .....	1,920.00	
Exploration Lease for Precious		
Metals & Stones .....	100.00	
Total Receipts for the Month .....	59,769.83	59,769.83
GRAND TOTAL .....		1,207,245.28
Less Disbursements for the Month .....		2,054.31
Balance as of July 30, 1949 .....		\$1,205,190.97

DISBURSEMENTS FOR MONTH OF JULY, 1949

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
7-21-49	5323	Richard W. Ervin .....	\$ 57.67
7-30-49	7210	F. C. Elliot .....	468.85
	7211	A. C. Bridges .....	308.73
	7212	M. O. Barco .....	209.63
	7213	Jentye Dedge .....	288.06
	7214	Bonnie G. Shelfer .....	163.73
	7215	W. B. Granger .....	47.50
	7216	Sinclair Wells .....	95.00
	7217	Ruth N. Landers .....	19.00
	7218	Florida Hospital Service Corp. ....	5.40
	7219	5% Retirement Fund .....	78.74
	7220	Withholding Tax .....	212.00
	10451	Douglas D. Felix .....	100.00
Totals disbursements for the month of July, 1949 .....			\$ 2,054.31

## UNDER CHAPTER 18296

Receipts to General Revenue .....\$8,199.80

Disbursements from General Revenue:

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
7-30-49	6671	Ernest Hewitt .....	\$ 315.26
	6672	Mary Clare Pichard .....	192.46
	6673	Withholding Tax .....	30.60

Total Disbursements for the month of July, 1949 .....\$ 538.32

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	7/25/49	1
Baker	8/1/49	1
Charlotte	6/6/49	4
Dade	8/10/49	1
Hamilton	8/8/49	1
Hardee	2/7/49	1
Hardee	5/2/49	17
Holmes	8/1/49	2
Indian River	7/25/49	13
Jefferson	8/8/49	1
Manatee	8/5/49	3
Marion	8/1/49	5
Orange	8/1/49	4
Pasco	7/4/49	3
Pinellas	7/20/49	70
Putnam	8/6/49	3
St. Lucie	8/1/49	2
Volusia	8/1/49	17

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

Mr. Elliot presented requests for release of state road right of ways retained in deeds heretofore issued. Information was furnished that the State Road Department has recommended release of the reservations requested.

Motion was made by Mr. Gay, seconded by Mr. Ervin, and adopted, that the following deeds be executed for releasing the right of ways as recommended by the State Road Department:

- Brevard County Q.C. Deed No. 671 to Jessie M. Peppers  
 Dade County Q.C. Deed. No. 1196 to R. M. Weber  
 Franklin County Q.C. Deed No. 141 to Edith G. Coombs  
 Hillsborough County Q.C. Deed No. 813 to Annette O. Reeve  
 Hillsborough County Q.C. Deed No. 1775 to Most Reverend Joseph P. Hurley, Bishop of the Diocese of St. Augustine  
 Hillsborough County Q.C. Deed No. 2945 to C. B. Mansfield  
 Hillsborough County Q.C. Deed No. 3496 to John S. Vaughn  
 Indian River County Q.C. Deed No. 202 to Marian A. Wilson  
 Indian River County Q.C. Deed No. 204 to Joseph A. Mavon and Henrietta S. Mavon, his wife  
 Indian River County Deed No. 218 to Charles F. Macrae and Gertrude L. Macrae, his wife  
 Indian River County Q.C. Deed No. 227 to Gertrude L. Macrae  
 Pt. Lake County Q.C. Deed No. 2295 to Leon R. Bass and wife, Frieda R. Bass  
 Osceola County Q.C. Deed No. 135 to Frank G. Roderus and Beatrice A. Roderus, husband and wife  
 Volusia County Q.C. Deed No. 543 to J. O. Pylant, C. W. McKinnon  
 Volusia County Q.C. Deed No. 1923 to Edward W. Cady
- 

Applications were presented from the State Road Department for right of way and borrow pit areas on state land in Hernando and Leon counties, desired in connection with two state roads.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that easements be granted covering the following designated areas:

- Hernando County*—State Road #50-Sec. 0805-SRD  
 76 Borrow Pit area in the S $\frac{1}{2}$  of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 32, Township 22 South, Range 20 East, containing 0.60 acres, more or less,  
 Borrow Pit area in the SE $\frac{1}{4}$  of Section 33, Township

22 South, Range 20 East, containing 5.51 acres, more or less;

Right of way in that part of the SE $\frac{1}{4}$  of Section 33, Township 22 South, Range 20 East lying within 75 feet north of and within 125 feet south of the survey line of State Road No. 50, Section 0805;

Right of way in that part of 3.5 acres of the SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 23, Township 22 South, Range 19 East, lying within 50 feet of the centerline of State Road 50—Section 0805.

*Leon County*—State Road 142 & 151—Sec. 5575-105 SRD No. 50

3 feet of Lots 3, 4, 10, 13 and 14 of Herrings Addition to Miccosukee.

Upon vote the motion was adopted.

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Application was presented from W. T. Foley for reduction of base bid covering approximately 6 $\frac{1}{2}$  acres, or 81 lots in Ensley Subdivision of Section 11, Township 1 South, Range 30 West, Escambia County. Base bid under 1932 assessed value would be \$237.50. It was recommended that the land be advertised with base bid of \$200.00 for sale of the lots as a whole.

Motion was made by Mr. Ervin, seconded by Mr. Gay, that the recommendation be accepted and the lots advertised with base bid of \$200.00, conditioned that the lots be sold as a whole. Upon vote the motion was adopted.

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Mr. Elliot presented for consideration Report No. 70, Washington County—Sale of August 1, 1949—with information that the advertisement ran for only 25 days when the rules require not less than 30 days and not in excess of 40 between date of first advertisement and date of sale.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees decline the bids and direct that the sale be advertised according to the rules. Upon vote the motion was adopted.

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Request was presented from Clerk of the Circuit Court of Citrus County that Certificate No. 2684 of 1933 be cancelled on the ground that it was erroneously certified under Chapter 18296. Mr. Elliot stated that the Attorney General's office has approved disclaiming interest in the certificate as it vests no title in the state.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees disclaim interest in the certificate as approved by the Attorney General. Upon vote the motion was adopted.

Request was presented from Rev. C. R. Ruppe of Sanford, Florida, for permission to use Lot 10, Block 2, Flora Heights, Seminole County, for putting up a tent in which to hold a revival.

Upon recommendation of Mr. Elliot, motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees grant permission to use the lot for a period of 30 days, conditioned that Mr. Ruppe, by letter, will assume any responsibility and be liable for anything that may arise in connection with use of the lot for the purpose stated. Upon vote the motion was adopted.

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Mr. Elliot reported as information that notice had been received from the United States that Tracts 3, 4 and 6, Section 5, Township 50 South, Range 39 East, Broward County, would not be required as a bombing target area after July 30, 1949, and that the land was being released as of that date.

The notice was ordered filed as information and the lease cancelled.

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Motion was made by Mr. Gay, seconded by Mr. Ervin and adopted, that the following salaries under Chapter 18296 be approved and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper .....	\$ 331.66
Mary Clare Pichard, Secretary-Clerk .....	206.66
	<hr/>
TOTAL.....	\$ 538.32

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
August 23, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General

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Sinclair Wells, Land Clerk  
F. C. Elliot, Engineer and Secretary

Mr. Wells presented request from B. B. Leigh of Miami, Florida, that the Trustees take action to clear title to an island known as Mormon Key off the west coast of Florida in Monroe County. Mr. Leigh claims title through succession of deeds from squatters and has established the fact that the island has been inhabited for over fifty (50) years. Information was furnished that there does not appear of record specific ownership of this property in the State, though it is indicated from Washington that apparently the United States makes no claim. Also, it is not within boundaries of Everglades National Park.

Upon recommendation from the Land Department, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees agree to issue quit claim deed in favor of Mr. Leigh covering approximately three (3) acres known as "Mormon Key" and described as being in Section 23, Township 55 South, Range 30 East, Monroe County, for a consideration of one hundred dollars (\$100.00). Upon vote the motion was adopted.

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Application was presented from R. P. McKinney for purchase of 0.227 of an acre of Lake Conway bottom land in Section 19, Township 23 South, Range 30 East, Orange County, with offer at the rate of \$300.00 an acre.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the offer, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Mr. Elliot reported that, pursuant to request of the Governor following action taken by the Trustees August 16, 1949, he had called on the law firm of Hunt and Salley with reference to fee for representing the Trustees in the E. N. Claughton lawsuit over title to Burlingame Island in Dade County.

Mr. Elliot presented amended proposal from Hunt and Salley which, in effect, is that the Trustees cancel remainder of payments due the state under Contract No. 18884 and pay to Hunt and Salley the additional sum of \$1500.00, contingent upon the suit being decided in favor of the Trustees. This proposal contemplates carrying the suit through the Supreme Court of Florida, if necessary. Written proposal from Hunt and Salley states that this constitutes a reduction of \$1000.00 in contingent fee. In this connection Mr. Elliot analyzed the proposal and what the result would be with reference to payments under Contract No. 18884. His recommendation was that the land contract not enter into the transaction.

The Trustees were not disposed to bring the land sale contract into the matter, whereupon, motion was made by Mr. Gay,

seconded by Mr. Ervin, that the Trustees make counter proposal to pay Hunt and Salley a retainer fee of \$2000.00 and upon successful termination of the suit in favor of the Trustees a contingent fee of an additional \$2000.00 be paid said firm, it being understood that this offer includes taking the case through the State Supreme Court if necessary; also that the Attorney General's office will join Hunt and Salley in proceedings before the Supreme Court should that become necessary. Upon vote the motion was adopted.

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Mr. Elliot presented request from C. A. Bailey for adjustment on transaction involving 11.36 acres of lake bottom land on Kraemer Island in Lake Okeechobee, Palm Beach County. Explanation was made that this parcel was a part of 26.35 acres sold to J. B. Beach in 1926; that only one payment was made on the purchase and in 1938 the mortgage was foreclosed and title put back in the State; that during the period title was in private owner tax sale certificates were issued and the 11.36 acres were certified to the State under Chapter 18296; that on October 5, 1943, Murphy Act deed was issued by the Trustees to Mr. Bailey and in 1945 he also acquired deed from Everglades Drainage District covering the district's equity in the land. Mr. Bailey now desires to get clear title to the property or receive some adjustment of money he has spent.

Based on recommendation from the Secretary, motion was made by Mr. Ervin, seconded by Mr. Gay, that the Trustees agree to issue deed in favor of Mr. Bailey conveying 11.36 acres in part of NW $\frac{1}{4}$  of Section 10, Township 43 South, Range 36 East, upon payment of \$230.00. Upon vote the motion was adopted.

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Mr. Elliot reported that Simmons and Weeks, Inc., of Belle Glade, Florida, had completed the levee and ditch along the east side of Section 21, Township 43 South, Range 37 East, Palm Beach County, according to contract and specifications, authorized by the Trustees May 17, 1949. Statement in amount of \$6000.00, which was the contract price, was presented for approval. Mr. Elliot further stated that in order to make the land usable for cultivation additional work would have to be done and that he would submit a report on that subject upon return of Mr. Mayo.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve payment of \$6000.00 to Simmons & Weeks, Inc., according to contract. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Larson, that the following bills and expense account be approved and that

the Comptroller be requested to issue warrants in payment therefor:

Mrs. W. B. Granger	
Wife of W. B. Granger, deceased .....	\$ 30.65
F. C. Elliot, Tallahassee, Fla.—	
Expenses incurred on trip to Miami	
Re: Everglades National Park .....	18.83
Keesee and Chamblee, Belle Glade, Fla.—	
Expenses cleaning ditches in	
Section 29-43-37 .....	720.00
Simmons and Weeks, Inc., Belle Glade,	
Fla.—Levee and ditch construction .....	6,000.00
	<hr/>
TOTAL.....	\$ 6,769.48

Upon vote the motion was adopted.

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Mr. Elliot reported on conference he had in Miami, Florida, with Everglades National Park agents; that he had gone over the work in connection with the making of surveys and land locations in the park area; that the surveys are being made according to instructions prepared by him and the Trustees will receive a map and field notes of the survey; that the Federal agents have done a good job and have made considerable progress in working out land acquisition.

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#### SUBJECTS UNDER CHAPTER 18296

Report was made of cancellation notice received from the United States to become effective September 19, 1949, covering Volusia County land described as East 39½ feet of South 100 feet of North 842.7 feet of Lot 11, Block 53—Daytona—Lease U. S. -6-(P)-425-eng.No.W.2287-eng-15655 dated February 9, 1943.

It was ordered that notice of cancellation be noted and filed.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
August 30, 1949

The Trustees of the Internal Improvement Fund met on

this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
 C. M. Gay, Comptroller  
 J. Edwin Larson, Treasurer  
 Richard W. Ervin, Attorney General

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F. C. Elliot, Engineer and Secretary  
 Sinclair Wells, Land Clerk

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Motion was made by Mr. Gay, seconded by Mr. Larson, that minutes of the Trustees dated August 2 and 16, 1949, be approved as presented by the Secretary. Upon vote the motion was adopted.

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Mr. Wells reported that approximately three (3) years ago the Trustees, on application from Karl A. Bickel, advertised for objections only 2.07 acres of submerged land in Section 24, Township 36 South, Range 17 East, Sarasota County. It developed at the time that Mr. Bickel was not the upland owner of quite all of the adjoining property and the sale was postponed. Title has now been acquired by Mr. Bickel to all the surrounding property and consummation of the sale is requested on the basis of his offer of \$300.00 for the parcel.

Motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that the Trustees now consummate sale in favor of Mr. Bickel at the price offered, pursuant to action taken July 2, 1946.

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Mr. Wells reported that recently the Trustees had granted lease in favor of E. C. Huffman for removing oyster shells from Pithlachascotee River in Pasco County, Florida, but before issuance of the lease objections were presented by local and county governments on the ground that there was not sufficient shell to supply their needs. Thereupon the Trustees rescinded their former action and lease was not executed. Since that time information has been furnished, borne out by personal inspection by a Conservation Agent, that there is ample shell and it is now recommended that lease be issued to Mr. Huffman.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees execute shell lease in favor of E. C. Huffman at the rate of ten cents (10¢) per cubic yard for all shell removed. Upon vote the motion was adopted.

Application was presented from Herbert Forehand of Kinard, Florida, for lease to remove dead and fallen timber from Dead Lakes in Calhoun County. Offer is made of ten cents (10¢) each for posts ten feet long and six cents (6¢) each for posts six feet long.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the offer made by Mr. Forehand for lease to remove dead and fallen timber from Dead Lakes. Upon vote the motion was adopted.

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Application was presented from Robert R. Ozner for ten-year lease on Pelican Key and Wood Key in Monroe County, located approximately two and one-fourth ( $2\frac{1}{4}$ ) miles south-east of the point where Collier and Monroe Counties join, comprising a total of approximately six (6) acres. Pelican Key is located in Latitude  $25^{\circ} 47' 24''$  North and Longitude  $81^{\circ} 25' 45''$  West, in Township 55 South, Range 29 East, and Wood Key is located in Latitude  $25^{\circ} 35'$  North and Longitude  $80^{\circ} 14'$  West, in Township 56 South, Range 31 East.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept offer of \$10.00 an acre annually as rental and authorize lease for a term of ten (10) years on the two keys applied for. Upon vote the motion was adopted.

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Offer of \$22.50 an acre was presented from H. & N. Lichtenberg for purchase of Tract 37 and  $N\frac{3}{4}$  of Tract 52, Section 35, Township 47 South, Range 42 East, comprising approximately 17.5 acres in Dade County. Title to these parcels vested in the Trustees of the Internal Improvement Fund through settlement in 1931 with Everglades Drainage District.

Upon recommendation from the Secretary, motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the offer and authorize execution of deed upon payment of \$22.50 an acre. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

Request was presented from J. P. Sellers for duplicate deed to replace Holmes County Deed No. 32 dated July 8, 1941, conveying  $NW\frac{1}{4}$  of  $NW\frac{1}{4}$  of Section 36, Township 6 North, Range 17 West;  $N\frac{1}{2}$  of  $NE\frac{1}{4}$  of Section 24, Township 4 North, Range 18 West; and  $SW\frac{1}{4}$  of  $NE\frac{1}{4}$  of Section 35, Township 5 North, Range 14 West, said deed having been lost prior to recording.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize execution of Holmes County Deed No. 32 "A" in favor of Mr. Sellers, upon payment of \$5.00. Upon vote the motion was adopted.

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Mr. Elliot presented three requests for reduction in base bids for advertising land in Brevard County, the Clerk of the Circuit Court and the Tax Assessor of said county having recommended such reductions.

Upon recommendation from Mr. Elliot, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees decline to accept offers made and that the parcels be advertised as follows:

For O. G. Exline—Lot 12, Block 14, Revised Plat of Indian River City, Section 22, Township 22 South, Range 35 East, allow base bid of \$40.00;

For Cressie M. Pelham—Lot 14, Block 4, Morningside Park Section "A", subdivision of E $\frac{1}{2}$  of SW $\frac{1}{4}$  and part of W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 22, Township 22 South, Range 35 East, allow base bid of \$40.00;

For Fred D. Van Dyke—Lot 6, Block 7; Lot 17, Block 15, Re-sub, of Platts Subd. of Section 3, Township 28 South, Range 37 East, allow base bid of \$100.00.

Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

Fuller Warren,  
Governor—Chairman

Attest: F. C. Elliot  
Engineer and Secretary

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Tallahassee, Florida  
September 6, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Wells requested consideration of sale advertised to be held this date based on application presented to the Trustees July 27, 1949 from Roland W. Craig of Craig, Florida, with offer of \$1000.00 an acre for Monroe County land. The land was ordered advertised and the following notice was published in the Key West Citizen on August 5, 12, 19, 26 and September 2, 1949:

Tallahassee, Florida, July 30th, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. September 6th, 1949, the land in MONROE COUNTY, described as follows:

Parcel # A Beginning at a point on the center line of U. S. Highway No. 1 (Overseas Highway), said point being fifteen hundred feet westerly of—measured along said center line—the westerly edge of the westerly approach slab of the channel #2 Bridge and said Center Line here bearing S. 57° 07' W; Thence northerly, perpendicular to said Center Line two hundred feet to a Point, said Point being the Point of Beginning of the property herein described; Thence continuing northerly, perpendicular to said Center line, two hundred feet to a point; Thence westerly parallel to said Center Line four hundred feet to a point; Thence southerly perpendicular to said Center Line, two hundred feet to a point; Thence easterly parallel to said Center line, four hundred feet to the Point of Beginning, containing 1.83 acres, more or less.

Parcel "B" Beginning at a point on the Center line of U. S. Highway No. 1 (Overseas Highway), said point being twenty-four hundred feet westerly of—measured along said Center Line—the Westerly edge of the westerly approach slab of the Channel #2 Bridge and said Center Line here bearing S. 57° 07' W; Thence northerly perpendicular to said Center Line, two hundred feet to a Point. Said point being the Point of Beginning of the property herein described; Thence continuing northerly, perpendicular to said Center Line, two hundred feet to a point; Thence westerly, parallel to said Center Line, six hundred feet to a point; Thence southerly perpendicular to said Center Line, two hundred feet to a Point; Thence easterly parallel to said Center Line six hundred feet to the

Point of Beginning, containing 2.75 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of I. I. Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, no objections were presented, whereupon, motion was made by Mr. Mayo, seconded by Mr. Ervin and adopted, that the Trustees confirm sale in favor of Mr. Craig for the land described.

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Pursuant to application from Harry A. Johnston of West Palm Beach, Florida, on behalf of Lanair Associates, Inc., with offer of \$100.00 an acre, the Trustees on July 19, 1949, authorized the land advertised for objections only. The following notice was published in the Palm Beach Post on August 5, 12, 19, 26, and September 2, 1949:

Tallahassee, Florida, July 22nd, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. September 6th, 1949, the land in PALM BEACH COUNTY, described as follows:

Approximately five acres of sovereignty land between the eastern boundary of Lots 9 to 15, Block 1 of Lanair Estates and the waters of Lake Osborne in Section 5, Township 45 South, Range 43 East.  
(Correct description to be furnished with deed)

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phos-

phate and minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable material is reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, no objections were presented or filed, whereupon, motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees confirm sale in favor of Lanair Associates, Inc., at the price offered. Upon vote the motion was adopted.

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Based on offer of \$250.00 an acre from Byron T. Sauls, presented to the Trustees July 27, 1949, Pinellas County land was ordered advertised for objections only and the following notice was published in the St. Petersburg Times on August 5, 12, 19, 26 and September 2, 1949:

Tallahassee, Florida, July 30th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. September 6th, 1949, the land in PINELLAS COUNTY, described as follows:

Begin at the southwest corner of Lot 40 of Jungle Shores, No. 6, as it appears of record in the office of the Clerk of the Circuit Court of Pinellas County, Florida, run thence west into the waters of Boca Ceiga Bay, 330 feet more or less to the quarter section line of Section 12, Township 31 South, Range 15 East, thence north along the quarter section line, 350½ feet, thence east 280 feet more or less to the point of intersection of the waters of Boca Ceiga Bay and the upland, thence southeasterly meandering the shore line, 353 feet more or less to the point of beginning, containing approximately 2½ acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections were presented or filed.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that sale of the land described in the notice be confirmed in favor of Mr. Sauls at the price offered. Upon vote the motion was adopted.

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Based on application from Walter E. Travers, for himself and F. C. McKenzie, both of West Palm Beach, Florida, the Trustees at the meeting July 12, 1949, authorized the land advertised for competitive bids and objections and the following notice was published in the Palm Beach Post on August 5, 12, 19, 26 and September 2, 1949:

Tallahassee, Florida, July 20th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections and competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. September 6th, 1949, the land in PALM BEACH COUNTY, described as follows:

Reclaimed sovereignty lands in Section 8, Township 44 South, Range 43 East, east of Addition #1, Fla-Mango Grovelets, a subdivision of Government Lots 1, 2, 3 and 4, Section 8, Township 44 South, Range 43 East, and south of a line which is 1096.12 feet south of the north line of Section 8, Township 44 South, Range 43 East, except so much of said land as is within the existing area covered by the waters of Lake Clark. Also,

The reclaimed Lake Clark sovereignty land in that part of Section 9 lying west of the west right of way line of the Palm Beach Canal and west of the west right of way line of the land previously deeded to the Seaboard-All Florida Railway. Containing approximately 75 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable material is reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, no objections were presented and bids of \$100.00, \$200.00 and \$300.00 an acre for the land were the only offers made.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the following offers from applicants for the land as advertised and designated on aerial photograph filed with the Land Department:

\$300.00 an acre for land designated as "A";  
\$200.00 an acre for land designated as "B";  
\$100.00 an acre for land designated as "C".

Upon vote the motion was adopted.

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Based on offer of \$100.00 an acre submitted to the Trustees July 27, 1949, by Kenyon Riddle of West Palm Beach, Florida, Palm Beach County land was ordered advertised for competitive bids and the following notice was published in the Palm Beach Post on August 5, 12, 19, 26 and September 2, 1949:

Tallahassee, Florida, August 1st, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive

bids, in Tallahassee, Florida, at 11:00 o'clock A.M. September 6th, 1949, the land in PALM BEACH COUNTY, described as follows:

The North 660 feet, less the West 1150 feet of the SE $\frac{1}{4}$  of Section 5, Township 44 South, Range 43 East, Westerly of the West Palm Beach Canal, not included in Govt. Lot 8, and also less the right-of-way of the Lake Worth Drainage Dist., along the north side, containing approximately 2.2 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out the only offer received was \$100.00 an acre from Kenyon Riddle.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept offer from Mr. Riddle and confirm sale in his favor. Upon vote the motion was adopted.

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Based on application from J. E. Brantley of Cocoa, Florida, presented to the Trustees July 27, 1949, Suwannee County land was ordered advertised for competitive bids, and the following notice was published in the Live Oak Democrat on August 5, 12, 19, 26 and September 2, 1949:

Tallahassee, Florida, July 30th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. September 6th, 1949, the land in SUWANNEE COUNTY, described as follows:

S $\frac{1}{2}$  of Lot 2 and Lot 6 of Section 27; NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 22, Township 5 South, Range 13 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, the only bid received was \$8.00 an acre from Mr. Brantly.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the offer from Mr. Brantly be accepted and sale consummated in his favor. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Hardee	5/2/49	3
Hardee	6/6/49	17
Hardee	7/4/49	3
Hardee	7/8/49	4
Hernando	8/15/49	1
Indian River	8/22/49	5
Levy	8/1/49	1
Osceola	8/22/49	12
Palm Beach	7/22/49	4
Walton	6/27/49	3

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

Letter was presented from Clerk of the Circuit Court of Volusia County with application from W. W. Coffman for reduction in base bid for advertising lots in the Blue Springs section of Volusia County.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees authorize the Clerk to advertise the land with base bids as follows, the 1932 assessed value having included buildings on the lots that have since been destroyed:

Lot 3, Block 2, Blue Springs—Section 3, Township 18 South, Range 30 East—Base bid of \$20.00;  
 W $\frac{1}{2}$  of Lot 5 and Lots 8 and 9, Block 2, Section 3, Township 18 South, Range 30 East—Base bid of \$50.00.

Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
 Governor—Chairman

Attest: F. C. Elliot  
 Secretary

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Tallahassee, Florida  
 September 13, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
 C. M. Gay, Comptroller  
 J. Edwin Larson, Treasurer  
 Richard W. Ervin, Attorney General  
 Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
 Sinclair Wells, Land Clerk

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The Secretary presented for approval minutes of the Trustees dated August 23 and 30 and September 6, 1949, with information that copies had been furnished each member.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees approve the minutes as submitted. Upon vote the motion was adopted.

Mr. Wells presented application from Ernest Vidal with offer of \$200.00 an acre for a strip of submerged land adjacent to his upland property in Section 10, Township 28 South, Range 15 East, Pinellas County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offer from Mr. Vidal, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Offer of \$10.00 an acre was presented from M. Ignatius Lester, on behalf of the city of Key West, for 5.03 acres of land in Section 33, Township 67 South, Range 25 East, Monroe County. It was explained that during the time the FERA was operating, a swimming pool was started but never finished, and it has been used for years as a public pool. The city now desires to acquire title and develop it as a pool for the public.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees agree to accept the offer, subject to the land being advertised for objections only, with deed to carry the restriction that the parcel be used as a public swimming pool. Upon vote the motion was adopted.

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Application was presented from Frank M. Walrath, Jr., for a lease from the Trustees on one of the state owned lakes now under fence of Carl Swisher, the lease to be made in the name of the Keystone Heights Sportsmen's Club, Alachua County Sportsmen's Club or some other similar organization.

After discussion of the controversy that has been pending for the past several months on the subject of opening roads to the lakes of Putnam County through property of Mr. Swisher, and report from the Attorney General of his efforts in trying to work the situation out, motion was made by Mr. Gay, seconded by Mr. Larson, that no action be taken at this time on application to lease one of the lakes in that area and that the Attorney General be requested to continue his investigation. Upon vote the motion was adopted.

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Two applications were presented from Langston Construction Company for purchase of Orange County land on Lake Conway with offer of \$300.00 an acre for the following parcels:

Lot 7 and East 70 feet of Lot 8, Block "F"—Nela Isle, comprising 0.166 acres in Section 30, Township 23 South, Range 30 East, Orange County—Offer \$49.80;

Lots 5, 6, 7 and 8, Block "P"—Nela Isle, comprising 0.382 acres in Section 30, Township 23 South, Range 30 East, Orange County—Offer \$114.60.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to sell the two parcels applied for at the price offered, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Letter dated September 13, 1949, was presented from Mr. Frank Bezoni, on behalf of Coastal Petroleum Company, requesting that the Trustees authorize the company to drill under State Lease No. 340-A, by agreement with the holder of the lease, Davis Petroleum Company, with the understanding that Coastal will drill to a depth of 11,500 feet, unless they are unable to do so on account of unsurmountable difficulties, to be determined by the State Geologist, the above arrangement being conditioned upon the Trustees allowing Coastal Petroleum Company to receive credit on leases owned by said company for footage drilled on Lease No. 340-A.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees grant request of Coastal Petroleum Company and agree to credit leases owned by them with footage drilled under Lease No. 340-A. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the following salaries for September and other items of expense be approved and that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Engineer & Secretary .....	\$ 575.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk .....	266.66
Jentye Dedge, Secretary-Clerk .....	321.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
Sinclair Wells, Land Agent .....	100.00
Ruth N. Landers, Maid .....	20.00
J. Edwin Larson, State Treasurer	
To Principal of State School Fund .....	3,945.65
J. Edwin Larson, State Treasurer	
To General Revenue Fund for Oyster	
Conservation Fund .....	1,238.77
Southeastern Telephone Co. ....	9.60
Western Union Telegraph Co. ....	10.99
Capital Office Equipment Co. ....	.75
Rose Printing Co. ....	67.50

Hunt and Salley, Miami, Fla.	
Retainer & Expenses .....	2,006.99
E. B. Leatherman, CCC Dade County	
For delinquent EDD taxes .....	4.17
East Shore Drainage District	
For delinquent taxes .....	341.43
E. B. Leatherman, CCC Dade County	
For delinquent EDD taxes .....	2.28
	<hr/>
TOTAL.....	\$ 9,474.77

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SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	8/31/49	14
Citrus	7/25/49	37
Marion	9/5/49	7
Pasco	9/5/49	6
St. Johns	7/26/49	18
Sarasota	8/22/49	16
Sarasota	8/29/49	9
Seminole	8/29/49	10
Taylor	8/19/49	3
Taylor	9/2/49	2
Volusia	8/1/49	1
Volusia	8/16/49	9

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Six applications were presented for release of State Road right of way reserved by the Trustees in deeds heretofore issued under the Murphy Act, together with recommendation from the Road Department that releases be granted.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize issuance of the following quitclaim deeds releasing the right of ways as approved by the State Road Department, which motion was adopted:

Hillsborough County Q.C. Deed No. 3523 to Wesley  
B. Dickerson  
Pt. Hillsborough County Q.C. Deed No. 4658 to Celia  
Frank

Hillsborough County Q.C. Deed No. 1438 to J. L. Hinson  
 Holmes County Q.C. Deed No. 59 to I. G. Moon  
 Pt. Polk County Q.C. Deed No. 442 to Pearl I. Nolan  
 Pt. Volusia County Q.C. Deed No. 1603 to W. J. Batson and Ella R. Batson, his wife.

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Letter was presented from the Clerk of the Circuit Court of Broward County stating that Everglades Drainage District has given authority to accept applications for purchase on all lands owned by the District not embraced within the boundaries of water conservation areas described in Chapter 25211, Acts of 1949. The county desires information as to whether or not applications may now be received on Murphy Act lands not included within the conservation areas described in the Act.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees now make available for Murphy Act sale all lands outside the boundaries of water conservation areas described in the 1949 Act, which lands had heretofore been withdrawn from sale. Upon vote the motion was adopted.

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Request was presented for refund of \$95.00 to Frank de la Grana as reimbursement on Hillsborough County Deed No. 4647 executed September 21, 1946, conveying Lot 9, Block 11, Powell's Addition to East Ybor. Information from the Clerk of the Circuit Court of Hillsborough County is that the lot is owned by Eighth Avenue Methodist Episcopal Church of Tampa and has been so owned since 1905 and the lot should not have been certified to the State under Chapter 18296.

Mr. Elliot explained that an act of the 1949 legislature requires that all funds received from Murphy Act sales shall be deposited in General Revenue and no appropriation was made for refunds.

The Attorney General and the Comptroller being of the opinion that refund could be made, motion was offered by Mr. Gay, seconded by Mr. Mayo and adopted, that the request be granted and the bill referred to the Comptroller for payment.

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Request was presented from Florida Military Department for renewal to October 1, 1950, of Rifle Range Permit involving twenty-four Murphy Act lots in Section 32, Township 51 South, Range 39 East, comprising 120 acres in Broward County.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize renewal of the permit for one year, expiring October 1, 1950, to be used by the Military Department as a rifle range. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the following salaries and refund be approved and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper .....	\$ 331.66
Mary Clare Pichard, Secretary-Clerk .....	206.66
Frank de la Grana, c/o Chas. H. Pent, Refund, Pt. Deed No. 4647 .....	95.00
TOTAL.....	\$ 633.32

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
September 20, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Wells submitted for consideration sale of Brevard County land advertised for objections to be heard this date. Based on application from Canaveral Port Authority the land was ordered advertised for objections and the following notice was published in the Cocoa Tribune on August 19, 26, September 1, 8 and 15, 1949:

Tallahassee, Florida, August 15th, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. September 20th, 1949, the land in BREVARD COUNTY, described as follows:

A parcel of unsurveyed sovereignty land comprising part of the bottoms of Banana River described as follows, to-wit:

The South 1750.86 ft. of Section 7 East of the meander of the shore of Merritts Island;  
 The South 1750.86 ft. of Section 8;  
 The South 1750.86 ft. of the W $\frac{1}{2}$  of Section 9;  
 The North 300 ft. of the W $\frac{1}{2}$  of Section 16;  
 The North 300 ft. of Section 17;  
 The North 300 ft. of Section 18 East of the meander of the shore of Merritts Island;  
 In Township 24 South, Range 37 East, containing 428.4 acres, more or less.  
 (Correct description to be furnished with deed.)

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate and minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable material is reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
 Governor

Attest: F. C. Elliot, Secretary  
 Trustees I. I. Fund

Upon the land being called out and no objections filed or presented, motion was made by Mr. Ervin, seconded by Mr. Gay, that the Trustees confirm sale in favor of Canaveral Port Authority at a price of \$1.00 an acre. Upon vote the motion was adopted.

Mr. Wells called attention to Lease No. 471 issued to A. I. Padgett (used by William Pitchford), with payments in arrears amounting to \$450.00. The Trustees recently agreed to convey to St. Lucie Inlet District and Port Authority Martin County land covered by said lease, but deed has not been issued pending clearing the Padgett lease.

Mr. Will Oven, attorney of Tallahassee, presented request from his client, Hudgins Fish Company, Inc., for assignment of the Padgett lease upon payment of all amounts due to October 12, 1949.

Motion was made by Mr. Ervin, seconded by Mr. Gay, that the Trustees approve assignment by A. I. Padgett of Lease No. 471 to Hudgins Fish Company, Inc., upon payment of all amounts due to October 12, 1949; that upon said assignment being completed and deed issued to St. Lucie Inlet and Port Authority as authorized July 12, 1949, the Trustees then assign to the Inlet District all its right, title and interest in said Lease No. 471. Upon vote the motion was adopted.

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Application was presented from R. B. Griffith, on behalf of John L. and Ramael G. Bulmer, for purchase of 0.2 acres of land adjacent to their upland property on Lake Conway in Section 24, Township 23 South, Range 29 East, Orange County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to advertise the parcel for objections only provided applicants will agree to pay at the rate of \$300.00 an acre for the land. Upon vote the motion was adopted.

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Mr. Frank Bezoni, on behalf of Gulf Oil Corporation, requested determination by the Trustees as to whether or not the well now being drilled by Coastal Petroleum Company on State Lease No. 363 will be considered as complying with the terms and provisions of that certain exploration contract and option to lease as made and entered into on February 27, 1943, by and between the Trustees of the Internal Improvement Fund and William G. Blanchard, so as to prevent the necessity of Gulf Oil Corporation, an assignee of the rights and privileges under said contract, from releasing five hundred thousand acres of contract land on or before October 1, 1949, in order to keep said contract in full force and effect in the hands of Gulf Oil Corporation.

Attorney General Ervin stated that he had gone into this question and feels that the Trustees' position will be legally sound in considering that the lease terms are being complied

with by the drilling of the well by Coastal Petroleum Company and by so deciding it will encourage the drilling of wells in Florida.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees determine that the well being drilled by Coastal Petroleum Company under Lease No. 363 will be considered as complying with the terms and conditions of the Blanchard Contract dated Feb. 27, 1943, and there will be no requirement for releasing by Gulf Oil Corporation the five hundred thousand acres on or before October 1, 1949. Upon vote the motion was adopted.

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Offer of \$250.00 an acre was presented from John R. DuBois for land in front of upland property owned by him and other members of his family in Section 32, Township 40 South, Range 43 East, Palm Beach County.

The price being in line with other sales in that vicinity, motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees accept offer of \$250.00 an acre from the following parties, subject to the land being advertised for objections only:

John R. and Bessie DuBois  
 Susan DuBois  
 Neil and Elizabeth DuBois  
 Henry and Dorothy DuBois  
 John F. and Marian Hughart.

Upon vote the motion was adopted.

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Two applications were presented from Charles W. Luther of Volusia County, on behalf of Homer Dagley and Walter Foster, with offers of \$100.00 an acre for filled land in Van Valzah Subdivision of Port Orange Beach, Volusia County, adjacent to upland property of applicants. Mr. Wells explained that the County Commissioners of Volusia County have recommended sale of these parcels to Messrs. Dagley and Foster.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offers, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Request was presented from Mr. Charles W. Luther, attorney for Volusia County, making application on behalf of the county for 300 foot right of way and permit for dredging areas for rebuilding Port Orange bridge, the area desired being located

in Township 6 South, Range 33 East; also application for 300 foot right of way and permit for dredging area located in Township 15 South, Range 33 East, for rebuilding Seabreeze bridge, both said bridges being in the vicinity of Daytona Beach, crossing Halifax River.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize right of ways and dredging areas as requested by Volusia County. Upon vote the motion was adopted.

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Consideration was given to application from Frank Walrath for leasing Putnam County lake and Mr. Elliot, Secretary, furnished memorandum of the law governing leasing water bottoms owned by the State of Florida.

Motion was made by Attorney General Ervin, seconded by Mr. Gay, that the Trustees decline request from Mr. Walrath but without prejudice to any right he may have to fish, or right to bring suit to enforce his rights. Upon vote the motion was adopted.

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Mr. Elliot presented letter from Coastal Petroleum Company requesting approval by the Trustees of the following described location as a drilling site, which location is within the limits of Lease No. 340-A recently assigned by Miami Shipbuilding Corporation to Davis Petroleum Company:

Approximately 100 feet North and East of the Southwest corner of the NW $\frac{1}{4}$  of the NW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 25, Township 55 South, Range 37 East, Dade County, Florida.

The Trustees on September 13, 1949, consented for Coastal Petroleum Company to drill a well under Lease No. 340-A, the total amount of footage drilled thereunder to be credited to leases acquired by Coastal from the Trustees.

It was explained that there is a gap in the minutes of the Trustees between the date February 21, 1944, when agreement was made to accept deed from Miami Shipbuilding Corporation to SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 25, Township 55 South, Range 37 East, and May 24, 1944, when deed was executed by said corporation in favor of Trustees conveying title to land in another part of said Section 25.

To clarify the situation, Mr. Elliot recommends as follows: "That the Trustees having on February 21, 1944 agreed to accept deed from Miami Shipbuilding Corporation covering 40 acres of land described as SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 25, Township 55 South, Range 37 East, Dade County, said land to be

come a part of that described in drilling Lease No. 340, and agreed with the company for the drilling of an oil well on said premises, and said company having conveyed to Trustees, in lieu of the land described above, 40 acres in another part of said Section 25, to-wit: W $\frac{1}{2}$  of NW $\frac{1}{4}$  of SE $\frac{1}{4}$  and E $\frac{1}{2}$  of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  as a location for drilling a well, the Trustees now accept deed from Miami Shipbuilding Corporation dated May 24, 1944, as a well location and direct that the land be included in Lease No. 340-A, an amendment of Lease No. 340.”

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the recommendation of Mr. Elliot and adopt the same as the action of the board. Upon vote the motion was carried.

Financial statements for the month of August are as follows:

UNDER CHAPTER 610

Balance as of August 1, 1949 .....		\$1,205,190.97	
Receipts for the month:			
Land Sales—Gross .....		\$24,409.93	
Less Returned check .....		10,000.00	
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Land Sales—Net .....		\$ 14,409.93	
Interest on Contracts .....		23.53	
Grazing Leases .....		1,624.22	
Sand & Shell Leases .....		1,707.95	
Timber Leases .....		42.70	
Miscellaneous Leases .....		1,251.99	
Campsite Lease .....	350.00		
Less Returned Check .....	350.00		
Campsite Lease Net .....		-0-	
Mineral Lease .....		25.00	
Total Receipts for the month .....		19,085.32	19,085.32
GRAND TOTAL .....			1,224,276.29
Less Disbursements for the month .....			22,507.17
BALANCE AS OF AUGUST 31, 1949 .....			1,201,769.12

DISBURSEMENTS FOR THE MONTH OF AUGUST, 1949

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
8-17-49	26061	The Geo. D. Barnard Company .....	\$ 39.90
	26062	Southeastern Telephone Co. ....	10.60
	26063	Western Union Telegraph Co. ....	1.28
	26064	The H. & W. B. Drew Co. ....	12.70
	26065	State Treasurer—Transfer to Prin. State School Fund .....	14,003.50

	26066	State Treasurer—Transfer to Oyster Conservation Fund .....	5,853.72
8-25-49	30529	F. C. Elliot .....	18.83
	30530	Keesee & Chamblee .....	720.00
8-31-49	31698	F. C. Elliot .....	468.85
	31699	A. C. Bridges .....	308.73
	31700	M. O. Barco .....	209.63
	31701	Jentye Dedge .....	288.06
	31702	Bonnie G. Shelfer .....	163.73
	31703	Sinclair Wells .....	95.00
	31704	Ruth N. Landers .....	19.00
	31707	Lewis State Bank—With- holding Tax .....	212.00
	31705	Hospital Service Corporation .....	5.40
	31706	5% Retirement Fund .....	76.24
TOTAL DISBURSEMENTS FOR MONTH OF AUGUST, 1949 .....			\$ 22,507.17

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U.S.G.S. CO-OPERATIVE FUND

Balance as of August 1, 1949 .....	\$ -0-
Receipts for the month .....	250.00
Disbursements for the month .....	-0-
BALANCE AS OF AUGUST 31, 1949 .....	250.00

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UNDER CHAPTER 18296

Receipts to General Revenue:

August 1, 1949 .....	\$ 2,573.65
August 16, 1949 .....	2,605.30
August 20, 1949 .....	75.00

TOTAL RECEIPTS FOR MONTH

OF AUGUST, 1949 .....

\$ 5,253.95

Disbursements from General Revenue:

		<i>Warrant</i>		
<i>Date</i>	<i>No.</i>	<i>Payee</i>		<i>Amount</i>
8-31-49	32394	Ernest Hewitt .....	\$	315.26
	32395	Mary Clare Pichard .....		192.46
	32396	USA—Withholding Tax .....		30.60
TOTAL DISBURSEMENT FOR MONTH OF AUGUST, 1949 .....			\$	538.32

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	8/10/49	1
Charlotte	8/8/49	2
Columbia	9/12/49	1
Duval	6/22/49	182
Jefferson	9/5/49	1
Nassau	9/12/49	1
Sarasota	9/12/49	9
Volusia	9/5/49	12
Volusia	9/9/49	2

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Application was presented from the State Road Department for right of way through land in Jefferson County, being part of Lot 133 Dreblow's Silver Lake Subdivision in Section 13, Township 2 North, Range 5 East, lying within fifty (50) feet of the center line of State Road No. 146.

Motion was made by Mr. Ervin, seconded by Mr. Gay, that the Trustees authorize right of way through Jefferson County land as requested by the State Road Department. Upon vote the motion was adopted.

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Mr. Elliot presented irregular bid by Andover Investment Company listed on Report No. 100, making an offer of \$25.00 for Lot 7, Block 5, Johnson's Addition to North End, Duval County, the 1932 assessed value of which is given as \$900.00. The Clerk of the Circuit Court is of the opinion that this valuation was in error as other adjoining lots carried a valuation of \$100.00.

Upon consideration of the request, motion was made by Mr. Gay, seconded by Mr. Mayo, that the bid be rejected and counter proposal made to approve sale of the lot provided applicant will pay one-fourth of the 1948 assessed value which is \$65.00. Upon vote the motion was adopted.

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Offer of \$5.00 was presented from Nassau County for purchase of Lots 15, 17 and 18, Block 14, Seaview, in Section 9, Township 2 North, Range 28 East, Nassau County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offer from Nassau County, which is in excess of the regular base bid. Upon vote the motion was adopted.

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Application was presented from J. Paul Gaines, on behalf of Al Tegemkamp, requesting reduction in base bid for advertising Lot 1, Block "E" Highland Crest—Section 25, Township 36 South, Range 18 East, Sarasota County. Information was given that base bid for regular sale would be \$62.50, which is in line with other sales in that county.

Motion was made by Mr. Ervin, seconded by Mr. Gay, that the offer be declined and the regular base bid be used in advertising the lot for sale. Upon vote the motion was adopted.

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Request was presented from the Clerk of the Circuit Court of Gulf County for cancellation of a number of certificates covering land in Townships 8 and 9 South, Range 11 West, owned by the United States of America for a number of years.

Upon recommendation from the Attorney General's office motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees disclaim interest in the certificates covering United States land. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
October 4, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Minutes of the Trustees dated September 13 and 20 were presented, copies having been furnished each member.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the minutes as presented be approved. Upon vote the motion was adopted.

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Mr. W. Turner Wallis, Mr. Dave Turner, and Mr. Wareing T. Miller, representing Central and Southern Florida Flood Control District, and Messrs. Wallis and Miller as also representing Everglades Drainage District, came before the Trustees in connection with the flood control project.

Mr. Wallis stated that there is available \$300,000.00 of Federal funds for improvement by the United States of the channel from Lake Okeechobee into Clewiston, and the Flood Control District is asking that the Trustees grant to the United States a use right for channel and spoil areas. The project will provide an eight (8) foot depth into Clewiston as a part of the improvement to St. Lucie-Okeechobee-Caloosahatchee navigation project.

Mr. Elliot recommended that this be done, whereupon motion was made by Mr. Gay, seconded by Mr. Larson, that the use right for channel and spoil areas be granted. Upon vote the motion was adopted.

Mr. Wallis further stated that there has been a dedication by the Trustees of all lands that may be required for water storage purposes for Central and Southern Florida Flood Control District (see minutes of October 1, 1946, May 6, 1948 and July 8, 1949); that the question of policy now arises: (1) Will it be a dedication of use rights or of title conveyance? and (2) Will there be a conveyance of mineral rights to these areas? The Flood Control District requests one-half ( $\frac{1}{2}$ ) of the mineral rights of the fee lands. If at some future time oil is discovered, the said District and the Trustees would have equal rights and the District from oil proceeds could remit taxes imposed for paying the cost of the works of the District; however, the District certainly does not want to press this point and give the Trustees the impression that the District is not being fair; that it is only intended that the question be presented for consideration and determination of what would be a fair policy.

Mr. Elliot stated that the Trustees had adopted a resolution July 8, 1949, in part as follows:

“That as to paragraphs ‘2’ and ‘4’, in making said land available for water conservation purposes, the title to said land shall remain in said Trustees and said land shall be set aside for the purpose described and

shall be withdrawn from sale or other disposition, except that Trustees shall, in reserving said title, also reserve the oil, gas and minerals which may lie under said land together with the right to explore for and to mine and develop the same.”

It was his understanding that definite action was taken by the Flood Control District accepting the arrangement, which statement was assented to by Mr. Wallis.

Upon discussion of the subject of conveyance of title to the land, it was the opinion of the Trustees that perpetual easements be granted rather than conveyance of title, and as to mineral rights being conveyed to the Flood Control District, the Trustees were not favorable to going that far and asked that the matter be held in abeyance for further consideration or for determination by subsequent legislative action.

Mr. Elliot called attention to the fact that the reason for reserving oil and mineral rights in the State, when this policy was first inaugurated in 1911, was with the hopes that oil would be discovered in Florida and would produce revenue sufficient to take care of the school system similar to that of the State of Texas.

On the question of whether conveyance would be made of title or perpetual easements, motion was made by Mr. Gay that the Trustees grant perpetual easements in favor of Central and Southern Florida Flood Control District covering the lands described, both as to fee simple and Murphy Act lands, subject to the Attorney General passing on the instruments. Motion seconded by Mr. Ervin and adopted.

Mr. Wallis stated that deeds had been prepared, having been gone over with the Attorney General, for conveying the five (5) sections of fee simple land, comprising Sections 12, 14, 22, 28, and 32, Township 49 South, Range 40 East, containing 3200 acres, and approximately 5000 acres of Murphy Act lands located in Sections 13, 23, 27 and 33 of Township 49 South, Range 40 East, and in Section 5, Township 50 South, Range 40 East, all of said land being in Broward County, Florida.

Mr. Elliot explained that with respect to tax reverted lands under double reversion, Everglades Drainage District and the State both hold equities in these lands through Everglades tax reversion and tax reversions to the State. The agreement of July 8, 1949, was that the district would execute deeds to the Trustees conveying all its title to one-half of double reversion lands and the State, through the Trustees, would convey its title to the District under Chapter 18296 to one-half of the tax reverted land so that each agency would have the whole title to one-half of the land. Deed has been prepared and exe-

cuted by Everglades Drainage District covering certain tax reverted lands, and in making that deed it is suggested that it be made to the State of Florida; that title should come to that fund out of which it originated and that would mean the lands would come to the State.

Upon discussion of suggestion of Mr. Elliot, motion was made by Mr. Ervin that said suggestion be approved by the Trustees as its action. Seconded by Mr. Larson and upon vote adopted.

Mr. Wallis reported that in line with resolution adopted by the Trustees July 8, 1949, and the suggestion of Mr. Elliot, Everglades Drainage District has executed and delivered its deed to the State of Florida conveying its part of joint title of double reversion lands to pave the way for the grant to Central and Southern Florida Flood Control District and is to be used as Everglades Drainage District's credit, which credit has been established. These are the lands included in an easement deed from the Trustees to the Flood Control District.

The Trustees requested that record be made in the minutes that such credit has been established.

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Mr. Wells reported that application was presented to the Trustees August 16, 1949, from Frank P. Stockton, on behalf of his wife, with offer of \$25.00 an acre for Brevard County land, and the Trustees authorized the land advertised for objections only. Pursuant to such action the following notice was published in the Cocoa Tribune on September 1, 8, 15, 22 and 29, 1949:

Tallahassee, Florida, August 19th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. October 4th, 1949, the land in BREVARD COUNTY, described as follows:

Begin at the shore of Banana River on a line 292.8 feet south of the north line of Lot 9, Plat of Israel Stewart Homestead, and surveyed by Magruder and Fries in 1881, and said plat is recorded in Deed Book A at Pages 679 and 683, records of Brevard County, Florida, said plat being in Sections 33 and 34, Township 26 South, Range 37 East, situated on Merritt Island. From this point, run thence East and parallel to the north line of

said Lot 9 a distance of 400 feet to a point; run thence south a distance of 274.8 feet to a point; run thence west and parallel to the north line of said Lot 9 a distance of 280 feet more or less to the shore of Banana River; run thence Northwest-erly along the shore of the Banana River to the point of beginning. Containing 2.18 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections being filed or presented, motion was made by Mr. Mayo, seconded by Mr. Gay and adopted, that sale be confirmed in favor of Mrs. Frank P. Stockton.

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Pursuant to application presented at the meeting August 23, 1949, from R. P. McKinney with offer of \$68.10 for Orange County land, the Trustees accepted the offer subject to the land being advertised for objections only. The following notice was published in the Orlando Sentinel on September 2, 9, 16, 23 and 30, 1949:

Tallahassee, Florida, August 24th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. October 4th, 1949, the land in ORANGE COUNTY, described as follows:

From the NE Cor. of Lot 4 of Lake Conway Views as per plat thereof recorded in Plat Book "J", Page 46, Public Records of Orange County, Flor-

ida, run N. 48° West 61.4 feet along Easterly line of Lot 4 extended to the original Lake Shore, the point of beginning of this description: thence S. 54° 18' West 80 feet along original shore line to Westerly line of Lot 4 extended, thence N. 48° West along said line extended 125 feet to the waters of Lake Conway, thence N. 52° 12' East 79.51 feet along waters of Lake to the Easterly line of Lot 4 extended, thence S. 48° East 128 feet to the point of beginning, containing 0.227 acres, and being in Section 19, Township 23 South, Range 30 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, no objections were filed or presented, whereupon motion was made by Mr. Mayo, seconded by Mr. Gay, that sale be confirmed in favor of Mr. McKinney on the basis of \$200.00 an acre, or \$68.10. Upon vote the motion was adopted.

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Pursuant to application submitted August 16, 1949, from Harry A. Johnston, on behalf of William P. Lear, with offer of \$100.00 an acre for Palm Beach County land, the Trustees accepted the offer subject to the land being advertised for objections only. The following notice was published in the Palm Beach Post on September 2, 9, 16, 23 and 30, 1949:

Tallahassee, Florida, August 20th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida at 11:00 o'clock A.M. October

4th, 1949, the land in PALM BEACH COUNTY, described as follows:

A parcel of land in the Hiatus between Townships 44 and 45 South, Range 43 East, in Section 5, Township 45 South, Range 43 East, Palm Beach County, Florida, more particularly described as follows: Beginning at the meander corner on the south line of Section 32, Township 44 South, Range 43 East, and on the west shore of Lake Osborne; thence South  $88^{\circ} 04'$  East along the south line of said Section 32, 374.42 ft.; thence South  $61^{\circ} 04'$  East, 320.85 feet to a point in the north line of Section 5, Township 45 South, Range 43 East at a distance of 500 feet South  $89^{\circ} 59'$  East of the meander corner on the west shore of said Lake Osborne and in the north line of said Section 5; thence South  $5^{\circ} 13' 30''$  west, 401.66 feet to a point in a line parallel to, and 400 feet southerly, measured at right angles, from the north line of said Section 5; thence North  $89^{\circ} 59'$  West along said parallel line, 482.87 feet to a point in the meander line of the west shore of Lake Osborne; thence North  $2^{\circ} 47'$  East along said meander line, 400.47 feet to the meander corner in the north line of Section 5; thence North  $42^{\circ} 45'$  West along the meander line of the west shore of Lake Osborne across said hiatus, 228.36 feet (3.46 chains) to the point of beginning, excepting herefrom the north 400 feet of land conveyed by the Trustees of I. I. Fund to E. F. Powers, and wife, and E. M. Archibald, and wife, by Trustees Deed No. 18679, and also excepting herefrom the north 38 feet, which is being used as right of way of the Lake Worth Drainage District Lateral Canal No. 16, said herein described parcel containing, after exceptions, 3.41 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out and no objections filed or presented, motion was made by Mr. Larson, seconded by Mr. Mayo, that sale be confirmed in favor of Mr. Lear at the price agreed upon. Upon vote the motion was adopted.

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Based on application from Harry A. Johnston, on behalf of Wright Vermilya, Jr., with offer of \$100.00 an acre, the Trustees at the meeting August 16, 1949, agreed to advertise the land for objections only, and the following notice was published in the Palm Beach Post on September 2, 9, 16, 23 and 30, 1949:

Tallahassee, Florida, August 20th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. October 4th, the land in PALM BEACH COUNTY, described as follows:

A parcel of land in Section 5, Township 45 South, Range 43 East, more particularly described as follows: Beginning at the intersection of the U. S. Government meander line along the west shore of Lake Osborne, in said Section 5, with the south line of Lot 9, Block 1, Lanair Park, according to the plat thereof recorded in Plat Book 21, Page 58, Public Records of Palm Beach County, Florida; thence South  $11^{\circ} 59' 10''$  West along said meander line, 442.10 feet, more or less, to a point in the east and west quarter section line of said Section 5; thence North  $88^{\circ} 33'$  East along said quarter section line, or its easterly extension, 104 feet; thence North  $10^{\circ} 04'$  East, 438.83 feet, more or less, to a point in the easterly extension of the south line of said Lot 9; thence South  $88^{\circ} 33'$  West along said easterly extension and along the south line of Lot 9, 88.86 feet, more or less, to the point of beginning, less the existing right of way of Lake Worth

Drainage District Lateral Canal No. 17, said parcel containing 0.85 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out, and no objections being filed or presented, motion was made by Mr. Larson, seconded by Mr. Gay, that sale be confirmed in favor of Mr. Vermilya at the price offered. Upon vote the motion was adopted.

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Pursuant to action of the Trustees August 16, 1949, based on application from Stephen B. Jennings, on behalf of Mrs. Venora H. Burns, with offer of \$100.00 for Sarasota County land, the following notice was published in the Sarasota Herald on September 2, 9, 16, 23 and 30, 1949:

Tallahassee, Florida, August 19th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A. M. October 4th, 1949, the land in SARASOTA COUNTY, described as follows:

Commencing at the N.W. Corner of Lot 50 Block 52 of the Revised Plat of Siesta as recorded in Plat Book 1, Page 245 of the Public Records of Manatee County, Florida; thence westerly along the prolongation of the north boundary of said Lot 50 a distance of 35.8 feet to a point of the west line of U.S. Gov. Lot 4, Section 1, Township 37 South, Range 17 East, and what originally was the east shore of Bayou Louise for a point of beginning;

thence westerly along a continuation of the prolongation of the north boundary of said Lot 50 to the waters of Big Sarasota Pass; thence southerly along the easterly shore of Big Sarasota Pass to a point on the westerly prolongation of the south boundary of Lot 49 to the West boundary of U.S. Gov't. Lot 4, Section 1, Township 37 South, Range 17 East; thence Northerly along the west boundary of said U. S. Gov't. Lot 4 to the point of beginning. This tract of land contains 0.13 acres and is in the area of unsurveyed land between U. S. Gov't. Lots 4 and 3, Section 1, Township 37 South, Range 17 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out and no objections presented, motion was made by Mr. Mayo, seconded by Mr. Gay and unanimously adopted, that the Trustees confirm sale in favor of Mrs. Burns at the price agreed upon—\$100.00 for the parcel.

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Application was presented from F. Elgin Bayless, on behalf of Vose Babcock, offering \$6.00 an acre for Section 15, Township 47 South, Range 34 East, Hendry County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees advertise the land for competitive bids based on offer from Mr. Babcock. Upon vote the motion was adopted.

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Application was presented from Russell O. Morrow, on behalf of Mrs. Bessie Elliott, with offer of \$100.00 an acre for 1.56 acres of marginal land on Lake Osborne in Section 20, Township 44 South, Range 43 East, Palm Beach County.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees agree to accept the offer conditioned upon the land being advertised for objections only as provided by law. Upon vote the motion was adopted.

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Application was presented from Lawrence Truett, on behalf of Carl Obendarf, with offer of \$125.00 an acre for 2.9 acres of sovereignty land in Section 6, Township 39 South, Range 19 East, Sarasota County, adjacent to upland property of applicant.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the offer conditioned upon the land being advertised for objections only as required by law. Upon vote the motion was adopted.

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Request was submitted from Mr. Earl Sisco, applying for salvage lease to recover certain targets located in Section 26, Township 20 South, Range 35 East, Brevard County. He offers to pay the Trustees twenty-five per cent (25%) of the value of all metals recovered.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize issuance of lease in favor of Mr. Sisco at the price offered. Upon vote the motion was adopted.

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Mr. Ben Shepard, Attorney for City of Miami Beach, came before the Trustees with request for conveyance of a strip of Dade County land approximately 2500 feet long, varying in width from 20 feet at the south end to 46 feet at the north end, which strip is located at the rear of and adjacent to privately owned property on Indian Creek Drive. It was explained that it was the purpose of the city to secure from these property owners sufficient amount of land, varying from 10 to 45 feet in width, from the front of their lots for widening the street known as Indian Creek Drive. In return for conveyance from the property owners, the city has obligated itself to secure from the state conveyance of title to a strip approximately equal in size of submerged land adjacent to these lot owners' property.

Mr. Shepard asked that the Trustees take such action as will authorize advertisement for objections only the state land referred to, if and when the city notifies the Trustees that the private owners desire to purchase the property at a price of \$1.00 per running foot.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees agree to advertise the submerged area for objections only when the city has obtained deed from the property owners for the strip to be used in widening Indian Creek Drive, and has presented application from said property owners to purchase the submerged strip adjacent to their property at the price offered. Upon vote the motion was adopted.

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Mr. Wells reported that J. E. Price holds purchase Contracts No. 19024, 19025 and 19026 covering lands in Township 47 South, Ranges 37 and 38 East, Palm Beach County; that these lands are just within the proposed north limits of water conservation areas. Mr. Wells recommended that the Trustees waive further contract payments for a period of one year, allowing opportunity for him to work out with Central and Southern Florida Flood Control District definite boundaries, the present line being tentative only.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees agree to waive payments on contracts as suggested by Mr. Wells. Upon vote the motion was adopted.

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Application was presented from the State Road Department for right of way through submerged or bottom lands of Little Lake Harris, Sections 13 and 24, Township 20 South, Range 25 East, Lake County, lying within one hundred (100) feet right and left of the survey line of State Road No. 459.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize right of way easement in favor of the State Road Department covering the area requested. Upon vote the motion was adopted.

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Mr. Wells recommended that shell lease No. 499 in favor of Smith Engineering & Construction Company be cancelled owing to the fact that they are delinquent in payments and have been remitting annually only the minimum amount required (\$5000.00) for some time past. Other parties are desirous of getting this territory and will actively carry on operations under the lease, guaranteeing to pay the Trustees not less than \$7,500.00 annually.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees cancel Lease No. 499 and call on the bond for payment of amounts due. Upon vote the motion was adopted.

Application was presented from Ed Belcher with offer of \$50.00 an acre for the NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 20, Township 50 South, Range 41 East, Broward County. It was requested that the land be sold without advertising as Mr. Belcher had through error planted his orange grove on state land.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees agree to advertise the land for competitive bids based on offer of \$50.00 an acre. Upon vote the motion was adopted.

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Commissioner of Agriculture Mayo recommended that Mr. C. M. Greene, Superintendent at Belle Glade Prison Farm, be employed by the Trustees to fill the vacancy left by the death of Mr. W. B. Granger, Mr. Greene to handle the leasing of state lands in that area and receive a salary of \$50.00 per month.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that Mr. Greene be employed as recommended, effective October 1, 1949. Upon vote the motion was adopted.

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Mr. Elliot reported, as information, that Coastal Petroleum Company advised under date of September 23, 1949, that operations for oil well drilling has begun under Contract No. 340-A on lands in Section 25, Township 55 South, Range 37 East, Dade County, title to which is in the Trustees of the Internal Improvement Fund. Report accepted.

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Offer of \$65.00 an acre was presented from F. D. Yaun for purchase of Tracts 60 and 61, Section 13, Township 42 South, Range 32 East, Glades County, title to which came to the Trustees through settlement with Everglades Drainage District under provisions of Chapter 14717, Acts of 1931. Mr. Elliot informed the Trustees that John C. Hall holds Grazing Lease No. 585 dated April 8, 1948, for five (5) years, on this land and sale would have to be made subject to such lease; that the lease is subject to cancellation at any time in event the land is sold. Applicant to purchase has agreed to allow lessee six months within which to move off the premises.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept offer from Mr. Yaun, subject to lease No. 585, it being understood that Mr. Hall will be given six (6) months to vacate the premises. Upon vote the motion was adopted.

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Charlotte	9/5/49	1
Citrus	9/12/49	2
Hardee	9/5/49	2
Hernando	9/20/49	5
Lake	9/12/49	7
Lee	8/30/49	2
Nassau	9/26/49	1
Orange	8/1/49	1
Palm Beach	9/23/49	4
Palm Beach	9/26/49	8
Polk	7/29/49	2
Putnam	9/3/49	18
Sumter	9/26/49	1
Washington	9/24/49	6

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Two requests were presented for correction of errors in original deeds covering Brevard and Palm Beach County lands.

The Attorney General's office having approved correction of the errors, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees issue the following correction deeds:

Brevard County Deed No. 801-Cor. to J. R. Adkins for correcting spelling of grantee's name;

Palm Beach County Deed No. 1733-Cor. to Florence McQueen for correcting description.

Upon vote the motion was adopted.

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Applications were presented for release of State road reservations in deeds heretofore issued, which applications the State Road Department has recommended be granted.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize issuance of the following deeds for releasing road right of ways as approved by the State Road Department:

- Pt. Dade County Q.C. Deed No. 3263 to Jacob Burstein and Rose Burstein;
- Pt. Dade County Q.C. Deed No. 3264 to Jacob Burstein and Rose Burstein;
- Pt. Hillsborough County Q.C. Deed No. 08-Chapter 21684 to Bill Hamner, Inc.;
- Pt. Okeechobee County Q.C. Deed No. 24 to E. M. Meserve and Claude Holcomb;
- Palm Beach County Q.C. Deed No. 1095 to Florence T. Brown;
- Polk County Q.C. Deed No. 2064 to Raymond I. Daniel and wife, Julia C. Daniel;
- Pt. Putnam County Q.C. Deed No. 1869 to Frank V. Wilson.

Upon vote the motion was adopted.

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Request was presented from the Clerk of the Circuit Court of Bay County for release of reservations in Bay County Deed No. 693 dated August 16, 1944, in favor of A. M. Lewis, in so far as they apply to Lots 24, 25, 26, 39, 40, 41, 42, 55, 56, 57 and 58, St. Andrews Bay Development Company's Plat of Section 12, Township 3 South, Range 14 West. It was explained that these lots were involved in double assessment and taxes have been paid by the rightful owners. The State's grantee under Deed No. 693 has executed quitclaim deed in favor of the rightful owners covering the lots described and the Trustees are being asked to release the reservations applying to said lots.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize issuance of quitclaim deed for releasing reservations recited in Bay County Deed No. 693 in so far as they are applicable to the lots covered by double assessment. Upon vote the motion was adopted.

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Request was presented from Clerk of the Circuit Court of Hillsborough County that refund be made to George A. Harris of Wimauma in amount of \$10.00. Mr. Elliot explained that Hillsborough County Deed No. 4423 was issued to George A. Harris April 3, 1946, conveying title to Lot 2, Block 61, Revised map Town of Wimauma; that the lot was property of the Board of Public Instruction of Hillsborough County and was erroneously certified to the State under the Murphy Act; that all receipts from sales under the Murphy Act are deposited to General Revenue and it will be necessary for refund to be made from that fund. Mr. Harris has executed quitclaim deed to Hillsborough County conveying the lot.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees approve refund in favor of Mr. Harris and request issuance of warrant from General Revenue in amount of \$10.00. Upon vote the motion was adopted.

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Mr. Elliot presented Lake County Report No. 120, containing some 1300 cases, several of which bids, according to calculations in the Trustees' office, are slightly less than the base bid, but by reason of no certificates being issued in 1932, showing assessed values for that year, positive determination cannot be made. Since the total difference involved appears to be thirty-five cents (35¢), it is recommended that the report be approved.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve Lake County Report No. 120. Upon vote the motion was adopted.

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Request was presented from J. G. Lassetter and A. P. Boyd for reduction in base bid for advertising approximately 127 acres of Washington County land lying in the SW $\frac{1}{4}$  of Section 36, Township 1 North, Range 15 West, located about 24 miles southwest of Chipley and 13 miles south of Vernon. Applicants offer \$131.00 for the land.

Upon recommendation from Secretary, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize the Clerk to advertise the land with base bid of \$175.00 provided applicants will agree to pay not less than that amount on date of sale. Upon vote the motion was adopted.

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Request was presented for cancellation of certain tax sale certificates which were certified to the Trustees under Chapter 18296 covering land in Brevard, Dade, Dixie, Marion, Okaloosa, Taylor and Washington counties.

Upon approval from the Attorney General's office, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees disclaim interest in the certificates as recommended, for the reason that they do not vest title in the state. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
October 11, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Elliot presented minutes of the Trustees dated October 4, 1949, with information that each member has been furnished a copy.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve the minutes as presented by the Secretary. Upon vote the motion was adopted.

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Mr. Wells presented offer of \$700.00 an acre from Thad Whidden of Pahokee, Florida, for Lot A-62, Supplemental Plat of Section 18, Township 42 South, Range 37 East, Palm Beach County, and recommended that the land be advertised for objections only as the price is in line with other sales for that class of land.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to accept the offer, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Letter was presented from Thomas H. Anderson, attorney of Miami, Florida, submitting pictorial evidence and affidavit to establish the fact that Coastal Petroleum Company is carrying on drilling operations under Lease No. 340-A, held by Davis Petroleum Company.

It was explained that Coastal Petroleum Company had agreed to drill on land under Lease No. 340-A provided the Trustees would allow credit on Coastal's leases for amount of footage drilled. This was agreed to by the Trustees.

The letter was ordered filed as information.

Request was presented from Coastal Petroleum Company that the Trustees approve assignment of certain land in Dade and Monroe Counties as follows:

LAND UNDER LEASE NO. 340-A — DAVIS  
PETROLEUM COMPANY

Dade County land—To Gulf Oil Corporation

In Township 55 South, Range 38 East:

West Half of Section 8, West Half of Section 32,  
West Half of Section 26;

In Township 56 South, Range 37 East:

East Half of Section 2, East Half of Section 8,  
East Half of Section 14.

Dade County land—To Humble Oil and Refining Company

In Township 55 South, Range 38 East:

North Half of Section 19

In Township 56 South, Range 37 East:

East Half of Section 3

In Township 56 South, Range 38 East:

West Half of Section 6

LAND UNDER LEASE NO. 364

Monroe County land—To Gulf Oil Corporation

In Township 59 South, Range 41 East:

West Half of Section 16, West Half of Section 20,  
East Half of Section 24, West Half of Section 28,  
North Half of Section 29, East Half of Section 32,  
West Half of Section 36;

In Township 60 South, Range 40 East:

West Half of Section 12, North Half of Section 22,  
East Half of Section 26, East Half of Section 28,  
West Half of Section 34, West Half of Section 36;

In Township 60 South, Range 41 East:

West Half of Section 2, South Half of Section 6,  
West Half of Section 10, West Half of Section 14,  
South Half of Section 18, East Half of Section 20,  
West Half of Section 30;

Monroe County land — to Humble Oil and Refining Company

In Township 60 South, Range 40 East:

West Half of Section 1, All of Section 23

In Township 59 South, Range 41 East:

West Half of Section 31, All of Section 17,  
All of Section 25, All of Section 33

In Township 60 South, Range 41 East:

All of Section 11, All of Section 17.

It was explained that through agreement between the several companies, the assignments were desired.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees approve assignments of the land described as requested by Coastal Petroleum Company. Upon vote the motion was adopted.

Mr. Elliot requested authority to reemploy Harold Taylor, student at Florida State University, at an estimated salary of \$75 to \$85 per month according to time worked. His employment will be as part time assistant in connection with Central and Southern Florida Flood Control District and other work in the Secretary's office.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize Mr. Elliot to employ Harold Taylor as requested on the basis stated. Upon vote the motion was adopted.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the following necessary and regular bills be approved and that the Comptroller be requested to issue warrants in payment therefor:

The H. & W. B. Drew Co., Jacksonville, Fla. ....	\$ 16.96
Stuart Daily News, Inc., Stuart, Fla.	
For Legal Advertising .....	30.15
	<hr/>
TOTAL.....	\$ 47.11

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for sale of land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	9/16/49	1
Bay	10/3/49	11
Dade	9/28/49	1
Lake	8/29/49	162
Leon	9/12/49	3
Nassau	10/3/49	9
Putnam	10/1/49	4
Sarasota	9/30/49	30
Volusia	9/30/49	1
Volusia	10/1/49	2
Volusia	10/3/49	4

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto,

subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Four applications were presented for release of State road right of way in deeds heretofore issued by the Trustees and information was given that the State Road Department had approved releases in each of the applications.

Motion was made by Mr. Gay, seconded by Mr. Mayo, and adopted, that the Trustees authorize issuance of the following instruments for releasing the road reservations as approved by the Road Department:

- Pt. Franklin County Q.C. Deed No. 16 to Mrs. Virginia Maiken
  - Pt. Hillsborough County Q.C. Deed No. 3964 to Eileen H. Montgomery
  - Polk County Q.C. Deed No. 3335 to S. D. Austin
  - Pt. Lee County Q.C. Deed No. 160 to Esther Gliek
- 

Offer of \$50.00 was presented from the City of Fort Pierce, Florida, for conveyance of Lot 9, Block 9, Biltmore Park, Section 16, Township 35 South, Range 40 East, St. Lucie County, said offer being equal to one-fourth of the 1932 assessed value.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offer from City of Fort Pierce and authorize conveyance under Chapter 21684 of 1943. Upon vote the motion was adopted.

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Application was presented from the State Road Department for right of way easement through Liberty County land under the Murphy Act, desired in connection with State Road No. 67, Section 5606, SRD. 19-Rev.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize easement in favor of the State Road Department through the following described lots:

A strip lying within 50 feet of the survey line of State Road No. 67 through Lot 1, Block A—Telogia, Florida; Lots 2, 3 and L, Block L—Telogia, Florida; Lots 1, 2, 3, 4, 5, 6, 7, Block M, Telogia, Florida; and A strip lying within 40 feet of the survey line of State Road No. 67 through Lots 1, 2, 3, 4, 5, 6, Block N—Telogia, Florida; Lot 1, Block O—Telogia, Florida; Lots 1 and 4, Block Q—Telogia, Florida.

Upon vote the motion was adopted.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the Trustees approve the following necessary and regular bills and that the Comptroller be requested to issue warrants in payment therefor:

Southeastern Telephone Co., Tallahassee, Fla. ...	\$ 14.60
J. H. Rowland, Jr., Clerk Circuit Court, Suwannee County, Live Oak, Fla.—Record- ing Deed .....	1.60
Western Union Telegraph Co., Tallahassee, Fla.	4.27
TOTAL.....	\$ 20.47

Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
October 18, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Elliot presented minutes of the Trustees dated October 11, 1949, with information that each member has been furnished a copy.

Motion was made by Mr. Larson, seconded by Mr. Gay and unanimously adopted, that the Trustees approve the minutes as presented.

Mr. Wells presented letter from Julian C. Calhoun, on behalf of Clyde V. Johnson and wife, Ada J. Robinson and husband, Morgan Johnson and wife, and Grace M. Johnson, offering \$65.00 for 5.15 acres lying in front of Government Lots 1 and 2, Section 9, Township 9 South, Range 23 East, Putnam County, Florida.

Motion was made by Mr. Larson, seconded by Mr. Gay, that pursuant to recommendation from Mr. Wells the Trustees agree

to accept the offer subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Application was presented from the State Road Department for two-year easement on a parcel of Lake Okeechobee bottom land for use as a source from which to take material to be used in road construction and maintenance, the parcel desired being designated on U. S. Engineers Plat as Spoil Area 1-B in Sections 15 and 22, Township 40 South, Range 17 East, Okeechobee County.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize two-year lease as requested for use in connection with State Road No. 5—Sec. 8905(1031)—SRD No. 2. Upon vote the motion was adopted.

