

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

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

Mr. Wells presented the following applications for purchase of submerged land adjoining upland property of applicants:

1. Brevard County - J. J. Parrish, Jr., offers the appraised price of \$150.00 an acre for 32.1 acres in the Indian River in Section 13, Township 23 South, Range 35 East, and in Section 18, Township 23 South, Range 36 East;
2. Duval County - Adair, Ulmer, Murchison, Kent and Ashby, representing National Container Corporation, offer \$250.00 an acre, which is in excess of the appraised price, for 7.4 acres adjacent to Section 50, Township 1 South, Range 27 East;
3. Manatee County - F. Onell Rogells, on behalf of Longboat Gulf Lodge, Inc., applies for 4.18 acres in Sections 24 and 25, Township 35 South, Range 16 East. The parcel is appraised at \$250.00 an acre;
4. Manatee County - Henry Cupi offers \$500.00, which is in excess of the appraisal, for 2 acres adjacent to property in Section 26, Township 35 South, Range 17 East;
5. Monroe County - W. A. Parrish, on behalf of John D. Galney, Jr., offers \$200.00 an acre, which is in excess of the appraised price, for 0.83 of an acre adjacent to Lot 21, Block 62, Crains Subdivision of Grassy Key;
6. Monroe County - E. Martinez offers \$100.00 minimum for 0.44 of an acre adjacent to his upland property in Section 36, Township 66 South, Range 28 East. Land appraised at \$200.00 an acre.

Motion was made, seconded and adopted, that the Trustees agree to advertise for objections only the six (6) parcels of submerged land applied for adjoining upland owners, based on offers submitted and the appraised price as to parcel 3.

Motion was made, seconded and adopted, that the Trustees deny claim filed by Mr. Thomas H. Horobin for credit which he claims is due him for land reconveyed to the Trustees that he had bought under mortgage.

Application was presented from John H. Phipps for extension of his grazing lease No. 302 on Lake Jackson in Leon County. Mr. Wells stated that the Board of County Commissioners of Leon County has requested that the Trustees do not lease this area on account of the hazard caused by fences after the water returns to the lake.

Motion was made, seconded and adopted, that the request for extension be denied and that Mr. Phipps be requested to remove the fence and fence posts from the area.

Request was presented from the County Commissioners of Manatee County that the Trustees quitclaim the reservation in Deed No. 19979 dated February 8, 1952, as to a certain portion of land comprising approximately 22 acres which the county desires to exchange with a private individual. The area to be received by the county in exchange will be used as right of way for a public highway. This request was approved June 12, and the Attorney General has prepared the resolution.

Motion was made, seconded and carried that the following resolution be adopted with the understanding that release of the reservation will apply only to that area to be exchanged.

R E S O L U T I O N

WHEREAS, on February 8, 1952, these Trustees sold and conveyed to the Board of County Commissioners for Manatee County, Florida, for public purposes, the conveyance of the said lands containing a condition subsequent that the lands conveyed may never be sold, conveyed or leased to any private party for any private use or purpose, the said lands being restricted to public use only;

WHEREAS, one of the public highways now being or about to be constructed in Manatee County, Florida, passes in the immediate vicinity of the said lands conveyed by the Trustees to the said county;

WHEREAS, the owner of lands within the right-of-way of the said public highway, and which lands must be acquired for such right-of-way purposes by the county, has agreed, or indicated a willingness, to exchange his lands within the said right-of-way for lands owned by the county and acquired under the said conveyance of February 8, 1952, by Deed No.19979; and

WHEREAS, the county is willing and desires to make the said exchange of lands, if the Trustees of the Internal Improvement Fund will release the said restrictions as to the county lands to be exchanged, and the Trustees being willing and hereby consent to the said exchange of lands and release of restrictions.

NOW, THEREFORE, BE IT RESOLVED, by the Trustees of the Internal Improvement Fund, in meeting duly and regularly assembled, that the application of the said county be, and the same is hereby, granted, and the said restrictions are hereby released as to the lands to be exchanged by the county for right-of-way properties, as aforesaid.

The State Road Department makes application for a perpetual easement and temporary dredging easement over certain submerged lands in The Narrows, in Section 7, Township 30 South, Range 15 East, and Section 12, Township 30 South, Range 17 East, Pinellas County. The easements are to be used in connection with State Road 694 - Section 1512-150.

Motion was made, seconded and adopted, that the Trustees grant request and authorize execution of easements over the areas described.

On June 12, 1956, the Trustees agreed to permit the public purpose restriction released in Deed No. 20798 dated November 19, 1954, as to a certain portion of the area, and a resolution has been prepared by the Attorney General's Office for adoption today. The purpose of the release is to allow the City of Daytona Beach to lease a portion of the land conveyed to Daytona Beach Outboard Club.

Motion was made, seconded and carried, that the following resolution be adopted with the understanding that the permission

for release applies only to that portion of the area to be leased to the Outboard Club:

R E S O L U T I O N

WHEREAS, on November 19, 1954, the Trustees, by Deed No. 20798, conveyed the lands described in the said deed to the City of Daytona Beach, which conveyance contained a condition subsequent that the lands conveyed may never be sold, conveyed or leased for any private purposes;

WHEREAS, the Daytona Beach Outboard Club, a non-profit corporation, now desires to obtain the title or use of a small portion of the lands so conveyed to be used for clubhouse purposes, but not for public purposes; and

WHEREAS, the Trustees are willing for a portion of the said lands to be used exclusively for clubhouse purposes by the members of the said Club, but not for private purposes unconnected with the purposes of the said Club.

NOW, THEREFORE, BE IT RESOLVED by the Trustees that they consent to the lease of a small portion of the said lands to the said Daytona Beach Outboard Club to be used exclusively and only for clubhouse purposes by the members of the said Club, but not for private purposes unconnected with the purposes of the said Club or for any unlawful purpose or purposes.

Mr. Norman Brown, attorney for Hillsborough Port Authority, came before the Trustees with reference to submerged land. He explained that under a 1945 Act creating the Port Authority, there was conveyed to Hillsborough Port Authority all submerged lands lying within the Port District area and that was to be effective upon the Port Authority filing with the Trustees a certificate of territorial designation. This was done in December 1948, and since then the Port Authority has had control over the property. There has arisen a legal question as to title of the property, certain title insurance companies having refused to accept the legislative act as conclusive evidence of title, and it is deemed advisable to have judicial determination at the earliest date possible. It is requested that the Attorney General be authorized to cooperate with the Port Authority in getting this question adjudicated; that the only reason the Port Authority is making the request is because title companies are under the impression that the Trustees have asserted some interest in the land and they feel the matter should be set at rest for all time.

In discussing the subject the Attorney General expressed the thought that where there is an act of the legislature, and a disclaimer or deed is given, that might be going contrary to the act and might give away rights reserved; that he has no objection to cooperating in the suit to find out extent of the title, suggesting that personal service be waived and that the state reduce its objections to the grant and not to the Port Authority.

Motion was made, seconded and adopted, that the Attorney General be authorized to cooperate with Mr. Brown in suit to be filed for determining extent of grant by the legislative act.

Mr. Elliot presented notice from the Division Engineer, Corps of Engineers, U. S. Army, Atlanta, Georgia, that a Federal project is proposed for certain improvements in Escambia Bay and River at an estimated cost of \$61,000.00 for dredging, with \$30,000.00 annually thereafter for maintenance. The proposal is conditioned that local interests will:

- (1) Provide without cost to the United States all lands, easements, rights of way, and suitable spoil disposal areas for initial work and subsequent maintenance when and as required;

(2) Provide and maintain necessary basins, slips, and connecting channels; and

(3) Hold and save the United States free from damages due to the construction and maintenance of the project.

It was explained that (2) is not within the province of the Trustees and that (3) has reference to that arising out of construction and maintenance, with which the Trustees have no connection.

After discussion of the subject, motion was made, seconded and adopted, that the Trustees of the Internal Improvement Fund, on behalf of the state, grant to the United States without cost such easements for rights of way and spoil disposal areas in Escambia Bay and River as may be required for the proposed improvement and the maintenance thereof. It was so ordered.

The Florida Geological Survey makes request that the Trustees continue participation in expense of maintaining water gauging stations, heretofore under the Water Survey and Research Department (abolished by Legislature).

Mr. Elliot recommends that the Trustees continue making available funds for this work, and suggested that allocation of not in excess of \$10,000.00 be made for this study.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees make available an amount not to exceed \$10,000.00 for participation in water survey studies including water gauging stations.

Letter was presented from Attorney General Ervin suggesting that the Trustees authorize Mr. Elliot to dispose of sufficient securities for acquiring property selected to become a part of the Capitol Center.

Motion was made, seconded and adopted, that the Trustees authorize Mr. Elliot to dispose of the necessary securities of the Internal Improvement Fund to take care of the payments for land purchases mentioned.

Mr. Elliot requested confirmation of action heretofore taken informally by the Trustees and at a meeting of the Board of Commissioners of State Institutions as to the following:

1. Guarantee from Trustees I. I. Fund of \$125,000.00 for headquarters building, Department of Public Safety, to be reimbursed from appropriation. (See minutes June 19, 1956)
2. Architects fee for preparation of plans for psychiatric clinic and security unit at Florida Industrial School for Boys at Marianna. (See minutes June 19, 1956)
3. Authority for warrant to be drawn in favor of J. S. Mackery and Mamie Lee Mackery, his wife, in amount of \$50,849.50 in payment for six (6) parcels of land to become a part of the Capitol Center.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that action taken as outlined be confirmed and approved.

Attention was called to letter from Judge Richard H. Hunt with brief on the legal situation affecting the Ragged Keys area, which has been applied for by James W. Moore, on behalf of clients. He raises the question of whether the Trustees have authority to convey title to the submerged bottoms seaward from the Ragged Keys.

Mr. Elliot explained that at present there is a proposal from Mr. Moore's clients to purchase a strip on the ocean side of the Keys and approval has been given to the sale conditioned upon agreement being reached with the Board of County Commissioners as to right of way for a proposed causeway; that as of this date the Trustees have not heard from Mr. Moore or the county as to whether they have adjusted their differences.

Mr. Elliot suggests that the Trustees might want to refer Judge Hunt's letter to the Attorney General.

Mr. Larson stated that there have been two editorials recently in a Miami paper on this over-all subject, one of which specifically referred to the Ragged Keys situation and also referred to Judge Hunt's letter on that subject; that he feels the Attorney General should review this case as there is a commitment from the Trustees to convey if Dade County Commissioners withdraw protest.

Attorney General Ervin stated that the Trustees have conveyed this type of submerged bottoms on the theory that they have supervision over all sovereignty, submerged and tidal lands and rights have been granted to upland owners in order that they may have the legal right to bulkhead; that the Ragged Keys area is not a beach, is isolated and has no connection with the mainland; that it presents a legal question and the Trustees can deed the property and withhold delivery for thirty (30) days to let the matter be tested in Court.

Motion was made, seconded and adopted, that the matter be referred to the Attorney General for review and report as to his findings.