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Request was presented from W. Terry Gibson, on behalf of C. A. Thomas, with offer of \$100.00 for 1.8 acres of land to straighten out the boundary lines of land owned by Mr. Thomas on Ritta Island, the same being in Fractional Section 26, Township 43 South, Range 35 East, Palm Beach County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize conveyance of the parcel described, subject to existing right of way of Island Flood Control District on the land, upon payment of \$100.00. Upon vote the motion was adopted.

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Application was presented from C. M. Greene, Superintendent of Belle Glade State Farm, on behalf of J. H. Chamblee, offering \$4.00 an acre for farm lease from January 1, 1950 to June 30, 1950, on the N $\frac{1}{2}$  of S $\frac{1}{2}$  of Section 16, Township 43 South, Range 37 East, containing 160 acres in Palm Beach County; also offer of \$12.00 an acre for farm lease to run from July 1, 1949 to December 30, 1949, on land not being used by the State Prison Farm, described as W $\frac{1}{2}$  of NE $\frac{1}{4}$  and SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 29, Township 43 South, Range 37 East, containing 115 acres in Palm Beach County.

It was explained that this was part of the land which was under the Ramie lease and comprises a total of 400 acres available for leasing.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize issuance of farm leases in favor of Mr. Chamblee upon payment of the rental offered. Upon vote the motion was adopted.

Request was presented from the Navy Department that the Trustees stipulate with the United States in connection with condemnation proceedings designated U. S. A. v. 11.48 acres of land in Clay County—John Hall, et al—1416-J-Civil, affecting all that filled and submerged land lying and being in Township 6 South, Range 26 East.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize the Attorney General to stipulate with the United States as requested. Upon vote the motion was adopted.

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Application was presented from Florida Bay Properties, Inc., offering \$100.00 an acre for 189.72 acres of land situate, lying and being on the island of Key West, Monroe County, Florida, located northerly of the abandoned right of way of Florida East Coast Railway Company.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees agree to advertise the land for competitive bids, based on offer from applicant, the Trustees reserving ample material for use of the State Road Department. Upon vote the motion was adopted.

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Request was presented from Eagle Docks & Warehouses, Inc., for cancellation of their lease No. 583 covering land in Dade County lying south and west of Seaboard Airline Railroad in Section 28, Township 53 South, Range 41 East.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees cancel Lease No. 583 as requested. Upon vote the motion was adopted.

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Application was presented from Radcliff Gravel Company, Inc., of Mobile, Alabama, for exclusive five-year shell lease on all sovereignty lands of the State of Florida lying under the Gulf of Mexico and adjacent to the State of Florida, between the perpendicular projection of the western boundary of Franklin County to Florida-Alabama boundary into the Gulf. Applicant agrees to pay a guaranteed minimum of \$10,000.00 per annum on a basis of ten cents (10¢) per cubic yard.

Mr. Wells stated that another party was interested in bidding on the lease and recommended that both parties be allowed to bid.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees advertise the lease for competitive bidding, publication to be in a Pensacola and a Tallahassee newspaper, based on the offer from Radcliff Gravel Company. Upon vote the motion was adopted.

Application was presented from Radcliff Gravel Company, Inc., for three-year non-exclusive shell lease on all those sovereignty lands of the State of Florida, lying under the Gulf of Mexico and the bays and tributaries thereof, adjacent to the State of Florida, between the perpendicular projection of the western boundary of Franklin County to the eastern boundary of Wakulla County. Applicant agrees to pay ten cents (10¢) per cubic yard for all shell removed.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize lease as applied for upon the terms offered. Upon vote the motion was adopted.

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Request was presented from Coastal Petroleum Company for approval of drilling site under Lease No. 364, said site being described as the Center of the SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 25, Township 59 South, Range 40 East, containing 40 acres in Monroe County. The drilling site not being located on state land, the company agrees to assign to the Trustees a one-sixteenth ( $\frac{1}{16}$ ) overriding royalty on eighty (80) acres of land contiguous to Lease No. 364 described as SW $\frac{1}{4}$  of NW $\frac{1}{4}$  and Government Lot 2, Section 25, Township 59 South, Range 40 East, which includes the drilling site.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve the drilling site as requested by Coastal Petroleum Company and accept assignment of the overriding royalty on the eighty-acre tract described. Upon vote the motion was adopted.

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Request was presented from Marshall B. Wood, attorney of West Palm Beach, Florida, that the Trustees release the reservations for canals, cuts, sluice-ways, etc., in Deed No. 6161 dated September 10, 1931, in favor of Mary D. and Arthur J. Bryan, which deed was based on Everglades Drainage District tax sale certificates.

Mr. Elliot explained that the Trustees have no right, title or interest in the property in question; that in 1931 the direction of the District was changed from the Trustees of the Internal Improvement Fund to a local board and all records were delivered to the District; that in issuing release referred to, the Trustees were acting as agents for Everglades Drainage District; that there would appear no objection to furnishing the release requested except that it will set a precedent and the Trustees will probably be deluged with similar requests. Similar requests have been received from time to time, all for the purpose of clearing title in order that title insurance can be procured by the title holder, but such requests have been denied.

The Trustees were of the opinion that assistance of this nature could properly be given the title holder, and motion was made by Mr. Gay, seconded by Mr. Larson and unanimously adopted, that a release be given by the Trustees for facilitating any doubtful cloud that might exist on the title.

Motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that the following payrolls, payments to Principal State School Fund and to Oyster Conservation Fund, be approved and that the Comptroller be requested to issue warrants in payment thereof:

F. C. Elliot, Engineer & Secretary .....	\$ 575.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk .....	266.66
Jentye Dedge, Secretary-Clerk .....	321.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
Sinclair Wells, Land Agent .....	100.00
C. M. Greene, Rental Agent .....	50.00
Harold E. Taylor, Apprentice Engineer .....	50.00
Ruth N. Landers, Maid .....	20.00
J. Edwin Larson, State Treasurer	
To Prin. State School Fund .....	4,251.13
J. Edwin Larson, State Treasurer	
To General Revenue Fund for Oyster	
Conservation Fund .....	1,373.78
E. B. Leatherman, CCC Dade County	
For 1946-47 E.D.D. taxes on parcel .....	6.94
	TOTAL.....\$7,578.49

Financial Statements for the month of September are as follows:

#### UNDER CHAPTER 610

Balance as of September 1, 1949 .....	\$1,201,769.12
Receipts for the month:	
Land Sales .....	\$12,632.44
Land Sale—Chapter 14717—	
Broward County .....	393.75
Quit Claim to Mormon Key .....	100.00
Everglades Drainage Dist. Tax Refund .....	100.88
Advertising Cost on Contract #19496.....	30.15
Farm Leases .....	385.00
Oil Leases .....	2,966.73
Grazing Leases .....	465.41
Timber Leases .....	32.10
Sand & Shell Leases .....	2,249.75
Miscellaneous Lease .....	1,000.00

Campsite Lease .....	500.00	
Coupons from Fla. State Improvement Commission, Agri. & Citrus Insp. Bldg.—Revenue Certificates .....	5,550.00	
Wt. #90332 of 3-11-49 to Dewey Pad- gett—Grazing Lease Re-instated & Warrant Cancelled .....	160.00	
Total Receipts for the Month .....	\$26,566.21	26,566.21
GRAND TOTAL .....		1,228,335.33
Less Disbursements for the month .....		15,512.36
BALANCE AS OF SEPTEMBER 30, 1949 .....	\$1,212,822.97	

DISBURSEMENTS FOR THE MONTH OF SEPTEMBER,  
1949

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
9-1-49	35503	E. B. Leatherman, CCC .....	\$ 4.17
9-15-49	44058	Mrs. W. B. Granger .....	30.65
	44098	East Shore Drainage District .....	341.43
	44099	E. B. Leatherman, CCC .....	2.28
	45536	Southeastern Telephone Co. ....	9.60
	45537	Western Union Telegraph Co. ....	10.99
	45538	Capital Office Equipment Co. ....	.75
	45539	Rose Printing Co. ....	67.50
	45540	Hunt & Salley .....	2,006.99
	45541	S. T.—Transfer to Prin. State School Fund .....	3,945.65
	45542	S. T.—Transfer to GR for Oyster Conservation Fund .....	1,238.77
	45543	Simmons & Weeks .....	6,000.00
9-24-49	52869	E. B. Leatherman CCC .....	6.94
9-30-49	52820	F. C. Elliot .....	468.85
	52821	A. C. Bridges .....	308.73
	52822	M. O. Barco .....	209.63
	52823	Jentye Dedge .....	288.06
	52824	Bonnie G. Shelfer .....	163.73
	52825	Sinclair Wells .....	95.00
	52826	Ruth N. Landers .....	19.00
	52827	Florida Hospital Service Corp. ....	5.40
	52828	U. S. Withholding Tax .....	212.00
	52829	5% Retirement Fund .....	76.24
TOTAL DISBURSEMENTS FOR THE MONTH OF SEPTEMBER, 1949 .....			\$15,512.36

## U. S. G. S. CO-OPERATIVE FUND

Balance as of September 1, 1949 .....	\$250.00
Receipts for the month .....	-0-
Disbursements for the month .....	-0-
BALANCE AS OF SEPTEMBER 30, 1949 .....	\$250.00

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 UNDER CHAPTER 18296

Receipts to General Revenue:	
September 1, 1949 .....	\$2,401.88
September 16, 1949 .....	5,038.55
TOTAL RECEIPTS FOR MONTH OF SEPTEMBER, 1949 .....	\$7,440.43
Disbursements from General Revenue:	

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
9-30-49	51242	Ernest Hewitt .....	\$315.26
	51243	Mary Clare Pichard .....	192.46
	51244	Withholding Tax .....	30.60
Total Disbursements for the month of September, 1949 .....			\$538.32

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 SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Baker	10/10/49	1
Duval	6/22/49	1
Pasco	10/3/49	1
Washington	10/11/49	4

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Request was presented for refund from General Revenue in amount of \$40.00 in favor of Charles Wilderman and Mebroun Capo, representing amount paid for Hillsborough County Deed No. 4739 dated March 1, 1947, conveying title to NW $\frac{1}{4}$  of Block 4 and North 180 feet of East 156 feet of Block 5—Ghira Sub-division. Evidence was furnished that this property was owned by the City of Tampa as a part of Marti Cemetery and was erroneously certified to the Trustees under Chapter 18296.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve refund and request that warrant be issued by General Revenue Fund in amount of \$40.00. Upon vote the motion was adopted.

The Secretary reported as information that deposits to General Revenue from receipts under Chapter 18296—the Murphy Act—for the months of July, August and September 1949, amounted to \$25,558.23.

Motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that the following salaries and expenses be approved and that the Comptroller be requested to issue warrants in payment thereof:

Ernest Hewitt, Clerk-Bookkeeper .....	\$331.66
Mary Clare Pichard, Secretary-Clerk .....	206.66
Charles Wilderman & Mebroun Capo c/o Chas. H. Pent, CCC Hillsborough County Refund for land in cemetery .....	40.00
Geo. A. Harris, c/o CCC Hillsborough County Refund—Deed No. 4423 .....	10.00
TOTAL.....	\$588.32

Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
October 25, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Elliot presented minutes of the Trustees dated October 18, 1949, with information that each member had been furnished a copy.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the minutes as presented be approved. Upon vote the motion was adopted.

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Mr. Wells reported that during the past several months a number of applications have been received for purchase and lease of lands on the Keys from Jew Fish Creek south. The Florida Board of Parks and Historic Memorials as well as the State Road Department and the Over-Seas Road and Toll Bridge District have requested that these lands be withdrawn from the market until selection could be made of lands for parks; that some years ago the Park Service and other groups indicated that they would make a survey to determine what lands would be required but nothing definite has been reported. Mr. Wells recommends that the Park Service and other interested groups be requested to make the survey at the earliest date possible so that the public may be advised as to what areas might be available for lease or purchase.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees adopt the recommendation of the Land Clerk as the action of the Board. Upon vote the motion was adopted.

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Mr. Wells recommended that the Trustees grant request from Eagle Docks and Warehouses, Inc., for reinstatement of Lease No. 583 covering a parcel of land in Dade County located on Miami Canal, and used for commercial business. The Trustees receive \$275.00 per month as rental.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees rescind action taken October 18, 1949, cancelling said Lease No. 583, and reinstate the lease as requested. Upon vote the motion was adopted.

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Application was presented from C. Farris Bryant, on behalf of Homer Klay, for permit to use the following described land for a period of twenty (20) years:

Submerged land on Orange Lake in Section 21, Township 12 South, Range 21, East, Marion County.

Mr. Wells explained that the land is to be used for construction, maintenance and development of docks, wharves and boat landings and for operation of a fishing camp, including the rental of boats and fishing equipment, sale of groceries, fishing supplies and other items necessary in connection with a fishing camp. Mr. Klay owns the upland adjacent to the parcel on which he desires permit.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize permit without cost, for a term of twenty years, in favor of Mr. Klay, conditioned that said permit will in no way affect use of the lake by the public. Upon vote the motion was adopted.

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Mr. Wells presented request from Coastal Petroleum Company that the Trustees approve the following assignments that have been properly executed by all parties concerned:

*Lease No. 340-A*—In the name of Davis Petroleum Company Originally in name of J. L. McCord and Miami Shipbuilding Corporation, dated October 23, 1943:

Assignment from Davis Petroleum Company, of certain interests in said lease, to Coastal Petroleum Company dated August 31, 1949;

*Lease No. 363*—Originally granted to J. P. Scranton, dated September 5, 1944:

Assignment from J. P. Scranton and wife to W. G. Blanchard, dated March 17, 1949;

Assignment from W. G. Blanchard, et al., to Coastal Petroleum Company, dated May 20, 1949;

Assignment from E. P. Brigham and wife, owners of undivided interest in said lease, to Coastal Petroleum Company, dated June 16, 1949;

Assignment from Miami Shipbuilding Corporation, owner of undivided interest in said lease, to Coastal Petroleum Company, dated July 8, 1949;

*Lease No. 364*—Originally granted to J. P. Scranton, September 5, 1944:

Assignment from J. P. Scranton, et al., to W. G. Blanchard, dated March 17, 1949;

Assignment from W. G. Blanchard, et al., to Coastal Petroleum Company, dated May 20, 1949.

Mr. Wells explained that owing to the time element in connection with commencing wells under the three leases, approval by the Trustees of the various assignments enumerated had been overlooked; that they were all in order, properly executed, and reports of drilling progress were being received regularly. It was recommended that the assignments be approved.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees approve the assignments as listed and reaffirm action taken March 29, 1949, approving assignment of Lease No. 340 from Miami Shipbuilding Corporation to Davis Petrol-

eum Company, also reaffirm action taken October 11, 1949, approving assignment by Coastal Petroleum Company to Gulf Oil Corporation and Humble Oil and Refining Company of certain acreage covered by Leases Nos. 340-A, 363 and 364. Upon vote the motion was adopted.

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Mr. Elliot presented application from the Board of County Commissioners of Dade County for permission to remove material from the ocean bottoms seaward of Biscayne Bay for use in the restoration of the beach at Crandon Park.

Upon recommendation from Mr. Elliot, motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Secretary furnish Dade County with a letter stating that the Trustees of the Internal Improvement Fund will interpose no objection to the removal by County Commissioners of Dade County of material from the bottoms of the ocean seaward from Biscayne Key to be used for the restoration of the ocean beach at Crandon Park, removal of said material to be completed by November 1, 1950. Upon vote the motion was adopted.

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Request was presented from Osceola County for permission to build a road on a canal spoil bank connecting Lakes Alligator and Brick through Sections 26, 27 and 34, Township 26 South, Range 31 East, and Section 3 of Township 27 South, Range 31 East, Osceola County. The County Attorney states that there is question as to ownership of the spoil banks and the County Commissioners desire permission from some State agency so that question of title may be determined.

Upon recommendation from the Engineer, motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees authorize permit in favor of Osceola County for building a county road on the spoil banks as described, subject to the following conditions:

1. That the Trustees will be held harmless of anything growing out of said permit;
2. That the County will not damage the canal or impair drainage of the land contiguous thereto, but will provide necessary drainage structures through or under the road;
3. That in the event the land occupied by the road shall be required by the State Road Department the County will permit such use as desired.

Upon vote the motion was adopted.

Motion was made by Mr. Mayo, seconded by Mr. Ervin and adopted, that the following bill be approved and that the Comptroller be requested to issue warrant in payment therefor:

J. Frank Cochran, Postmaster, Tallahassee,  
 Fla. 4000 stamped envelopes .....\$ 147.04

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SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Gadsden	10/18/49	2
Jefferson	10/10/49	2
Lake	10/10/49	5
Monroe	9/9/49	18

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Application was presented from S. Lee Pylant for duplicate deed to replace original Polk County deed dated May 28, 1941, lost before recording. The Attorney General's office approved issuance of such deed.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize execution of Polk County Deed No. 605-A in favor of S. Lee Pylant. Upon vote the motion was adopted.

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Request was presented from Samuel Feinberg that the Trustees make correction in original Hillsborough County deed for the purpose of including certificate numbers erroneously omitted.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that Hillsborough County Deed No. 4831-Cor. be issued in favor of Samuel Feinberg. Upon vote the motion was adopted.

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Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees disclaim interest in Hernando County tax sale certificate, the Attorney General's office having advised that the certificate was erroneously certified under the Murphy Act

and did not vest any title in the State. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
November 1, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Elliot presented minutes of the Trustees dated October 25, 1949, with information that copy had been furnished each member.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees adopt the minutes as presented. Upon vote the motion was adopted.

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Mr. Wells presented sale advertised to be held this date, pursuant to action taken by the Trustees September 13, 1949, on application from City of Key West. The land being desired for use as a public swimming pool for the city, a value of \$40.00 was placed on the land, the agreement being that the city would pay \$10.00 an acre representing one-fourth of the agreed price which would be paid into the State School Fund. The Trustees ordered the land advertised for objections only, and the following advertisement was published in the Key West Citizen on September 30, October 7, 14, 21 and 28, 1949:

Tallahassee, Florida, September 16, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida,

pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A. M. November 1st, 1949, the land in MONROE COUNTY, described as follows:

Commencing at a point at the Intersection of Roosevelt Boulevard and the northeasterly property line of Hilton Haven, thence in a northeasterly direction along the seawall which forms the north boundary of Roosevelt Boulevard a distance of 60 feet, for a point of beginning, thence at right angles and in a northwesterly direction a distance of 350 feet, thence at right angles and in a northeasterly direction a distance of 606 feet, thence in a southeasterly direction a distance of 350 feet, to a point which is on the north boundary line of the right-of-way of Roosevelt Boulevard; thence at right angles and in a southwesterly direction a distance of 606 feet back to the point or place of beginning. Lying and being in Section 33, Township 67 South, Range 25 East, and containing approximately 5.03 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable material is reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out and no objections presented, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees confirm sale in favor of the City of Key West, Florida for public purposes only, upon payment of \$10.00 an acre. Upon vote the motion was adopted.

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Based on application from E. G. Langston, with offer of \$300.00 an acre for Orange County land, the Trustees at the meeting September 13, 1949, agreed to advertise the land for

objections only. The following notice was published in the Orlando Sentinel on September 30, October 7, 14, 21 and 28, 1949:

Tallahassee, Florida, September 17, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A. M. November 1st, 1949, the land in ORANGE COUNTY, described as follows:

Begin at the NE Corner of Lot 5, Block P. Nela Isle as per plat recorded in Plat Book "M", Page 5, Public Records of Orange County, Florida, run North  $77^{\circ} 42'$  East 70 feet along prolongation of North line of said Lot 70 feet to waters of Lake Conway, thence South  $10^{\circ} 48'$  East, 28 feet, South  $27^{\circ} 20'$  East, 60 feet, South  $45^{\circ} 40'$  East, 47.3 feet, South  $56^{\circ}$  East, 50 feet to prolongation of lot line between Lots 8 and 9, thence South  $36^{\circ}$  West 55 feet to corner between Lots 8 and 9, thence along original lake and lot lines North  $54^{\circ} 36'$  West 57.7 feet, North  $54^{\circ} 48'$  West, 54.8 feet, North  $33^{\circ} 18'$  West, 72.8 feet, North  $11^{\circ} 14'$  West, 47.2 feet to point of beginning, containing 0.382 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable material is reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out and no objections presented, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees confirm sale in favor of E. G. Langston upon payment of \$114.60, or at the rate of \$300 an acre. Upon vote the motion was adopted.

Based on application presented to the Trustees September 13, 1949, from E. G. Langston with bid of \$300.00 an acre for Orange County land, the offer was accepted and the land ordered advertised for objections only. The following notice was published in the Orlando Sentinel on September 30, October 7, 14, 21 and 28, 1949:

Tallahassee, Florida, September 17, 1949

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A. M. November 1st, 1949, the land in ORANGE COUNTY described as follows:

Begin at the SE Corner of Lot 7, Block "F" of Nela Isle Island, as per plat thereof recorded in Plat Book "O", Page 99, Public Records of Orange County, Florida, run South  $81^{\circ} 39'$  West 170.05 feet to West line of East 70 feet of Lot 8, thence South  $7^{\circ}$  East 40 feet along said line produced to Waters of Lake Conway, thence North  $83^{\circ} 20'$  East 170 feet along said waters to East line of Lot 7 produced, thence N.  $7^{\circ}$  West 45 feet to point of beginning, being in NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 30, Township 23 South, Range 30 East, and containing 0.166 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable material is reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out and no objections presented, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Mr. Langston upon payment of \$49.80 which is at the rate of \$300.00 an acre. Upon vote the motion was adopted.

Based on application presented to the Trustees September 13, 1949, from Ernest Vidal with bid of \$200.00 an acre, it was agreed to accept the offer, subject to advertising the land for objections only, and the following notice was published in the St. Petersburg Times on Sept. 30, Oct. 7, 14, 21 & 28, 1949:

Tallahassee, Florida, September 16, 1949

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A. M. November 1st, 1949, the land in PINELLAS COUNTY, described as follows:

Commencing at the intersection of the south line of Bay Street, Ozona, with the West boundary of Section 11, Township 28 South, Range 15 East; thence South  $1^{\circ} 04' 37''$  West along the said West boundary a distance of 161 feet, thence North  $89^{\circ} 38' 43''$  West 86.26 feet to High Water Mark of Gulf of Mexico, for a point of beginning, thence continuing on same line produced North  $89^{\circ} 38' 43''$  West 187.6 feet to a point of intersection with the production of the northerly boundary of Lot 1, Block A, Burghstream's Sub-Div. of North Half of Fractional Section 10, Township 28 South, Range 15 East, thence South  $42^{\circ} 59' 58''$  East along said northerly boundary produced of Lot 1 160.1 feet to the said High Water Mark, thence following meander of High Water Mark North  $34^{\circ} 04' 17''$  East 139.97 feet more or less to the point of beginning.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable material is reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections presented, whereupon, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees confirm sale in favor of Mr. Vidal at the price offered. Upon vote the motion was adopted.

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Pursuant to application presented to the Trustees on September 20, 1949, from Charles W. Luther, County Attorney for Volusia County, for right of way and dredging areas in connection with rebuilding of the Seabreeze Bridge across Halifax River, the Trustees agreed to grant the areas applied for conditioned upon the land being advertised for objections only, and the following notice was published in the Daytona Beach News on October 3, 10, 17, 24 and 31, 1949:

Tallahassee, Florida, September 30th, 1949

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A. M. November 1st, 1949, the land in VOLUSIA COUNTY described as follows:

Commencing at the southeast corner of Government Lot 2, Section 5, Township 15 South, Range 33 East, thence North  $89^{\circ} 27' 53''$  West for a distance of 1,695 feet to a point on centerline of North Halifax Avenue; thence North  $22^{\circ} 22' 13''$  West along said centerline for a distance of 1,024.38 feet to a point where the centerline of Seabreeze Boulevard intersects the centerline of North Halifax Avenue; thence along the centerline of Seabreeze Boulevard South  $67^{\circ} 40' 47''$  West for a distance of 354.54 feet for the POINT OF BEGINNING; said point of beginning being at and on the east shoreline of the Halifax River; thence from the point of beginning run North  $22^{\circ} 19' 13''$  West along the said shoreline for a distance of 100 feet to a point; thence South  $67^{\circ} 40' 47''$  West for a distance of 81.6 feet to a point; thence North  $22^{\circ} 19' 13''$  West for a distance of 50 feet to a point on tangent to a  $3^{\circ} 37' 06''$  Degree Curve (Said tangent being South  $67^{\circ} 40' 47''$  West); thence along said curve having a radius of 1,582.69 feet, bearing to the left and southwesterly, for a distance of 445.81 feet to the point of tangent; thence South  $51^{\circ} 32' 32''$  West for a distance of 576.58 feet to a point; thence North  $38^{\circ} 27' 28''$  West for a dis-

tance of 150 feet to a point designated as "A"; thence North  $51^{\circ} 32' 32''$  East for a distance of 87.6 feet to the southwesterly corner of the proposed dredging area; thence North  $51^{\circ} 32' 32''$  East for a distance of 700 feet to a point; thence North  $38^{\circ} 27' 28''$  West for a distance of 500 feet to a point; thence South  $51^{\circ} 32' 32''$  West for a distance of 700 feet to a point; thence South  $38^{\circ} 27' 28''$  East for a distance of 500 feet to a point (Southwesterly corner of dredging area); thence South  $51^{\circ} 32' 32''$  West for a distance of 87.6 feet to the point designated as "A"; thence South  $51^{\circ} 32' 32''$  West for a distance of 600 feet to a point; thence South  $38^{\circ} 27' 28''$  East for a distance of 150 feet to a point; thence South  $51^{\circ} 32' 32''$  West for a distance of 688.4 feet to a point on the west shoreline of the Halifax River; thence North  $80^{\circ} 17'$  East along the existing seawall for a distance of 155.0 feet to a point; thence North  $60^{\circ} 01'$  East along the existing seawall for a distance of 197.5 feet to a point; thence South  $34^{\circ} 57'$  East along the existing seawall for a distance of 59.57 feet to northeast corner of Lot 19 of the Chas. A. Balough Subdivision as recorded in Map Book 6, Page 61, of the records of Volusia County; thence South  $28^{\circ} 18'$  East along the easterly boundary of said lot for a distance of 67.5 feet to a point; thence North  $51^{\circ} 32' 32''$  East for a distance of 40.3 feet to a point; thence South  $38^{\circ} 27' 28''$  East for a distance of 70 feet to a point; thence North  $51^{\circ} 32' 32''$  East for a distance of 332.4 feet to a point; thence South  $38^{\circ} 27' 28''$  East for a distance of 150 feet to a point; thence North  $51^{\circ} 32' 32''$  East for a distance of 600 feet to a point; thence North  $38^{\circ} 27' 28''$  West for a distance of 150 feet to a point; thence North  $51^{\circ} 32' 32''$  East for a distance of 576.58 feet to the point of curvature of a  $4^{\circ} 47' 52''$  Degree Curve; thence along said curve, having a radius of 1,282.69 feet; bearing to the right and northeasterly for a distance of 361.30 feet to a point; Thence North 22 degrees 19 minutes 13 seconds West for a distance of 50 feet to a point; thence North  $67^{\circ} 40' 47''$  East for a distance of 81.6 feet to a point on the east shoreline of the Halifax River; thence North  $22^{\circ} 19' 13''$  West for a distance of 100 feet to the point of beginning, containing 26.4 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the

Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

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Upon the land being called out and no objections presented, motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees convey the land to Volusia County as applied for. Upon vote the motion was adopted.

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Based on application presented to the Trustees September 20, 1949, from Chas. W. Luther on behalf of Walter Foster, with offer of \$100.00 an acre for Volusia County land, the Trustees agreed to advertise the land for objections only, applicant being the adjacent upland owner. The following notice was published in the Daytona Beach Times on October 3, 10, 17, 24 and 31, 1949:

Tallahassee, Florida, September 30th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A. M. November 1st, 1949, the land in VOLUSIA COUNTY, described as follows:

Beginning at the intersection of the North Boundary of Dunlawton Avenue and the East Boundary of Peninsula Drive of Van Valzah Subdivision of Port Orange Beach, as recorded in Map Book 4, Page 130, of the records of Volusia County, Florida, run South  $25^{\circ} 56' 02''$  East for a distance of 50 feet to a point; thence South  $64^{\circ} 03' 58''$  West for a distance of 44.5 feet to a point; thence South  $62^{\circ} 02' 29''$  West for a distance of 52.7 feet to a point; thence South  $9^{\circ} 32'$  East for a distance of

79.1 feet to the POINT OF BEGINNING on the old east shoreline of the Halifax River; thence from the said point of beginning run South 9° 32' East along the old east shoreline of the Halifax River for a distance of 26.4 feet to a point; thence South 62° 02' 29" West for a distance of 767.1 feet to a point; thence North 27° 57' 31" West for a distance of 25 feet to a point; thence North 62° 02' 29" East for a distance of 775.4 feet to the point of beginning; containing 0.4 acres, more or less. Together with all filled in land lying Westerly of Peninsula Drive South of the above described lands to the South line of Lot 22 of the Halifax Estates, as shown by the map in Map Book 6, Page 72 of the Public Records of Volusia County, Florida, extended in a Westerly direction to the bank of the Halifax River.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, no objections were presented, whereupon motion was made by Mr. Mayo, seconded by Mr. Larson and adopted, that sale be confirmed in favor of Mr. Foster upon payment of \$100.00 an acre.

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Mr. Wells called attention to action of the Trustees September 20, 1949, on application from Chas. W. Luther, on behalf of Homer Dagley, with offer of \$100.00 an acre for Volusia County land. At that meeting the Trustees agreed to accept the offer, subject to the land being advertised for objections only, the applicant being the adjacent upland owner, and the following notice was published in the Daytona Beach News on October 3, 10, 17, 24 and 31, 1949:

Tallahassee, Florida, September 30th, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A. M. November 1st, 1949, the land in VOLUSIA COUNTY, described as follows:

Beginning at the intersection of the North Boundary of Dunlawton Avenue and the East Boundary of Peninsula Drive of Van Valzah Subdivision of Port Orange Beach, as recorded in Map Book 4, Page 134, of the records of Volusia County, Florida, run South  $25^{\circ} 56' 02''$  East for a distance of 50 feet to a point; thence South  $64^{\circ} 03' 58''$  West for a distance of 44.5 feet to a point; thence South  $62^{\circ} 02' 29''$  West for a distance of 52.7 feet to a point; thence North  $27^{\circ} 57' 31''$  West for a distance of 75 feet to the POINT OF BEGINNING on the old east shoreline of the Halifax River; thence from said point of beginning run North  $27^{\circ} 57' 31''$  West along the old east shoreline of the Halifax River for a distance of 25 feet to a point; thence North  $25^{\circ} 19' 42''$  West along the old said shoreline for a distance of 117 feet to a point; thence South  $64^{\circ} 03' 58''$  West for a distance of 818 feet; thence South  $31^{\circ} 27'$  East along a bulkhead for a distance of 125 feet to a point; thence South  $27^{\circ} 57' 31''$  East for a distance of 25 feet to a point; thence North  $62^{\circ} 02' 29''$  East for a distance of 800.4 feet to the point of beginning; containing 2.7 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out and no objections filed or presented, motion was made by Mr. Ervin, seconded by Mr. Larson, that sale be confirmed in favor of Mr. Dagley at the price offered. Upon vote the motion was adopted.

Based on application from Chas. W. Luther, on behalf of Volusia County, for right of way in connection with rebuilding of Port Orange bridge, the Trustees agreed to grant request conditioned upon the land being advertised for objections only, and the following notice was published in the Daytona Beach News on October 3, 10, 17, 24 and 31, 1949:

Tallahassee, Florida, September 30th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A. M. November 1st, 1949, the land in VOLUSIA COUNTY, described as follows:

Beginning at the point of intersection of the existing West Boundary of Halifax Avenue in Port Orange, Florida, and the North Boundary Line of the Elizabeth Bunch Grant, Section 41, Township 16 South, Range 33 East, run North  $26^{\circ} 02' 13''$  West for a distance of 282.48 feet to a point; thence North  $57^{\circ} 37' 07''$  East for a distance of 69.81 feet to a point; thence North  $62^{\circ} 02' 29''$  East for a distance of 1.14 feet to the point of beginning; thence from said POINT OF BEGINNING run North  $23^{\circ} 19'$  West along the seawall on the West shoreline of the Halifax River for a distance of 100.2 feet to a point; thence North  $62^{\circ} 02' 29''$  East for a distance of 700 feet to a point; thence North  $27^{\circ} 57' 31''$  West for a distance of 50 feet to a point; thence North  $62^{\circ} 02' 29''$  East for a distance of 2592.9 feet to a point; thence North  $27^{\circ} 57' 31''$  West for a distance of 34.53 feet to a point; thence North  $87^{\circ} 57' 31''$  West for a distance of 117.7 feet to a point; thence North  $2^{\circ} 02' 29''$  East for a distance of 100 feet to a point; thence South  $87^{\circ} 57' 31''$  East for a distance of 1120 feet to a point; thence North  $62^{\circ} 02' 29''$  East for a distance of 800 feet to a point; thence South  $27^{\circ} 57' 31''$  East for a distance of 200 feet to a point; thence North  $62^{\circ} 02' 29''$  East for a distance of 169.6 feet to a point; thence South

27° 57' 31" East for a distance of 25 feet to a point; thence North 62° 02' 29" East for a distance of 800.4 feet to a point; thence South 27° 57' 31" East along the old East shoreline of the Halifax River for a distance of 75 feet to a point on the centerline of the proposed causeway; thence South 9° 32' East for a distance of 79.1 feet along the old East shoreline of the Halifax River to a point; thence South 62° 02' 29" West for a distance of 775.4 feet to a point; thence South 27° 57' 31" East for a distance of 25 feet to a point; thence South 62° 02' 29" West for a distance of 169.6 feet to a point; thence South 27° 57' 31" East for a distance of 200 feet to a point; thence South 62° 02' 29" West for a distance of 800 feet to a point; thence South 32° 02' 29" West for a distance of 870.0 feet to a point; thence North 57° 57' 31" West for a distance of 100 feet to a point; thence North 32° 02' 29" East for a distance of 927.7 feet to a point; thence North 27° 57' 31" West for a distance of 34.53 feet to a point; thence South 62° 02' 29" West for a distance of 2,592.9 feet to a point; thence North 27° 57' 31" West for a distance of 50 feet to a point; thence South 62° 02' 29" West for a distance of 712.76 feet to a point on the bulkhead on the west shoreline of the Halifax River; thence along said bulkhead North 23° 19' West for a distance of 100.2 feet to the point of beginning; containing 40.3 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, Mr. Wells stated that objections to the sale had been filed by Horn & Ossinsky and without regard to whether or not the Trustees would consider the

objections filed as sound and valid, or whether or not the Trustees would hold that public interest is paramount to that of private individuals, in view of the fact that the attorney for the applicant, Volusia County, had agreed to adjustment of differences, which adjustment was overlooked by engineers for the county, Mr. Luther, County Attorney has consented to a delay in final action on the sale until an opportunity can be had to adjust differences. For that reason Mr. Wells recommended that action be deferred for a period not exceeding three (3) weeks from this date.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees postpone action on sale as recommended by Mr. Wells. Upon vote the motion was adopted.

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Request was presented from C. R. Fortenberry for cancellation of his Salvage Lease No. 620 involving land in Brevard County. Mr. Wells recommended that the lease be cancelled.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees cancel Lease No. 620 as requested. Upon vote the motion was adopted.

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Application was presented from Judge Rivers Buford, on behalf of The Recovery Corporation, to purchase Section 31, Township 55 South, Range 38 East, Dade County, for which he offers \$15.00 an acre.

Upon recommendation from the Land Clerk, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize the land advertised for competitive bids based on offer of \$15.00. Upon vote the motion was adopted.

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Application was presented from Charles E. Miner for five-year grazing lease on all land in unsurveyed Section 5; all unsurveyed Section 7; W $\frac{1}{2}$  of Section 19 and N $\frac{1}{2}$  of Section 29, in Township 46 South, Range 31 East, Hendry County, for which he offers to pay twenty-five cents (25¢) an acre.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize issuance of lease as applied for by Mr. Miner, subject to the thirty-day cancellation clause. Upon vote the motion was adopted.

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Mr. Wells reported that W. W. Shealey, holder of Timber Lease No. 603, dated July 23, 1948, had requested reduction in price of hardwood timber around Lake Miccosukee in Jeffer-

son County. Mr. Wells explained that when the lease was given he was thinking of pine timber in making recommendation as to consideration to be paid; that he has recently had the Forestry Department make an examination of the area and has received report that a price between \$8.00 and \$8.50 per thousand would be fair for the hardwood as it is not easily accessible, being some distance from the road and wet and swampy.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees fix the price of hardwood to be removed by Mr. Shealey under Lease No. 603 at a price of \$8.50 per thousand, with the price for other timber remaining at \$12.00 per thousand. Upon vote the motion was adopted.

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Offer of \$7.00 per acre was presented from Charles E. Miner for purchase of Section 17, Township 46 South, Range 31 East, Hendry County.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize the land advertised for competitive bids based on offer from Mr. Miner. Upon vote the motion was adopted.

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Application was presented from John Kennedy, on behalf of client, for purchase of Sections 19, 20, 32 and 33, Township 55 South, Range 38 East, and Sections 6, 7 and 18, Township 56 South, Range 38 East, Dade County, for which he offered \$15.00 an acre.

Motion was made by Mr. Larson, seconded by Mr. Elliot, that the Trustees authorize the land advertised for competitive bids based on offer from Mr. Kennedy. Upon vote the motion was adopted.

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Mr. Elliot reported that in January of this year the Federal Government started basic surveys of the lands within the boundaries of Everglades National Park; that he prepared the instructions for the survey and in August made a trip to Miami for the purpose of going over and checking the work done by the United States Engineers and the report prepared in connection with such survey, which report is the equivalent of field notes. Mr. Elliot displayed Base Map of the Everglades National Park prepared by the United States, and recommended that it be accepted by the Trustees as the official plat and as an official state survey, and the Report as the official field notes; for doing that which is needful it would be desirable that a resolution be adopted.

Motion was made by Mr. Larson, seconded by Mr. Ervin and duly carried, that the following resolution be adopted:

#### R E S O L U T I O N

BE IT RESOLVED BY THE TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA that the dependent partial re-survey of official surveys of the United States and of the State of Florida, and the preliminary survey of the unsurveyed land in Everglades National Park and nearby areas executed by the Department of the Interior of the United States, the plat thereof entitled "Base Map, Everglades National Park, Florida, Revised April 11, 1949, to August 10, 1949", and the report of such survey by the cadastral engineer of the Department of the Interior, be accepted by the Trustees of the Internal Improvement Fund as an official survey of the United States and of the State of Florida, and that proper entry be made upon said plat and upon said report, authenticating the same, and be filed in the office of the Commissioner of Agriculture, all as provided by Section 253.39—41, F. S. 1941.

Mr. Elliot stated that the map and report, both in duplicate, will be authenticated and one of each will be filed in the office of the Commissioner of Agriculture in the usual manner, and the others will be delivered to Director Newton B. Drury of the National Park Service, Department of the Interior.

Mr. Elliot further suggested that it would be well to have photostatic copies made of the map and transmit one to the Clerk of the Circuit Court of each county having lands located within the Park area for recording in the public records of said counties.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the suggestion of Mr. Elliot be carried out. Upon vote the motion was adopted.

It was also suggested that copy of the map be filed with the Florida Board of Parks and Historic Memorials.

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Mr. Elliot called attention to a matter involving state lands, including Internal Improvement Fund and Murphy Act lands, and Everglades Drainage District lands, both single and double reversion land, all within Central and Southern Florida Flood Control District. The Trustees have already taken action authorizing conveyance to Everglades Drainage District of one-half Double reversion lands and the taking of title by the Trustees to the other half, which will complete in each agency

full title to one-half of the whole. When Everglades Drainage District goes out of existence, as provided by a 1949 Act, Central and Southern Florida Flood Control District will become successor in title to all things of Everglades Drainage District, including land. Mr. Elliot stated that he has taken up with representatives of both districts the possibility of the Trustees taking title to these lands. Neither district is interested in owning the land.

In the event the above is worked out, the Trustees, acting under Chapter 18296, have authority by Chapter 21684 of 1943 to sell lands to other state agencies at a price to be agreed upon. Under such an arrangement the Trustees could purchase these lands from the state and they would become a part of the Internal Improvement Fund lands to be administered as other lands of the Fund, would be subject to Flood Control taxes, which would be very small, and when sold the School Fund will receive one-fourth of the proceeds.

Mr. Elliot stated that he had gone over this subject with Commissioner Mayo and he could make whatever comment he desired.

Mr. Mayo stated that he thought it was a fine idea and he was heartily in favor of the Trustees approving it; that Mr. Elliot should be complimented on working up the proposal.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the suggestion of Mr. Elliot be adopted as the action of the Trustees. Upon vote the motion was carried.

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Secretary of State R. A. Gray and Superintendent of Public Instruction Thomas D. Bailey being present, joint session was called with the State Board of Education.

Mr. Elliot reported that the Legislature of 1949 enacted into law Chapter 25186, relating to lands of the State School Fund and payment of taxes thereon. A recent Supreme Court opinion held that the Trustees of the Internal Improvement Fund were required to pay taxes on lands owned by the State Board of Education and used by Everglades Experiment Station, but the subsequent 1949 Act provides that "The Principal of the state school Fund shall remain sacred and inviolate" and further, that lands of said fund "shall enjoy constitutional immunity therefrom, nor shall taxes of any kind be imposed thereon; nor, since not subject to tax, shall the State or any state agency be liable for taxes or the equivalent thereof sought to be imposed upon said land." Mr. Elliot is of the opinion that there will be further litigation on the subject and suggests that if litigation is started that the State Board of Education join in the suit.

Mr. Larson expressed the opinion that the School board should be made party to the suit should one be filed, which opinion was concurred in by other members of the board.

Joint session concluded.

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Mr. Elliot reported that taxes of the Trustees on land located within Everglades Drainage District, Central and Southern Florida Flood Control District, and sub-drainage district taxes would amount to approximately sixty-five thousand dollars (\$65,000.00) and requested blanket authority to pay such taxes during the month of November in order to take advantage of the four per cent (4%) reduction.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize payment of taxes as recommended by Mr. Elliot. Upon vote the motion was adopted.

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Request was presented from N. B. Cline that the Trustees cancel his homestead entry—Highlands County No. 2—TIIF-S, covering the SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14, Township 38 South, Range 30 East, containing 40 acres. Mr. Cline states that he is unable to carry out the requirements of the law and desires to be released.

Also, accompanying above request was letter from Roy J. Peoples of Lake Placid, Florida, making application to homestead the land being released by Mr. Cline and furnishing all information and papers required by the Trustees.

Upon recommendation from Mr. Elliot, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees cancel Highlands County Homestead Entry No. 2—TIIF-S issued to N. B. Cline, and authorize issuance of homestead papers in favor of Roy J. Peoples covering the land described. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Ervin, that the following bill be approved and the Comptroller be requested to issue warrant in payment therefor. The motion was adopted.

C. M. Gay, Comptroller	
Tallahassee, Florida	
Transportation request, issued for	
F. C. Elliot .....	\$ 38.66

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Regular Bids</i>
Alachua	10/19/49	4
Brevard	10/10/49	57
Citrus	10/3/49	1
Clay	10/22/49	1
Dixie	10/31/49	1
Duval	8/17/49	36
Escambia	9/10/49	1
Hardee	10/3/49	3
Hillsborough	10/25/49	7
Manatee	10/21/49	3
Nassau	10/24/49	3
Sarasota	10/19/49	28
Sarasota	10/24/49	26
Wakulla	10/17/49	2
Washington	10/18/49	3

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Request was presented from T. M. Sellar, on behalf of C. H. Stoer, for reduction in base bid for advertising Lots 13 to 17, Block B, Indian Oaks, Lake County.

Mr. Elliot advised that this case had been before the Trustees in 1947 and a price of \$150.00 was agreed upon for advertising, and he recommended that the Trustees adhere to that action.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline the offer and make counter proposal to allow advertisement of the land with base bid of \$150.00. Upon vote the motion was adopted.

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Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees disclaim interest in Murphy Act certificates covering land in Alachua, Brevard and Gulf Counties, pursuant to recommendation of the Attorney General's office, the opinion

being that the certificates vested no title in the state. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
November 8, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary

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Mr. Elliot presented for approval minutes of the Trustees dated November 1, 1949, copy of which has been furnished each member.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the minutes as presented be approved.

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Request was presented from Richlands, Inc., for appointment with the Trustees to discuss Lease No. 18284 involving Pelican Bay land in Palm Beach County, and November 15 was suggested. It being doubtful if a quorum would be present on that date, the Trustees agreed to hear representatives of the company on November 22, 1949, and the Secretary was requested to prepare a memorandum on the subject. It was so ordered.

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Mr. Elliot reported that prior to 1931 the Trustees of the Internal Improvement Fund also acted as the Board of Commissioners of Everglades Drainage District and in that capacity performed certain acts for the District; that an act of the legislature of 1931 changed the governing board of the district and pursuant to said Act the Trustees transferred all records, copies of deeds, minutes and all things held by them

as agents for the district. Under the Act of 1931 the new board of commissioners of the district became the successors to the Trustees in all matters connected with the district, and since that time the Trustees have had no authority to act in any official capacity for the district. A number of requests have come in recently that the Trustees do certain things relating to acts performed prior to 1931, and a resolution was recommended, which was approved by the Attorney General, for taking care of the situation.

Motion was made by Mr. Larson, seconded by Mr. Mayo and duly carried, that the following resolution be adopted.

### R E S O L U T I O N

WHEREAS Chapter 14717, Acts of 1931, relating to Everglades Drainage District changed the operating of said District, among which changes were:

- (1) A change in personnel of the governing board of said district, the result of which was to remove the Trustees of the Internal Improvement Fund from said board and to relieve said Trustees of all official duties connected with said district;
  - (2) The release and delivery to Everglades Drainage District of all tax sale certificates of said district held in the name of the Trustees of the Internal Improvement Fund as tax agents for said district;
  - (3) The effectuation of a settlement of all matters as between said Trustees and said District;
- and

WHEREAS, under said Chapter the governing board of said District as defined in said Act became the successor to said Trustees in all matters, effects, records, including tax sale certificates, copies of deeds, minutes of said board, and all things held by said Trustees for said District, and all things aforesaid having been delivered to said District, receipt of which was acknowledged by said District on September 21, 1931; and

WHEREAS, subsequent to September 21, 1931, the Trustees of the Internal Improvement Fund have had no authority to perform any official act affecting those things done by said Trustees, either as officials or as tax agents for said District prior to said date; now, therefore

BE IT RESOLVED by the Trustees of the Internal Improvement Fund that resulting from the provisions of Chapter 14717, aforesaid, and the acts of the Trustees in effectuating all those things required of them growing out of said Chapter, said Trustees take the position that there is no authority in said Trustees to perform any official act affecting those things hereinbefore described and done; and

BE IT FURTHER RESOLVED that when said Trustees transferred and delivered to Everglades Drainage District all records relating to said District, said Trustees by said transfer and delivery surrendered all right, title and interest in and to that evidenced by said records, including all Everglades Drainage District tax sale certificates, and all tax deeds issued by said Trustees on behalf of said District, and the delivered copies thereof, and all other things of every nature or kind transferred and delivered to said District; and

BE IT FURTHER RESOLVED that to remove any doubt as to the foregoing the said Trustees of the Internal Improvement Fund hereby disclaim any interest, title or equity in any Everglades Drainage District tax sale certificates, or in any deeds executed by said Trustees based upon said tax sale certificates, and the copies of such deeds delivered to said District, and in any and all records delivered to said District and that evidenced thereby; and

BE IT FURTHER RESOLVED that certified copy of this resolution be transmitted to Board of Commissioners of Everglades Drainage District, and to the Clerk of the Circuit Court of each county having land located in said district with request to each clerk that the same be recorded as public notice of the foregoing and as a part of the public records of the county.

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Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that payments to the State School Fund and the Oyster Conservation Fund, and necessary and regular expense as follows be approved and that the Comptroller be requested to issue warrants in payment therefor:

J. Edwin Larson, State Treasurer	
To Principal State School Fund .....	\$ 8,933.19
J. Edwin Larson, State Treasurer	
To General Revenue Fund for Oyster	
Conservation Fund .....	937.40
Southeastern Telephone Co. ....	10.00

Western Union Telegraph Co. ....	2.54
Capital Office Equipment Co. ....	11.35
State Office Supply .....	20.00
The H. & W. B. Drew Co. ....	20.90

TOTAL.....\$ 9,935.38

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Columbia	10/26/49	1
Gulf	10/31/49	1
Jackson	10/31/49	1
Orange	10/3/49	14
Sarasota	11/3/49	37
Seminole	10/31/49	12
Volusia	10/28/49	3
Washington	10/31/49	2

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

Request was presented from the Board of Public Instruction of Seminole County that the Trustees convey the N $\frac{1}{2}$  of E $\frac{1}{4}$  of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 33, Township 19 South, Range 31 East, containing five (5) acres, on which property the county has a school building.

Mr. Elliot explained that in January 1937 the county school board took title to this land subject to certain outstanding taxes; that these taxes were never cleared and title vested in the state under provisions of Chapter 18296; that there are three methods by which sale may be handled but it is recommended that the County School Board make application with the regular base bid, and that a regular sale be advertised and held, the Clerk to announce at such sale that it is for the purpose of clearing title to the school property. With that explanation it is not likely that anyone else will bid for the parcel, however, should that occur, the Trustees could decline the bid and find some other way.

Upon consideration of the subject, motion was made by Mr. Larson, seconded by Mr. Mayo, that Mr. Elliot be requested to take up with the School Board of Seminole County the methods suggested and ascertain if either would be satisfactory. Upon vote the motion was adopted.

Application was presented from the State Road Department for right of way easement across a parcel of Lake County land described as the North 42 feet of Lots 1 and 2, Summit Subdivision in the NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 29, Township 22 South, Range 26 East, containing 5160 square feet, more or less.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize easement in favor of the State Road Department across the parcel described. Upon vote the motion was adopted.

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The Trustees having referred to the Attorney General and Mr. Elliot irregular bids reported by the Former Clerk of the Circuit Court of Okaloosa County, written report was submitted from the Attorney General in which he recommends as follows:

“That the Trustees should make a final determination rejecting all of these irregular bids and that they should instruct the former clerk of the court to refund any moneys which he had collected on these sales. After these irregular sales have been rejected and the former clerk instructed to make these refunds, I believe that the present clerk of the circuit court of Okaloosa County could go ahead and advertise these parcels of Murphy Act lands for sale at the regular base bid. By this procedure, I believe that the entire matter will be straightened out and regular sales can be effected.”

Attorney General Ervin called attention to the fact that he thought Mr. Thomas D. Beasley was interested in these cases and suggested that he be allowed to be heard before final action is taken.

It was agreed that the Trustees withhold action until Mr. Beasley has an opportunity to be heard.

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Volusia County Report No. 141—sale of May 7, 1949—listed a high bid of \$25.00 from F. M. and Berenice A. Ford for the South 20 chains of Lot 1 and Lot 2 except East 20 chains of Section 23, Township 14 South, Range 27 East, containing approximately 36 acres, which bid is less than \$1.00 an acre for the land. Mr. Elliot recommended that in view of the value of the land, the Trustees reject the bid of \$25.00 and make counter proposal to consummate sale provided applicants will bid \$90.00 for the 36 acres.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the recommendation of Mr. Elliot be adopted as the action of the board. Upon vote the motion was carried.

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Request was presented for refund of \$25.00, being amount paid for Volusia County land, title to which was in the United States in 1932 and should not have been certified to the State under Chapter 18296. It was explained that grantee from the State sold the property to Walter C. Hardesty, Jr., now deceased, and it is requested that refund be made to Emory F. Thames, Curator of the estate of Mr. Hardesty. Refund in this manner was approved by the Attorney General's office.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that refund as suggested be approved from General Revenue Fund. Upon vote the motion was adopted.

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Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees disclaim interest in Flagler County tax sale certificate No. 205 of 1932, the Attorney General's office having advised that the certificate did not vest title in the State under the Murphy Act. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

C. M. GAY,  
Comptroller—Acting Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
November 22, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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Sinclair Wells, Land Clerk

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Minutes of the Trustees for November 8, 1949, were presented for approval, copies having been furnished each member of the board.

Motion was made by Mr. Ervin, seconded by Mr. Larson and adopted, that the minutes as presented be approved.

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Mr. Wells presented sale held over from November 15, at which time there was not a quorum of the Trustees present, and recommended that offer from Mr. Vose Babcock of \$6.00 an acre be accepted. The Trustees on October 4, 1949, agreed to advertise the land for competitive bids and the following notice was published in the Hendry County News, LaBelle, Florida, on October 13, 20, 27, November 3 and 10, 1949:

Tallahassee, Florida, October 4th, 1949

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. November 15th, 1949, the land in HENDRY COUNTY, described as follows:

Section 15, Township 47 South, Range 34 East. The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

No other bids were received when the land was called out on November 15.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees confirm sale in favor of Mr. Babcock at the price offered. Upon vote the motion was adopted.

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Mr. Wells requested action on sale advertised to be held November 15, 1949, based on application from Mr. Lawrence Truett, on behalf of Carl Obendorf, with offer of \$125.00 an

acre for Sarasota County land. The Trustees on October 4, 1949, ordered the land advertised for objections only and the following notice was published in the Sarasota Herald on October 14, 21, 28, November 4 and 11, 1949:

Tallahassee, Florida, October 6th, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. November 15th, 1949, the land in SARASOTA COUNTY, described as follows:

Begin at the SE Corner of SW $\frac{1}{4}$  of Sec. 6, Twp. 39 S. Rge. 19 E., thence West along section line 677.3 ft, to extension from north of East right of way line of Tamiami Trail (U.S. Highway 41) of 66 ft. width; thence North 32° 46' West along said line 2,690.8 ft. to intersection of said right of way line and the southerly line of a 20 ft. alley, said alley being on the southeasterly side of Block F of Plat of Nakomis (Plat Book 1, Page 11, Public Records of Sarasota County); thence North 57° 24' East along said alley 165.6 ft.; thence South 32° 46' East 150 ft.; thence North 57° 14' East 50 ft. to point of beginning (said point being on original shore line of Roberts Bay); thence continue North 57° 14' East 204.4 ft.; thence South 32° 46' East 608 ft.; thence South 52° 14' West 205.2 ft.; thence North 32° 46' West 625.9 ft. to point of beginning, being in Section 6, Township 39 South, Range 19 East, and containing 2.9 acres, more or less, Sarasota County.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out on date advertised and objections were presented from Venice Land Company, owners of adjacent upland property lying northwesterly of parcel advertised.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees postpone final disposition of the sale pending adjustment of objection presented. Upon vote the motion was adopted.

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Pursuant to application from Thad Whidden, with offer of \$700.00 an acre presented to the Trustees October 1, 1949, the land was ordered advertised for objections only and the following notice was published in the Palm Beach Post on October 16, 23, 30, November 6 and 13, 1949:

Tallahassee, Florida, October 12, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. November 15th, 1949, the land in PALM BEACH COUNTY, described as follows:

Lot A-62, Supplemental Plat of Section 18, Township 42 South, Range 37 East.

The Purchaser is required to pay the advertising cost and documentary stamps. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

A quorum of the Trustees not being present on date fixed for sale—November 15, 1949—the land was called out and no objections were received. Confirmation was held for this meeting.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees confirm sale in favor of Mr. Whidden upon

payment of \$154.00 for the parcel. Upon vote the motion was adopted.

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Based on application from R. B. Griffith, on behalf of John L. Bulmer and wife, with offer of \$300.00 an acre for Palm Beach County land, the Trustees on September 20, 1949, ordered the land advertised for objections only and the following notice was published in the Orlando Sentinel on October 14, 21, 28, November 4 and 11, 1949:

Tallahassee, Florida, October 11, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. November 15th, 1949, the land in ORANGE COUNTY, described as follows:

Begin at the NW Corner of SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 24, Township 23 South, Range 29 East, run East 265.6 feet, thence North 5° 49' West 430 feet, thence East 767 feet for a Point of Beginning, run thence East 85 feet, thence North 5° 49' West 105 feet, thence West 85 feet, thence South 5° 49' East 105 feet to the Point of Beginning, containing 0.2 acres.

The Purchaser is required to pay the cost of advertising and documentary stamps.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate and minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable material is reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

A quorum of the Trustees not being present on November 15, 1949, the land was called out in the Board Room; and no

objections being filed or presented, confirmation was postponed until this date.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees confirm sale in favor of Mr. Bulmer and wife at the price offered. Upon vote the motion was adopted.

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Pursuant to application from Russell O. Morrow, on behalf of John G. Elliott, with offer of \$100.00 an acre, the Trustees on October 4, 1949, agreed to accept the offer subject to the land being advertised for objections as required by law. The following notice was published in the Palm Beach Post on October 14, 21, 28, November 4 and 11, 1949:

Tallahassee, Florida, October 5th, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. November 15th, 1949, the land in PALM BEACH COUNTY, described as follows:

Commencing at the Southeast corner of Tract 114 of Section 20, Township 44 South, Range 43 East, according to Plat Book 5, Page 79, in the office of the Clerk of the Circuit Court of Palm Beach County, Florida; thence West along the South line of said Tract 114 a distance of 330 feet to the Southwest corner of said Tract; thence North along the West boundary of said Tract 114 a distance of 142.05 feet to a point on the West boundary line of said Tract 114; thence in a Northeasterly direction along the original shore line of Lake Osborne to a point on the East boundary of said Tract 114; thence South along the East boundary of said tract a distance of 271.30 feet to the point of beginning.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

A quorum of the Trustees was not present October 4, and the land was called out in the board room for hearing objections, if any. No objections were presented and confirmation of the sale was postponed until this date.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer from Mr. Elliott and authorize sale consummated. Upon vote the motion was adopted.

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Offer of \$40.00 an acre was presented from George H. Salley, on behalf of M. M. Weiss, for purchase of the SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 23, Township 50 South, Range 40 East, Broward County.

Upon recommendation from the Land Clerk, motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees advertise the land for competitive bids based on offer from Mr. Weiss. Upon vote the motion was adopted.

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Application was presented from L. H. Zinsser of Safety Harbor, Florida, offering \$100.00 an acre for 5.23 acres of sovereignty land in Section 3, Township 29 South, Range 16 East, Pinellas County, lying adjacent to his upland property.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the offer be accepted, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Offer of \$100.00 was submitted from George S. J. Schulz of Nokomis, Florida, for approximately 0.4 of an acre of submerged land in Section 26, Township 38 South, Range 18 East, Sarasota County, adjoining upland property of applicant.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees accept the offer, subject to advertisement of the land for objections only. Upon vote the motion was adopted.

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Application was presented from Earl D. Farr, on behalf of A. C. Frizzell, offering \$400.00 for assignment of Mortgage

No. 17810 covering the SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 14, Township 40 South, Range 21 East, Charlotte County.

Upon recommendation from Mr. Wells, motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees agree to assign the mortgage, without recourse, upon payment of \$400.00. Upon vote the motion was adopted.

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Offer of \$2500.00 was submitted from Earl D. Farr for purchase of 45.47 acres of sovereignty land in Sections 1 and 12, Township 41 South, Range 19 East, Charlotte County.

Mr. Wells explained that this land was originally sold to Chadwick Brothers and Deed No. 17701 was issued; that later on purchasers quitclaimed the land back to the state and it is now open for sale. Another party has made inquiry as to purchase and it is recommended that the land be advertised for objections and competitive bids if the Trustees see fit to entertain sale of this island which is located in Lemon Bay about twenty miles north of Punta Gorda.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees advertise the island for objections and competitive bids and that the Land Clerk notify all parties who have made inquiry; also that the County Commissioners be advised of the proposed sale. Upon vote the motion was adopted.

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Application was presented from Herman Goodwin, on behalf of Roy Purcell, offering \$300.00 an acre for 0.61 of an acre of bottom land of Lake Conway, adjacent to his upland property in Section 29, Township 23 South, Range 30 East, Orange County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the parcel be advertised for objections only, based on offer from Mr. Purcell. Upon vote the motion was adopted.

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Application was presented from Herman Goodwin, on behalf of A. K. Gibbons, offering \$300.00 an acre for 0.200 of an acre of bottom land on Lake Conway, adjacent to upland property of applicant in Section 30, Township 23 South, Range 30 East, Orange County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the offer subject to the land being advertised for objections only. Upon vote the motion was adopted.

Application was presented from E. C. Huffman for lease to dredge oyster shell from the bars on the west side of Anclote River from Florida Avenue to the mouth of the river, partly in Pasco and partly in Pinellas counties.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees authorize two-year (2 year) shell lease in favor of Mr. Huffman upon payment of ten cents per cubic yard for all shell removed. Upon vote the motion was adopted.

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Offer of \$10.00 an acre was presented from L. S. Remsberg for purchase of 480 acres owned by the state in Section 18, and 184.43 acres in Section 20, all in Township 49 South, Range 41 East, Broward County.

Upon recommendation from the Land Clerk, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees decline the offer and make counter proposal to advertise the land for competitive bids provided applicant will agree to bid \$20.00 an acre on date of sale. Upon vote the motion was adopted.

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Offer of \$25.00 an acre was presented from T. J. Drake of Lake Worth, Florida, for all reclaimed lake bottom land lying in the NE $\frac{1}{4}$  of Section 17, Township 45 South, Range 43 East, Palm Beach County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees agree to advertise the land for competitive bids based on offer from Mr. Drake. Upon vote the motion was adopted.

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Application was presented from W. Curry Harris, on behalf of Harold A. Gibson and Mr. and Mrs. Joseph N. Watkins, with offer of \$250.00 for certain submerged lands in Sections 35 and 36, Township 66 South, Range 33 East, Monroe County, immediately adjoining Government Lot 5, same township and range, owned by applicants.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees agree to advertise the land for objections only based on offer from applicants. Upon vote the motion was adopted.

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Offer of \$2,650.00 was presented from Frances G. Ball for purchase of approximately 33 acres of sovereignty land in Sections 14 and 23, Township 43 South, Range 36 East, Palm Beach County, including a portion of the old State Dike.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees agree to advertise the land for competitive bids based on offer from applicant. Upon vote the motion was adopted.

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Application was presented from the State Road Department for road right of way and dredging area in Indian River County, desired in connection with State Road No. 502, said areas being designated as follows:

- (a) Parcel of land for right of way in the NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 31, Township 32 South, Range 40 East, containing 3.86 acres, more or less;
- (b) Parcel of land for dredging area, located in the E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 31, Township 32 South, Range 40 East, containing 8.5 acres, more or less.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees grant request and authorize issuance of easement through the land as described. Upon vote the motion was adopted.

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Mr. Wells stated to the board that Richlands, Inc., had indicated they would like to have a hearing before the Trustees in connection with its Lease No. 18284 covering approximately 3000 acres of Pelican Bay land. Pursuant to action taken by the board June 14, 1949, Richlands, Inc., was notified that its lease would be cancelled as of July 1, 1950. The company had asked for an appointment on this date but before notice could be sent to other interested parties, it was found that the Governor would be absent and the hearing was postponed.

Mr. I. J. Frazier, Jr., representing veterans in the Lake Okeechobee area, was present and informed the Trustees that the cooperative had been formed, had secured their charter and were anxious to make a bid on the Pelican Bay area under lease to Richlands, Inc.; that they were ready to submit their plan and would like to come before the Trustees when a date was set for the hearing. He requested that Mr. Russell O. Morrow be notified of the date of the hearing when it is decided.

The Trustees assured Mr. Frazier that Mr. Morrow would be notified when the date for the hearing was set.

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Mr. Charlie Smith, representing Smith Engineering & Construction Company, holder of exclusive Shell Lease No. 499,

came before the Trustees and asked that his company be allowed to reinstate its lease. He explained that he had been out of the country for some time and the letter from the Land Department had not been called to his attention until about a month ago, advising that the lessee was delinquent in payments, and in view of another offer for the lease the Trustees desired to know what the company's plans were. Later they were notified that the lease was in default and a new lease was being advertised for bids to be submitted December 6, 1949, based on offer of a minimum of \$10,000.00 annually from an Alabama company. Mr. Smith asked that the Trustees allow him to pay up all delinquent amounts and continue his lease for the period ending September 19, 1950, as their plans were to start operations in the spring and continue taking shell on a much larger scale than heretofore.

Mr. Wells reported that Lease No. 499 had been unsatisfactory all along from the standpoint of making payments, and the company had not been taking out the amount of shell anticipated, the output last December being only 32,000 cubic yards and none dredged since that month. Payments have never run in excess of \$5200.00 for any one year. The Alabama company has guaranteed a minimum of \$10,000.00 annually for an exclusive lease, and Smith Engineering Company being in arrears, the Trustees directed that the lease be cancelled and a new lease advertised for bids. The advertisement is now running and bids are asked for December 6, 1949.

Mr. Smith was asked if he was in position to make payment of past due amounts and go ahead with his contract, to which he replied that he was.

Motion was made by Mr. Larson that the Trustees withdraw notice of cancellation of Shell Lease No. 499 and that the lease be reinstated for the remainder of the four-year period ending September 19, 1950, under all the terms and conditions of the original lease; that advertisement for new lease on the territory be discontinued and all interest parties be notified of the action taken by the Trustees. Motion seconded by Mr. Ervin and adopted.

Mr. Smith agreed to pay cost of advertisement and thanked the Trustees for consideration given, with assurance that payments would be made promptly hereafter as agreed.

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Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees approve the following salaries, necessary and regular expense, expense account and notice of change in rules and regulations of oil and gas division, and

that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Engineer & Secretary .....	\$	575.00
A. C. Bridges, Accountant .....		366.66
M. O. Barco, Secretary-Clerk .....		266.66
Jentye Dedge, Secretary-Clerk .....		321.66
Bonnie G. Shelfer, Clerk-Stenographer .....		196.66
Sinclair Wells, Land Agent .....		100.00
C. M. Greene, Rental Agent .....		50.00
Harold E. Taylor, Apprentice Engineer .....		78.00
Ruth N. Landers, Maid .....		20.00
Capital Office Equipment Co., Tallahassee ..		.60
J. F. Cochran, Postmaster, Tallahassee		
Postage Stamps for Land Office .....		15.00
J. Alex Arnette, Clerk Circuit Court Palm		
Beach Co., Recording fee .....		1.60
E. H. Scott, C.C.C. Collier County		
Recording fee .....		1.85
D. S. Weeks, C.C.C. Glades County		
Recording fee .....		2.50
P. B. Cleveland, C.C.C. Martin County		
Recording fee .....		2.00
Earl R. Adams, C.C.C. Monroe County		
Recording fee .....		1.60
E. B. Leatherman, C.C.C. Dade County		
Recording fee .....		1.60
T. Coburn Moore, C.C.C. Hendry County		
Recording fee .....		2.00
Edwin R. Williams, Clerk Southern District		
of Florida, Tampa, Florida—Copy Final		
Judgment, #564-Civ. T.....		3.20
Rose Printing Co., Tallahassee		
Rebinding 1 volume Deed Register of		
Swamp Lands, Land Office .....		42.00
Sinclair Wells, Tallahassee		
Expenses incurred as Land Agent for		
Trustees .....		183.92
Stetson O. Sproul, Tax Collector Palm		
Beach County—E.D.D. Taxes for		
1949 .....	1.65	
Less 4% discount .....	.07	1.58
E. B. Leatherman, C.C.C. Dade County		
Delinquent E.D.D. taxes, 1943 thru 1948		2.81
Cecile Y. Brooks, Tax Collector Glades Co.		
Central & Sou. Fla Flood Control		
District taxes for 1949 .....	2.36	
E.D.D. taxes for 1949		
½ Mill .....	3.96	

Acreage .....	201.96	205.92	
		<u>208.28</u>	
Less 4% discount .....		8.33	199.95
		<u>        </u>	
W. O. Berryhill, Tax Collector Broward County			
Cen. & Sou. Fla. Flood Control			
District Taxes for 1949 .....	12.04		
Broward Drainage Dist. taxes for 1949 .....	652.89		
E.D.D. taxes for 1949			
½ Mill .....	20.18		
Acreage .....	1,246.95	1,267.13	
		<u>        </u>	
		1,932.06	
Less 4% discount .....		77.28	1,854.78
		<u>        </u>	
C. H. Collier, Tax Collector, Collier Co.			
E.D.D. taxes for 1949			
½ Mill .....	1.16		
Acreage .....	14.00	15.16	
		<u>        </u>	
Less 4% Discount .....		.61	14.55
		<u>        </u>	
Earnest Overstreet, Tax Collector Dade County			
Cen. & Sou. Fla. Flood Control			
District taxes for 1949 .....	33.91		
Naranja Dr. Dist. taxes for 1949 .....	280.00		
E.D.D. taxes for 1949			
½ Mill .....	69.53		
Acreage .....	1,214.96	1,284.49	
		<u>        </u>	
		1,598.40	
Less 4% Discount .....		63.94	1,534.46
		<u>        </u>	
Cecile Y. Brooks, Tax Collector Glades County			
Cen. & Sou. Fla. Flood Control			
District taxes for 1949 .....	2.07		
Diston Island Drainage Dist. taxes for 1949			
Sinking Fund .....	200.22		
Maintenance Fund .....	220.35	420.57	
E.D.D. taxes for 1949			
½ Mill .....	3.46		
Acreage .....	91.77	95.23	
		<u>        </u>	
		517.87	
Less 4% Discount .....		20.71	497.16
		<u>        </u>	

A. O. Ward, Tax Collector Hendry		
County—E.D.D. taxes for 1949		
1/2 Mill .....	36.69	
Acreage .....	796.15	
	<hr/>	
	832.84	
Less 4% Discount .....	33.31	799.53
	<hr/>	
J. Colin DeShong, Tax Collector		
Highlands County		
E.D.D. taxes for 1949		
1/2 Mill .....	.09	
Acreage .....	2.71	
	<hr/>	
	2.80	
Less 4% Discount .....	.11	2.69
	<hr/>	
James B. Roberts, Tax Collector Lee		
County—Cen. & Sou. Fla. Flood		
Control Dist. taxes for 1949.....		
	.16	
Less 4% Discount .....	.01	.15
	<hr/>	
Stetson O. Sproul, Tax Collector		
Palm Beach County		
Cen. & Sou. Fla. Flood Control		
Dist. taxes for 1949 .....		
	156.76	
Sou. Fla. Conservancy Dist taxes		
for 1949		
General Debt .....	3,108.21	
Unit Maintenance ..	9,946.20	
	<hr/>	
	13,054.41	
Pahokee Dr. Dist. taxes 1949		
East, Unit, Gen. Debt	40.00	
East Unit, Maintenance	280.00	320.00
	<hr/>	
East Beach Drainage Dist.		
taxes for 1949		
Unit Maintenance .....	.74	
East Shore Drainage Dist. 1949		
General Debt .....	998.52	
Unit Debt .....	202.90	
Unit Maintenance .....	998.52	
	<hr/>	
	2,199.94	
Everglades Dr. Dist. 1949		
1/2 Mill .....	260.02	
Acreage .....	22,867.38	
	<hr/>	
	23,127.40	
	<hr/>	
	38,859.25	
Less 4% Discount .....	1,554.37	37,304.88

Curtis M. James, Tax Collector St.		
Lucie County		
Cen. & Sou. Fla. Flood Control		
Dist. taxes for 1949 .....	2.61	
Less 4% Discount .....	.10	2.51
		<hr/>
		44,447.56

Financial statements for month of October are as follows:

CHAPTER 610

Balance as of October 1, 1949 .....		\$1,212,822.97
Receipts for the Month		
Land Sales .....	35,017.35	
Less Portion of Retd. Ch'k	840.00	
		<hr/>
Land Sales—Net .....	34,177.35	
Land Sales—Ch. 14717 Palm Beach Co.	10.70	
Certified Copy Deed 26-P-57 .....	2.00	
Certified Copies of Minutes .....	9.50	
Interest on Contracts .....	108.54	
Tax Refunds .....	1,073.21	
Mineral Leases .....	50.00	
Miscellaneous Leases .....	550.00	
Sand & Shell Leases .....	1,243.75	
Farm Leases .....	2,665.00	
General Purposes Leases .....	60.00	
Timber Leases .....	86.15	
Less part of returned check which was credited to Grazing Lease #666 on Sept. 28, 1949 .....	160.00	
Total Net Receipts for the Month .....	39,876.20	39,876.20
GRAND TOTAL .....		1,252,699.17
Less Disbursements for the Month .....		10,923.55
Balance as of October 31, 1949 .....		1,241,775.62

DISBURSEMENTS FOR MONTH OF OCTOBER, 1949

Warrant			
Date	No.	Payee	Amount
10-12-49	66025	The H. & W. B. Drew Company \$	16.96
	66026	Stuart Daily News .....	30.15
10-20-49	74281	S.T. Transfer to Prin.	
		State School Fund .....	4,251.13
	74282	S.T.—Transfer to G.R for Oyster Conservation Fund .....	1,373.78
10-31-49	74480	F. C. Elliot .....	468.85
	74481	A. C. Bridges .....	308.73
	74482	M. O. Barco .....	207.23
	74483	Jentye Dedge .....	288.06

	74484	Bonnie G. Shelfer .....	163.73
	74485	Sinclair Wells .....	95.00
	74486	C. M. Greene .....	47.50
	74487	Harold E. Taylor .....	47.50
	74488	Ruth N. Landers .....	19.00
	74491	Federal Tax .....	214.40
	74489	Florida Hospital Corp. ....	5.40
	74490	5% Retirement Fund .....	81.24
10-27-49	77285	J. F. Cochran, Postmaster .....	147.04
10-6-49	59878	S.T. Trans. to G.R. ....	3,157.85
Total Disbursements for Month of October, 1949 .....			10,923.55

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U. S. G. S. CO-OPERATIVE FUND

Balance as of October 1, 1949 .....	250.00
Receipts for the Month .....	-0-
Disbursements for the Month .....	-0-
BALANCE AS OF OCTOBER 31, 1949 .....	250.00

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UNDER CHAPTER 18296

Receipts to General Revenue:

October 3, 1949 .....	4,664.05
October 17, 1949 .....	3,864.58
TOTAL RECEIPTS FOR MONTH OF OCTOBER, 1949 .....	8,528.63

Disbursements from General Revenue:

<i>Date</i>	<i>Warrant</i>		<i>Amount</i>
	<i>No.</i>	<i>Payee</i>	
10-12-49	65532	Southeastern Telephone Co. ....	14.60
	65533	J. H. Rowland Jr., CCC .....	1.60
	65534	Western Union Telegraph Co. ....	4.27
10-6-49	60206	*George A. Harris .....	10.00
10-31-49	72092	Ernest Hewitt .....	315.26
	72093	Mary Clare Pichard .....	192.46
	72094	Federal Tax .....	30.60
10-28-49	79176	*Charles Wilderman & Mebroun Capo	40.00
Total Disbursements for Month of October, 1949.....			608.79

(\*Paid from Refund of Overpayment of Taxes 215.26 Code)

## SUBJECTS UNDER CHAPTER 18296

There was presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Citrus	11/7/49	45
Duval	10/13/49	14
Flagler	11/7/49	42
Hardee	11/7/49	2
Lake	11/14/49	8
Marion	11/7/49	5
Nassau	11/14/49	8
Palm Beach	11/9/49	2
Palm Beach	11/10/49	2
Polk	9/30/49	7
Sarasota	11/17/49	31
Volusia	11/7/49	11

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Applications having been presented for release of reservation for state road right of ways through Murphy Act land, and the State Road Department having approved releases as requested, motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following deeds be executed releasing the right of way in each as recommended by the Road Department:

- Hillsborough County, Q.C Deed No. 021-Chapter 21684 to W. M. Miles and Edith P. Miles, his wife.
- Hillsborough County Q.C. Deed No. 1639 to Joseph W. Duket and his wife, Opal G. Duket
- Hillsborough County Q.C. Deed No. 1825 to George Farris and Martha Farris
- Hillsborough County Q.C. Deed No. 1976 to Florence King
- Hillsborough County, Q.C. Deed No. 4659 to Raymond Sheldon and wife, Cathryn Sheldon
- Hillsborough County Q.C. Deed No. 4831-Cor. to Midwest Palermo, Inc.
- Lee County Q.C. Deed No. 676 to T. M. Stephens and wife, June Stephens
- Pinellas County Q.C. Deed No. Pt. 883 to F. J. Mosher
- Pinellas County Q.C. Deed No. 2193 to Frank C. Ruoff and Margaret Ruoff

Brevard County Q.C. Deed No. Pt. 109 to Stanley G. McCaddon and Katherine M. McCaddon  
 Brevard County Q.C. Deed No. Pt. 170 to Francis Amato  
 Brevard County Q.C. Deed No. Pt. 1357 to Wendell O. Yount  
 Putnam County Q.C. Deed No. Pt. 236 to Stanley Warner and wife, Edna K. Warner  
 Putnam County Q.C. Deed No. 410 to Leo Wexlar

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Application was presented from the State Road Department for right of way through Murphy Act land in Hernando County, for use in connection with State Road No. 485.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize right of way easement as requested through land described as lying west of and within sixty-eight (68) feet of the survey line of State Road No. 485, in Blocks 1, 8, 13 and 20—Town of Stafford, and land lying east of and within 132 feet of the survey line of said road in Block 12—Town of Stafford, all in Section 29, Township 21 South, Range 19 East. Upon vote the motion was adopted.