SUBJECTS UNDER CHAPTER 18296

Julia Cleckley makes application for conveyance under Chapter 28317, Acts of 1953, known as the "Hardship Act," of 54 lots in Blocks 14, 23 and 25, Beacon Hill Subdivision of Section 30/31, Township 6 South, Range 11 West, Gulf County, for which she offers \$5.00 per lot. Mrs. Cleckley has already been deeded 35 lots under this same Chapter for \$175.00.

Information was furnished that the above lots are about 400 feet from U. S. Highway 98 bordering the Gulf, and another party made application to the Clerk to purchase at a much higher price but the Clerk declined to accept the applications on the grounds that the former owner intended making application. The lots are 50 by 100 feet in size.

It is recommended that the application be denied and that the said lots be conveyed under Chapter 21684 of 1943, to the Trustees of the Internal Improvement Fund under Chapter 610 upon payment of the base bid - \$5.00 per lot.

Motion was made, seconded and adopted, that the Trustees decline the offer from applicant and that the lots be conveyed to the Trustees under Chapter 610 as recommended.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR

CHAIRMAN

ATTEST:


SECRETARY

**

**

**

**

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

Present: Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General

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

Mr. Wells presented the following sales advertised to be held on this date:

MONROE COUNTY - On May 15, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre from N. Lichtenberg for purchase of Lot 1, Section 22, Township 65 South, Range 29 East, known as Little Spanish Key, and containing 34.40 acres, more or less. The land was advertised for competitive bids starting with the offer of \$300.00 an acre and notice of sale was published in the Key West Citizen on June 1, 8, 15, 22 and 29, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and the only bid received was \$300.00 an acre from Mr. Lichtenberg.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees accept the offer of \$300.00 an acre and confirm sale in favor of N. Lichtenberg.

MONROE COUNTY - On May 15, 1956, the Trustees considered offer of \$100.00 an acre, which is in excess of the appraisal, from William Cliff for purchase of a parcel of submerged land in the Bay of Florida in Township 65 South, Range 34 East, known as "Old Sweat Bank" at Latitude 24° 49' North and Longitude 80° 52' West, lying approximately one mile northwesterly of the West end of Long Key, containing 34 acres, more or less. The land was advertised for competitive bids and objections, with a starting offer of \$100.00 an acre, and notice of sale was published in the Key West Citizen on June 1, 8, 15, 22 and 29, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the Land Office records.

Description of the land was called out and competitive bidding resulted in a high bid of \$101.00 an acre from N. Lichtenberg for the land. No objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees accept the offer of \$101.00 an acre and confirm sale in favor of N. Lichtenberg, upon condition that the purchaser will furnish legal description.

WALTON COUNTY - On May 15, 1956, the Trustees considered offer of the appraised price of \$20.00 an acre from R. S. McKnight, Jr., for purchase of Lots 1 and 2, Section 9, Township 2 South, Range 20 West, containing 132.27 acres, more or less. The land was advertised for competitive bids with a starting offer of \$20.00 an acre and notice of sale was published in the DeFuniak Springs Herald on May 31, June 7, 14, 21 and 28, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the Land Office records.

Description of the land was called out and competitive bidding resulted in a high bid of \$35.00 an acre being made by Harold

S. Baird of Santa Rosa Beach, Florida. Mr. Wells stated that sale of this land, if approved, will be conditioned upon outcome of litigation now pending for determining title. Title to the land has never left the state but through error it was placed on the assessment roll and subsequently sold by the county for \$600.00.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees accept the high bid of \$35.00 an acre and confirm sale in favor of Mr. Baird, subject to determination of the litigation now pending as to title of the land.

LEE COUNTY - On May 15, 1956, the Trustees considered offer of the appraised price of \$2.00 per front foot from W. H. Carmine, Jr., on behalf of Sterling McClenithan, Archie Bryant and Pat Faulkenberry, adjacent upland owners, for purchase of a tract of submerged land lying on West Island in Section 24, Township 44 South, Range 22 East, containing 10.36 acres, more or less. The land was advertised for objections only and notice of sale was published in the Fort Myers News Press on June 1, 8, 15, 22 and 29, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the Land Office records.

Description of the land was called out and Mr. Wells reported that the County Commissioners of Lee County desire 9.6 acres of this area reserved for park purposes, which is agreeable with the applicant.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees accept the offer of \$2.00 per front foot and confirm sale in favor of applicants of that part of the land advertised which will not be required by the county for park purposes.

MANATEE COUNTY - On May 15, 1956, the Trustees considered offer of the appraised price of \$250.00 an acre from Arch Wedebrock for purchase of a parcel of submerged land in Sarasota Bay in Section 25, Township 35 South, Range 16 East, lying northeasterly of and adjacent to Lots 11 and 12 of John Ringling Subdivision on Long Boat Key, containing 4.5 acres, more or less. The land was advertised for objections only and notice of sale was published in the Bradenton Herald on June 1, 8, 15, 22 and 29, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no protests were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$250.00 per acre and confirm sale in favor of Mr. Wedebrock, the adjoining upland owner.

MANATEE COUNTY - On May 15, 1956, the Trustees considered offer of the appraised price of \$150.00 an acre from John F. Vanderipe, on behalf of Christine Mickelson, Harry Gustafson and William B. Lee, adjacent upland owners, for purchase of a parcel of submerged land in Tampa Bay, in Sections 16 and 17, Township 34 South, Range 16 East, lying northerly of Government Lot 1 of Section 16 and northerly, westerly and southwesterly of Government Lot 1 of said Section 17, containing 23.5 acres, more or less. The land was advertised for objections only and notice of sale was published in the Bradenton Herald on June 1, 8, 15, 22 and 29, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees

accept the offer of \$150.00 an acre and confirm sale in favor of clients of Mr. Vanderipe.

MANATEE COUNTY - On May 15, 1956, the Trustees considered offer of the appraised price of \$120.00 an acre from F. Onell Rogella, on behalf of West Coast Marketing Corporation, C. B. Scott, Sr., and Leo Mahar, adjacent upland owners, for purchase of a parcel of submerged land in Sarasota Bay and Palma Sola Bay in Sections 34 and 35, Township 34 South, Range 16 East, lying westerly and southerly of Government Lots 3, 4 and 5 of said Section 34, and Government Lot 3 of said Section 35, containing 85.7 acres, more or less. The land was advertised for objections only and notice of sale was published in the Bradenton Herald on June 1, 8, 15, 22 and 29, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$120.00 an acre and confirm sale in favor of clients of Mr. Rogella.

MONROE COUNTY - On May 15, 1956, the Trustees considered offer of \$200.00 an acre, recent appraised price in that area, from Ralph E. Cunningham, Jr., on behalf of S. P. Sadowski, Corp., for purchase of a parcel of submerged land in Bonefish Harbor easterly of and adjacent to Lots 8, 9, 10, 11, 12 and 13, Block 1, Yacht Harbor Island Subdivision, containing 0.89 of an acre, more or less; and an offer of \$200.00 an acre, the appraised price, from Ralph E. Cunningham on behalf of Hubert N. Sturdivant, et ux., for purchase of a parcel of submerged land in the Gulf of Mexico in Section 24, Township 65 South, Range 33 East, lying northwesterly of an adjacent to Lot 8 and the E $\frac{1}{2}$ of Lot 9 of Block 62 Grain's Subdivision, containing 0.67 of an acre, more or less. The two parcels of land were advertised for objections only and notice of sale was published in the Coral Tribune, Key West, Florida, on June 1, 8, 15, 22 and 29, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the two parcels of land was called out and no objections were filed to either sale.

Motion was made, seconded and adopted, that the Trustees accept the offers of \$200.00 an acre and confirm sale in favor of clients of Mr. Cunningham, the adjoining upland owners.

MONROE COUNTY - On May 15, 1956, W. A. Parrish, on behalf of clients, submitted the following applications:

1. \$200.00 an acre, the appraised price, on behalf of Wilburn L. Wood, for purchase of a parcel of submerged land in Niles Channel in Section 1, Township 67 South, Range 28 East, lying southeasterly of and adjacent to Lot 1 of Summerland Beach Addition No. 3, containing 0.5 of an acre, more or less;
2. \$200.00 an acre, the appraised price, on behalf of Peter J. Rose, for purchase of a parcel of submerged land in Bogle Channel, in Section 25, Township 66 South, Range 29 East, lying adjacent to and Easterly of Lots 4 and 5 and an unnumbered lot in Square 42 of Sands Subdivision, containing 2.0 acres, more or less; and
3. \$300.00 an acre, the appraised price, on behalf of James L. Ribble, for purchase of a parcel of submerged land in the Bay of Florida in Section 10, Township 66 South, Range 32 East, lying northerly of Lots 1, 2, 3 and 4 of Thompson and Adams Subdivision, containing 5.56 acres, more or less.

The three (3) parcels were advertised for objections only and notice of sale was published in the Key West Citizen on June 1, 8, 15, 22 and 29, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the parcels was called out and no objections were filed to either of the sales.

Motion was made, seconded and adopted, that the Trustees accept the offers submitted and confirm sale in favor of Messrs. Wood, Ross and Ribble, the adjoining upland owners.

PINELLAS COUNTY - On May 15, 1956, the Trustees considered offer of \$250.00 an acre, which is the appraised price, from Charles A. Robinson, Jr., on behalf of Bayshore Homes, Inc., for purchase of a parcel of submerged land in Boca Ciega Bay in Section 1, Township 31 South, Range 15 East, containing 8.3 acres, more or less. The land was advertised for objections only and notice of sale was published in the Clearwater Sun on June 1, 8, 15, 22 and 29, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale. Mr. Wells reported that the sale has been approved by Pinellas County Water and Navigation Control Authority.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$250.00 an acre and confirm sale in favor of Bayshore Homes, Inc., the adjoining upland owner.

ST. LUCIE COUNTY - On May 15, 1956, the Trustees considered offer of \$50.00 an acre, which is the appraised price, from E. O. Denison, on behalf of Gene T. Dyer, for purchase of a parcel of submerged land in the Indian River in Section 3, Township 37 South, Range 41 East, lying adjacent to and westerly of Government Lot 3 of said Section 3, containing 50 acres, more or less. The land was advertised for objections only and notice of sale was published in the Fort Pierce News Tribune on June 1, 8, 15, 22 and 29, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$50.00 an acre and confirm sale in favor of Gene T. Dyer, the adjacent upland owner.

SARASOTA COUNTY - On May 15, 1956, the Trustees considered offer of the appraised price of \$250.00 an acre from Clyde H. Wilson, on behalf of Roberts S. Marvin, adjoining upland owner, for purchase of a parcel of submerged land in Sarasota Bay in Section 6, Township 37 South, Range 18 East, lying adjacent to and westerly of Lot 5 according to a diagram of the Estate of Peter Hanson, deceased, containing 2.93 acres, more or less. The land was advertised for objections only and notice of sale was published in the Sarasota Herald on June 1, 8, 15, 22 and 29, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$250.00 an acre and confirm sale in favor of Mr. Marvin.

Frank M. Buchanan offers the appraised price of \$500.00 for Lot 3, Section 29, and \$600.00 for Lot 1, Section 21, both in Township 58 South, Range 41 East, Dade County.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees agree to advertise the lots for competitive bids, starting with the offers made by Mr. Buchanan.

F. E. Wilcox offers \$100.00 for approximately one-tenth of an acre of land in Government Lot 6, Section 22, Township 37 South, Range 35 East, Okeechobee County, adjacent to his property. Mr. Wells recommends that sale be made without advertising as the parcel has only a nuisance value and was caused by a change in the run of Taylor Creek.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees accept the offer of \$100.00 and authorize sale of the parcel to Mr. Wilcox without advertisement.

Robert S. Carr, on behalf of W. A. McCree, Jr., the adjoining upland owner, offers \$100.00 minimum for 0.114 of an acre of reclaimed lake bottom land in Lake Conway, in Section 29, Township 23 South, Range 30 East, Orange County.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the offer be accepted and conveyance made in favor of Mr. Carr without advertising.

The following offers were submitted from owners of adjoining upland property:

1. Pinellas County - Leo M. Butler, on behalf of Dr. R. L. Rutledge, offers the appraised price of \$250.00 per acre, or \$270.00 for 1.08 acres of submerged land in Section 3, Township 29 South, Range 16 East. Approval of Pinellas County Water and Navigation Control Authority has been filed;
2. Martin County - Evans Crary on behalf of Frances Langford Evinrude, offers the appraised price of \$200.00 an acre for 9.55 acres of submerged land adjacent to her upland property in Sections 34 and 35, Township 37 South, Range 41 East;
3. Monroe County - John P. Goggin, on behalf of Ferdinand Pribyl, offers the appraised price of \$500.00 an acre for Parcel "A" and \$350.00 an acre for Parcel "B", comprising 4.5 acres of submerged land adjacent to his upland property in Section 34, Township 64 South, Range 35 East;
4. Monroe County - Mrs. H. J. Mitchell offers the appraised price of \$200.00 an acre for 20 acres of submerged land adjacent to her upland property on Grassy Key, Section 19, Township 65 South, Range 34 East;
5. Monroe County - G. A. Crawshaw, on behalf of Arthur Lindau and wife, offers the appraised price of \$300.00 an acre for 0.70 of an acre of submerged land adjacent to their upland property in Section 6, Township 64 South, Range 37 East;
6. Monroe County - G. A. Crawshaw, on behalf of Boris Golenkov and wife, offers the appraised price of \$300.00 an acre for 0.92 of an acre of submerged land adjacent to their upland property in Section 15, Township 64 South, Range 36 East;
7. Monroe County - Ralph E. Cunningham, on behalf of Allen L. Skipper, offers the appraised price of \$200.00 an acre for 2.34 acres of submerged land adjacent to his upland property in Sections 5 and 6, Township 62 South, Range 39 East;
8. Monroe County - Ralph E. Cunningham, on behalf of D. A. Simmons, offers the appraised price of \$200.00 an acre for 14.8 acres of submerged land adjacent to his upland property

on Big Pine Key, in Newfound Harbor, Section 34, Township 66 South, Range 29 East;

9. Monroe County - Garland M. Budd, on behalf of Chester F. Tingler and wife, offers the appraised price of \$200.00 an acre for 5.10 acres of submerged land adjacent to their upland property in Section 14, Township 66 South, Range 39 East;

10. Sarasota County - Walter S. Hardin Realty Company, on behalf of O. J. Fickeissen and wife, offers the appraised price of \$100.00 an acre for 3.4 acres of submerged land adjacent to upland property in Section 35, Township 40 South, Range 19 East. Deed will carry the restrictive covenant with reference to filling;

11. Sarasota County - Thomas C. Lightfoot offers the minimum price of \$100.00 for 0.28 of an acre of submerged land adjacent to his upland property on Bay Island, Sections 31 and 36, Township 36 South, Range 17 East. The deed will carry the restrictive clause with reference to filling.

Motion was made, seconded and adopted, that the Trustees agree to advertise the eleven (11) parcels described for objections only based on offers submitted from each applicant.

Mrs. W. W. Warner offers the appraised price of \$25.00 an acre for 10.51 acres of reclaimed lake bottom land in Lake Gibson in Section 24, Township 27 South, Range 23 East, Polk County.

It is recommended that the sale be made without advertising as the applicant is the adjacent upland owner.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees accept the offer of \$25.00 an acre and authorize conveyance to Mrs. Warner of the land described.

Mr. William R. Neblett, on behalf of First National Bank of Leesburg, Florida, as Trustee, asks for reduction in price from \$600.00 to \$300.00 per acre for submerged land in Monroe County applied for by his client.

Mr. Wells stated that this land is in the same area as recent applications made by G. A. Crawshaw and Clara Mae Downey where the appraisal was reduced to \$300.00 an acre.

Motion was made, seconded and adopted, that the Trustees authorize reduction of the price to \$300.00 an acre for the land applied for by Mr. Neblett on behalf of his client.

Mr. Elliot suggested that a resolution be adopted for carrying out the action of the Trustees June 26, 1956, in reference to loan of \$30,000.00 to Lake Apopka Recreation, Water Conservation and Control Authority, said loan to be in lieu of a \$90,000.00 loan authorized September 6, 1955, but later withdrawn. Form of resolution was approved by the Attorney General.

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

R E S O L U T I O N

WHEREAS, on September 6, 1955, the Trustees of the Internal Improvement Fund of the State of Florida authorized a loan to Lake Apopka Recreation, Water Conservation and Control Authority in the amount of \$90,000.00; and

WHEREAS, said loan was never effectuated; and

WHEREAS, said Authority now requests that the loan in amount of \$90,000.00 be not made but that a loan in the

amount of \$30,000.00 be authorized as a substitute therefor; now, therefore

BE IT RESOLVED by the Trustees of the Internal Improvement Fund that authorization for loan of \$90,000.00 to Lake Apopka Recreation, Water Conservation and Control Authority be and the same is hereby withdrawn and in lieu thereof a loan of \$30,000.00 under like terms is hereby authorized.

Mr. Elliot presented bill from Prentiss Huddleston and Associates, Architects, in amount of \$5,859.00 as fee for preparation of plans for the Public Safety Department headquarters building. November 1, 1955, the Trustees authorized payment of architects fees in amount of six percent (6%) of the building cost, not to exceed \$375,000.00. Bill presented represents 22½ per cent of 6% as part fee on said plans of the building to cost \$434,000.00.

Motion was made, seconded and adopted, that the bill be approved and warrant ordered drawn in payment therefor.

Mr. Elliot stated that the Trustees agreed on this date to hear M. A. Ramsey and E. O. Denison in reference to land in Section 12, Township 35 South, Range 40 East, St. Lucie County; that said lands were the subject of discussion at several meetings of the Trustees in 1953, and that he submitted a report on the subject dated July 10, 1953, copied into the minutes of October 6 of that year. Mr. Elliot reviewed his report of 1953 and displayed a map showing the land between the Government lot lines and the open water of the river, explaining how the confusion as to title came about. At the meeting January 5, 1954, the Trustees determined the value of the land to be \$100.00 per acre and agreed to convey to the applicants at one-half value, or at a price of \$50.00 an acre, the submerged area running equitably with each lot. This transaction was never completed on account of the interested parties never having taken advantage of the arrangement.

The several parties have now reached an agreement and recently requested that the Trustees make conveyance according to action of January 5, 1954. On May 22, 1956, the Trustees declined to grant this request and directed that an appraisal be made to ascertain the present value of the land. An appraisal was made by a qualified appraiser, who placed the value of the land at \$200.00 an acre.

Mr. Ramsey stated that he feels that one-half of the appraised value is high in view of the fact that conveyance is for the purpose of correcting an erroneous survey.

The Trustees explained that while they were willing in 1953 to convey the land at \$50.00 an acre, values have increased and any consideration given one person will have to be afforded others under like circumstances. For that reason they do not feel that the 1953 price can apply at this time.

Mr. Elliot was asked for his recommendation and he stated that except as to readjusted price basis, it is the same as in his report of July 10, 1953, which is as follows:

"My recommendation in this case is that the Trustees accept the description and area designated as government lots by which each applicant holds title; that each applicant be permitted to acquire title to the omitted marginal tidal land and the submerged bottoms running equitably therewith; that in view of the conditions arising out of the existing situation, the Trustees make a reasonable concession in the purchase price of the land below the prevailing price for other land of like character."

Mr. Elliot explained that he was not making any recommendation as to price as that was a matter for the Trustees to decide.

The Trustees expressed the opinion that they would not be justified in agreeing on a price the basis of which is less than the recent appraisal of \$200.00 an acre; that in view of the action taken in this matter in 1953 and early 1954, and in consideration of circumstances affecting these lands, they would be willing to agree on one-half the recent appraised price of \$200.00 an acre. This concession will also apply to owners to the south of the area considered in 1953 in like circumstances.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the holders of title to the land described by Government lots in Section 12, Township 35 South, Range 40 East, be afforded the opportunity of acquiring title to the submerged land lying between their westerly lot lines and the margin of the mangrove bordering upon the open river to the westward on the basis of \$100.00 an acre, and that the holders of title to lands of like character to the southward also be allowed to acquire at the same rate the mangrove area marginal to their holdings in Government Lots 2, 3 and 4, Section 13, Township 35 South, Range 40 East, the land to be advertised for objections only.

Names of the parties interested in acquiring land under the above are given as M. A. Ramsey, E. O. Denison, Rupert N. Koblegard, Jr., as Trustees, Surfside Properties, Inc., Traub Enterprises, Inc., George H. Daggett, Sydney B. Daggett and wife, and B. B. Griner.

Mr. James W. Moore, attorney of Miami, Florida, came before the Trustees on behalf of his clients, Stanley C. Myers, George Stamos, Edward S. Christiansen, S. W. O'Neal and Wilbur C. Knox, owners of Ragged Keys 1, 2, 3, 4 and 5, Dade County, Florida.

Mr. Moore reported that agreement has been entered into with the Dade County Commissioners and executed by the county and by each of the owners; that the said agreement has been examined by the Attorney General and he has stated that it is adequate as far as the Trustees are concerned. Mr. Moore filed copy of the agreement signed by the county and by Mr. Stamos and stated that all agreements are identical in wording with the Stamos agreement, the only difference being the names of owners, description of the land and the date.

Attention was called to the letter from Mr. Richard H. Hunt and his brief of the laws affecting sale of submerged bottoms adjacent to Ragged Keys.

Mr. Moore stated that he called Mr. Hunt and asked if he intended filing suit or any brief in the event the Trustees approved sale of the Ragged Keys area and that Mr. Hunt advised that he had filed the only brief he intended filing and did not intend to file suit.