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Request was presented from Merrill C. and Laurel V. Flory for reduction in base bid for advertising Brevard County land. Application covers 199 lots, or 37.7 acres of land in Scottsmoor, a subdivision of P. F. Fontaine Grant and S/D of part of N<sup>1</sup>/<sub>2</sub> of Wm. Garvin Grant, Section 37, Township 20 South, Range 34 East, Brevard County. Applicants request the land advertised with base bid of \$140.00.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees deny the request and make counter proposal to allow advertisement provided applicants will make a base bid of \$300.00. Upon vote the motion was adopted.

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Application was presented from Dayton, Dayton and Dayton, attorneys of Dade City, Florida, on behalf of J. L. Alston, for release of oil and mineral reservations on Lots 22 to 26, Block "B"—Oak Park Addition to Zephyrhills, Pasco County, Florida, said lots comprising a parcel approximately 120 ft. by 150 ft. and conveyed in Deed No. 1425. In view of the small area involved it was recommended that request be granted.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees grant request and issue deed releasing the oil and mineral reservation as it applies to the lots described, upon payment of \$5.00. Upon vote the motion was adopted.

Request was presented from Clerk of the Circuit Court of Duval County that the Trustees approve cancellation of tax sale certificates No. 396 of 1912 and No. 22658 of 1933 for the reason that they were erroneously certified to the state under the Murphy Act.

The Attorney General having approved the request, motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees disclaim interest in the certificates described as they vest no title in the state to the land covered thereby. Upon vote the motion was adopted.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following salaries and refund be approved and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper .....	\$ 331.66
Mary Clare Pichard, Secretary-Clerk .....	206.66
Emory P. Thomas, Curator of Estate of Walter C. Hardesty, Jr.—Land owned by U.S. ....	25.00
TOTAL.....	\$ 563.32

Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: Jentye Dedge  
Acting Secretary

Tallahassee, Florida  
November 29, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

Sinclair Wells, Land Clerk

Mr. Well presented application from United States Sugar Corporation to purchase reclaimed sovereignty land owned by the State in Section 1, Township 44 South, Range 36 East,

Palm Beach County, adjacent to upland property of the company. Total acreage is estimated at 42½ acres, of which 8½ acres are usable, the remaining 34 acres being included in borrow pit area granted to the State Road Department several years ago. Applicant offers \$150.00 an acre for the 8½ acres and \$2.00 an acre for the remaining 34 acres, which they claim is absolutely worthless. Mr. Wells suggested to the Sugar Company that they make an offer of \$125.00 for the entire acreage, but they declined and have renewed their original bid.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees decline the offer from U. S. Sugar Corporation for the land applied for. Upon vote the motion was adopted.

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Mr. Wells reported that on June 5, 1943, the Trustees issued two timber leases—No. 321 and No. 322—to S. J. Stubbs Lumber Company, for a consideration of one hundred thousand dollars (\$100,000.00) for cypress timber in Lake and Volusia Counties. The war came on and the Trustees had litigation with Wilson Cypress Company over the area involved in the lease, both of which caused some delay in removal of the timber. Original lessee, S. J. Stubbs, Sr., died November 10, 1948, and his wife and son not being able to carry on the business have lost the sawmill. The company has paid in to the Trustees ninety thousand dollars (\$90,000.00) and the widow and son desire that the leases be cancelled, the uncut timber on the land turned back to the state, and the S. J. Stubbs Lumber Company relieved of paying balance due on the leases. It was recommended that the request be granted.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees agree to the proposal as submitted from S. J. Stubbs Lumber Company. Upon vote the motion was adopted.

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Offer of \$700.00 was submitted from Gibons and Gibons on behalf of Mr. Clem Price for 3½ acres of submerged land in Section 5, Township 68 South, Range 25 East, Monroe County, adjacent to upland property of applicant.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees agree to have the land advertised for objections based on offer from Mr. Price. Upon vote the motion was adopted.

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Mr. Wells reported that on November 1, 1949, the Trustees offered for sale submerged land in Volusia County, to be used in connection with rebuilding Port Orange bridge. Objections

to the sale were filed by Horn & Ossinsky, representing Florida All-State Investments, Inc., on the ground that the right of way was adjacent to their upland property. Disposition of the sale was held in abeyance for three weeks in order that the County Attorney, Charles Luther, and Horn & Ossinsky could adjust their differences with reference to objections filed. An agreement was reached and the objections have now been withdrawn as set forth in the following letter:

November 28th, 1949

Trustees of Internal Improvement Fund  
of the State of Florida  
Tallahassee, Florida

Gentlemen:

The undersigned, upland owner of Lot 1, Block B, Wilson's Subdivision of Port Orange, Volusia County, Florida, hereby makes application for the issuance of a deed by the Trustees of Internal Improvement Fund under Chapter 253, Florida Statutes 1941, as amended, to the following filled in and submerged land immediately in front of and adjoining said property, which filled in lands and submerged lands are more particularly described as follows, to-wit:

Beginning at the intersection of the existing West boundary of Halifax Avenue and the South Line of the Elizabeth Bunch Grant, Section 41, Township 16 South, Range 33 East, being in Port Orange, Florida, run North  $26^{\circ} 02' 13''$  West for a distance of 282.48 feet to a point; thence North  $57^{\circ} 37' 07''$  East for a distance of 47.0 feet to a point; thence North  $23^{\circ} 19'$  West for a distance of 7.5 feet to the POINT OF BEGINNING: said point of beginning being the Southeast corner of Lot 1, Block "B", Wilson's Subdivision of Port Orange; thence from said point of beginning run North  $66^{\circ} 41'$  East along a line perpendicular to the shoreline for a distance of 425.0 feet to a point; thence North  $23^{\circ} 19'$  West for a distance of 216.0 feet to a point; thence South  $66^{\circ} 41'$  West for a distance of 425 feet to a point; thence South  $23^{\circ} 19'$  East for a distance of 216.0 feet along the east boundary of said Lot 1 to the point of beginning; containing 2.1 acres, more or less.

Included within the above Parcel No. 1 is an area of submerged lands which have heretofore been conveyed by the said Trustees of Internal Improvement Fund for the purpose of rebuilding the Port Orange Bridge, which deeds are particularly hereinafter referred to and contain a reversion of title clause to the said grantors.

Application is hereby made by the undersigned, owner of the said uplands, for conveyance to it of said reversionary interest in the following described property designated Parcel No. 2, to-wit:

PARCEL NO. 2. The above tract embracing a part of submerged lands included in description of Deed No. 18455, dated July 22, 1938, I. I. Fund Trustees to the City of Port Orange Bridge, Deed No. 19457, dated March 15, 1949, I. I. Fund Trustees to County of Volusia, Florida, and Deed No. 19541, dated Dec. 1st, 1949, I. I. Fund Trustees to County of Volusia, Florida, said part being described as follows and on which reverter clause now held by the Trustees of I. I. Fund.

From the point of beginning run North  $66^{\circ} 41'$  East for a distance of 25.0 feet to a point on the seawall on the West shoreline of the Halifax River; thence from said point of beginning run North  $66^{\circ} 41'$  East along a line perpendicular to the shoreline for a distance of 400 feet to a point; thence North  $23^{\circ} 19'$  West for a distance of 120 feet to a point; thence South  $62^{\circ} 02' 29''$  West for a distance of 400 feet to a point on the West shoreline of the Halifax River; thence along said shoreline South  $23^{\circ} 19'$  East for a distance of 96 feet to the point of beginning; containing 1.0 acres, more or less.

This application is made with the understanding and agreement that said applicant will convey to Volusia County, the present holder of the title to said submerged lands, subject to said reversionary interest, a perpetual easement for the construction of the new Port Orange Bridge and Causeway as agreed upon between said applicant and said County of Volusia.

It is the applicant's understanding that Parcel No. 1 will have to be advertised as provided for by law which will take approximately five weeks before any action definitely can be taken thereon, however, in order to expedite the building of said bridge it will be appreciated by the undersigned and the County of Volusia if a conveyance of said reversionary interest can be done immediately.

The applicant for consideration of all of the aforesaid parcels hereby offers the sum of \$660.00.

Respectfully submitted,  
 (s) HORN AND OSSINSKY  
 (s) Louis Ossinsky, Jr.  
 Attorneys for Florida All-  
 State Investments, Inc.,  
 a Florida Corporation.  
 (Applicant upland owner)

In partial consideration of the settlement of said up-land owner's claim for damages for the appropriating of his riparian rights in Parcel No. 2 hereof, and the granting of said perpetual easement for the construction of said Port Orange Bridge, the undersigned hereby consents to the granting of the above applications and the issuance of the deeds in accordance therewith.

(s) Charles W. Luther  
 Attorney for the County of  
 Volusia, a Political Subdi-  
 vision of the State of  
 Florida.

In accordance with above letter it is now in order for confirmation of sale in favor of Volusia County, covering land described in notice copied into minutes of November 1, 1949.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that based on statements and agreement that objections have been withdrawn, sale be confirmed in favor of Volusia County, deed to contain reversion clause in the event the land should ever be used for other than public purposes. Upon vote the motion was adopted.

Mr. Wells further explained that Horn & Ossinsky, for their client, has applied to purchase the reversion of the Trustees in deed to the county covering the right of way strip approximately 400 feet long and 100 feet wide, lying northerly of the center line of the bridge. Application is also made to purchase the remaining sovereignty land fronting their property, extending 425 feet into the river and parallel with the bridge right of way, totaling approximately 2.1 acres, including right of way reverter, located in Lot 1, Block 3, Section 41, Township 16 South, Range 33 East, for which they offer \$660.00.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the offer of \$660.00 for the two parcels, one comprising the right of way strip being conveyed to Volusia County, which carries the reversion clause for public purposes, and the other lying adjacent to and northerly of said right of way strip, said parcels to be advertised for objections only. Upon vote the motion was adopted.

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Mr. Charles W. Luther, Attorney for Volusia County, requests that a stipulation be entered into between the Trustees of the Internal Improvement Fund and Volusia County with reference to all title, right and interest in that certain submerged land in the Halifax River, Section 37, Township 15 South, Range 33 East, involved in court proceedings—Volusia County vs. Southeastern Oil Florida, Inc.

Mr. Wells explained that this land was advertised and sold to Volusia County—see minutes November 1, 1949. No objections were filed on date of sale but later on attorneys for Southeastern Oil Florida, Inc. entered protest and as a result thereof suit has been instituted. Stipulation provides that in so far as the Trustees are concerned their interest in that area can be secured by Volusia County for consideration of \$1.00 and public convenience and necessity.

The Attorney General having approved stipulating with Volusia County, motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Attorney General be authorized to stipulate as requested. Upon vote the motion was adopted.

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Upon motion, duly adopted, the Trustees adjourned.

FULLER WARREN  
Governor—Chairman

Attest: Jentye Dedge  
Acting Secretary

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Tallahassee, Florida  
December 6, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Wells reported that on October 18, 1949, the Trustees agreed to advertise for competitive bids land in Monroe County, based on application from Florida Bay Properties, Inc., with agreement to pay not less than one hundred dollars (\$100.00) an acre for said land. The following notice was published in the Key West Citizen on November 4, 11, 18, 25 and December 2, 1949:

Tallahassee, Florida, October 20, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida,

pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A. M. December 6th, 1949, the land in MONROE COUNTY, described as follows:

All that certain tract of land situate, lying and being on the island of Key West, Monroe County, Florida, lying Northerly of the abandoned right of way of the Florida East Coast Railway Company, lying Southerly of Roosevelt Boulevard (U.S. Highway No. 1), bounded on the Northerly, Easterly and Westerly sides by said Roosevelt Boulevard, and bounded on the Southerly side by said abandoned railway right of way, containing approximately 189.72 acres, more or less; together with any and all riparian rights appertaining and appurtenant to said land.

The Purchaser is required to pay cost of advertising and documentary stamps.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out for bids and to hear objections from interested parties. Mr. Wells recommended that sale, if made, be for not less than \$150.00 an acre.

Objections were filed from Key West Realty Company and from the City of Key West, each as to certain portions adjacent to upland property claimed by each.

Mr. Pete Robineau, Attorney of Miami, presented objections from Key West Realty Company and William R. Porter on the ground that his clients purchased certain land adjoining the submerged area advertised through chain of title from Florida East Coast Railway Company, which company sold the larger portion of its right of way to the State Road Department, and the State Road Department in turn sold a portion of said right

of way to private individuals. Mr. Robineau expressed the opinion that he had always thought the right of way should have reverted to the State when abandoned by the Florida East Coast Railway Company. He explained that the tract in question is inclosed within natural and artificial boundaries—the old railroad right of way and Roosevelt Boulevard—and his clients have interested a group of men who have agreed to purchase the land and develop it as a valuable addition to the City of Key West. The City also has a plan to develop a certain area within the tract as a public park and the proposed purchasers are in accord with the plan and are also willing that the City have an additional fifty (50) feet for road purposes. His clients feel that as owners of the upland they have certain riparian rights that go to the boulevard and, under the Butler Act, their riparian rights extend to the channel where it intersects with the bridge. They object to any disposition of the land under the power of the Trustees of the Internal Improvement Fund that will allow it to be parceled out for speculative enterprise, but they will be satisfied to have the land deeded for the unit development. He asked that the Trustees consider some price between \$100.00 an acre offer and the \$150.00 price recommended by Mr. Wells.

Mr. Wells stated that there was a third party who stated he would be present to bid on the land, but he was not present at the time.

Mr. Stafford Caldwell, representing Florida Bay Properties, Inc., applicants to purchase the land, stated that his clients did not know that the Key West Realty Company had this development program under consideration; that his clients, as owners of that part of the old railroad right of way lying between the City of Key West and Roosevelt Boulevard, feel that they have a strong moral claim on the Trustees for a portion of the submerged land owned by the State; that his position is that when the Butler Act was passed the railroad company was the upland owner and had riparian rights. The right of way was sold to the State Road Department, the Overseas Highway Commission, and to Mr. Porter; that in making application to have the land advertised he offered a price of \$75.00 an acre but Mr. Wells would not agree to recommend advertisement with less than \$100.00 an acre and he made such bid, which is the top price he will offer.

Mr. Ignatius Lester, City Attorney for Key West, thanked the Trustees for action heretofore taken allowing the city to purchase the submerged parcel known as Garrison Bight, which is being developed as a yacht basin, and another area as a swimming pool. He explained that the position of the city as riparian owner is positive; that the right of way owned by Florida Bay Properties, Inc., does not intervene and prevent

the city from claiming any riparian rights. The city is asking that the Trustees convey to it the lateral area extending its present ownership out to Roosevelt Boulevard in order that it may be filled in as a park.

Mr. Lester further stated that the city desires that the Trustees either reserve, or convey to the City of Key West, a submerged parcel three hundred feet (300') wide to provide a six foot channel and also drainage facilities which will prevent private interest from filling in that area. Mr. Wells recommended that the Trustees retain title to that area and designate it for the channel and drainage area.

Mr. Robineau stated that his clients will have no objections to the Trustees conveying the park area to the city but would want the deed to contain a provision that the land will be used for park purposes and not in future commercialized. The Board advised Mr. Robineau that all deeds of this kind contained a reversion clause in the event the land should be used for other than public purposes, which in this instance will be for parks.

Mr. Wells reported that since coming to Tallahassee, all parties interested have adjusted their differences and that there are now no objections to sale of the area which Key West Realty Company desires to purchase for itself or its successors, and that area which the city desires; the only question now to be settled is the price to be paid. Mr. Wells recommends that the city be allowed to purchase the parcel to be used for park area at the same price as charged for two other tracts, which is on the basis of \$40.00 an acre, the city to pay only one-fourth of said amount, representing the equity of the State School Fund, the Trustees to remit the remaining \$30.00 an acre on the ground that the land is to be used for public park purposes.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees agree to convey to Key West Realty Company, or its nominee, upon payment of \$150.00 an acre, a parcel of submerged land comprising 61 acres, more or less, said parcel being a portion of the land described in the foregoing notice. (See Deed No. 19546 for detailed description.) Upon vote the motion was adopted.

Mr. Robineau, for his clients, agreed to the terms fixed by the Trustees.

That part of the land advertised by the Trustees for competitive bidding was called out and Key West Improvement Company, Inc., made an offer of \$150.00 an acre for a portion of the submerged area designated as Tract 1—13 acres; Tract 2—36 acres; Tract 3—6 acres. (See Deed No. 19547 for detailed description.)

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept offer of \$150.00 an acre, which was the highest bid made, from Key West Improvement Company, Inc., for the land described. Upon vote the motion was adopted.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees convey to the City of Key West, Florida, a portion of the land described in the foregoing notice, comprising 14 acres, upon payment of \$10.00 an acre representing the equity of the State School Fund and that the Trustees remit \$30.00 an acre, as recommended by the Land Clerk, deed to contain reversion clause in the event the land should ever be used for purposes other than a city park. Upon vote the motion was adopted. (See Deed No. 19550 for detailed description.)

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees retain title to a parcel of the land advertised comprising a strip three hundred feet (300') wide between the bridge, across the highway, and the trestle for channel and drainage purposes. Upon vote the motion was adopted.

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Mr. Wells called out for objections only land applied for October 18, 1949, by Julian C. Calhoun, on behalf of Clyde V. Johnston, as attorney in fact for himself, Edith M. Johnston, Ada J. Robinson, Morgan K. Johnston, Eleanor Johnston and Grace M. Johnston, with offer of \$65.00 for Putnam County land, notice of which sale was published in the Palatka News on November 4, 11, 18, 25 and December 2, 1949, as follows:

Tallahassee, Florida, October 20th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. December 6th, 1949, the land in PUTNAM COUNTY, described as follows:

5.15 acres of submerged land in front of Lots 1 and 2, Section 9, Township 9 South, Range 23 East.  
(Correct description to be furnished with deed)

The Purchaser is required to pay cost of advertising and documentary stamps.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

No objections were filed or presented.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept offer from clients of Mr. Calhoun. Upon vote the motion was adopted.

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Mr. Benjamin W. Heath, on behalf of Coastal Petroleum Company, presented written application for assignment by it to the Humble Oil & Refining Company of a portion of State Lease No. 340A, dated March 25, 1949, between the Trustees of the Internal Improvement Fund of the State of Florida, as Lessors, and the Miami Shipbuilding Corporation, as Lessee, said lease being assigned to the Coastal Petroleum Company by the Davis Petroleum Company on August 31, 1949. It was explained that agreement had been reached between Coastal Petroleum Company and the Humble Oil & Refining Company whereby upon completion of drilling operations by Coastal Petroleum Company in Section 25, Township 55 South, Range 37 East, Dade County, Fla., said company would purchase assignments of the acreage described below:

W $\frac{1}{2}$  of Section 18, Township 55 South, Range 38 East  
W $\frac{1}{2}$  of Section 33, Township 55 South, Range 38 East.

It was further explained that drilling operations were commenced prior to September 24, 1949, and that the Coastal Petroleum Company desires to secure the consent and approval of the Trustees of the Internal Improvement Fund for the assignment of the above described acreage, containing a total of 640 acres, more or less.

Motion was made by Mr. Mayo that the Trustees approve assignment of the above described acreage to the Humble Oil & Refining Company.

Motion was seconded by Mr. Gay and adopted.

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Offer of \$100.00 an acre was presented from Charles H. Schuh, Jr., on behalf of Charles Clymer, for purchase of 0.052

acres of sovereignty land adjacent to Lots 2, 3 and 4, Block 2, Mitchell's Beach Subdivision, Pinellas County, owned by Mr. Clymer.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees accept the offer, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Application was presented from L. D. Byrd, Jr., for ten (10) year lease on state owned land near New Pass Bridge, bounded on the northeast by the city limits of Sarasota, Florida, on the southeast by the road from State Road No. 780 to Radio Station WSPB, on the southwest by State Road No. 780 and on the northwest by New Pass, Sarasota County. Applicant offers \$52.00 annually for said lease.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize lease in favor of Mr. Byrd as requested at the rental offered. Upon vote the motion was adopted.

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Mr. Ignatius Lester, attorney for the City of Key West, Florida, made application to purchase for the city submerged land described as commencing at the easterly corner of intersection of Roosevelt Boulevard with Palm Avenue, being a parcel 398 feet by 411 feet, comprising 3.75 acres in Section 5, Township 60 South, Range 25 East, Monroe County, Florida.

The land being desired for public purposes, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to convey title to the city upon payment of \$10.00 an acre as equity of the State School Fund, the Trustees fixing the price at \$40.00 an acre and agreeing to remit \$30.00 an acre; the land to be advertised for objections only. Upon vote the motion was adopted.

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Governor Warren retired from the meeting. Mr. Gay acting as Chairman.

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Mr. Elliot presented application from H. & N. Lichtenberg offering \$617.50 for Tracts 48, 49 and 64 in Section 33, and Tract 44 in Section 35, all in Township 47 South, Range 42 East, Broward County, title to which vested in the Trustees through settlement with Everglades Drainage District under provisions of Chapter 14717, Acts of 1931. The Secretary recommends a price of \$30.00 an acre for the land.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees decline the offer and make counter proposal to convey the tracts to applicants upon payment of \$30.00 an acre. Upon vote the motion was adopted.

Upon request from Richlands, Inc., and from Mr. Russell O. Morrow, representing Veteran's Cooperative, for appointment with the Trustees in reference to leasing land in the Lake Okeechobee area, it was agreed that the date of January 10, 1950, be tentatively set for the meeting, and Mr. Elliot was requested to so advise interested parties of action taken.

Motion was made by Mr. Ervin, seconded by Mr. Mayo and adopted, that the Trustees approve the following salaries, necessary and regular expense and payments to the State School Fund and to the Oyster Conservation Fund, and that the Comptroller be requested to issue warrants in payment therefor:

F. C. Elliot, Engineer & Secretary .....	\$	575.00	
A. C. Bridges, Accountant .....		366.66	
M. O. Barco, Secretary-Cleark .....		266.66	
Jentye Dedge, Secretary-Clerk .....		321.66	
Bonnie G. Shelfer, Clerk-Stenographer .....		196.66	
Sinclair Wells, Land Agent .....		100.00	
C. M. Greene, Rental Agent .....		50.00	
Harold E. Taylor, Apprentice Engineer .....		139.75	
Ruth N. Landers, Maid .....		20.00	
Capital City Publishing Co., Tallahassee .....		10.50	
Rose Printing Co., Tallahassee .....		27.00	
Jess Mathas, CCC Volusia County			
Recording deed .....		3.40	
Ted Cabot, CCC Broward County—			
Recording fee .....		1.60	
T. Coburn Moore, CCC Hendry County .....		40.90	
Guyte P. McCord, Clerk Supreme Court .....		12.00	
Orlando Sentinel-Star, Orlando, Fla .....		7.76	
The Metropolis Co., West Palm Beach, Fla.		22.50	
The News Journal Co., Pensacola, Fla. ....		15.68	
Bessie Alderman, Tax Collector Okeechobee County—Central & Sou. Fla.			
Flood Control Dis. taxes for 1949		.19	
E.D.D. taxes for 1949—			
1/2 Mill .....		.30	
Acreage .....		6.20	6.50
			<u>6.69</u>
Less 4% Discount .....		.27	6.42

Stetson O. Sproul, Tax Collector		
Palm Beach County		
East Shore Dr. Dist. taxes for '49	.54	
Cen. & Sou. Fla. Flood Control '49	.91	
	<hr/>	
	1.45	
Less 3% Discount .....	.04	1.41
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<sup>s</sup> W. O. Berryhill, Tax Collector Broward County—Cen. & Sou. Fla. Flood Control Dist. taxes for 1949 .....	.11	
N.B. Broward Dist. taxes for 1949	27.20	
E.D.D. taxes for 1949:		
½ Mill .....	.19	
Acreage .....	27.20	27.39
	<hr/>	
	54.70	
Less 3% Discount .....	1.64	
	<hr/>	
	53.06	
Less credit (Receipt No. 15841)	17.65	35.41
	<hr/>	
J. Edwin Larson, State Treasurer		
To Prin. State School Fund .....	5,886.30	
J. Edwin Larson, State Treasurer		
To GR Fund for Oyster Conservation Fund	1,702.00	
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	TOTAL.....	\$ 9,809.27

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	11/25/49	12
Citrus	11/21/49	3
Broward	11/9/49	3

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

Application was presented from B. J. Skinner for deed to correct error in original Hillsborough County Deed No. 105. The Attorney General' office recommended that correction be made.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize execution of Hillsborough County Deed No. 105-Cor. in favor of B. J. Skinner, for the purpose of adding one certificate omitted from original deed. Upon vote the motion was adopted.

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The State Road Department having recommended release of certain portions of road right of way contained in deeds issued to land in Broward, Dade and Okeechobee Counties, motion was made by Mr. Mayo, seconded by Mr. Ervin, that the following deeds be authorized executed for releasing right of ways as recommended by the State Road Department:

Broward County Q.C. Deed No. 1767 to Max Weiner and Maude Weiner, his wife;  
 Dade County Q.C. Deed No. 1103 to George H. Cooper and Virginia M. Cooper, his wife;  
 Okeechobee County Q.C. Deed No. 208-EDD-J to P. P. Evans.

Upon vote the motion was adopted.

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The Attorney General's office having recommended cancellation of tax certificates issued by Citrus and Dade Counties, motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees disclaim interest in the certificates as approved by the Attorney General. Upon vote the motion was adopted.

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Motion was made by Mr. Ervin, seconded by Mr. Mayo and adopted, that the Trustees approve the following salaries and necessary and regular expense, and that the Comptroller be requested to issue warrants in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper .....	\$ 331.66
Mary Clare Pichard, Clerk-Secretary .....	206.66
Southeastern Telephone Co., Tallahassee .....	11.46
Christie Hall Business Machines, Tallahassee .....	4.75
TOTAL.....	\$ 554.53

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
 Governor—Chairman

Attest: F. C. Elliot  
 Secretary

Tallahassee, Florida  
December 13, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Honorable Millard F. Caldwell and Mr. Julius F. Parker came before the Trustees on behalf of Coastal Petroleum Company. Mr. Caldwell explained that in 1947 two leases—No. 224-A and No. 224-B—were issued to Coastal Petroleum Company. At the time leases were issued, the United States had filed suit against the State of California, which suit involved title to and oil rights of tidewater lands of the State of California, and might affect title to certain areas included in leases 224-A and 224-B. In paragraph 23 of the leases provision was made that in the event of unfavorable decision to the State of California, these leases, which involve both upland and water areas, would be reconsidered and rentals on the water covered lands abated until such time as the United States Supreme Court has rendered favorable decision, or Congress has enacted law, quieting title in the State of Florida; also, that lessee will not be required to continue drilling operations after the first five (5) year period unless question of title is settled. It was stated that the Company has almost completed its first five-year quota of drilling footage under the leases, a total of fifty-five thousand feet of hole having already been drilled and another well now under way that will bring the footage to sixty-five thousand feet—amount required under leases is sixty thousand.

Mr. Caldwell asked that the record show that rentals on the two leases were paid promptly during the past year and that Coastal Petroleum Company is requesting that a proportionate refund of rentals paid last year be made in the ratio which the water covered areas bear to the uplands, which ratio will have to be determined by the Trustee's Engineer. The Company estimates the ratio to be 23/29th tide lands and inland waters and Mr. Elliot estimates 85 per cent to be tide-lands. December 27, 1949, being the date rentals will be due, Mr. Caldwell asked that determination be made of what amount will be due as Coastal desires to make payment promptly and

keep the leases in a current and sound condition. He requested that a resolution be adopted providing for abatement of rentals until such time as title is decided in the State of Florida; that refund of proportionate part of rentals paid during the past year be determined after investigation by Mr. Elliot of the proportionate part of water area on which abatement shall apply.

The Land Clerk asked if it was proposed, if and when title is quieted in the State, that Coastal will make up the rental payments from time of abatement, to which Mr. Caldwell replied that he had not gone into that and did not know what the situation would be, however, he did not think the company should be required to take up back payments as they would not have use of the land during the abatement period, but that could be determined when title is quieted in the State of Florida.

On the question of refund, Mr. Elliot remarked that the law provides that the Trustees may make refund only where title to the land fails, and Coastal takes the position that title has failed to the water areas included in said leases.

Upon consideration of the proposed resolution, motion was made by Mr. Larson, seconded by Mr. Mayo, that the following resolution be adopted:

#### R E S O L U T I O N

WHEREAS leases 224-A and 224-B between the Trustees of the Internal Improvement Fund and Coastal Petroleum Company provide in Paragraph 23 of each of said leases that in the event a decision adverse to the State of California was rendered by the Supreme Court of the United States that Coastal Petroleum Company would be entitled to abate its rentals on the tidelands to the extent that the decision appears to have clouded or affected the title to part of the lands covered by said leases until such time as title should be quieted in the State of Florida to the tidelands, and

WHEREAS, Coastal Petroleum Company has made application to the Trustees of the Internal Improvement Fund for the proportionate abatement of the rentals provided for in said leases 224-A and 224-B,

NOW, THEREFORE, BE IT RESOLVED By the Trustees of the Internal Improvement Fund, this 13th day of December, A. D. 1949, that a proportionate abatement of the rentals as provided by Section 23 of said leases 224-A and 224-B is hereby approved and Mr. Fred Elliot, Secretary to the Trustees, is requested

to compute the tidelands acreage affected by the California Tidelands decision, said case being #12, Original Term of 1945, and upon such computation rentals shall be abated on the acreage comprising the Florida tidelands, said rentals to be resumed as provided by said Section 23 within sixty (60) days after title thereto has been quieted in the Trustees of the Internal Improvement Fund of the State of Florida by decision of the United States Supreme Court, or by Congressional act.

Before the motion was put, Attorney General Ervin asked Mr. Caldwell if it was his contention that the United States Supreme Court having ruled adversely to the State of California, the effect of that decision affects the title of this State beyond the three (3) mile off-shore limit, and based on that Coastal is asking for abatement of rentals in the two leases held by the company.

Mr. Caldwell stated that he is not asking for a decision at present on refund of amounts improperly paid last year but is asking for adoption of the resolution abating rentals under the two leases until the question of title in the Florida tidelands is definitely decided; that it is important that the company know by December 27 what rentals they will be required to pay so that the leases can be kept current and in sound condition; that abatement does not affect the drilling requirements for the first five-year period, but after that drilling will be abated as to tidelands if the question of title is still not decided; however, drilling will continue on land areas according to terms of the leases.

Mr. Caldwell asked that the matter of refund be referred to Mr. Elliot for checking the water areas on which abatement of rentals will be applicable, and whatever his decision is will be satisfactory to the company.

Motion for adoption of the resolution was put and unanimously carried.

Mr. Elliot was requested to make report on the area on which abatement was requested, and also amount of rentals applicable to such water areas for which refund is requested by Coastal Petroleum Company.

Mr. Caldwell stated that he would like the record to show that he asked for the matter to be referred to the Attorney General and Mr. Elliot for study.

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Mr. Elliot called attention to the manner in which payrolls and expenses of the Trustees are now handled and explained

that at times it is not possible to secure approval by the 15th of the month, which is the time all bills should be presented to the Comptroller for issuance of warrants; that if blanket authority could be given for payment each month of the regular salaries and necessary and regular expense of the office, it would expedite handling of these items and would be a decided convenience to the Comptroller's office in the issuance of warrants promptly; that any unusual expense or any change in salary items will, of course, be submitted to the Trustees for approval before being sent to the Comptroller.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Secretary be given blanket authority to approve salaries as now fixed and necessary and regular expense without the formality of presenting the same to the Trustees for approval each month. Upon vote the motion was adopted.

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Mr. Sinclair Wells, Land Clerk, requested that the Trustees reconsider action take sometime ago, directing that there be included in all deeds the reservation for all fissionable material; that since it has been determined that fissionable material is a mineral and since reservation for minerals is carried in all deeds, it will save confusion if reservation for all fissionable material could be modified so as to be included in the reservation for minerals, which is seventy-five percent (75%). Mr. Wells stated that he had discussed the subject with Mr. Elliot and it is satisfactory with him to add to the statutory reservation carried in all deeds the words "including fissionable material."

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the modification as requested be adopted. Upon vote the motion was carried.

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Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following expense account, refund, and necessary and regular expense be approved and that the Comptroller be requested to issue warrants in payment therefor:

Rufus M. Yent, Assistant Attorney General	
Expense account—Dodge vs. Moore .....	\$ 49.35
J. O. Wolf, Jr. and Jack D. Wolf, Okeechobee, Fla.—Refund part Deed No. 18967—Dupli- cate sale .....	556.32
Western Union Telegraph Co., Tallahassee, Fla. ....	4.16
Capital City Pub. Co., Tallahassee, Fla. ....	12.00
Capital Office Equipment Co., Tallahassee, Fla.	1.88

C. M. Gay, Comptroller—Transportation request F. C. Elliot .....	4.10
	<u>4.10</u>
	\$ 627.81

Financial Statements for the month of November 1949 are as follows:

UNDER CHAPTER 610

FINANCIAL STATEMENT FOR THE MONTH OF  
NOVEMBER 1949

Balance as November 1, 1949 .....	\$1,241,775.62
Receipts for the Month	
Land Sales .....	\$ 18,423.31
Land Sale—Chapter 14572—Palm Beach County .....	12.85
Land Sale—Chapter 14717—Palm Beach County .....	4.00
Interest on Contracts .....	3.97
Grazing Leases .....	450.00
Oil Leases .....	5,492.53
Campsite Leases .....	355.00
Miscellaneous Leases .....	775.00
Timber Leases .....	20.50
Mineral Lease .....	25.00
Sand & Shell Leases .....	2,037.85
Total Receipts for the month .....	\$ 27,600.01
GRAND TOTAL .....	\$1,269,375.63
Less Disbursements for the month .....	54,421.60
Balance as of November 30, 1949 .....	1,214,954.03

DISBURSEMENTS FOR THE MONTH OF  
NOVEMBER 1949

(UNDER 610)

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
11-3-49	84807	C. M. Gay, Comptroller .....	\$ 38.66
11-10-49	90508	Southeastern Telephone Co. ....	10.00
	90509	Western Union Telegraph Co. ....	2.54
	90510	Capital Office Equipment Co. ....	11.35
	90511	State Office Supply Co. ....	20.00
	90512	The H. & W. B. Drew Co. ....	20.90
11-14-49	90513	S. T. Trans. Princ. State Sch. Fd.	8,933.19
	90514	S. T. Trans. GR Oys. Conserv. Fd.	937.40
11-17-49	96075	W. O. Berryhill, T. C. ....	1,854.78
	96076	C. H. Collier, T. C. ....	14.55

	96077	Earnest Overstreet, T. C. ....	1,534.46
	96078	Cecile Y. Brooks, T. C. ....	497.16
	96079	A. O. Ware, T. C. ....	799.53
	96080	J. Calvin Deshong, T. C. ....	2.69
	96081	James B. Roberts, T. C. ....	.15
	96082	Stetson O. Sproul, T. C. ....	37,304.88
	96083	Curtis M. James, T. C. ....	2.51
11-26-49	102266	Sinclair Wells .....	183.92
	102267	Capital Office Equipment Co. ....	.60
	102268	J. F. Cochran, Postmaster .....	15.00
	102269	J. Alex Arnette, CCC .....	1.60
	102270	Ed Scott, CCC .....	1.85
	102271	D. S. Weeks, CCC .....	2.50
	102272	P. B. Cleveland, CCC .....	2.00
	102273	Earl R. Adams, CCC .....	1.60
	102274	E. B. Leatherman, CCC .....	1.60
	102275	T. Coburn Moore, CCC .....	2.00
	102276	Ed. R. Williams, Clk, So. Dist. Fla.	3.20
	102277	Rose Printing Co. ....	42.00
11-30-49	104914	Stetson O. Sproul, T. C. ....	1.58
	104915	E. B. Leatherman, CCC .....	2.81
	104916	Cecile Y. Brooks, T. C. ....	199.95
	109426	F. C. Elliot .....	468.85
	109427	A. C. Bridges .....	308.73
	109428	M. O. Barco .....	207.23
	109429	Jentye Dedge .....	288.06
	109430	Bonnie G. Shelfer .....	163.73
	109431	Sinclair Wells .....	95.00
	109432	C. M. Greene .....	47.50
	109433	Harold E. Taylor .....	70.70
	109434	Ruth N. Landers .....	19.00
	109435	Florida Hospital Corporation .....	5.40
	109436	5% Retirement Fund .....	82.64
	109437	Federal Tax—Lewis State Bank ...	217.80

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Total Disbursements for November 1949 .....\$ 54,421.60

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TRUSTEES INTERNAL IMPROVEMENT FUND  
U.S.G.S. CO-OPERATIVE FUND

Balance as of November 1, 1949 .....	\$ 250.00
Receipts for the month .....	000.00
Disbursements for the month .....	000.00
Balance as of November 30, 1949 .....	250.00

TRUSTEES INTERNAL IMPROVEMENT FUND  
CHAPTER 18296—MURPHY ACT

Receipts to General Revenue:

November 1, 1949 .....	\$ 1,344.75
November 16, 1949 .....	1,535.83
<b>TOTAL RECEIPTS FOR MONTH OF</b> <b>NOVEMBER 1949 .....</b>	<b>2,880.58</b>

Disbursements from General Revenue:

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
11-10-49	89763	Emory P. Thomas, Curator of the Estate of Walter C. Hardesty Jr., deceased. Code: Refund of Over- payment of taxes 215.26 .....	\$ 25.00
11-30-49	105921	Ernest Hewitt .....	315.26
	105922	Mary Clare Pichard .....	192.46
	105923	Federal Taxes .....	30.60
Total Disbursements for month of November 1949.....			\$ 563.32

SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Regular Bids</i>
Brevard	11/15/49	29
Citrus	12/5/49	1
Osceola	12/5/49	12
Taylor	12/2/49	1
Volusia	11/29/49	3
Volusia	12/5/49	25
Pinellas	11/30/49	102

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

Application was submitted from the State Road Department for right of way through the W $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 27, Township 6 South, Range 18 East, containing 3.27 acres in Alachua County, desired in connection with State Road No. 241—Section 2614-104—SRD No. 17.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize right of way easement across the land described in favor of the State Road Department. Upon vote the motion was adopted.

Application was presented from Clayton D. Gillette for release of oil and mineral reservation in Dade County Deed No. 2794 conveying the SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 27, Township 55 South, Range 37 East, for which he offers \$30.00.

Upon information that this land is in the area where an oil well is now being drilled, the Trustees were of the opinion that they should retain the reservation, whereupon, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees decline offer from Mr. Gillette. Upon vote the motion was adopted.

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Request was presented from Cedar Hammock Drainage District with offer of \$230.00 for conveyance of approximately 3 $\frac{1}{8}$  acres of land in Sections 32 and 33, Township 34 South, Range 17 East, and in Section 1, Township 35 South, Range 17 East, Manatee County.

The offer being equal to the 1932 assessed value of the land, motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees accept \$230.00 for the land and authorize conveyance under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

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Mr. Elliot presented St. Lucie County Report No. 95—notice dated October 20, 1949—listing three (3) regular bids. It was explained that the sale was in order except for the fact that sale was held forty-five (45) days after date of notice, instead of forty (40) days as required by the rules and regulations. Reports shows no competitive bidding, and it is recommended that the sales be approved.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees waive the rules as to elapse of time from notice date to sale date, and approve Report No. 95 St. Lucie County. Upon vote the motion was adopted.

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Letter was presented from the City of New Smyrna Beach, Florida, notifying the Trustees that under an ordinance the City proposes to clean up Lots 6, 8 and 10, Block 8—Cooper S/D, Volusia County, owned by the State under the Murphy Act, and would assess the cost—\$30.00—against the owner.

Upon recommendation from Mr. Elliot, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees advise the City of New Smyrna Beach that there is no authority for the State to incur such expense, but that there will be no objection to the City's cleaning up the lots at its expense, or as an alternative, the Trustees will sell the lots to the City under

provisions of Chapter 21684 of 1943, upon payment by the City of \$30.00. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees deny application from F. M. Ford, requesting that the Trustees rescind action taken November 8, 1949, fixing a price of \$90.00 for approximately thirty-six (36) acres of land in Section 23, Township 14 South, Range 27 East, Volusia County, located on Lake George, and that applicant be given until January 1, 1950 to close the transaction. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees disclaim interest in Taylor County tax sale certificate under Chapter 18296, the Attorney General's office having approved such disposition on the ground that the certificate did not vest any title in the State.

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Upon motion duly adopted, the Trustees adjourned.

C. M. GAY  
Comptroller—Acting Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
December 20, 1949

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Elliot presented minutes of Trustees dated November 22 and 29, 1949, copies of which had been furnished each member.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the minutes be approved as presented. Upon vote the motion was adopted.

At the meeting December 13, 1949, the Trustees had before them for consideration adoption of a resolution having reference to abatement of rentals under leases 224-A and 224-B in favor of Coastal Petroleum Company. Mr. Elliot reported that after talking with Mr. Millard Caldwell and Mr. Julius Parker a change was suggested in the wording.

Upon discussion of the change, motion was made by Mr. Mayo, seconded by Mr. Larson, that the sixth line of the resolution as presented to the Trustees December 13, 1949, be changed to read: "on the tidelands to the extent that the decision appears to have clouded or affected the title to", etc. Upon vote the motion was adopted and the sixth line of the resolution, as copied into the minutes of December 13, 1949, was ordered changed to read as above.

In connection with resolution above referred to, the Trustees requested that Mr. Elliot make report on the off shore areas, on which abatement of rentals was requested, covered by leases 224-A and 224-B as modified, held by Coastal Petroleum Company. Mr. Elliot explained that there were two approaches for arriving at the areas to be excluded and the amount of rental to be paid on the remaining areas not affected by abatement, one approach being based on the lands as classified "A", "B" and "C" in leases 224-A and 224-B prior to modification, and the other based on the total number of acres unclassified and the total amount of rentals to be paid thereon covered in leases 224-A and 224-B as modified. Mr. Elliot explained the two methods and the manner in which abatement would be arrived at under each, and submitted the following report as his analysis of the situation as affected by 224-A and 224-B, as modified, which said leases are now and have been in effect since February 27, 1947:

Tallahassee, Florida  
December 20, 1949

Trustees of the Internal Improvement Fund  
Tallahassee, Florida

Dear Sirs:

On December 13, 1949, the Trustees referred to me for report the omission of certain off shore areas from Coastal Petroleum leases #224-A and #224-B as modified. Both leases are affected by the opinion of the United States Supreme Court in the case of "United States of America v. California, (June 23, 1947)", commonly known as the California Tide Land Case, and also by paragraph 23 of said leases.

The opinion is referred to only as to that part relating to the broad definition of areas and the distinction

drawn in general terms between what is referred to as "inland waters" and the "marginal sea" or the "marginal belt". The Court lays down no rule for ascertaining the boundary between "inland waters" and the "marginal sea", but states that "the Government includes in the term 'inland waters', ports, harbors, bays, rivers and lakes." Using that language as an illustration of or as a guide to what is meant rather than as a definition accurately describing a specific thing, I developed the following as a basis for differentiating "inland waters" from the "marginal sea" in what I shall call "off shore waters."

#### INLAND WATERS:

Rivers and lakes are dismissed without comment as not coming within the scope of the question referred to me. "Inland waters", comprising "ports, harbors, bays", as they are shown on the Coast Chart of the Florida Gulf Coast, appear to require examination as to their character, whether land locked or, as in the case of Apalachee Bay, for the most part no more than a great indentation in the Gulf shore line some 30 to 35 miles wide at its maximum breadth by about 15 miles deep, without land locked characteristics. Here certain landward portions only are believed to come within what the Court meant by "inland waters". Land locked bodies, such as Tampa Bay and Charlotte Harbor, small shallow indentations in the shore line and areas shoreward of along shore islands, shallow bars and reefs, are taken to be "inland waters", though under both leases considerable areas of the kind last named were included as off shore areas in leases #224-A and #224-B before modification, out of which grew the same numbered leases as modified, now in effect. All such areas have been retained as coming within the category of "inland waters", and that outside has been omitted as "marginal sea."

The coast line covered by lease #224-A is quite different from that of #224-B in that the first, as to all that part east and south of Oehllockonee Bay, has an extremely irregular coast line with sharp shore indentations and numerous islands, reefs, and shallows lying from 1 to 2 miles off shore. Much of this area, though formerly classified in leases as off shore area, is within the meaning of "inland waters" as used by the Court. Lease #224-B, except for a short portion at its north end, has a smooth, well-defined gulf shore without off shore islands, reefs, bars or shallows. Here the "marginal sea" impinges upon the shore at the line of low

tide with only a narrow strip between high and low tide composing "inland waters." This narrow strip is retained to an arbitrary approximate width of 100 feet, together with an area in the northern portion of lease #224-B of similar character to that referred to in #224-A, to-wit: off shore shallows, reefs, bars and marginal islands.

By agreement between Trustees and Coastal, the marginal sea area is to be omitted from the total lease areas in arriving at annual amounts to be paid by the Company, beginning December 27, 1949, on #224-A and March 27, 1950, on #224-B, proportionate to the areas retained.

The areas to be retained, I find as follows:

*Lease #224-A as modified:*

Off-shore areas (inland waters) .....	350,000	acres
Bays and sounds .....	329,600	"
Rivers and lakes .....	9,060	"
Total .....	690,660	"

The total number of acres under said lease in effect to this date was 1,936,100, the annual lease payments on which were \$22,566.40. The annual lease payments upon the remaining 690,660 acres will be \$8,050.00.

*Lease #224-B as modified:*

Off shore areas (inland waters) .....	32,000	acres
Bays and sounds .....	702,000	"
Rivers and lakes .....	11,560	"
Total .....	745,560	"

The total area under said lease was 1,974,360 acres and the annual lease payments were \$27,048.00. On the remaining 745,560 acres the annual lease payments will be \$10,214.00, and the total for both #224-A and #224-B will be \$18,264.00

*Total Amt. Adj. Amt. Difference*

Reduction in #224-A	\$22,566.40	\$ 8,050.00	\$14,516.40
Modified as adjusted			
Reduction in #224-B	27,048.00	10,214.00	16,834.00
Modified as adjusted			
TOTAL .....	\$49,614.40	\$18,264.00	\$31,350.40
	100%	37%	63%

In all the foregoing, it must be understood that the ascertainment of quantities is not susceptible of accurate mathematical treatment, but rather a matter

of judgment in an endeavor to keep within what seems to be the meaning of the Court's Opinion and in an endeavor to be impartial to the Trustees and to Coastal in the treatment of the subject.

On a map attached hereto, accompanying each lease, I have indicated a line of demarcation between off shore "inland waters" and the "marginal sea". Such line is intended to portray the principle upon which the distinction is drawn and the areas calculated, but is not to be regarded as a definite fixed boundary. In many locations definite boundary separation of the areas in question can be done only through much tedious and time consuming work on the ground, and for which the Court has laid down no well defined yard stick. Nor would accuracy to the nth degree serve any useful purpose at this time. Acceptance by the Trustees and by Coastal of the above findings is all that is necessary to effectuate the same as between the two contracting parties.

Respectfully submitted

F. C. ELLIOT

Engineer and Secretary

FCE/b

(Maps omitted from Minutes)

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In discussing the two approaches as outlined by Mr. Elliot, Mr. Caldwell stated that the two leases—224-A and 224-B—were modified after the California Tidelands suit was filed and the modified contracts call for a total number of acres without classification and a lump sum rental for each lease; that the leases as modified make no reference to the three classifications and he feels that the only construction to be placed on acreage and rentals would have to be based on the leases as modified, and the abatement of rentals on the off shore areas will necessarily have to be figured on such acreage.

Mr. Mayo asked if the lakes and rivers were being considered in the abatement of rentals, to which Mr. Caldwell replied that it did not; only lands designated as submerged off shore areas would be covered by the abatement clause.

Attorney General Ervin asked if the abatement of rentals will be effective immediately, to which reply was made that it would become effective when formal action is taken by the Trustees.

Mr. Julius Parker stated that the reason abatement had not been requested heretofore was that when the California Tidelands case was decided, immediately a bill was introduced in

Congress and for two years it looked as if it might be passed and title to the coastal lands quieted in the State; that the Company hoped this would come about, but it did not and the stockholders called attention to the abatement clause and requested that action be taken.

Attorney General Ervin suggested that it might be well to decide now whether or not abatement would be retroactive.

Mr. Caldwell stated that because of the time being so short for making payment of rentals the Company was asking only for decision of abatement areas; that it is on the record that the Company will come back at a later date and ask for refund of last year's payments. Mr. Caldwell also stated that Coastal understood that the leases will continue to cover all of the acreage originally included in existing leases 224-A and 224-B, and that the effect of the California decision is to do nothing more nor less than abate rental on the lands, title to which is clouded, until the decision is reversed or Congress re-invests the State with title, at which time the lease rentals and drilling obligations will be resumed in full force and effect.

Mr. Elliot stated that if the Trustees will approve the amounts arrived at, as shown in the report, the areas on which abatement will apply can be disposed of.

Messrs. Caldwell and Parker, on behalf of Coastal Petroleum Company, stated that the schedules of areas and payments as shown by Mr. Elliot's report would be satisfactory and acceptable to Coastal.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that annual rental payments on the two leases from this date until further action be as set forth in the report as follows:

LEASE NO. 224-A—Annual Rental .....	\$ 8,050.00
LEASE NO. 224-B—Annual Rental .....	10,214.00
	<hr/>
TOTAL ANNUAL RENTAL .....	\$ 18,264.00

Upon vote the motion was adopted and so ordered.

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Mr. Wells reported that on October 4, 1949, the Trustees considered application from E. N. Belcher with offer of \$50.00 an acre for Broward County land, and agreed to advertise said land for competitive bids. The following notice was published in the Fort Lauderdale News on November 18, 25, December 2, 9 and 16, 1949:

Tallahassee, Florida

November 15, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, on competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. December 20th, 1949, the land in Broward County described as follows:

NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 20, Township 50 South,  
Range 41 East.

The Purchaser is required to pay cost of advertising and documentary stamps.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of the Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Before calling out the sale Mr. Wells explained that through misapprehension of property lines, Mr. Belcher had planted ten (10) acres of the land described in an orange grove and in the event he is not the successful bidder he will be given the privilege of removing the trees from the land. It was so agreed. Whereupon, the land was called out and W. T. Wallis, on behalf of Mr. Belcher, and John S. Burwell, on behalf of client, competed in bidding, resulting in a high bid of \$56.00 an acre being offered by Mr. Wallis.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bid of \$56.00 an acre from Mr. Belcher. Upon vote the motion was adopted.

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Based on application from Judge Rivers Buford, on behalf of Recovery Corporation, with offer of \$15.00 an acre, the Trustees on November 1, 1949, agreed to advertise the land for competitive bids. The following notice was published in the

Miami Herald on November 18, 25, December 2, 9 and 16, 1949:

Tallahassee, Florida

November 7, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11 o'clock A.M. December 20, 1949, the land in Dade County, described as follows:

Section 31, Township 55 South, Range 38 East.  
The purchaser is required to pay the cost of advertising and documentary stamps.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable material is reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out and no other bids received, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept \$15.00 an acre for the land and confirm sale in favor of The Recovery Corporation. Upon vote the motion was adopted.

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Mr. Wells reported that on November 1, 1949, John Kennedy agreed to offer \$15.00 an acre for land in Dade County described as Sections 19, 20, 32 and 33, Township 55 South, Range 38 East, and Sections 6, 7 and 18 of Township 56 South, Range 38 East. The land was advertised in the Miami Herald on November 18, 25, December 2, 9 and 16, 1949, subject to competitive bidding. Mr. Kennedy was present and asked that the sale be withdrawn as his clients had discovered that the land was composed almost entirely of rock and they did not want to pay \$15.00 an acre for it. He agreed to pay the advertising costs.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees cancel the sale, no other bids having been submitted, and applicant having agreed to pay the advertising costs. Upon vote the motion was adopted.

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Based on application from Chas. E. Miner, presented to the Trustees November 1, 1949, with offer of \$7.00 an acre, the Trustees agreed to advertise Hendry County land for competitive bids. The following notice was published in the Hendry County News on November 18, 25, December 2, 9 and 16, 1949:

Tallahassee, Florida

November 7, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A. M. December 20th, 1949, the land in Hendry County, described as follows:

Section 17, Township 46 South, Range 31 East.  
The purchaser is required to pay the cost of advertising and documentary stamps.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable material is reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and the only bid was \$7.00 an acre from Mr. Miner.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the offer and consummate sale of the land advertised in favor of Mr. Miner. Upon vote the motion was adopted.

Offer of \$40.00 an acre was presented from Tony Salvino, on behalf of L. E. Ferrell, for purchase of Lot 13, Section 26, Township 50 South, Range 41 East, Broward County. Mr. Wells recommended that the land be advertised for bids based on the offer made.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees agree to advertise the land for competitive bids based on offer from Mr. Ferrell. Upon vote the motion was adopted.

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Mr. W. T. Wallis of West Palm Beach, Florida, on behalf of H. B. Fultz and Curtis A. Thompson, offers \$50.00 an acre for 1.43 acres of sovereignty land located in Section 36, Township 43 South, Range 36 East; also, on behalf of Mr. Thompson, offers \$50.00 an acre for 13.77 acres of sovereignty land between Blocks "B", "C" and "D", Section 25, Township 43 South, Range 36 East, and the west bank of South Florida Conservancy District canal North of Torry Island road, both applications comprising the Old State dike, lying and being in Palm Beach County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize the land advertised for competitive bids and objections, based on offers from clients of Mr. Wallis. Upon vote the motion was adopted.

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Application was presented from the Probus Club for one-year extension on Lease No. 236 involving land in Dade County, for which an offer of \$50.00 annual rental is made.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize extension of the lease for one year at the rental offered, lease to contain usual cancellation provision. Upon vote the motion was adopted.

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Request was presented from V. L. Barothy for five-year extension of his present Lease No. 381 which expired December 4, 1949. The area involved is a sovereignty mangrove island located in Section 22, Township 63 South, Range 37 East, locally known as Wilson Key, comprising 5 acres in Monroe County.

Upon recommendation from the Land Clerk, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees agree to renew the lease for a period of one year. Upon vote the motion was adopted.

Application was presented from Robert Wilson for five-year extension on Lease No. 388 which expires February 15, 1950. The lease covers Lots 1 and 2 of Section 1, Township 2 South, Range 32 West, Escambia County, with rental at the rate of \$25.00 annually.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize extension of the lease for a period of five (5) years at the rental specified, it being understood that the public has the right of ingress and egress for fishing, boating and bathing. Upon vote the motion was adopted.

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Request was presented by W. T. Wallis, on behalf of the United States Engineers, with reference to securing maintenance spoil areas in the St. Lucie River for Florida Inland Navigation District. Mr. Wells explained that owing to the narrowness of the river it is likely that certain spoil areas will be adjacent to the shore line of privately owned property and in that event it will be necessary to work out with such private owners advertisement of such areas with payment on the basis of \$200.00 an acre for the parcels filled; that should any upland owners not agree to purchase, the United States Engineers should be requested to secure other areas for spoiling.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that Mr. Wells be authorized to work out with adjacent owners the suggested plan for advertisement and purchase of the spoil areas adjoining privately owned property which will be created by the United States. Upon vote the motion was adopted.

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Application was presented from H. H. Watkins, on behalf of Bird Key Shrimp Corporation, for extension of lease No. 587 covering land in Sections 10 and 15, Township 32 South, Range 16 East, (formerly known as Indian Key—now Bird Key) in Pinellas County.

Mr. Wells explained that Mr. Watkins is experimenting in propagation of shrimp and the Regional Director of the United States Fish and Wild Life Service is cooperating with him in the experiments. It was recommended that the extension be granted, and in addition that a lease be issued to the Federal Government on the same island to be used as a wildlife sanctuary.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize extension of Lease No. 587 for a period of five years, and also authorize lease to the United States as recommended. Upon vote the motion was adopted.

Mr. Wells also recommended that the Trustees set aside or lease to the United States Fish and Wildlife Service, as a wildlife sanctuary, another island described as Lot 1, Section 27, and Lot 1, Section 28, Township 32 South, Range 16 East, Pinellas County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize issuance of lease to the United States covering the island described. Upon vote the motion was adopted.

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Mr. Elliot called attention to request from Central and Southern Florida Flood Control District with reference to reservations for drainage which the Trustees hold on land deeded into private ownership. The United States is requiring that right of ways be provided in the interest of flood control, conservation and reclamation and the flood control district is obligated to furnish such areas. Mr. Elliot presented a suggested resolution for adoption to take care of the situation.

Motion was made by Mr. Larson, seconded by Mr. Mayo and carried, that the following resolution be adopted:

#### R E S O L U T I O N

WHEREAS, there appear in deeds issued by the Trustees of the Internal Improvement Fund, to lands held by said Trustees, certain reservations in the interest of drainage which said reservations are as follows, to-wit:

“SAVING AND RESERVING unto the said, the Trustees of the Internal Improvement Fund of the State of Florida, and their successors, the right at any time to enter upon the said lands and make or cause to be made and constructed thereon such canals, cuts, sluice-ways, dikes and other works as may in the judgment of the said Trustees, or their successors, be necessary and needful for the drainage or reclamation of any of the lands granted to the State of Florida by Act of Congress approved September 28, 1950, and to own exclusively all rock, stone, gravel, earth or other material excavated from the works aforesaid, and to appropriate or dispose of the same, or any part thereof, as they see fit.

“AND FURTHER SAVING AND RESERVING unto the said, the Trustees of the Internal Improvement Fund of the State of Florida, the right to the exclusive possession, occupation, use and en-

joyment of a strip of land running across the above described premises, one hundred and thirty feet on each side of the center line of any canal, cut, sluiceway or dike that may be made and constructed on said land by the said Trustees of the said Internal Improvement Fund of the State of Florida, or their successors, for the purpose aforesaid and the exclusive right to take, use, sell, dispose of and enjoy any timber, earth, stone, rock or gravel lying in or upon said strip of land.”

and,

WHEREAS, for furthering the interest of drainage and for flood control, reclamation and conservation, Central and Southern Florida Flood Control District was created by act of the 1949 legislature, and certain works are proposed to be constructed by the United States at joint federal and state expense, and said district is required to provide right of way and sites for the location of said works and for other purposes of said district, now, therefore,

BE IT RESOLVED by the Trustees of the Internal Improvement Fund of the State of Florida:

1. That said Trustees will convey the use rights in the reservation hereinabove described as and when required, and upon application made to said Trustees accompanied by a description of the land needed to which said reservations apply and on which said works are to be located.
2. That said instruments conveying said rights shall be in form and tenor similar to those heretofore granted to Everglades Drainage District for like purposes in the year 1944, with the additional authority to said flood control district to convey to the United States, for the purposes herein described, the rights herein granted to said district.

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Mr. W. T. Wallis, Secretary of Central and Southern Florida Flood Control District, reported that progress was being made on levee construction; that the present schedule calls for letting contracts in January 1950 for another section of the levee, and the third will probably be let in February. It is contemplated that those three jobs will be under way during the fiscal year; that these works are important to the protection of the east coast and glades areas and will prevent flooding

of acres of land in and around those communities. The District is having considerable success in acquiring lands for the conservation areas, large land owners having offered lands to the district, which will mean a great saving to the district and to General Revenue Fund. The District is marking time in the matter of suits, doing everything possible to effect that saving.

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Mr. Elliot requested confirmation of action informally taken authorizing right of way easement in favor of the State Road Department through state land in Orange County, described as that portion of the SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 31, Township 24 South, Range 27 East, lying within fifty (50) feet on either side of the center line of State Road No. 545—Sec. 7511.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees confirm action informally taken and authorize issuance of easement in favor of the State Road Department through the land described. Upon vote the motion was adopted.

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Request was presented from Everglades Drainage District that the Trustees convey to the District the site occupied by South New River lock and dam located in Section 28, Township 50 South, Range 41 East, Broward County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize conveyance of the parcel occupied by the lock and dam, described as follows:

From the Southwest corner of the upper gate wall to said lock;

Thence westerly following the south bank of South New River Canal to a point 55 feet from the corner of said wall, the point of beginning;

Thence South 50 feet;

Thence in an easterly direction along the north side of County road 295 feet to a point 50 feet south of the bank of said canal;

Thence North 50 feet to said bank;

Thence continuing north across said canal to a point 130 feet north of the center line of said canal;

Thence West parallel with the center line of said canal to the point of beginning and 130 feet from the center line of said canal;

Thence South to the point of beginning.

Subject, however, to right of way of any county or state road through said canal.

All in Section 28, Township 50 South, Range 41 East, Broward County, Florida.

Upon vote the motion was adopted and conveyance authorized in favor of Everglades Drainage District.

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Letter was presented from John Lloyd, on behalf of Broward County, requesting that the Trustees convey to the County for rock pit purposes the E $\frac{1}{2}$  of NE $\frac{1}{4}$  of SE $\frac{1}{4}$  and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of SE $\frac{1}{4}$  in Section 32, Township 47 South, Range 42 East, containing 40 acres. Mr. Elliot explained that this tract adjoins a rock pit area containing twenty (20) acres, conveyed by the Trustees to the County May 31, 1939. The Trustees own the entire SE $\frac{1}{4}$  of Section 32, Township 47 South, Range 42 East—160 acres—except the 20 acres heretofore conveyed to Broward County, and it is recommended that the Trustees withdraw from sale the 140 acres owned by the State so that it may be available to the State Road Department and to the County for providing suitable rock for road purposes when and as needed, with conveyance to be made in the future as necessary. Title to this land vested in the Trustees through settlement with Everglades Drainage District in 1931.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline to convey at this time the land applied for by Broward County, and that the land owned by the State in said section, township and range, be withdrawn from sale as recommended by Mr. Elliot. Upon vote the motion was adopted.

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Request was presented from H. & N. Lichtenberg that the Trustees reconsider action taken December 6, 1949, fixing a price of \$30.00 an acre on Lots 48, 49 and 64 of Section 33, Township 47 South, Range 42 East, Broward County, and accept \$20.00 an acre for the land.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the trustees decline to rescind former action and that applicant be notified that the price of \$30.00 an acre is the price at which the three tracts may be purchased. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration, the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Escambia	12/5/49	2
Indian River	11/21/49	1
Lake	12/12/49	5

Nassau	12/12/49	2
Orange	12/5/49	11
Pasco	12/5/49	10
Sarasota	12/12/49	25
Taylor	10/21/49	2
Taylor	11/25/49	5

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Request was presented from Sunnysdale Acres, Inc., for release of drainage ditch reservation in Pt. Hillsborough County Quit Claim Deed No. 08-Chapter 21684.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize release of drainage ditch reservation as approved by the State Road Department affecting the South 15 feet of Lots 19 through 24, Block 6; Lots 13 through 19, and Lot 25 of Block 7, Southland Addition. Upon vote the motion was adopted.

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Application was presented from the City of Jacksonville, Florida, for easement involving the West 25 feet of Lots 6 and 7, Block "C", Frazee's Subdivision of West Riverside, Duval County, to be used in connection with improvement of McCoy's Creek.

Upon recommendation from Mr. Elliot, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees make counter proposal to convey the whole of Lots 6 and 7, held by the State under the Murphy Act, upon payment of \$45.00, which is one-fourth of the 1932 assessed value, conveyance to be made under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

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Offer of \$5.00 was presented from Assembly of God Church of Holt, Florida, for purchase of Lots 7 and 12 of the Town of Holt, Okaloosa County, said lots to be used for a parsonage site, playground and picnic area in connection with the church.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline the offer and make counter proposal to allow the lots advertised with base bid of \$25.00. Upon vote the motion was adopted.

Offer of \$60.00 was presented from George H. Koen for advertising Lot 23, Block "B", City Park Subdivision, Section 18, Township 36 South, Range 18 East, Sarasota County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees decline the offer and make counter proposal to allow advertisement of the lot with base bid of \$80.00 which is one-fourth of the 1932 assessed value. Upon vote the motion was adopted.

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Mr. Elliot submitted request from the City of Jacksonville, Florida, for release of the "public purpose" clause in Duval County Deed No. 013-Chapter 21684, conveying Unnumbered lot 36 feet wide lying between Lots B and C of Wilson, Clarkson & Williams Subdivision, being an addition to Blocks 7 and 8 of James S/D of Riverside. Consideration paid by the City for the lots was \$50.00 and one-fourth of the 1932 assessed value is \$250.00.

Based on recommendation from Mr. Elliot, motion was made by Mr. Larson, seconded by Mr. Ervin, that if the City will agree to pay \$200.00 which, with the \$50.00 already paid, will equal the base bid, the Trustees will execute quit claim deed releasing the "public purpose" clause in original deed. Upon vote the motion was adopted.

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Mr. Elliot presented request from Mr. Dewey A. Hilsabeck of Miami, Florida, on behalf of Mrs. Grace W. Sanderson, that the Trustees release reservations for oil and minerals as they affect 1670 acres of land conveyed under the Murphy Act by Broward County Deeds #2846 dated April 12, 1946 and #3112 dated March 3, 1947, in favor of Mrs. Grace W. Sanderson.

Mr. W. T. Wallis was present and explained that prior to the time the Trustees included in Murphy Act deeds the reservation for oil and minerals, Mr. Hilsabeck's client had applied to the Clerk of the Circuit Court of Broward County to purchase the lands in question, which were formerly owned, but was unable to get the Clerk to advertise the lands for sale; that they had to resort to court action to have the land put up for sale and when deeds were finally issued the Trustees had changed the rules and were reserving in all deeds the oil and mineral rights.

Mr. Wallis further stated that Mr. Hilsabeck's client has agreed to deliver to Central and Southern Florida Flood Control District the surface rights to a large area in the district and desires release of the reservations in order that she may convey to the Flood Control District without any reservations.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees grant request from Mr. Hilsabeck and release the oil, mineral, and phosphate reservations from land conveyed by deeds #2846 and #3112. Upon vote the motion was adopted.

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Upon recommendation from the Attorney General's office, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees disclaim interest in certain tax sale certificates covering land in Hernando, Lake, Polk and Taylor counties, on the ground that they vest no title in the State under Chapter 18296. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

C. M. GAY,  
Comptroller—Acting Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
January 3, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Wells reported that application was presented to the Trustees November 11, 1949, from George H. Salley, on behalf of M. M. Weiss, for purchase of Broward County land for which he offered \$40.00 an acre. The Trustees agreed to advertise the land for competitive bids and the following notice was published in the Fort Lauderdale News on December 3, 10, 17, 24 and 31, 1949:

Tallahassee, Florida, November 30th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. January 3rd,

1950, the land in BROWARD COUNTY, described as follows:

SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 23, Township 50 South,  
Range 40 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN, Governor

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

The land was called out and the only bid received was \$40.00 an acre from Mr. Weiss.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees accept offer from Mr. Weiss for the land described. Upon vote the motion was adopted.

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Based on application from James Ball, presented to the Trustees November 11, 1949, with offer of \$2,650.00 for 33 acres of Palm Beach County land, it was agreed to advertise the land for competitive bids and objections and the following notice was published in the Palm Beach Post on December 3, 10, 17, 24 and 31, 1949:

Tallahassee, Florida, November 30th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections and competitive bids, in Tallahassee, Florida, at 11 o'clock A.M. January 3rd, 1950, the land in PALM BEACH COUNTY described as follows:

That area adjacent to and lying immediately West of Fractional Section 14 and Lots 1 and 2 of Fractional Section 23, and being bounded on the West by the Right of Way of the U. S. Lake Okeechobee Levee; and also, that area adjacent to and lying

immediately West of Lots 3, 4 and 5 of Fractional Section 23, and being bounded on the West by the West edge of Everglades Drainage District Dike Right of Way, containing approximately 33 acres, lying and being in Sections 14 and 23, Township 43 South, Range 36 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved. The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN, Governor

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

The land was called out and the only bid received was from Mr. Ball; however by telegraph and telephone calls Mr. R. Y. Patterson and Mr. T. McE. Johnston, on behalf of South Florida Conservancy District, objected to the sale on the ground that a portion of the land included the old State Dike, title to which the District claimed under 1935 legislative Act—Chapter 17258.

Mr. Wells reported that Mr. Johnston had stated the District was only interested in a right of way easement and had agreed to quit claim to the Trustees whatever right they had to the land, whereupon sale would be made to Mr. Ball subject to Mr. Ball giving an easement to South Florida Conservancy District; that this arrangement was satisfactory with Mr. Ball.

Governor Warren presented telegram from Mr. Patterson protesting sale of the land.

Mr. Elliot stated that he did not believe South Florida Conservancy District had any claim to the land which the old State Dike occupied as the levee was built some years before the legislative act referred to; that the boundary of the district as provided in the act is 100 feet East of the Everglades Drainage District Okeechobee levee; and that the levee is entirely outside of the district; that South Florida Conservancy District did at one time maintain a ditch on the East side of the levee but that has been abandoned. His suggestion was that the Trustees convey the land to Mr. Ball, subject to easement for right of way 100 feet wide for the district as and when the need arises.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees confirm sale in favor of Mr. Ball at the price offered,

subject to satisfactory arrangements being made between Mr. Ball and South Florida Conservancy District for right of way easement one hundred (100) feet wide as and when need therefor arises. Upon vote the motion was adopted and the Governor asked Mr. Elliot, Mr. Wells and Mr. Ball to work out the details of sale and easement and based thereon that Mr. Elliot answer the telegram from Mr. Patterson.

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Pursuant to application presented to the Trustees November 22, 1949, from T. J. Drake with offer of \$25.00 an acre for Palm Beach County land, the Trustees agreed to advertise the parcel for objections and competitive bids, and the following notice was published in the Palm Beach Post December 3, 10, 17, 24 and 31, 1949:

Tallahassee, Florida, November 30th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections and competitive bids, in Tallahassee, Florida, at 11 o'clock A.M. January 3rd, 1950, the land in PALM BEACH COUNTY, described as follows:

That strip of sovereignty land (reclaimed lake bottom land) lying between the meander lines of Lake Osborne in the NE $\frac{1}{4}$  of Section 17, Township 45 South, Range 43 East. Number of acres to be determined by survey.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN, Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, no other bid was received and no objections filed to the sale.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize sale of the land described in favor of Mr. Drake at the price offered. Upon vote the motion was adopted.

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Based on application presented to the Trustees November 29, 1949, from Horn and Ossinsky, on behalf of All-State Investments, Inc., with offer of \$660.00, the Trustees agreed to advertise the land for objections only and the following notice was published in the Daytona Beach News on December 3, 10, 17, 24 and 31, 1949:

Tallahassee, Florida, November 30th, 1949

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11 o'clock A.M. January 3rd, 1950, the land in VOLUSIA COUNTY, described as follows:

Beginning at the intersection of the existing West boundary of Halifax Avenue and the South Line of the Elizabeth Bunch Grant, Section 41, Township 16 South, Range 33 East, being in Port Orange, Florida, run North  $26^{\circ} 02' 13''$  West for a distance of 282.48 feet to a point; thence North  $57^{\circ} 37' 07''$  East for a distance of 47.0 feet to a point; thence North  $23^{\circ} 19'$  West for a distance of 7.5 feet to the POINT OF BEGINNING: said point of beginning being the SE Corner of Lot 1, Block "B", Wilson's Subdivision of Port Orange; thence from said point of beginning run North  $66^{\circ} 41'$  East along a line perpendicular to the shoreline for a distance of 425.0 feet to a point; thence North  $23^{\circ} 19'$  West for a distance of 216.0 feet to a point; thence South  $66^{\circ} 41'$  West for a distance of 425 feet to a point; thence South  $23^{\circ} 19'$  East for a distance of 216.0 feet along the east boundary of said Lot 1 to the point of beginning, containing 2.1 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN, Governor

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

The land was called out and no objections were presented.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees confirm sale in favor of applicant at the price offered. Upon vote the motion was adopted.

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Based on application presented to the Trustees November 22, 1949, from George S. J. Schulz with offer of \$100.00 for the parcel, land in Sarasota County was ordered advertised for objections only and the following notice was published in the Sarasota Herald on December 4, 11, 18, 25, 1949 and January 1, 1950.