Attorney General Ervin remarked that since it appears Mr. Moore's clients have met the conditions of the Trustees in reaching an agreement with Dade County as to right of way west of the Keys, and since Judge Hunt is contending that the Trustees are executing deed without authority, he thinks it might be well to delay delivery of the deed for thirty (30) days in order that anyone who desires might enter suit, all subject to approval of the Governor.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees approve sale of the submerged bottoms adjoining Ragged Keys 1, 2, 3, 4 and 5, as applied for by clients of Mr. Moore and advertised for sale February 14, 1956, with the condition that the deeds be issued and held for thirty (30) days from this date, all subject to approval by the Governor. It was so ordered.

SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented Report No. 647 listing 589 bids for sale

of land under Chapter 18296, also issuance of Broward County Deed No. 012-Chapter 21684-A, from the State of Florida to the Trustees of the Internal Improvement Fund under Chapter 610.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the report be approved and issuance of deeds corresponding thereto be authorized.

The City of Plant City makes application for conveyance of that part of $S\frac{1}{2}$ of $NW\frac{1}{4}$ of $NW\frac{1}{4}$ of $SW\frac{1}{4}$ West of Canal, less South 150 feet of West 115 feet and less North 180 feet of West 100 feet of Section 29, Township 28 South, Range 22 East, containing approximately one-half acre, Hillsborough County. The city offers \$35.00, which is equal to the base bid for regular sale.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees agree to sell the parcel to the city of Plant City at the price offered - \$35.00 an acre - and that conveyance be made under Chapter 21684.

Bernard M. Shotkin offers \$12,000.00 for approximately 2560 lots in Fellsmere Drainage District, Indian River County, with payment to be made on the basis of ten percent (10%) cash and ten percent annually thereafter until paid.

It was explained that partial payment has never been allowed in Murphy Act sales, the law requiring payment in cash.

Motion was made, seconded and adopted, that the offer from Mr. Shotkin be declined.

The Town of Fellsmere and Fellsmere Drainage District make an offer of \$6,000.00 for all lots remaining unsold - approximately 2560 - in the said city and district.

Information was furnished that these lots have been selling at regular sale from \$20.00 to \$29.00 per lot and on that basis the state will realize greater returns than the flat price offered.

Motion was made, seconded and adopted, that the offer from the Town of Fellsmere and Fellsmere Drainage District be declined.

Upon motion duly adopted, the Trustees adjourned.

Richard W. E. Wain
ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST

J. G. Egan
SECRETARY

**

**

**

**

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

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

Minutes of the Trustees dated June 19, 26, 27, and July 3, 1956, were presented for approval, copies having been furnished each member.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees approve the minutes as presented.

Henry Blount, County Attorney, on behalf of Duval County, requests that Mud Island in the St. Johns River, Township 2 South, Range 27 East, Duval County, be conveyed to the county for park purposes and activities associated therewith. It was explained that a portion of this island was previously leased to J. T. Landon, but lease is now cancelled and the county has reimbursed Mr. Landon \$1000.00 on account of expenses incurred by him, and the Trustees have refunded \$500.00 paid as rental and cancelled the lease.

Motion was made, seconded and adopted, that the Trustees agree to convey to Duval County the island described, without cost, subject to advertisement for objections only.

George Sellers offers \$500.00 for Lot 13, Section 34, Township 43 South, Range 25 East, Lee County, containing 1.35 acres, more or less. The offer is in excess of the appraised value.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees agree to advertise the land for competitive bids, starting with offer of \$500.00 for the lot.

The following applications were presented from upland owners applying to purchase the submerged land adjacent to their property:

1. Martin County - Evans Crary, on behalf of James V. Langford and wife, offers the appraised price of \$200.00 an acre for one (1) acre adjacent to their upland property in Section 5, Township 38 South, Range 42 East.
2. Pinellas County - Harbor Bluff Development Corporation offers the appraised price of \$350.00 per acre for 11.15 acres adjacent to upland property in Section 6, Township 30 South, Range 15 East. Pinellas County Water and Navigation Control Authority has approved the sale.
3. Pinellas County - Leo M. Butler, on behalf of A. W. Bayliss, offers the appraised price of \$175.00 an acre for 44.04 acres in Section 10, Township 28 South, Range 15 East. Pinellas County Water and Navigation Control Authority has approved the sale.
4. Sarasota County - Kenneth E. Brown, on behalf of Hazel R. Stith, offers the appraised price of \$125.00 an acre for 2.0 acres in Lemon Bay, Section 25, Township 40 South, Range 19 East. The deed when issued will carry the restrictive covenant

with reference to filling.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees authorize the four (4) parcels of submerged land advertised for objections only based on the offers submitted.

Paul Sawyer, on behalf of Monroe County, requests right of way for street extension from the Island of Key West to Cow Key and from Stock Island to Cow Key, without cost to the county.

Mr. Wells recommends that both parcels be advertised for objections only and that applicant furnish the Trustees with names of all adjacent upland owners affected by the right of way so that they may be given notice of the proposed extension.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees agree to advertise for objections the right of way designated, and that names of adjacent owners be furnished as recommended by Mr. Wells.

Robert S. Carr, on behalf of Mrs. Novie L. McCree, offers \$100.00 for 0.217 of an acre of reclaimed lake bottom land on Lake Conway, adjacent to her upland property in Section 29, Township 23 South, Range 30 East, Orange County.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees convey the parcel applied for, without advertising, upon payment of the amount offered - \$100.00.

Mr. Wells reported that Anderson C. Bouchelle and other parties are applying for approximately 1000 acres of sovereignty land in Sections 5, 6, 7, 8, 16 and 17, Township 17 South, Ranges 33 and 34 East, Volusia County.

Application for this land was presented to the Trustees February 28, 1956, and investigation has been made by the Engineer's office and maps prepared showing the various parcels and the character of land.

Mr. Wells recommends that the Trustees rescind action taken February 28th, and agree to sell the land on the following basis:

To the upland owners, approximately 200 acres of submerged land adjoining their upland property, as their interest lies - description and area to be determined - to be sold to them at a price of \$100.00 an acre, subject to advertisement for objections only.

The balance of 800 acres, or whatever remains, shall be divided into two parcels - Parcel "A" comprising 500 acres nearest to North Bridge, and Parcel "B" comprising the remainder of unsold land north of Parcel "A", both parcels "A" and "B" to be advertised for competitive bids starting at \$50.00 an acre; that of Parcel "A" it has been agreed among the interested parties that twenty-two (22) acres of the 500 will be granted without cost to the City of New Smyrna Beach for public purposes.

Mr. Ervin asked if the city has approved the transaction as outlined, if all parties are in agreement, and if the United States Engineers have been consulted.

Mr. Wells stated that all interests have been contacted and are agreeable to the above arrangements.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees approve the recommendation of Mr. Wells that action taken on this subject on February 28, 1956, be rescinded, and that the Trustees agree to disposition of the land as recommended by Mr. Wells, subject to advertisement for objections only as to one type of land and for competitive bids as to the other, with 22 acres being granted to the city for public purposes.

Request was made by Oklawaha Basin Recreation, Water Conservation and Control Authority of Lake County by resolution adopted by the Authority July 12, 1956, for payment of an additional \$75,000.00 under agreement between the Trustees and the Authority dated March 21, 1955.

Mr. Elliot reported that the following amounts have been paid on this project to date:

\$50,000.00 November 2, 1955
\$75,000.00 March 19, 1956;

and with the amount presently being requested the balance to be paid under the agreement will be \$50,000.00.

Motion was made, seconded and adopted, that the Trustees authorize issuance of warrant in amount of \$75,000.00 in favor of Oklawaha Basin Recreation, Water Conservation and Control Authority under agreement of March 21, 1955.

Letter was presented from Stephen R. Middleton, County Engineer for Palm Beach County, together with maps showing the proposed bulkhead line in the unincorporated area in the north part of Lake Worth. Central and Southern Florida Flood Control District, the U. S. District Engineer, the Florida Inland Navigation District and the Port of Palm Beach have all been notified of the proposed bulkhead and unless there is objection from these agencies the line recommended will be adopted. Also information is furnished that Mr. Charles Fulton of West Palm Beach, who protested the bulkhead line, has withdrawn his objections. All private land owners have contacted and all are in agreement on the proposed bulkhead line.

Mr. Elliot stated that he advised Mr. Middleton that it would be preferable from the Trustees' standpoint to have complete recommendation as to the entire area of Lake Worth but was told that was not possible now and the reason for submitting this portion is that the county desires to make this part effective and to begin immediately the actual surveys on the ground to develop the extent of accuracy.

Governor Collins suggests that this matter should be referred to the State Land Use and Control Commission, as this sets up a permanent plan of improvement that establishes a bulkhead.

Motion was made, seconded and adopted, that the recommendation from Palm Beach County as to a bulkhead line for a portion of Lake Worth be referred to the State Land Use and Control Commission when all maps have been completed fixing the bulkhead line around the entire lake. It was so ordered.

By action of the Trustees June 19, 1956, approval was given for issuance of a three-year lease in favor of Rose Printing Company with monthly payments of \$1,111.11. Mr. Elliot presented lease form which has been prepared and approved by the Attorney General's Office.

Motion was made, seconded and adopted, that the lease be executed by the Trustees and transmitted to Rose Printing Company for acceptance.

Mr. Elliot submitted a suggested resolution for consideration by the Trustees on the subject of "Reservation of Oil and Minerals", which provide that the Trustees not lease the reserved interest in lands conveyed, except to the fee simple owner of said lands, except under certain laws now in effect.

After discussion of the proposed resolution, motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the matter be referred to the Attorney General for an opinion as to the legality of such action and his recommendations.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following salaries and necessary and regular expenses be approved for payment:

F. C. Elliot, Engineer and Secretary	\$ 1050.00
W. T. Wallis, Engineer	500.00
H. G. Morton, Fiber Technologist	625.00
A. R. Williams, Assistant Engineer	597.92
A. C. Bridges, Auditor	515.00
C. L. Vocelle, Attorney	250.00
M. O. Barco, Secretary-Clerk	524.17
J. L. Dedge, Secretary-Clerk	460.00
H. R. Reeves, Stenographer	225.00
B. G. Shelfer, Clerk-Stenographer	338.75
S. Wells, Land Agent	411.25
C. M. Greene, Rental Agent	52.50
E. O. Rolland	39.50
Fred M. Burns	32.70
J. Edwin Larson, State Treasurer - Tr. to State School Fund	21,439.73
J. Edwin Larson, State Treasurer - Tr. to State Board of Conservation	14,459.70
City of Cocoa, Florida - Part of loan	100,000.00
City of Cocoa, Florida - " " "	100,000.00
Oklawaha Basin Recreation, Water Conservation and Control Authority - 3rd advance on loan	75,000.00
Lake Apopka Recreation, Water Conservation and Control Authority	30,000.00
C. F. McCall and Ophelia McCall, his wife	16,194.25
Dougald L. McMillan & Bonnie C. McMillan	26,400.00
Charles F. Wells & Sadie M. Wells, his wife	31,565.00
Prentiss Huddleston & Associates	5,859.00
Southeastern Telephone Co., Tallahassee, Fla.	155.45
Western Union Telegraph Co. " " "	6.50
Standard Oil Company	3.53
Shell Oil Company	13.09
The Key West Citizen - Advertisements	26.06
The Clearwater Sun	19.93
Stuart Daily News	29.90
Sarasota Herald-Tribune	31.05
The Pensacola News-Journal Co.	51.10
Tallahassee Democrat	50.60
The Miami Herald	63.00
J. E. Pierce	83.08
C. B. Arbogast	25.00
A. B. Fogarty	100.00
Sarasota Appraisal Service	35.00
Capital Office Equipment Co.	7.83
William E. Swoope, Jr.	90.00
J. Alex Arnette, CCC	4.46
The Clearwater Sun	15.33
The Key West Citizen	38.33
The Coral Tribune	17.10
Sarasota Herald-Tribune	34.50
A. B. Fogarty	175.00
Geo. F. Brass	75.00
C. B. Arbogast	25.00
State Office Supply Co.	100.00
Total	\$427,815.31

Financial Statements for the month of June, 1956, are as follows:

UNDER CHAPTER 610

Balance as of June 1, 1956	\$229,430.50
Receipts for the Month:	
Land Sales	\$20,638.66
Quitclaim Deeds	251.00
Fill Material	1,000.00
Revenue Bonds	25,224.50

Advertising Refunds	154.06	
Certified Copy of Trustees Minutes	4.00	
Sand and Shell Leases	15,641.13	
Grazing Leases	1,300.00	
Mineral Leases	225.00	
Payment on Taxes	500.00	
Farm Leases	5,863.48	
Miscellaneous	402.00	
Total Receipts for Month of Juen, 1956		141,203.83
GRAND TOTAL		370,634.33
Less Disbursements for Month of June, 1956		204,705.05
BALANCE AS OF JUNE 29, 1956		\$165,929.28

DISBURSEMENTS FOR MONTH OF JUNE, 1956

<u>Date</u>	<u>Warrant No.</u>	<u>Payee</u>	<u>Amount</u>
6-11-56	374707	J. D. Moriarty	\$ 19.45
	374708	Southeastern Telephone Company	113.55
	374709	Geo. W. Crawford, CCC	10.00
	374710	Leon Blue Printing Co.	38.22
	374711	The Geo. D. Barnard Co.	75.22
	374712	Key West Board of Realtors	336.00
	374713	Real Estate Appraisal Service	120.00
	374714	Fred L. Palmer	35.00
	374715	Frank J. Anderson	65.00
	374716	The Okeechobee News	55.20
6-12-56	375061	J. Edwin Larson - State School Fund	18,787.23
	375062	J. Edwin Larson - State Board of Conservation	15,844.59
6-14-56	379789	Beulah Dean Harding	10,500.00
6-18-56	383823	T. F. Kelly	20.38
6-19-56	386368	Standard Oil Co.	11.31
	386369	Shell Oil Co.	14.86
	386370	Western Union Telegraph Co.	4.55
	386711	Capital Office Equipment Co.	6.00
	386372	Rex Sweat, Sheriff	2.90
	386373	Treasurer of United States	33.12
	386374	Carl G. Harding	150.00
	386375	Harry M. McWhorter	100.00
	386376	Carl Gosbee	125.00
	386377	The Lake County Citizen, Inc.	13.80
	386378	The Palm Beach Post-Times	32.50
6-20-56	388949	Ray E. Green, Comptroller	8.20
6-21-56	390658	J. T. Landon	500.00
6-22-56	391250	City of Cocoa, Florida	100,000.00
6-26-56	393924	C. P. Mason	75.60
	393925	Sinclair Wells	147.50
	393926	Richard H. Hunt	65.92
6-28-56	399647	J.S. Mackery and wife	50,849.50
6-30-56	344848	F. C. Elliot	797.30
	344849	H. G. Morton	465.90
	344850	A. R. Williams	440.33
	344851	A. C. Bridges	372.53
	344852	C. L. Vocelle	182.40
	344853	M. O. Barco	387.93
	344854	J. L. Dedge	341.15
	344855	H. R. Reeves	158.40
	344856	B. G. Shelfer	256.16
	344857	S. Wells	361.21
	344858	C. M. Greene	49.25
	344859	R. N. Landers	27.41
	344860	Blue Cross of Florida, Inc.	23.15
	344861	Wilson Life Ins. Co.	22.38
	344862	State Retirement	291.59
	344863	Federal Tax	653.80
	368210	W. T. Wallis	171.60
	368211	State Retirement	12.00
	368212	Federal Tax	16.40
	409440	Leon Blueprinting Co.	31.00

409441	Haynes E. Williams, CCC	2.10
409442	The Coral Tribune	41.40
409443	DeLand Sun News	16.10
409444	New-Press Publishing Co.	47.15
409445	The Miami Herald	81.90
409446	Sarasota Herald-Tribune	35.65
409447	The Bradenton Herald	41.30
409448	Levy County Journal	13.80
409449	Eugene L. Barnes & Son	25.00
409450	Key West Board of Realtors	280.00
409451	H. G. Morton	868.96

Total Disbursements for Month of June, 1956 \$204,705.05

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

Balance as of June 1, 1956	\$ 9,675.00
Receipts	925.00
Disbursements	10,375.00
Balance as of June 29, 1956	225.00

UNDER CHAPTER 18296

Receipts to General Revenue:	
June 4, 1956	\$ 18,256.60
June 15, 1956	6,800.00
June 29, 1956	18,630.25
TOTAL RECEIPTS FOR THE MONTH	\$ 43,686.85

Disbursements from General Revenue:

Date	Warrant No.	Payee	Amount
June 25	392421	United States Post Office	\$ 154.16
	392422	T. Coburn Moore, CCC	1.50
	392423	Elton Hall	200.00
	392424	The Coral Tribune	82.80
	392425	The Tampa Morning Tribune	91.35
	392426	The Florida Times Union	48.13
	392427	The Key West Citizen	64.40
	392428	The Clearwater Sun	23.77
June 30	342998	E. Hewitt	373.86
	342999	M. C. Pichard	283.37
	343000	Provident Life & Accident Ins.Co.	7.75
	343001	State Retirement	26.97
	343002	Federal Tax	79.30
	410747	The H. & W.B.Drew Co.	151.71
	410748	Rose Printing Co., Inc.	36.75
	410749	Ed Scott, CCC	1.50
TOTAL DISBURSEMENTS FOR THE MONTH			\$1,627.32

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve issuance of Hillsborough County Deed No. 2232-Duplicate in favor of O. H. Carter and Emily I. Carter, information having been furnished that the original deed was lost before having been recorded.

Motion was made, seconded and adopted, that the Trustees disclaim interest in certain Murphy Act certificates covering land in Alachua and Taylor Counties, the Attorney General's Office having advised that said certificates vested no title in the state to the land covered thereby.

Motion was made, seconded and adopted, that the following salaries be approved for payment:

E. Hewitt, Clerk-Bookkeeper	\$ 472.08
M. C. Pichard, Secretary-Clerk	338.75

Upon motion duly adopted, the Trustees adjourned.

LeRoy Collins
GOVERNOR - CHAIRMAN

ATTEST: *F. C. Elliot*

SECRETARY

**

**

**

**

Tallahassee, Florida
July 24, 1956

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larsen, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

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

Mr. Elliot presented minutes of the Trustees dated July 10, 1956, with information that copy has been furnished each member.

Motion was made, seconded and adopted, that the Trustees approve the minutes as presented.

Mr. Wells presented the following sales advertised to be held on this date:

DADE COUNTY - On June 5, 1956, the Trustees considered application from Commonwealth Oil Company for oil and gas lease on the following described lands:

N $\frac{1}{2}$ of Section 1; S $\frac{1}{2}$ of Section 2; N $\frac{1}{2}$ of Section 3;
S $\frac{1}{2}$ of Section 4; N $\frac{1}{2}$ of Section 5; S $\frac{1}{2}$ of Section 6;
All Sections 13 and 14, Township 54 South, Range 36
East, containing 3200 acres, more or less.

The lease was advertised for competitive sealed bids on the cash consideration therefor and notice of the sale was published in the Miami Herald of Miami, Florida, and in the Tallahassee Democrat on June 22, 29, July 6, 13 and 20, 1956, with bids to be received on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land to be leased was called out and Mr. Wells stated that requirements call for royalty payments of one-eighth in kind or in value and the amount of sixty cents (60¢) per acre annual rental increasing five per cent (5%) of such original amount annually after the first two years and shall be for a primary term of ten (10) years.

A bid of \$1,920.00 from Commonwealth Oil Company was the only bid submitted for the lease.

Motion was made, seconded and adopted, that the Trustees accept the bonus bid of \$1,920.00, with requirements of royalty and rental as outlined, and confirm lease in favor of Commonwealth Oil Company.

DADE COUNTY - On May 15, 1956, the Trustees considered application from Commonwealth Oil Company for oil and gas lease on the following described lands:

All of Section 1; N $\frac{1}{2}$ of Section 2; All of Sections 3, 4, 5, 8, 9, 10, 11; N $\frac{1}{2}$ of Section 12; All of Section 13; N $\frac{1}{2}$ of Section 14; All of Sections 15 and 17; in Township 54 South, Range 35 East, containing 8000 acres, more or less.

The lease was advertised for competitive sealed bids on the cash bonus consideration therefor, and notice of the sale was published in the Miami Herald of Miami, Florida, and in the Tallahassee Democrat on June 22, 29, July 6, 13 and 20, 1956, with bids to be received on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land to be leased was called out and Mr. Wells stated that the Trustees will require royalty payments of one-eighth (1/8) in kind or in value and the amount of fifty cents (50¢) per acre annual rental increasing five percent (5%) of the original amount annually after the first two years and shall be for a primary term of ten (10) years.

A bid of \$4,000.00 from Commonwealth Oil Company was the only bid submitted for the lease.

Motion was made, seconded and adopted, that the Trustees accept the bonus bid of \$4000.00, with requirements of royalty and rental as outlined, and confirm lease in favor of Commonwealth Oil Company.

- - - - -

COLUMBIA COUNTY - On June 5, 1956, the Trustees considered offer of the appraised price of \$25.00 an acre from J. B. Hodges, on behalf of F. S. Oosterhoudt, for purchase of the N $\frac{1}{2}$ of Lot 6, Section 17, Township 2 South, Range 16 East, containing 40 acres, more or less. The land was advertised for competitive bids, starting at \$25.00 an acre, and notice of sale was published in the Lake City Reporter on June 22, 29, July 6, 13 and 20, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and competitive bidding resulted in a high bid of \$59.00 an acre from Mr. Oosterhoudt.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$59.00 an acre and confirm sale in favor of Mr. Oosterhoudt.