Tallahassee, Florida, November 30th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11 o'clock A.M. January 3rd, 1950, the land in SARASOTA COUNTY described as follows:

Begin at point where North line of Section 27, Township 38 South, Range 18 East intersects the shore of the Gulf of Mexico; thence Southeasterly along said Gulf 2586.44 feet; thence East passing through 2 concrete monuments 242 feet for a point of beginning; thence North 14° 56' West along waters of Little Sarasota Bay 75 feet; thence North 85° 00' East 200.7 feet; thence South 14° 56' East 94.84 feet to a point due East of the Point of Beginning; thence West 200 feet to Point of Beginning, and being in Section 26, Township 38 South, Range 18 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum

thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN, Governor

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

The land was called out and no objections were presented, whereupon motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees confirm sale to Mr. Schulz at the price offered. Upon vote the motion was adopted.

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Upon application from Herman Goodwin, Inc., on behalf of Roy Purcell, presented to the Trustees November 22, 1949, with offer of \$300.00 an acre for Orange County land, it was agreed that the parcel be advertised for objections only and the following notice was published in the Orlando Sentinel on December 3, 10, 17, 24 and 31, 1949:

Tallahassee, Florida, November 30, 1949

#### NOTICE

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida at 11 o'clock A.M. January 3rd, 1950, the land in ORANGE COUNTY described as follows:

From the Southwest Corner of Lot 2, Block A, Lake Conway Park, a Subdivision lying in Gov't. Lot 1 and that part of Gov't. Lot 2, lying South of Gov't. Lot 1 and West of the County Road in Section 29 and the East 1100 feet of Lot 1, Section 30, all in Township 23 South, Range 30 East, as recorded in Plat Book G, Page 138, Public Records of Orange County, Florida, run South 14° 30' East, 56.9 feet to South side and original lot line, the point of beginning of this description; thence South 75° 57' East, 79.7 feet; thence South 14° 30' East, 126 feet to waters of Lake Conway; thence North 74° 09' West, 80.8 feet along Lake Conway; thence North 14° 30' West, 123.1 feet to the beginning, containing 0.200 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor.

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

Upon the land being called out and no objections presented, motion was made by Mr. Gay, seconded by Mr. Mayo and adopted, that the Trustees confirm sale in favor of Mr. Purcell at a price of \$300.00 an acre.

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Upon application from Herman Goodwin, Inc., on behalf of A. K. Gibbons, presented to the Trustees November 22, 1949, with offer of \$300.00 an acre for Orange County land, it was agreed to advertise the property for objections only, and the following notice was published in the Orlando Sentinel on December 3, 10, 17, 24 and 31, 1949:

Tallahassee, Florida, November 30th, 1949

#### NOTICE

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11 o'clock A.M. January 3rd, 1950, the land in ORANGE COUNTY described as follows:

Begin at the SW Corner of Lot 3, Block D of Lake Conway Park as per plat thereof recorded in Plat Book G, Page 138, Public Records of Orange County, Florida, run North  $31^{\circ} 10'$  West 140 feet along original lake line to N.W. corner of Lot 2, Block D, thence South  $54^{\circ} 16'$  West, 190.5 feet along North Line Lot 2 extended to Lake Conway; thence South  $61^{\circ} 14'$  East, 120 feet along Lake; thence South  $79^{\circ} 44'$  East 44 feet to point on South Line of Lot 3 extended; thence North  $54^{\circ} 16'$  East, 122 feet to the point of beginning, con-

taining 0.611 acres and being in SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 29, Township 23 South, Range 30 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor.

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

Upon the land being called out and no objections presented, motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees confirm sale in favor of Mr. Gibbons at the price offered. Upon vote the motion was adopted.

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Application was presented from Askew and Earle, on behalf of Frank P. Caldwell, for shell lease covering the waters lying in front of Government Lots 1 and 2, Township 31 South, Range 15 East, Pinellas County, for which he offers ten cents (10¢) per cubic yard for a two (2) year lease.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offer and authorize two-year lease in favor of Mr. Caldwell for removing shell from the areas described. Upon vote the motion was adopted.

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Application was presented from J. M. Couse, on behalf of Bishop-Wilson Lumber Company of Clewiston, Florida, for quit claim deed covering canal reservations in Deed No. 15898 issued to John A. Henderson Heirs, in so far as said reservation applies to Lots 4 and 5, Block 142; Lots 16, 18, 19 and E $\frac{1}{2}$  of 17, Block 170; and Lot 9, Block 171, Clewiston, Hendry County, Florida. Information was furnished that W. T. Wallis, Secretary for Central and Southern Florida Flood Control District, had approved release of the reservation.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees release the reservation as requested covering the land described. Upon vote the motion was adopted.

Mr. Elliot presented offer of \$200.97 from Gurvis J. Richard of Tampa, Florida, for purchase of the N $\frac{1}{4}$  of SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 31, Township 29 South, Range 21 East, Hillsborough County. It was explained that title to the land vested in the Trustees through foreclosure by the County under Chapter 14572 of 1929, and subsequently in 1944 the County foreclosed on this property for non-payment of County taxes and issued deed to Mr. Richard. Mr. Richard recently learned that the Trustees had title to the land and has offered the amount of decree. Mr. Elliot recommended that the offer be accepted.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the offer from Mr. Richard for the land described and authorize issuance of deed. Upon vote the motion was adopted.

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Request was presented from Roy J. Peoples of Lake Placid, Florida, that the Trustees fix a price for sale of SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 14, Township 38 South, Range 30 East, containing 40 acres in Highlands County. Mr. Peoples holds Homestead Entry No. 8 TIIF-S, dated November 1, 1949, on this land but would like to purchase the land and have the entry cancelled.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees agree to sell the land to Mr. Peoples at a price of \$10.00 an acre. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Ervin and adopted, that the following bill be approved and that the Comptroller be requested to issue warrant in payment therefor:

Bulkley-Newman Printing Company, Tallahassee, Fla.	
Printing account Oil and Gas Division,	
State Board of Conservation .....	\$12.00

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#### SUBJECTS UNDER CHAPTER 18296

Application was submitted from the Town of Lantana, Florida, with offer of \$5.00 for conveyance of Lots 43 and 44, Block 4, Unit No. 1—Greynolds Highlands in Sections 3 and 4, Township 45 South, Range 43 East, Palm Beach County.

The offer being equal to regular base bid, motion was made by Mr. Ervin, seconded by Mr. Gay, that the Trustees accept \$5.00 for the lots and authorize conveyance under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

Offer of \$52.50 was presented from City of Sarasota, Florida, for purchase of Lots 2 to 24, Inclusive, Block A, Fifth Addition to Roseland Park, Section 18, Township 36 South, Range 18 East, Sarasota County. It was represented that the city desires the lots as a site for the new sewage disposal plant. The offer is equal to one-fourth of the 1932 assessed value.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the offer and authorize conveyance under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

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The Trustees on December 13, 1949, agreed to accept \$90.00 from F. M. Ford for 36 acres of land in Volusia County and gave Mr. Ford until January 1, 1950, to consummate the purchase. Request is now made that the Trustees allow until January 15 for final disposition.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees grant request for fifteen (15) additional days for consummating sale. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
January 10, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Elliot presented for approval Minutes of the Trustees dated December 13, 1949, copies of which have been furnished to each member.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the minutes as presented be approved.

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Joint Session of the Trustees and the State Board of Education was called and Secretary of State R. A. Gray and Superintendent of Public Instruction Thomas D. Bailey, as members of the Board of Education, were recorded present.

Mr. F. C. Elliot, Engineer and Secretary, having discussed with each member of both boards, or left with them for examination, a report that he had prepared on an opinion rendered by the Supreme Court of Florida in 1948 involving drainage taxes on state school land, title to which was and is in the State Board of Education, and the payment of said taxes by the Trustees of the Internal Improvement Fund, Mr. Gay stated that he thought the report should be adopted.

Motion was made by Mr. Gay, seconded by Mr. Larson and unanimously carried, that Mr. Elliot's report be adopted by the Trustees; and

For the State Board of Education, Secretary of State R. A. Gray moved that the board commend Mr. Elliot for the splendid report he had prepared on behalf of the School Fund, at no cost to it, and that said report be approved and adopted. Motion seconded by Mr. Larson and unanimously carried.

December 7, 1949

TRUSTEES OF THE INTERNAL IMPROVE-  
MENT FUND

and

THE STATE BOARD OF EDUCATION  
Capitol Building

Dear Sirs:

In 1948 the Supreme Court of Florida rendered its Opinion in a case involving drainage taxes on state school land, title to which was and is in the State Board of Education, and the payment of said taxes by the Trustees of the Internal Improvement Fund.

Chapter 20477, Acts of 1941, relating to South Florida Conservancy District, among other things imposed drainage taxes on the land of the Everglades Experiment Station, held and administered by the State Board of Education, which said Board by Chapter 8442, Acts of 1921, is charged with the operation of said station. Chapter 20477 also required the Trustees of the In-

ternal Improvement Fund to pay the drainage taxes on the school land occupied by the station. The Trustees declined to pay said taxes on the ground that the land, title to which was and is in the State Board of Education, was and is exempt from taxation under the State's Constitution. South Florida Conservancy District brought suit to require the Trustees to pay. Opinion rendered by the Supreme Court was adverse to the contention of the Trustees. Peremptory Writ of Mandamus issued ordering the Trustees to pay; in obedience to that order the Trustees paid.

The State Board of Education was not made party to the suit nor did the Board intervene, though the proposition of making school lands subject to taxes was of far greater import to the State School Fund than the payment of those taxes on the school lands occupied by the Everglades Experiment Station was to the Trustees. The Court's opinion was a great surprise to the Trustees and to the State Board of Education, both of whom relied on and had complete confidence in the State's Constitution, which provides that "the principal of the State School Fund shall remain sacred and inviolate." Part of that principal is land, title to which is in the State Board of Education, including that on which the Everglades Experiment Station is located. Under the Court's decision and the then existing legislation, there was nothing further that the Trustees could do, but the Trustees and the State Board of Education gave further study to the situation, and to procure legislation directed to the particular point of taxes on school land, prepared and submitted to the Legislature of 1949 a Bill bearing on the subject. The Bill was introduced, passed and became law as Chapter 25186, Section 4 of which is as follows:

Section 4. In pursuance of the provisions of the Constitution of this state that "The principal of the state school fund shall remain sacred and inviolate", the land comprising part of said fund shall not be subject to taxes of any kind whatsoever, but shall enjoy constitutional immunity thereon nor shall taxes of any kind be imposed thereon; nor, since not subject to tax, shall the state or any state agency be liable for taxes or the equivalent thereof sought to be imposed upon said land. All outstanding tax sale certificates against land of the state school fund are hereby cancelled.

In pursuance of the above Section, the Trustees have declined to pay South Florida Conservancy District taxes

on the school land occupied by the Everglades Experiment Station. As a result thereof, it is likely that the District will again bring suit to compel the Trustees to pay, and in that event the Supreme Court will have opportunity to speak again, and with the benefit of the above quoted Section before it.

If the question is again litigated, I strongly recommend that the State Board of Education take part in the suit. In my judgment, the School Fund has far more at stake, involving by precedent all of the school land, than have the Trustees, involving relatively small amounts of annual taxes. The principle is that which is of profound import here.

I have studied the whole situation carefully and long; I have analyzed the Court's Opinion in the case; have reasoned out its meaning, and perceive points about which I think the Court would welcome the opportunity to speak again.

Attached hereto is copy of the Opinion in full and a memorandum thereon which I have prepared.

Respectfully submitted,  
(s) F. C. ELLIOT  
Engineer and Secretary

FCE/b  
Incl.

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MEMORANDUM RE: OPINION OF THE SUPREME COURT OF FLORIDA IN THE CASE OF STATE OF FLORIDA EX REL BOARD OF SUPERVISORS OF SOUTH FLORIDA CONSERVANCY DISTRICT, Relator, vs. MILLARD F. CALDWELL, Governor, et al., Respondents. Opinion filed March 16, 1948.

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This memorandum discusses the above Opinion in the approximate order of the subject matter set forth therein. The Opinion, copy attached hereto, must first be studied in order to follow that hereinafter set forth. South Florida Conservancy District, a drainage district located within Everglades Drainage District, was created by Legislative Act in 1919 for the purpose described in said Act and as referred to in the Court's Opinion.

Also, in 1919 a Bill was introduced in the Legislature of Florida creating Everglades Experiment Station. The Bill was reported favorably but was never called up to be put upon its passage. In 1921 a like Bill was

again introduced, passed and became law.

Pursuant to the Act, the land to be occupied by Everglades Experiment Station was to be on "land or lands of the state", and "said lands shall be as suitably and conveniently located as possible and shall not be less than 160 acres, which may be added to as needs demand."

The Court's Opinion says:

"The Trustees could have located the station anywhere in the Everglades but chose to locate it in South Florida Conservancy District."

That can not be for the reasons that:

1. The Statute required it to be located on state land. At that time the Trustees owned about one-third of the land in the Everglades. The other two-thirds was privately owned and was therefore not eligible for a location.
2. To be lands as suitable for the purpose as possible, and
3. To be conveniently located.

As to the Court's statement that the Trustees "chose to locate it in South Florida Conservancy District": In 1919 when the station was first sought to be created, South Florida Conservancy District was not in existence and the Trustees had already selected the land in Section 3 bordering upon and South of Hillsboro Canal, comprising 160 acres for the location of the station, as being of maximum suitability, typical of a large area of characteristic Everglades agricultural land and conveniently located. A soil survey of the Everglades made subsequently by the Department of Agriculture of the United States disclosed that large areas of the Everglades to the southeastward, southward and southwestward were not suitable for agricultural purposes. It is clear that to "have located the station any where in the Everglades" would have met neither the intent nor the requirement of the Act. Following the passage of the Act in 1921, the land for the station was formally set aside for that purpose. Time has proven the wisdom of the selection made.

From the beginning, and so long as title to the land was in the Trustees of the Internal Improvement Fund, said Trustees paid Everglades Drainage District and South Florida Conservancy District taxes on the land occupied by the Station. The Trustees also provided the drainage facilities for draining the land, and since then till now, the Station has provided such facilities through appropriations of money by the legislature for that

purpose. In 1931 the Trustees conveyed the state land held by them on which the Everglades Experiment Station is located to the State Board of Education. The conveyance was an "appropriation by the State" of land to the State School Fund.

Mr. Justice Barnes who wrote the Opinion appears to have been much impressed by the position taken by relator, that the conveyance, quoting from the Opinion, was "made by the Trustees in an attempt to escape the obligations placed upon them by Statute to pay the South Florida Conservancy District taxes upon the land."

Departing from the subject of Everglades Experiment Station for the moment, but continuing with that set forth in the Opinion, it is proper to direct attention to a suit referred to in the Opinion in order that the reason for such suit may be understood and to dispel any impression that said suit might have been brought in an attempt by Trustees to avoid tax payments.

The suit referred to, as stated in the Opinion, was filed in January, 1944, by the Attorney General and the Trustees of the Internal Improvement Fund. It sought a declaratory decree that the Statutes of three representative drainage districts which required drainage taxes to be paid on state land were unconstitutional. Those suits were not brought at the instance of the Trustees, nor were they directed to the question of taxes on the school lands, but upon the insistence of the Attorney General that a suit should be brought to determine directly the question of whether or not state land could be made subject to the drainage tax. The view of the Attorney General was that the direct question had not been squarely presented to the Courts, and he believed that to justify the Trustees beyond any sort of doubt in continuing the payment of taxes on land of the Trustees of the Internal Improvement Fund, the issue should be settled by Court action.

The Trustees had been paying drainage taxes on their lands for thirty-seven years—from 1907 till the time the suits were filed in 1944—and have paid since, including 1949, a total of \$5,041,000 in taxes running through forty-three years, and in addition have made contributions "in the aid of and for drainage" to the extent of \$2,235,000 in money, and in excess of a half million acres of land.

In that case the Court said:

"The fact that state lands may be assessed for drainage and that the lien for drainage taxes may

be made of equal dignity with the lien for state and county taxes is too well settled to require discussion."

The Court in its Opinion on that question supported the long established practice of the Trustees in the payment of drainage taxes on the lands of the state composing the Internal Improvement Fund.

Returning now to the Everglades Experiment Station matter, and the so-called attempt made by Trustees to escape the obligation placed upon them by Statute to pay South Florida Conservancy District taxes upon the school land of the Experiment Station, it has already been stated that the title to the land was in the State Board of Education after 1931, and that prior to that time while title was in Trustees, said Trustees paid taxes thereon. From the time Everglades Experiment Station was created in 1921, through 1948, Trustees paid total drainage taxes to the sum of \$3,495,000 in annual amounts varying between \$97,000 and \$449,000. The total area of land held by the Trustees subject to drainage taxes at that time was, in round figures, 800,000 acres. While the transfer of title, so the Trustees believed, would operate to relieve the station land from taxes, the annual amount of such taxes on 160 acres out of a total of 800,000 acres was so small in proportion to the total that it should be clear that had the Trustees been seeking a way to escape tax payments, some more formidable and far-reaching plan would have been sought. Attempt to escape taxation was not the reason moving the Trustees to transfer the station land to the State Board of Education. The reason was that under the Act creating Everglades Experiment Station there resulted divided responsibility between the Trustees as land holder and the State Board of Education, charged by the Act with the operation of the station. By the transfer of the land to the State Board of Education, the Trustees did not withdraw from acting in an advisory capacity as provided in the Act, but such transfer brought the entire station holdings under a single administrative head, with undivided responsibility.

Everglades Experiment Station as part of the University of Florida is part of the State's educational system and services. It is supported out of appropriations of money by the State Legislature and out of Federal Funds; it is not operated at the expense of the people of the area or of the drainage district, but of the state as a whole and of the United States. Appropriations to the University of Florida for the operation of the

Everglades Experiment Station made by the Legislature from 1941 to 1949, both inclusive, were as follows:

1941 —	\$158,000.00
1943 —	108,000.00
1945 —	342,000.00
1947 —	628,000.00
1949 —	680,688.00

TOTAL FOR TEN (10) YEARS .....\$1,916,688.00

The above includes no Federal funds.

In 1931 the State Board of Education acquired title by direct conveyance from a private person to Section 10 immediately south of Section 3, to be a part of the station. It is true, as the Opinion states, that both Section 10 and Section 3 had been by statute subject to taxes of South Florida Conservancy District when the works of drainage were constructed and the bonds of the District issued. It has been shown that so long as the title to Section 3 was in the Trustees of the Internal Improvement Fund said Trustees paid taxes thereon, and since the title to Section 10 came to the State Board of Education free from the lien of taxes, it is presumed that taxes on that section had been paid to the time acquired by the State Board of Education. The Court points out that Chapter 20477, Acts of 1941, provides among other things, "that the lands in said district used or held by or in connection with the Agricultural Experiment Station in the Everglades, or any branch thereof, should be subject to the tax levied by or pursuant to this Act." That was after the land had become school land with title in the State Board of Education, and was the Act which required the Trustees to pay.

The Court emphasizes the distinction between "special assessments" and "taxes for the upkeep of government". It refers to special assessments as "a peculiar species of taxation", and that "it is lawful for the legislature to provide for the use of the Internal Improvement Fund in the aid of and for drainage." That is not questioned by the Trustees, but the Trustees *have* questioned the proposition of paying taxes on school lands.

That "state lands may be assessed for drainage" is stated as a general proposition. The question raised to which the Court made that answer involved no school land, nor was it necessary for the Court to specify that school lands were an exception; that the State's Constitution had long ago done.

As to Florida's school lands, the Court cites a New York case as applicable to the Florida situation—that "a state clearly has the right by positive legislative enactment to declare that its property may be assessed for local improvements, and a constitutional exemption of the property of the state from '*taxation*' does not prevent such a grant." (Underscoring added.) "Constitutional exemption of the property of the state from *taxation*" as drawn from the constitution of the state of New York does not fit into the Florida situation, even when a distinction is drawn by reasoning applied on the theory of assessments for "benefits" as "a peculiar species of taxation." That distinction may be applicable to the state of New York, but that reasoning is not applicable to this state's school fund for the reason that the Florida Constitution uses far broader and more comprehensive language in safeguarding the school fund than mere exemption from taxation, no matter whether taxes be for the support of government or for benefits, or for any other purpose.

The Florida Constitution in its use of the terms "sacred and inviolate", clothed the State School Fund with protection which no Act of the Legislature may destroy through "a peculiar species of taxation", or otherwise. The Constitution is not that vulnerable.

In the Court's Opinion, frequent reference is made to "benefits", to "benefit taxes", and in particular to "benefits derived and being derived by the Experiment Station lands", as if privately owned and privately operated for private purposes. While on the subject of benefits, it should be remembered that whatever benefits accrue to the Experiment Station land are, through the operation of the station, converted into public benefits, especially to the landowners in the proximate area, principally for whose benefit the station was established and is operated. Any one familiar with the earlier vicissitudes of farming in that region knows that many discouraging problems beyond the ability of the farmer to solve have been overcome through station operation and great advances made along divers lines in agriculture on a kind of soil with which there had hitherto been little knowledge, but much grief. The placing of farming in that region on a sound, profitable basis through the solving of problems in agriculture relating to soil, to plants, and to live stock is of far greater value to the lands of that region and its inhabitants than the amount of taxes imposed by the district upon the station lands. Preponderance of benefits is with the station to lopsided degree. Likewise,

is the security of the District's bonds greatly enhanced through that which the station has accomplished. The station's benefits are public benefits to the lands of that region and to the inhabitants thereof.

In the Act creating Everglades Experiment Station, the Everglades Drainage District—like South Florida Conservancy District, a special assessment district—was authorized and directed to appropriate \$10,000 the first year and the second year, and \$5,000 annually thereafter for the use of the Experiment Station. The purpose was clear. Yet the situation with respect to the station and Everglades taxes is like that of South Florida Conservancy District and its taxes. Everglades Drainage District has imposed no taxes on the station lands since its acquisition by the State Board of Education. Nor since 1917 under the Court's decision in a Southern Drainage District case next herein referred to, has any drainage district in this state attempted to collect taxes on school land except South Florida Conservancy District in its 1948 suit.

The Court's Opinion makes reference to the Southern Drainage District case involving drainage taxes on a Section 16 held by the State Board of Education. In that case the Supreme Court held that the land was not subject to the tax. The Opinion in the instant case draws a distinction between Southern Drainage District and South Florida Conservancy District. The language of the Court is quoted as follows:

“In the Southern Drainage District case a sixteenth (16th) section was involved and the rights and exemptions of the Board of Education had already attached before the drainage district was formed.”

With respect to the land composing part of Section 3 held by the State Board of Education on which the Everglades Experiment Station is located, the Court's language as to South Florida Conservancy District is as follows:

“In this case the lands were acquired by the Board of Education after the land had become actually charged with a levy and subject to periodical assessments thereafter and with legislative direction to the ‘Trustees’ to pay.”

That is the difference which the Court finds between the two cases. In other words, Section 16 in Southern Drainage District was acquired by the Board of Education before the land was taxed and therefore exempt.

Since there was no provision in the Southern Drainage District Act declaring the school land exempt, the question arises as to what made the land exempt from taxes and out of what did "the rights and exemptions of the Board of Education" attach in that case. The answer lies in the Constitution. Immunity from taxation and the Board of Education's "rights and exemptions" were rooted in the State's Constitution which says that "the principal of the State School Fund shall remain sacred and inviolate." Part of that principal consists of land, title to which is in the State Board of Education. The State Constitution was that upon which rested the inviolate character of the school land and its immunity from taxation, no matter in what form or guise taxation might be. By its all inclusive and comprehensive language, the school lands of the state are clothed with complete protection which no legislative Act can destroy.

The Constitution was in effect long before Southern Drainage District was created, and still longer before creation of South Florida Conservancy District. It applied equally to both. The Constitution was public notice that the land of the State School Fund *could not be* taxed, THEN OR THEREAFTER. But the Court dismisses the Constitution with the following words:

"Section 5, Article XII is not involved for the statute does not provide for the payment of any money from the school fund. It directs that payment be made of *taxes* by the Trustees of the Internal Improvement Fund." (Underscoring added.)

That is begging the question. What is required to be paid? The inescapable answer is "taxes." The Court says so. But the State Constitution exempts the land from taxes. There can be no taxes to pay. There being no taxes to pay, the Trustees have naught to pay.

This whole situation can be disposed of in a single logical syllogism, to-wit:

Lands of the State School Fund are by the State Constitution exempt from taxation.

This land is land of the State School Fund.

Therefore this land is exempt from taxation.  
There can be no other logical conclusion.

The climax to the Court's Opinion that the Trustees were required to pay taxes on the school land was the issuance by the Court of a peremptory writ of mandamus requiring the Trustees of the Internal Improvement Fund to pay such taxes. That the Trustees did.

The foregoing relates to the Opinion of the Court in the subject case. That hereafter set forth looks to the future with guidance from the past.

The proposition of making the school land subject to taxation through the subterfuge sought through legislation of requiring some state agency other than the State Board of Education to pay, is fraught with danger. The State School Fund has more than a hundred thousand acres of land in a single drainage district alone, and much in others. The Trustees of the Internal Improvement Fund have at times in the recent past had insufficient money to pay drainage taxes on their own lands when due, but though delinquent, eventually they paid, and without Court order. Such times will probably occur again. Many years ago, for more than a decade the Internal Improvement Fund was in the hands of a receiver because the Trustees were without funds to pay creditors. Thousands of acres of land were sacrificed to creditors who were willing to accept land for debt at acceptance offers of from 5¢ to 30¢ per acre. In desperation four million (4,000,000) acres were sold at one time for 25¢ an acre, yielding net some \$985,000.00, one-fourth of which by the Constitution went to the School Fund. The balance went to creditors. By that much land—whatever the amount in millions of acres—the state's public land resources were impoverished. That cannot happen here—but it did. In addition to taxes on their own lands, what if the Trustees of the Internal Improvement Fund should also be required to pay taxes on all the state school land and had no money with which to pay? And what the import to the school land? Some time it may be necessary to answer that question. Perhaps the answer is in a law enacted at the 1949 session of the Legislature, Section 4 of which is as follows:

“Section 4. In pursuance of the provisions of the Constitution of this state that ‘The principal of the state school fund shall remain sacred and inviolate’, the land comprising part of said fund shall not be subject to taxes of any kind whatsoever, but shall enjoy constitutional immunity therefrom, nor shall taxes of any kind be imposed thereon; nor, since not subject to tax, shall the state or any state agency be liable for taxes or the equivalent thereof sought to be imposed upon said land. All outstanding tax sale certificates against the land of the state school fund are hereby cancelled.”

Relying upon that Act, the Trustees again this year declined to pay taxes on State School Land. It is likely that South Florida Conservancy District will again bring suit to compel payment. In that event the Court will have opportunity to speak again, and with the benefit of legislation to the point before it. It would appear that the only way by which the school lands of the state could be made subject to taxation would be through a change in the State Constitution withdrawing its constitutional protection. It is highly unlikely that the Legislature would propose such an amendment, or, if proposed, it is inconceivable that the people of Florida would favor imperiling the school lands by extinguishing safe-guards which the Constitution now provides.

F. C. ELLIOT  
 Engineer and Secretary  
 Trustees I. I. Fund  
 December 7, 1949

WCE/b

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IN THE SUPREME COURT OF FLORIDA  
 JANUARY TERM, A. D. 1948  
 EN BANC

STATE OF FLORIDA Ex Rel  
 BOARD OF SUPERVISORS OF SOUTH \*  
 FLORIDA CONSERVANCY DISTRICT

Relator \*

- vs -

MILLARD F. CALDWELL, Governor, \*

et al.,

Respondents. \*

Opinion filed March 16, 1948

A case of Original Jurisdiction—Mandamus  
 Herbert S. Sawyer, Thos. McE Johnston, Evans,

Marshon, Sawyer, Johnston & Simmons, for Relator  
 Julius F. Parker, Leo L. Foster, John T. Wigginton,

T. T. Turnbull, Parker, Foster & Wigginton, for  
 Respondent.

BARNES, J.

The case as presented by the relator and as made by the alternative writ and respondents' answer is as follows:

South Florida Conservancy District was created in 1919 by legislative enactment (Chapter 7975) to drain and reclaim the lands within the District and to render the same suitable for settlement and agricultural purposes. By the Act creating the District the Legislature levied an annual acreage tax upon the lands within the District to pay for the improvements. Bonds were issued by the District and sold to finance the works of construction. The Legislature, in 1921, provided for and created an Agricultural Experiment Station on such lands in the Everglades as the Trustees of the Internal Improvement Fund might direct and required the Trustees to set apart lands for the station and to "provide and construct all canals, drains and other reclamation works that may be required to completely protect and secure the lands from overflow." (Chapter 8442). The Trustees could have located the station anywhere in the Everglades, but they chose to locate it in South Florida Conservancy District on Section 3, which section was then owned by the Trustees. The Acts relating to South Florida Conservancy District then provided, and have ever since provided, that the lands within the District held by the Trustees of the Internal Improvement Fund should be subject to South Florida Conservancy District taxes and authorized and directed the Trustees to pay such taxes out of any moneys in their possession. Section 5, Chapter 7975, Acts of 1919; Section 6, Chapter 17258, Acts of 1935; and Section 6 (a), Chapter 20477, Acts of 1941.

The Act creating the Experiment Station further provided that the lands on which the station was established might be added to. Section 3 of the Act reads:

"The Trustees of the Internal Improvement Fund are hereby authorized and directed to set aside and withdraw from sale, any lands now or hereafter owned by the State, necessary for the use and conduct of the said Agricultural Experiment Station, and to provide and construct all canals, drains and other reclamation works that may be required to completely protect and secure the said lands from overflow. The said lands shall be as suitably and conveniently located as possible and shall not be less than 160 acres, which may be added to as the needs demand."

The lands comprising the station were added to in 1931 by conveyance direct to the State Board of Education from one Nellie D. Cannon of Section 10, immediately south of said Section 3. Both of said sections had been,

by statute, subject to the taxes of the District when the works of drainage were constructed and the bonds of the District issued. Respondents deny that the taxes were lawfully assessed as to the lands owned by them and occupied by the Experiment Station. The Trustees in 1931 conveyed said Section 3 to the State Board of Education. There was no specific legislative authority for the Trustees to convey the Experiment Station lands to the Board of Education and it was and is the position of the relator that the conveyances were illegal and were made by the Trustees in an attempt to escape the obligation placed upon them by statute to pay the South Florida Conservancy District taxes upon the land.

The South Florida Conservancy District taxes consist of "Bond Tax" and "Maintenance Tax." The Bond Tax for each of the years 1935 through 1946 were levied by legislative enactment in the amount of \$1.25 for each of said years. The Maintenance Tax for each of the years 1935 through 1940 was also levied directly by the Legislature in the amount of \$1.75 per acre for each of said years. The Legislature in 1941 authorized the Board to levy Maintenance Taxes in an amount not to exceed \$2.50 per acre per year and the Board, pursuant thereto, levied \$2.25 per acre for each of the years 1941 through 1946. Such levy constituted a legislative determination that the lands would be benefitted in an amount at least equal to the taxes levied. *Martin v. Dade Muck Land Company*, 95 Fla. 530, 116 So. 449. There was also a specific finding of benefits by the Legislature. *Sec. 12, Chapter 17258, Acts of 1935.*—Such taxes were levied and imposed and directed to be levied and imposed upon all lands within the District, including said Sections 3 and 10. Statements for the South Florida Conservancy District taxes upon said sections for the years 1935, 1936, 1937, 1938, 1939 and 1940, were each year forwarded to the Trustees but they did not pay the statements, and finally, although requested by the District, refused to pay the taxes.

Thereupon, at the next session of the Legislature of Florida a statute reading in part as follows was thereupon enacted into law and is now the law of the State of Florida: (Chapter 20477).

"That the lands in said District used or held by, for or in connection with the agricultural experiment station in the Everglades or any branch thereof shall be subject to the taxes levied by or pursuant to the provisions of this Act, notwithstanding whether the title to or ownership of such lands shall be vested in said Trustees, the State

Board of Education or any other State Agency, and the Trustees of the Internal Improvement Fund are authorized and directed to pay out of any monies in their hands derived from the sale of lands or otherwise, all South Florida Conservancy District taxes heretofore levied and assessed, or which may hereafter be levied and assessed, upon such lands.”

It was provided by Chapter 17258 which levied and imposed South Florida Conservancy District taxes for the year 1935 and subsequent years:

“That all taxes levied hereunder are hereby declared, and shall be considered and construed, to be special drainage assessments for benefits to said lands, and are to be used for the purpose herein specified and authorized, \* \* \* \*”

(Sec. 9, page 1102, Acts of 1935)

It is important to keep in mind the distinction between special assessments and taxes for the upkeep of government.

“Such assessments or charges are, as stated in the acts, to provide means to accomplish the purposes set out in these acts, and is a peculiar species of taxation distinct from the general burden imposed for state, county and municipal purposes in that it is a local or special charge placed upon the land situated in the drainage district to pay for public improvements proposed to be made therein, on the theory that such property thereby derives a special benefit, and therefore such charges constitute a special assessment.”

Lainhart v. Catts, 73 Fla. 735, 75 S. 47

The levees constructed by South Florida Conservancy District around the District have protected and are protecting said Sections 3 and 10 from excess water outside the district and the canals and pumps of the District which for many weeks have been continuously operated day and night have discharged and are discharging from the lands within the District excess water which falls upon and seeps into the District. The Trustees of the Internal Improvement Fund have been and are utilizing the works of the District to discharge the function placed upon them by law to protect said Sections 3 and 10 from excess waters.

The statute is not unconstitutional and the disposition of the Internal Improvement Fund in the manner pre-

scribed is within the discretion of the Legislature. *Trustees of the Internal Improvement Fund v. Bailey*, 10 Fla. 112, *Trustees of the Internal Improvement Fund v. Root*, 59 Fla. 648, 51 So.535. It is lawful for the Legislature to provide for the use of the Internal Improvement Fund in aid of and for drainage. *Everglades Sugar and Land Company v. Bryan*, 81 Fla. 75, 87 So. 68.

The State of Florida by its Attorney General and the Trustees of the Internal Improvement Fund, by suits filed in the Fifteenth Judicial Circuit against Everglades Drainage District, Lake Worth Drainage District and Napoleon B. Broward Drainage District in January, 1944 sought declaratory decrees that the statutes under which the Districts operated, which required the Trustees to pay drainage district taxes on State owned lands, were unconstitutional. The decisions, both in the Circuit Court and the Supreme Court, were adverse to the contentions of the plaintiffs in those cases. This Court in its opinion on appeal, stated :

“The fact that state lands may be assessed for drainage and that the lien for drainage taxes may be made of equal dignity with the lien for state and county taxes is too well settled to require discussion.”

and

“The lands of the state were included in the tax program on the theory that they should bear their just portion of the burden of reclamation.”

*State v. Everglades Drainage District*,  
155 Fla. 403, 20 So. 2d 397

*State v. Napoleon B. Broward Drainage District*,  
155 Fla. 407, 29 So. 2d 399

*State v. Lake Worth Drainage District*,  
155 Fla. 408, 20 So. 2d 399

The opinion of this Court prepared by Mr. Justice Terrell in those cases, when studied in connection with the few but pertinent authorities cited in the opinion, demonstrate the sufficiency in law of the alternative writ in this cause. It is of interest to recall that no question was raised concerning the constitutionality of the statute, Chapter 7305, Acts of 1917, which provided that lands sold for nonpayment of Everglades Drainage District taxes should be struck off to the Trustees and that the Trustees should pay Everglades Drainage District taxes on lands held by them. See Judge Strum's opinion in *Rorick v. Board of Commissioners of Ever-*

glades Drainage District, 57 Fed. 2d 1048. This Court construed the statute not to require the Trustees to pay for tax certificates issued upon privately owned land "bid off" to the Everglades Drainage District until such land had been sold or redeemed. *State v. Sholtz*, 150 So. 878, 112, Fla. 756.

Although no further discussion is required, we cannot refrain from quoting from an annotation styled "Special Assessments" — "Public Property" — 90 A.L.R. 1146:

"A state clearly has the right, by positive legislative enactment, to declare that its property may be assessed for local improvements, and a constitutional exemption of the property of the state from 'taxation' does not prevent such a grant. *Hassan v. Rochester* (1876) 67 N.Y. 528, wherein it was said: 'As these are considered under the decisions as benefits to the property assessed, increasing its value, and not as a tax, no valid reason exists why the state, any more than individuals, should be exempted from paying for the advantages conferred. A different rule would compel individual lot owners to pay assessments levied for improvements which were a benefit to the state lands without any adequate advantage, and in many instances impose a burden which would be extremely onerous and produce great injustice. This could not have been intended.' \* \* \*"

There is no reason why other landowners of the District should bear the burden of paying for the benefit derived and being derived by the Experiment Station lands from the water control works and operations of the District, when the people, speaking through the Legislature, have clearly expressed themselves that the landowners in South Florida Conservancy District should not be so burdened.

Reliance is placed in respondents' brief upon the decision of this Court in the case of *Southern Drainage District v. State*, 93 Fla. 672, 112 So. 561. That was a suit by the State Board of Education to quiet title to a 16th Section, the title to which had become vested in the State under the provisions of the Act of Congress of the United States of March 3, 1945, 5 Stat. 788. Southern Drainage District had been created by Special Act (7599, Acts of 1917), but the procedure for the levy and enforcement of taxes of the District was the same as that provided by the General Drainage Act, now Chapter 298, Florida Statutes, 1941. The District had

levied taxes upon a 16th Section and when the taxes were not paid the section had been included by the district in a suit for foreclosure. The Court in that case did not have before it and did not discuss the levy of taxes upon any lands other than the 16th Section lands.

This case is to be distinguished from the Southern Drainage District case, in that in this case the lands were acquired by the Board of Education after the land had become actually charged with a levy and subject to periodical assessments thereafter and with legislative direction to the "Trustees" to pay such. In the Southern Drainage District case a sixteenth (16th) section was involved and the rights and exemptions of the Board of Education had already attached before the drainage district was formed—the reverse of the case at bar.

Section 5, Article XII, is not involved, for the statute does not provide for the payment of any money from the School Fund. It directs that payment be made of the taxes by the Trustees of the Internal Improvement Fund.

Since it is not likely that the ordinary process for the enforcement of taxation against public lands is available, mandamus is the proper method of enforcing payment when such lands are subject to taxation.

"Property owned by a county and held for public purposes cannot be sold to satisfy the lien of an assessment. Payment of such assessment is to be enforced by proceedings in mandamus, to compel the officers of a county to pay the amount of the assessment out of the county funds; \* \* \*"

Page and Jones on Taxation by Assessment,  
Vol. 2, Sec. 1075, page 1783.

The motion for a peremptory writ notwithstanding the answer is granted.

It is so ordered.

THOMAS, C. J., TERRELL, ADAMS AND SEB-  
RING, J. J. CONCUR  
CHAPMAN, J. DISSENTS.

Joint session concluded.

Mr. Sinclair Wells presented letter from Mr. Benjamin W. Heath, on behalf of Coastal Petroleum Company, making written application for assignment by it to the Union Producing Company of a portion of State Lease No. 340-A, dated March

25, 1949, between the Trustees of Internal Improvement Fund of the State of Florida, as Lessors, and Miami Shipbuilding Corporation, Lessee, said lease being assigned to the Coastal Petroleum Company by the Davis Petroleum Company on August 31, 1949. It was explained that agreement had been reached between Coastal Petroleum Company and the Union Producing Company whereby upon completion of drilling operations by Coastal Petroleum Company in Section 25, Township 55 South, Range 37 East, Dade County, Florida, said company would purchase assignments of the acreage described below:

<i>Section</i>		<i>Twp.</i>	<i>Rge.</i>	<i>Acres</i>
14	E $\frac{1}{2}$ ; SW $\frac{1}{4}$ ; E $\frac{1}{2}$ NW $\frac{1}{4}$ ; SW $\frac{1}{4}$ NW $\frac{1}{4}$ .....	55S	38E	600
20	All .....	55S	38E	640
27	All .....	55S	38E	640
1	All .....	56S	37E	640

Mr. Heath explained that drilling operations were commenced prior to September 24, 1949, and that the Coastal Petroleum Company desires to secure the consent and approval of the Trustees of the Internal Improvement Fund for the assignment of the above acreage, containing a total of 2,520 acres, more or less.

Motion was made by Mr. Larson that the Trustees approve assignment of the above described acreage to the Union Producing Company.

Motion was seconded by Mr. Gay and adopted.

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Mr. Frank Bezoni of Tallahassee, on behalf of Coastal Petroleum Company, reported to the Trustees that a well drilled under provisions of Lease No. 340-A, as modified, located in Section 25, Township 55 South, Range 37 East, Dade County, was completed to a depth of 11,520 feet on December 20, 1949, and encouragement from that test is sufficient to justify another well in that area. The provisions of lease No. 340 as modified by No. 340-A require a well to be drilled within two and one-half years from the date of completion of the well on December 20, 1949, and the Company is requesting that this requirement be waived in order that Coastal may secure support from other companies for another well in that vicinity, the location of which will be determined by agreement of interested parties as the most probable geological location. Mr. Bezoni explained that while the company is not making a specific promise or obligation to drill a second well in the locality referred to, assurance is given that if the Trustees will grant the waiver requested for meeting requirements of contributing companies,

a bona fide effort will be made to promote additional tests in the area.

Mr. Elliot pointed out on a map the location of the well just completed and the state owned lands in that vicinity, a portion of which is included within the boundaries of Everglades National Park, with the statement, however, that oil rights covering lands within the park will not revert to the United States until the lease is abandoned.

Mr. Elliot and Mr. Wells were of the opinion that the Trustees have a fifty-fifty chance of a well being drilled on state land and recommended that the request of Coastal be granted.

Motion was made by Mr. Gay, seconded by Mr. Mayo and unanimously carried, that the action of the Trustees be as follows:

That the well required to be drilled under Section 3 of the agreement of March 25, 1949, designated as State Lease No. 340-A, within two and one-half years from the date of the completion of the well which was commenced within the six-months period as provided for and completed on December 20, 1949, be waived and that said lease be and is hereby declared in full force and effect for a period of four years from December 20, 1949, without the drilling of a well during said four-year period, subject, however, to the rental payment provision as set forth in Section 6 of the original lease dated October 23, 1943, designated as State Lease No. 340;

And further, that the consideration payable out of the proceeds of the sale of oil and gas produced, saved and marketed from the lands covered by Lease No. 340, and as modified by No. 340-A, as set forth in Section 2 of the original Lease No. 340 dated October 23, 1943, be waived and that said Section 2 be and is hereby declared deleted from the terms and conditions of No. 340 and No. 340-A, and the same is hereby declared of no further force and effect.

Mr. Wells explained that it was understood that the waiving of requirements as above set forth does not affect rentals, as payment of rentals will continue as required by the lease.

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Mr. Wells reported that pursuant to request from Richlands, Inc., for hearing on cancellation of Farming Lease No. 18284, the Trustees had set this date for hearing and had also notified an organization of veterans interested in bidding on lease for

the lands covered by Lease No. 18284. Mr. Wells also reviewed the past history of the lease and the re-negotiating in 1945 and 1947, under which the lessees were assured of a minimum of two years operations; that on June 14, 1949, the Trustees ordered the lease cancelled as of July 1, 1950, and notice was immediately given Richlands, Inc. Subsequently opinion was received from the Attorney General that the Trustees had authority to cancel, with notice to be given the company prior to January 1, 1950, which notice was given.

Mr. Wells further stated that in the event the Veteran's Cooperative were not the successful bidders for leasing the Pelican Bay area, there was other land the Trustees could make available.

The records disclose that when the lease was renewed in 1945, the Attorney General's office was requested to prepare the necessary instrument, but actual lease was never delivered to Richlands. However, the company made payments on the lease and it is conceded that a contract existed between the Trustees and Richlands.

Mr. Jephtha Marchant, Attorney for Richlands, Inc., advised the Trustees that he could not agree with opinion of the Attorney General that the Trustees had authority to cancel Lease No. 18284 and could not consent to such cancellation; that even though no lease instrument was delivered, Richlands was performing under the lease. He stated that he has not had opportunity to discuss the matter with the Attorney General but it would appear that he did not have all the facts before him when the matter was presented; that he felt no further action should be taken until he has opportunity to discuss with Mr. Ervin the legal phases of the case; that he is going to ask the Trustees, at the proper time, to rescind its action cancelling the lease and allow said lease to run for the additional ten years, as the company has met all requirements and conditions of their contract.

Mr. Mayo remarked that he believed the Attorney General did have all the facts before him when he rendered his opinion; that the matter should be decided at the first possible moment so that no time will be lost in using the land; that the lease with Richlands has been unsatisfactory in many ways; the agreements would be made and they would come back for compromises; that payments were not made on time in many instances, although amounts due have been paid to date; that if the land is put up for bids and Richlands is not the successful bidder they will need time to remove their equipment from the land, and new lessees will require time for getting equipment on the ground and the land ready for planting.

The Trustees having requested the Secretary to prepare memorandum on the subject, the following report was submitted, copy having been furnished each member in November 1949:

Tallahassee, Florida

November 19, 1949

Trustees of the Internal Improvement Fund  
of the State of Florida  
Honorable Fuller Warren, Governor  
Honorable C. M. Gay, Comptroller  
Honorable J. Edwin Larson, Treasurer  
Honorable Richard W. Ervin, Attorney General  
Honorable Nathan Mayo, Comm'r of Agriculture

Gentlemen: RE: RICHLANDS, INC.—LEASE  
#18284

On November 8, 1949, the Trustees set November 22, following as the date for meeting with Richlands, Inc., for discussing Pelican Bay land lease No. 18284 and directed that I prepare a memorandum for the information of the Trustees, relating to the subject, prior to said meeting.

#### PELICAN BAY TRACT

Pelican Bay tract comprised 3100 acres subsequently reduced as hereinafter mentioned to 3000 acres of Lake Okeechobee bottom land. Originally with the lake at normal level at elevation 16 feet to 17 feet the land was covered by the lake, varying from about 1 to 2 feet through the northerly portion to 5 to 6 feet in the southerly portion. It has been separated from Lake Okeechobee by the Okeechobee levee, constructed at Federal expense, and from the higher land shoreward of the bay by Everglades Drainage District levee built along the original lake shore. It is connected with the lake by a passage through the levee in the form of a concrete culvert 7½ X 8 feet, with a pumping structure at the inner end provided initially at the expense of the Trustees in amount of \$22,000.00 for which the Trustees were subsequently reimbursed. The land has been reclaimed by means of canals, ditches and pumps provided and operated by lessee at its expense. The total usable land is approximately 2500 acres.

#### 1935 LEASE

In 1935 the Trustees and Richlands, Inc., entered into an "AGREEMENT AND LEASE" covering a period of ten years, ending July 1, 1945. The consideration

was \$1,000.00 upon delivery of lease in 1935; \$4,000.00 payable May 1, 1936, and \$10,000.00 each May 1 thereafter till the end of the lease period, and the provision by lessee at its own expense of canals, ditches, drains, pumps, engines, motors, and other drainage facilities which had been designed by the Engineer for the Trustees and installed in accordance with the specifications relating thereto.

Annual payments of lease amounts were made by lessee during the life of the lease. The lease also provided that upon termination thereof lessee had the right to remove movable improvements including buildings, equipment, material and machinery placed on the land by lessee.

An audit of the Richlands books made in April 1944 by the State Auditor at request of Trustees showed the following expenditures:

For works required under agreement with Trustees—	
Buildings and equipment .....	\$29,229.88
Canals and ditches .....	49,336.07
	<hr/>
Total required .....	\$78,565.95
Other not required by Agreement—	
Roads and bridges .....	6,946.45
	<hr/>
Total all .....	\$85,512.40
Not included in the above was a drag line excavator owned by lessee but not then on the tract, valued at .....	
	\$ 4,885.00

Buildings and equipment were classified as movable. Canals, ditches, roads and bridges were classified as fixtures.

#### ADVERTISE FOR BIDS ON NEW LEASE

In March 1944, more than a year prior to the expiration of the 1935 lease, the Trustees contemplated a new lease and advertised for bids on a lease to begin July 1, 1945, of the Pelican Bay tract. The only proposal received in response to the advertisement was from Richlands, the then lessee.

#### 1945 LEASE

In November 1944, prior to termination of 1935 lease, Richlands met with the Trustees and a new lease was negotiated. This lease was also for a period of ten (10) years, to terminate July 1, 1955. The conditions of the new lease were:

Rentals—\$25,000.00 annually;  
 Lease subject to cancellation as to all or any part  
 on July 1, upon notice to lessee given by Janu-  
 ary 1 preceding;  
 Right of lessee to remove buildings, machinery and  
 removable equipment.

The Attorney General was authorized to prepare lease. It does not appear that lease was prepared or that any lease instrument was actually executed but Richlands operated upon the premises and the minutes of the Trustees are ample proof of contract. In 1946 the lessee paid \$9,554.00 and was delinquent in the remainder of the year's rental in the amount of \$15,436.00

#### RE-NEGOTIATION OF 1945 LEASE

On March 11, 1947, Richlands appeared before the Trustees and requested re-negotiation of the 1945 lease. Request was for reduction in lease amount on the principal ground that at rental of \$25,000.00 annually plus the cost of keeping the land pumped out varying from \$14,000 to \$24,000 annually, it could not operate at a profit. Further request was that new lease be on the same basis as that of the 1935, and that the amounts delinquent be spread equally over the remaining eight (8) years of lease. After a thorough discussion of the subject the Trustees declined to spread delinquent payments over eight years or to reinstate the 1935 lease. The Trustees took action in substance as follows: That Richlands pay unpaid balance of the full amount of \$25,000.00 for each of the two years 1946-47, and \$10,000.00 annually in 1948 and thereafter. Delinquent and current amounts, beginning in 1948, in the total sum of \$67,820.00 including interest, to be paid in four (4) equal instalments as follows:

\$16,955.00 April 1, 1947  
 \$16,955.00 May 1, 1947  
 \$16,955.00 May 1, 1948  
 \$16,955.00 May 1, 1949

and thereafter \$10,000.00 May 1, annually.  
 All payments have been made in full. The further action of the Trustees as appears in minutes of March 11, 1947, is as follows:

“Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees reduce the rent under lease #18284 to \$10,000.00 annually, commencing May 1, 1947, and give assurance to Richlands, Inc., of a minimum of two years for its operations before

the land would be taken over for the prison farm, conditioned that Richlands, Inc. make payment in full of past due rental and that to become due May 1947, at the rate of \$25,000.00 annually. Upon vote the motion was adopted.”

After discussion between Trustees and Richlands of that set forth in the minutes in reference to need of the prison farm, and Richlands being assured of a minimum of two (2) years and thereafter until the land was needed by the prison farm, lessee accepted Trustees proposal.

Payments as above, while not made in full by each due date, were paid in instalments and as of June 1949, all due and past due payments have been made in full, credit being given by Trustees for an amount corresponding to approximately one hundred (100) acres eliminated from the lease in the southern end of the tract and conveyed by the Trustees to East Shore Drainage District for canal right of way and part to United States Sugar Corporation. The next payment will be due May 1, 1950 in the amount of \$10,000.00 for the crop year ending June 30 next. To present date lease is paid up in full.

#### LEASE ORDER CANCELLED

On June 14, 1949, the Trustees ordered Lease #18284 canceled as of July 1, 1950 and directed that notice be immediately given Richlands, Inc. On June 15, 1949, Richlands was furnished with cancellation order.

The foregoing is the status of Lease No. 18284 in favor of Richlands, Inc., as of this date.

#### LOOKING TO NEW LEASE

The following is set forth as information to the Trustees and also to any new prospective lessee of Pelican Bay tract. It is proper to call attention to that necessary to be done in order that the Pelican Bay tract may again be leased and put to use with as little delay as practicable and to avoid loss of one or more cropping seasons.

Under the terms of lease #18284 as already shown, lessee has the right to remove buildings, machinery and removable equipment placed on the land by Richlands. Lessee owns land on which the machinery and equipment can be used to advantage and will undoubtedly remove the same for use on its own land. It is assumed that all pumps, engines, motors, dragline, and other equipment will be removed.

It has already been stated that the Pelican Bay land is below the level of Lake Okeechobee. There has always been heavy seepage from the bottom. To keep the land in cultivable condition even through a dry season frequent pumping is required. With pumping suspended for two weeks the land becomes water logged from bottom seepage and finally flooded. In time the water on the land will rise practically to lake level. Flooding quickly destroys soil bacteria necessary to plant growth and after being drained again several months are required for restoration of soil bacteria and for soil aeration. It is therefore desirable, in order to avoid loss of a crop year, that new pumps, engines and other equipment be on hand for installing promptly upon removal of present equipment. Also, arrangement should be made to rent pumps and motors of size sufficient to keep the pump pits unwatered while installing new pumps. Initial essential requirements would be two (2) pumps of forty thousand gallons per minute each and two (2) diesel engines of 150 HP each, together with fuel tanks, pipe lines, other equipment and tools costing installed an estimated thirty to thirty-five thousand dollars. This estimate is based on an increase of approximately fifteen percent (15%) above original cost of installing same equipment by Richlands in 1935 and 1936. Additional equipment to meet requirements of new lessee would be added by him according to his own selection. Canals, ditches, wooden culverts, flood gates, bridges and roads are in fair condition.

An alternate to complete replacement of removed equipment would be for new lessee to purchase those things from the present lessee in place. That could be done for considerably less than providing new equipment and avoid danger of losing a crop year.

#### OTHER LAND AVAILABLE FOR RENTAL

Not as related to the subject but having some indirect bearing on the Pelican Bay situation, the Trustees have been importuned by farmers and prospective farmers in the Lake Okeechobee section to provide more land which they might lease and cultivate.

Recently Belle Glade Prison Farm released four hundred (400) acres made available by the Trustees to the farm. The release of this 400 acres may be temporary only, but the land could be leased till again needed by the farm. Also, the Trustees recently inclosed Section 21-43-37 near the farm with a substantial protective

levee. This section could be used as is during favorable years and at small additional expense to lessee for ditches and other simple drainage facilities would be usable any year. It would provide 32 farms of 20 acres each. Other land in tracts of less size could also be made available for leasing at low cost. While no close investigation has been made of such land, it is probable that 1200 to 1500 acres could be found which from present indications would more than satisfy demand for additional land. Recently the Trustees advertised a piece of land for lease in that locality and no bids were received, which indicates that the demand is not as acute as has been represented.

F. C. ELLIOT

Engineer and Secretary

Mr. Marchant again asked that the Trustees not take any action now, but allow him time to present the case to the Attorney General; that he thinks a decision should be made at the earliest possible date as his clients will need time to make other plans although they have until July 1.

Mr. Wells explained that the Veterans Cooperative claim they are ready to bid for a lease on the land in the Pelican Bay area, comprising approximately 2500 acres in Palm Beach County; that he recommends that the lands be put up for competitive bidding and if the veterans are not successful bidders that the Trustees use sufficient funds to reclaim other lands they own and make them available for farming by ditching and diking, and if the veterans lose out the Trustees will have these other lands for leasing. However, if the veterans are successful bidders, it would not be good business to carry out reclamation of other state land without potential bidders in sight.

Mr. Mayo recommended that the lease be cancelled pursuant to action heretofore taken which according to opinion of the Attorney General the Trustees have authority to do; that if the veterans desire to lease other land it will be a good investment for the Trustees to dike and reclaim areas suitable for farming and lease it to them.

Mr. L. H. Brannon, also representing Richlands, Inc., urged that the Trustees use funds at its disposal and make other state lands available for farming. He informed the board that his clients had spent in the neighborhood of \$300,000.00 in making Pelican Bay land suitable for cultivation and it is contemplated that the lake level will be raised two feet more which will make it cost Richlands considerably more to keep the pumps going and the land in condition to farm; that to turn it over to an inexperienced group without any idea of the

cost will mean disaster for them. He requested that the Trustees allow two weeks for taking the matter up with the Attorney General before further action is taken.

Mr. Carmen Salvatore, representing the Veterans Cooperative, stated that his clients were interested in leasing this land and want to bid on it; that he would like to correct the statement of Mr. Brannon as to raising the lake level as his information from the U. S. Engineers is that the lake will not be higher than 17 feet, because if it went higher it would be necessary to raise the dike.

All parties having been heard, it was agreed that action be deferred for two weeks in order to allow attorneys for Richlands, Inc., time to discuss the matter with the Attorney General.

Motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that the Trustees approve the following expense accounts and that the Comptroller be requested to issue warrant in payment therefor:

Robert J. Pleus, Orlando, Florida	
Expense account on trip to New Orleans to attend meeting of Interstate Oil Compact Comm. ....	\$ 130.09
Rufus M. Yent, Ass't Att'y General—Expense account re. Sea Island Development Co. ....	56.17
TOTAL.....	\$ 186.26

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	12/14/49	2
Bay	12/30/49	8
Dade	11/2/49	1
DeSoto	12/31/49	8
Franklin	10/3/49	7
Hernando	12/19/49	1
Indian River	12/19/49	1
Marion	1/2/50	12
Palm Beach	12/22/49	3
Palm Beach	12/27/49	1
St. Johns	9/27/49	20
St. Lucie	12/5/49	3
Sarasota	12/28/49	20

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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The Secretary recommended that the Trustees decline bid of \$6.00 from Marcus L. Grossman for the SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 27, Township 55 South, Range 31 East, containing 10 acres in Dade County—Report No. 300, sale of November 2, 1949—for the reason that this land is located in the vicinity of an oil well now being drilled and will be advantageous to retain title.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees decline bid of Mr. Grossman for the land described. Upon vote the motion was adopted.

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Application was presented from the State Road Department for right of way across Murphy Act land in Columbia County, desired in connection with State Road No. 47.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize right of way easement in favor of the State Road Department covering that part of Fractional Lot 77, Fort White, in Section 33, Township 6 South, Range 16 East, which lies within 50 feet of the survey line, and that part of SE $\frac{1}{4}$  of Lot 66, Fort White, in Section 33, Township 6 South, Range 16 East, lying within 30 feet of the survey line; all in connection with State Road No. 47—Section 2902—SRD No. 18 Columbia County. Upon vote the motion was adopted.

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Request was presented from Pinellas County for conveyance of 52 lots in the Town of Oldsmar located in Sections 14 and 23, Township 28 South, Range 16 East, which the county desires to use in exchanging for other lands desired for widening right of way for State Road 584.

Upon recommendation from the Secretary, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees convey the lots to the county under authority of Chapter 21684, upon payment of \$155.00 which is one-fourth of the 1932 assessed value. Upon vote the motion was adopted.

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Application was submitted from Rosin & Paderewski, on behalf of J. R. Thomas, as administrator of the estate of J. S.

Hollingsworth, for clearing cloud on the title to property in DeSoto County on which the estate has paid taxes from 1933 to 1948, inclusive. Owing to faulty description in an old certificate the land was certified under the Murphy Act as 23-Acre boundary description of NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 5, Township 37 South, Range 25 East. Applicants agree to pay the face of the certificate, by which the land was certified under the Murphy Act, plus interest from said date, amounting to \$120.87 and will also pay the Clerk's fee of \$1.50.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees issue quit claim deed in favor of the Hollingsworth estate, conveying whatever title the State has under the Murphy Act, upon payment of the above amounts. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
January 17, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Elliot requested approval of minutes prepared pursuant to action taken January 10, 1950, on request from Coastal Petroleum Company, in connection with oil lease No. 340-A, such approval being necessary before furnishing certified copy to Coastal Petroleum Company.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the request be granted and approval given of the minutes presented. Upon vote the motion was adopted.

Mr. Wells requested consideration of sale covering land applied for by Earl D. Farr, November 22, 1949, with offer of \$2500.00 for an island in Charlotte County. The Trustees agreed to advertise the island for competitive bids and objections and the following notice was published in the Punta Gorda Herald on December 15, 22, 29, 1949, and January 5 and 12, 1950:

Tallahassee, Florida, December 2nd, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections and competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. January 17th, 1950, the land in CHARLOTTE COUNTY, described as follows:

From the Southeast corner of Government Lot 1, Section 12, Township 41 South, Range 19 East, run South  $4^{\circ} 00'$  West, 277.2 feet; thence East 629 feet to the point of beginning. From the point of beginning run North  $52^{\circ} 02'$  West, 567.00 feet; thence North  $13^{\circ} 07'$  East 538.00 feet; thence North  $47^{\circ} 22'$  East 950.00 feet; thence North  $75^{\circ} 47'$  East, 410.00 feet; thence South  $15^{\circ} 45'$  East, 970.00 feet; thence South  $15^{\circ} 15'$  West, 640.00 feet; thence South  $21^{\circ} 10'$  West, 810.00 feet; thence North  $40^{\circ} 23'$  West, 885.82 feet to the point of beginning, containing 45.47 acres, more or less, lying and being in Sections 1 and 12, Township 41 South, Range 19 East, Charlotte County, State of Florida. Subject to the right of way of present existing road through said property.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

No objections were filed or presented and the land was called out for bids. Bids were made by two parties, resulting in the highest offer being made by Mr. Farr—\$5800.00 for the island.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees accept \$5800.00 for the island described and authorize conveyance to Mr. Farr's client, S. J. O'Brien. Upon vote the motion was adopted.

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Mr. Wells requested that action be postponed on sale of Pinellas County land which was applied for December 6, 1949, by Charles Schuh, Jr., on behalf of Charles Clymer, with offer of \$100.00 an acre. It was explained that objections to the sale have been filed by the Board of County Commissioners of Pinellas County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that action on the sale be postponed. Upon vote the motion was adopted.

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Based on application from Mr. Ignatius Lester, on behalf of the City of Key West, presented to the Trustees December 6, 1949, the following notice was published in the Key West Citizen on December 16, 23, 30, 1949, and January 6 and 13, 1950:

Tallahassee, Florida, December 7th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. January 17th, 1950, the land in MONROE COUNTY, described as follows:

All that certain tract of land situate, lying and being on the Island of Key West, Monroe County, Florida, and commencing at a point at the Easterly corner of the intersection of Roosevelt Boulevard and Palm Avenue, and thence running in a North-easterly direction 398 feet, more or less; thence at right angles in a Southeasterly direction 411 feet and 8 inches; thence at right angles in a Southwesterly direction 398 feet, more or less, out to Palm Avenue; thence at right angles along Palm Avenue in a Northwesterly direction 411 feet and 8 inches back to the point or place of beginning, containing approximately 3.75 acres.

The purchaser is required to pay the cost of advertising and documentary stamps.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Mr. Wells explained that the Trustees agreed to accept the consideration of \$10.00 an acre as the School Fund's equity and remit \$30.00 an acre from the Trustees, as the land will be conveyed for public purposes only.

The land was called out and no objections filed.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees confirm sale in favor of the City of Key West, deed to contain reversion clause in the event the land should be used for other than public purposes. Upon vote the motion was adopted.

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Based on application from L. H. Zinsser presented to the board November 22, 1949, with offer of \$100.00 an acre for Pinellas County land, the Trustees agreed to accept the offer conditioned upon the lands being advertised for objections only. The following notice was published in the Clearwater Sun on December 16, 23, 30, 1949, and January 6 and 13, 1950:

Tallahassee, Florida, December 5th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. January 17th, 1950, the land in PINELLAS COUNTY, described as follows:

Begin at the center of Section 3, Township 29 South, Range 16 East and run thence South (true bearing) 2254.08 feet; thence West (true bearing)

1722.06 feet to the Northeasterly corner of Lot 4 in Block 3 of Bonita Vista as recorded in Plat Book 7, Page 68 of the public records of Pinellas County, Florida; thence South  $65^{\circ} 31' 32''$  East 100.0 feet for P.O.B.; thence South  $65^{\circ} 31' 32''$  East, 500.0 feet; thence along a curve to the left whose chord bears South  $21^{\circ} 54' 21''$  East 98.69 feet and radius 1200 feet; thence North  $70^{\circ} 39' 46''$  West, 500.0 feet; thence along a curve to the right whose chord bears North  $21^{\circ} 54' 21''$  East 143.55 feet and radius 1700 feet to P.O.B., containing 1.39 acres, more or less.

Begin at NW Corner of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 3, Township 29 South, Range 16 East and run thence North  $0^{\circ} 46' 53''$  East, along the Section line, 30.0 feet; thence South  $89^{\circ} 24' 32''$  East, 1550.51 feet; thence North  $37^{\circ} 15' 16''$  East, 577.67 feet to the Southerly corner of Lot 5, Block 11, of RePlat of South Green Springs as recorded in Plat Book 6, Page 79 of Pinellas County Records; thence South  $52^{\circ} 58' 16''$  East, 100.00 feet for P.O.B., thence South  $52^{\circ} 58' 16''$  East, 500 feet; thence North  $37^{\circ} 15' 16''$  East, 193.7 feet; thence North  $52^{\circ} 58' 16''$  West, 500 feet; thence South  $37^{\circ} 15' 16''$  West, 193.7 feet to P.O.B., containing 2.22 acres, more or less.

Begin at N.W. Corner of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 3, Township 29 South, Range 16 East and run thence North  $0^{\circ} 46' 53''$  East, along the section line, 30.0 feet; thence South  $89^{\circ} 24' 32''$  East, 1550.51 feet; thence North  $37^{\circ} 15' 16''$  East, 577.67 feet to the Southerly corner of Lot 5, Block 11, to Southerly corner of Lot 5, Block 11 of RePlat of South Green Springs as recorded in Plat Book 6, Page 79, Pinellas County Records; thence South  $52^{\circ} 58' 16''$  East, 100.0 feet for P.O.B.; thence South  $52^{\circ} 58' 16''$  East, 500 feet; thence North  $37^{\circ} 15' 16''$  East, 141.0 feet; thence North  $52^{\circ} 58' 16''$  West, 500 feet; thence South  $37^{\circ} 15' 16''$  West, 141.0 feet to P.O.B., containing 1.62 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, Mr. Wells reported that objections were filed by City of Safety Harbor, Florida, but have since been withdrawn and there are now no objections to the sale.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Mr. Zinsser at the price offered. Upon vote the motion was adopted.

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Based on application from John DuBois, et al., presented to the Trustees September 20, 1949, with offer of \$250.00 an acre for Palm Beach County land, the offer was accepted subject to advertisement of the land for objections only. The following notice was published in the Palm Beach Post on December 16, 23, 30, 1949, and January 6 and 13, 1950:

Tallahassee, Florida, December 7th, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. January 17th, 1950, the land in PALM BEACH COUNTY, described as follows:

A parcel of sovereignty land bordering upon and south of Jupiter Inlet, Florida, described as follows, to-wit:

Beginning at the meander corner on the common boundary between Sections 32 and 5, Townships 40 and 41 South, respectively, Range 43 East, which said meander corner is 858 feet East of the Southwest and Northwest corners of Sections 32 and 5, respectively; Thence North 15° West 751 feet; Thence East 394.68 feet to the West boundary of Gomez Grant; Thence North 56° 39' 20" West 418.20 feet along the West boundary of Gomez Grant;

Thence West 658.22 feet; Thence South  $52^{\circ} 42' 30''$  West 64.11 feet; Thence South  $45^{\circ}$  West 70.7 feet; Thence South  $0^{\circ} 2'$  East 19.19 feet to the Gov't meander in Section 31, Township 40 South, Range 43 East; Thence North  $69^{\circ}$  East 53.56 feet to the meander corner on the common boundary between Secs. 31 and 32 of said township and range; Thence following the Gov't. meander through said Section 32 North  $45^{\circ} 51'$  East 98.24 feet; Thence continuing along the Government meander South  $43^{\circ} 40' 20''$  East 680.47 feet; Thence continuing along said meander South  $45^{\circ} 41' 30''$  East 545.21 feet to the meander corner on the boundary between Sections 32 and 5, first above described, the point of beginning. Containing 7.50 acres, more or less.

The purchaser is required to pay the cost of advertising and documentary stamps.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections were filed.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept offer from applicants and authorize conveyance of the land described. Upon vote the motion was adopted.

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Pursuant to application presented to the Trustees November 29, 1949, from Gibbons and Gibbons, on behalf of Clem Price, with offer of \$200.00 an acre for Monroe County land, it was agreed that the land be advertised for objections only and the following notice was published in the Key West Citizen on December 15, 23, 30, 1949, and January 6 and 13, 1950:

Tallahassee, Florida, December 5th, 1949

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. January 17th, 1950, the land in MONROE COUNTY, described as follows:

The submerged or sovereignty land belonging to the State of Florida lying in Section 5, Township 68 South, Range 25 East, between the East side of Thompson Street extended to the South line of the R/W of Roosevelt Street and the West side of George Street extended to said South line of the R/W of said Roosevelt Street, containing 3½ acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections were filed, however, Mr. Wells reported that Judge W. V. Albury made verbal protest but agreed to withdraw it if purchaser would leave open a twenty-foot waterway right.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees confirm sale in favor of Mr. Price on the basis of \$200.00 an acre, conditioned upon agreement being reached as to the water right asked by Judge Albury. Upon vote the motion was adopted.

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Based on application from W. Curry Harris, on behalf of H. A. Gibson and Mr. and Mrs. J. N. Watkins, presented at the meeting November 22, 1949, with offer of \$250.00 for Mon-

roe County land, the Trustees agreed to advertise the land for competitive bids. The following notice was published in the Key West Citizen on December 16, 23, 30, 1949, and January 6 and 13, 1950:

Tallahassee, Florida, December 2nd, 1949

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. January 17th, 1950, the land in MONROE COUNTY, described as follows:

Approximately 2 acres of sovereignty land in Sections 25, 35 and 36, Township 66 South, Range 33 East, lying adjacent and accreted to Gov. Lot 5 of Section 25, but not including any sovereignty or accreted land extending beyond the southwest corner of Block 58 of Crain's Subdivision of Crainlyn, as recorded on County Records of Monroe County, Florida.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections presented.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees confirm sale in favor of clients of W. Curry Harris upon payment of \$250.00. Upon vote the motion was adopted.

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Application was presented from J. A. Ball, Jr., on behalf of E. T. Morris, for five-year farm lease on sovereignty land between Lots 8 and 13, Section 13, Township 43 South, Range

36 East, Palm Beach County, and the Government Levee right of way—between the old and new dikes.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize issuance of five-year farm lease on the land described upon payment of \$5.00 an acre annual rental. Upon vote the motion was adopted.

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Application was presented from Roy R. Waterbury for five-year farm lease on the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  and E $\frac{1}{2}$  of NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 9, Township 58 South, Range 39 East, containing 60 acres in Dade County, for which he offers \$300.00 annually.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offer and authorize farm lease for a period of five years, subject to cancellation clause after the first year. Upon vote the motion was adopted.

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Mr. Wells recommended cancellation of Contract No. 19031 dated in January 1945, in the name of R. G. Johnson, Jr., and E. L. Pope, for the reason that the contract is in default five payments of \$418.24 each plus Everglades Drainage District taxes for the years 1945, 1946, 1947, 1948 and 1949 in amount of \$2,847.21.

Information was given that the parties have been having personal differences and Mr. Johnson has repeatedly offered to pay up his part of contract and get deed, allowing Mr. Pope to make first selection of the land and pay up his half. This Mr. Pope has failed to do. The difference between the two parties is not of concern to the Trustees, and Mr. Wells suggests that the contract be cancelled and Mr. Johnson be given the privilege of purchasing one-half of the land, which is described as Section 5, Township 43 South, Range 38 East, Palm Beach County, and that Mr. Pope be given the same opportunity.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that Contract No. 19031 be cancelled and that Mr. Johnson and Mr. Pope be given opportunity to purchase separately one-half each of the land described in said contract under the contract requirements. Upon vote the motion was adopted.

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Offer of \$50.00 an acre was presented from W. H. Thompson on behalf of B and L Farms Company for purchase of the SW $\frac{1}{4}$  of Section 3; NE $\frac{1}{4}$  and E $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 9;

NW $\frac{1}{4}$  of Section 10, all in Township 58 South, Range 39 East, containing 560 acres in Dade County.

Mr. Wells explained that this is part of the land that the Trustees agreed to sell Shutts, Bowen, Simmons, Prevatt & Julian of Miami, Florida, in July of last year, but due to financial difficulties they have been unable to go through with purchase of the entire acreage. Also, the land in Section 9 is under lease to R. R. Waterbury, subject to cancellation after one year.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees agree to sell to B and L Farms Company 560 acres of land as applied for at the price offered. Upon vote the motion was adopted.

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Application was presented from Mrs. Ralph E. Freeman with offer of \$5.00 an acre annually for five-year farm lease on land west of Lots 2, 3 and 7, Section 13, Township 43 South, Range 36 East, Palm Beach County, located between said lots and the Government Levee around Lake Okeechobee.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize five-year lease in favor of Mrs. Freeman at the rental offered. Upon vote the motion was adopted.

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Pursuant to resolution adopted by the Trustees December 20, 1949, authorizing conveyance to Central and Southern Florida Flood Control District of certain use rights in State land, and title to tax reverted lands under Chapter 18296, the Murphy Act, Mr. Elliot presented four instruments for execution designated as follows:

Broward County—State land under Chapter 610—  
Deed No. 19554—Surface Easement—  
Land in Townships 48, 49, 50 and 51 South, Range 36  
East;  
Townships 47, 48, 49, 50 and 51 South, Range 37  
East;  
Townships 47 and 48 South, Range 38 East;  
Townships 47, 48, 49, 50 and 51 South, Range 39  
East;  
Townships 47, 48, 49 and 50 South, Range 40 East;  
Broward County—Murphy Act land—Chapter 18296—  
Deed No. FCD. 2—Chapter 21684  
Land in Townships 48 and 49 South, Range 40 East;  
Deed No. FCD. 3—Chapter 21684  
Land in Township 49 South, Range 40 East;

Palm Beach County—Murphy Act land—Chapter  
18296—

Deed No. FCD. 1—Chapter 21684

Land in Township 47 South, Range 40 East.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees authorize execution of the foregoing designated deeds, and direct that said deeds be transmitted to the Flood Control District. Upon vote the motion was adopted.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees authorize purchase of deed book binders for the Land Office at a cost of \$245.00. Upon vote the motion was adopted.

Request was presented from the United States District Engineers for right of way easement covering spoil areas in Martin County, Florida, to be used in connection with improvement of the existing channel of St. Lucie River.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize easement in favor of the United States for spoil areas designated as Parcels "A", "B", "C", "D", and "E" in St. Lucie River. Upon vote the motion was adopted. (See R/W Easement No. 682 for detailed description.)

Financial Statements for the month of December, 1949, are as follows:

#### UNDER CHAPTER 610

Balance as of December 1, 1949 .....	\$1,214,954.03	
Receipts for the month		
Land Sales .....	\$ 20,440.98	
Refund of Taxes .....	1,071.58	
Sand & Shell Leases .....	2,774.09	
Grazing Leases .....	260.00	
Timber Lease .....	74.54	
Miscellaneous Leases .....	1,131.40	
Farm Leases .....	2,095.05	
Oil Lease .....	19,985.92	
Total Receipts for the month .....	47,833.56	47,833.56
GRAND TOTAL .....		1,262,787.59
Less Disbursements for the month .....		10,493.25
BALANCE AS OF DECEMBER 31, 1949 .....	\$1,252,294.34	

DISBURSEMENTS FOR THE MONTH OF  
DECEMBER, 1949

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
12-6-49	112089	Capital City Publishing Co. ....	\$ 10.50
12-7-49	113162	Bessie Alderman, T.C. ....	6.42
12-8-49	114457	Rose Printing Co. ....	27.00
	114458	Jess Mathas, CCC ....	3.40
	114459	Ted Cabot, CCC ....	1.60
	114460	T. Coburn Moore, CCC ....	40.90
	114461	Guyte P. McCord ....	12.00
	114462	Orlando Sentinel-Star ....	7.76
	114463	The Metropolis Company ....	22.50
	114464	The News-Journal Company ....	15.68
	114465	S T Trans. to Prin. State School Fund .....	5,886.30
	114466	S T Trans. to G R for Oyster Conservation Fund .....	1,702.00
12-17-49	122122	Rufus M. Yent, Ass't Att'y Gen. ...	49.35
	122123	Western Union Telegraph Co. ....	4.16
	122124	Capital City Publishing Co. ....	12.00
	122125	Capital Office Equip. Co. ....	1.88
	122126	Stetson O. Sproul T.C. ....	1.41
	122127	J. O. Wolf Jr. & Jack D. Wolf ....	556.32
12-19-49	122830	C. M. Gay, Comptroller .....	4.10
12-21-49	124741	W. O. Berryhill, T.C. ....	35.41
12-31-49	128619	Rufus M. Yent .....	56.17
	128849	F. C. Elliot .....	468.85
	128850	A. C. Bridges .....	308.73
	128851	M. O. Barco .....	207.23
	128852	Jentye Dedge .....	288.06
	128853	Bonnie G. Shelfer .....	163.73
	128854	Sinclair Wells .....	95.00
	128855	C. M. Green .....	47.50
	128856	Harold E. Taylor .....	120.46
	128857	Ruth N. Landers .....	19.00
	128860	Lewis State Bank—Federal taxes	226.70
	128858	Florida Hospital Service Corp. ....	5.40
	128859	5% Retirement Fund .....	85.73
TOTAL DISBURSEMENTS FOR THE MONTH OF DECEMBER, 1949 .....			\$ 10,493.25

U. S. G. S. CO-OPERATIVE FUND

Balance as of December, 1949 .....	\$250.00
Receipts for the month .....	-0-
Disbursements for the month .....	-0-
BALANCE AS OF DECEMBER 31, 1949 .....	\$250.00

## UNDER CHAPTER 18296

Receipts to General Revenue:

December 1, 1949 .....	\$ 2,405.75
December 16, 1949 .....	3,437.07
<b>TOTAL RECEIPTS FOR MONTH OF</b> <b>DECEMBER 1949 .....</b>	<b>\$ 5,842.82</b>

Disbursements from General Revenue:

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
12-8-49	114039	Southeastern Telephone Co. ....	\$ 11.46
	114040	Christie Hall Business Machines .....	4.75
12-31-49	128512	Ernest Hewitt .....	315.26
	128513	Mary Clare Pichard .....	192.46
	128514	Federal Tax .....	30.60
<b>TOTAL DISBURSEMENTS FOR THE MONTH</b> <b>OF DECEMBER 1949 .....</b>			<b>\$ 554.53</b>

## SUBJECTS UNDER CHAPTER 18296

Request was presented from Arthur J. Nelson, on behalf of Jean Sheil, that the Trustees allow protest to sale held by Clerk of the Circuit Court October 10, 1949, accepting bid of Joseph and Irene Paridon of Kissimmee, Florida, for Lot 22, Block 22, Canaveral Harbor 2nd Addition S/D of W $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 36, Township 23 South, Range 37 East, Brevard County. It was explained that through error on the part of the Tax Assessor in incorrectly describing the land, Miss Sheil has been paying taxes on other land from 1929 to and including 1948. Applicant has deposited with the Clerk of the Circuit Court the necessary amount for readvertising the land.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees allow protest after the twenty-one (21) day limit under the rules, and authorize the Clerk to readvertise the lots for sale. Upon vote the motion was adopted.

Two requests were presented for correction deeds covering land in Dade and Hillsborough Counties. The Attorney General's office had approved the corrections requested.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the following correction deeds be issued upon payment of \$5.00 each deed:

Dade County Deed No. 465-Cor. to Wesley E. Garrison  
To add to description the word "inclusive";

Hillsborough County Deed No. 105-Cor. No. 2—  
To B. J. Skinner—to add “Bal. Cert. 1936 of 1929”.

Upon vote the motion was adopted.

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Application was presented from Palm Beach County for conveyance of the East 50 feet of the SE $\frac{1}{4}$  of Section 35, Township 46 South, Range 42 East, Palm Beach County, desired in connection with extension and improvement of Military Trail. The County offers \$5.00 for the parcel, which is equal to one-fourth of the 1932 assessed value

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the offer and authorize conveyance of the parcel under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

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Mr. Elliot stated that bid of John A. Bander, reported from sale of November 25, 1949—Report No. 119 Polk County—amounting to less than \$1.00 an acre, had been declined and Clerk advised that if applicant would make an offer of \$15.00, which was at the rate of \$1.00 an acre, the case would be submitted to the Trustees with recommendation that the offer be accepted. Mr. Bander has raised his bid to \$15.00 for the West 15 acres of SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Fractional Section 16, Township 31 South, Range 25 East, Polk County, Florida.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept \$15.00 from Mr. Bander for the parcel described. Upon vote the motion was adopted.

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Mr. Elliot presented requests from the Clerks of the Circuit Courts of Brevard, Broward, Okaloosa and Sarasota Counties for cancellation of certain certificates. The Attorney General's office recommends disclaiming interest in said certificates for the reason that they vest no title in the State under the Murphy Act.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve the recommendation of the Attorney General and disclaim interest in Murphy Act certificates as requested by the Clerks of the Circuit Courts of Brevard, Broward, Okaloosa and Sarasota Counties. Upon vote the motion was adopted.

Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
January 24, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Elliot presented minutes of the Trustees dated December 20, 1949 and January 3, 1950, with information that copies have been furnished to each member.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees approve the minutes as presented. Upon vote the motion was adopted.

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Mr. Elliot called attention to request from Broward County Port Authority for modification of permit for pipe line and road issued April 12, 1949, in which the Trustees and the Board of Commissioners of State Institutions are interested. The modification will require joint action by the two boards above and the State Board of Education.

Joint session was called with Secretary of State R. A. Gray and Superintendent of Public Instruction Thomas D. Bailey being recorded present as members of the Board of State Institutions and State Board of Education.

Mr. Elliot presented letter from Broward County Port Authority asking that the permit of April 12, 1949, be modified to change the route in order to shorten and make more direct a pipe line from producing areas to its terminus. In all other respects the conditions of the 1949 permit are satisfactory. Mr. Elliot recommended that the request be granted and a new permit executed as of this date.

On behalf of the Trustees, motion was made by Mr. Ervin, seconded by Mr. Gay and unanimously adopted, that modification of permit be authorized in favor of Broward County Port Authority and that new instrument be prepared and executed as outlined by Mr. Elliot, with the following description:

A parcel or strip of land 100 feet wide, the center line of which is described as beginning at or near what is known as Sunniland Field Tank Battery in the SE $\frac{1}{4}$  of Section 29, or the NE $\frac{1}{4}$  of Section 32, of Township 48 South, Range 30 East, and extending Southeasterly by a straight line to a point 180 feet North from the center line of the right of way of South New River Canal at its intersection with Miami Canal in Township 50 South, Range 38 East; thence Easterly along the North side of South New River Canal a distance of 180 feet from the center line thereof to the right of way of the Seaboard Air Line Railway, in Section 28, Township 50 South, Range 42 East, Broward County, Florida. Excepting any existing state road and any existing canal of Everglades Drainage District, or other duly created and operating drainage district.

On behalf of the Board of Commissioners of State Institutions, motion was made by Mr. Gay, seconded by Mr. Larson and unanimously adopted, that the Board concurs in and approves modification of permit in favor of Broward County Port Authority as explained by Mr. Elliot.

On behalf of the State Board of Education, motion was made by Mr. Ervin, seconded by Mr. Bailey, that said Board concurs in and approves issuance of permit to Broward County Port Authority as explained by Mr. Elliot. Upon vote, motion adopted.

It was ordered by the joint boards that permit be prepared and executed pursuant to action taken.

Three-board session concluded.

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Joint session of Trustees and State Board of Education.

Mr. Elliot requested consideration by the Trustees and by the State Board of Education of land exchange involving land owned by the School Board within Everglades National Park boundaries for land owned by the Internal Improvement Fund outside of said boundaries. Mr. Elliot explained that agreement had heretofore been reached for such exchange, pending

accurate surveys being made in the park area. The surveys have been completed and it is now in order that exchange be carried out and deed executed in favor of the United States of America for conveying title to the land the Trustees receive from the State Board of Education. A map was displayed showing the lands to be exchanged and an outline given of what was necessary to be done.

Motion was made by Mr. Larson, seconded by Mr. Ervin and unanimously adopted, that the Trustees of the Internal Improvement Fund convey to the State Board of Education land in Dade County in exchange for school land in Dade and Monroe Counties, of approximate equal acreage, and for completing said transaction the following deed be executed:

TRUSTEES OF THE INTERNAL IMPROVE-  
MENT FUND

STATE OF FLORIDA

DEED NO. 19557.

KNOW ALL MEN BY THESE PRESENTS: That the undersigned, the Trustees of the Internal Improvement Fund of the State of Florida, for and in consideration of the sum of One Dollar (\$1.00), and the conveyance to said Trustees by the State Board of Education of the State of Florida of all lands in the following sections, townships and ranges, to-wit:

IN DADE COUNTY

Section 16, Township 59 South, Range 35 East;  
Section 16, Township 60 South, Range 35 East;  
Section 16, Township 58 South, Range 36 East;  
Section 16, Township 60 South, Range 36 East;  
Section 16, Township 60 South, Range 37 East;  
containing 2,430 acres, more or less.

IN MONROE COUNTY

Section 16, Township 59 South, Range 32 East;  
Section 16, Township 60 South, Range 32 East;  
Section 16, Township 59 South, Range 33 East;  
Section 16, Township 60 South, Range 33 East;  
Section 16, Township 59 South, Range 34 East;  
Section 16, Township 60 South, Range 34 East;  
containing 3,120 acres, more or less

TOTAL ACREAGE 5,550 acres, more or less;  
deed from said Board bearing date of January 24th,  
1950, having been delivered, receipt of which is hereby

acknowledged, have granted and do by these presents grant and convey unto the said State Board of Education of the State of Florida, forever, the following described lands, to-wit:

N $\frac{1}{2}$  and SE $\frac{1}{4}$  of Section 20; All of Sections 21, 22, 23 and 24, Township 52 South, Range 35 East and All of Sections 6, 7, 18 and 19, Township 52 South, Range 36 East, containing 5,600 acres, more or less, lying and being in the County of DADE, State of Florida.

TO HAVE AND TO HOLD the above granted and described premises unto the said State Board of Education of the State of Florida, forever.

IN TESTIMONY WHEREOF, the said Trustees have hereunto subscribed their names and affixed their seals, and have caused the seal of the "DEPARTMENT OF AGRICULTURE OF THE STATE OF FLORIDA" to be hereunto affixed, at the Capitol, in the City of Tallahassee, on this the 24th day of January, A.D. 1950.

FULLER WARREN (SEAL)

Governor

C. M. GAY (SEAL)

Comptroller

J. EDWIN LARSON (SEAL)

Treasurer

RICHARD W. ERVIN (SEAL)

Attorney General

NATHAN MAYO (SEAL)

Commissioner of Agriculture

As and composing the Trustees of the Internal Improvement Fund of the State of Florida.

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Motion was made by Mr. Gray, seconded by Mr. Bailey and unanimously adopted, that the State Board of Education approve and authorize the exchange as explained by Mr. Elliot; that in order to complete the exchange, the following deed be executed and delivered to the Trustees:

STATE BOARD OF EDUCATION OF  
THE STATE OF FLORIDA

DEED NO. 4361.

KNOW ALL MEN BY THESE PRESENTS: That the State Board of Education of the State of Florida,

for and in consideration of the sum of One Dollar (\$1.00), and the conveyance to said Board by the Trustees of the Internal Improvement Fund of the State of Florida of certain lands described as follows:

N $\frac{1}{2}$  and SE $\frac{1}{4}$  of Section 20; All of Sections 21, 22, 23 and 24, Township 52 South, Range 35 East and All of Sections 6, 7, 18 and 19, Township 52 South, Range 36 East, containing 5,600 acres, more or less, lying and being in the County of DADE, State of Florida,

deed thereto from said Trustees bearing date of January 24, 1950, having been delivered, receipt of which is hereby acknowledged, have granted, and by these presents do grant and convey unto the said Trustees of the Internal Improvement Fund of the State of Florida, forever, all lands in the following sections, townships and ranges, to-wit:

#### IN DADE COUNTY

Section 16, Township 59 South, Range 35 East;  
 Section 16, Township 60 South, Range 35 East;  
 Section 16, Township 58 South, Range 36 East;  
 Section 16, Township 60 South, Range 36 East;  
 Section 16, Township 60 South, Range 37 East;  
 containing 2,430 acres, more or less.

#### IN MONROE COUNTY

Section 16, Township 59 South, Range 32 East;  
 Section 16, Township 60 South, Range 32 East;  
 Section 16, Township 59 South, Range 33 East;  
 Section 16, Township 60 South, Range 33 East;  
 Section 16, Township 59 South, Range 34 East;  
 Section 16, Township 60 South, Range 34 East;  
 containing 3,120 acres, more or less.

TOTAL ACREAGE 5,550 acres, more or less.

TO HAVE AND TO HOLD the above granted and described premises unto the said Trustees of the Internal Improvement Fund of the State of Florida, forever.

IN TESTIMONY WHEREOF, the members of said Board have hereunto subscribed their names and affixed their seals, and have caused the seal of the "DEPARTMENT OF AGRICULTURE OF THE STATE OF FLORIDA" to be hereunto affixed at the

Capitol, in the City of Tallahassee, on this the 24th day of January, A. D. 1950.

FULLER WARREN	(SEAL)
Governor	
R. A. GRAY	(SEAL)
Secretary of State	
RICHARD W. ERVIN	(SEAL)
Attorney General	
J. EDWIN LARSON	(SEAL)
Treasurer	
THOS. D. BAILEY	(SEAL)
Superintendent of Public Instruction.	

ATTEST:

NATHAN MAYO  
Commissioner of  
Agriculture.

As and constituting the State Board  
of Education of the State of Florida.

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In order to comply with request from the United States, motion was made by Mr. Larson, seconded by Mr. Ervin and unanimously adopted, that the Trustees authorize execution of the following deed for the purpose of conveying title in the Federal Government to the land received by the Trustees from the State Board of Education:

TRUSTEES OF THE INTERNAL IM-  
PROVEMENT FUND  
STATE OF FLORIDA

DEED NO. 19558.

KNOW ALL MEN BY THESE PRESENTS: That the undersigned Trustees of the Internal Improvement Fund of the State of Florida, for and in consideration of the agreements on the part of the UNITED STATES that the lands hereinafter described shall be made a part of the EVERGLADES NATIONAL PARK AND maintained as other lands located therein, and certain other agreements in connection therewith, do hereby grant and by these presents do grant and convey unto the UNITED STATES OF AMERICA all land in the following sections, townships and ranges, to-wit:

IN DADE COUNTY

Section 16, Township 59 South, Range 35 East;  
Section 16, Township 60 South, Range 35 East;  
Section 16, Township 58 South, Range 36 East;  
Section 16, Township 60 South, Range 36 East;  
Section 16, Township 60 South, Range 37 East.

## IN MONROE COUNTY

Section 16, Township 59 South, Range 32 East;  
 Section 16, Township 60 South, Range 32 East;  
 Section 16, Township 59 South, Range 33 East;  
 Section 16, Township 60 South, Range 33 East;  
 Section 16, Township 59 South, Range 34 East;  
 Section 16, Township 60 South, Range 34 East;

PROVIDED, that upon the abandonment of the EVERGLADES NATIONAL PARK at any time after its establishment, title to all lands herein conveyed shall revert in the State of Florida without further act on the part of either the UNITED STATES or the State of Florida, and

PROVIDED FURTHER, that there is reserved to the State of Florida the right of customary royalties applying at the time of production in all oil, gas or other minerals which may be produced from the lands above described, should such production ever be authorized by the UNITED STATES.

IN TESTIMONY WHEREOF, the said Trustees of the Internal Improvement Fund of the State of Florida have hereunto subscribed their names and affixed the Official Seal of said Trustees, and have caused the seal of the "DEPARTMENT OF AGRICULTURE OF THE STATE OF FLORIDA" to be hereunto affixed, at the Capital, in the City of Tallahassee, on this the 25th day of January, A. D. 1950.

STATE OF FLORIDA By:  
 FULLER WARREN (SEAL)  
 Governor  
 C. M. GAY, (SEAL)  
 Comptroller  
 J. EDWIN LARSON (SEAL)  
 Treasurer  
 RICHARD W. ERVIN (SEAL)  
 Attorney General  
 NATHAN MAYO (SEAL)  
 Commissioner of Agriculture  
 As and composing the Trustees of the  
 Internal Improvement Fund of the  
 State of Florida.

ACCEPTED:  
 UNITED STATES DEPARTMENT  
 OF THE INTERIOR

.....  
 Secretary of the Interior

DATE.....

See Minutes  
 Feb. 14, 1950-  
 acceptance  
 of deed

Joint Session Concluded.

Mr. Wells presented letter from Sea Island Development Company, with offer to compromise settlement covering the purchase of submerged land in Sections 17, 19 and 20, Township 29 South, Range 15 East, Pinellas County. Information was furnished that the company applied to purchase this land at a price of \$250.00 an acre. The land was advertised and sold to the applicant, but the Land Department has not been able to collect the down payment and the transaction has been pending two or three years. Regardless of the fact that applicants have not carried out their agreement, they have filled in land and made use of it. They now offer \$1000.00 for deed to the 40 acres.

Mr. Wells recommends that if Sea Island Company desires to purchase only the parcel of land filled in, sale be made at the price of \$250.00 an acre and that the case be referred to the Attorney General for handling.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the case be referred to the Attorney General for making settlement with the company on the basis of \$250.00 an acre, or cancel the contract. Upon vote the motion was adopted.

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Application was presented from Harry A. Johnston, County Attorney, on behalf of the Board of County Commissioners of Palm Beach County, for conveyance of that part of the NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of NW $\frac{1}{4}$ , Section 20, Township 43 South, Range 37 East, lying East of the right of way of State Road 15, containing approximately 6.5 acres. The county offers \$100.00 an acre for the land asks that the Trustees accept \$25.00 an acre payment as the School Fund's equity and allow a credit of \$75.00 an acre, as the county will use the land for public purposes only. It was explained that the land is located at the Belle Glade Prison Farm and the county intends to erect a nice building on the parcel for county purposes.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize sale of the land described to Palm Beach County to be used for public purposes only, payment to be at the rate of \$100.00 an acre with \$75.00 an acre remitted—the School Fund's equity of \$25.00 an acre to be paid in cash. Upon vote the motion was adopted.

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Offer of \$50.00 an acre was presented from W. H. Thompson, on behalf of B and L Farms Company, for purchase of N $\frac{1}{2}$  of N $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 10, Township 58 South, Range 39 East, Dade County, containing 80 acres.

Mr. Wells explained that this is a portion of the land the Trustees agreed to sell to Shutts, Bowen, Simmons, Prevatt and Julian in July of last year, but owing to financial difficulties they were unable to go through with the purchase. The price agreed upon was \$50.00 an acre.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the offer from B and L Farms Company for purchase of the 80 acres described. Upon vote the motion was adopted.

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Mr. Wells reported that two weeks ago the Trustees had under consideration Lease No. 18284—Richlands, Inc., covering Pelican Bay land in Palm Beach County. It was agreed to give two weeks within which time Mr. Jephtha Marchant, representing Richlands, could confer with the Attorney General as to the legal phases of the case. He recommends that the Trustees advertise the lands for leasing on competitive bids, and in the meantime Mr. Marchant can take the matter up with the Attorney General.

Mr. Marchant requested delay in taking action on the subject in order that he may discuss the case with the Attorney General, which he has not been able to do during the past two weeks.

After discussion of the subject, motion was made by Mr. Ervin, seconded by Mr. Gay, that action be deferred until next Tuesday, at which time the suggestion of Mr. Wells be brought up for disposition. Upon vote the motion was adopted.

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Mr. Elliot presented request from John L. Stalker of St. Petersburg, Florida, one of the Trustees of the estate of William H. Hill, asking that the Trustees issue quit claim deed covering accretion to Lot 1, Section 5, Township 30 South, Range 15 East, Pinellas County, in order to clear the title. Based on Supreme Court opinion, the accretion through natural causes goes with and becomes a part of the upland and title automatically passes to upland owner. Mr. Elliot recommends that disclaimer be issued which will serve the same purpose and will avoid issuance of quit claim deeds by the Trustees where there is no title in the State.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees authorize issuance of disclaimer as recommended by Mr. Elliot. Upon vote the motion was adopted.

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Mr. Elliot called attention to another matter involving the William H. Hill Estate, which has been pending since in 1920

when certain land in Pinellas County was purchased. Part of the purchase price was paid, and sometime later the Hill Estate made application to the War Department for permit to dredge and fill an area supposed to have been purchased from the Trustees. In 1938 the transaction was again considered—Mr. J. V. Keen representing the Hill Estate—and agreement reached. A payment of \$1930.00 was made and is still on credit with the State Treasurer. The Trustees have made several attempts to get the transaction closed out, but have been unsuccessful. In order to clear the credit and close the matter, Mr. Elliot recommends that the Trustees refund the \$1930.00 payment with the understanding that the whole transaction is cancelled.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the suggestion of Mr. Elliot be approved as the action of the Trustees; that a refund warrant be issued and the entire transaction cancelled. Upon vote the motion was adopted.

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Offer of \$60.00 an acre, or a total of \$870.00, was presented from Joseph Hartnett of Hollywood, Florida, for purchase of land, title to which vested in the Trustees under Chapter 14717, described as Tract 6, Tier 13, Section 24, Township 50 South, Range 41 East, containing 14.47 acres in Broward County. Mr. Elliot recommended that the Trustees fix a price of \$1000.00 for the tract which is approximately \$69.00 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees decline offer of \$60.00 an acre and make counter proposal to accept \$1000.00 for the parcel. Upon vote the motion was adopted.

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Request was presented from Mr. Evans Crary, on behalf of clients Myrl L. Williams and Jessica A. Williams, that the Trustees convey its title, which vested through settlement with Everglades Drainage District, under authority of Chapter 14717 of 1931. Mr. Elliot explained that in many instances former owners had continued to pay taxes on this character of land and in this particular case the Trustees have paid only \$5.00 in taxes since 1932; that the former owners are making application to purchase and offer \$10.00 an acre for deeds. Mr. Elliot recommended that this offer be accepted.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the offer and authorize conveyance to applicants of the  $W\frac{1}{2}$  of  $SE\frac{1}{4}$ ,  $W\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $SE\frac{1}{4}$ ,  $S\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $NE\frac{1}{4}$  of  $SE\frac{1}{4}$  of Section 1, containing 105 acres;  $SE\frac{1}{4}$  of  $NE\frac{1}{4}$  North of St. Lucie Canal in Section 12, containing 22 acres; and the  $W\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $SE\frac{1}{4}$  of Section 1, containing 20 acres, all in Township 40 South, Range

38 East, Martin County, Florida. Upon vote the motion was adopted.

The following salaries and bills were approved and warrants requested issued by the Comptroller in payment therefor:

F. C. Elliot, Engineer & Secretary .....	\$ 575.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk .....	266.66
Jentye Dedge, Secretary-Clerk .....	321.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
Sinclair Wells, Land Agent .....	100.00
C. M. Greene, Rental Agent .....	50.00
Harold E. Taylor, Apprentice Engineer .....	70.00
Ruth N. Landers, Maid .....	20.00
Sinclair Wells—Expenses as Land Agent for month of December 1949 .....	139.56
J. Edwin Larson, State Treasurer To Prin. State School Fund .....	10,486.81
J. Edwin Larson, State Treasurer To General Revenue Fund for Oyster Conservation Fund .....	2,509.34
The Geo. D. Barnard Co., St. Louis, Mo. ....	244.36
Southeastern Telephone Co., Tallahassee .....	14.85
Western Union Telegraph Co. Tallahassee .....	2.98
Burroughs Adding Mach. Co., Decatur, Ga.	24.65
H. T. Piety, CCC Highlands County .....	1.70
State Office Supply, Tallahassee .....	1.15
Rose Printing Company, Tallahassee .....	35.00
W. E. Pound, Tax Collector Osceola County Cen. & Sou. Fla. Flood Control District taxes for 1949 .....	.45
Less 4% .....	.02
	<u>.43</u>
TOTAL.....	\$ 15,407.47

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Citrus	1/9/50	2
Duval	12/14/49	18
Polk	10/28/49	2
Sarasota	12/30/49	9
Seminole	12/27/49	12

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize the issu-

ance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Mr. Elliot presented opinion from the Attorney General that land described as Pt. NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 22, Township 10 South, Range 24 East, containing 39 acres in Putnam County, owned by Charles Francis Camp, Boy Scouts of America, was not subject to taxation and that Murphy Act Certificate No. 949 of 1931 should be cancelled.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees disclaim interest in Certificate No. 949 of 1931, for the reason that it does not vest any title in the State under Chapter 18296. Upon vote the motion was adopted.

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The following salaries were approved and warrants requested issued by the Comptroller in payment therefor:

Ernest Hewitt, Clerk-Bookkeeper .....	\$ 331.66
Mary Clare Pichard, Secretary-Clerk .....	206.66
	<hr/>
TOTAL.....	\$ 538.32

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
January 31, 1950

The Trustees of the Internal Improvement fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Elliot presented for approval minutes of the Trustees dated December 6, 1949 and January 10 and 17, 1950, with information that copies have been furnished each member.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees approve the minutes as presented. Upon vote the motion was adopted.

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Honorable Millard F. Caldwell and Mr. Julius F. Parker, representing Coastal Petroleum Company, presented request for refund of amounts paid as rentals in 1948 and 1949 on coastal or off-shore areas to whatever extent title of the State has been affected by the United States Supreme Court decision in the California Tidelands case. Governor Warren not having been present at either of the former meetings—December 13 and 20, 1949—Mr. Caldwell reviewed the case as presented and the action taken by the Trustees fixing the area to which abatement would apply. He stated that reimbursement was due on the same area on which abatement was allowed.

Upon being asked what area would be subject to refund, if allowed, Mr. Elliot replied that it would be the same area to which abatement applied; that the proportionate amount of rentals to be refunded would be \$31,350.40.

Mr. Elliot further stated that when the subject first came up, the Trustees refrained from admitting failure of title and declined to admit that there had been failure; that to preserve the status of the State he does not think the records should show that there has been failure and would not like to say that there had been failure.

Governor Warren asked if there was any chance that Congress would take favorable action in revesting title in Florida, to which Mr. Caldwell replied that he did not think there was much chance while President Truman was in office, but eventually he felt sure title would be quieted in the State. He further stated that there is no question that Coastal was entitled to abatement in 1948 and in 1949, but it was hoped that Congress would take action favorable to the State of Florida. It did not, and rentals were paid on the total area in both 1948 and 1949; that he would like to preserve the record that title has not failed and his suggestion is that the Trustees find that rentals for 1948 and 1949 were overpaid. The contract calls for good title or abatement of rentals. If title fails the lease continues in force and effect but the company pays no rentals on the area subject to abatement. The drilling operations continue as the company is still obligated to continue drilling on such land as the State has title to; that inasmuch as Coastal has an obligation to drill, the State has an obligation to hold

this lease in abeyance and when the State does recover title, lease will again become effective and rents will be paid within sixty (60) days.

Governor Warren compared this case to one where a person thought he owned a house and rented it for a period before he learned he was not the owner. Would the tenant be entitled to have a refund of rent paid and still have had use of the house during that period?

Mr. Caldwell's opinion was that the collection of the rent would have unjustly enriched the supposed owner, and that the Trustees were not entitled to rentals paid during 1948 and 1949 on the area in question. He stated that he would like an agreement that the same thing that gives the Trustees the right and imposes the obligation to abate the rentals also gives the right to refund any rentals which were improperly paid; that if that conclusion is reached, refund will not be on the question of title but by reason of overpayment of rentals.

Upon inquiry from Governor Warren as to the basis for abatement at the December meeting, Mr. Caldwell replied that it was on the ground that title was clouded; that the Trustees do not have to find that title has failed to rebate or refund rentals.

Mr. Elliot reported that he had been requested to make a report on the subject, first as to abatement and second as to refund; that he had prepared a memorandum for the Attorney General as follows:

MEMORANDUM RE: REFUND TO COASTAL  
PETROLEUM COMPANY

Section 253.29, Florida Statutes 1941, provides in part as follows:

“. . . and which title has failed by reason of the fact that the Trustees of the Internal Improvement Fund has no title or right to convey the same, the Trustees of the Internal Improvement Fund shall refund to said party the sums of money so paid for said lands without interest thereon upon due proof being made.”

The question for decision arises out of an opinion of the U. S. Supreme Court in the case of “United States of America vs. State of California”, commonly known as the California Tide Land Case, and out of paragraph 23 of Leases Nos. 224 A and 224 B as modified as between the Trustees of the Internal Improvement Fund and Coastal Petroleum Company.

## AS TO WHETHER OR NOT TITLE HAS FAILED

The question above referred to was resolved by the Court's Opinion in the suit against the State of California. By implication only can it be applicable to the State of Florida.

In reference to the language quoted from the Section named—"upon due proof being made" of failure of title, it does not appear that in the Florida situation absolute proof exists that the title to the lands in question has failed.

## AS TO REFUND

Resolution of the Trustees dated December 13, 1949, by which the Trustees agreed to abatement of rentals then about to become due and thereafter to become due, contained the following language:

"that the decision (U.S. Supreme Court) appears to have clouded or affected the title to part of the lands covered by said lease."

Also, at a meeting of the Trustees December 20th last, when the matter of abatement and refund was again referred to, we find the following:

"Mr. Caldwell also stated that Coastal understands that the leases will continue to cover all of the acreage originally included in existing leases 224 A and 224 B and that the effect of the California decision is to do nothing more or less than abate rentals on the land, title to which is clouded, until the decision is reversed or Congress re-invests the state with title, at which time the lease rentals and drilling obligations will be resumed in full force and effect."

By that the Trustees understand that Coastal takes the position that it still has certain rights, title and interest in the lands in question which the Court calls the "marginal sea" or the "marginal belt". If Trustees concede that they have no title to said lands, that the title has failed, and that based thereon refund is to be made, it results that the Trustees have nothing to convey to Coastal either in title, or in rights, or in interest, and nothing to contract. In that event, Coastal should surrender, even as they came, all such failed title, rights and interest in said areas and the same should be eliminated entirely from leases 224 A and 224 B.

In the event such refund is made, there should be a complete separation from the leases of all areas covered by such refund. Otherwise, if Coastal retains said areas and gets its money back too, the situation would be like one selling and delivering a horse to another, which the seller later finds he did not own. The purchaser wants his money back. If he takes his money back he should surrender the horse; he cannot keep the money and the horse too. In this case, I do not see how Coastal can keep the contract land and get its money back too. It has kept it up to now.

If refund is allowed, the amounts would be equal to the amounts abated in current payments. These amounts taken from my report of December 20th last are as follows:

<i>Lease No.</i>	<i>Original Amt.</i>	<i>Amt. of current payment</i>	<i>Amt. Abated</i>
224 A	\$22,566.40	\$ 8,050.00	\$14,516.40
224 B	27,048.00	10,214.00	16,834.00
Total A&B	\$49,614.40	\$18,264.00	\$31,350.40

Mr. Elliot stated further that he had suggested to Mr. Caldwell and Mr. Parker, that should the Trustees concede that refund is due that it be made as an overpayment and that the amount so overpaid be applied upon future payments to be made by Coastal on its leases; that it not be considered as a refund because under the law the only reason for refund is failure of title and the Trustees do not admit failure of title; that the decision of the Supreme Court of the United States appears to have clouded or affected the title is the position taken by the Trustees by resolution of December 13, 1949.

Governor Warren asked that decision on the question be deferred for one week, allowing him time to familiarize himself with action already taken on the subject.

Attorney General Ervin also suggested that action be deferred for one week for further study, calling attention to the fact that a resolution was adopted by the last legislature confirming title in these marginal lands in the State of Florida; also that the California Tidelands decision only by inference affects Florida. There is a movement at this time to call a meeting of coastal states for the purpose of pressing for legislation on this subject; that he was agreeable to abatement because of a cloud, but for the Trustees to now make refund under the terms of the leases will be further admission that they

have no right to lease the lands. Coastal has not been divested of title by direct court decision, and in view of the law on the subject, as brought out in memorandum of Mr. Elliot, Mr. Ervin thinks the question should be studied further before making decision.

Mr. Caldwell stated that the state is in the position of receiving money to which it is not entitled; has had the benefit of the money beyond recovery by Coastal of any interest the money has earned; that there is no question in anyone's mind that the courts would have to find in declaratory judgment that title has failed, but the company is reluctant to have that sort of finding. Coastal feels it is entitled to refund but does not feel that it should be required to apply said amounts on future rental payments.

Mr. Julius Parker stated that while he was attorney for the Trustees, Coastal brought up the question of abatement of rentals and he advised them that if they made the payments on the entire area and later it was found that Trustees did not have title, he was sure the company would be dealt fairly with by the State. The company is spending millions of dollars, and is the only company actually going ahead with oil drilling in Florida at this time, and it is asking why these rentals are being paid when the U. S. Supreme Court has taken the position it has.

Mr. Caldwell stated that if, after the meeting next week, there is still any question he would like to have an agreement that the Attorney General will join with Coastal in a declaratory judgment, to which Mr. Ervin replied that he would be glad to do it that way.

Mr. Ervin also stated that Coastal has retained lease on the marginal lands and has paid the rentals; that there has been no decision by the United States Supreme Court which directly divests the State of Florida of its title; the legislature has confirmed the title in the State and there is no authority in our statutes to make refund unless title has failed, and the Trustees do not admit that it has and believe any court would so hold.

The matter having been thoroughly discussed, it was agreed that the Trustees would call a special meeting at 10:00 o'clock Friday morning, February 10, 1950, for taking action on request from Mr. Caldwell and Mr. Parker, on behalf of Coastal Petroleum Company, that refund of certain amount be made. It was so agreed.

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Mr. Wells presented request from the Board of County Commissioners of Palm Beach County for conveyance to the

county of submerged lands immediately north of and adjacent to the east approach causeway of Riviera Memorial Bridge, located on State Road No. 703, Section 9308, situated in Section 27, Township 42 South, Range 43 East, Palm Beach County, containing approximately 3.5 acres. Mr. Wells recommended that a value of \$40.00 an acre be fixed for the land described; that \$30.00 an acre be remitted and \$10.00 an acre collected as the equity of the State School Fund.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize sale of the land applied for by Palm Beach County at the price recommended by Mr. Wells. Upon vote the motion was adopted.

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Offer of \$150.00 an acre was presented from A. J. Simms, on behalf of Simms and Frankland, for purchase of a strip of submerged land two hundred (200) feet by twenty-two hundred (2200) feet adjacent to Government Lot 3, Section 19, Township 29 South, Range 18 East, Hillsborough County. Applicants are owners of adjacent upland.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the offer conditioned upon the land being advertised for objections only. Upon vote the motion was adopted.

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Request was presented from the State Road Department for perpetual right of way easement covering a portion of Ribault River, being 1.3 acres of submerged land in Township 1 South, Range 26 East, Duval County, lying within one hundred (100) feet each side of the survey line of State Road No. 115—Section 7215.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize right of way easement in favor of the State Road Department covering the land described. Upon vote the motion was adopted.

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Application was presented from J. W. Conner & Sons, Inc., for lease to dredge dead oyster shell in that area of Long Bayou lying adjacent to Government Lots 1 and 2, Section 1, Township 31 South, Range 15 East, Pinellas County. Applicant offers ten cents (10¢) per cubic yard for all shell removed.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize shell lease in favor of J. W. Conner & Sons at the price offered. Upon vote the motion was adopted.

Request was presented from Miss Pearl Pearce for five-year extension on Lease No. 404-B covering land in Sections 9, 16, 17, 18, 19 and 30, Township 39 South, Range 34 East, Glades County. Present lease expires January 26, 1951.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees grant request and renew Lease No. 404-B for a period of five years from its expiration date. Upon vote the motion was adopted.

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Application was presented from the United States for spoil areas required in connection with improvement of the existing channel in Caloosahatchee River, said areas being located in Township 43 South, Range 25 East, Lee County, Florida, designated as Parcel "A".

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize easement in favor of the United States for spoil areas as requested. Upon vote the motion was adopted.

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Mr. Wells reported that the Trustees deferred action last week, for final decision to be made today, on the subject of Richlands, Inc., lease of state land in the Pelican Bay area, Palm Beach County. Mr. Jephtha P. Marchant, representing Richlands, Inc., was present and desired to present his case. Mr. Wells recommended that in view of the fact that the Trustees have cancelled the lease that the Trustees advertise the Pelican Bay area for lease to the highest bidder.

Mr. Marchant presented excerpts from minutes of the Trustees of March 11, 1947 and June 14, 1949, and an opinion rendered by the Attorney General under date of May 31, 1949, all affecting the Richlands, Inc. lease, and pointed out that while no actual lease instrument existed, there was ample legal authority to sustain the fact that there was a contract under which Richlands was operating.

Commenting on the opinion of the Attorney General, dated May 31, 1949, Mr. Marchant remarked that the Attorney General stated there was and is a lease and the manner in which it could be cancelled; that the minutes of March 11, 1947, set forth that the Trustees could cancel the lease after two years if it was decided to use the land for the Prison Farm, but the intent was that if the land was not needed for the prison, it would run for the normal term of ten (10) years. Mr. Marchant further stated that the Trustees are cancelling the lease not for the purpose of turning the land over to the Prison Farm but in order that another group might get a lease; that if the land is put up for competitive bids and the

other group does not get it, the only thing accomplished is that Richlands will be penalized, when in equity and good conscience the lease should not be cancelled unless the state takes it over for the Prison Farm. He stated, however, that whatever action the Trustees take, his clients will have to abide by it or take whatever course the law will allow.

Attorney General Ervin remarked that the lease had been unsatisfactory for a long time in the matter of rental payment, and last year the Trustees asked for an opinion as to whether or not the lease could be cancelled; that he was of the opinion that it could since lessee was holding over under a lease that expired by its terms in 1945; that the lease contained a provision that it could be cancelled at any time upon giving notice six months prior to any January 1st; that the Trustees gave such notice prior to January 1, 1950; that the minute reference of March 11, 1947, giving assurance that Richlands would have use of the land unless after two years it was desired for the prison farm did not mean that was the only ground for cancellation; that if that were the case, the Trustees would not have the right to terminate the lease for non-payment of rents or for any other provision of the lease held over from 1945; that the lessee never accepted the conditions fixed by the Trustees and that the payments were not made as required.

Mr. Wells reported that from information received, it appears the group of Veterans are not especially interested in leasing the Pelican Bay area now being used by Richlands, Inc., but desire that the Trustees reclaim other state land which they have selected, and his recommendation is that the Trustees request Mr. Elliot to report on the cost of reclamation work necessary to be done.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees proceed with reclamation work on other state land and that Mr. Elliot be requested to prepare report of costs of reclaiming the land with detail of what will be necessary, and report back to the Trustees. Upon vote the motion was adopted.

Motion was made by Mr. Mayo, seconded by Mr. Ervin and unanimously adopted, that the Trustees advertise for new lease on the Pelican Bay tract with notice to be published once each week for two weeks in three Palm Beach County newspapers. It was so ordered.

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Mr. Larson retired from the meeting.

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Request was presented from Lawton S. McCranie for reinstatement of Homestead Entry No. 3—T.I.I.F.—Chapter 14717—

Broward County land, authorized July 20, 1948. Applicant explained that he has suffered reverses that made it impossible for him to carry out the homestead requirements, but now he is in position to go ahead and asks for reinstatement.

Upon recommendation from Mr. Elliot, motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees authorize reinstatement of the homestead entry, Mr. McCranie having furnished the Secretary with signed and witnessed statement that within ninety (90) days he will move on the land, complete a dwelling within six months, make other necessary improvements by October 19, 1951, and reside on the land for the required period of three (3) years. Upon vote the motion was adopted.

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Request was presented from the Clerk of the Circuit Court of Sarasota County that the Trustees cancel Homestead Entry No. 2—Sarasota County, approved by the Trustees November 4, 1947 in favor of Sidney Jerry Baxley. Entryman states he has no further use for the land and asks for cancellation.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees cancel entry as requested. Upon vote the motion was adopted.

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Request was presented from the Clerk of the Circuit Court of Sarasota County that the Trustees approve homestead entry in favor of William H. Johnson, Jr., covering county owned land in Sarasota County, described as NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 5, Township 36 South, Range 18 East, containing 40 acres. This is the same tract of land released by Sidney Jerry Baxley under Entry No. 2—Sarasota County. The County Commissioners recommend approval of the entry.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees approve issuance of Homestead Entry in favor of Mr. Johnson covering the land described. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Citrus	1/9/50	1
DeSoto	1/20/50	31
Escambia	1/10/50	17
Flagler	1/2/50	27

Hernando	1/10/50	5
Holmes	1/23/50	2
Indian River	1/23/50	16
Lake	1/9/50	20
Manatee	1/3/50	3
Monroe	1/12/50	2
Nassau	1/23/50	1
Osceola	12/5/49	1
Palm Beach	1/11/50	179
Pasco	1/2/50	3
St. Johns	11/22/49	8
Volusia	1/2/50	4

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Offer of \$5.00 was presented from the City of Miami for purchase of Lot A, Amended Plat of Commercial Rockmoor, Dade County, the lot being desired for street purposes.

The offer being double amount of regular base bid, motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees accept \$5.00 and authorize conveyance of the lot under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

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Request was presented from Jerome Werner and wife for release of oil and mineral reservations in Dade County Deed No. 4126 as such reservations apply to Lots 16 and 17, Block 1, Downer Palm Division No. 1, Homestead. It was explained that these lots with others were conveyed May 21, 1946 to J. D. Redd, who in turn sold them to Mr. Werner.

Mr. Elliot recommends that release be authorized upon payment of \$10.00.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees quit claim the reservations as requested, upon payment of \$10.00. Upon vote the motion was adopted.

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Application was presented from the State Road Department for storm sewer right of way through Lots 4 and 5, Block 2, Caryville, Washington County, lying within 10 feet of a storm sewer centerline in Section 11, Township 4 North, Range 16 West, desired for use in connection with State Road No. 279—Sec. 6111—SRD No. 71. It was explained that the easement

will be reserved for installation of storm sewer pipe line below ground level and for permanent maintenance of the drain.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees grant request from the State Road Department and issue easement across the land described. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Engineer and Secretary

Tallahassee, Florida  
February 14, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Elliot presented for approval minutes of the Trustees dated January 31, 1950, with information that copy had been furnished each member.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve the minutes as presented. Upon vote the motion was adopted.

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Mr. Daniel B. Beard, on behalf of the Secretary of the Interior of the United States, presented request for conveyance of approximately 10,320 acres of state land bordering the minimum boundaries of Everglades National Park and within the proposed maximum boundaries. He explained that the National Park Service did not want these lands to get into the hands of private individuals who might commercialize the tract and hold up the Federal Government when it becomes necessary to acquire this property; that a fire tower is to be located in that area and these sections around the present boundaries will act as a buffer for the park, will assist in fire protection and

provide a watershed for the park area. A map was displayed showing the location of the land applied for with reference to the park boundaries.

Mr. Elliot recommended that the land applied for be withdrawn from the market and set aside; that conveyance not be made at this time as that area has not been included within the present boundaries and until the Department of the Interior fixes the maximum boundaries the Trustees are not authorized to convey such land. A resolution was presented for taking care of the situation for the present, which Mr. Beard stated would be adequate until the maximum boundaries are fixed.

Motion was made by Mr. Gay, seconded by Mr. Larson and unanimously carried, that the following resolution be adopted:

#### R E S O L U T I O N

WHEREAS, Section 264.09, Florida Statutes, 1941, authorizes the Trustees of the Internal Improvement Fund to convey land held by them in Dade, Collier and Monroe Counties, Florida, to the United States of America for inclusion in Everglades National Park, in pursuance of the provisions in said Section, and

WHEREAS, Mr. Daniel B. Beard on behalf of the Secretary of the Interior has requested that certain lands held by said Trustees, in addition to those heretofore conveyed, be made available for conveyance to the United States to become a part of Everglades National Park in Florida under like conditions as those heretofore conveyed, now therefore,

BE IT RESOLVED by the Trustees of the Internal Improvement Fund that the following described lands be and the same are hereby withdrawn from sale or other disposition:

All Sections 1, 7, 8, 9, 12; N $\frac{1}{2}$ , SE $\frac{1}{4}$  and E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 13; All Sections 24 and 25; S $\frac{1}{2}$  of Section 28; S $\frac{1}{2}$  and NW $\frac{1}{4}$  of Section 29; Sections 30 to 36 Incl., Township 58 South, Range 37 East;

and that said lands be set aside for a period of two (2) years from this date pending extension of boundaries of Everglades National Park so as to include said lands, and that when boundary extension order shall have been effected, the said Trustees will upon request of the Secretary of the Interior of the United States convey to the United States of America the

said lands in like manner as conveyances heretofore made, to become part of Everglades National Park.

Mr. Wells reported that three sales were advertised to be held by the Trustees February 7, 1950, but owing to a quorum not being present on that date, action was deferred until today.

Based on application from Tony Salvino of Fort Lauderdale, Florida, presented to the Trustees December 20, 1949, with offer of \$40.00 an acre for Broward County land, it was agreed to advertise the land for competitive bids. The following notice was published in the Fort Lauderdale Daily News on January 6, 13, 20, 27 and February 3, 1950:

Tallahassee, Florida, December 27, 1949

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. February 7th, 1950, the land in BROWARD COUNTY described as follows:

Lot 13, Tier 26, Township 50 South, Range 41 East, containing 19.54 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out February 7, 1950, in the Board Room, no other offers were received.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept \$40.00 an acre for the land described and authorize sale to Mr. Salvino. Upon vote the motion was adopted.

Based on offer of \$50.00 an acre, presented to the Trustees December 20, 1949, from W. Turner Wallis of West Palm Beach, Florida, on behalf of H. B. Fultz and Curtis A. Thompson, it was agreed to advertise for competitive bids and objections land in Palm Beach County. The following notice was published in the Palm Beach Post on January 6, 13, 20, 27 and February 3, 1950:

Tallahassee, Florida, December 27th, 1949

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections and competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. February 7th, 1950, the land in PALM BEACH COUNTY described as follows:

13.77 acres of sovereignty land between Blocks B, C and D of Section 25, Township 43 South, Range 36 East, and the West bank of the South Florida Conservancy Dist. Canal north of Torrey Island Road.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, objections were filed from South Florida Conservancy District.

Mr. Wells explained that this objection was similar to one recently made when sale to Mr. James A. Ball was considered; that the objections were worked out satisfactorily to all parties and he would do the same in this case.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees confirm sale in favor of Fultz and Thompson at

the price offered, subject to Mr. Wells working out objections filed. Upon vote the motion was adopted.

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Based on application presented to the Trustees December 20, 1949, from W. Turner Wallis, on behalf of Curtis A. Thompson, with offer of \$50.00 an acre for Palm Beach County land, it was agreed to advertise the land for objections and competitive bids. The following notice was published in the Palm Beach Post on January 6, 13, 20, 27 and February 3, 1950:

Tallahassee, Florida, December 27th, 1949

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections and competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. February 7th, 1950, the land in PALM

BEACH COUNTY described as follows:

A parcel of sovereignty land described as follows: Commence at the N.W. corner of Section 36, Township 43 South, Range 36 East, thence North  $88^{\circ} 32' 40''$  West along the section line projected 1188 feet to the point of beginning, thence North  $88^{\circ} 32' 40''$  West 63 feet, thence North  $1^{\circ} 20'$  East, 841.05 feet, thence South  $60^{\circ} 54' 40''$  East, 100.12 feet along the Hillsboro Canal R/W, thence South  $3^{\circ} 10' 20''$  West, 795 feet to the Point of beginning, containing 1.43 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out, no objections were filed and the only bid received was from client of Mr. Wallis—\$50.00 an acre.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the offer and confirm sale in favor of Mr. Thompson. Upon vote the motion was adopted.

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Application was presented from C. E. Redington of St. Petersburg, Florida, on behalf of Mary Redington, with offer of \$250.00 an acre for approximately 8 acres of submerged land adjacent to her property described as Lot 2, Section 5, Township 31 South, Range 15 East, Pinellas County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the offer conditioned upon the land being advertised for objections only. Upon vote the motion was adopted.

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Offer of \$100.00 an acre was presented from Murray Sams of DeLand, Florida, for purchase of 4.5 acres of sovereignty land in Township 17 South, Range 34 East, Volusia County.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees agree to advertise the land for objections only, based on offer from Mr. Sams. Upon vote the motion was adopted.

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Mr. Wells presented application from Pelican Bay Cooperative, composed of sixty (60) veterans, for lease covering 3,957.65 acres of state land in Township 43 South, Range 39 East, Palm Beach County.

Mr. Wells recommended that the Trustees authorize ten (10) year lease at the following rates per acre:

- For the first year, July 1, 1950 to July 1, 1951, no rental payments;
- For second year—July 1, 1951 to July 1, 1952—\$3.00 an acre annually;
- For third year—July 1, 1952 to July 1, 1953—\$3.50 an acre annually;
- For fourth year—July 1, 1953 to July 1, 1954—\$4.00 an acre annually;
- For fifth year—July 1, 1954 to July 1, 1955—\$5.00 an acre annually; and
- For remainder of lease — July 1, 1955 to July 1, 1960—\$6.00 an acre annually;

that the Trustees dike and ditch the area at the cost of the state, amortizing the cost over a period of twenty (20) years, and that the Trustees pay taxes assessed against the land;

Also, that five (5) year lease be authorized in favor of the Cooperative on the S½ of Section 16, Township 43 South, Range 37 East, upon payment of \$10.00 an acre annually, starting with July 1, 1950; 305.12 acres of land.

Also, that five (5) year lease be authorized in favor of the Cooperative on Section 21, Township 43 South, Range 37 East, beginning July 1, 1950, with no rent charged for the first year, but with rental at the rate of \$6.00 per acre per annum for the remaining four years; 640 acres of land.

Mr. Wells explained that the reason for no charge of rentals for the first year on two of the leases was to allow lessees time to do the necessary ditching and reclamation work and provide equipment for drainage of the land.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the recommendations of Mr. Wells be approved as the action of the Trustees and that the leases be prepared for execution. Upon vote the motion was adopted.

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Application was presented from Captain P. D. Truesdell with offer of \$100.00 annually for salvage and treasure lease covering an area the northern boundary of which is the south end of Rhodes Key and the southern boundary of which is the center of Plantation Key, located in Townships 58 to 63, incl., South, Ranges 37 to 41, incl., East, Monroe County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize one year lease in favor of P. D. Truesdell and Walter Myers upon payment of \$100.00. Upon vote motion was adopted.

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Mr. Wells recommended that the Trustees approve withdrawal and setting aside for future use by Belle Glade Prison Farm certain state owned land suitably located for the farm use; that the areas selected comprise approximately 3085 acres in Sections 13 and 24, Township 43 South, Range 36 East, and Sections 16, 19, 20, 21 and 29 in Township 43 South, Range 37 East, Palm Beach County. From time to time certain of the areas may be available for short term leases when not needed in the immediate future by the Prison Farm.

Without objection it was agreed that the land described be withdrawn from sale and designated as Prison Farm land. It was so ordered.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees decline offer of \$3.50 an acre from the United State Fish and Wildlife Service, Department of the Interior, for 4,189.68 acres of state land in Township 20 South, Range 16 East, Citrus County, and in Township 21 South, Range 17 East, Hernando County, the major portion of the land being covered by Lease No. 582 in favor of Robert O. Foerster Lumber Company, for removal of cedar trees. Upon vote the motion was adopted.

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Mr. Wells called attention to sale approved by the Trustees on January 17, 1950, in favor of Mr. Clem Price for purchase of sovereignty land in Monroe County adjacent to his upland. Objection was filed by W. V. Albury to closing the waterway and Roosevelt Boulevard, and the Trustees approved the sale conditioned upon protest being satisfactorily settled. Upon investigation it was found that Mr. Albury's client does not own land adjacent to the waterway and the objection is not valid.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees find the objection of Mr. Albury not valid and authorize issuance of deed in favor of Mr. Price to the land described in sale of January 17. Upon vote the motion was adopted.

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Request was presented from A. Fortenberry, Chairman of Canaveral Port Authority, for conveyance of sovereignty land in the Indian River, Section 15, Township 24 South, Range 36 East, Brevard County, to be used for port purposes. A price of \$1.00 an acre was offered for the land.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees agree to convey the property applied for by Canaveral Port Authority at the price offered, conditioned upon the land being advertised for objections only, and conveyance to be for port purposes and public use. Upon vote the motion was adopted.

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Letter was presented from Coastal Petroleum Company of St. Petersburg, Florida, requesting approval for assignment to Mr. Frank Bezoni, Trustee, of lands in Dade County covered by oil lease No. 340-A, said lands being described as SW $\frac{1}{4}$  of Section 17, Township 55 South, Range 38 East, and the NW $\frac{1}{4}$  of Section 2, Township 56 South, Range 37 East.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve assignment of the land described. Upon vote the motion was adopted.

Request was presented from Coastal Petroleum Company that the Trustees furnish a resolution to the effect that said company has complied with all the drilling requirements of the primary terms of Leases 248 and 224-A, as modified.

Motion was made by Mr. Gay, seconded by Mr. Larson and unanimously carried that the request be granted and the following resolution be adopted, subject to checking by the Land Office to ascertain if all requirements of the leases have been complied with:

#### R E S O L U T I O N

WHEREAS, the expiration dates of the primary terms of State Drilling Lease No. 248, As Modified, and State Drilling Lease No. 224-A, As Modified, were December 19, 1949 and December 27, 1949, respectively, and

WHEREAS, Coastal Petroleum Company, Lessee, under the said State leases, as modified, has requested the Trustees to acknowledge the Lessee's full compliance with the drilling requirements during the primary terms of said leases, and

WHEREAS, a review of the drilling footage credits to apply toward the drilling requirements during the primary terms of the said leases was received from Coastal Petroleum Company under date of December 1, 1949, and the Board having considered this review is in agreement with the interpretation of the application of drilling footage credits set forth therein,

NOW, THEREFORE, upon motion duly made, seconded and carried it was

RESOLVED, that the following letters, copies of which are annexed hereto, be and they hereby are made a part of the minutes of this meeting:

1. Coastal Petroleum Company letter to Mr. Fred C. Elliot, Secretary, Trustees of the Internal Improvement Fund of the State of Florida, dated July 15, 1949.
2. Coastal Petroleum Company letter to Mr. Fred C. Elliot, Secretary, Trustees of the Internal Improvement Fund of the State of Florida, dated October 7, 1949.
3. Coastal Petroleum Company letter to Mr. Fred C. Elliot, Secretary, Trustees of the Internal Improvement Fund of the State of Florida, dated December 1, 1949,

and that the interpretation of the applicability of the drilling footage credits to State Drilling Leases No. 224-A, As Modified, and No. 248, As Modified, contained in the above described letters be and it hereby is adopted by this Board to be correct and accurate, and it was

FURTHER RESOLVED, that the Secretary of the Trustees of the Internal Improvement Fund of the State of Florida be and he hereby is authorized and directed to furnish a copy of this resolution acknowledging full compliance of Coastal Petroleum Company with the drilling requirements of the primary terms of the said two leases, to the Coastal Petroleum Company for its files and records.

Letter #1:

July 15, 1949

Mr. Fred C. Elliot, Secretary  
Trustees of the Internal Improvement Fund  
of the State of Florida  
Capitol Building  
Tallahassee, Florida

Dear Mr. Elliot:

In view of the proximity of the expiration date of the primary term of Drilling Lease No. 224-A, As Modified, on December 27, 1949, and Drilling Lease No. 248, As Modified on December 19, 1949, the following data on the drilling accomplished by Coastal Petroleum Company on said leases is submitted for your information and files:

*Drilling Lease No. 224-A*

- |                   |   |  |
|-------------------|---|--|
| No. 1 Ragland     | — | Spudded August 16, 1947<br>Completed October 19, 1947<br>Total Depth—5,850 feet<br>Drilling Block No. 3  |
| No. 1 E.P. Larsh  | — | Spudded November 6, 1948<br>Completed January 13, 1949<br>Total Depth—7,913 feet<br>Drilling Block No. 2 |
| No. 1 Ronald Sapp | — | Spudded February 17, 1949<br>Completed March 19, 1949<br>Total Depth—3,507 feet<br>Drilling Block No. 3  |

It will be noted that the No. 1 Ragland and the No. 1 Sapp were both drilled on Block No. 3, and contract footage was assigned and credited to the latter as the

result of drilling the test into Paleozoic formation. The 5,850 feet drilled at the No. 1 Ragland location is, therefore, excess footage which can be applied to any other drilling block so elected. Since the No. 1 Larsh was assigned to and holds Drilling Block No. 2, with an excess footage credit of 1,913 feet, it is our desire that the 5,850 feet drilled at the No. 1 Ragland location and 150 feet of the excess of 1,913 feet of the Larsh test, be assigned to Drilling Block No. 1, said 6,000 feet fulfilling the requirements on that block. On this basis, a total of 4,237 feet, 6,000 feet less the 1,763 feet of excess footage from the Larsh test after deducting 150 feet for credit to Block No. 1, remain to be drilled on or credited to, or drilling operations which will result in the drilling of that amount of footage commenced on Drilling Block No. 4 on or before December 27, 1949, for full compliance with the terms of subject drilling lease.

*Drilling Lease No. 224-B*

No. 1 Ed C. Wright—Spudded February 13, 1948  
 Completed July 8, 1948  
 Total Depth—11,507 feet  
 Drilling Block No. 5

Six thousand feet of the total of 11,507 feet drilled in the above test was assigned and credited to Drilling Block No. 5, and the excess footage of 5,507 feet should be applied as credit to Drilling Block No. 6. Therefore, 12,493 feet remain to be drilled or credited to, or drilling operations commenced which will result in the drilling of that amount of footage on Drilling Blocks Nos. 6, 7 and 8, Drilling Lease No. 224-B, on or before March 27, 1951.

*Drilling Lease No. 248*

No drilling operations have been conducted on this lease to date; therefore, a total of 12,000 feet must be drilled on or credited to, or drilling operations resulting in the drilling of that amount of footage commenced on or before December 19, 1949.

In review, Coastal Petroleum Company is required to have drilled on or assigned to, or commenced drilling operations which will result in the drilling of a total of 4,237 feet on Drilling Lease No. 224-A, on or before December 27, 1949; 12,000 feet on Drilling Lease No. 248, on or before December 19, 1949, and 12,493 feet on Drilling Lease No. 224-B on or before March 27, 1951.

As you know, our No. 1 State on Lease 363 in Section 32, Township 62 South, Range 38 East, was spudded on July 12th. It is expected that the test will be drilled to approximately 7,000 feet and it is our intention to drill the test well on Lease 364 to approximately 11,000 feet, or a total of 18,000 feet of hole which will be credited to our Drilling Leases 224-A and 248. It is assumed that any overage drilled may be credited to Drilling Lease 224-B.

Respectfully submitted,

COASTAL PETROLEUM COMPANY  
Benjamin W. Heath  
Vice President

BWH:dk  
Letter #2:

October 7, 1949

Secretary, Trustees of the Internal  
Improvement Fund of the State of Florida  
Capitol Building  
Tallahassee, Florida

Dear Sir:

Enclosed herewith is a notarized copy of an affidavit supporting the plugging of the Coastal Petroleum Company No. 1 State well located 1,053.01 feet from the south line and 329.29 feet from the east line in Section 32, Township 62 South, Range 38 East, Monroe County, Fla., which operation was completed at twelve o'clock noon on September 30, 1949.

Completion of this oil test well to a total depth of 7,559 feet, which figure is further supported by the affidavit, operates to extend for a period of five years State Lease No. 363, dated September 5, 1944. In accordance with the provisions of a resolution passed by the Trustees of the Internal Improvement Fund at their meeting on May 10, 1949, it is requested that the total footage of 7,559 feet be credited to Drilling Block No. 9 of Drilling Lease No. 248 As Modified, dated February 27, 1947 (original lease dated December 19, 1944). On the basis of the recapitulation of drilling activity of this Company furnished to your office in our letter of July 15, 1949, there remains to be drilled on, or credited to Lease No. 224-A, 4,237 feet and on Lease No. 248, 4,441 feet. It is further understood that drilling operations which will result in the drilling of said footage must be commenced on or before December 27, 1949, in the case of Lease No. 224-A and on or before Decem-

ber 19, 1949 in the case of Lease No. 248. In this respect, the Coastal Petroleum Company No. 1 State-Grossman, located in Section 25, Township 55 South, Range 37 East, in Dade County, Fla., was spudded on October 2, 1949.

Respectfully submitted,

COASTAL PETROLEUM COMPANY  
Benjamin W. Heath  
Vice President

BWH:dk

Encl.

Letter #3:

December 1, 1949

Trustees of the Internal Improvement  
Fund of the State of Florida  
Capitol Building  
Tallahassee, Florida

Attention: Mr. Fred C. Elliot, Secretary

Gentlemen:

Reference is made to our letter of October 7, 1949 insofar as it pertains to certain drilling requirements of our Drilling Leases 248 and 224-A As Modified. In review, 6,000 feet of the 7,559 feet drilled by Coastal Petroleum Company at the No. 1 state location in Section 32, Township 62 South, Range 38 East, Monroe County, Fla., was credited to Drilling Block No. 9 of Drilling Lease No. 248, the excess of 1,559 feet to be applied to Drilling Block No. 10 of said lease, thereby requiring a total of 4,441 feet to be drilled on or credited to that lease on or before December 19, 1949 to complete the overall footage requirement of 12,000 feet. At that time 4,237 feet remained to be drilled on or credited to Drilling Lease No. 224-A, on or before December 27, 1949, to complete the overall footage requirement of 24,000 feet.

Enclosed with this letter is a notarized affidavit certifying that on November 6, 1949, the Coastal Petroleum Company Well No. 1 State-Grossman, located in Section 25, Township 55 South, Range 37 East, Dade County, reached a depth of 8,678 feet. In accordance with provisions of a resolution passed by the Trustees of the Internal Improvement Fund at their regular meeting on September 13, 1949, it is requested that 4,441 feet of this footage be credited to Drilling Lease No. 248, and 4,237 feet credited to Drilling Lease No.

224-A, thereby fulfilling the overall footage requirements of both leases.

A review of the footage assignments for Drilling Leases 248 and 224-A follows:

*Drilling Lease No. 224-A:*

<i>Drilling Block No. 1</i>	
<i>Well</i>	<i>Footage Credit</i>
No. 1 J. B. Ragland .....	5,850 feet
No. 1 E. P. Larsh .....	150 "
Total Credit .....	6,000'
<i>Drilling Block No. 2</i>	
No. 1 E. P. Larsh .....	6,000 feet
Total Credit .....	6,000'
<i>Drilling Block No. 3</i>	
No. 1 Ronald Sapp .....	*6,000 feet
Total Credit .....	6,000'
<i>Drilling Block No. 4</i>	
No. 1 E. P. Larsh .....	1,763 feet
No. 1 State-Grossman .....	4,237 "
Total Credit .....	6,000'
Overall Total .....	24,000'

\*Ronald Sapp No. 1 drilled into the Paleozoic formation at 3,507 feet and received credit as contract well per letter from Trustees of the Internal Improvement Fund, dated May 31, 1949.

*Drilling Lease No. 248:*

<i>Drilling Block No. 9</i>	
No. 1 State .....	6,000 feet
Total Credit .....	6,000'
<i>Drilling Block No. 10</i>	
No. 1 State .....	1,559 feet
No. 1 State-Grossman .....	4,441 "
Total Credit .....	6,000'
Overall Credit Total .....	12,000'

Please note: (1) That 1,763 feet of the footage drilled at the No. 1 E. P. Larsh test and 4,237 feet of that drilled at the No. 1 State-Grossman, or a total of 6,000 feet, were assigned and credited to Drilling Block No. 4 of Drilling Lease No. 224-A (Our letter dated Oc-

tober 7, 1949); (2) That 6,000 feet of the footage drilled in the No. 1 State is credited to Drilling Block No. 9 of Drilling Lease No. 248 (by authority Trustees resolution dated May 10, 1949), and the balance of the 7,559 feet, or 1,559 feet, drilled at this test is credited to Drilling Block No. 10; and (3) that 4,441 feet of the 8,678 feet already drilled in the No. 1 State-Grossman, as certified by attached notarized affidavit, is assigned to Drilling Block No. 10 of Drilling Lease No. 248.

On the basis of the above figures, it is requested that full compliance with the overall footage requirements of Drilling Leases 224-A and 248, As Modified, be properly recognized and made a matter of record in the form of a resolution at the next regular meeting of the Trustees of the Internal Improvement Fund.

Respectfully submitted,

COASTAL PETROLEUM COMPANY  
Benjamin W. Heath  
Vice President

BWH:dk

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Application was presented from George Nesmith of Wakulla, Florida, with offer of \$100.00 for approximately one (1) acre of sovereignty land described as a partially submerged shallow bank running approximately 600 feet north and south by 72 feet east and west, located on the westerly side of Goose Creek Bay, in Wakulla County, Florida. Mr. Nesmith holds Lease No. 435 on the parcel which will expire February 1, 1956.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees agree to advertise the partially submerged bank for competitive bids and objections, based on offer from Mr. Nesmith. Upon vote the motion was adopted.

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Offer of \$300.00 an acre was presented from O. P. Hewitt, Jr., for purchase of 0.161 acres of land lying between his upland property—Lot 10, Block A, Lake Conway Park—and the present shore line of Lake Conway, in Section 30, Township 23 South, Range 30 East, Orange County.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees agree to advertise the land for objections only, based on offer from Mr. Hewitt. Upon vote the motion was adopted.

Application was presented from F. E. Starnes, on behalf of H. Hansen, with offer of \$10.00 an acre for Government Lots 6 and 7, Section 34, Township 43 South, Range 25 East, Lee County.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees agree to advertise the lots for competitive bids and objections, based on offer from Mr. Hansen. Upon vote the motion was adopted.

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Mr. Wells recommended that the Trustees take off the market for the present certain lands owned by the State in Collier and Hendry Counties, generally located in the Sunniland oil field area.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees withdraw from sale the State land in the area mentioned. Upon vote the motion was adopted.

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Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees decline offer of \$5.00 an acre from W. J. Touchton for the W $\frac{1}{2}$  of Section 35, Township 47 South, Range 32 East, Hendry County. Upon vote the motion was adopted.

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Mr. Elliot reported that at the meeting January 24, 1950, permit had been authorized issued in favor of Broward County Port Authority for pipe line across land owned by the Trustees, the Board of Commissioners of State Institutions and the State Board of Education; that the permit was executed by the three boards and sent to the Port Authority for acceptance. Request is now made that the permit be modified and changed to Right of Way and Easement Deed, omitting description of the right of way until such time as survey can be made and the right of way definitely located; also that the Trustees not require the pipe line buried through land located in the Water Conservation area. Mr. Elliot recommended that the request be granted and a new instrument prepared along the line suggested with all other conditions of the permit to be embodied in the easement deed, subject to approval of the Attorney General.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees modify their action of January 24, by authorizing execution of Right of Way and Easement Deed in favor of Broward County Port Authority as explained by Mr. Elliot, with changes and modifications to be approved by the Attorney General. Upon vote the motion was adopted.

Request was presented from Dade County that the Trustees grant permission to construct a bridge and locate a road along and across Miami Canal in Dade County. Mr. Elliot recommended that permit be authorized subject to the county procuring in advance from Everglades Drainage District consent to do the work described, and that the usual conditions be made a part of the permit.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize permit as suggested by Mr. Elliot for bridge and road along and across the Miami Canal in Sections 19 and 20, Township 53 South, Range 41 East, Dade County. Upon vote the motion was adopted.

Application was presented from the Town of Moore Haven for conveyance of Moore Haven Lock Site to be used as a public park. Mr. Elliot recommended that the Trustees quit claim the site with reverter clause to protect the Trustees in event the land should ever be used for other purposes; also that grant be made subject to any other conveyances or permit.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize execution of quit claim deed in favor of the Town of Moore Haven, subject to restrictions suggested by Mr. Elliot. Upon vote the motion was adopted.

Mr. Elliot reported as information to the Trustees that Deed No. 19558 from Trustees of the Internal Improvement Fund to the United States, conveying land in Dade and Monroe Counties, received in an exchange with the State Board of Education, had been accepted by the Assistant Director of National Park Service.

Financial statements for the month of January are as follows:

UNDER CHAPTER 610

Balance as of January 1, 1950 .....	\$1,252,294.34
Receipts for the month:	
Land Sales .....	\$ 40,234.46
Land Sales—Chapter 14572—	
Hillsborough County .....	200.97
Land Sales—Chapter 14717—	
Broward County .....	900.00
Quit Claim Deeds .....	10.00
Certified Copies Trustees' Minutes .....	8.50
Tax Refunds .....	1,915.96
Interest on Contracts .....	29.89

Miscellaneous Leases .....	687.00	
Mineral Lease .....	25.00	
Sand & Shell Leases .....	2,573.27	
Oil Leases .....	16,085.60	
Farm Leases .....	1,440.00	
Timber Leases .....	124.06	
Campsite Lease .....	50.00	
Grazing Leases .....	213.39	
Total Receipts for the Month .....	64,498.10	64,498.10
GRAND TOTAL .....		1,316,792.44
Less Disbursements for the month .....		19,008.85
BALANCE AS OF JANUARY 31, 1950 .....		1,297,783.59

DISBURSEMENTS FOR MONTH OF JANUARY, 1950

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
1-6-50	131411	Sinclair Wells .....	\$ 139.56
1-7-50	131412	S.T.—Transfer to Prin. State School Fund .....	10,486.81
	131413	S.T.—Transfer to G.R. for Oyster Conservation Fund .....	2,509.34
1-10-50	135722	Bulkley-Newman Printing Co. ....	12.00
1-7-50	131527	S.T.—Transfer to G.R. 3%, Quarter End 12/31/49 .....	3,459.29
1-14-50	145252	Southeastern Telephone Co. ....	14.85
	145253	Western Union Telegraph Co. ....	2.98
	145254	Burroughs Adding Machine Co. ....	24.65
	145255	H. T. Piety CCC .....	1.70
	145256	State Office Supply .....	1.15
	145257	Rose Printing Co. .....	35.00
1-13-50	144343	George D. Barnard Co. ....	244.36
1-31-50	150079	F. C. Elliot .....	468.85
	150080	A. C. Bridges .....	308.73
	150081	M. O. Barco .....	207.23
	150082	Jentye Dedge .....	279.76
	150083	Bonnie G. Shelfer .....	163.73
	150084	Sinclair Wells .....	95.00
	150085	C. M. Greene .....	47.50
	150086	Harold E. Taylor .....	47.50
	150087	Ruth N. Landers .....	19.00
	150090	Lewis State Bank (Federal Tax)	222.70
	150088	Insurance (Florida Hospital Service Corp.) .....	5.40
	150089	5% Retirement Fund .....	81.24
	160746	Robert J. Pleus .....	130.09
	160747	W. E. Pound, T.C. ....	.43
TOTAL DISBURSEMENTS FOR MONTH OF JANUARY, 1950 .....			19,008.85

## U.S.G.S. CO-OPERATIVE FUND

Balance as of January 1, 1950 .....		250.00
Receipts for the month:		
January 19th Hillsborough Co. ....	500.00	
Marion County .....	300.00	
Winter Haven Lake Region Boat Course District .....	400.00	
Lake Soil Conserva- tion Dist. ....	300.00	1,500.00
25th Highlands County .....	400.00	
27th Pinellas County Coms. ....	350.00	
29th Polk Co. Commissioners .....	1,000.00	
Total Receipts for the month	3,250.00	3,250.00
GRAND TOTAL .....		3,500.00
Less Disbursement for the month .....		-0-
BALANCE AS OF		
JANUARY 31, 1950 .....		3,500.00

## UNDER CHAPTER 18296

## Receipts to General Revenue:

January 3, 1950 .....	\$ 3,595.50
January 17, 1950 .....	997.25
Total Receipts for the Month of January, 1950 .....	\$ 4,592.75

## Disbursements from General Revenue:

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
1-31-50	148692	Ernest Hewitt .....	\$ 298.68
	148693	Mary Clare Pichard .....	192.46
	148694	Lewis State Bank (Federal Tax) ....	30.60
	148695	5% Retirement Fund .....	16.58
Total Disbursements for Month of January, 1950 .....			\$ 538.32

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Brevard	2/3/50	98
Charlotte	1/16/50	155
Citrus	1/23/50	3
Clay	2/4/50	1
Hardee	12/5/49	1
Leon	12/23/49	3

Palm Beach	1/5/50	1
Palm Beach	1/12/50	1
Pinellas	1/11/50	150
Polk	12/30/49	3
Sarasota	1/25/50	23
Sumter	1/16/50	4
Suwannee	12/5/49	1
Wakulla	12/24/49	1

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Mr. Elliot presented three requests for deeds to correct errors in original deeds, with information that the Attorney General's office has approved the corrections requested.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the following deeds be issued for correcting errors:

- Broward County Deed No. 97-A to Dorothy B. Green to correct grantee's name;
- Hillsborough County Deed No. 3170-A to R. E. Skinner to eliminate railroad right of way;
- Hillsborough County Deed No. 1962-Cor. to United Memorial Hospital Association to correct name of grantee.

Upon vote the motion was adopted.