- - - - -

DADE COUNTY - On May 22, 1956, the Trustees considered offer of the appraised price of \$75.00 an acre from Irving Garten, on behalf of Lynnmore Moss, for purchase of 235.15 acres of land in Tamiami Townsite, a subdivision in Section 8, Township 54 South, Range 37 East. The land was advertised for competitive bids with a starting offer of \$75.00 an acre and notice of sale was published in the Miami Herald on June 22, 29, July 6, 13 and 20, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and the highest offer received was \$206.00 per acre from Irving Garten.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$206.00 an acre and confirm sale in favor of Mr. Garten, on behalf of Lynnmore Moss.

- - - - -

GILCHRIST COUNTY - On June 5, 1956, the Trustees considered offer from John Thomas of High Springs of the appraised price of \$50.00 an acre for Lot 1, Section 18, Township 9 South, Range 14 East, containing 20.14 acres, more or less; and \$100.00 an acre for Lot 2, Section 31, Township 8 South, Range 14 East, containing 7 acres, more or less. The land was advertised for competitive

bids with starting offers of \$50.00 and \$100.00 an acre and notice of sale was published in the Journal, Trenton, Florida, on June 21, 28, July 5, 12 and 19, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Chris Anderson submitted the highest bid of \$86.00 an acre for Lot 1, and \$225.00 an acre for Lot 2.

Motion was made, seconded and adopted, that the Trustees accept the highest bids offered and confirm sale in favor of Mr. Anderson.

MANATEE COUNTY - On June 5, 1956, the Trustees considered offer of the appraised price of \$15.00 an acre from James M. Wallace of Bradenton, Florida, to purchase the SW $\frac{1}{2}$ of NE $\frac{1}{4}$ of Section 9, Township 35 South, Range 22 East, containing 40.05 acres, more or less. The land was advertised for competitive bids and copy of notice was published in the Bradenton Herald on June 22, 29, July 6, 13 and 20, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Wells stated that he has received a bid of \$20.00 an acre from Dan Barrie of Miami Beach, Florida, at which figure bidding will start. Competitive bidding resulted in a high bid of \$58.00 an acre from S. I. Francis.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$58.00 an acre and confirm sale in favor of Mr. Francis.

INDIAN RIVER COUNTY - On June 5, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre from Guy Mallett of Sarasota, Florida, for purchase of that part of Marsh Island No. 2 in the Indian River in Section 27, Township 31 South, Range 39 East, lying southeasterly of the right of way of the Wabasso-Wabasso Beach Causeway and northeasterly of the right of way of the county road from said causeway to Pine Island, containing 3 acres, more or less. The land was advertised for competitive bids and objections and notice of sale was published in the Vero Beach Press Journal on June 22, 29, July 6, 13 and 20, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and competitive bidding resulted in a high bid of \$2010.00 an acre being made by S. I. Francis. There were no objections filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$2010.00 an acre and confirm sale in favor of Mr. Francis.

The following five (5) sales were advertised to be considered on this date, based on applications from adjoining upland owners who have offered the appraised price in each case:

1. DADE COUNTY - On May 22, 1956, the Trustees considered offer of the appraised price of \$275.00 an acre for 140 acres and \$200.00 an acre for 35 acres from Martin Fine, on behalf of Charles F. Harvey and Helen A. Arnold, for purchase of a parcel of submerged land in Biscayne Bay in Sections 22 and 23, Township 56 South, Range 40 East, lying easterly of Government Lot 4 of said Section 22, and containing 175 acres, more or less. The land was advertised for objections only and notice of sale was published in the Miami Herald on June 22, 29, July 6, 13 and 20, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

2. LEE COUNTY - On June 5, 1956, the Trustees considered offer of the appraised price of \$75.00 an acre from R. V. Rickcord for purchase of a parcel of submerged land in Charlotte Harbor in Section 1, Township 43 South, Range 22 East, lying west of the north 330 feet of Government Lot 1 of said Section 1, containing 16 acres, more or less. The land was advertised for objections only and notice of sale was published in the Fort Myers Press on June 22, 29, July 6, 13 and 20, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

3. MANATEE COUNTY - On June 5, 1956, the Trustees considered offer of the appraised price of \$250.00 an acre from Edward R. Dobson, on behalf of himself and Mr. and Mrs. Albert W. Bailey, for purchase of two small parcels of submerged land in Sarasota Bay in Section 25, Township 35 South, Range 16 East, lying northeasterly of and adjacent to Lots or Tracts 15 and 16 of a subdivision of Longboat Key in Fractional Sections 25 and 26, and part of Section 24, said township and range, containing 2 acres, more or less. The land was advertised for objections only and notice of sale was published in the Bradenton Herald on June 22, 29, July 6, 13 and 20, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

4. MARTIN COUNTY - On June 5, 1956, the Trustees considered offer of \$200.00 an acre from Harry F. Dyer, on behalf of Mr. and Mrs. Gene T. Dyer, for purchase of a parcel of submerged land in the Indian River, in Section 1, Township 38 South, Range 41 East, containing 2.75 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Stuart News on June 21, 28, July 5, 12 and 19, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

5. ST. LUCIE COUNTY - On May 22, 1956, the Trustees considered offer of the appraised price of \$500.00 an acre from Harold R. Runte, on behalf of Handleman Enterprises, Inc., for purchase of a parcel of submerged land in the Indian River in Sections 1 and 2, Township 35 South, Range 40 East, containing 2.07 acres, more or less. The land was advertised for objections only and copy of notice was published in the Fort Pierce News Tribune on June 22, 29, July 6, 13 and 20, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept offers submitted for the above five parcels of land, and confirm sale in favor of each of the adjoining owners who applied for the land.

MANATEE COUNTY - On June 5, 1956, the Trustees considered offer of \$225.00 an acre from Sydney Adler, on behalf of Gulf Development Corporation, for purchase of a parcel of submerged land in Sarasota Bay in Section 27, Township 35 South, Range 17 East, and thence by metes and bounds description which starts at the northeast corner of said Section 27, containing 3.67 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Bradenton Herald on June 22, 29, July 6, 13 and 20, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Wells reported that objections to the sale have been filed by Thomas F. Icard, on behalf of O. R. Icard. Mr. Wells recommends that the objections be overruled, and that deed be issued to Mr. Adler's

clients and held for thirty days, allowing time for Mr. Icard to file suit if he so desires.

Mr. Icard submitted a plat of an area known as Emerald Isles, located in Sections 26 and 27, Township 35 South, Range 17 East, owned by O. R. Icard, and stated that he protests the sale of any submerged area which would invade or go south of the north boundary line of Emerald Isles as shown on the plat. He requests that the Trustees allow the applicants to take fill material from the area north of the line and that his clients be given permission to take material from south of the line.

Mr. Gordon Knowles, representing Trailer Estates, stated that he was not objecting to the sale but was interested in where the fill material will be taken; that his clients are willing to follow any plan agreed to by Mr. Elliot and Mr. Wells.

Mr. Elliot explained that when the application was presented to him he made certain modifications of the original plan and recommended sale in compliance therewith; that the channel may be shifted and that is the only change he would recommend; that he laid off what he feels is an equitable plan and the applicants changed their request to comply.

After interested parties had been heard, motion was made by Attorney General Ervin, seconded and adopted, that the Trustees accept Mr. Elliot's recommendation and that deed be drawn and held for thirty (30) days. In the meantime objectors may confer with Mr. Elliot and if satisfactory agreement cannot be reached, the whole matter will be held for thirty days for objectors who desire to question authority of the Trustees to have opportunity to do so. It was so ordered.

MANATEE COUNTY - On June 5, 1956, the Trustees considered offer of \$100.00 an acre from W. K. Zewadski for purchase of a parcel of submerged land in Sarasota Bay in Section 33, Township 34 South, Range 16 East, lying easterly of that parcel of land lying between the northerly line of First Street North and the north line of said Section 33 and east of the easterly line of Avenue "A" North to the waters of Sarasota Bay, containing 23.8 acres, more or less. The land was advertised for objections only and copy of notice was published in the Bradenton Herald on June 22, 29, July 6, 13 and 20, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out, and objections to the sale were filed by Bayview Builders, Inc., and William C. Grimes, on behalf of Gean Berni, both parties claiming to be upland owners.

Motion was made, seconded and adopted, that the Trustees postpone action on this sale pending working out the question of title.

Governor Collins suggested, in reference to bidding on state land, that where the area is relatively small the raising of bids be not less than \$5.00, but where large acreages are involved the bids may be raised at the rate of \$1.00. Without objection it was so ordered.

W. W. Shealy makes application for a one-year extension of his Timber Lease No. 603 which expires July 23, 1956. The lease covers land in Townships 2 and 3 North, Ranges 3, 4 and 6 East, Jefferson County.

Motion was made, seconded and adopted, that the Trustees authorize extension of Lease No. 603 for one year under the same terms and conditions.

James M. Wallace submits application to purchase the following described land:

Charlotte County - Offer of the appraised price of \$100.00 for N $\frac{1}{2}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$; SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 13, Township 40 South, Range 26 East, containing 7.5 acres, more or less, and

Manatee County - Offer of the appraised price of \$25.00 an acre for the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29, Township 34 South, Range 18 East, containing 40 acres, more or less, and \$20.00 an acre for the unsurveyed part of Section 18, Township 34 South, Range 19 East, containing 90 acres, more or less.

Motion was made by Mr. Ervin, seconded by Mr. Larson and adopted, that the Trustees agree to advertise the land in Charlotte and Manatee Counties for competitive bids, starting with the offers submitted from applicants.

The following applications were presented for purchase of submerged land adjoining upland property of applicants:

Monroe County - William R. Neblett, on behalf of F. E. B. Corporation, offers the appraised price of \$200.00 an acre for 6.65 acres adjacent to his upland property in Township 67 South, Range 25 East, on Stock Island;

Sarasota County - Clyde H. Wilson, on behalf of himself and Pauline E. Wilson, his wife, offers \$250.00 an acre for 1.28 acres, more or less, adjacent to their upland property in Section 31, Township 36 South, Range 18 East. (It is understood that deed will carry the restrictive clause with reference to filling.)

Motion was made, seconded and adopted, that the Trustees agree to advertise the submerged land in Monroe and Sarasota Counties for objections only based on the offers submitted by the adjoining upland owners.

William A. O'Bryan, on behalf of R. L. Scott, David L. Ladd and F. W. Blankner, offers the appraised price of \$700.00 an acre for approximately 70 acres of reclaimed lake bottom land in Lake Conway, Orange County, above the 86.4 contour, being all of the land in the SE $\frac{1}{4}$ of Section 18, Township 23 South, Range 30 East, except that portion of said section lying in Government Lots 2 and 3 marginal to the shore above the 86.4 contour.

Mr. Wells recommends that the Trustees advertise the land applied for, subject to objections and competitive bids, starting at \$700.00 an acre.

Mr. O'Bryan explained that his clients are not upland owners but it is believed that an equitable division of the property could be made to protect the riparian rights of any owner and at the same time permit the Trustees to sell the remainder on a competitive basis.

William H. Dial, on behalf of the Board of County Commissioners of Orange County, stated that the county is definitely interested in acquiring this property to be developed for park purposes.

It was pointed out that there is now being operated a public beach adjoining this area on property owned by a Mrs. Cullen.