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Request was presented from the State Board of Education that the Trustees release oil and mineral reservations in Orange County Deed No. 1349 as they apply to Lot 6, Block D of Central Park, Lockhart. It was explained that the Orange County School Board is acquiring the lot from the state's grantee for use in expanding Lockhart Elementary School and desires the reservations released.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees agree to release the reservations as requested when transfer of title is completed in the School Board. Upon vote the motion was adopted.

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Offer of \$75.00 was presented from Columbia County for approximately eleven (11) acres of land in Section 2, Township 3 South, Range 16 East, which the county desires to use

in exchanging for other areas to be used by the State Road Department in Farm to Market Road program.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the offer from Columbia County for the six parcels desired, which is equal to one-fourth of the 1932 assessed value, with conveyance to be made under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

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Request was presented from Mrs. W. M. Bostwick, Jr., that the Trustees allow protest to sale of December 14, 1949—Report No. 104 Duval County—as it affects Lots 1 to 18, inclusive, and 71 to 88 inclusive, Ingram's Replat of Lots 8, 9 and S½ of Lot 7, East Greeleyville. Mrs. Bostwick claims to be former owner and has deposited the required amount with the Clerk to have the land readvertised and sold based on the protested bid.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees grant request, notifying the Clerk that the protest has been allowed by the Trustees, and that second sale should be held. Upon vote the motion was adopted.

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Request was presented from the State Road Department for right of way through Lots in Blocks B and C, White's Addition to Campbellton, Section 2, Township 6 North, Range 12 West, Jackson County, to be used in connection with State Road No. 75—Sec. 5305-301—SRD No. 15 Revised.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize execution of right of way easement as requested by the State Road Department. Upon vote the motion was adopted.

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Mr. Elliot presented request from Clerk of the Circuit Court of Marion County that the Trustees allow advertisement of approximately 120 acres of land comprising 429 parcels in Silver Springs Park Addition, located in the NE¼ of Section 26, Township 14 South, Range 22 East, Marion County, with a base bid of \$900.00. It was explained that agreement was reached about a year ago to advertise on that basis, and the Clerk desires confirmation for advertising now on the same basis.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees grant the request and authorize advertisement of the lots on the basis agreed upon last year. Upon vote the motion was adopted.

Application was presented from Hillsborough County that refund in amount of \$65.00 be made to Frederick C. Forster and wife. It was explained that the Trustees by Deed No. 4956 dated May 17, 1949, conveyed Lot 34 of F. M. Loomis Subdivision of Block 1, Ohio Colony Company's Addition to Plant City, but the land should not have been certified to the state as it was owned by St. Luke's M. E. Church of Plant City.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees request issuance of warrant in amount of \$65.00 from General Revenue Fund in favor of Mr. Forster and wife. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
February 21, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Secretary of State R. A. Gray and State Superintendent of Public Instruction Thos. D. Bailey being present, joint session of the Trustees, the Board of Commissioners of State Institutions and the State Board of Education, was called.

Mr. Elliot requested that the Board of Commissioners of State Institutions and the State Board of Education concur in action taken by the Trustees of the Internal Improvement Fund February 14, 1950, authorizing change from permit to right of way easement deed in favor of Broward County Port Authority. Mr. Elliot explained that there were two other changes or modifications, one being omission of description for pipe line route until survey and definite location can be made, and

through the Conservation areas that the Port Authority not be required to bury the pipe line.

Motion was made by Mr. Ervin that the Board of Commissioners of State Institutions concur in the action taken by the Trustees modifying and changing the permit on the three points mentioned by Mr. Elliot. Motion seconded by Mr. Larson and adopted.

Motion was made by Mr. Bailey that the State Board of Education likewise concur in action taken by the Trustees of the Internal Improvement Fund in modification and change of permit to Broward County Port Authority. Motion seconded by Mr. Ervin and upon vote adopted.

Joint session concluded.

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Mr. Wells reported that pursuant to action of the Trustees January 31, 1950, the Pelican Bay tract of land, comprising approximately 2500 acres of land in Palm Beach County, was advertised for lease and this date was fixed for receiving bids for a ten-year lease on the tract. Mr. Wells recommended that any lease made provide for rental payments to be semi-annually in advance rather than annually.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that rental payments on lease of the Pelican Bay tract be made semi-annually in advance. Upon vote the motion was adopted.

Mr. Wells also recommended that the question of maintenance and drainage be left for determination by Mr. Elliot.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the recommendation of Mr. Wells be adopted and that decision as to maintenance and drainage be left with Mr. Elliot. Upon vote the motion was adopted.

The following notice was published in the Palm Beach Post, the Belle Glade Herald and the Pahokee News on February 10 and 17, 1950:

Tallahassee, Florida, February 3rd, 1950

#### N O T I C E

Trustees of the Internal Improvement Fund offer for farm lease to the highest bidder on open competitive bids, at the Board Room in the Capitol, on February 21st, 1950, at 11:00 o'clock A.M., the areas known as PELICAN BAY tract, in Palm Beach County, Florida, comprising approximately 3000 acres.

The period of the lease will be for ten (10) years.

Payments to be made annually in advance by July 1 of each year.

It will be necessary for the successful bidder to install complete drainage equipment and facilities for draining the land, other than canals and ditches now existing.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Bids were invited for leasing Pelican Bay Tract which has been leased to Richlands, Inc., said lease expiring July 1, 1950.

Mr. O. B. McClure, on behalf of Richlands, Inc., was present and stated that he desired to make a proposal to pay \$12,000.00 annually for ten-year (10) lease on the Pelican Bay tract, subject to Mr. Elliot's recommendation as to maintenance of the dike as heretofore discussed, said lease to begin July 1, 1950.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept proposal from Richlands, Inc., and authorize execution of ten-year lease on the Pelican Bay tract, Mr. Elliot to work out with lessees the maintenance and drainage problems. Upon vote the motion was adopted.

Mr. Elliot explained that during the 1947 flood a section of the levee broke through for a short distance and the Trustees participated in repairing the dike at a cost of \$6000.00, which was high owing to conditions under which repairs had to be made. Also, under plan of Central and Southern Florida Flood Control District for increasing Lake Okeechobee elevation approximately two (2) feet, it will be necessary to raise the levee two feet for a distance of approximately 1½ miles, the estimated cost of which will be \$5000.00. Mr. Elliot recommends that this work be done, the Trustees paying one-half of the cost and Richlands paying one-half.

Mr. McClure, on behalf of Richlands, agreed that the company would pay half the cost of the levee work and maintenance.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees approve the recommendation of Mr. Elliot and authorize the levee maintenance work done with the understanding that Richlands, Inc., will pay half the cost of the work. Upon vote the motion was adopted.

Based on request from L. H. Zinsser, with offer of \$100.00 an acre for Pinellas County land, the Trustees agreed to advertise for objections only the 1.62 acres applied for. The following notice was published in the Clearwater Sun on January 20, 27, February 3, 10 and 17, 1950:

Tallahassee, Florida, January 13th, 1950

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. February 21st, 1950, the land in PINELLAS COUNTY, described as follows:

Begin at the Northwest corner of SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 3, Township 29 South, Range 16 East, and run Thence North 0° 46' 53" East, along section line 30 feet; thence South 89° 24' 32" East, 1550.51 feet; thence North 37° 15' 16" East, 234.67 feet, to the Southerly corner of Lot 6, Block 21 of a Replat of South Green Springs, as recorded in Plat Book 6, Page 79, Pinellas County records; thence South 52° 58' 16" East, 100.00 feet for POB; thence South 52° 58' 16" East, 500 feet; thence North 37° 15' 16" East, 141 feet; thence North 52° 58' 16" West, 500 feet; thence South 37° 15' 16" West, 141 feet, to POB.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out for hearing objections, if any. No objections were filed.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees accept the offer from Mr. Zinsser and confirm sale in his favor. Upon vote the motion was adopted.

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Offer of \$50.00 an acre was presented from Bryant & Lounsbury for purchase of the S $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 3, S $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 10, and E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 9, all in Township 58 South, Range 39 East, Dade County, containing 240 acres.

Mr. Wells explained that this was a part of the area which the Trustees agreed to sell to Shutts, Bowen, Simmons, Prevatt and Julian in July of last year, but the sale was never consummated. He recommended that the offer be accepted.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees accept the offer from Bryant & Lounsbury and authorize consummation of sale. Upon vote the motion was adopted.

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Mr. Elliot reported that he had received application by telephone from Honorable David Sholtz for mineral sand lease identical or similar to Lease No. 291 issued to S. H. Rogers of Tampa, Florida, in July 1943, but since cancelled. Application from Mr. Sholtz covers the taking and dredging of mineral sands, including ilmenite, zircon, rutile, monazite from areas in Escambia, Santa Rosa and Okaloosa Counties, consisting of all the water bottoms, tidal or submerged areas, South of the North two rows of Sections in Township 1 North, Ranges 26, 27, 28, 29, 30, 31 and 32 West, and also such areas in Sections 15, 16, 17, 18, 19, 20, 21 and 22 in Township 2 South, Range 24 West, and Sections 13, 14, 15, 17, 18, 19, 20, 21, 22, 23 and 24 in Township 2 South, Range 25 West. Lease will be for a period of five (5) years with option for extension of ten (10) additional years conditioned upon lessee constructing a plant within the State of Florida during the first five-year period costing not less than one hundred thousand dollars (\$100,000.00).

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize lease in favor of Mr. Sholtz for taking mineral sands, including those enumerated, under similar terms and conditions of cancelled Lease No. 291. Upon vote the motion was adopted.

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Joint session was requested with Board of Commissioners of State Institutions, and Secretary of State R. A. Gray was recorded as present.

Mr. Gay reported that several weeks ago the City of Tallahassee was approached with reference to purchase of a tract of land east of the Capitol, having a frontage of two hundred and forty (240) feet on Lafayette Street by eighty feet (80') deep, comprising Lots 53, 54 and east seventy (70) feet of Lot 52, Original Plan of the City of Tallahassee, on which property there is located a substantial brick building. The price agreed upon is \$32,000.00, and City Attorney Jim Messer has worked out a plan with the Capital City National Bank and the Lewis State Bank for financing the purchase and repairs to the building, said repairs not to exceed \$14,000.00.

Mr. Messer explained that there is a balance coming to the Trustees, in the amount of \$4,699.27, and to the Board of Commissioners of State Institutions, in amount of \$3,349.62, from rents collected under agreement of July 3, 1943, and if the two boards will allow these amounts, totaling \$8,048.89, to be used as the initial payment on the property the balance can be financed over a period of ten (10) years. At the end of ten years the property will be paid for and title will then be put in the State of Florida free and clear. The arrangement worked out by the city provides for remodeling the building for offices and the space will be rented for a sufficient amount to amortize the cost of the entire property within ten years. Appraisal of the property was fixed at \$42,000.00.

The city requests that the Trustees and the Board of Commissioners of State Institutions adopt suitable resolutions for carrying out the project.

Upon discussion of the proposal the joint boards were agreeable to the purchase as outlined.

Proper motion was made by Board of Commissioners of State Institutions adopting resolution for carrying out the plan.

Motion was made by Mr. Larson on behalf of the Trustees, seconded by Mr. Mayo, and unanimously carried, that the purchase be approved by the Trustees and the following Resolution adopted:

#### R E S O L U T I O N

BE IT RESOLVED BY THE TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA, in the interest of internal improvement in this state, that the City of Tallahassee be, and it is hereby authorized and directed to apply the sum of Four Thousand Six Hundred Ninety-nine & 27/100 Dollars (\$4,699.27) which the said city holds pursuant to paragraph 4 of that certain agreement made and entered into on the 3rd day of July, A. D. 1943, by and between the Trustees and the said city,

toward the purchase by the city of Lots Fifty-three (53), Fifty-four (54) and the east seventy (70) feet of Lot Fifty-two (52) of the Original Plan of the City of Tallahassee on the condition that upon the liquidation of the remainder of the purchase price of said property by the city from rentals therefor, the said city shall convey said property to the State of Florida.

Pursuant to action taken giving blanket authority for payment of salaries and regular expenses, warrants were requested in payment of the following salaries and bills:

F. C. Elliot, Engineer & Secretary .....	\$ 575.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk .....	266.66
Jentye Dedge, Secretary-Clerk .....	321.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
Sinclair Wells, Land Agent .....	100.00
C. M. Greene, Rental Agent .....	50.00
Harold E. Taylor, Apprentice Engineer .....	70.00
Ruth N. Landers, Maid .....	20.00
Diston Island Drainage District, Clewiston, Fla. For taxes on Tracts 60 & 61, Sec. 13- 42-32, for years 1943 to 1949 .....	283.29
Frederick C. Forster, c/o Chas. H. Pent, CCC—Refund—Part Deed No. 4956 .....	65.00
J. Edwin Larson, State Treasurer To Prin. State School Fund .....	14,146.39
J. Edwin Larson, State Treasurer To General Revenue Fund for Oyster Conservation Fund .....	2,334.12
TOTAL.....	\$ 18,795.44

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot reported that the United States District Engineers requested that certain Murphy Act land in Brevard County, in the vicinity of Cape Canaveral Long Range Proving Ground, be withdrawn from sale until selection could be made of parcels needed in connection with the project; that the Clerk of the Circuit Court of Brevard County had been notified by the Secretary's office to withhold from sale certain areas listed, pending confirmatory action by the Trustees.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees confirm action taken by Mr. Elliot instructing the Clerk of Brevard County to withdraw from sale the lands requested by list from the U. S. Engineers, pending

selection of areas desired for Port Canaveral project. Upon vote the motion was adopted.

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Request was presented from L. A. Boswell, Sr., for correction of Citrus County Deed No. 619 dated December 15, 1949, so as to give the correct section number.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize correction deed in favor of Mr. Boswell for correcting the section number. Upon vote the motion was adopted.

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Application was presented from David P. Catsman, on behalf of Salvatore J. Massulli and wife, for release of oil and mineral reservation in Dade County Deed No. 03-Chapter 21684 dated September 26, 1944, in so far as it applies to Lot 17, Block 90, First Addition to Hialeah.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees approve release of the reservations requested upon payment of \$5.00. Upon vote the motion was adopted.

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Request was presented from Clerk of the Circuit Court of Lake County that the Trustees allow advertisement of Lot 1, Wilson's Subdivision of Tavares with base bid of \$100.00, which was amount recommended by the Special Case Committee in 1946. Base bid under the 1932 value would be \$625.00, but the Clerk reports that a building on the lot at that time was removed and full value of the lot in 1939 was given as \$100.00.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize the land advertised for sale with base bid of \$100.00 plus costs. Upon vote the motion was adopted.

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Mr. Elliot presented request from Clerk of the Circuit Court of Seminole County, on behalf of Inez Meredith, that the Trustees accept \$30.00 for thirty (30) acres of land, the greater part of which comprises Lake Brantley. A bid of \$5.00 was listed on Report No. 103, Sale of December 27, 1949, covering land in the N $\frac{1}{2}$  of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  and SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 4, Township 21 South, Range 29 East—30 acres—but was rejected as insufficient. Applicant now offers to raise the bid to \$30.00. Mr. Elliot recommended that the offer be declined and counter proposal made to convey two and one-half (2 $\frac{1}{2}$ ) acres in the SE corner of W $\frac{1}{2}$  of NE $\frac{1}{4}$  of

SW $\frac{1}{4}$  of said section for the sum of \$5.00, this parcel being all the high land in the tract; also, that the lake area be taken off the market.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the recommendation of Mr. Elliot be adopted as the action of the Trustees and the Clerk be so notified. Upon vote the motion was adopted.

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Application was submitted from Town of Perry, Florida, for conveyance, without public purpose restrictions, of thirty-seven (37) acres of land in Section 24, Township 4 South, Range 7 East, Taylor County, the land being desired for a cemetery site and athletic field.

Upon recommendation from the Secretary, motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize conveyance of the land described upon payment of \$350.00, sale to be made under provisions of Chapter 21684, without advertisement and public sale. Upon vote the motion was adopted.

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Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees disclaim interest in certificates covering land in Marion, Okaloosa, Sarasota and Washington Counties, as approved by the Attorney General's office. Upon vote the motion was adopted.

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Pursuant to action taken giving blanket authority for payment of salaries and regular expenses, warrants were requested in payment of the following items:

Ernest Hewitt, Clerk-Bookkeeper .....	\$ 331.66
Mary Clare Pichard, Secretary-Clerk .....	206.66
	<hr/>
TOTAL.....	\$ 538.32

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Upon motion duly adopted, the Trustees adjourned.

C. M. GAY,  
Comptroller—Acting Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
February 28, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Elliot presented for approval minutes of the Trustees dated January 24, 1950, with information that copy has been furnished each member.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the minutes as presented be approved. Upon vote the motion was adopted.

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Mr. Elliot presented request from Honorable David Sholtz that the Trustees modify certain conditions in mineral sand lease authorized in his favor by action taken at the meeting February 21, 1950. The changes requested are: In Section "7" the work sheets will show the concentrates or processed minerals saved, rather than the dredge reports specified in cancelled Lease No. 291, and in Section "15", the plant to be constructed is to cost not less than \$30,000.00 instead of \$100,000.00 as specified in former lease.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize modification of the lease as explained by Mr. Elliot. Upon vote the motion was adopted and the lease ordered executed as modified. Governor Warren asked to be recorded as not voting, as he had just come into the meeting and was not familiar with the subject.

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Mr. Wells presented request from Ben Fuqua, on behalf of F. A. Edwards, for permit to take sand in Manatee River, from Fort Hamer to Bullseye. It was recommended that the lease be allowed for three (3) years on the basis of ten (10) cents per cubic yard.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize issuance of sand lease in favor of Mr.

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Edwards for three years as recommended by Mr. Wells. Upon vote the motion was adopted.

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Offer of \$100.00 an acre was presented from G. H. Jones for purchase of 0.30 of an acre of submerged land adjacent to his upland property described as Tract 1 of Hilton Haven Subdivision in Key West, Monroe County, Florida. Mr. Wells recommended that the offer be denied and the price be fixed at \$100.00 for the parcel.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees decline the offer and make counter proposal to advertise the land for sale subject to objections only, provided Mr. Jones will make a bid of \$100.00 for the parcel. Upon vote the motion was adopted.

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Offer of \$150.00 an acre was presented from Carl H. Hilton for approximately three (3) acres of submerged land adjacent to his upland property in Hilton Haven Subdivision of Key West, Monroe County, Florida.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees agree to advertise the land for objections only based on offer from Mr. Hilton. Upon vote the motion was adopted.

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Application was submitted from Arthur Gerlach and wife, of Cocoa, Florida, to purchase 1.11 acres of submerged land adjacent to their upland property described as N $\frac{1}{2}$  of Lot 8, Plat of Israel Stewart Homestead, Sections 33 and 34, Township 26 South, Range 37 East, Brevard County. Mr. Wells recommended that land be advertised for objections only provided applicants agree to pay \$25.00 an acre for the parcel.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees agree to advertise the land for objections only provided applicants agree to pay \$25.00 an acre. Upon vote the motion was adopted.

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Mr. Wells presented application from Ben Shepard, on behalf of a group of residents at Miami Beach, Florida, for purchase of sovereignty land in Indian Creek, located in Township 53 South, Range 42 East, Dade County, for which applicants offer \$1.00 per running foot, which is equivalent to \$1000.00 an acre.

It was recalled that on October 4, 1949, the Trustees agreed to sell this property at the price offered in order that the City

of Miami Beach might acquire a similar amount of land from said property owners to widen Indian Creek Drive. Mr. Shepard advised that agreement has been reached with the property owners and the city is making application for the state lands as agreed upon.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees authorize the land advertised for objections only, based on offer of \$1.00 per running foot. Upon vote the motion was adopted.

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Mr. Wells recommended that the Trustees cancel Lease No. 470-B in favor of Richard Shields on the ground of failure to pay rental. The land covered by lease is located adjacent to State Highway No. 4-A opposite the North end of Whale Harbor bridge in Monroe County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize cancellation of Lease No. 470-B for the reason that lessee has failed to pay rentals due. Upon vote the motion was adopted.

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Mr. Elliot presented request from the Land Department that refund in amount of \$555.21 be authorized in favor of Miss Pearl Pearce on account of overpayment for land purchased under Contract No. 18588.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that refund be authorized and the Comptroller be requested to issue warrant in payment therefor as follows. Motion adopted.

Miss Pearl Pearce, Lakeland, Florida	
Refund, account overpayment, Contract	
18588 .....	\$ 555.21

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Motion was made by Mr. Larson, seconded by Mr. Ervin, that the following expenses be approved and that the Comptroller be requested to issue warrants in payment thereof:

Southeastern Telephone Co., Tallahassee .....	\$ 9.40
Connie W. Raulerson, CCC Okeechobee County	
Recording fee .....	1.60
Earl R. Adams, CCC Monroe County	
Recording fee .....	1.50
Capital Office Equipment Co., Tallahassee .....	14.75
State Office Supply Co., Tallahassee .....	10.55
	<hr/>
TOTAL.....	\$ 37.80

Upon vote the motion was adopted.

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for sale of land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Brevard	2/4/50	1
Citrus	2/13/50	1
Duval	1/30/50	17
Hamilton	2/6/50	1
Hernando	2/10/50	3
Hillsborough	2/14/50	3
Jackson	2/13/50	1
Lake	2/13/50	7
Manatee	2/6/50	4
Marion	2/6/50	3
Martin	9/26/49	8
Orange	2/6/50	9
Sarasota	2/23/50	50
Volusia	1/25/50	44
Volusia	2/6/50	28
Volusia	2/8/50	55
Volusia	2/21/50	40
Washington	2/14/50	3

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
March 7, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Elliot presented for approval minutes of the Trustees dated February 14, 21 and 28, copies of which have been furnished each member.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees approve the minutes as presented. Upon vote the motion was adopted.

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Mr. Elliot reported that he and Mr. Wells had made an examination of state owned lands that would be affected by works of Central and Southern Florida Flood Control District and had selected certain areas that have been in the low value classification but will be much more valuable when works of the district are completed. These low value lands will be worth from \$30.00 to \$50.00 an acre. Mr. Elliot recommends that State land in Township 46 and 47 South, Ranges 34 to 38 East, both inclusive, Hendry and Palm Beach Counties, and in Townships 50 and 51 South, Range 39 East, east of the Flood Control District's levee, Broward County, be withdrawn from sale until further instructions from the Trustees.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize withdrawing from sale the state land as recommended by Mr. Elliot. Upon vote the motion was adopted.

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Mr. Mayo called attention of the Trustees to request from Messrs. Caldwell and Parker, on behalf of Coastal Petroleum Company, for refund of rentals paid on coastal lands on which the Trustees allowed abatement of rentals at the meeting December 20, 1949; that final consideration had been postponed and the company was contemplating bringing court action to clarify the question; that he felt the Trustees should allow a credit of rentals paid on the abated areas.

Attorney General Ervin called attention to provisions in the two leases—#224-A and #224-B—which in effect is that if the California decision affects the title or casts a cloud on the land, then the Trustees can take action and eliminate such land from the lease, but when it comes to refunding any money it must be clearly shown that the state's title must be divested; that he and Mr. Elliot take the position that the California decision did not divest title and the most that could be claimed was to affect Florida's title by implication or inference; that Florida's title has not been brought into question in the suit and if refund of money is made it will be admitting that the state has no title to the land, which it does not admit.

Mr. Elliot suggested that if the Trustees allow credit on the abated areas, there would be no admission of title failure which the Trustees do not want to do.

After full discussion of the subject, Mr. Mayo moved that the Trustees allow a credit of \$31,350.40 which represents rentals paid on the coastal areas on which abatement was allowed December 20, 1949, such credit to be applied on future rentals on other lands covered by the leases.

At the request of Mr. Gay, Mr. Ervin acted as Chairman.

Mr. Gay seconded the motion of Mr. Mayo and all members voted affirmatively except the Attorney General, who requested that he be recorded as voting against the motion. The motion was adopted.

Mr. Ervin stated that he believed that if suit was brought the Court would examine the leases and find that the conditions in the California suit have not occurred in Florida; that there has been no divesting of title because there has been no suit involving Florida. Coastal would not have the right to bring up divestiture of title as that would have to have been a condition precedent to the suit.

The credit was ordered allowed and the Secretary was requested to so advise attorneys for Coastal.

Mr. Wells presented telephone request from City of Moore Haven, Florida, that the Trustees change or modify a condition in Deed No. 19570 issued to the city February 14, 1950, by using the words "for Municipal purposes" rather than "purposes of a city park."

The deed conveyed by quit claim a parcel of land comprising 1.1 acres in Section 12, Township 42 South, Range 32 East, Glades County, and provides for reversion to the state of the land conveyed if at any time it is not used for public purposes.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize the deed changed as requested by the city. Upon vote the motion was adopted.

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for sale of Murphy Act lands:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Indian River	2/27/50	1
Martin	1/16/50	1
Sumter	2/6/50	1

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize the

issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Mr. Elliot presented two forms of deeds for conveying title to Murphy Act land as between the Trustees of the Internal Improvement Fund, acting for the State of Florida, and Everglades Drainage District. It was explained that the deeds would cover transactions where the state took title under the Murphy Act and the District took title for non-payment of Everglades Drainage District taxes on the same land.

Mr. Elliot recommended that the deed forms be approved for use in exchanging deeds as between the two agencies, subject to approval by the Attorney General. Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees approve the deed forms as presented, subject to examination and approval by the Attorney General. Upon vote the motion was adopted.

Mr. Ervin stated that he approved the forms as presented.

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Request was presented from G. W. Croft for reduction in base bid for advertising a parcel of land in Hamilton County described as 25 X 40 feet in the southeast corner of Lot 2, Block 12, Reneau's Survey, Morgan's Retrace of Section 7, Township 2 South, Range 16 East.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees decline offer of \$10.00 from Mr. Croft and make counter proposal to allow advertisement of the parcel with base bid of \$17.50. Upon vote the motion was adopted.

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Offer of \$62.50 was presented from the City of Fernandina, Florida, for conveyance of  $S\frac{1}{2}$  of  $W\frac{1}{2}$  of Out Lot 228 North of Railroad, Fernandina, Florida, desired in connection with the drainage program of the city.

Mr. Elliot informed the Trustees that the city made verbal application to purchase the land last September but check was not received until this month; that a private individual has made application to the Clerk to purchase at regular sale, after advertisement. Recommendation is that offer from the city be accepted, and application of private individual declined.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that offer from the city be accepted and the Clerk notified to deny application from other party; conveyance to the city to

be made under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

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Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees renew grazing lease in favor of Melvin E. Johnson covering 168 lots in Osceola County, upon payment of \$10.00, renewal to be for one year subject to sale of all or any part of the land. Upon vote the motion was adopted.

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Request was presented from Mrs. Inez Meredith that the Trustees reconsider former action and accept \$30.00 as payment for the S $\frac{1}{2}$  of NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  and E $\frac{1}{2}$  of SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 4, Township 21 South, Range 29 East, comprising 10 acres in Seminole County, on Lake Brantley.

Upon recommendation of Mr. Elliot, motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees decline the offer from Mrs. Meredith and make counter proposal to accept \$100.00 in payment for the 10 acres described, and that the action heretofore taken be so amended, the remainder of the land in Lake Brantley to be taken off the market. Upon vote the motion was adopted.

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Request was presented from Justin W. Manser for correction deed for the purpose of describing a parcel of land conveyed by Pinellas County Deed No. 1048. It was explained that the county and city records carried different descriptions for the same land, and it was necessary to include both in the deed in order to have proper assessment on the rolls of both county and city. The Attorney General's office recommended that the correction be made as requested.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees authorize execution of Pinellas County Deed No. 1048-Cor. in favor of Justin W. Manser and wife. Upon vote the motion was adopted.

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Mr. Elliot presented request from the Clerk of the Circuit Court of Palm Beach County for refund from General Revenue of \$119.50, representing overpayment on Report No. 148, sale of January 11, 1950.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve payment of the amount requested from General Revenue, and that the Comptroller be requested

to issue warrant therefor as follows. Upon vote the motion was adopted.

J. Alex Arnette, Clerk Circuit Court  
 Palm Beach County—Refund for over-  
 payment Report 148, sale of Jan. 11, 1950.....\$119.50

Upon motion duly adopted, the Trustees adjourned.

C. M. GAY,  
 Comptroller—Acting Chairman

Attest: F. C. Elliot  
 Secretary

Tallahassee, Florida  
 March 14, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
 J. Edwin Larson, Treasurer  
 Richard W. Ervin, Attorney General  
 Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
 Sinclair Wells, Land Clerk

Mr. Elliot presented for approval minutes of the Trustees dated March 7, 1950, with information that copy has been furnished each member.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the minutes of the Trustees as presented be approved. Upon vote the motion was adopted.

Mr. Wells presented request from George L. Hollahan, Jr., on behalf of client, Ernest Davis, for ten-year lease on a parcel of submerged land adjacent to right of way for Card Sound road in Monroe County. The area applied for is described as starting at a point 481 feet from the bridge site and running parallel for a distance not to exceed 650 feet in width by 50 feet in depth. Applicant also applies for a similar area on the north side of the highway.

Upon recommendation from Mr. Wells, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize ten-year lease in favor of Mr. Davis covering the area on the south side of the highway at a rental of \$100.00 annually but

decline to lease the area north of the road. Upon vote the motion was adopted.

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Offer of \$50.00 annually was presented from Martin A. Dewey, president of The Anchorage, Inc., for lease on the same parcel of Monroe County land heretofore covered by Lease No. 470-B, now cancelled, with rental of \$20.00 annually. Mr. Wells recommended lease be authorized.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the offer and authorize lease in favor of The Anchorage, Inc., on the land applied for, said lease to run concurrently with Lease No. 470-A in favor of the same company.

Upon vote the motion was adopted.

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Application was presented from Mrs. Malcolm R. Simmons with offer of \$200.00 for a mangrove island in Boca Ceiga Bay, Pinellas County, having approximately one-third (1/3) of an acre of high land with a total area, including mangrove swamp, of between two and three acres. Applicant has built a home on the island and desires to acquire title to the island. Mr. Wells recommends that a price of \$500.00 be accepted and the land advertised for objections only.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees decline the offer from Mrs. Simmons and make counter proposal to accept \$500.00 for the island, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Offer of \$1000.00 was submitted from Mr. and Mrs. George C. Marsic for purchase of a sandy reef in Boca Ceiga Bay, located in Sections 30 and 31, Township 32 South, Range 16 East, Pinellas County.

Based on recommendation from Mr. Wells, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees agree to accept \$1000.00 for one (1) acre on the north end of the reef, subject to advertisement for objections and competitive bids. Upon vote the motion was adopted.

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Mr. Walter A. Shelly, attorney for Daytona Beach, Florida, makes application on behalf of the city to purchase a small spoils area containing 1.72 acres, more or less, in Section 8, Township 15 South, Range 33 East, Volusia County. An offer of \$200.00 is made for the parcel which will be used in connection with creation of a youth center.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the offer, subject to advertisement for objections only, deed to contain the provision for public purposes only. Upon vote the motion was adopted.

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Letter was presented from John Tiedtke renewing his offer of \$50.00 an acre for sovereignty land adjacent to his property in Sections 30 and 31, Township 42 South, Range 34 East, containing approximately 131 acres in Glades County. He asks that the Trustees recede from the price of \$80.00 an acre recently fixed for advertising the land. Mr. Wells recommends that the Trustees agree to advertise the land with a base bid of \$50.00 an acre.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees rescind former action and agree to advertise the land for competitive bids and objections on the basis of \$50.00 an acre. Upon vote the motion was adopted.

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Application was presented from J. D. Barnes, Homestead, Florida, with offer of \$500.00 for deed to Long Arsenicker Key in Biscayne Bay, Township 58 South, Range 40 East, Dade County, Mr. Wells recommended that a ten (10) year lease be authorized for one (1) acre with yearly rental of \$50.00.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees approve recommendation from Mr. Wells and execute ten-year lease on the basis recommended. Upon vote the motion was adopted.

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Offer of \$10.00 an acre was presented from Thomas Alexander, on behalf of Lykes Brothers, Inc., for the NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 6, Township 40 South, Range 28 East, Glades County.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees agree to advertise the land for competitive bids based on offer from Lykes Bros., Inc. Upon vote the motion was adopted.

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Offer of \$150.00 an acre was presented from C. M. Greene, on behalf of Holger Lyngholm, for 5.83 acres of sovereignty land in Section 13, Township 43 South, Range 36 East, Palm Beach County.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees accept the offer from Mr. Lyngholm, subject to advertisement for objections only. Upon vote the motion was adopted.

Mr. Elliot reported that lists of lands owned by the State were ready for certifying to Everglades Drainage District for the purpose of extending said lands on the tax rolls of the respective counties for the 1950 Everglades Drainage District taxes, and that it was necessary to adopt a resolution for that purpose.

Motion was made by Mr. Larson, seconded by Mr. Ervin and carried, that the following resolution be adopted:

#### R E S O L U T I O N

Whereas, pursuant to Chapter 20658, Laws of Florida, Acts of 1941, the Trustees of the Internal Improvement Fund of the State of Florida are required to ascertain and certify the assessed value of lands of the Internal Improvement Fund within Everglades Drainage District, and the said Trustees having ascertained the assessed valuation of such lands, now, therefore,

BE IT RESOLVED that the assessed value of lands of the Trustees of the Internal Improvement Fund as ascertained by said Trustees, for the year 1950, be and the same is hereby certified to the Board of Commissioners of Everglades Drainage District as set forth on the attached lists, as appearing in the column headed Description and the column headed Value.

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The lists were ordered certified to the District.

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Mr. Elliot also reported lists of lands ready for certifying to Central and Southern Florida Flood Control District for extension on the tax rolls of the counties embraced in said district and requested adoption of the necessary resolution.

Motion was offered by Mr. Larson, seconded by Mr. Ervin and carried, that the following resolution be adopted:

#### R E S O L U T I O N

#### IN REFERENCE TO LANDS AND TAXES FOR CENTRAL AND SOUTHERN FLORIDA FLOOD CONTROL DISTRICT

BE IT RESOLVED by the Trustees of the Internal Improvement Fund of the State of Florida, that pursuant to Section 3 of Chapter 25214, (id) 25270 Special, Laws of Florida, Acts of 1949, the Trustees of the Internal Improvement Fund hereby certify to Tax Assessor of ..... County, list of lands held by

said Trustees in said county, together with the valuation thereof as fixed by said Trustees, and the amount of Central and Southern Florida Flood Control District taxes thereon as imposed by said Section and Chapter for the year 1950.

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The lists were ordered certified to the District.

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Motion was offered by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve the following expense account and necessary and regular expense, and that the Comptroller be requested to issue warrants in payment therefor. Upon vote, motion was adopted.

Sinclair Wells, Tallahassee	
Expenses as Land Agent for February .....	\$ 66.00
Curtis M. James, Tax Collector St. Lucie Co.	
Ft. Pierce Beach Erosion Dist. tax for 1949	
on Lots 6 & 7, Sec. 18-35-41 .....	3.60
Southeastern Telephone Co. ....	10.70
Western Union Telegraph Co. ....	7.73
Marchant Calculating Machine Co. ....	36.00
Hunt, Salley & Roman, Miami, Fla.	
Expenses re Claughton case .....	3.50
H. & W. B. Drew Co. ....	14.00
Rose Printing Co. ....	87.45
Belle Glade Herald—Legal advertising .....	5.50
E. B. Leatherman, CCC Dade County	
Recording fee .....	3.40
J. Alex Arnette, CCC Palm Beach County	
Recording fee .....	1.90
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TOTAL.....	\$239.78

Financial statements for the month of February 1950 are as follows:

#### UNDER CHAPTER 610

Balance as of February 1, 1950 .....	\$1,297,783.59
Receipts for the month:	
Land Sales .....	20,321.75
Land Sales—Ch. 14717	
Martin Co. ....	1,470.00
Broward Co. ....	1,300.00
	<hr/>
	2,770.00
Certified Copy of Trustees Minutes .....	2.00
Refund of Taxes .....	1,633.16

Interest on Contracts .....	64.82	
Sale of Fill Material from Indian River	7.50	
Mineral Leases .....	50.00	
Campsite Lease .....	10.00	
Grazing Leases .....	251.11	
Timber Lease .....	40.80	
Miscellaneous Leases .....	275.00	
Sand, Shell & Gravel Leases .....	2,284.85	
Oil Leases .....	509.45	
Total Receipts for the month .....	28,220.44	28,220.44
GRAND TOTAL .....		1,326,004.03
Less Disbursements for the month .....		18,834.24
BALANCE AS OF FEBRUARY 28, 1950 .....		\$1,307,169.79

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DISBURSEMENTS FOR MONTH OF FEBRUARY, 1950

<i>Date</i>	<i>Warrant No.</i>	<i>Payee</i>	<i>Amount</i>
2-8-50	165999	S. T.-Trans. Prin. State School Fund .....	\$14,146.39
	166000	S. T.—Trans. to GR for Oyster Conservation Fund .....	2,334.12
2-28-50	167637	F. C. Elliot .....	466.45
	167638	A. C. Bridges .....	308.13
	167639	M. O. Barco .....	204.83
	167640	Jentye Dedge .....	279.16
	167641	Bonnie G. Shelfer .....	163.13
	167642	Sinclair Wells .....	95.00
	167643	C. M. Greene .....	47.50
	167644	Harold E. Taylor .....	64.30
	167645	Ruth N. Landers .....	19.00
	167646	Florida Hospital Service Corp. ....	12.00
	167647	5% Retirement Fund .....	82.24
	167648	Lewis State Bank (Federal Tax) .....	224.90
2-27-50	183900	Diston Island Drainage District .....	283.29
2-8-50	165993	Sinclair Wells .....	66.00
	165994	Southeastern Telephone Co. ....	9.40
	165995	Connie W. Raulerson CCC .....	1.60
	165996	Earl R. Adams CCC .....	1.50
	165997	Capital Office Equipment Co. ....	14.75
	165998	State Office Supply .....	10.55

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TOTAL DISBURSEMENTS FOR THE MONTH  
OF FEBRUARY, 1950 .....\$18,834.24

## UNDER CHAPTER 18296

## Receipts to General Revenue:

Feb. 2, 1950 .....	\$1,963.17
Feb. 16, 1950 .....	5,572.88
Total Receipts for month of February, 1950 .....	\$7,536.05

## Disbursements from General Revenue:

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
2-28-50	165941	Ernest Hewitt .....	298.68
	165942	Mary Clare Pichard .....	192.46
	165943	Lewis State Bank (Federal Tax).....	30.60
	165944	5% Retirement Fund .....	16.58
2-17-50	176449	Frederick C. Forster .....	65.00
TOTAL DISBURSEMENTS FOR THE MONTH			
OF FEBRUARY, 1950 .....			\$ 603.32

## U.S.G.S. CO-OPERATIVE FUND

Balance as of February 1, 1950 .....	\$3,500.00
Receipts for the Month:	
February 3rd—City of Sarasota .....	250.00
Less Disbursements for the Month .....	0.00
BALANCE AS OF FEBRUARY 28, 1950 .....	\$3,750.00

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for sale of lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	2/15/50	3
Baker	2/27/50	1
Holmes	3/6/50	2
Osceola	2/27/50	10
Pasco	3/6/50	2
Seminole	2/27/50	19

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

Request was presented from the Clerk of the Circuit Court of Brevard County for reduction of base bid for advertising subdivision lots in Sections 9, 13, 14, 15 and 26, Township 29 South, Range 37 East, located approximately 2 miles southwest

of Malabar. The applicant, W. L. Gradick, offers \$3.00 an acre as base bid to have the land advertised. The tract comprises approximately 420 acres, made up of between five and six thousand scattered lots suitable for grazing purposes. Mr. Elliot recommends allowing advertisement with base bid of \$5,800.00 which is equal to one-half of the 1942 assessed value.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize advertisement of the lots with base bid of \$5,800.00 as recommended by Mr. Elliot. Upon vote the motion was adopted.

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Mr. Elliot presented request for two deeds to correct errors in original deeds conveying land in Citrus and Pinellas Counties. The Attorney General's office has approved issuance of the deeds and it is recommended that a charge of \$5.00 be made for each deed.

Motion was offered by Mr. Larson, seconded by Mr. Ervin, that the following deeds be issued as recommended:

Citrus County Deed No. 620-Cor. to L. A. Boswell, Sr., to eliminate railroad right of way reserved in original deed description—Consideration \$5.00;

Pinellas County Deed No. 4007-Cor. to L. A. Harman, to correct section number to read "Section 25"—Consideration \$5.00.

Upon vote the motion was adopted.

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Application was presented from H. P. Osborne, Attorney of Jacksonville, Florida, on behalf of Rutile Mining Company of Florida, for release of oil and mineral reservations in Duval County Deeds Nos. 4009, 4050 and 4229 issued by the Trustees for conveying lots in Section "C" Gilmore Heights, a subdivision of Jacksonville, Florida.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize release of the reservations as requested upon payment of \$5.00 each deed. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
March 21, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Elliot presented for approval minutes of the Trustees dated March 14, 1950, with information that copy has been furnished each member.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees approve the minutes as presented. Upon vote the motion was adopted.

Mr. Wells presented sale advertised to be held today, based on application made to the Trustees January 31, 1950, by A. J. Simms, with offer of \$50.00 an acre for Hillsborough County land. The parcel was ordered advertised for objections only and the following notice was published in the Tampa Tribune on February 10, 17, 24, March 3 and 10, 1950:

Tallahassee, Florida, February 3rd, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. March 21st, 1950, the land in HILLSBOROUGH COUNTY described as follows:

A strip of sovereignty land 200 feet by 2200 feet adjacent to Government Lot 3, Section 19, Township 29 South, Range 18 East, containing approximately 10 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections were filed.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees confirm sale in favor of A. J. Simms on the basis of \$50.00 an acre. Upon vote the motion was adopted.

Application was presented from James J. Burke with offer of \$92.50 for a parcel of land in Section 31, Township 47 South, Range 25 East, containing 2.50 acres in Lee County.

Upon recommendation from Mr. Wells, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline the offer and make counter proposal to advertise the land for competitive bids, provided applicant will agree to bid not less than \$150.00 an acre on date of sale. Upon vote the motion was adopted.

Letter was presented from Mr. Frank Bezoni, making application on behalf of Gulf Oil Corporation, for an oil and gas lease covering the state's reserved mineral interest in the SW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 1, and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 2, all in Township 4 South, Range 15 East, Columbia County, said lease to be for a primary term of ten (10) years; lease to provide for a cash bonus and annual delay rental of \$1.00 per acre. The company agrees to commence actual drilling of a well on or within a radius of one (1) mile of the lands described, before the expiration of six months from date of issuance of lease.

Information was furnished that the land applied for was covered in Deed No. 16445 dated March 23, 1914, in favor of W. C. Rivers.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize advertisement of lease covering the state's reserved interest based on offer from Gulf Oil Corporation. Upon vote the motion was adopted.

Written application was presented from Benjamin W. Heath, on behalf of Coastal Petroleum Company, for assign-

ment by it to Gulf Oil Corporation of a portion of State Lease No. 364, in addition to that acreage assignment to Gulf Oil Corporation from said lease which was approved by the Trustees of the Internal Improvement Fund at their meeting on October 11, 1949.

Acreage to be assigned is described as S $\frac{1}{2}$  of Section 36, Township 59 South, Range 40 East, and N $\frac{1}{2}$  of Section 30, Township 59 South, Range 41 East, containing 640 acres, more or less, all in Monroe County, Florida.

It was explained that Coastal Petroleum Company desires to secure the consent and approval of the Trustees of Internal Improvement Fund for assignment of the above described acreage to the Gulf Oil Corporation.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees approve assignment of the above acreage, covered by Lease No. 364, to Gulf Oil Corporation. Upon vote the motion was adopted.

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Application was presented from Guy A. McPherson, on behalf of B. J. Newbold, with offer of \$100.00 an acre for approximately 2.75 acres of sovereignty land in the unsurveyed part of Section 13, Township 40 South, Range 32 East, Glades County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer, subject to the land being advertised for objections only, the contract to carry interest at the rate of six per cent (6%). Upon vote the motion was adopted.

Application was presented from the State Road Department for conveyance of a parcel of Lake Parker bottom lands in Section 17, Township 28 South, Range 24 East, Polk County, desired in connection with State Road #600—Sec. 1610-201—SRD #147.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees grant request and authorize conveyance of the land applied for, deed to contain reversion clause in the event the land should not be used for road purposes. Upon vote the motion was adopted.

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Offer of twenty-five cents (25¢) an acre was presented from W. J. Touchton for five-year grazing lease on the W $\frac{1}{2}$  of Section 35, Township 47 South, Range 32 East, Hendry County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the offer and authorize issuance of

lease in favor of Mr. Touchton. Upon vote the motion was adopted.

Offer of \$50.00 an acre was presented from Miss Gladys Gregory for a strip of submerged land 105 feet in width by 75 feet in depth adjacent to her upland property in Section 3, Township 29 South, Range 15 East, Pinellas County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer, subject to the land being advertised for objections only. Upon vote the motion was adopted.

The Trustees having issued blanket authority for the Secretary to approve salaries and necessary and regular expense, the Comptroller is being requested to issue warrants in payment for the following:

F. C. Elliot, Engineer and Secretary .....	\$ 575.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk .....	266.66
Jentye Dedge, Secretary-Clerk .....	321.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
Sinclair Wells, Land Agent .....	100.00
C. M. Greene, Rental Agent .....	50.00
Harold E. Taylor, Apprentice Engineer .....	50.00
Ruth N. Landers, Maid .....	20.00
Sinclair Wells, Expenses incurred as	
Land Agent for month of March, 1950 .....	147.19
Western Union Telegraph Co. ....	1.38
Hunt, Salley & Brown—Expenses re	
Burlingame Island case .....	9.50
The Clewiston News .....	14.95
J. F. Cochran, Postmaster .....	50.00
J. Edwin Larson, State Treasurer	
To Prin. State School Fund .....	4,961.62
J. Edwin Larson, State Treasurer	
To G.R. Fund for Oyster Conserv. Fund	1,898.35
J. Edwin Larson, State Treasurer	
To U. S. Geological Survey	
Cooperative Acc't .....	3,750.00
TOTAL.....	\$ 12,779.63

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Duval	12/14/49	1
Palm Beach	1/31/50	36

Palm Beach	2/17/50	3
Palm Beach	3/10/50	6
Sarasota	3/15/50	21
Volusia	2/27/50	11
Washington	3/6/50	1

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Two requests were presented for correction in Hillsborough County Deed No. 3907 and Manatee County Deed No. 981, with recommendation from the Attorney General's office that the necessary corrections be made.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize execution of following deeds upon payment of \$5.00 each deed:

Hillsborough County Deed No. 3907-Cor. to John S. Engle and wife—Addition of omitted certificates;  
 Manatee County Deed No. 981-Cor. to E. W. Stoltz, doing business as Stoltz Construction Co.—Correction in grantee's name.

Upon vote the motion was adopted.

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Pursuant to requests from individual grantees for release of state road right of way in Murphy Act deeds, and subsequent recommendations from the State Road Department as to each application, motion was made by Mr. Larson, seconded by Mr. Ervin and unanimously adopted, that the Trustees authorize execution of the following quit claim deeds upon payment of \$5.00 each deed:

Pt. Charlotte County Q.C. Deed No. 38 to Mary K. Arnold  
 Pt. Dade County Q.C. Deed No. 03-Ch. 21684 to S. F. Danels, Inc.  
 Dade County Q.C. Deed No. 1990 to V. B. Salter, A. C. Minshew and J. W. Burgess, Jr., as Trustees of Orchard Villa Baptist Church  
 Dade County Q.C. Deed No. 2940 to V. B. Salter, A. C. Minshew and J. W. Burgess, Jr., as Trustees of Orchard Villa Baptist Church  
 Pt. Dade County Q.C. Deed No. 4126 to Jerome Werner and wife

- Pt. Hillsborough Co. Q.C. Deed No. 08-Ch. 21684 to Edith P. Miles
- Pt. Hillsborough Co. Q.C. Deed No. 08-Ch. 21684 to Jesse E. Smith and wife
- Pt. Hillsborough Co. Q.C. Deed No. 570 to J. B. Owens and wife
- Hillsborough County Q.C. Deed No. 1218 to Joseph A. Pendino and wife
- Hillsborough County Q.C. Deed No. 1455 to Joseph A. Pendino and wife
- Pt. Hillsborough Co. Q.C. Deed No. 2416 to L. B. Greeson
- Pt. Hillsborough Co. Q.C. Deed No. 2636 to L. B. Greeson
- Pt. Hillsborough Co. Q.C. Deed No. 2838 to Geo. J. McLaughlin
- Hillsborough Co. Q.C. Deed No. 2754 to Lillie Bliven
- Hillsborough Co. Q.C. Deed No. 3067 to Ralph G. Sauer
- Pt. Hillsborough Co. Q.C. Deed No. 3156 to A. N. Jackson
- Pt. Hillsborough Co. Q.C. Deed No. 2926 to Alfred Rodriguez
- Pt. Hillsborough Co. Q.C. Deed No. 3198-Cor. to Ethel L. Christian
- Pt. Hillsborough Co. Q.C. Deed No. 3271 to Tom Reid
- Pt. Hillsborough Co. Q.C. Deed No. 3396 to Gunby Gibbons
- Hillsborough Co. Q.C. Deed No. 3969 to David B. Barkley
- Pt. Hillsborough Co. Q.C. Deed No. 4324 to Tom Reid
- Pt. Hillsborough Co. Q.C. Deed No. 4658 to Paul Rubenstein and Irene Rubenstein
- Indian River Co. Q.C. Deed No. 347 to B. M. McAfee
- Pt. Lake County Q.C. Deed No. 2521 to W. H. Vernor
- Pt. Lee County Q.C. Deed No. 160 to F. E. Francis & wife
- Okeechobee Co. Q.C. Deed No. 154-EDD-J to Rosa E. Durrance
- Pt. Palm Beach Co. Q.C. Deed No. 558 to John H. Dingwall & wife
- Pt. Palm Beach Co. Q.C. Deed No. 648 to Elizabeth C. Fyfe and William Fyfe, Jr.
- Palm Beach Co. Q.C. Deed No. 768 to Hawthorne Roofing Co., Inc.
- Pt. Palm Beach Co. Q.C. Deed No. 798 to Walter A. Howlett and Madeline Howlett
- Pt. Palm Beach Co. Q.C. Deed No. 1914 to Harry C. Nutting & wife
- Pt. Palm Beach Co. Q.C. Deed No. 3153 to Hubert Jackson

Pinellas County Q.C. Deed No. 1986 to Freddie Sands  
 Pt. Volusia Co. Q.C. Deed No. 475 to Thos. L. Jackson,  
 Warren Jackson and wife  
 Pt. Volusia Co. Q.C. Deed No. 2948 to John M. Rankin  
 and wife  
 Pt. Palm Beach County Q.C. Deed No. 1914 to Kenyon  
 Riddle & wife

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Request was presented from the Clerk of the Circuit Court of Dade County for reduction in base bid for advertising Section 12, Township 59 South, Range 38 East, containing 640 acres in Dade County. This section was jointly owned by the state, under the Murphy Act, and by Everglades Drainage District. The Drainage District sold its equity but the state declined to do so owing to the land being under oil lease at the time. The land has again become delinquent for non-payment of Everglades Drainage District taxes and certificates have been purchased by an individual. Mr. Elliot recommends that the Trustees allow the land advertised with base bid of \$1.00 per acre, or \$640.00.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees approve recommendation of Mr. Elliot and authorize advertisement of the land if holder of tax certificate will agree to deposit with the Clerk the amount necessary to have the land advertised with base bid of \$1.00 an acre. Upon vote the motion was adopted.

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Offer of \$27.50 was presented from Hillsborough County for conveyance of twenty-two (22) lots located in Blocks 1, 5, 9, 13, 17, 21, 25, 29, 33, 41 and 45 of Tampa Tourist Club S/D. The offer being equal to base bid required, motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees agree to convey the lots to Hillsborough County under provisions of Chapter 21684 of 1943 for amount offered. Upon vote the motion was adopted.

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Application was presented from Ernest Rice for release of oil and mineral reservations in Okaloosa County Deed No. 367, conveying 4 lots in Block 102, Dixie, Florida. It was explained that Mr. Rice desires to secure a government loan with which to construct his home and it is necessary to have the release for that purpose.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize release of the reservations for oil and minerals upon payment of \$5.00. Upon vote the motion was adopted.

Request was presented from Davison Chemical Corp., for release of oil and mineral reservations in Polk County Deeds Nos. 2274 and 3058, conveying thirty-eight (38) acres of land in Sections 29 and 34 of Township 29 South, Range 24 East.

Mr. Elliot explained that this acreage is scattered among holdings of the applicant and he would recommend release upon payment of \$100.00.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize release of oil and mineral reservations in the two deeds upon payment of \$100.00 as recommended by Mr. Elliot. Upon vote the motion was adopted.

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Mr. Elliot presented request for refund from General Revenue of amounts paid for Volusia County land conveyed by Deed #1803 dated December 1, 1944—\$50.00—and Deed No. 2297 dated December 17, 1945—\$100.00. It was explained that prior to sales under above deeds the United States had filed Declaration of Taking covering the lands conveyed and deeds should not have been issued to private parties. It was recommended that General Revenue issue warrants refunding above amounts.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees request warrant issued in favor of Lena G. Hardesty in amount of \$150.00 as refund account of Volusia County Deeds 1803 and 2297. Upon vote the motion was adopted.

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The Trustees having issued blanket authority for approval by the Secretary of salaries and necessary and regular expense, the Comptroller is being requested to issue warrants in payment of the following:

Ernest Hewitt, Clerk-Bookkeeper .....	\$ 331.66
Mary Clare Pichard, Secretary-Clerk .....	206.66
	<hr/>
TOTAL.....	\$ 538.32

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Upon motion duly adopted, the Trustees adjourned.

C. M. GAY,  
Comptroller—Acting Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
March 28, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Mr. Wells presented application from T. W. Conely, Jr., on behalf of Gerald H. Dempsey, with offer of \$25.00 an acre for approximately eleven (11) acres of sovereignty land in Section 23, Township 38 South, Range 36 East, Okeechobee County.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees authorize the land advertised for objections based on offer from Mr. Dempsey. Upon vote the motion was adopted.

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Offer of \$15.00 an acre was presented from Townsend Sash, Door and Lumber Company for the NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 8, Township 25 South, Range 27 East, Osceola County.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees agree to advertise the land for competitive bids based on offer of \$15.00 an acre from applicant. Upon vote the motion was adopted.

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James J. Jackson, on behalf of C. W. McIntosh, offers \$25.00 an acre for approximately six (6) acres of land adjacent to his upland property in Sections 7 and 8, Township 26 South, Range 37 East, Brevard County.

Motion was made by Mr. Ervin, seconded by Mr. Gay, that the Trustees agree to advertise the land for objections only based on offer from Mr. McIntosh. Upon vote the motion was adopted.

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Application was presented from E. Paul Gregory, on behalf of R. D. Williams, for sand lease covering an area in Ochlockonee River located in the N $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 20, Township 1 South, Range 4 West, Leon County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize two year lease in favor of Mr. Williams at the regular price of ten cents (10¢) per cubic yard for all sand removed. Upon vote the motion was adopted.

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W. Clifford Thomas of Avon Park, Florida, offers \$7.50 an acre for Lot 1, Section 6, Township 33 South, Range 29 East, containing 160 acres in Highlands County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize the land advertised for competitive bids based on offer from Mr. Thomas. Upon vote motion was adopted.

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Offer of \$6.00 an acre was presented from Paul M. Fearington for the following described land in Volusia County:

- Section 21, East of Lake Woodruff, approximately 480 acres;
- Section 28, East of Norris Dead River, approximately 350 acres;
- Section 27, approximately 544.56 acres,
- All in Township 16 South, Range 29 East.

Upon recommendation from Mr. Wells, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize the land advertised for competitive bids based on offer of \$6.00 an acre from applicant. Upon vote the motion was adopted.

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Request was presented from Mr. Wallace Fields, on behalf of Florida Ore Processing Company, for five-year extension of Lease No. 563 and 563-A, issued for the purpose of mining mineral bearing sand from water areas in Brevard, Indian River, Martin and St. Lucie Counties.

Upon recommendation from Mr. Wells, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize five-year extension on the two leases, conditioned upon Mr. Wells being able to work out certain terms for improvement of the leases. Upon vote the motion was adopted.

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Offer of \$6.00 an acre was presented from Gerald W. Pay for purchase of All Section 8, all unsurveyed part of Section 9 north of Lake Woodruff, all unsurveyed part of Section 14 East of Spring Garden Lake, all Sections 22 and 23, all in Township 16 South, Range 29 East, Volusia County.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees agree to advertise the land for competitive bids based on offer from Mr. Pay. Upon vote the motion was adopted.

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Two applications were presented from Pleus, Edwards and Rush, attorneys of Orlando, Florida, on behalf of clients, with offer of \$300.00 an acre for land on Lake Conway:

Theodore E. Balsingame and wife—Lake bottom land adjacent to upland property described as Lots 10 and 11, Block B of Pleasure Island, Orange County—Containing one-tenth of an acre;

Stanford E. Comstock and wife—Approximately one-fifth of an acre of lake bottom land adjacent to their upland in Block E, Venetian Gardens, Orange County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the offers subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Mr. Elliot presented request from Jake M. Boyd, County Engineer for Palm Beach County, that the Trustees set aside and make available for the use of the county a borrow pit abandoned by the State Road Department described as being in Section 1, Township 44 South, Range 36 East, Palm Beach County. Copy of a resolution, adopted by the State Road Department releasing to the Trustees the borrow pit area, accompanied request from Palm Beach County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees agree to make available to Palm Beach County approximately 20 acres in the NE $\frac{1}{4}$  of said section as a borrow pit for public road purposes, conditioned that the Trustees may lease any part of the tract not being used by the county. Upon vote the motion was adopted.

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Request was presented from the City of Fort Pierce, Florida, for permission to remove material from a small spoil bank near the westerly shore of the Indian River, within the city limits of Fort Pierce, to be used in rebuilding streets of the city. The city has made application to the United States Engineers, Miami Beach Office, for permit to construct a temporary causeway from the island to said westerly shore and desires approval of the Trustees.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees grant permission insofar as its interest may ap-

pear, for removal of the spoil material and indicate approval of permit from the War Department for temporary earth fill causeway. Upon vote the motion was adopted.

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Mr. Elliot reported that on August 15, 1940 the Trustees issued Murphy Act Deed No. 48 to Tom Shepard conveying Lot A-8 Supplemental Plat by State Survey as in P.B. 14, page 60, Section 18, Township 42 South, Range 37 East, Palm Beach County, for which he paid \$38.50. The parcel comprises approximately 0.44 acres bordering Lake Okeechobee.

Subsequent to the Murphy Act sale it was ascertained that title to the land was in the Trustees of the Internal Improvement Fund and Mr. Shepard desires to get clear title. Mr. Elliot recommends that the Trustees execute deed in favor of Mr. Shepard upon payment of \$269.50 which is at the rate of \$700.00 an acre for the land, less amount paid for Murphy Act deed.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that recommendation of Mr. Elliot be approved as the action of the Trustees and deed issued if proposal is accepted by Mr. Shepard. Upon vote the motion was adopted.

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Mr. Elliot called attention to action taken by the Trustees March 7, 1950, withdrawing from sale certain lands heretofore made available for exchange, described as being in Townships 46 and 47 South, Ranges 34 to 38 East, both inclusive, Hendry and Palm Beach Counties, and in Townships 50 and 51 South, Range 39 East, Broward County, and recommended that the land be withdrawn from sale or other disposition, including exchange for privately owned land within the Conservation Areas.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees approve the recommendation of Mr. Elliot and withdraw from sale or other disposition, including exchange, the land owned by the state in the townships and ranges listed. Upon vote the motion was adopted.

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Mr. Elliot presented letter from Newton B. Drury, Director, National Park Service, advising the Trustees that the Secretary of the Interior had issued an order March 1, 1950, extending the boundaries of Everglades National Park in certain localities to include additional areas within the park boundaries. The area included comprises lands in Township 58 South, Range 37 East, Dade County, on which the Trustees had taken

action February 14, 1950, making the same available for inclusion; also a narrow submerged area marginal to the minimum boundaries across Florida Bay, so as to define the new boundary as running parallel with the Intracoastal Waterway and two hundred (200) feet on the northeasterly side thereof; also an area comprising part of the hiatus south of Tamiami Trail, not heretofore conveyed, between Ranges 36 and 37 East, known as Range 36½, in Townships 54 to 58 South, inclusive, all within the maximum park boundaries as originally authorized. The Director requested that the additional areas be conveyed by deed similar to previous deeds making conveyances for same purpose.

Motion was made by Mr. Ervin, seconded by Mr. Mayo and carried, that the Trustees grant request of the National Park Service, and that the following resolution be adopted:

#### R E S O L U T I O N

WHEREAS, Section 264.09, Florida Statutes, 1941, authorizes the Trustees of the Internal Improvement Fund to convey land held by them in Dade, Collier and Monroe Counties, Florida, to the United States of America for inclusion in Everglades National Park, in pursuance of the provisions in said Section, and

WHEREAS, the Director of the National Park Service, on behalf of the United States Department of the Interior, on March 24, 1950, made application to the Trustees of the Internal Improvement Fund for conveyance to the United States of certain lands held by said Trustees to be included in Everglades National Park boundaries, as extended by order of the Secretary of the Interior dated February 22, 1950;

NOW THEREFORE, BE IT RESOLVED by the Trustees of the Internal Improvement Fund of the State of Florida that the lands owned by the State described in the letter from the Director of the National Park Service of March 24, 1950, be and the same are hereby ordered to be conveyed to the United States by deed in form and character similar to those heretofore issued, said deed being as follows, to-wit:

#### TRUSTEES OF THE INTERNAL IMPROVEMENT FUND STATE OF FLORIDA

DEED NO. 19588

KNOW ALL MEN BY THESE PRESENTS: That the undersigned Trustees of the Internal Improvement Fund of the State of Florida, for and in consideration

of the agreements on the part of the United States of America that the lands hereinafter described shall be made a part of the Everglades National Park and maintained as other lands located therein, and certain other agreements in connection therewith, do hereby grant and by these presents do grant and convey unto the United States of America the following described lands, to-wit:

AREA IN "FLORIDA BAY"

Beginning at a point in Florida Bay at the intersection of a line parallel with and 200 feet northwesterly of the center line of Intracoastal Waterway and a line projected due North of the most northerly point of Jewfish Key, which intersection is located approximately at Longitude  $80^{\circ} 47' 37''$  West Latitude  $24^{\circ} 52' 20''$  North; thence southwesterly following a line parallel to the center line of said Intracoastal Waterway and 200 feet northwesterly from said center line to a point due North of Long Key Light, approximately Longitude  $80^{\circ} 50'$  West, Latitude  $24^{\circ} 51'$  North; thence northwesterly following a line at all times parallel to the center line of said Intracoastal Waterway and 200 feet northeasterly from said center line to a point opposite Oxfoot Bank Light, approximately Longitude  $81^{\circ} 00' 40''$  West, Latitude  $24^{\circ} 59' 10''$  North; thence northwesterly in a straight line to a point lying South  $36^{\circ}$  West, 3 miles from the most westerly point on East Cape (Cape Sable); thence southeasterly in a straight line to the point of beginning, containing 24,900 acres, more or less, lying and being in the County of Monroe, State of Florida. All of the above described area is SUBJECT to OIL AND GAS LEASE NO. 228 from the Trustees of the Internal Improvement Fund of the State of Florida to Wm. G. Blanchard of Coral Gables, Dade County, dated February 27, 1943, which under its provisions will expire on April 1, 1953.

AREA IN TOWNSHIP 58 SOUTH, RANGE  
37 EAST

Sections 1, 7 and 8; Section 9, SUBJECT TO FARMING AND GRAZING LEASE NO. 629 from the Trustees of the Internal Improvement Fund to J. D. BARNES of Homestead, Dade County, Florida, dated February 11, 1949 and expiring February 11, 1954, on the land described as

follows: "A parcel of land comprising approximately 25 acres adjacent to the road known as 'BIG BEN' ROAD, and known as the Second Glade; also a parcel of land known as the GLADE and comprising approximately 5 acres, lying adjacent to BIG BEN ROAD; containing in all approximately 30 acres, and lying and being in Section 9, Township 58 South, Range 37 East;" Section 12, E $\frac{1}{2}$ , NW $\frac{1}{4}$ , E $\frac{1}{2}$  of SW $\frac{1}{4}$  of Section 13; Sections 24, 25, S $\frac{1}{2}$  of Section 28, S $\frac{1}{2}$  and NW $\frac{1}{4}$  of Section 29, Sections 30, 31, 32, 33, 34, 35 and 36, Township 58 South, Range 37 East, containing 10,320 acres, more or less, in DADE COUNTY, STATE OF FLORIDA.

AREA IN HIATUS BETWEEN RANGES  
36 AND 37 EAST, SOUTH OF  
TAMIAMI TRAIL

That portion of the Hiatus between Ranges 36 and 37 East, designated as Range 36 $\frac{1}{2}$ , South of the Right-of-Way of U. S. Highway #94, known as Tamiami Trail, to a line connecting the Southeast (SE) Corner of Section 13, Township 56 South, Range 36 East, with the Southwest Corner of Section 31, Township 55 South, Range 37 East; and ALSO, that portion of said Hiatus bounded on the North by a line connecting the Southeast Corner of Section 13, Township 57 South, Range 36 East, with the Southwest Corner of Section 31, Township 56 South, Range 37 East, and on the South by a line connecting the Southeast Corner of Section 36, Township 57 South, Range 36 East with the Southwest Corner of Section 18, Township 57 South, Range 37 East; and

ALSO, that portion of said Hiatus bounded on the North by a line extending West from the Southwest Corner of Section 6 of Township 58 South, Range 37 East, to the East Line of Section 24, Township 58 South, Range 36 East, and on the South by a line extending West from the Southwest Corner of Section 7, Township 58 South, Range 37 East, to the East Line of Section 25, Township 58 South, Range 36 East, containing 9,680 acres, more or less, in Dade County, State of Florida.

Conveyance of the above portions of said Hiatus, together with that portion included in deed from Trustees of the Internal Improvement Fund dated

December 28, 1944, completes the vesting of title in the United States to all that part of the Hiatus between Ranges 36 and 37 East, South of the Right-of-Way of Tamiami Trail, in Township 54 South, to a line extending West from the Southwest Corner of Section 7, Township 58 South, Range 37 East, to the East Line of Section 25, Township 58 South, Range 36 East.

PROVIDED, that upon the abandonment of the Everglades National Park at any time after its establishment, title to all lands herein conveyed shall revert in the State of Florida without further act on the part of either the United States of America or the State of Florida, and

PROVIDED FURTHER, that there is reserved to the State of Florida the right to customary royalties applying at the time of production in all oil, gas or other minerals which may be produced from the lands above described, should such production ever be authorized by the United States of America.

IN TESTIMONY WHEREOF, the said Trustees of the Internal Improvement Fund of the State of Florida have hereunto subscribed their names and affixed the Official Seal of said Trustees and have caused the seal of the Department of Agriculture of the State of Florida to be hereunto affixed, at the Capitol, in the City of Tallahassee, on this the 12th day of April, A.D. 1950.

STATE OF FLORIDA

BY:

Fuller Warren (SEAL)

Governor

C. M. Gay (SEAL)

Comptroller

J. Edwin Larson (SEAL)

Treasurer

Richard W. Ervin (SEAL)

Attorney General

Nathan Mayo (SEAL)

Commissioner of Agriculture

As and composing the Trustees of the Internal Improvement Fund of the State of Florida.

ACCEPTED:

BY .....

UNITED STATES DEPARTMENT  
OF THE INTERIOR

DATE .....

Mr. Elliot reported that he had received letter from Mr. M. Lewis Hall of Miami, Florida, copy of which went to each member of the Trustees, with reference to exchange of lands owned by him within the boundaries of Everglades National Park for state-owned lands outside of the park area; that the matter is being taken up with Newton B. Drury, National Park Director, and will be presented to the Trustees at a later date.

It was agreed that action be deferred pending further report from Mr. Elliot.

Request was presented for issuance of warrant in favor of the Treasurer of the United States in amount of \$6,738.15 as participation by State and local agencies in the cooperative surface-water investigations being carried on in Florida by the United States Geological Survey. The Trustees authorized participation in this work not to exceed \$4000.00 for the fiscal year, provided local agencies would furnish a like amount and the Federal Government would match the total of the two—\$8000.00. The three-way agreement has been carried out, local agencies having deposited with the Trustees half of above amount, and it is in order for warrant to issue.

Upon motion by Mr. Gay, seconded by Mr. Mayo and unanimously adopted, the Trustees approved the following expense and requested that the Comptroller issue warrant in payment therefor:

Treasurer of the United States, Washington,  
D. C. For U. S. Geological Survey work .....\$6,738.15

The Trustees having issued blanket authority for the Secretary to approve necessary and regular expense, the Comptroller is being requested to issue warrants in payment for the following:

Disston Island Drainage Dist., Clewiston, Fla.	
Bal. due on 1948-1949 drainage taxes .....	\$ 8.98
State Office Supply, Tallahassee .....	35.80
Kee Lox Mfg. Co., Miami .....	6.63
The H. & W. B. Drew Co., Jacksonville .....	12.75
The Geo. D. Barnard Co., St. Louis .....	244.19
Earl R. Adams, CCC Monroe County	
Recording fee .....	1.70
TOTAL.....	\$310.05

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	11/15/49	1
Charlotte	2/27/50	1
Dade	3/15/50	4
Flagler	3/6/50	1
Hardee	1/2/50	4
Hernando	3/15/50	3
Jackson	3/13/50	2
Lake	3/13/50	28
Leon	3/18/50	20
Liberty	9/30/47	3
Martin	9/26/49	2
Polk	1/27/50	1
Polk	2/24/50	5
Volusia	3/6/50	17

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees approve the report of bids and authorize issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Request was submitted from R. W. Allen and wife that the Trustees correct description in Pasco County Deed. No. 504 dated April 22, 1942.

The Attorney General having approved correction requested, motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize execution of Pasco County Deed No. 504-Cor. in favor of R. W. Allen and wife for the purpose of correcting description in original deed. Upon vote the motion was adopted.

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Application was presented from City of South Miami, Florida, for conveyance of 0.15 acres of land in Section 26, Township 54 South, Range 40 East, Dade County, the 1932 assessed value of which was \$10.00.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize conveyance of the parcel under the pro-

visions of Chapter 21684 of 1943, upon payment of \$10.00. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
April 3, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Governor Warren announced that a special meeting was called to consider a proposal from the Department of the Interior, U. S. Fish and Wildlife Service. Mr. Donald Chaney, Chief Counsel for the Wildlife Service, and W. L. Towns, Regional Supervisor, were present and requested that the Trustees agree to exchange state owned land in Citrus and Hernando Counties located near the mouth of the Chassahowitzka River, comprising approximately 4185 acres, and a few parcels on the mainland, for Anclote Key and North Key, owned by the United States, comprising a total of approximately 210 acres, said islands being located in Townships 26 and 27 South, Range 15 East, Pasco and Pinellas Counties; also two small, low-lying islands in Tampa Bay known as Indian Key in Sections 10 and 15, containing 90 acres, and Bird Key in Sections 27 and 28, containing 90.70 acres, both keys being in Townships 32 South, Range 16 East, Pinellas County. The U. S. Wildlife Service desires the islands owned by the state as a wildlife refuge.

Mr. Wells called attention to the fact that in exchange of deeds it is customary that the Trustees reserve the oil and mineral reservations and take deed from the United States with the same reservations.

A delegation of citizens from Tarpon Springs, Florida, was present and requested that the Trustees agree to convey Anclote

Island to the town for a nominal consideration, to be used as a public beach and recreation area; that the plan is to construct a causeway and bridge from the mainland over to the island, which will attract tourists to stop at Tarpon Springs; that the bridge will be a toll bridge until paid for when it will become a free bridge. The delegation assured the Trustees that they would be able to finance construction of the causeway and bridge, which it was estimated would cost approximately one million dollars.

Several of the delegation spoke in favor of the program, stating that the Chamber of Commerce was behind the move and that there was no opposition that they knew of.

Mr. Larson remarked that he felt the Trustees should do what they could to assist the town in securing a beach.

Governor Warren presented a letter from Representative Archie Clements of Pinellas County, endorsing the request and recommending that the Trustees convey the island to the City of Tarpon Springs.

Mr. Chaney, on behalf of the U. S. Fish and Wildlife Service, stated that if the Trustees were agreeable to the exchange his thought would be that Mr. Elliot be authorized to work out the details of the transfer, and that the matter of oil and mineral reservations can be arranged satisfactorily.

Mr. Elliot suggested that the subject be divided into two parts: (1) That the Trustees dispose of the request from the Federal Government for exchange of lands, and (2) When the exchange has been completed that the request from Tarpon Springs be disposed of.

All interested parties having been heard, the Governor asked for motion on the requests presented.

On the request from the United States, Attorney General Ervin moved that the Trustees authorize exchange with the Department of the Interior of the two areas discussed, with the terms, conditions and reservations to be worked out. Motion was seconded by Mr. Gay and upon vote unanimously adopted.

On the request from the Town of Tarpon Springs, motion was made by Attorney General Ervin that assurance be given the city that when the exchange has been completed, the Trustees will be agreeable to working out a plan for conveyance of Anclote Island upon terms and conditions to be mutually agreed upon.

Motion was seconded by Mr. Larson and upon vote unanimously adopted.

Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

Tallahassee, Florida  
April 4, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General

F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clark

Mr. Wells requested consideration of sale advertised to be held today, based on application presented to the Trustees November 22, 1949, by L. S. Remsberg with offer of \$20.00 an acre for Broward County land. The Trustees agreed to advertise the land for competitive bids and the following notice was published in the Fort Lauderdale News on March 3, 10, 17, 23 and 31, 1950:

Tallahassee, Florida, February 21, 1950

#### NOTICE

Notice is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. April 4th, 1950, the land in BROWARD COUNTY, described as follows:

W $\frac{1}{2}$  and NE $\frac{1}{4}$  of Section 18; W $\frac{1}{2}$  of NE $\frac{1}{4}$  of NE $\frac{1}{4}$ ; NW $\frac{1}{4}$  of NE $\frac{1}{4}$ ; S $\frac{1}{2}$  of NE $\frac{1}{2}$ ; N $\frac{1}{2}$  of SE $\frac{1}{4}$ ; E $\frac{1}{2}$  of SE $\frac{1}{4}$  of SE $\frac{1}{4}$ ; E $\frac{1}{2}$  of SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 20, containing 664.43 acres in Township 49 South, Range 41 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phos-

phate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor.

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

Upon the land being called out, the offer from Mr. Remsberg was the only bid received.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept \$20.00 an acre for the land and confirm sale in favor of Mr. Remsberg. Upon vote the motion was adopted.

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Based on application presented to the Trustees February 14, 1950, from F. E. Starnes with offer of \$10.00 an acre for Lee County land, it was agreed to advertise the land for competitive bids. The following notice was published in the Fort Myers Press on March 3, 10, 17, 23 and 31, 1950:

Tallahassee, Florida, February 21, 1950

#### N O T I C E

Notice is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. April 4th, 1950, the land in LEE COUNTY described as follows:

Government Lots 6 and 7, Section 34, Township 43  
South, Range 25 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement  
Fund of the State of Florida.

FULLER WARREN,  
Governor.

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

Upon the land being called out, the only bid received was from Mr. Starnes.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept \$10.00 an acre for the land and confirm sale in favor of Mr. Starnes. Upon vote the motion was adopted.

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Pursuant to application presented to the Trustees February 14, 1950, from George Nesmith, with offer of \$100.00 for a parcel of land in Wakulla County, it was agreed to advertise the land for objections and competitive bids. The following notice was published in the Wakulla County News, Crawfordville, Florida, on March 3, 10, 17, 23 and 31, 1950:

Tallahassee, Florida, February 20th, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections and competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. April 4th, 1950, the land in WAKULLA COUNTY described as follows:

That certain partially submerged shallow bank running approximately 600 feet North and South by 72 feet East and West, located near the Westerly side of Goose Creek Bay latitude 30° 5' 18" North, longitude 84° 16' 18" West, comprising approximately 1 acre and located in Wakulla County.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement  
Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

Upon the land being called out no objections were filed and bid from Mr. Nesmith was the only offer received.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the offer of \$100.00 for the parcel of land applied for by Mr. Nesmith. Upon vote, motion was adopted.

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Pursuant to offer of \$100.00 an acre for Volusia County land, presented to the Trustees February 14, 1950, from Murray Sams, Jr., the land was ordered advertised for objections and competitive bids, and the following notice was published in the DeLand Sun-News on March 3, 10, 17, 24 and 31, 1950:

Tallahassee, Florida, February 17th, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections and competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. April 4th, 1950, the land in VOLUSIA COUNTY described as follows:

Commence at Meander Corner between Sections 42 and 43, Township 17 South, Range 34 East; thence North 34 degrees 30 minutes West 748 feet; thence North 22 degrees 45 minutes West 1252 feet; thence North 16 degrees 45 minutes West 600 feet; thence North 22 degrees 45 minutes West 970 feet; thence North 51 degrees 10 minutes East 3470 feet to point of beginning; thence South 38 degrees 45 minutes East 739 feet; thence South 81 degrees 12 minutes West 318.5 feet; thence North 38 degrees 45 minutes West 580 feet; thence North 51 degrees 10 minutes East 276 feet to the point of beginning, containing  $4\frac{1}{2}$  acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

No objections were filed to the sale, and the only offer received was from Mr. Sams.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept offer from Mr. Sams of \$100.00 an acre for the land. Upon vote the motion was adopted.

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Pursuant to application presented to the Trustees February 14, 1950, from O. P. Hewitt, Jr., with offer of \$300.00 an acre for Orange County land, it was agreed that the parcel be advertised for objections only. The following notice was published in the Orlando Sentinel on March 3, 10, 17, 24 and 31, 1950:

Tallahassee, Florida, February 21, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. April 4th, 1950, the land in ORANGE COUNTY described as follows:

Begin at the Northeast Corner of Lot 10, Block "A", Lake Conway Park, as per plat thereof recorded in Plat Book "G". Page 138, Public Records of Orange County, Florida, which point is 85.3 feet South and 200.2 feet West of NE Corner of Section 30, Township 23 South, Range 30 East, run South 72° 40' West 96 feet to NW Corner Lot 10, thence North 22° 37' West 55 feet to Lake Conway; thence North 56° 50' East along Lake 110 feet to East line of said Lot 10, extended, thence South 14° 05' East, 85 feet to point of beginning, containing 0.161 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum

thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Upon the land being called out and no objections filed, motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees confirm sale in favor of Mr. Hewitt at the price offered. Upon vote the motion was adopted.

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Pursuant to application from Canaveral Port Authority, presented to the Trustees February 14, 1950, with offer of \$1.00 an acre for Brevard County land, it was ordered that the land be advertised for objections only. The following notice was published in the Titusville Star Advocate on March 3, 10, 17, 23 and 31, 1950:

Tallahassee, Florida, February 21, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. April 4th, 1950, the land in BREVARD COUNTY described as follows:

Begin at iron pipe on the Section line between Sections 10 and 15, Township 24 South, Range 36 East, which point is 572.8 feet West of the quarter section of said sections; run thence South along the shore of the Indian River a distance of 260.35 feet to a point; run thence South  $79^{\circ} 04'$  West in the Indian River, a distance of 4963.8 feet to a point on the East side of the 500 foot R/W of the Intracoastal Waterway; run thence North  $13^{\circ} 23'$  West along the East side of said Waterway, a distance of 2273.5 feet to a point; run thence South  $86^{\circ} 25'$  East a distance of 5250.9 feet to a point on the East shore of the Indian River; run thence South  $13^{\circ} 10'$  East along the shore of the Indian River a distance of 700 feet to the Point

of Beginning, which is at the iron pipe 572.8 feet West of the quartersection corner of said Section, containing 186.00 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections were filed or presented.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees confirm sale in favor of Canaveral Port Authority at the price offered. Upon vote the motion was adopted.

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Pursuant to application from C. E. Redington, presented to the Trustees February 14, 1950, with offer of \$250.00 an acre for Pinellas County land, it was ordered that the submerged area be advertised for objections only. The following notice was published in the St. Petersburg Times on March 3, 10, 17, 24 and 31, 1950:

Tallahassee, Florida, February 17th, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. April 4th, 1950, the land in PINELLAS COUNTY described as follows:

Approximately 8 acres of submerged land adjacent to Government Lot 2, Section 5, Township 31 South, Range 15 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the

Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections were presented.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees confirm sale in favor of Mr. Redington at the price offered. Upon vote the motion was adopted.

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Application was presented from H. Click of Lakeport, Florida, for renewal of grazing Lease No. 403 which covers approximately 30 acres of land in Section 22, Township 40 South, Range 32 East, Glades County, with annual rental of \$10.00 an acre.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees authorize renewal of Lease No. 403 as requested by Mr. Click. Upon vote the motion was adopted.

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Joint meeting with the State Board of Education was called with State Superintendent of Public Instruction Thomas D. Bailey being recorded present.

Mr. Elliot reported that among the lands yesterday proposed to be exchanged with the United States for Anclote and North Keys, in Pinellas County, are certain school lands amounting to 247 acres. Before exchange with the United States can be completed it will be necessary for Trustees to acquire the school lands in question. Mr. Elliot recommends that this be done in the usual manner of exchange between Trustees and State Board of Education, and that the boards jointly direct Mr. Wells and himself to work out an exchange basis for consideration of the Trustees and Board of Education.

On behalf of the Trustees, motion was made by Mr. Gay, seconded by Mr. Ervin and adopted, that Mr. Wells and Mr. Elliot be requested to work out the exchange as recommended by the Secretary.

On behalf of the State Board of Education, motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that said board concur in the action taken by the Trustees.

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Joint session concluded.

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Motion was made by Mr. Gay, seconded by Mr. Larson and adopted, that refund of \$150.00 be authorized in favor of Cape Sable Corporation, account of overpayment on land in Tract 44, Section 35, Township 47 South, Range 42 East, containing 5 acres in Broward County, title to which vested in the Trustees through settlement with Everglades Drainage District, and that the Comptroller be requested to issue warrant as follows:

Cape Sable Corporation, Miami, Florida .....\$ 150.00

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The Trustees having issued blanket authority for the Secretary to approve necessary and regular expense, the Comptroller is being requested to issue warrants in payment for the following:

J. Edwin Larson, State Treasurer	
To Prin. State School Fund .....	\$ 4,937.34
J. Edwin Larson, State Treasurer	
To General Revenue Fund for Oyster	
Conservation Fund .....	1,835.32
J. Edwin Larson, State Treasurer	
To General Revenue Fund 3% of total col-	
lections for quarter ending Mar. 31, 1950	3,639.55
Rufus M. Yent, Tallahassee	
Expenses—Case of Sea Island Dev. Co. ....	65.47
Southeastern Telephone Co., Tallahassee .....	13.95
Western Union Telegraph Co., Tallahassee .....	1.33
Railway Express Agency, Tallahassee .....	.96
	<hr/>
TOTAL.....	\$ 10,493.92

#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids for lands offered for sale under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	3/24/50	16
Manatee	3/23/50	4
Nassau	3/20/50	2

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize issuance,

execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Mr. Elliot reported that in connection with action taken by the Trustees March 28, 1950, authorizing conveyance of certain state owned land to the United States for Everglades National Park, 120 acres of the land within the extended boundaries of the park came to the state under Chapter 18296, the Murphy Act. Mr. Elliot recommends that transfer of title from the state under Chapter 18296 to the Trustees of the Internal Improvement Fund under Chapter 610 be authorized in order that conveyance of the entire acreage may be made by a single deed from the Trustees.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees approve the recommendation of Mr. Elliot and direct that the following parcels be conveyed to the Trustees for inclusion in deed to Everglades National Park:

NW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 13; NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 28; SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 29; comprising a total of 120 acres in Township 58 South, Range 37 East, Dade County, Florida.

Upon vote the motion was adopted.

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Application was presented from the State Road Department for right of way through Sarasota County land desired in connection with State Road No. 683-Sec.1712-102, SRD #19. The parcel is described as "A strip off the East side of Lots 29 and 30, Block 'I', Newton Park Subdivision of Sarasota County, said strip being 49.68 feet in width along the north boundary of Lot 29, and 47.62 feet in width along the south boundary of Lot 30, containing a total of 0.11 acres, more or less."

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees authorize right of way easement issued to the State Road Department covering the parcel described. Upon vote the motion was adopted.

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Request was presented from N. H. Bennett for reduction in base bid from \$100.00 to \$50.00 for advertising land described as Lot 2, Block 12—Reneau's Survey, except 25 X 40 feet in Southeast corner, in Section 7, Township 25 South, Range 16 East, containing  $\frac{3}{4}$  acres in Hamilton County.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees deny request for reduction of bid. Upon vote the motion was adopted.

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Offer of \$10.00 was presented from Raymond Z. Dollins as base bid for advertising Lots 19, 20 and 24—Nathey Estate Adjusted S/D of Section 1, Township 1 South, Range 23 West, Okaloosa County.

Upon recommendation from the Secretary, motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees deny the request and authorize the land advertised with base bid equal to one-fourth of the 1932 assessed value—\$60.00. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
April 10, 1950

The Trustees of the Internal Improvement Fund met on this date in the Conference Room of the Senate, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

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Governor Warren announced that this special meeting was called pursuant to request from citizens of Citrus County as to action taken April 3, looking toward exchange of Anclote Key, owned by the United States, for other lands owned by the Trustees of the Internal Improvement Fund.

Notice of the meeting to be held this date was given to advocates of the exchange in Pinellas County and to representatives of the U. S. Fish and Wildlife Service.

Spokesmen for the delegation from Citrus, Hernando and Levy Counties and adjoining areas, opposing the conveyance

of the keys and coastal territory in the Chassahowitzka and Homosassa area, were as follows:

- James E. Connor, President of the City Council of Inverness;
- Senator Joe Johnson, Representing Citrus and Hernando Counties;
- Francis Williams, Mayor of Inverness, Speaking for the fishing and hunting guides, hotels, motels and camps;
- M. C. Scofield, Attorney for Board of County Commissioners of Citrus County;
- L. C. Yeomans, Representative in Legislature, Citrus County;
- Dewey D. Allen, Representative in Legislature, Levy County;
- Owen Kennedy, Representing the Kiwanis Club of Inverness;
- Clifford Harman, President, Civic Club of Homosassa;
- Norman Bowles, Citrus County Sportsman's Club of Inverness; and
- K. L. Johns from Chassahowitzka.

The protests were based on the damage to the fishing and hunting industry in that area, resulting in some two hundred fishermen and one hundred fishing guides being thrown out of work; that it will ruin the tourist trade in that area, which in recent years has become more and more valuable, especially since a paved highway has been completed through Citrus County. Many hotels, motels, fishing camps and restaurants along the highway and the western part of the county will have to close down. It was explained that Citrus County was not making objection to the City of Tarpon Springs acquiring Anclote Key as a beach, but they did not want the Chassahowitzka area conveyed to the United States in exchange for Anclote Key. It was suggested that some other method be used to acquire the Key for Tarpon Springs.

Information was furnished that the United States already owns approximately 43,000 acres of land in Citrus County, and another large area in the Withlacoochee Game Preserve and Reforestation area in Hernando County.

It was stated that the income to guides during the year is approximately \$95,000.00—from \$1000.00 to \$1500.00 per guide. They have an investment of approximately \$75,000.00 in boats, pick-ups and equipment used in their business.

It was also stated that even though the area will be closed only for hunting during certain seasons, past experience has been that the fishermen suffer too as they are restricted to certain areas.

Citrus County delegation expressed the opinion that it would be satisfactory if the state would sell the islands to private individuals as that would not interfere with fishing and hunting; that they could not keep them off the waters.

Representative from Levy County urged that the Trustees not convey the islands to the United States as they were apprehensive that the livelihood of their people would be jeopardized. Not only Citrus County will be affected but adjoining counties, whose citizens fish from one county to another will be cut off without any means of making a living. Towns like Homosassa, Hudson, Aripeka, Crystal River, and many others will be affected.

Representatives from Pinellas County, composed of the following parties, requested that the Trustees do not change action already taken but that Anelote Key be exchanged for islands in the Chassahowitzka, and the Key conveyed to Tarpon Springs as a beach:

Representative Archie Clements  
 State Senator Henry S. Baynard  
 Representative Charles J. Schuh, Jr.  
 Mr. D. P. Boyer, Tarpon Springs  
 Mayor J. L. Baynard of Tarpon Springs.

The Pinellas County delegation was of the opinion that not one county or one small area should be considered, but that the whole of the west coast of Florida should be taken into consideration; that except for Clearwater beach there is not another beach on the west coast until you reach Panama City beach; that the constitution of the state protects the fishermen and even though the state declines to convey the Chassahowitzka area to the United States, the U. S. Fish and Wildlife Service has authority to close any hunting ground for such period as is deemed necessary; that one of the main issues now before the people is conservation of wildlife and natural resources; that if this area is turned over to the Federal Government it will mean hunting will be better than it has been and the ducks will not all be killed out; that it will be more beneficial to the state as a whole to have these islands included in a conservation area for the protection of wild life than to leave it as it is; that the fishing industry of Citrus County and adjoining sections will not be prohibited from fishing, and hunting will be allowed at times; that unless the conservation program is carried out it will not be long before there will be no hunting in Florida for anyone; that Tarpon Springs has been hard hit by loss of its sponge industry and it will mean a great deal to that section as well as all along the west coast to have this in the areas acquired.

Mr. Donald Chaney, Chief Counsel for the U. S. Fish and Wildlife Service, and Mr. Howard A. Miller, representing the Fish and Wildlife Service from the Regional area of Atlanta, were present and explained the management of fish and wildlife refuges, when the program was authorized, the regulations governing the areas and other pertinent information. It was explained that under the laws of the United States and of the State of Florida there was no construction of the laws that would prohibit any citizen of the State of Florida from fishing in the areas acquired.

Mr. Chaney was asked, if the proposed exchange went through, would the Fish and Wildlife Service take the land with the reservation that there would be no interference with fishing in the area, to which he replied that he could not commit the department but he could not see where they would be in a position to object as the laws of the state governed the waters under its jurisdiction; that under the provisions of the act of Congress all lands acquired thereunder would be inviolate sanctuaries and no shooting would be allowed of migratory fowl and other game birds; that certain areas are sometimes opened for hunting for periods during the season, dependent upon the resource itself.

The Saint Marks Refuge was mentioned as an area where fishing had been restricted. This was explained by the statement that around artificial fresh water pools created by the Federal Government restriction as to fishing had been enforced in the St. Marks area but no other that he knew of; that it is the purpose of the Department to increase the number of migratory birds by protecting them in the wildlife areas.

Mr. Chaney and Mr. Miller answered questions of the two delegations as to management of the proposed refuge, if any hunting would be allowed during the season, what restrictions would be placed on fishing in the waters around the refuge, and explained that creation of the refuge will bring visitors to that part of the state for the purpose of recreation and fishing; that thousands of people each year visit the various wildlife refuges in the state; that it has been proven that hunting in the area of wildlife refuges has been benefited by protection of the migratory fowl, and the only reason for establishment of the refuge is to preserve the species so that it can be enjoyed by people now and those in the future.

Several suggestions were made as to how the situation might be handled for protecting the fishing and hunting industry of Citrus County and surrounding territory and at the same time carry out the exchange with the Federal Government.

Governor Warren stated that the matter is of such importance to so many people that he feels it should be taken under

advisement and given careful consideration before final action is taken; that he is not willing to rescind action heretofore taken.

Attorney General Ervin suggested that a representative be appointed from each group, one from the Trustees and one from the Federal Government for the purpose of trying to work out an agreeable solution of the controversy.

Motion was made by Mr. Mayo that the Trustees take no action at this time as to exchange of the property and that the matter be taken under advisement and further consideration, a committee to be appointed, one representative from each group to confer with some person designated by the Trustees and a representative from the Fish and Wildlife Service. Motion seconded by Mr. Gay and upon vote adopted.

Governor Warren asked Mr. Chaney to represent the U. S. Fish and Wildlife Service, Mr. F. C. Elliot to serve for the Trustees, and that each of the delegations from Citrus and Pinellas Counties name one of their number to represent them; that the conference be held as soon as possible in order that report can be submitted to the Trustees for consideration.

The Governor thanked the two delegations for the able presentation of the subject, and Mr. Chaney and Mr. Miller for giving information on the subject.

Resolutions, letters and telegrams from the Citrus County area were filed with the Trustees from the following:

Telegram from James E. Rooks, Chairman, Board of County Commissioners of Citrus County;  
 Telegram from G. M. Cleghon, President, Chamber of Commerce West Citrus County;  
 Letter from L. C. Yeomans, Representative from Citrus County;  
 Resolution adopted by County Commissioners of Citrus County April 4, 1950;  
 Resolution adopted by City Council of Inverness April 4, 1950; and  
 Resolution adopted by Citrus County Sportsman's Club, April 7, 1950.

Letters and resolutions from Pinellas County and Tarpon Springs area were filed with the Trustees from the following:

Letter from Paul H. Ficht, Manager-Secretary, Clearwater Chamber of Commerce;  
 Resolution adopted by Board of County Commissioners of Pinellas County April 7, 1950;  
 Resolution adopted by Board of Directors of Tarpon Springs Rotary Club;

Resolution adopted by Board of Commissioners of the City of Tarpon Springs April 7, 1950;  
 Resolution adopted by Board of Directors of the Tarpon Springs Junior Chamber of Commerce;  
 Resolution adopted by Tarpon Springs Beach Committee April 7, 1950; and  
 Resolution adopted by Board of Directors of the Tarpon Springs Lions Club.

There being no further business, it was moved and adopted that the meeting adjourn.

FULLER WARREN,  
 Governor—Chairman

Attest: F. C. Elliot  
 Secretary

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Tallahassee, Florida  
 April 11, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: C. M. Gay, Comptroller  
 Richard W. Ervin, Attorney General  
 Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
 Sinclair Wells, Land Clerk

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Mr. Elliot presented for approval minutes of the Trustees dated March 21 and 28, and April 3, 1950, with information that copies have been furnished each member.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the minutes as presented be approved. Upon vote the motion was adopted.

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Offer of \$15.00 an acre was presented from Barron G. Collier for all state owned land in Sections 10 and 11, Township 35 South, Range 30 East, Highlands County.

Upon recommendation from the Land Clerk, motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees decline the offer and make counter proposal to advertise the land for competitive bids provided applicant will agree to bid not less than \$20.00 an acre on date of sale. Upon vote the motion was adopted.

Application was presented from E. E. Dunn, president of Durabuilt Manufacturing Company, St. Petersburg, offering \$200.00 an acre for purchase of approximately ten (10) acres of sovereignty land in Section 6, Township 32 South, Range 16 East, Pinellas County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees agree to accept the offer conditioned upon the land being advertised for objections only. Upon vote the motion was adopted.

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Offer of \$10.00 an acre was presented from Mr. Harry Wells, on behalf of O. E. Hobbs, for the NE $\frac{1}{4}$  of NW $\frac{1}{4}$ ; S $\frac{1}{2}$  of NW $\frac{1}{4}$  and W $\frac{1}{2}$  of SW $\frac{1}{4}$ , Section 8, Township 2 South, Range 13 West, containing 200 acres in Bay County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees agree to advertise the land applied for, subject to competitive bids, based on offer from Mr. Hobbs. Upon vote the motion was adopted.

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Mr. Elliot presented offer of approximately \$18 00 an acre from W. C. Mather, on behalf of E. C. Goolsby of Hollywood, Florida, for Tracts 33 to 64, both inclusive, less Tracts 33, 48, 49 and 64, in the S $\frac{1}{2}$  of Section 33, Township 47 South, Range 42 East, containing 280 acres in Broward County. Title to this land vested in the Trustees through settlement with Everglades Drainage District under provisions of Chapter 14717 of 1931. The Secretary recommended a price of \$25.00 for the land.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees decline offer from applicant and make counter proposal to sell the tracts at a price of \$25.00 an acre, or a total price of \$7000.00. Upon vote the motion was adopted.

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Offer of \$350.00 was submitted from Anne T. Norris, realtor of Tampa, Florida, on behalf of Henry D. Keeler and wife, for purchase of Lot 2, Block 3, Beach Park Unit #1, Tampa, in Hillsborough County. The offer includes an amount equal to delinquent taxes of Southwest Tampa Storm Sewer Drainage District, without interest and penalties—\$25.28.

Title to this land vested in the Trustees under provisions of Chapter 14572 of 1929.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the offer from Mr. Keeler and authorize deed conveying the property applied for. Upon vote the motion was adopted.

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Indian River	3/27/50	7
Jefferson	3/6/50	3

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Offer of \$192.50 was presented from the City of Haines City, Florida, for Lots 90 to 115, both inclusive, Haines City Terminals, in Section 18, Township 27 South, Range 27 East, Polk County.

The offer being equal to the regular base bid, motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept \$192.50 for the land described and authorize conveyance under provisions of Chapter 21684 of 1943. Upon vote the motion was adopted.

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Application was presented from Port Tampa City, Florida, for conveyance of 81 lots in Port Tampa, Hillsborough County, with offer of \$1.00 per lot.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees decline the offer and make counter proposal to accept the base bid of \$705.00 for the lots, with conveyance to be made under Chapter 21684 of 1943, which does not require advertisement and public sale. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

C. M. GAY,  
Comptroller—Acting Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
April 18, 1950

The Trustees of the Internal Improvement Fund met on

this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
 C. M. Gay, Comptroller  
 Richard W. Ervin, Attorney General  
 Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
 Sinclair Wells, Land Clerk

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Mr. Elliot presented for approval the minutes of the Trustees dated March 28, April 4 and 11, 1950, with information that copies have been furnished each member.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees approve the minutes as presented. Upon vote the motion was adopted.

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Mr. Wells presented for consideration sale advertised to be held on this date, based on application from G. H. Jones, presented to the Trustees February 28, 1950, with offer of \$100.00 for a parcel of land in Monroe County. The land was ordered advertised for objections only and the following notice was published in the Key West Citizen on March 17, 24, 31, April 7 and 14, 1950:

Tallahassee, Florida, March 6th, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. April 18th, 1950, the land in MONROE COUNTY described as follows:

A parcel of sovereignty land 45 feet wide and running the full length parallel and adjacent to the shore line of Tract 1 of Hilton Haven, a subdivision of the Island of Key West, Florida.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections were filed to the sale.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees confirm sale in favor of Mr. Jones as adjacent upland owner, at the price offered. Upon vote the motion was adopted.

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Pursuant to application from Carl H. Hilton, presented to the Trustees February 28, 1950, with offer of \$150.00 for a parcel of land adjacent to his upland property, the Trustees authorized the land advertised for objections only. The following notice was published in the Key West Citizen on March 17, 24, 31; April 7 and 14, 1950:

Tallahassee, Florida, March 4th, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock, April 18th, 1950, the land in MONROE COUNTY described as follows:

Commencing at the NWly R/W line of Roosevelt Blvd. and the Nly boundary line of Hilton Haven; from said intersection run Wly along the Nly boundary line of Hilton Haven for a distance of 315.35 feet to the P.O.B.; thence at right angles in a Nly direction for a distance of 272.25 feet to a point, thence at right angles in a Wly direction for a distance of 480 feet to a point; thence at right angles in a Sly direction for a distance of 272.25 feet to a point; thence at right angles in an Ely direction for a distance of 480 feet to the P.O.B. Containing approximately 3 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phos-

phate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections were filed to the sale.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees confirm sale in favor of Mr. Hilton at the price offered. Upon vote the motion was adopted.

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Pursuant to application from Harold H. Wilson, on behalf of Arthur Gerlach and wife, presented to the Trustees February 28, 1950, with offer of \$25.00 an acre for Brevard County land, it was agreed that the land be advertised for objections only. The following notice was published in the Cocoa Tribune on March 16, 23, 30, April 6 and 13, 1950:

Tallahassee, Florida, March 4th, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. April 18th, 1950, the land in BREVARD COUNTY described as follows:

Begin at the Concrete Monument on the West Bank of the Banana River, on the line between Lots 8 and 9, Plat of Israel Steward Homestead, as recorded in Deed Book A, Pages 679 to 683 Records of Brevard County, Florida. Run thence East on the line between said Lots 8 and 9, a distance of 282 feet to a point in the waters of Banana River; run thence South perpendicular to the above line between said Lots 8 and 9, a distance of 244.95 feet to a point in the Banana River on the Center Line of said Lot 8, produced or extended into the waters of the Banana River; run thence West on the Cen-

ter Line of said Lot 8 produced, a distance of 113 feet to the concrete post of the West bank of the Banana River; run thence in a Northwesterly direction to the point of beginning on the lot line between said Lots 8 and 9, the place of beginning, Containing 1.11 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and there were no objections filed to the sale.

Motion was offered by Mr. Gay, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Mr. Gerlach and wife at the price offered. Upon vote the motion was adopted.

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Based on application from Ben Shepard, on behalf of twenty (20) clients, presented to the Trustees February 28, 1950, with offer of \$1.00 per running foot, for sovereignty land in Indian Creek, Dade County, it was agreed to advertise the land for objections only. The following notice was published in the Miami Herald on March 17, 24, 31, April 7 and 14, 1950:

Tallahassee, Florida, March 4th. 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. April 18th, 1950, the land in DADE COUNTY described as follows:

A strip of sovereignty or submerged land in Indian Creek approximately 2000 feet in length by 50

feet in width lying adjacent to Lots 11 to 40, inclusive, Block 3 of the amended plat of Second Ocean Front Subdivision, City of Miami Beach, being a subdivision of Government Lots 2, 5 and 6 of Fractional Section 11 and Government Lot 1 of a portion of Government Lot 4, all in Township 53 South, Range 42 East, Dade County, Florida.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Mr. Wells called the land out and reported that there were no objections filed to the sale.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees confirm sale in favor of the following parties for land adjacent to their respective upland ownerships:

Wolf Muller and wife, Joseph Waldman, A. Frank Katzentine and wife, Leah Swede Steinfeldt, Jordan H. Davidson, Norman Rarch and wife, Sigmund Drucker, F. B. R. Holding Corp., E. L. Lockhart and wife, Lillian Blumenfield, David Rott, George B. Dodge, A. Ernest Wolfe and wife, Harry Miller and Wife, Louis Miller, Henry Elliott, Deuville Corp., and Prudential Realty, Inc.

Upon vote the motion was adopted and deeds ordered issued.

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Mr. Wells requested instructions with reference to handling applications from various areas for dredging sand along the beaches of the state. He explained the procedure heretofore followed with reference to the Jacksonville beach areas in Duval County, Fernandina Beach in Nassau County, and a recent permit allowed for taking sand along the beach in St. Johns County, to which protest has been filed by John Shepard.

In the past several years the Trustees have requested approval from the County Commissioners of the respective counties before granting permits, but in view of the serious effect on the beaches from erosion, there is question whether any permits should be allowed. Mr. Wells recommends that no further permits be granted.

After discussion of the subject, motion was made by Mr. Gay, seconded by Mr. Ervin, that Mr. Elliot be requested to prepare a memorandum on the subject with a draft of a suggested resolution for consideration of the Trustees at a later date. Upon vote the motion was adopted.

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Request was presented from C. Robert Burns, City Attorney of West Palm Beach, Florida, making application on behalf of the city for approximately 160 acres of state land in Sections 4 and 9, Township 43 South, Range 43 East, Palm Beach County, to be used for public purposes only. The county offers \$10.00 an acre for the land.

Mr. Wells explained that the land was now under lease to Mrs. Mildred Gatine, with expiration date of April 1, 1952.

The Trustees not being agreeable to selling the land at the price offered, motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees decline the offer and request Mr. Wells to ascertain from the county the purpose for which the tract is desired. Upon vote the motion was adopted.

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Application was presented from Barron G. Collier with offer of sixty cents (60¢) an acre for grazing lease on state owned land in Sections 10 and 11, Township 35 South, Range 30 East, Highlands County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees grant the request and authorize issuance of five-year grazing lease in favor of Mr. Collier at the rental offered. Upon vote the motion was adopted.

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Offer of \$10.00 an acre was presented from R. C. Lewis for purchase of the SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 4, Township 39 South, Range 30 East, Highlands County.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees agree to advertise the land for competitive bids based on offer from Mr. Lewis. Upon vote the motion was adopted.

Application was presented from Florida Inland Navigation District for perpetual easement covering two spoil areas desired in connection with the waterway, described as follows:

Spoil Areas in Section 6, Township 16 South, Range 34 East, Volusia County;  
 Spoil Area in Section 14, Township 9 South, Range 30 East, St. Johns County.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the request be granted and easements issued covering the two areas described. Upon vote the motion was adopted.

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Mr. Gay called attention to letter from Mr. M. Lewis Hall, attorney of Miami, Florida, requesting that the Trustees exchange certain lands outside of Everglades National Park for land owned by him within the park area.

Mr. Elliot explained that he has written Mr. Hall and also discussed the subject with him by telephone; also, that he has written the Director of the National Park Service on the subject and was awaiting reply from him before making report to the Trustees. In view of the participation by the State of Florida to the extent of two million dollars (\$2,000,000.00) for land acquisition and other purposes in connection with the park, it was not contemplated by the Trustees that the Internal Improvement Fund lands would be donated for exchange with private ownerships within the park boundaries. Such lands as had been made available early in the program have been withdrawn from such disposition.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees decline to make exchanges with private interests having land within Everglades National Park area for the reason as set forth by Mr. Elliot, and that Mr. Hall be advised of the position heretofore taken by the Trustees in view of the state's participation. Upon vote the motion was adopted.

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The Trustees having issued blanket authority for approval by the Secretary of salaries and necessary and regular expenses of the Trustees, the Comptroller is being requested to issue warrants in payment of the following items:

F. C. Elliot, Engineer and Secretary .....	\$ 575.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk .....	266.66
Jentye Dedge, Secretary-Clerk .....	321.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
Sinclair Wells, Land Agent .....	100.00

C. M. Greene, Rental Agent .....	50.00
Harold E. Taylor, Apprentice Engineer .....	75.00
Ruth N. Landers, Maid .....	20.00
Southwest Tampa Storm Sewer Drainage District—For delinquent taxes through 1949 .....	25.28
TOTAL.....	\$ 1,996.92

Financial statements for the month of March, 1950, are as follows:

#### UNDER CHAPTER 610

Balance as of March 1, 1950 .....	\$1,307,169.79	
Receipts for the month:		
Land Sales .....	\$ 17,417.44	
Land Sales—Chapter 14717—		
Glades County .....	1,300.00	
Sale of Certified Copies of Trustees Minutes .....	5.50	
Interest on Contracts .....	229.76	
Drainage Tax Refunds .....	3,068.80	
Sale of Fill Material .....	1,430.00	
Quit Claim Deed .....	230.00	
300 Coupons at \$18.50 each Fla. State Improvement Comm. Bldg. Rev. Cert. Ser. 20 .....	5,550.00	
Farm Lease .....	690.00	
Mineral Leases .....	50.00	
Sand, Shell and Gravel Leases .....	2,184.20	
Exploration Lease for Precious Stones & Metals .....	100.00	
Miscellaneous Leases .....	425.00	
Oil Lease .....	1,386.00	
Grazing Leases .....	60.00	
Timber Lease .....	23.20	
Total Receipts for the month .....	34,149.90	34,149.90
GRAND TOTAL .....		1,341,319.69
Less Disbursements for the month .....		13,818.67
BALANCE AS OF MARCH 31, 1950 .....		\$1,327,501.02

#### DISBURSEMENTS FOR MARCH, 1950

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
4-3-50	187471	Miss Pearl Pearce .....	\$ 555.21
4-9-50	193991	Southeastern Telephone Co. ....	10.70
	193992	Western Union Telegraph Co. ....	7.73

	193993	Marchant Calculating Machine Co.	36.00
	193994	Hunt, Salley & Roman .....	3.50
	193995	The H. & W. B. Drew Co. ....	14.00
	193996	Rose Printing Company .....	87.45
	193997	Belle Glade Herald .....	5.50
	193998	E. B. Leatherman, Clerk Ct. Ct.....	3.40
	193999	J. Alex Arnette, Clerk Ct. Ct. ....	1.90
	194000	Curtis M. James, Tax Collector ....	3.60
4-11-50	196053	State Treas. Tr. to U.S.G.S. ....	3,750.00
4-15-50	200595	Western Union Telegraph Co. ....	1.38
	200596	Hunt, Salley & Roman .....	9.50
	200597	The Clewiston News .....	14.95
	200598	J. F. Cochran, Postmaster .....	50.00
	200599	Sinclair Wells .....	147.19
4-20-50	204974	State Treas. Tr. Prin. State School Fund .....	4,961.62
	204975	State Treas. Tr. to G.R. for Oyster Conservation Fund .....	1,898.35
4-28-50	211277	Disston Island Drainage District....	8.98
4-31-50	202549	F. C. Elliot .....	466.45
	202550	A. C. Bridges .....	308.13
	202551	M. O. Barco .....	204.83
	202552	Jentye Dedge .....	279.16
	202553	Bonnie G. Shelfer .....	163.13
	202554	Sinclair Wells .....	95.00
	202555	C. M. Greene .....	47.50
	202556	Harold E. Taylor .....	47.50
	202557	Ruth N. Landers .....	19.00
	202560	Lewis State Bank—Federal Tax....	222.70
	202558	Florida Hospital Service Corp. ....	12.00
	202559	5% Retirement Fund .....	81.24
	215625	State Office Supply .....	35.80
	215626	Kee Lox Manufacturing Co. ....	6.63
	215627	H. & W. B. Drew Company .....	12.75
	215628	The George D. Barnard Co. ....	244.19
	215629	Earl R. Adams, Clerk Ct. Ct. ....	1.70
TOTAL DISBURSEMENTS FOR MONTH OF MARCH, 1950 .....			\$ 13,818.67

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#### U. S. G. S. CO-OPERATIVE FUND

Balance as of March 1, 1950 .....	\$3,750.00
March 16 Receipt .....	3,750.00
Grand Total .....	7,500.00
March 31—Less Disbursement to Treas. U. S. A. ....	6,738.15
March 31—Balance as of this date .....	\$ 761.85

## UNDER CHAPTER 18296

Receipts to General Revenue:

March 2, 1950 .....	\$5,759.80
March 16, 1950 .....	2,197.69
Total Receipts for month of March, 1950 .....	7,957.49

Disbursements from General Revenue:

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
3-11-50	195488	J. Alex Arnette, CCC .....	\$ 119.50
3-31-50	201989	Ernest Hewitt .....	298.68
	201990	Mary Clare Pichard .....	192.46
	201991	5% Retirement Fund .....	16.58
	201992	Lewis State Bank (Federal Tax) .....	30.60
Total Disbursements for month of March, 1950 .....			\$ 657.82

## SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids submitted for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Charlotte	2/27/50	1
Dade	4/7/50	1
DeSoto	4/3/50	1
DeSoto	4/11/50	1
Hernando	4/6/50	1
Hernando	4/7/50	3
Lake	4/10/50	10
Nassau	4/10/50	2
Putnam	4/1/50	3
St. Lucie	4/3/50	8
Washington	4/3/50	1

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees approve the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

Mr. Elliot presented nine (9) requests for release of state road right of way in deeds heretofore issued under Chapter 18296. Information was furnished that the State Road Department has approved release of the road reservation as requested.

Motion was made by Mr. Gay, seconded by Mr. Ervin, that the Trustees approve issuance of the following quit claim deeds

for the purpose of releasing the state road reservation as recommended by the State Road Department:

- Pt. Broward County Q.C. Deed No. 1062 to Mrs. Ellen R. Custer
- Franklin County Q.C. Deed No. 209 to Mrs. Irene Haws Simmons
- Pt. Hillsborough County Q.C. Deed No. 1673 to Irene McGahee
- Pt. Hillsborough County Q.C. Deed No. 3064 to Chas. H. Pent and Mayme E. Pent, his wife
- Pt. Hillsborough County Q.C. Deed No. 3198-Cor. to Ralph Heath and Helen B. Heath
- Hillsborough County Q.C. Deed No. 4357 to Southgate, Incorporated
- Pt. Okaloosa County Q.C. Deed No. 367 to Ernest Rice
- Okeechobee County Q.C. Deed No. 32 to Irene L. Williams
- Pt. Palm Beach County Q.C. Deed No. 1197 to Henry L. Sasser and Willie G. Sasser, his wife.

Upon vote the motion was adopted.

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Mr. Elliot called attention to a tract of Murphy Act land in Section 26, Township 22 South, Range 25 East, Lake County, located on each side of State Highway #561 on which there are a great many very old cypress trees of scenic value. This tract was withdrawn from sale some time ago on account of its scenic value, but the Clerk continues to receive applications to purchase.

Mr. Elliot recommends that a resolution be adopted authorizing conveyance out of the Murphy Act to Trustees of the Internal Improvement Fund and the dedication of the land as a state park under the supervision of the Florida Board of Parks and Historic Memorials, with certain use rights to be given to the State Road Department.

Motion was made by Mr. Gay, seconded by Mr. Ervin and unanimously carried, that the following resolution be adopted:

#### R E S O L U T I O N

WHEREAS, title to certain land described as Tracts 1, 2, 3, 4, 13 to 20 inclusive, and 29 to 32 inclusive, Groveland Farms, being in Government Lots 1 and 2 of Section 26 of Township 22 South, Range 25 East, in Lake County, Florida, reverted to the state under the provisions of Chapter 18296, Acts of 1937, said land being located on each side of State Road No. 561 and

contains great eypress trees of scenic value and ought to be retained by the state for the benefit of the public, now therefore,

BE IT RESOLVED that said land be conveyed by the state to the Trustees of the Internal Improvement Fund to become land of said Fund, and thereupon shall be set aside and dedicated as a state park to be controlled and administered by the Florida Board of Parks and Historic Memorials; that authority be and is hereby given to said Florida Board of Parks and Historic Memorials to grant to the State Road Department of Florida the right to establish and maintain for roadside beautification such part of said land as the said department may determine, and that said department shall have the right to exercise such authority as is vested in it by law over such part of the land contiguous to its highway as it may deem necessary for highway purposes.

BE IT FURTHER RESOLVED that certified copy of this resolution be delivered to Florida State Board of Parks and Historic Memorials and to the State Road Department as notification of the action of the Trustees in the premises.

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Request was presented from H. H. Tanner, on behalf of John P. Saue, that the Trustees allow protest to Putnam County sale held April 1, 1950—Report No. 119—as to Lot 30, Block 3 Rivercrest—Riverside Unit S/D of Part Section 39, Township 10 South, Range 27 East, Putnam County. Mr. Elliot explained that in 1946 it was agreed that all lots in Rivercrest Subdivision be advertised for sale; that through error Lot 30 was omitted from the advertisement and subsequent sale and was not deeded to the highest bidder; that said lot is located among other lots of party protesting and he has agreed to deposit with the Clerk of the Circuit Court an amount necessary to have the land readvertised and second sale held. It is recommended that protest be allowed.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees waive the rules and allow protest from Mr. Saue provided he will immediately deposit with Clerk the amount necessary to hold second sale. Upon vote the motion was adopted.

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The Trustees having issued blanket authority for approval

of salaries by the Secretary, the Comptroller is being requested to issue warrants in payment of the following items:

Ernest Hewitt, Clerk-Bookkeeper .....	\$ 331.66
Mary Clare Pichard, Secretary-Clerk .....	206.66
	<hr/>
TOTAL.....	\$ 538.32

Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
April 26, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk

Mr. Elliot presented for approval the minutes of April 10, 1950, with information that each member has been furnished with a copy.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees approve the minutes as submitted. Upon vote the motion was unanimously adopted.

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Mr. Wells presented application from W. J. Steed on behalf of J. W. Threw, J. A. Russell and J. K. Hays, with offer of \$10.00 an acre for the NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 5, Township 25 South, Range 27 East, Osceola County.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees agree to have the land advertised for competitive bids based on offer from clients of Mr. Steed. Upon vote the motion was adopted.

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Application was presented from Mrs. Alice C. Bailey for assignment to Ray D. Chamberlain of Grazing Lease No. 609

held by her on 212.3 acres of land in Sections 16 and 17, Township 42 South, Range 33 East, Glades County, said lease to expire September 1, 1953.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize assignment of the lease as requested. Upon vote the motion was adopted.

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Offer of \$200.00 an acre was presented from Mrs. Dorothy Lane Case for submerged land in front of her property described as Lots 34, 35, 36 and 37, Harbor View No. 1—Pinellas Groves Subdivision, Section 29, Township 30 South, Range 15 East, Pinellas County.

Following recommendation of Mr. Wells, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the offer subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Application was presented from Richard A. Eagle on behalf of Mrs. Horace Roberts, L. D. Martin and himself, for five year lease on the water bottoms lying between Government Lots 1, 2, 3 and 4, Section 20, Township 32 South, Range 16 East, on Pine Key, and Government Lot 5, Section 20, Township 32 South, Range 16 East, on Cabbage Key, containing approximately 40 acres in Pinellas County.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize five-year lease in favor of applicants at an annual rental of \$20.00. Upon vote the motion was adopted.

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Hodges and Arnold Lumber Company of Caryville, Florida, offers \$200 for a two-year timber lease on the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 34, Township 4 North, Range 14 West, Washington County. Mr. Wells recommended that the offer be accepted.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize issuance of two-year timber lease in favor of applicants upon payment of \$200.00. Upon vote the motion was adopted.

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The Trustees approved the general policy of declining to sell any lakes under the jurisdiction of the Trustees where it was deemed for the best interest of the public that the title remain in the State.

Request was presented from Everglades Drainage District for perpetual easement covering canal reservations retained by Trustees in Deeds Nos. 18818-A-B-C executed in favor of David Raymond Lyons. The reservation involves a strip 260 feet wide, being 130 feet on each side of the center line of old Everglades Drainage District levee canal in Sections 34 and 35, Township 41 South, Range 32 East, and in Sections 1, 2 and 12 of Township 42 South, Range 32 East, Glades County. Mr. Elliot recommended that the request be granted as it was in line with agreement heretofore reached between the Trustees and the District.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize issuance of easement deed in favor of Everglades Drainage District for the purpose of conveying the canal reservations retained in deeds enumerated. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Ervin, and adopted, that the following bill be approved and that the Comptroller be requested to issue warrant in payment therefor:

Guarantee Abstract Co., of St. Petersburg, Fla.  
 Abstracts in connection with case of Trustees  
 vs. Sea Island Development Co. ....\$148.00

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Clay	4/8/50	17
Columbia	4/18/50	4
Duval	3/29/50	12
Hardee	2/6/50	4
Hernando	4/13/50	1
Hillsborough	4/18/50	1
Lee	4/10/50	4
Palm Beach	3/14/50	6
Putnam	4/1/50	2
St. Johns	3/16/50	10
St. Lucie	4/3/50	1
Sarasota	3/27/50	27
Seminole	3/27/50	48

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees approve report of bids and authorize issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules.

Request was presented from Everglades Drainage District for conveyance of Lots 658 to 665 inclusive, College Park Addition No. 1, Section 15, Township 44 South, Range 43 East, Palm Beach County. This application is in line with agreement between the Trustees and the District for conveying the whole title in each of the two boards to one-half of the double reversion Murphy Act land located within Everglades Drainage District.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees approve conveyance to Everglades Drainage District of the lots described. Upon vote the motion was adopted.

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Request was presented from Dade County that the Trustees convey the  $N\frac{1}{2}$  of  $SE\frac{1}{4}$  of  $SE\frac{1}{4}$  of  $SW\frac{1}{4}$ , less 50 feet, in Section 5, Township 53 South, Range 41 East, containing 5 acres in Dade County. The land is located within the city limits of Hialeah, about one-half ( $\frac{1}{2}$ ) mile northeast of the race track, and was withdrawn from sale about two years ago to be used in connection with exchanges and transfers between the Trustees and Everglades Drainage District of double reversion land.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees decline to convey the parcel to Dade County and that no disposition be made of it pending completion of exchanges with Everglades Drainage District. Upon vote the motion was adopted.

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Mr. Elliot requested refund from General Revenue in amount of \$155.00 in favor of Mattie Louise Holzhey, which amount represents insufficient bid deposited with the Clerk of the Circuit Court of Duval County for certain lots in North Jacksonville, listed on Report #75, sale of September 24, 1946.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees authorize refund as requested. Upon vote the motion was adopted.

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Application was submitted from City of West Palm Beach with offer of \$75.00 for 111 parcels of land in Palm Beach County, the base bid for which under the 1932 assessed value would be \$825.00. Mr. Elliot explained that these parcels were a part of double reversion lands involved in exchange with Everglades Drainage District.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline the offer and direct that no disposition be made of the lands pending conclusion of exchanges with Everglades Drainage District. Upon vote the motion was adopted.

Mr. Elliot reported that recently the Trustees withdrew from sale twenty (20) acres of land in Lake Brantley described as  $N\frac{1}{2}$  of  $NE\frac{1}{4}$  of  $NE\frac{1}{4}$  of  $SW\frac{1}{4}$  and  $NW\frac{1}{4}$  of  $NE\frac{1}{4}$  of  $SW\frac{1}{4}$  and  $W\frac{1}{2}$  of  $SW\frac{1}{4}$  of  $NE\frac{1}{4}$  of  $SW\frac{1}{4}$  of Section 4, Township 21 South, Range 29 East, Seminole County, and that he would recommend that this lake area be transferred from the Murphy Act status to the Trustees under Chapter 610 and become a lake for the use of the public.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees approve transfer of title under Chapter 18296 to the Trustees of the Internal Improvement Fund under Chapter 610. Upon vote the motion was adopted.

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Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees decline offer of \$140.00 from Richard H. Ward as a bid for advertising the East 30 feet of Lot 28, Block 12, Orange City, Volusia County, Florida, the base bid under the 1932 assessed value being \$237.50. Upon vote the motion was adopted.

---

Mr. Elliot presented request from the State Road Department for right of way easement across a parcel of Murphy Act land described as the  $W\frac{1}{2}$  of  $NW\frac{1}{4}$  of  $SE\frac{1}{4}$  of  $NW\frac{1}{4}$ ; also described as the  $W\frac{1}{2}$  of  $NW\frac{1}{4}$  of  $E\frac{1}{2}$  of Government Lot 2, Section 18, Township 21 South, Range 25 East, Lake County. The right of way is desired in connection with State Road No. 25—Sec. 1120(5323)—SRD #193 Rev.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees grant easement as requested by the State Road Department. Upon vote the motion was adopted.

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The Trustees having issued blanket authority for approval by the Secretary of necessary and regular expense, the Comptroller is being requested to issue warrant in payment of the following item:

Mattie Louise Holzhey  
 c/o Leonard W. Thomas, CCC Duval County  
 Refund of land sale because of  
 insufficient bid .....\$155.00

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Upon motion duly adopted, the Trustees adjourned.

C. M. GAY,  
 Comptroller—Acting Chairman

Attest: F. C. Elliot  
 Secretary

Tallahassee, Florida  
May 4, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

—————  
F. C. Elliot, Engineer and Secretary  
Sinclair Wells, Land Clerk  
—————

Mr. Elliot presented minutes of the Trustees dated April 18 and 26, 1950, with information that copies have been furnished each member.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the minutes as presented by Mr. Elliot be approved. Upon vote the motion was unanimously adopted.

—————  
Mr. Wells presented for confirmation four sales advertised to be held May 2, 1950, and held over for the meeting today, owing to a quorum not being present on date of sale.

Based on application from John Tiedtke with offer of \$50.00 an acre for Glades County land, the Trustees on March 14, 1950, agreed to advertise the land for competitive bids and objections. The following notice was published in the Moore Haven Democrat on March 31, April 7, 14, 21 and 28, 1950:

Tallahassee, Florida, March 21st, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids and objections, in Tallahassee, Florida, at 11:00 o'clock A.M. May 2nd, 1950, the land in GLADES COUNTY, described as follows:

That part of Section 30, Township 42 South, Range 34 East, lying east of the meander line and west of the Everglades Drainage District Levee and the U. S. E. D. Levee; also that part of Sections 31 and 32, Township 42 South, Range 34 East, lying east of the meander line and west of the Everglades Drainage Levee, containing approximately 181 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor.

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

The land was called out in the Board Room on date advertised for sale and no objections were presented. The only bid received was \$50.00 an acre from Mr. Tiedtke.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Mr. Tiedtke at the price offered. Upon vote the motion was adopted.

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Based on application from Thomas Alexander, on behalf of Lykes Brothers, Inc., with offer of \$10.00 an acre for Glades County land, the Trustees on March 14, 1950, agreed to advertise the land for competitive bids. The following notice was published in the Moore Haven Democrat on March 31, April 7, 14, 21 and 28, 1950:

Tallahassee, Florida, April 22nd, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. May 2nd, 1950, the land in GLADES COUNTY, described as follows:

NW $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 6, Township 40 South,  
Range 28 East, containing 40 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor.

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

The land was called out in the Board Room on date advertised for sale, and no other bids were received.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept offer of \$10.00 an acre from Lykes Bros., Inc., for the land described. Upon vote the motion was adopted.

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Based on application from Guy McPherson, on behalf of B. J. Newbold, with offer of \$100.00 an acre for Glades County land, the Trustees on March 21, 1950, agreed to advertise the land for objections only. The following notice was published in the Moore Haven Democrat on March 31, April 7, 14, 21 and 28, 1950:

Tallahassee, Florida, March 25th, 1950

#### N O T I C E

Notice is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A. M. May 2nd, 1950, the land in GLADES COUNTY described as follows:

From the NE corner of fractional Section 13, T40S, R32E, run South 0° 09' East, 1100 feet along the line of said Section 13 as extended to an intersection with the 17 foot contour line of Lake Okeechobee as surveyed and established by W. T. Wallis and adopted by the Trustees of I. I. Fund of Florida on August 6, 1928; thence South 49° 36' West, 1949.83 feet along aforesaid 17 foot contour line to point No. 2; thence South 39° 50' West, 1266.51 feet along said contour line to the point of beginning; thence from the point of beginning South 50° 10' East, 770.0 feet to the 14 foot contour of Lake Okeechobee; thence South 39° 50' West, 155.84 feet along said 14' contour; thence North 50° 10' West, 770 feet to the 17 foot contour line; thence North 39° 50' East, 155.84 feet along the 17

foot contour line to the point of beginning; Being and lying in the unsurveyed part of Section 13, Township 40 South, Range 32 East, Glades County, and containing 2.75 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor.

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

On May 2, 1950, the land was called out in the Board Room and no objections were filed to the sale.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees confirm sale in favor of Mr. Newbold at the price offered. Upon vote the motion was adopted.

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Based on application from C. M. Greene, on behalf of Holger Lyngholm, with offer of \$150.00 an acre for Palm Beach County land, the Trustees on March 14, 1950, authorized the land advertised for objections only. The following notice was published in the Palm Beach Post, West Palm Beach, Florida, on March 31, April 7, 14, 21 and 28, 1950:

Tallahassee, Florida, March 22nd, 1950

#### N O T I C E

Notice is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. May 2nd, 1950, the land in PALM BEACH COUNTY described as follows:

Commence at the NE corner of Lot 2, Section 13, Township 43 South, Range 36 East, according to the plat "Land Offered for Sale in The Everglades, by the Trustees of I. I. Fund, Tallahassee, Florida,

December 1st, 1916''; thence North 0° 07' East, 51.0 feet; thence North 89° 53' West, 207.0 feet; thence South 55° 13' West, 1127.32 feet along the R/W of the E.D.D. Levee as established by the Wallis Engineering Co.; thence South 89° 53' East, 533.6 feet; thence North 45° 18' East, 842.73 feet to the point of beginning, containing 5.83 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor.

Attest: F. C. Elliot, Sec.  
Trustees I. I. Fund

On May 2, 1950, the land was called out in the Board Room, and no objections were filed to the sale.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Mr. Lyngholm at the price offered. Upon vote the motion was adopted.

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Offer of \$100.00 an acre was presented from Leslie E. Avant, on behalf of Dr. G. F. Highsmith, for sovereignty land in Section 13, Township 40 South, Range 32 East, containing 2.07 acres in Glades County.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees authorize the land advertised for objections only based on offer from Dr. Highsmith. Upon vote the motion was adopted.

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Request was presented from Carl W. Hawkins, of Model Land Company, that the Trustees issue right of way deed to Dade County covering the South 35 feet of Section 18, North 35 feet of Section 18, and the North 35 feet of Section 19, all in Township 58 South, Range 39 East, Dade County. The land is desired

for the purpose of ditching and providing the necessary spoil banks. Mr. Wells recommended that the request be granted.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize issuance of easement deed in favor of Dade County covering the right of way applied for. Upon vote the motion was adopted.

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Sam T. Dell, Jr., on behalf of John M. Powell, offered \$10.00 an acre for reclaimed land in Sections 21, 27 and 28, Township 10 South, Range 23 East, containing 13.50 acres in Putnam County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that Trustees agree to advertise the land for competitive bids based on offer from Mr. Powell. Upon vote the motion was adopted.

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Application was presented from Cecil M. Lowe with offer of \$25.00 per annum for ten-year lease on Dog Island in Section 21, Township 46 South, Range 24 East, Lee County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees grant request and issue lease in favor of Mr. Lowe at the price offered. Upon vote the motion was adopted.

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Offer of \$50.00 an acre was presented from C. W. Rodgers for approximately 3 acres of reclaimed lake bottom land immediately fronting his property in Section 25, Township 17 South, Range 23 East, Marion County.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees accept the offer subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Offer of \$7.00 an acre was presented from R. Roberts for Section 27, N $\frac{1}{2}$  and SE $\frac{1}{4}$  of Section 33, and W $\frac{1}{2}$  of Section 35, Township 47 South, Range 32 East, Hendry County. Mr. Roberts desires to purchase the block as a whole.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees agree to advertise the land for competitive bids based on offer from Mr. Roberts. Upon vote the motion was adopted.

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Paul E. Sawyer, on behalf of J. B. Cash, offers \$100.00 an acre for submerged land around or near Teatable Key in Sections 6 and 7 of Township 64 South, Range 37 East, Monroe County.

It was explained that the area will be used for road right of way and for dredging with the privilege of using one hundred (100) feet across the front, and adjacent to road right of way, for construction, said construction to be approved by the State Board of Parks and Historic Memorials.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the offer, subject to the land being advertised for objections; also, subject to approval by the Park Board and by the State Road Department from a safety standpoint. Upon vote the motion was adopted.

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Application was presented from Mrs. Katherine Waggaman for five-year extension from July 10, 1952, on her Grazing Lease No. 531 on Highlands County land.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize extension of Lease No. 531 as requested by Mrs. Waggaman. Upon vote the motion was adopted.

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Application was presented from R. R. Mims for five-year extension from May 2, 1950, on his Grazing Lease No. 407 covering lands in Glades County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees grant extension requested by Mr. Mims, the lease to be amended so as to remove the clause giving option to purchase, and the inclusion of the automatic cancellation clause.

Upon vote the motion was adopted.

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Application was presented from Mr. Frank Bezoni, on behalf of client, to secure an oil and gas lease, subject to advertisement for competitive bids, on land in Dade County described as All Section 1, N $\frac{1}{2}$  of Section 2, All Sections 3, 4, 5, 8, 9, 10 and 11, N $\frac{1}{2}$  of Section 12, All Section 13, N $\frac{1}{2}$  of Section 14, All Sections 15 and 17, Township 54 South, Range 35 East, containing approximately 8000 acres.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the land be advertised for lease based on application from Mr. Bezoni. Upon vote the motion was adopted.

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Mr. Wells reported on a meeting of Florida State Defense Council and the necessity for contributions from the various state departments to meet the expenses for carrying on the work. A contribution of \$6,000.00 has been made available by the

Department of Agriculture and Mr. Wells recommends that the Trustees allocate a like amount for the expenses of the council.

It was also suggested that the Attorney General be asked for an opinion as to the authority of the state departments for contributing funds to this work.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize contribution of \$6,000.00 from Internal Improvement funds to Florida State Defense Council; also, that the Attorney General be asked for an opinion as to authority of the state departments and boards to make such contributions. Upon vote the motion was adopted.

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Mr. Elliot recommended that the Trustees make the same offer to the United States that it did during World War No. 2—to furnish state land for bombing ranges, air bases and other necessary operations of the Government in connection with national defense.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees adopt the recommendation of Mr. Elliot as the action of the board. Upon vote the motion was adopted.

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Mr. Elliot reported as information that pursuant to action heretofore taken in July and October 1949, conveyance was being made to Central & Southern Florida Flood Control District of the use rights and easements through certain lands in Broward County as described in Deeds 19616, 19617 and 19618; also, deed F.C.D. 5—Chapter 21684, conveying easements in Murphy Act land. The land involved is all located in Townships 49 and 50 South, Ranges 40 and 41 East.

The report was approved.

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Offer of \$1.00 per acre as rental was presented from W. C. Mather, on behalf of E. C. Goolsby, for grazing lease on the SE $\frac{1}{4}$  of Section 32, Township 47 South, Range 42 East, containing 140 acres in Broward County.

Mr. Elliot explained that title to this land vested in the Trustees of the Internal Improvement Fund through settlement with Everglades Drainage District under provisions of Chapter 14717—The Everglades Act; that this tract has been withdrawn from sale for use as a rock pit area, with the privilege reserved in the Trustees to lease any part of the area, and it is recommended that grazing lease be authorized.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees authorize lease in favor of Mr. Goolsby on the basis of \$1.00 per acre annual rental. Upon vote the motion was adopted.

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Mr. Elliot reported that the United States was advertising for sale thirteen thousand seven hundred forty-one (13,741) acres of land in the Everglades, in Township 51 South, Ranges 40 and 41 East, Broward County, located approximately four miles west of Hollywood, formerly used by the Government as U. S. Naval Air Gunnery School. The state is given priority, after Federal agencies, to purchase these lands. Mr. Elliot recommended that the Trustees submit an offer for the land in line with the value placed thereon under condemnation proceedings by the United States when declaration of taking was filed prior to acquisition of the land by the Government. An offer of \$70,000.00 was suggested.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees authorize Mr. Elliot to make an offer of \$70,000.00 to the United States for the land described. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Alachua	4/19/50	7
Brevard	4/15/50	13
Citrus	4/10/50	9
Escambia	4/24/50	2
Hendry	3/6/50	1
Indian River	4/24/50	14
Orange	4/3/50	90
Polk	3/10/50	2
Santa Rosa	3/3/50	1
Sarasota	3/29/50	33
Taylor	3/24/50	3
Volusia	4/3/50	19
Seminole	3/27/50	1

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees accept the bids reported and authorize issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

Mr. Elliot reported as information that the Trustees have deposited to May 1st, \$72,388.85 in General Revenue Fund from sales under the Murphy Act, and if receipts continue at the same rate the total for the fiscal year will reach \$87,000.00. The estimate in December 1948 for the fiscal year 1949-50 was \$50,000.00. Report accepted and ordered filed.

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Offer of \$5.00 an acre was presented from J. Roger Davis for release of oil and mineral rights contained in Hernando County Deed No. 371, dated January 29, 1945, in so far as the reservation affects the NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35, Township 22 South, Range 20 East, containing 10 acres, now owned by Mr. Davis.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees agree to release the reservation as requested upon payment of \$5.00 an acre. Upon vote the motion was adopted.

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Request was submitted from E. L. DeVane for correction of an error in Indian River County Deed No. 620, description in said deed reading "332 feet" when it should have been "322 feet".

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees issue Indian River County Deed No. 620-Cor. in favor of Mr. Rogers upon payment of \$5.00. Upon vote the motion was adopted.

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Request was presented from the Clerk of the Circuit Court of Volusia County that the Trustees indicate what bid would be agreeable for advertising a parcel of land described as 30 feet of Lot 28, Block 12, Orange City, applied for by Richard W. Ward. The Trustees recently declined to allow advertisement with bid of \$140.00, the regular base bid being \$237.50.

Mr. Elliot recommended that a bid of \$200.00 be allowed for advertisement of the parcel.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees authorize advertisement of the parcel in Volusia County applied for by Mr. Ward with base bid of \$200.00. Upon vote the motion was adopted.

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See item, Central & Southern Florida Flood Control District,

conveying use rights in Broward County, including Murphy Act land.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: F. C. Elliot  
Secretary

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Tallahassee, Florida  
May 9, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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Sinclair Wells, Land Clerk  
Jentye Dedge, Acting Secretary

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Mr. Wells presented offer of \$10.00 an acre from George J. Baya of Miami, Florida, for Lots A and B of Section 7, 173.20 acres, and Lot A in the NW $\frac{1}{4}$  of Section 8, 113.8 acres, all in Township 38 South, Range 34 East, Glades County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees agree to advertise the land for competitive bids based on offer from Mr. Baya. Upon vote the motion was adopted.

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Application was submitted from William B. Grinslade for permit to take deadhead pine and cypress timber in St. Marks River, between Natural Bridge and the town of St. Marks, Wakulla County. Offer of \$5.00 per thousand board feet was made, with a minimum of \$20.00 per month for the logs.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize lease in favor of Mr. Grinslade at the price offered. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the Trustees approve the following bills and

that the Comptroller be requested to issue warrants in payment therefor:

Treasurer of the United States, Washington, D.C. For work of U.S. Geological Survey...\$	620.47
J. Edwin Larson, State Treasurer To Prin. State School Fund .....	5,022.58
J. Edwin Larson, State Treasurer To G.R. for Oyster Conservation Fund .....	1,545.90
TOTAL.....	\$ 7,188.95

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SUBJECTS UNDER CHAPTER 18296

The Secretary presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Hardee	3/6/50	2
Hillsborough	4/25/50	3
Holmes	4/10/50	3
Manatee	4/28/50	2
Marion	4/3/50	7
Osceola	4/24/50	45
Polk	3/31/50	14
Sarasota	4/24/50	44

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however, to any protest filed under the rules. Upon vote the motion was adopted.

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Offer of \$70.00 was presented from Sarasota County for Lots 5 to 24 inclusive, Block "G", El Cabana Subdivision, Section 6, Township 36 South, Range 18 East, Sarasota County.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees accept the offer from Sarasota County, which is equal to one-fourth of the 1932 assessed value. Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: Jentye Dedge  
Acting Secretary

Tallahassee, Florida  
May 16, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, State Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

Sinclair Wells, Land Clerk  
Jentye Dedge, Acting Secretary

The Secretary presented for consideration minutes of the Trustees dated May 4 and 9, 1950, with information that copies have been furnished each member.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees approve the minutes as presented. Upon vote the motion was adopted.

Pursuant to application presented to the Board March 28, 1950, from Townsend Sash, Door & Lumber Co., with offer of \$15.00 an acre for Osceola County land, it was agreed to advertise the land for competitive bids. The following notice was published in the St. Cloud Tribune on April 13, 20, 27, May 4 and 11, 1950:

Tallahassee, Florida, April 1st, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. May 16th, 1950, the land in OSCEOLA COUNTY, described as follows:

NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 8, Township 25 South,  
Range 27 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out for sale, resulting in a high bid of \$19.00 an acre from Mr. Tom Miller, on behalf of Grace G. Miller and Gordon McKee.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept offer of \$19.00 an acre from Mr. Miller. Upon vote the motion was adopted.

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Based on application from Clifford Thomas, presented to the Trustees March 28, 1950, with offer of \$7.50 an acre for Highlands County land, it was agreed to advertise the property for competitive bids. The following notice was published in the Avon Park Sun on April 15, 22, 29, May 6 and 13, 1950:

Tallahassee, Florida, April 3rd, 1950

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. May 16th, 1950, the land in HIGHLANDS COUNTY, described as follows:

Lot 1, or E $\frac{1}{2}$  of SW $\frac{1}{4}$  and N $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 6, Township 33 South, Range 29 East, containing 160 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and the only offer received was \$7.50 an acre from Mr. Thomas.

Motion was made by Mr. Gay, seconded by Mr. Mayo, that the Trustees authorize sale in favor of Mr. Thomas at the price offered. Upon vote the motion was adopted.

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Based on application from Paul M. Fearington, presented to the Trustees March 28, 1950, with offer of \$6.00 an acre for Volusia County land, it was ordered that the property be advertised for sale subject to competitive bids. The following notice was published in the DeLand Sun-News on April 14, 21, 28, May 5 and 12, 1950:

Tallahassee, Florida, April 3rd, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. May 16th, 1950, the land in VOLUSIA COUNTY, described as follows:

- Section 21, East of Lake Woodruff, approximately 480 acres;
- Section 28, East of Norris Dead River, approximately 350 acres;
- Section 27, approximately 544.56 acres;
- All lying and being in Township 16 South, Range 29 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no other bids were received.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the offer of \$6.00 an acre from Mr. Fearington. Upon vote the motion was adopted.

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Pursuant to application from Mr. Tom Conely, Jr., on behalf of Gerald H. Dempsey, presented to the Board March 28, 1950, with offer of \$25.00 an acre for Okeechobee County land, the Trustees ordered the land advertised for sale, subject to objections only. The following notice was published in the Okeechobee News on April 14, 21, 28, May 5 and 12, 1950:

Tallahassee, Florida, April 1st, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. May 16th, 1950, the land in OKEECHOBEE COUNTY described as follows:

Beginning at the NE Corner of Government Lot 4 of Section 23, Township 38 South, Range 36 East, and run South along the East boundary of said Section 23 for a distance of 311 feet; thence run West, parallel to the North Boundary of said Section 23 a distance of 2,105 feet, more or less, to the intersection of Hancock Meander Line for a P.O.B.; thence run South 42° West 474.9 feet, more or less, to the 17 foot water level of Lake Okeechobee; thence run southeasterly 675 feet to a point 305 feet South of the Hancock Meander Line; thence continuing in a southeasterly direction 1,077 feet, more or less, to the West Bank of Clements Creek; thence North 42° East 210 feet to the intersection of the Hancock Meander Line; thence North 46° 05' West, 660 feet; thence North 47° 05' West, 1194 feet to the P.O.B. EXCEPTING therefrom the Right of Way of Conner's Highway. All being in Section 23, Township 38 South, Range

36 East, containing approximately 11 acres, more or less, OKEECHOBEE COUNTY.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections presented to the sale.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees confirm sale in favor of Mr. Dempsey at the price offered. Upon vote the motion was adopted.

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Based on application from Walter A. Shelley, on behalf of City of Daytona Beach, Florida, presented to the Trustees March 14, 1950, with offer of \$200.00 for Volusia County land, it was agreed to advertise the island, or shallow bank for objections only. The following notice was published in the Daytona Beach News on April 14, 21, 28, May 5 and 12, 1950:

Tallahassee, Florida, March 21st, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. May 16th, 1950, the land in VOLUSIA COUNTY described as follows:

That island, shallow bank or bottom in Section 8, Township 15 South, Range 33 East, Volusia County, Florida, located approximately 400 feet East of the West shore of Halifax River and approximately 1400 feet Northerly at right angles from the Carlton-Blank Bridge across Halifax

River, having dimensions 500 feet long North and South by 150 feet East and West, containing 1.72 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections were filed to the sale.

Motion was made by Mr. Mayo, seconded by Mr. Gay and adopted, that sale of the land described be consummated in favor of City of Daytona Beach, Florida, at the price offered.

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Based on application submitted March 21, 1950, from Gladys Gregory with offer of \$50.00 for a parcel of Pinellas County land, the Trustees authorized the land advertised for objections only. The following notice was published in the Clearwater Sun on April 14, 21, 28, May 5 and 12, 1950:

Tallahassee, Florida, April 1st, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. May 16th, 1950, the land in PINELLAS COUNTY described as follows:

A strip of sovereignty land 105 feet East and West by 75 feet North and South, lying adjacent to Lots 12 less the West 6 feet, all of Lot 13 and West 6 feet of Lot 14, Avondale Subdivision, Block E, Section 3, Township 29 South, Range 15 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale. By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections were filed to the sale.

Motion was made by Mr. Mayo, seconded by Mr. Gay and adopted, that the Trustees confirm sale of the Pinellas County land to Miss Gladys Gregory, as the upland owner, at the price offered.

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Based on application from James J. Jackson presented to the Trustees March 28, 1950, with offer of \$25.00 an acre for Brevard County land, it was agreed to advertise the submerged area for objections only. The following notice was published in the Cocoa Tribune on April 13, 20, 27, May 4 and 11, 1950:

Tallahassee, Florida, April 1st, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. May 16th, 1950, the land in BREVARD COUNTY, described as follows:

Approximately 6 acres of submerged land adjacent to Lot 13, Dickson's Subdivision, Sections 7 and 8, Township 26 South, Range 37 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale. By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land having been called out and no objections presented, motion was made by Mr. Ervin, seconded by Mr. Larson and adopted, that sale be confirmed in favor of Mr. Jackson at the price offered.

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Based on applications presented to the Trustees March 28, 1950, from Pleus, Edwards and Rush, on behalf of Mr. and Mrs. Stanford E. Comstock and Mr. and Mrs. Theodore E. Blasingame, with offers of \$300.00 an acre for land in Lake Conway, Orange County, it was agreed that the two parcels be advertised for objections only. The following notices were published in the Orlando Sentinel on April 14, 21, 28, May 5 and 12, 1950:

Tallahassee, Florida, April 3rd, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. May 16th, 1950, the land in ORANGE COUNTY, described as follows:

Begin at a point on West boundary of Conway Drive, said point being located at the intersection of a prolongation of the North line of Lot 61, in Block "E", Venetian Gardens of Record in Plat Book "L" Page 25, Records of Orange County, Florida, and the West boundary of said Conway Drive, thence in Northwesterly direction along a prolongation of said North line of said Lot 61 a distance of 160 feet, thence in Southwesterly direction making angle of 90 degrees a distance of 50 feet, thence in a Southeasterly direction making an angle of 90 degrees a distance of 160 feet more or less to West boundary of Conway Drive, thence along said Conway Drive 50 feet to point of beginning.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale. By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

and

Tallahassee, Florida, April 3rd, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. May 16th, 1950, the land in ORANGE COUNTY, described as follows:

Begin at the Northeasterly corner of Lot 11, Block B, PLEASURE ISLAND, as per plat thereof recorded in Plat Book F, Page 140 of the public records of Orange County, Florida, run thence in a Northwesterly direction along the Northerly line of said Lot 11 a distance of 258 feet into Lake Conway; thence run Southwesterly parallel to and meandering with the present shore line of said Lake Conway to a point which is 270 feet Northwesterly from the Southeasterly corner of Lot 10, of said Block B of said Pleasure Island, said point being on the Southerly line of said Lot 10 extended into said Lake Conway; thence run Southeasterly along said Southerly lot line of said Lot 10 extended and along the Southerly lot line of said Lot 10 a distance of 270 feet to the said Southeasterly corner of said Lot 10; thence Northeasterly along the Easterly lines of said Lots 10 and 11 a distance of 100 feet to the point of beginning (LESS all of Lots 10 and 11, Block B, of said Pleasure Island, as said lots actually existed on the ground at the time of the recording of the plat of said Pleasure Island on November 17, 1916 in Plat Book F, Page

140, of the public records of Orange County, Florida.)

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale. By order of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The two parcels of land having been called out separately, and no objections filed to sale of either, motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees accept the offers submitted by Pleus, Edwards and Rush, on behalf of clients. Upon vote the motion was adopted.

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Request was presented from Coastal Petroleum Company that the Trustees approve assignment of the reserved interest under provisions of Lease #340, as follows:

To Gulf Oil Corporation—N $\frac{1}{2}$  of Section 30, Township 55 South, Range 38 East, Dade County;  
To Humble Oil & Refining Company—W $\frac{1}{2}$  of Section 28, Township 55 South, Range 38 East, Dade County.

It was explained that Sections 30 and 28, above referred to, were among lands heretofore conveyed by the Trustees, in which conveyance there was reserved one-half of the oil and minerals.

Motion was made by Mr. Gay, seconded by Mr. Larson, that the Trustees approve assignments as requested by Coastal Petroleum Company. Upon vote the motion was adopted.

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Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees defer action on application from Mark L. Grossman, on behalf of Dorothy Brooks, for purchase of 40 acres of land in Section 25, Township 55 South, Range 37 East, Dade County. Upon vote the motion was adopted.

Offer of \$200.00 an acre was presented from Pat Kelly, on behalf of T. M. Creel, for two-year merchantable timber lease on the NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 4, Township 3 North, Range 14 West, containing 39.89 acres in Washington County.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the offer be accepted for two-year lease on the tract described. Upon vote the motion was adopted.

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Application was presented from George L. Hollahan, Jr., on behalf of client, for ten-year campsite lease on a small parcel of land in Card Sound, Monroe County, located between upland now being used by him and the right of way of Over-Seas Highway.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize ten-year lease in favor of Mr. Hollahan's client upon payment of \$1,000.00 for the lease period, said lease to carry the automatic cancellation clause. Upon vote the motion was adopted.

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Offer of \$10.00 an acre was submitted from Skinner-Turner Lumber & Veneer Company of Geneva, Alabama, for Lot 7, Section 34, Township 7 North, Range 16 West, Holmes County. Mr. Wells reported that the offer was in line with values in that area.