Mr. Elliot suggested that the question of damage to the lake should be considered so there will be no danger of breaking through the impervious stratum sealing the bottom of the lake which might cause loss of water from the lake; that borings should be made to determine the depth from which fill material may be excavated without endangering the lake in any way.

Without objection, it was agreed to withhold action on the

application for two weeks from this date; that the Land Agent request applicants to furnish the Trustees with the names of all land owners in the area so they may be notified to appear at the hearing if they desire, and that Mr. Elliot secure the necessary engineering information. It was so ordered.

Central and Southern Florida Flood Control District requests right of way easement in connection with Biscayne Bay Canal C-8, being a strip 150 feet in total width in the unsurvered portion of Section 32, Township 52 South, Range 42 East, Wade County, extending easterly one thousand feet (1000 ft.) from the main high water mark of Biscayne Bay.

Motion was made, seconded and adopted, that the Trustees grant request of the Flood Control District and authorize right of way easement across the area described.

Letter was presented from Mr. J. Kenneth Ballinger requesting extension of time until the close of the legislative session for filing pleadings in the case of White vs. Collins, et al., involving sale of land in Manatee County applied for by Walter P. Fuller on behalf of Manuel E. Cowen. Also, request was made that the Trustees do not issue any deeds conveying the lands involved in the said sale.

Motion was made, seconded and adopted, that the Trustees grant extension until the close of the Legislature for filing papers referred to, but that no action be taken on request for holding up issuance of deeds pending further information.

Motion was made, seconded and adopted, that the Trustees approve employment of a stenographer in the office of the Engineer and Secretary, at a salary of \$225.00 per month. Also, that authority be given for purchase of a desk for use in said office at a cost of approximately \$200.00. It was so ordered.

SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented Report No. 648 listing seven (7) bids for sale of lands under Chapter 18296; also request for issuance of Broward County Deed No. 2877-Cor. in favor of Barbara R. Wright and Hillsborough County Deed No. 848-Dupl. to J. E. Puckett.

Motion was made, seconded and adopted, that the Trustees approve Report No. 648 and authorize issuance of deeds corresponding thereto.

William Hopkins and John Folsom, attorneys of Tallahassee, presented application from Lucien L. Daniel for conveyance under Chapter 28317, Acts of 1953, of certain land in Jefferson County. Representation was made that the Daniel family has been in possession of the land since 1854 or 1855 and has paid taxes thereon each year since, except for three years which resulted in certificates being issued in 1914, 1932 and 1933. Applicants offer \$100.00 for the land, which is less than the minimum bid of \$5.00 an acre or parcel required under the rules of the Trustees, and in addition applicants have deposited with the Clerk of the Circuit Court an amount representing the taxes for the years for which they were not paid.

The land which came to the state under Chapter 18296 is described as Part of Lots 155, 168 and 169 G.S., Township 3 North, Range 5 East, 286.5 acres, and Lot 155 G.S., Township 3 North, Range 6 East, 217.00 acres. It was explained that upon application being made to the Trustees, the office advised that the minimum bid was at the rate of \$5.00 an acre or \$5.00 per lot.

Mr. Elliot stated that his office has gone over the records

and there is some doubt as to the area but he has been able to determine what area will be covered by the certificates under the Murphy Act; that the law requires that taxes which were omitted must be paid.

Attorney General Ervin stated that he has gone over the legal description involved in the certificates and believes there is uncertainty as to where the lots lie; that the minimum bid of \$5.00 an acre is not absolutely fixed and the board can take into consideration the circumstances; that he feels this is a hardship case and recommends that the offer of \$100.00 for the land be accepted.


Motion was made by Mr. Ervin, seconded by Mr. Larson and adopted, that the Trustees authorize conveyance under Chapter 28317 of the land represented by the certificates under the Murphy Act upon payment of \$100.00 in addition to the amount deposited with the Clerk of Circuit Court for taxes.

Attorney General Ervin presented letter from E. Covington Johnston of Gainesville, Florida, representing S. C. Spencer, requesting that the minimum bid of \$5.00 an acre or \$5.00 per parcel be reduced and that conveyance be made under Chapter 28317 of 1953 - the Hardship Act - to Lot 5, Section 4, Township 8 South, Range 18 East, Alachua County.

The lot comprises 72.14 acres and under regular rules the base bid amounts to a total of \$360.70. Applicants offer \$1.39 per acre for the land.

Without objection the application was referred to Mr. Elliot and if found to be in the same category as the Jefferson County case, and if taxes have been paid on the property over a period of years, the Trustees will be willing to convey the land under Chapter 28317 of 1953 on the basis of \$1.39 per acre; but if applicant has not been paying taxes the action will not apply.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST:


SECRETARY

**

**

**

**

Tallahassee, Florida
July 31, 1956

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

Present: Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

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

Minutes of the Trustees dated July 17, 1956, were presented for approval.

Motion was made, seconded and adopted, that the Trustees approve the minutes as submitted.

Mr. Wells presented the following applications for purchase of submerged lands adjoining upland ownership:

- (1) HILLSBOROUGH COUNTY - Paul B. Dickman offers \$100.00 an acre for 303 acres of Tampa Bay bottom lands located in front of his upland in Sections 16, 19, 20 and 30, Township 31 South, Range 19 East.
- (2) INDIAN RIVER COUNTY - Marshall O. Mitchell, on behalf of Fred R. Turck, offers \$200.00 an acre for 2.3 acres of submerged land adjoining his upland property bordering Indian River in Section 13, Township 32 South, Range 39 East;
- (3) MARTIN COUNTY - Harry F. Dyer, on behalf of W. B. Tilton, Inc., a Florida corporation, Anita R. Tilton and W. B. Tilton, Inc., a Florida corporation, offer the appraised price of \$200.00 an acre for three (3) parcels of submerged land adjoining their upland property bordering St. Lucie River in Section 17, Township 38 South, Range 41 East, and in Section 32, Township 37 South, Range 41 East.
- (4) MONROE COUNTY - G. A. Crawshaw, on behalf of Elmer H. Opfer and Mary Helen Opfer, his wife, offers the appraised price of \$125.00 an acre for 0.42 of an acre of submerged land in the inside waters of the Florida Straits adjacent to their upland property on Plantation Key in Section 18, Township 63 South, Range 38 East;
- (5) MONROE COUNTY - Paul E. Sawyer, on behalf of Mrs. Beulah Cass, offers the appraised price of \$200.00 an acre for 2.0 acres of submerged land adjacent to her upland property on Upper Matecumbe Key, Section 32, Township 63 South, Range 37 East;
- (6) SARASOTA COUNTY - John B. Richey offers the appraised price of \$138.00 for a small parcel of submerged land adjacent to his upland property bordering Indian River in Section 22, Township 38 South, Range 18 East. (Applicant understands that deed when issued will carry restrictive clause with reference to filling);
- (7) VOLUSIA COUNTY - E. W. Gautier, on behalf of R. L. Brown, offers the appraised price of \$300.00 an acre for 1.3 acres of submerged land adjacent to his upland property bordering Indian River in Section 2, Township 18 South, Range 34 East; and
- (8) VOLUSIA COUNTY - E. W. Gautier, on behalf of L. C. Stair, offers the appraised price of \$500.00 an acre for 1.8 acres of submerged land adjacent to his upland property bordering Indian River in Section 33, Township 17 South, Range 34 East.

Motion was made, seconded and adopted, that the Trustees agree to advertise the eight (8) parcels of land described for objections only, based on the prices offered.

Mrs. Ethel Weizer offers \$250.00 an acre for approximately 4 acres of island property in the Northwest Fork of Loxahatchee River located in Section 22, Martin County and in Section 27, Palm Beach County, Township 40 South, Range 42 East.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for objections and competitive bids, starting at \$250.00 an acre.

Nathan Zelmanovitz, on behalf of Mrs. Dorothy McCain, offers the appraised price of \$40.00 each for Lots 1 and 28, Block 247, addition to Okeechobee City, located in Sections 21/22, Township 37 South, Range 35 East, Okeechobee County.

Mr. Wells stated that these were two small lots that would not justify the cost of advertising and expense of bidders in making a trip to Tallahassee, and he recommends sale without advertising.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$40.00 each for the lots and confirm sale in favor of Mrs. McCain.

John F. Ballenger offers the appraised price of \$300.00 an acre for a small parcel of reclaimed lake bottom land on Lake Conway bordering his upland in Section 18, Township 23 South, Range 30 East, Orange County.

Motion was made, seconded and adopted, that the Trustees accept the offer and authorize sale to Mr. Ballinger without advertising.

Mr. Wells reported that on June 26, 1956, Lt. R. S. McKnight, Jr., bid \$50.00 per acre for the S $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 4, Township 1 North, Range 17 West, containing 79.94 acres, more or less, in Walton County. Lt. McKnight and his associates left one-fourth of the purchase price on deposit with the Land Office. On June 27 a wire was received from Lt. McKnight asking that the sale be cancelled and his money refunded since a sudden emergency had arisen and he could not complete the transaction. Mr. Wells recommends that the sale be cancelled and checks returned.

Motion was made, seconded and adopted, that the Trustees cancel sale of Walton County land as reported by Mr. Wells and that checks deposited by Lt. McKnight be returned to him.

Mr. Elliot presented request from Atlantic Coast Line Railroad Company with offer of \$250.00 an acre for conveyance of 1.75 acres of submerged land bordering the railroad's terminal property on St. Johns River, in Duval County. The amount offered is in line with prevailing prices in that area.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for sale subject to objections only based on the offer submitted, proper description to be furnished by applicant.

Mr. Elliot submitted as information a letter from Attorney General Richard W. Ervin with which he transmitted copy of final decree in the case of Hillsborough County Port Authority and Hillsborough County Port District vs. LeRoy Collins, et al. The Court holds that the "Hillsborough County Port Authority is vested with all the right, title and interest of the State of Florida in and to all the submerged lands located within the area of the Hillsborough County Port District, being in Hillsborough County, Florida". The Attorney General's letter explains that since three able Judges have arrived at this decision, he feels that the decree is correct and about the only one that could have been reasonably arrived at, and suggests that no appeal is necessary.

Without objection the suggestion of the Attorney General was approved as the action of the Trustees.

The Agricultural Experiment Station, University of Florida, Gainesville, requests that the Trustees purchase at a cost of \$905.00, delivered, a Can Coiler to be used as accessory equipment with the Card Machine recently purchased by the Trustees for use at Everglades Experiment Station in connection with Ramie production.

Motion was made, seconded and adopted, that Mr. Elliot be authorized to place the order with Proctor & Schwartz of Philadelphia, Pa., for the Can Coiler as requested by the Experiment Station.

Comptroller Ray E. Green stated that he understands this is the last meeting which Mr. Sinclair Wells will attend as Land Agent, and that he desires to make a motion that the Trustees recognize Mr. Wells for the many years of faithful service to the Trustees of the Internal Improvement Fund, and express appreciation for the contribution he has made in the successful sale of State lands. The motion was seconded by Commissioner of Agriculture Nathan Mayo, joined in by State Treasurer J. Edwin Larson, and upon vote unanimously adopted.