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees agree to advertise the land for competitive bids based on offer of \$10.00 an acre. Upon vote the motion was adopted.

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Offer of \$10.00 an acre was presented from George J. Baya for the E $\frac{1}{2}$  of SE $\frac{1}{4}$  of Section 8, and Lots A and B, Section 18, all in Township 38 South, Range 34 East, Glades County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees agree to advertise the land for competitive bids based on offer from Mr. Baya. Upon vote the motion was adopted.

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Application was presented from L. J. Cumbaa with offer of \$200.00 for the high land in the N $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 10, Township 1 North, Range 13 West, Washington County. Mr. Wells reported that all of the land, except approximately 12 or 15 acres, is in the lake and his recommendation is that only the high land be sold, and that the lake be dedicated for public purposes.

Motion was made by Mr. Mayo, seconded by Mr. Gay, that the Trustees agree to advertise the high land for competitive bids, based on offer from Mr. Cumbaa, the Trustees to reserve road right of way into the lake, and that the lake be dedicated for use of the public. Upon vote the motion was adopted.

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Request was presented from the State Highway Patrol, Department of Public Safety, for easement through sovereignty land adjacent to Lot D-1, C-5 and C-4, Subdivision of Section 8, Township 42 South, Range 37 East, Palm Beach County. The Safety Department desires the land for placing thereon anchors for radio mast poles.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize easement in favor of the Department of Public Safety to be used as location for anchors. Upon vote the motion was adopted.

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Mr. Wells informed the Trustees that Pelican Bay Co-op., a cooperative association, represented by Mr. L. W. Meredith, desired to present request with reference to proposed lease of land. The Trustees on February 14, 1950, agreed to lease to the group of veterans an estimated 4900 acres of land in Township 43 South, Ranges 37 and 39 East, Palm Beach County; that such action was predicated upon the statement of the veterans that a cooperative would be formed under the requirements of the Federal Land Bank in order that funds for machinery, equipment and supplies could be secured from the Federal Government. Pelican Bay Co-op., the veterans' group—desires to handle the lease as an individual cooperative with the Trustees furnishing pumps and machinery, in addition to diking and ditching referred to in the minutes of February 14, it being understood that the rental will increase two dollars (\$2.00) per acre to take care of the increased costs to the Trustees. Mr. Wells reported an estimate from Mr. Elliot of between \$50,000.00 and \$60,000.00 for pumps and machinery, or an estimated total of approximately \$120,000.00.

Mr. Meredith was present and asked that the Trustees provide the pumps and machinery. He agreed on behalf of the Co-op to pay the additional \$2.00 per acre annual rental as outlined by Mr. Wells. He stated that there are eighty (80) members of the cooperative and it will be necessary for them to buy tractors and other farming equipment to start with and they would prefer paying the additional rental and have the Trustees provide the pumps and machinery.

After discussion of the subject, motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees agree to provide the necessary pumps and machinery, in addition to diking and ditching already authorized; that three leases be executed in favor of Pelican Bay Co-op, one for a period of ten (10) years and two for periods of five (5) years each, on the following described land:

10-year lease commencing July 1, 1950 on All Sections 3 and 4 lying South and West of Canal; All Sections 5, 9, 10, 15, and All Sections 21 and 22 lying North of canal, in Township 43 South, Range 39 East, containing 3,957.65 acres;

5-year lease commencing July 1, 1950, covering S $\frac{1}{2}$  of Section 16, Township 43 South, Range 37 East, 305.12 acres, more or less;

5-year lease commencing July 1, 1950, covering Section 21, Township 43 South, Range 37 East, containing 640 acres, more or less,

All in Palm Beach County, Florida;

rental payments to be as follows:

July 1, 1950 to July 1, 1951—no rental payments;  
 July 1, 1951 to July 1, 1952—\$5.00 per acre annually;  
 July 1, 1952 to July 1, 1953—\$5.50 per acre annually;  
 July 1, 1953 to July 1, 1954—\$6.00 per acre annually;  
 July 1, 1954 to July 1, 1955—\$7.00 per acre annually;  
 July 1, 1955 to July 1, 1960—\$8.00 per acre annually;

Upon vote the motion was adopted and leases ordered prepared for execution.

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Report was presented from Mr. Elliot that pursuant to action of the Trustees May 4, 1950, he had made an offer of \$70,000.00 to the Federal Land Bank of Columbia, S. C., for 13,741 acres of land in Township 51 South, Ranges 40 and 41 East, Broward County, formerly used by the Government as the U. S. Naval Air Gunnery School at Hollywood. The offer was declined and information furnished that a value of \$270,000.00 has been placed on the land. Recommendation from Mr. Elliot was that if the Trustees were interested in raising the bid on a portion of the tract, an offer of \$10.00 an acre be made for the west three (3) miles of the land located in Township 51 South, Range 40 East.

After consideration of the proposal, motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the Trustees not make an offer for any of the land being offered by the Federal Government. Upon vote the motion was adopted.

Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the following bill be approved and that the Comptroller be authorized to issue warrant in payment therefor:

Rose Printing Company, Tallahassee, Florida  
 Printing 1000 Copies of 12 forms for the  
 Conservation Board Re: Oil matters .....\$ 230.00

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SUBJECTS UNDER CHAPTER 18296

The Secretary presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Hamilton	5/9/50	2
Hillsborough	5/9/50	4
Marion	5/1/50	11
Orange	5/1/50	12
Pasco	5/1/50	3
Putnam	5/6/50	5
Volusia	4/25/50	3

Motion was made by Mr. Larson, seconded by Mr. Gay, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Gay and adopted, that the following quit claim deeds be executed for releasing the state road right of way reservations as recommended by the State Road Department:

Hillsborough County Q.C. Deed No. 2621 to Anne O. Efrid  
 Pt. Hillsborough County Q.C. Deed No. 3287 to Annie V. Brown  
 Pt. Orange County Q.C. Deed No. 662 to Julian E. Laughinghouse  
 Pt. Orange County Q.C. Deed No. 662 to W. C. Wallace, Jr. & wife  
 Pt. Palm Beach Co. Q.C. Deed No. 1721 to Lucius L. Maxwell & wife  
 Palm Beach County Q.C. Deed No. 2113 to Carl Hjalmar Lindstrom & wife  
 Palm Beach County Q.C. Deed No. 2279 to F. L. Purinton  
 Pinellas County Q.C. Deed No. 975 to Dorothy Cook  
 Pinellas County Q.C. Deed No. 964 to Max Blitzer  
 Pinellas County Q.C. Deed No. 1008 to Dorothy Cook

Request having been received for corrections to be made in two Hillsborough County deeds, and the Attorney General's office having approved issuance of such deeds, motion was made by Mr. Mayo, seconded by Mr. Gay, that the following deeds be executed:

Hillsborough County Deed No. 625-Supplemental-Cor. to Trustees Mortgage & Holding Corporation and J. L. Young, Jr., Inc. for the purpose of adding a certificate omitted in original Deed No. 625-Supplemental.

Hillsborough County Deed No. 625-A to Trustees Mortgage & Holding Corporation and J. L. Young, Jr., Inc., for the purpose of correcting a certificate number in original Deed No. 625.

Upon vote the motion was adopted.

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: Jentye Dedge  
Acting Secretary

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Tallahassee, Florida  
May 24, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor at the Capitol.

Present: C. M. Gay, Comptroller  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

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Sinclair Wells, Land Clerk  
Jentye Dedge, Acting Secretary

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Mr. Wells presented offer of \$75.00 from James Booker for approximately 8.5 acres in Lot 3, Section 5, Township 1 South, Range 30 East, Santa Rosa County, and recommended that the offer be accepted.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees accept the offer from Mr. Booker and authorize issuance of deed. Upon vote the motion was adopted.

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Application was presented from R. G. Johnson, Jr., to purchase the W $\frac{1}{2}$  of Section 5, Township 43 South, Range 38 East,

comprising 320 acres in Palm Beach County, which land was originally under contract No. 19031 but recently cancelled by the Trustees. Mr. Johnson was one of the purchasers under said contract.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees agree to sell the parcel of land to Mr. Johnson at \$10.00 per acre which was the price agreed upon when contract #19031 was executed. Upon vote the motion was adopted.

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Application was presented from Mrs. J. S. Parsons, with offer of fifty cents (50¢) an acre per annum, for five-year grazing lease on approximately thirty (30) acres of land in the S $\frac{1}{2}$  of Section 25, Township 42 South, Range 31 East, Hendry County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees authorize five-year grazing lease in favor of Mrs. Parsons at the price offered. Upon vote the motion was adopted.

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Application was presented from T. L. McMillan for purchase of approximately 0.102 of an acre of land adjacent to his upland on Lake Conway in Section 9, Township 23 South, Range 30 East, Orange County. Mr. Wells recommended a price of \$300.00 an acre for the land.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees agree to advertise the parcel for objections only conditioned upon Mr. McMillan agreeing to pay \$300.00 an acre. Upon vote the motion was adopted.

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Application was presented from J. B. Hendry, Jr., for renewal of grazing Lease No. 412 for a period of five (5) years from June 1, 1950, with rental payments of fifty cents (50¢) per acre per annum on land in Township 42 South, Range 31 East, Hendry County.

Motion was made by Mr. Ervin, seconded by Mr. Mayo, that the Trustees grant request and renew the lease for five years at the price offered. Upon vote the motion was adopted.

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Mr. Frank Bezoni came before the Trustees on behalf of Coastal Petroleum Company and requested that a resolution be adopted affecting leases No. 224-A, 224-B and 248, held by Coastal. The proposed resolution was read and Mr. Wells recommended that it be approved.

Motion was made by Mr. Mayo, seconded by Mr. Ervin and carried, that the following resolution be adopted:

#### R E S O L U T I O N

WHEREAS, the expiration dates of the primary terms of State Lease No. 248 as modified and State Lease No. 224-A as modified and State Lease No. 224-B as modified were and are December 19, 1949, December 27, 1949, and March 27, 1951, respectively; and,

WHEREAS, Coastal Petroleum Company, lessee, under the said state leases as modified, has requested the Trustees to acknowledge the lessee's full compliance with the drilling requirements during the primary terms of each and all of said leases; and,

WHEREAS, a review of the drilling footage credits to apply toward the drilling requirements during the primary terms of the said leases have been duly received from Coastal Petroleum Company, and it is determined to the satisfaction of the Trustees that a total of 57,051 feet of hole has been drilled under the terms of said leases and the footage requirements under leases numbers 248 and 224-A have been fully met, and that 21,051 feet of the 24,000 feet required under the terms of Lease No. 224-B has been drilled, leaving a shortage of 2949 feet as required under the terms of 224-B yet to be drilled. The Trustees, being cognizant of the facts and circumstances and the loss sustained to Coastal Petroleum Company by reason of the junking of H. R. Williams No. 1—Key Largo—well, and being further cognizant of the cost entailed in drilling operations in Florida, believe it to be to the best interest of the state to waive the 120 day clause contained in Section 20 of State Lease No. 224-B and to increase the drilling obligation during the second five year period beginning March 27, 1951, by the total of 2949 feet; it being understood that this resolution shall in nowise alter or change any of the terms and conditions of State Lease No. 224-B but is limited to a waiver of the 120 day cessation of operation clause as aforesaid and to increase the drilling obligation as to footage by 2949 feet during the second five year period.

NOW, THEREFORE, upon motion duly made, seconded and carried, IT IS RESOLVED that the 120 day cessation of operation clause in Section 20 of State Lease No. 224-B be and it is hereby waived and that the footage drilling obligation under the terms of said lease be increased by a total of 2949 feet during the second five year term thereof beginning March 27, 1951.

and that the footage allocations as requested by Coastal Petroleum Company be and the same are hereby in all things approved. For the purposes of this resolution the application of Coastal Petroleum Company, through its attorney Frank Bezoni of Tallahassee, Florida, dated May 18, 1950, to the Trustees of the Internal Improvement Fund, having been examined and ordered filed, the interpretation of the applicability of the drilling footage credits to State Drilling Leases Numbers 224-A, 224-B, and 248, as modified, by Coastal Petroleum Company, be and it hereby is adopted by this Board to be correct and accurate.

BE IT FURTHER RESOLVED, that the Secretary of the Trustees of the Internal Improvement Fund of the State of Florida be and he hereby is authorized and directed to furnish a copy of this resolution acknowledging the full force and effect of State Lease No. 224-B without requiring further drilling during the primary term ending March 27, 1951, to Coastal Petroleum Company.

The Trustees having issued blanket authority for approval by the Secretary of salaries and necessary and regular expenses of the Trustees, the Comptroller is being requested to issue warrants in payment of the following:

F. C. Elliot, Engineer and Secretary .....	\$ 575.00
A. C. Bridges, Accountant .....	366.66
M. O. Barco, Secretary-Clerk .....	266.66
Jentye Dedge, Secretary-Clerk .....	321.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
Sinclair Wells, Land Agent .....	100.00
C. M. Greene, Rental Agent .....	50.00
Harold E. Taylor, Apprentice Engineer .....	80.00
Ruth N. Landers, Maid .....	20.00
Southeastern Telephone Co., Tallahassee .....	10.85
Western Union Telegraph Co., Tallahassee .....	.54
The H. & W. B. Drew Co., Jacksonville .....	.93
State Office Supply, Inc., Tallahassee .....	13.50
Capital Office Equipment Co., Tallahassee .....	5.88
Earnest Overstreet, Tax Collector Dade County 1949 E.D.D. taxes on lands south of Tamiami Trail R/W in 8-54-35 .....	10.94
TOTAL.....	\$2,019.28

Financial statements for the month of April, 1950, are as follows:

## UNDER CHAPTER 610

Balance as of April 1, 1950 .....	\$1,327,501.02	
Receipts for the month:		
Land Sales .....	\$17,287.39	
Land Sales—Ch. 14572—		
Hillsborough Co. ....	350.00	
Land Sales—Ch. 14717—		
Broward Co. ....	7,000.00	
Interest on Contracts .....	87.95	
Refund of Everglades Drainage		
District Taxes .....	2,398.98	
Quit Claim Deeds .....	10.00	
Certified Copies of Trustees Minutes ..	7.00	
Farm Leases .....	305.00	
Land Lease .....	100.00	
Campsite Leases .....	225.00	
Mineral Leases .....	100.00	
Grazing Leases .....	532.51	
Oil & Gas Lease .....	108.75	
Miscellaneous Leases .....	700.65	
Timber Lease .....	42.40	
Sand and Shell Leases .....	2,207.62	
Less Returned check .....	416.67	
	<u>1,790.95</u>	
Total Receipts for the month .....	31,046.58	31,046.58
GRAND TOTAL .....	1,358,547.60	
Less Disbursements for the month .....	12,788.84	
BALANCE AS OF APRIL 29, 1950 .....	\$1,345,758.76	

## DISBURSEMENTS FOR MONTH OF APRIL 1950

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
4-7-50	222392	Cape Sable Corp .....	\$ 150.00
	222390	S. T. Trans. to Prin. State School Fund .....	4,937.34
	222391	S.T. Trans. to G.R.—Oyster Conservation Fund .....	1,835.32
4-10-50	224269	Rufus M. Yent .....	65.47
	224270	Southeastern Telephone Co. ....	13.95
	224271	Western Union Telegraph Co. ....	1.33
	224272	Railway Express Agency .....	.96
4-13-50	228873	Southwest Tampa Storm Sewer Drainage District .....	25.28
4-29-50	218930	F. C. Elliot .....	466.45
	218931	A. C. Bridges .....	308.13
	218932	M. O. Barco .....	204.83

218933	Jentye Dedge .....	279.16
218934	Bonnie G. Shelfer .....	163.13
218935	Sinclair Wells .....	95.00
218936	C. M. Greene .....	47.50
218937	Harold E. Taylor .....	68.45
218938	Ruth N. Landers .....	19.00
218941	Lewis State Bank (Federal Tax) .....	225.50
218939	Florida Hospital Service Corp. (Insurance) .....	12.00
218940	5% Retirement Fund .....	82.49
243046	Guarantee Abstract Co. ....	148.00
4-6-50	220683 S. T. Trans. to G.R.— 3% Qr. Ending 3/31 .....	3,639.55
TOTAL DISBURSEMENTS FOR MONTH OF APRIL, 1950 .....		\$12,788.84

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#### U.S.G.S. CO-OPERATIVE FUND

Balance as of April 1, 1950 .....	\$761.85
Receipts .....	0.00
Disbursements .....	0.00
BALANCE AS OF APRIL 29, 1950 .....	\$761.85

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#### UNDER CHAPTER 18296

Receipts to General Revenue:

April 3, 1950 .....	\$ 9,334.50
April 4, 1950 .....	2,177.10
Total Receipts for month of April, 1950 .....	\$11,511.60

Disbursements from General Revenue:

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
4-29-50	217475	Ernest Hewitt .....	\$298.68
	217476	Mary Clare Pichard .....	192.46
	217477	5% Retirement Fund .....	16.58
	217478	Lewis State Bank (Federal Tax) .....	30.60
	244338	Mattie Louise Holzhey .....	155.00
Total Disbursements for Month of April, 1950 .....			\$693.32

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#### SUBJECTS UNDER CHAPTER 18296

The Trustees having issued blanket authority for approval by the Secretary of salaries and necessary and regular expenses under the Murphy Act, the Comptroller is being requested to issue warrants in payment of the following:

Ernest Hewitt, Clerk-Bookkeeper .....	\$331.66
Mary Clare Pichard, Secretary-Clerk .....	206.66

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TOTAL.....\$538.32

Upon motion duly adopted, the Trustees adjourned.

C. M. GAY,  
Comptroller—Acting Chairman

Attest: Jentye Dedge  
Acting Secretary

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Tallahassee, Florida  
May 31, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
C. M. Gay, Comptroller  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

Sinclair Wells, Land Clerk  
Jentye Dedge, Acting Secretary

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Minutes of the Trustees dated May 24, 1950 were presented for approval, with information that copies have been furnished each member.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees approve the minutes as presented. Upon vote the motion was adopted.

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Offer of \$15.00 an acre was presented from Cecil Holmes, W. O. Jeffers and O. S. Jeffers for the following described state owned land in Glades County:

NW $\frac{1}{4}$  less NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 35, Township 39 South, Range 33 East, containing 142.82 acres;  
N $\frac{1}{2}$  of Section 28, Township 38 South, Range 34 East, containing 65 acres;  
Lot "C" and SE $\frac{1}{4}$  of Section 30, Township 38 South, Range 34 East, containing 257.48 acres;  
N $\frac{1}{2}$  of Section 5, Township 39 South, Range 34 East, containing 326.43 acres;  
SW $\frac{1}{4}$  of Section 6, Township 39 South, Range 34 East, containing 163.22 acres.  
Total of 1281.10 acres.

Mr. Wells recommended advertising the land for competitive bids starting with \$15.00 an acre.

Motion was made by Mr. Mayo, seconded by Mr. Gay and adopted, that the Trustees authorize the land advertised for competitive bids based on offer from applicants.

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Application was presented from O. E. Hobbs of Panama City, Florida, with offer of \$10.00 an acre for the S $\frac{1}{2}$  of SE $\frac{1}{4}$  and SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 7, Township 2 South, Range 13 West, 120 acres in Bay County, owned by the state.

Motion was made by Mr. Gay that the Trustees authorize advertisement of the land for competitive bids, based on offer from Mr. Hobbs. Motion seconded by Mr. Larson and upon vote adopted.

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Motion was made by Mr. Gay that the Trustees decline offer of \$3.00 an acre from R. E. Brown for all state owned land in Sections 3, 4 and 5, Township 40 South, Range 26 East, containing 568.67 acres in Charlotte County, for the reason that the price was too low. Motion seconded by Mr. Ervin and adopted.

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Offer of \$400.00 annual rental was presented from L. B. Hamilton for five-year farm lease on 102 acres of state land in Sections 2 and 35, Township 43 South, Range 35 East, and in Township 44 South, Range 35 East, Palm Beach County, known as the Ben Bolton tract.

Motion was made by Mr. Larson that the Trustees accept the offer and authorize five-year lease as requested. Motion seconded by Mr. Gay and upon vote adopted.

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Offer of \$7.00 an acre was presented from Charlie A. Miner to purchase all unsurveyed Sections 5 and 7, W $\frac{1}{2}$  of Section 19, and N $\frac{1}{2}$  of Section 29, Township 46 South, Range 31 East, containing 1926 acres, more or less, in Hendry County.

Motion was made by Mr. Gay that the Trustees agree to advertise the land for competitive bids based on offer from Mr. Miner. Motion seconded by Mr. Mayo and upon vote adopted.

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Governor Warren retired from the meeting.  
Mr. Gay acting as Chairman.

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Letter was presented from Wilbur W. Whitehurst of Wauchula, Florida, on behalf of T. W. Albritton, asking that the

Trustees execute quit claim deed to clear cloud on Mr. Albritton's title involving land in the NW $\frac{1}{4}$  of Section 35, and SW $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 36, Township 34 South, Range 27 East, Hardee County.

Information was furnished that this tract was among a number proposed to be conveyed to the Trustees for the Florida Park Service, before that agency was authorized to hold title, to be included within Highlands Hammock State Park. The condition on which the Trustees agreed to accept title for the Park Board was that the land would be clear of tax liens. This was not done with reference to the land in which Mr. Albritton is interested, and the records do not disclose that any title was ever in the Trustees.

The question was referred to the Attorney General who, by letter dated May 8, 1950, gave an opinion that the proper method for settlement would be that the Trustees give quit claim deed to Mr. Albritton, conveying any interest the Trustees might have in the lands.

Motion was made by Mr. Ervin that the Trustees authorize execution of quit claim deed in favor of Mr. Albritton conveying any interest the Trustees might have in the land described. Motion was seconded by Mr. Larson and upon vote adopted.

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#### SUBJECTS UNDER CHAPTER 18296

The Secretary presented for consideration the following report of bids received for lands under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Bay	5/5/50	23
Citrus	5/1/50	2
DeSoto	5/16/50	2
Hamilton	5/22/50	1
Hernando	5/18/50	1
Hillsborough	3/16/50	1
Hillsborough	5/23/50	3
Indian River	5/22/50	21
Leon	5/1/50	2
Levy	5/1/50	5
Okaloosa	9/12/49	2
Okaloosa	10/7/49	3
Okaloosa	2/6/50	2
Okaloosa	3/6/50	3
Okaloosa	4/3/50	1
Sarasota	5/10/50	36
Seminole	4/24/50	26

Motion was made by Mr. Larson that the Trustees accept the bids reported and authorize issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Motion seconded by Mr. Ervin and upon vote adopted.

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Two requests were presented for correction deeds, with recommendation from the Attorney General's office that the correction be made as requested.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the following deeds be authorized :

Holmes County Deed No. 39-Cor. to W. J. Sapp, for correcting erroneous description in original Deed No. 39 ;

Sarasota County Deed No. 1462-Cor. to Mary P. Shaw, for correcting initial in grantee's name as given in original Deed No. 1462.

Upon vote the motion was adopted.

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Several requests having been received for release of state road right of way reservations in deeds executed by the Trustees, and the State Road Department having approved the releases as requested, it was recommended that the reservations be released.

Motion was made by Mr. Mayo that the following deeds be authorized for execution, releasing the road reservations as approved by the State Road Department :

Pt. Dade County Q.C. Deed No. 2812 to Belmont Holding Co., a Florida Corporation

Duval County Q.C. Deed No. 985 to E. O. Withington

Hillsborough County Q.C. Deed No. 2763 to Arthur D. VanHyning and wife

Hillsborough County Q.C. Deed No. 2894 to I. J. Belcher and wife, et al.

Pt. Hillsborough County Q.C. Deed No. 08-Ch. 21684 to I. J. Belcher and wife, et al.

Hillsborough County Q.C. Deed No. 3682 to Golfland, Inc., a Florida Corporation

Hillsborough County Q.C. Deed No. 3803 to Golfland, Inc., a Florida Corporation

Hillsborough County Q.C. Deed No. 4079 to Golfland, Inc., a Florida Corporation

Hillsborough County Q.C. Deed No. 4240-Cor. to Golfland, Inc., a Florida Corporation

Pt. Hillsborough County Q.C. Deed No. 625 to W. N. Perry

Pt. Hillsborough County Q.C. Deed No. 625 to Trustees  
Mortgage and Holding Corporation  
Pt. Hillsborough County Q.C. Deed No. 625-Supple-  
mental, to Trustees Mortgage and Holding Corpora-  
tion  
Indian River County Q.C. Deed No. 163 to Louis E.  
Stocker and wife

The motion was seconded by Mr. Ervin and upon vote adopted.

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Application was presented from the State Road Department for right of way through Murphy Act land in Jefferson County, described as that part of Lots 96, 97, 117, 118 and 122, Dribblows Subdivision, lying within 50 feet of the center line of State Road #146—Sec. #5410—SRD No. 95.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees authorize right of way easement in favor of the State Road Department for the land described. Upon vote the motion was adopted.

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Offer of \$5.00 was presented from the City of Sanford for deed to the south 12 feet of the north 144 feet of Block 11, Tier 19—Town of Sanford, Seminole County, Florida. The Secretary recommended that a price of \$10.00 be fixed for the parcel.

Motion was made by Mr. Ervin, seconded by Mr. Larson and adopted, that the Trustees decline the offer and make counter proposal to convey the land to the City of Sanford under provisions of Chapter 21684 of 1943, upon payment of \$10.00.

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Request was presented from Hernando County with offer of \$5.00 for Lot 6, Block E, Lake Village, in Section 25, Township 21 South, Range 19 East, which the county desires to use as an access road to the lake.

Motion was made by Mr. Ervin, seconded by Mr. Mayo and adopted, that the Trustees accept the offer from Hernando County and authorize deed under the provisions of Chapter 21684 of 1943.

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Request was presented from the Clerk of the Circuit Court of Lake County that the Trustees allow advertisement of Lots 13 to 17, both inclusive, Block B, Indian Oaks, with a base bid of \$150.00. It was explained that the special case committee in November 1949 had fixed this price for advertising, but applicant at that time was not interested. Another party has applied for

the land and it is recommended that advertisement be allowed with base bid of \$150.00.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees authorize the land advertised on the basis of \$150.00.

Upon vote the motion was adopted.

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Request was presented from Wilson and Swearingen, attorneys of Bartow, Florida, on behalf of W. L. Ellison, that the Trustees release oil and mineral reservations in Polk County Deed No. 3017 dated September 19, 1946, conveying the East two and one-half acres in the SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 11, Township 30 South, Range 25 East.

Motion was made by Mr. Larson that the Trustees agree to release the oil and mineral reservation in Deed No. 3017 upon payment of \$5.00. Motion seconded by Mr. Mayo and upon vote adopted.

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Application was presented from Central and Southern Florida Flood Control District for issuance of correction deed in favor of Stanley Jucus, present owner of Tracts 19 and 20 of the subdivision of Section 17, Township 49 South, Range 39 East, Florida Fruit Land Company's Plat of Broward County. The request was presented to the Attorney General, who has approved issuance of correction deed conditioned upon receipt of certificate of ownership and also evidence that both descriptions cover the same tracts.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees authorize execution of correction deed No. 2236-A upon payment of \$5.00, and when conditions suggested by the Attorney General have been met. Upon vote the motion was adopted.

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Offer of \$2.50 an acre was submitted from J. Roger Davis for release of the oil and mineral reservation in Hernando County Deed No. 301 issued to Annie B. Simmons. Mr. Rogers is the present owner of the SW $\frac{1}{4}$  of SE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 35, Township 22 South, Range 20 East, conveyed in original Deed No. 301.

The Trustees recently having accepted an offer of \$50.00 for similar release on ten (10) acres adjoining, motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees decline the offer and make counter proposal to release the reservations requested upon payment of \$50.00. Upon vote the motion was adopted.

Requests for cancellation of Murphy Act tax certificates covering land in Bay, Brevard, Calhoun, Citrus, Hillsborough, Marion and Taylor Counties, having been referred to the Attorney General's office for examination, and the Attorney General having approved cancellation, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees disclaim interest in the certificates as recommended by the Attorney General. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following refund be authorized and that the Comptroller be requested to issue warrant from General Revenue in payment thereof:

Geo. E. Evans, Clerk Circuit Court, Alachua County  
 Refund account duplicate remittance by Clerk  
 Reports Nos. 114 and 118—same parcel of land .....\$18.00

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Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,  
 Governor—Chairman

Attest: Jentye Dedge  
 Acting Secretary

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Tallahassee, Florida  
 June 6, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
 J. Edwin Larson, Treasurer  
 Richard W. Ervin, Attorney General  
 Nathan Mayo, Commissioner of Agriculture

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Sinclair Wells, Land Clerk  
 Jentye Dedge, Acting Secretary

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The Secretary presented for approval the minutes of May 16, 1950, with information that copies have been furnished each member.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees approve the minutes as presented by the Secretary. Upon vote the motion was adopted.

Mr. Wells presented for consideration sale of Osceola County land applied for April 27, 1950, by W. J. Steed with offer of \$10.00 an acre. Based on said application, the Trustees ordered the land advertised for competitive bids and the following notice was published in the Kissimmee Gazette on May 5, 12, 19, 26 and June 2, 1950:

Tallahassee, Florida, April 27th, 1950

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. June 6th, 1950, the land in OSCEOLA COUNTY, described as follows:

NE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 5, Township 25 South,  
Range 27 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no other bids were received.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept offer of \$10.00 an acre from Mr. Steed. Upon vote the motion was adopted.

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The Trustees on April 18, 1950, agreed to advertise for competitive bids lands in Highlands County, applied for by R. C. Lewis with offer of \$10.00 an acre. The following notice was published in the Sebring News on April 27, May 4, 11, 18 and 25, 1950:

Tallahassee, Florida, April 19th, 1950

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. June 6th, 1950, the land in HIGHLANDS COUNTY, described as follows:

SE $\frac{1}{4}$  of SW $\frac{1}{4}$  of Section 4, Township 39 South,  
Range 30 East, containing 40 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out for bids and the offer from Mr. Lewis was the only one received.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer of \$10.00 an acre from Mr. Lewis and authorize sale in his favor. Upon vote the motion was adopted.

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Based on application from James J. Burke, presented to the Trustees March 21, 1950, with offer of \$50.00 an acre for Lee County land, the Trustees agreed to advertise the property for sale, subject to competitive bids. The following notice was published in the Fort Myers News Press on April 28, May 5, 12, 19 and 26, 1950:

Tallahassee, Florida, April 13th, 1950

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids,

in Tallahassee, Florida, at 11:00 o'clock A.M. June 6th, 1950, the land in LEE COUNTY, described as follows:

From the Southeast corner of Section 31, Township 47 South, Range 25 East, run West 870 feet; thence North 210 feet for a point of beginning. From said POB run North 400 feet, West 600 feet, South 400 feet and East 600 feet to POB, comprising 5.5 acres, more or less, lying and being in Section 31, Township 47 South, Range 25 East.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Mr. Wells called the sale out for bids, and presented offer of \$300.00 from Mrs. G. D. Ison, which was the highest bid received.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept \$300.00 for the parcel and authorize issuance of deed. Upon vote the motion was adopted.

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Based on offer of \$10.00 an acre from Mr. Harry Wells, on behalf of O. E. Hobbs, presented to the Trustees April 11, 1950, Bay County land was ordered advertised for competitive bids. The following notice was published in the Panama City News-Herald on April 28, May 5, 12, 19 and 26, 1950:

Tallahassee, Florida, April 13th, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. June

6th, 1950, the land in BAY COUNTY, described as follows:

NE $\frac{1}{4}$  of NW $\frac{1}{4}$ ; S $\frac{1}{2}$  of NW $\frac{1}{4}$  and W $\frac{1}{2}$  of SW $\frac{1}{4}$ ,  
Section 8, Township 2 South, Range 13 West,  
containing 200 acres.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out for bids, and the only offer received was from Mr. Hobbs.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept bid of \$10.00 an acre for the land described. Upon vote the motion was adopted.

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Pursuant to application from George J. Baya, with offer of \$15.00 an acre for Glades County land, the Trustees authorized the land advertised for competitive bids, and the following notice was published in the Moore Haven Democrat on April 28, May 5, 12, 19 and 26, 1950:

Tallahassee, Florida, April 18th, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. June 6th, 1950, the land in GLADES COUNTY, described as follows:

Lot A of Section 6, Township 38 South, Range 34  
East, containing 23.43 acres.

The purchaser is required to pay the advertising cost.

The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Mr. Wells called the land out and the only offer received was from Mr. Baya.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept \$15.00 an acre for the land described.

Upon vote the motion was adopted.

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Pursuant to application from Mrs. Dorothy Lane Case, presented to the Trustees April 25, 1950, with offer of \$200.00 an acre for Pinellas County land, the Trustees agreed to advertise the land for objections only. The following notice was published in the St. Petersburg Times on May 7, 14, 21, 28 and June 4, 1950:

Tallahassee, Florida, May 2nd, 1950

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. June 6th, 1950, the land in PINELLAS COUNTY, described as follows:

A parcel of submerged Boca Ceiga Bay water bottoms adjacent to and fronting Lots 34, 35, 36 and 37 of Harbor View Subdivision and extending waterward for a distance of 400 feet, total area approximately  $2\frac{1}{2}$  acres in Section 29, Township 30 South, Range 15 East.

The purchaser is required to pay the advertising cost and documentary stamps. The sale, if and when made,

shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out and no objections were filed. Mr. Wells recommended that the sale be confirmed, conditioned upon applicant furnishing evidence of ownership of the adjacent upland.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Mrs. Case, subject to establishing ownership in adjacent property. Upon vote the motion was adopted.

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Based on application from Mr. and Mrs. Malcolm Simmons, presented to the Trustees March 21, 1950, with offer of \$500.00 for a small reef in Pinellas County, the Trustees agreed to advertise the land for objections only. The following notice was published in the Clearwater Sun on April 28, May 5, 12, 19 and 26, 1950:

Tallahassee, Florida, April 24th, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. June 6th, 1950, the land in PINELLAS COUNTY described as follows:

From the Southeast corner of Section 30, Township 32 South, Range 16 East; thence run South 89° 27' 24" West, 1500 feet; thence North 0° 32' 36" West 2600 feet to a point of beginning, said point of beginning being the intersection of the Mean High Water Line of the Gulf of Mexico with the most southerly point of a Key lying directly East of the most northerly tip of "The Reefs", and

West of Cabbage Key, as shown on U. S. Coast & Geodetic Survey Chart No. 586, dated January 1944. Thence run North 39° 33' West, 200 feet; thence North 50° 27' East, 400 feet; thence South 39° 33' East, 200 feet; thence South 50° 27' West, 400 feet, to the point of beginning. Said description encompassing the area within which said Key lies.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Mr. Wells called the land out and there were no objections filed.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Mr. and Mrs. Simons at the price offered. Upon vote the motion was adopted.

Pursuant to application from Mr. and Mrs. George Marsic, presented to the Trustees March 21, 1950, with offer of \$1000.00 for approximately one (1) acre of Pinellas County land, the island was ordered advertised for competitive bids and objections. The following notice was published in the Clearwater Sun on April 28, May 5, 12, 19 and 26, 1950:

Tallahassee, Florida, April 21st, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids and objections, in Tallahassee, Florida, at 11:00 o'clock A.M. June 6th, 1950, the land in PINELLAS COUNTY described as follows:

From the Southeast corner of Section 30, Town-

ship 32 South, Range 16 East; thence run South  $89^{\circ} 27' 24''$  West, 2580 feet; thence North  $0^{\circ} 32' 36''$  West, 2440 feet to a Point of Beginning, said P.O.B. being an intersection of the Mean High Water line of Gulf of Mexico with the easterly shore line of the northernmost Key of "The Reefs", as shown on U. S. Coast and Geodetic Survey Chart No. 586, dated January 1944, said Key lying south of and adjacent to the "South Channel", and opposite and South of "Shell Key"; thence run North  $50^{\circ} 33'$  West, 200 feet, more or less to an intersection with the Mean High Water line of Gulf of Mexico with the westerly shore line of said Key; thence meander the Mean High Water Line of said Key in a northeasterly, southeasterly and southwesterly direction to the P.O.B. Said described tract being the most northerly acre of the northernmost Key of "The Reefs", lying south of the "South Channel".

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out as advertised, with no objections being filed and the only bid received being \$1000.00 from applicants.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees confirm sale of the land advertised in favor of Mr. and Mrs. Marsic at the price offered. Upon vote the motion was adopted.

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Mr. Wells reported that based on application from Mr. Frank Bezoni, on behalf of client, the Trustees on March 21, 1950, agreed to advertise for oil lease the SW $\frac{1}{4}$  of Section 1, and SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 2, all in Township 4 South, Range

15 East, Columbia County. Applicant has now requested that lease be not issued and agreed to pay cost of advertisement.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees cancel the advertisement for oil lease and request payment of the advertising costs. Upon vote the motion was adopted.

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Mr. Wells presented offer of \$5,600.00 from Judge Ross Williams, representing Biscayne Boulevard Estates, Inc., for permission to remove four hundred thousand (400,000) cubic yards of spoil material from submerged land in Biscayne Bay, located in front of upland property of applicant in Dade County. The offer is based on the regular schedule rate of payment now in effect by the Trustees up to 100,000 cubic yards, with the remaining 300,000 cubic yards to be paid for at the rate of one (1) cent per cubic yard instead of schedule rate of two cents (2¢). Mr. Wells recommended that the offer be accepted owing to the large amount of fill material to be removed.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize removal of the material as applied for, subject to cancellation of the permit if valid objections are received, and that advertisement of proposed removal of fill material be published. Upon vote the motion was adopted.

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Offer of \$25.00 an acre was presented from Fred R. Tuerk for purchase of 435 acres of land in Township 32 South, Ranges 39 and 40 East; in Township 31 South, Range 39 East, Indian River County.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the offer, subject to the land being advertised for competitive bids and objections. Upon vote the motion was adopted.

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Application was presented from George C. Marsic with offer of \$1.00 per acre per annum for five-year lease on twenty (20) acres of flats surrounding Shell Key, located in Township 32 South, Range 16 East, Pinellas County, the area to be used for propagation of shells; also application for ten-year lease with offer of \$10.00 annually on water bottoms adjacent to property he purchased today known as "The Reefs" in Section 30, Township 32 South, Range 16 East, Pinellas County, which area is also to be used for propagation of shells.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize issuance of the two leases applied for by Mr. Marsic at the rental offered. Upon vote the motion was adopted.

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Offer of \$200.00 an acre was presented from Peter Hubert for purchase of three (3) acres of submerged land between his property, described as Lots 21, 22 and 23, Harbor View Subdivision No. 2, Pinellas County, and Boca Ceiga Bay.

Motion was offered by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the offer, subject to the land being advertised for objections. Upon vote the motion was adopted.

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Application was presented from Lee Hederman, with offer of \$200.00 an acre for submerged land lying between his property, described as Lots 24 and 25, Harbor View Subdivision No. 2, Pinellas County, and Boca Ceiga Bay, Pinellas County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the offer, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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#### SUBJECTS UNDER CHAPTER 18296

The Secretary presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Brevard	4/29/50	58
Escambia	5/26/50	4
Franklin	4/1/50	1
Hardee	3/6/50	1
Hillsborough	5/29/50	1
Lake	5/8/50	33
Okaloosa	12/5/49	6
Taylor	4/28/50	2
Taylor	5/5/50	2
Volusia	5/20/50	1
Walton	2/28/50	17
Walton	3/20/50	2
Walton	5/29/50	33

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject, however, to any protest filed under the rules. Upon vote the motion was adopted.

Application was presented from John R. Phillips for release of road right of way reservation in Hillsborough County deed. The State Road Department has approved release of said reservation.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize issuance of Pt. Hillsborough County Q.C. Deed No. 08-Chapter 21684, releasing state road right of way reservation in so far as it applies to Lot 46, Block 1, Sunset Park Subdivision. Upon vote the motion was adopted.

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Request was presented that Walton County Report No. 133, sale of March 6, 1950, in favor of J. M. Adams, be approved. Information was furnished that the sale was held forty-six (46) days after advertisement when the rules call for sales to be held not less than thirty (30) days and not more than forty (40) days after advertisement. There being no evidence of competitive bidding and only one sale on the report, it was recommended that the bid be approved.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees waive the rules in this instance and approve Walton County Report No. 133. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees authorize disclaiming interest in Dixie and Orange County certificates as approved by the Attorney General, there being no evidence that the certificates vested title in the state under Chapter 18296. Upon vote the motion was adopted.

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The Secretary reported as information that notice has been received from the United States that Lease No. W-2287-eng-16614 covering land in Roselawn Subdivision, Dade County, will be terminated June 30, 1950.

The notice was ordered filed.

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Upon motion, duly adopted, the Trustees adjourned.

FULLER WARREN,  
Governor—Chairman

Attest: Jentye Dedge  
Acting Secretary

Tallahassee, Florida  
June 27, 1950

The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: Fuller Warren, Governor  
J. Edwin Larson, Treasurer  
Richard W. Ervin, Attorney General  
Nathan Mayo, Commissioner of Agriculture

Sinclair Wells, Land Clerk  
Jentye Dedge, Acting Secretary

The Secretary presented Minutes of the Trustees dated May 31 and June 6, 1950, with information that copies have been furnished each member of the board.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the minutes as presented be approved.

Mr. Wells requested consideration of the following seven (7) sales, advertised to be held June 20, 1950, and held for disposition on this date owing to a quorum of the board not having been present on date advertised:

1. Based on application from Mr. Frank Bezoni, on behalf of J. L. McCord of Miami, Florida, presented to the Trustees May 4, 1950, for oil lease covering reserved interest in 8000 acres of Dade County land, the Trustees ordered the land advertised for competitive bids and the following notice was published in the Miami Herald of Miami, Florida, and in the Daily Democrat of Tallahassee, Florida, on May 19, 26, June 2, 9 and 16, 1950:

Tallahassee, Florida, May 12th, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, will offer for sale and will receive competitive sealed bids in Tallahassee, Florida, at the office of said Trustees in the Capitol Building on or before June 20th, 1950, at 11:00 o'clock A.M. for an oil and gas lease covering the reserved mineral interest of the Trustees in the following described lands in DADE COUNTY, FLORIDA, to-wit:

All of Section 1; N $\frac{1}{2}$  of Section 2; All of Section 3; All of Section 4; All of Section 5; All of Section 8; All of Section 9; All of Section 10; All of Section 11; N $\frac{1}{2}$  of Section 12; All of Section 13; N $\frac{1}{2}$  of Section 14, All of Section 15; All of Section 17; In Township 54 South, Range 35 East.

Said Trustees have determined that the lease shall require royalty payments of  $\frac{1}{8}$  in kind or in value and the amount of 10¢ per acre annual rental increasing 5% of such original amount annually after the first two years and shall be for a primary term of ten years. In addition to such fixed charges there shall be a cash consideration. The bidding for said lease shall be on a cash consideration. The lease will be conditioned upon a guarantee by the successful bidder that a well will be commenced either on the leased property or within a radius of one mile of said property within six months of the date of the lease, said well to be completed to a total depth of 11,500 feet or to 250 feet in the Sunnyland lime formation, whichever is the lesser depth. All bids shall be directed to the Trustees and shall be accompanied by a cashier's check or certified check payable to the Trustees of the Internal Improvement Fund of the State of Florida for the amount of such consideration. Copies of the lease to be offered for sale are available to the general public at the office of said Trustees in the Capitol Building at Tallahassee, Florida. This notice is published in compliance with Chapter 22,824. Laws of Florida, Acts of 1945.

Said Trustees reserve the right to reject any and all bids. By order of the Trustees of Internal Improvement Fund of the State of Florida, this 12th day of May, 1950.

FULLER WARREN,

Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Mr. Wells stated that on the date advertised he called out the description of the land in which the Trustees hold the reservations, and no other bids were received; that applicants have offered ten cents (10¢) per acre annually for the lease, plus \$36.00 bonus and payment for advertising; drilling of the first well to commence six months from date of lease.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the offer from client of Mr. Bezoni and authorize lease issued as requested. Upon vote the motion was adopted.

2. Application was presented to the Trustees May 4, 1950, from R. Roberts, with offer of \$7.00 an acre for Hendry County land. The Trustees agreed to advertise the land for competitive bids and the following notice was published in the Hendry County News, Clewiston, Florida, on May 19, 26, June 2, 9 and 16, 1950:

Tallahassee, Florida, May 10th, 1950

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for competitive bids, in Tallahassee, Florida, at 11:00 o'clock A.M. June 20th, 1950, the land in HENDRY COUNTY described as follows:

Section 27; N $\frac{1}{2}$  and SE $\frac{1}{4}$  of Section 33; W $\frac{1}{2}$  of Section 35; Township 47 South, Range 32 East.

The purchaser is required to pay the advertising cost and documentary stamps. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject any and all bids.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out in the Board Room on June 20, 1950, and competitive bids were received resulting in a high bid of \$14.00 an acre from J. R. Paul of Winter Haven, Florida, sale to be subject to Lease No. 699 in favor of W. J. Touchton.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees accept offer of \$14.00 an acre from Mr. Paul and authorize execution of deed.

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3. Based on offer of \$200.00 per acre presented to the Trustees April 11, 1950 from E. E. Dunn, it was agreed to advertise the land for objections only. The following notice was published in the St. Petersburg Times on May 19, 26, June 2, 9 and 16, 1950:

Tallahassee, Florida, May 13th, 1950

N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. June 20th, 1950, the land in PINELLAS COUNTY, described as follows:

Beginning at the Intersection of the West Line of Section 6, Township 32 South, Range 16 East, with the southerly line of Texas Avenue, said point being 1277.2 feet south of the NW Corner of Section 6, Township 32 South, Range 16 East; thence run South  $36^{\circ} 21' 13''$  East, 751.19 feet to the NE Corner of Bright Water Beach Subdivision, as recorded in Plat Book 25, Page 61, Records of Pinellas County, Florida; thence run North  $57^{\circ} 14' 46''$  East, 622 feet to a POB, at the shore line of Boca Ciega Bay; thence run North  $57^{\circ} 14' 46''$  East, 1100 feet; thence South  $62^{\circ} 45' 14''$  East, 923.76 feet; thence South  $57^{\circ} 14' 46''$  West, 1940 feet to the shore Line of Boca Ciega Bay; thence northeasterly along said shore line to the POB, containing 27.3 acres.

The purchaser is required to pay the advertising cost and documentary stamps. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fishionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Mr. Wells reported that no objections were filed or presented June 20, when the land was called out in the Board Room.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Mr. Dunn at the price offered—\$200.00 an acre. Upon vote the motion was adopted.

4. Offer of \$100.00 an acre having been presented to the Trustees May 4, 1950, from Leslie Avant, on behalf of Dr. G. F. Highsmith, for Glades County land, it was agreed to advertise the land for objections only. The following notice was published in the Moore Haven Democrat on May 19, 26, June 2, 9 and 16, 1950:

Tallahassee, Florida, May 10th, 1950

### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. June 20th, 1950, the land in GLADES COUNTY described as follows:

From the Northeast corner of fraction Section 13, Township 40 South, Range 32 East, run South  $0^{\circ} 09'$  East, 11 feet along the East line of said Sec. 13 as extended to an intersection with the 17 foot contour line of Lake Okeechobee as surveyed and established by W. T. Wallis and adopted by the Trustees of the Internal Improvement Fund of Florida on August 6, 1929; thence South  $49^{\circ} 36'$  West, 1949.83 feet along aforesaid 17 foot contour line to point No. 2; thence South  $39^{\circ} 50'$  West, 1149.63 feet along said 17 foot contour line to the point of beginning. Thence from the point of beginning South  $50^{\circ} 10'$  East, 770 feet to the 14 foot contour of Lake Okeechobee; thence South  $39^{\circ} 50'$  West, 116.88 feet along said 14 foot contour; thence North  $50^{\circ} 10'$  West, 770 feet to the 17 foot contour line; Thence North  $39^{\circ} 50'$  East, 116.88 feet along the 17 foot contour line to the point of beginning. Being and lying in the unsurveyed part of Section 13, Township 40 South, Range 32 East, County of Glades, State of Florida, and containing 2.07 acres, more or less.

The purchaser is required to pay the advertising cost. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Mr. Wells reported that no objections were filed or presented June 20 when the land was called out in the Board Room.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Dr. Highsmith at the price offered—\$100.00 an acre. Upon vote the motion was adopted.

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5. Pursuant to offer of \$860.00 from M. B. Cash, presented to the Trustees May 4, 1950, for purchase of Monroe County land, it was agreed to advertise the parcel of submerged property for objections only. The following notice was published in the Key West Citizen on May 19, 26, June 2, 9 and 16, 1950:

Tallahassee, Florida, May 10th, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. June 20th, 1950, the land in MONROE COUNTY described as follows:

A strip of submerged land 250 feet wide in the SW $\frac{1}{4}$  of Section 6 and in the NW $\frac{1}{4}$  of Section 7, both in Township 64 South, Range 37 East, Monroe County, Florida, the center line of which is described as follows:

From a point in line with the Easterly end of State Highway Bridge located on Overseas Highway (State Highway No. 5) at the Westerly end of Upper Matecumbe Key, Monroe County, Florida, run South 61° 27' West along center line of right of way of Overseas Highway, a distance of 787.3 feet to a point; thence run South 28° 33' East a distance of 200 feet to the Southerly side of said right of way and the point of beginning; thence continue South 28° 33' East a distance of 1100 feet, more or less, to the Northerly side of Teatable Key;

also a strip of submerged land 50 feet in width and parallel to the high water line on Teatable Key extending completely around said Key, excepting therefrom the portion occupied by above described 250 foot strip.

The purchaser is required to pay the advertising cost and documentary stamps. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

The land was called out in the Board Room on May 20, and no objections were presented.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Mr. Cash at the price offered. Upon vote the motion was adopted.

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6. Based on offer of \$10.00 an acre presented to the Trustees May 4, 1950, from Sam T. Dell, Jr., on behalf of John M. Powell, adjacent owner, the Trustees agreed to advertise the land for objections only. The following notice was published in the Palatka News on May 19, 26, June 2, 9 and 16, 1950:

Tallahassee, Florida, May 10th, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only, in Tallahassee, Florida, at 11:00 o'clock A.M. June 20th, 1950, the land in PUTNAM COUNTY described as follows:

COMMENCE AT THE northeast corner of Government Lot 1 in Section 27, Township 10 South, Range 23 East; thence South 2° 30' East, 660 feet; thence South 88° 30' West, 810 feet to the

POB; thence South 2° 30' East, 205.9 feet; thence North 71° 01' West, 206.2 feet; thence North 87° 01' West, 223.8 feet; thence North 78° 53' West, 410.5 feet; thence North 77° 45' West, 179.3 feet; thence North 48° 05' West, 264.6 feet; thence North 9° 51' East, 103 feet; thence North 35° 05' East, 546.2 feet; thence North 68° 01' East, 269.2 feet; thence South 21° 43' East, 377.4 feet; thence South 2° 30' East, 528 feet; thence North 88° 30' East, 510 feet to the POB, containing 13<sup>1</sup>/<sub>4</sub> acres, more or less and lying and being in Sections 21, 27 and 28, Township 10 South, Range 23 East.

The purchaser is required to pay the advertising cost and documentary stamps. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Mr. Wells reported that no objections were filed when the land was offered for sale June 20, as advertised.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Mr. Powell at the price offered. Upon vote the motion was adopted.

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7. Based on offer of \$50.00 an acre, presented to the Trustees May 4, 1950, from C. W. Rodgers for purchase of Marion County land, it was agreed that the land be advertised for objections only. The following notice was published in the Marion County News on May 19, 26, June 2, 9, and 16, 1950:

Tallahassee, Florida, May 10th, 1950

#### N O T I C E

NOTICE is hereby given that the Trustees of the Internal Improvement Fund of the State of Florida, pursuant to law, will offer for sale, for objections only,

in Tallahassee, Florida, at 11:00 o'clock A.M. June 20th, 1950, the land in MARION COUNTY described as follows:

Beginning at the intersection of the west boundary of the E $\frac{1}{2}$  of Government Lot 3, Section 25, Township 17 South, Range 23 East with the ordinary low water line of Lake Weir, thence north 67° 11' West 872 feet, thence southwesterly to the intersection of said ordinary low water line with the west boundary of the east one quarter (E $\frac{1}{4}$ ) of Government Lot 4 of said section, thence easterly along said ordinary low water line to the point of beginning. Containing approximately 3 acres.

The purchaser is required to pay the advertising cost and documentary stamps. The sale, if and when made, shall be subject to the Trustees reserving unto themselves 75% of the phosphate, minerals and metals and 50% of the petroleum thereon or thereunder. All fissionable materials are reserved.

The Trustees of Internal Improvement Fund reserve the right to reject the sale.

BY ORDER of the Trustees of the Internal Improvement Fund of the State of Florida.

FULLER WARREN,  
Governor

Attest: F. C. Elliot, Secretary  
Trustees I. I. Fund

Mr. Wells reported that no objections were filed when the sale was offered June 20, 1950.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees confirm sale in favor of Mr. Rodgers at the price offered. Upon vote the motion was adopted.

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Offer of \$150.00 an acre was presented from W. C. Owen, on behalf of United States Sugar Corporation, for purchase of approximately 10.04 acres of sovereignty land in Fractional Section 1, Township 44 South, Range 36 East, Palm Beach County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the offer subject to the land being

advertised for objections only. Upon vote the motion was adopted.

Application was presented from L. E. Wilson with offer of \$100.00 an acre for approximately 3.3 acres of submerged land in Section 34, Township 38 South, Range 16 East, Pinellas County.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees accept the offer, subject to the land being advertised for objections. Upon vote the motion was adopted.

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Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees deny application from M. Ignatius Lester, attorney for the City of Key West, Florida, to acquire all bay-bottom lands for a distance of three hundred (300) feet outwardly from the shoreline, beginning at the swimming pool on Roosevelt Boulevard circling around the eastern end of the island and on to Bertha Street, Monroe County, to be used for public purposes. Upon vote the motion was adopted.

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Offer of \$20.00 an acre was presented from C. Farris Bryant, on behalf of John Stanfil, for purchase of four and one-half (4½) acres of island property in Section 23, Township 17 South, Range 23 East, Marion County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees decline the offer and make counter proposal to advertise the land for sale provided applicant will agree to bid not less than \$50.00 an acre on date of sale. Upon vote the motion was adopted.

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Application was presented from Mrs. Barbara Simmons for ten-year lease on ten (10) acres of submerged flats adjacent to property recently purchased from the state in Section 30, Township 32 South, Range 16 East, Pinellas County, to be used for propagation of shells.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees agree to authorize ten-year lease in favor of Mrs. Simmons at rental of \$1.00 an acre annually for the purpose stated. Upon vote the motion was adopted.

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Application was presented from Mrs. Helen M. Hoover to purchase approximately 0.600 acres of lake bottom land on Lake Conway adjacent to her upland property in Section 30, Township 23 South, Range 30 East, Orange County. Offer of \$300.00 an acre was made for the parcel.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the offer, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Offer of \$200.00 an acre was presented by Keen, O'Kelley & Spitz, on behalf of Ben Handler, for approximately four and one-half ( $4\frac{1}{2}$ ) acres of submerged land in front of upland property of Mr. Handler described as Blocks J and K of a subdivision of Blocks H, J and K of the original McClellan Park Subdivision, Sarasota, Sarasota County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees accept the offer from Mr. Handler, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Offer of \$250.00 an acre was presented from S. P. Robineau, on behalf of client, Key West Realty Company, for purchase of approximately 6 acres of land in Monroe County, adjacent to upland property owned by applicant and designated on a certain plat accompanying application as Parcel "7". The said parcel lies adjacent to state road right of way on the north side where it connects with Roosevelt Boulevard in Key West and extends six hundred (600) feet bayward from Parcel "7".

Information was furnished that the State Road Department owns approximately thirteen hundred (1300) square feet of submerged land fronting the extreme eastern part of Parcel "7", and if sale to Mr. Robineau's client is approved, it will be necessary that the area be advertised for objections, provided satisfactory proof is furnished that his client has acquired the parcel from the Road Department.

Mr. Robineau presented a second application from his client, offering the same amount per acre, for a parcel of submerged land running east and west 450 feet by 600 feet north and south, located north of the highway right of way and east of the 1300 square feet owned by the State Road Department.

Mr. Wells recommended that both parcels be advertised for objections only, provided proof is furnished that applicant has acquired adjacent upland property, or has secured release from the State Road Department in some satisfactory manner.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees agree to advertise the parcels for objections only, provided the conditions as outlined by Mr. Wells are met. Upon vote the motion was adopted.

Offer of \$10.00 an acre was presented from J. M. Sapp for the purchase of the N $\frac{1}{2}$  of NW $\frac{1}{4}$  of Section 14, and NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 15, Township 2 South, Range 13 West, containing 120 acres in Bay County.

Motion was made by Mr. Mayo, seconded by Mr. Larson, that the Trustees agree to advertise the land for competitive bids, based on offer from Mr. Sapp. Upon vote the motion was adopted.

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Request was again presented from Mark L. Grossman, offering \$100.00 for the E $\frac{1}{2}$  of NE $\frac{1}{4}$  of SW $\frac{1}{4}$  and the W $\frac{1}{2}$  of NW $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 25, Township 55 South, Range 37 East, containing 40 acres in Dade County, which offer the Trustees declined sometime ago.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees decline the offer and make counter proposal to advertise the land for competitive bids provided applicant will agree to bid not less than \$5.00 an acre on date of sale. Upon vote the motion was adopted.

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Application was presented from O. E. Hobbs, with the following offers for state land:

\$10.00 an acre for Lot 15, Section 4, Township 4 South, Range 15 West, 16.63 acres;

\$15.00 an acre for Lots 3, 5 and NE $\frac{1}{4}$  of NW $\frac{1}{4}$  of Section 32, Township 3 South, Range 15 West, 74.5 acres;

\$10.00 an acre for the NE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 9, Township 4 South, Range 15 West, 40 acres;

\$20.00 an acre for Lots 12, 14 and 15, Section 10, Township 4 South, Range 15 West, 82.49 acres;

A total of 213.62 acres in Bay County, Florida.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees agree to advertise the land for competitive bids based on offer from Mr. Hobbs. Upon vote the motion was adopted.

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Application was presented from the City of Key West, Florida, for 128 acres of overflow lands adjoining Stock Island, which site is used as the city trash dump.

Mr. Wells recommended that sale be authorized on the basis of \$40.00 an acre, with cash payment of \$10.00 per acre as the School Board's equity, the Trustees remitting \$30.00 an acre, subject to the land being advertised for objections only, with

reverter clause in deed should the land be used for other than public purposes.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize advertisement of the land under the conditions as recommended by Mr. Wells. Upon vote the motion was adopted.

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Offer of \$150.00 an acre was presented from J. T. Knox for two parcels of unsurveyed bottom land in Indian River, at Titusville, Florida, Parcel A containing 1.00 acre and Parcel B containing 1.12 acres in Section 34, Township 21 South, Range 35 East, Brevard County.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees agree to advertise the land for objections only, based on offer from Mr. Knox. Upon vote the motion was adopted.

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Upon recommendation from Mr. Wells, motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize cancellation of Lease No. 618 in favor of F. B. Becton, covering Wakulla County land, and Lease No. 525 in favor of William A. Pierce, covering Citrus County land, on the ground that both parties have failed to make payment of rental as required under leases. Upon vote the motion was adopted.

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Offer of \$200.00 an acre was presented from International Realty Company for 2.45 acres of land immediately adjacent to its upland property in Section 25, Township 31 South, Range 15 East, Osceola County.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees accept the offer, subject to the land being advertised for objections only. Upon vote the motion was adopted.

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Application was presented from Mr. and Mrs. George Marsic for lease of a one-acre parcel of semi-submerged flats on the north side of land recently purchased from the Trustees on Panama Key in Boca Ceiga Bay, Pinellas County. The purpose for which the parcel is desired is to protect their project for propagating and producing shells on the flat land adjacent to upland property. \$1.00 an acre annually is offered for the lease.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the offer and authorize execution of lease as requested. Upon vote the motion was adopted.

Application was presented from W. H. Beardall with offer of \$300.00 an acre on behalf of Dwight L. Woolsey and wife for purchase of one (1) acre of reclaimed lake bottom land on Lake Apopka, comprising 0.977 acres, more or less in Section 14, Township 22 South, Range 27 East, Orange County. The land is adjacent to upland ownership of applicants.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees agree to advertise the land for objections only, based on offer from applicants. Upon vote the motion was adopted.

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Offer of \$450.00 was presented from Municipal Bond & Mortgage Corporation of Tampa, Florida, for purchase of Lot 11, Block 8 of Belle's Addition to Tampa. It was explained that title to this land came to the Trustees under provisions of Chapter 14572—the foreclosure Act of 1929, and the amount offered is in excess of amount of Master's Decree.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees accept the offer from applicant and authorize deed issued to the lot in Hillsborough County as described. Upon vote the motion was adopted.

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The Secretary presented deed forms prepared for use in making conveyances to Central and Southern Florida Flood Control District covering the following subjects :

- Under Chapter 610—
  - Title conveyance
  - Right of way
  - Use rights in canal reservations
- Under Chapter 18296—
  - Title conveyance
  - Right of way

Information was that the forms have all been examined and approved by the Attorney General's office for use by the Trustees in making the necessary conveyances.

Motion was made by Mr. Ervin, seconded by Mr. Larson, that the Trustees approve the deed forms as submitted. Upon vote the motion was adopted.

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The Trustees having issued blanket authority for the Secretary to approve salaries, necessary and regular expense, the Comptroller is being requested to issue warrants in payment of the following :

F. C. Elliot, Engineer & Secretary .....	\$ 575.00
A. C. Bridges, Accountant .....	366.66

M. O. Barco, Secretary-Clerk .....	266.66
Jentye Dedge, Secretary-Clerk .....	321.66
Bonnie G. Shelfer, Clerk-Stenographer .....	196.66
Sinclair Wells, Land Agent .....	100.00
C. M. Greene, Rental Agent .....	50.00
Ruth N. Landers, Maid .....	20.00
Harold E. Taylor, Apprentice Engineer .....	110.83
Southeastern Telephone Co. ....	26.20
Western Union Telegraph Co. ....	5.07
The H. & W. B. Drew Co., Jacksonville .....	1.28
J. F. Cochran, Postmaster, Tallahassee .....	15.00
J. Edwin Larson, State Treasurer	
To Prin. State School Fund .....	9,023.68
J. Edwin Larson, State Treasurer	
To General Revenue Fund for Oyster	
Conservation Fund .....	4,065.03
Sinclair Wells, Land Agent	
Expenses inspecting land in South Florida	151.52
J. Edwin Larson, State Treasurer	
Transfer to Florida State Defense Council	6,000.00
Treasurer of the United States	
U. S. G. S. work .....	141.38
E. B. Leatherman, CCC Dade County	
For 1947 delinquent E.D.D. taxes on	
Lot 2 in Sec. 23-58-40 .....	5.05
	<hr/>
TOTAL.....	\$21,441.68

Financial Statements for the month of May, 1950, are as follows:

UNDER CHAPTER 610

Balance as of May 1, 1950 .....	\$1,345,758.76
Receipts for the month:	
Land Sales .....	25,708.46
Tax Refunds .....	286.88
Interest on Contracts .....	62.27
Sale of Certified Copies of Minutes .....	3.50
Sale of Fill Material .....	300.00
Grazing Leases .....	691.27
Farm Lease .....	10,000.00
Land Leases .....	220.00
Mineral Leases .....	222.78
Sand & Shell Leases .....	4,572.33
Timber Leases .....	246.00
Miscellaneous Leases .....	375.00
Total Receipts for the month .....	42,688.49
GRAND TOTAL .....	1,388,477.25

Less Disbursements for the month ..... 8,817.76  
 BALANCE AS OF MAY 31, 1950 .....\$1,379,629.49

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DISBURSEMENTS FOR MONTH OF MAY, 1950

		<i>Warrant</i>	
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
5-9-50	252592	S.T. Trans. to Prin. State School Fund .....	\$5,022.58
	252593	S.T. Trans. to General Revenue for Oyster Cons. Fund .....	1,545.90
5-26-50	270673	Rose Printing Co. ....	230.00
	270674	Southeastern Telephone Co. ....	10.85
	270675	Western Union Telegraph Co. ....	.54
	270676	H. & W. B. Drew Co. ....	.93
	270677	State Office Supply .....	13.50
	270678	Capital Office Equipt. Co. ....	5.88
	270679	Earnest Overstreet T.C. ....	10.94
5-31-50	253711	F. C. Elliot .....	466.45
	253712	A. C. Bridges .....	308.13
	253713	M. O. Barco .....	204.83
	253714	Jentye Dedge .....	279.16
	253715	Bonnie G. Shelfer .....	163.13
	253716	Sinclair Wells .....	95.00
	253717	C. M. Greene .....	47.50
	253718	Harold E. Taylor .....	69.60
	253719	Ruth N. Landers .....	19.00
	253720	Florida Hospital Service Corp. ....	14.40
	253721	5% Retirement Fund .....	82.74
	253722	Lewis State Bank (Federal Tax) .....	226.70
TOTAL DISBURSEMENTS FOR MONTH OF MAY, 1950 .....			\$8,817.76

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U. S. G. S. CO-OPERATIVE FUND

Balance as of May 1, 1950 .....	\$761.85
Receipts .....	0.00
Disbursements .....	620.47
BALANCE AS OF MAY 31, 1950 .....	\$141.38

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UNDER CHAPTER 18296

Receipts to General Revenue :

May 1, 1950 .....	\$ 2,644.75
May 16, 1950 .....	11,231.48
Total Receipts for the month of May, 1950 .....	\$13,876.23

## Disbursements from General Revenue :

<i>Warrant</i>			
<i>Date</i>	<i>No.</i>	<i>Payee</i>	<i>Amount</i>
5-31-50	253152	Ernest Hewitt .....	\$ 298.68
	253153	Mary Clare Pichard .....	192.46
	253155	Lewis State Bank (Federal Tax) .....	30.60
	253154	5% Retirement Fund .....	16.58
Total Disbursements for the month of May, 1950 .....			\$ 538.32

## SUBJECTS UNDER CHAPTER 18296

The Secretary presented for consideration the following report of bids received for land under Chapter 18296:

<i>County</i>	<i>Date of Sale</i>	<i>Number of Bids</i>
Citrus	5/22/50	10
Citrus	5/29/50	1
DeSoto	6/7/50	1
Duval	4/27/50	31
Hardee	4/3/50	3
Lake	5/8/50	1
Lee	5/29/50	6
Liberty	5/26/50	5
Manatee	5/31/50	9
Marion	6/5/50	1
Nassau	6/19/50	2
Orange	5/22/50	1
Pasco	6/5/50	4
Polk	4/28/50	38
Putnam	6/3/50	2
Sarasota	6/21/50	15
Seminole	5/29/50	41
Sumter	6/19/50	1
Taylor	5/26/50	6
Volusia	5/1/50	51
Walton	3/6/50	1

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees accept the bids reported and authorize the issuance, execution and delivery of deeds corresponding thereto, subject however to any protest filed under the rules. Upon vote the motion was adopted.

Application was presented from Edwin R. Myers and wife for release of state road right of way reservation in Deed No. 08-Chapter 21684, as to lots owned by them in Hillsborough County. Information was furnished that the State Road Department has approved release of the reservation.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize execution of Part Hillsborough County Deed No. 08-Chapter 21684, in so far as it applies to Lot 1, Block 8, Southland Addition, as recommended by the State Road Department upon payment of \$5.00. Upon vote the motion was adopted.

Request was presented from V. B. Holland for correction in description of Lake County Deed No. 833, together with information that the correction has been approved by the Attorney General's office.

Motion was made by Mr. Larson, seconded by Mr. Mayo, that the Trustees authorize execution of Lake County Deed No. 833-Cor. in favor of V. B. Holland, for the purpose of correcting description in original deed. Upon vote the motion was adopted.

Motion was made by Mr. Mayo, seconded by Mr. Ervin, that the Trustees decline to reduce the base bid from \$287.50 to \$50.00 as requested by W. H. May for advertising 554 lots in Blocks A, B, C, D, E, F, G, H, I, J, K, L and M, approximately 49 acres, in Peace River Terrace Subdivision of Section 28, Township 39 South, Range 24 East, DeSoto County. Upon vote the motion was adopted.

Motion was made by Mr. Larson, seconded by Mr. Ervin, that the Trustees disclaim interest in Murphy Act certificates covering Lot 5, Block J, Springhill Subdivision of Section 24, Township 28 South, Range 18 East, Hillsborough County, owned by School District No. 50 by deed dated September 1925, the Attorney General having advised that the certificate vests no title in the state under Chapter 18296. Upon vote the motion was adopted.

The Trustees having issued blanket authority for the Secretary to approve salaries, the Comptroller is being requested to issue warrants in payment of the following:

Ernest Hewitt, Clerk-Bookkeeper .....	\$ 331.66
Mary Clare Pichard, Secretary-Clerk .....	206.66
	<hr/>
TOTAL.....	\$ 538.32

Upon motion duly adopted, the Trustees adjourned.

FULLER WARREN,

Governor—Chairman

Attest: Jentye Dedge

Acting Secretary

TRUSTEES OF THE INTERNAL IMPROVEMENT FUND  
STATEMENT OF RECEIPTS AND DISBURSEMENTS  
JULY 1, 1948 TO JUNE 30, 1950

Cash on Hand July 1, 1948.....		\$1,315,690.76
Reconciliation—Check Returned.....		170.00
		<u>\$1,315,860.76</u>
RECEIPTS		
LAND SALES UNDER CONTRACTS AND MORTGAGES		
Chapter 610 Acts of 1855:		
Payments on Contract Sales.....	\$464,213.47	
Payments on Mortgage Sales.....	900.00	
Chapter 14572 Acts of 1929:		
Payments on Contract Sales.....	3,870.46	\$468,983.93
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CASH LAND SALES		
Chapter 610 Acts of 1855:		
Cash Sales.....	152,335.25	
Chapter 14717 Acts of 1931:		
Cash Sales.....	13,500.26	
Chapter 14572 Acts of 1929:		
Cash Sales.....	2,833.23	168,668.74
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LEASE RENTALS		
Chapter 610 Acts of 1855:		
Cash leases.....		290,761.81
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TAXES RECEIVABLE—LAND CONTRACTS		
Payments on Taxes Receivable.....		41,642.89
Accrued Interest on Securities.....		2,836.67
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INTEREST INCOME		
Past due Interest on Installments.....		3,201.62
Interest on Securities.....		13,813.33
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MISCELLANEOUS INCOME		
Sale of Trustee Minutes.....		146.50
Certified Copy of Deeds.....		2.00
Issuing Quitclaim Deeds.....		21.25
Refunds of Expenses.....		214.68

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Refunds of Taxes.....	1,060.52	
Warrant Cancelled.....	160.00	1,604.95
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Total Receipts for the Period.....		\$ 991,513.94
Total Balance Brought Forward and Receipts.....		\$2,307,374.70

## DISBURSEMENTS

<b>OPERATING EXPENSES</b>		
Salaries—Secretary's Office.....	\$ 46,575.05	
Salaries—Legal Department.....	10,520.00	
Total Salaries.....		\$ 57,095.05
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Expenses—Secretary's Office.....	8,192.91	
Expenses—Legal Department.....	5,860.28	
Total Expenses.....		14,062.19

## NON-OPERATING EXPENSES

Land Purchased.....	\$ 3,250.00	
Securities Purchased.....	302,836.67	
Refunds of Revenues.....	5,225.72	
Drainage Taxes.....	177,343.45	
Remittances:		
Principal of the State School Fund.....	203,667.92	
General Revenue Fund 3%.....	33,926.39	
General Revenue Fund for Oyster Conservation Fund.....	28,569.94	
Alterations Trustee's Office.....	616.06	
State Board of Conservation.....	14,694.55	
Central & Southern Florida Flood Control District.....	62,897.81	
Chapter 18296 (Murphy Act).....	75.13	
U. S. G. S. Cooperative Acct.....	7,250.00	
Cleaning Ditches in Sec. 29-43-37.....	720.00	
Building Levee in Sec. 21-43-37.....	6,000.00	
Florida State Defense Council.....	6,000.00	
Total Non-Operating Expense.....		\$853,073.64
Total Disbursements.....		\$ 924,230.88
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Balance Cash on Hand June 30, 1950.....		\$ 1,383,143.82

TRUSTEES OF THE INTERNAL IMPROVEMENT FUND  
 STATEMENT OF RECEIPTS AND DISBURSEMENTS  
 UNDER UNITED STATES GEOLOGICAL SURVEY  
 COOPERATIVE ACCOUNT

JULY 1, 1948 TO JUNE 30, 1950

RECEIPTS

Cash on hand July 1, 1948.....	\$ 2,256.17
Receipts during the period.....	14,500.00
	<hr/>
	\$16,756.17
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DISBURSEMENTS

Cost of work performed by United States Geological Survey Engineers.....	\$16,756.17
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TRUSTEES OF THE INTERNAL IMPROVEMENT FUND  
 RECEIPTS AND DISBURSEMENTS UNDER CHAPTER 18296 ACTS OF 1937  
 JULY 1, 1948 TO JUNE 30, 1949

Note: During the fiscal year ending June 30, 1949, deposits to General Revenue Fund were made in accordance with Chapter 20368 Acts of 1941.

RECEIPTS

Cash on hand July 1, 1948.....\$ 51,753.81  
 Cash Land Sales for the Period..... 99,691.29

\$ 151,445.10

DISBURSEMENTS

Operating Expenses:  
 Salaries.....\$ 9,873.25  
 Expenses..... 1,830.75  
 Total Operating Expenses.....\$ 11,704.00  
 Non-Operating Expenses:  
 Refunds.....\$ 1,444.58  
 Remittance to General Revenue Fund..... 138,296.52

Total Non-Operating Expenses..... 139,741.10 \$ 151,445.10

TRUSTEES OF THE INTERNAL IMPROVEMENT FUND  
 RECEIPTS AND DISBURSEMENTS UNDER CHAPTER 18296 ACTS OF 1937  
 JULY 1, 1949 TO JUNE 30, 1950

Note: During the fiscal year ending June 30, 1950 deposits to General Revenue Fund were made in accordance with Chapter 25068 Acts of 1949.

RECEIPTS

Cash Land Sales for the Period.....\$ 99,428.48

DISBURSEMENTS

All Receipts Deposited to General Revenue Fund.....\$ 99,428.48

Operating Expenses  
 Paid from General Revenue Fund:

Salaries.....\$ 6,459.84  
 Expenses..... 36.68  
 Refunds..... 527.50

\$ 7,024.02