Mr. C. C. Elliot, Engineer and Secretary of the Trustees, and Secretary of State R. A. Gray, asked that they be allowed to join in the sentiments expressed in the foregoing motion.

Mr. Mayo introduced Mr. Van H. Ferguson who will succeed Mr. Wells, and stated that he has been with the State Road Department for the past twenty-two years, and in land work for about thirty years.

Mr. Ferguson's salary was fixed at \$6000.00 annually from the Trustees.

The Trustees welcomed Mr. Ferguson as the new Land Agent.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 649 listing ninety-nine regular bids for sale of lands under Chapter 18296, and give authority for execution of deeds corresponding thereto.

J. D. Lahan of Panama City, Florida, makes application for conveyance under Chapter 28317 of 1953, the Hardship Act - of the undivided one-half interest in Lot 2, Original, Section 11, Township 3 South, Range 17 West, Bay County, containing 68.20 acres, more or less, and offers \$1.00 per acre for the land.

Mr. Elliot explained that a 1932 tax sale certificate was issued for 1931 taxes and that Mr. Lahan redeemed said certificate in 1940, prior to enactment of the 1941 act cancelling certain old tax sale certificates; that there is question as to whether the 1932 certificate was eligible for redemption under one of the Futch Acts.

Mr. Elliot recommends that if the Trustees accept proposal from Mr. Lahan, or make counter proposal, that it be done conditioned upon ascertaining all the facts in order to determine whether conveyance may be made under the Hardship Act, or whether or not the Futch Act would apply.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that subject to full examination and determination of the facts in the case, as recommended by Mr. Elliot, that the Trustees approve conveyance to Mr. Lahan under Chapter 28317, Acts of 1953 - the Hardship Act - upon payment of \$1.00 an acre.

Mr. Kenneth Ballinger, Attorney of Tallahassee, has requested that deed be issued to Miss Athleon Alderman, for conveyance of land in Okeechobee County. Miss Alderman was high bidder at a sale held March 3, 1952, Report No. 115, but all bids were rejected as they were insufficient. She was also high bidder at a re-sale held September 28, 1954, Report No. 116. This latter sale was approved but later rejected as the Clerk of the Circuit Court, acting as Agent for the Trustees, did not remit amounts to cover said sale. Later developments resulted in court action against the then Clerk, Mr. Connie Raulerson.

Mr. Elliot explained the conditions in connection with Okeechobee County sales, involving discrepancies and

irregularities in accounts of the Clerk as reported by the State Auditor. The Trustees have never received the money deposited with the Clerk as bids and costs in connection with these sales of Murphy Act lands. It was suggested that in order to leave the former action of the Trustees intact, the Trustees could confirm action taken November 23, 1954, as of this date, and authorize refund to Miss Alderman in the amount she paid to the Clerk for the Trustees, which is \$2,019.40.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees approve the suggestion of Mr. Elliot and make refund to Miss Alderman in amount paid the Clerk for the Trustees - \$2,019.40.

Motion was made, seconded and adopted, that the Trustees disclaim interest in two Murphy Act certificates issued covering land in Levy County, the Attorney General's office having advised that said certificates vested no title in the State under Chapter 18296.

Upon motion duly adopted, the Trustees adjourned.

Richard W. Erwin
ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST: *F. C. Elliot*
SECRETARY

**

**

**

**

Tallahassee, Florida
August 7, 1956

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Erwin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Governor Collins on behalf of the board welcomed Mr. Van H. Ferguson as the new Land Agent and wished him luck in his new duties.

Kenneth I. Van Der Hulse, on behalf of Tuscay Properties, Inc., offered the appraised price of \$200.00 per acre for 1.6 acres of submerged land adjacent to its upland property in Section 3, Township 38 South, Range 41 East, Martin County.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for sale, subject to objections only, based on the offer submitted.

The Land Office recommended that quitclaim deed be authorized in favor of Tom McQueen as to any interest the Trustees may have in Lots 6 and 7, Block "F", Wright & Bass Subdivision, Town of

Okeechobee, Okeechobee County. These lots were included in Murphy Act Deed No. 05-Chapter 21684 from the State to the Trustees, having been certified to the State under Chapter 18296 - the Murphy Act - by tax sale certificate No. 285. Investigation disclosed redemption of delinquent taxes but this certificate was omitted. Subsequent payment of tax and/or exemption qualified this certificate as being subject to the Futch Act and eligible for cancellation under Section 193.04 Florida Statutes.

Motion was made by Mr. Ervin, seconded by Mr. Larson and adopted, that the Trustees authorize issuance of quitclaim deed in favor of Tom McQueen upon payment of \$5.00.

Mr. Ferguson reported that on March 13, 1956, the Trustees considered sale of 71.4 acres of submerged land in Tuckers Cove and the Indian River in Sections 35 and 36, Township 34 South, Range 40 East, St. Lucie County, applied for by Arthur P. Byal, on behalf of North Beach Development. Objections having been filed to the sale, action was deferred pending a future hearing. Mr. Byal requests that the hearing be held either on August 14 or 28.

The Trustees suggested the date of August 21, 1956, as land sales are scheduled for August 14 and 28, which usually require considerable time.

H. T. Cook makes application for a five-year extension of Lease No. 206 from the Trustees to Marine Studios, Inc., covering all that area between the high and low water mark of the Atlantic Ocean adjacent to property owned by Marine Studios, Inc., in Township 10 South, Range 31 East, Flagler County, with rental at the rate of \$10.00 per annum. The lease expires August 18, 1956.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees authorize extension of Lease No. 206 at the same rental, however with clause to be included in said lease providing for cancellation by either party upon one year's notice in advance.

W. J. Steed, on behalf of W. R. Robinson, applies for 1.71 acres of reclaimed lake bottom land in Lake Conway in Section 13, Township 23 South, Range 29 East, Orange County, and offers the accepted price of \$300.00 an acre.

Motion was made by Mr. Ervin, seconded by Mr. Larson and adopted, that the Trustees accept the offer of \$300.00 an acre and confirm sale in favor of Mr. Steed, without advertising.

A hearing was scheduled today on the application filed by William A. O'Bryan on behalf of R. L. Scott, David L. Ladd and F. W. Blankner, for purchase of reclaimed lake bottom land of Lake Conway, in Section 18, Township 23 South, Range 30 East, Orange County. The application was presented to the Trustees July 24, 1956.

Mr. O'Bryan stated that his clients made application to purchase approximately 70 acres of reclaimed lake bottom in Lake Conway above the 86.4 contour, and offered \$700.00 an acre for the land which lies in the SE $\frac{1}{4}$ of Section 18, Township 23 South, Range 30 East. He stated that Mr. Elliot advised that all the land which has emerged is not above the 86.4 contour and is not for sale, and that the Trustees were to have a survey made to determine what lands came within the statute - 253.36 to 253.37 - which permits the Trustees to sell these reclaimed lands.

Mr. Elliot advised that the survey is in process of being made but has not been completed and until that is done it cannot be determined what area is above the 86.4 contour; that some-

time ago the Trustees established the 86.4 contour beyond which no land would be sold; that the present lake level is 83.3. Part of the land applied for have been built up by artificial means, partly by upland owners in providing canals and partly by the county in road construction.

Mr. Larson and other members explained that it has been the consistent policy of the Trustees to sell reclaimed lake bottoms only to the adjacent upland owner out as far as the established contour of 86.4.

Mr. O'Bryan stated that he felt his clients and Mrs. Cullen can arrive at an amicable agreement which will protect her riparian rights and also allow sale of a considerable area at competitive bids. His clients are interested only in acquiring that area out to the 86.4 contour.

Mr. W. J. Steed, representing Mrs. Sarah C. Cullen and Mr. Contello, of the ATCO Properties, Inc., protests the sale of this area to Mr. O'Bryan's clients as it will be a departure from a long established precedent of allowing adjacent upland owners only to purchase the reclaimed lake bottoms. On behalf of his clients he is making application to purchase the reclaimed lake bottoms adjoining their respective uplands.

Mr. Steed asked that the Trustees permit his clients to have an engineer of Mr. Elliot's choice make a survey of the area in order that determination be made as to what lands are above the 86.4 contour.

Mr. Van Ferguson, the Land Agent, presented letter from Akerman, Dial and Akerman, Attorneys of Orlando, Florida, representing the County Commissioners of Orange County, in which the county applies to purchase the area in question for park purposes, in the event it is not sold to upland owners.

All interested parties having been heard, motion was made, seconded and adopted, that the Trustees deny application of Mr. O'Bryan's clients and that Mr. Elliot be requested to complete the survey and submit to the Trustees information as to what land, if any, is above the 86.4 contour available for sale, all without prejudice to any person; that upon completion of the survey and securing all necessary information the Trustees will take whatever further action they feel may be advisable consistent with law and with the established policy of the Trustees; that in consideration of any future sale the parties alleging to be upland owners, and the County Commissioners, be notified so that they can be heard.

- - - - -

Mr. Thomas T. Cobb came before the Trustees representing clients, Magnolia Development Corporation of New Smyrna Beach, who own land along the north causeway. Application was made July 17, 1956, with the Anderson Bouchelle proposal for two parcels lying to the north described as Parcel "A" and Parcel "B", but he understands there have been some changes made and the spoil area will not be advertised. He had hoped that the Trustees would sell this parcel subject to the spoil area and allow purchasers to take their chances with the Federal Government. A number of owners across the Creek have applied for 300 acres to be advertised for objections only, but his clients claim they are not the riparian owners as there is a navigable creek between and they have no rights beyond that creek to the east. Mr. Cobb requests that the area be split into two bids: First - Tract "A" as originally submitted, subject to the Federal Government's rights under the spoil easement; Second - Tract "B" to be advertised in its entirety with the 22 acres requested by the city to be excluded.

Mr. Elliot explained that, at the request of the Federal Government, the Trustees some time ago withdrew from sale or other disposition all maintenance spoil areas theretofore granted for the Intracoastal Waterway unless subsequently released by the Government. He does not think the Government would interpose any objection to the taking of material from the spoil area,

but still reserving the right in the Government to deposit excavated material when needed.

The question of providing an alternate spoil area was brought up and Mr. Cobb stated that the U. S. Engineers have expressed a willingness to accept a comparable area at another location and release.

It was suggested that Mr. Elliot work with the applicants and try to arrive at a solution of the problem.

Mr. Elliot stated that his recommendation would be to omit any conveyance of the spoil area covered by the perpetual easement to the United States, and that consent of the Trustees be given with approval of the U. S. Engineers for removal of the material from the spoil area.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees authorize the area split into two parcels for advertisement, following Mr. Elliot's recommendation as to the maintenance spoil area under perpetual easement to the United States.

Mrs. Burton Bigelow of St. Petersburg, Florida, Executive Secretary of the Alliance for Conservation of Natural Resources in Pinellas County, Florida, and affiliated with the Florida Wildlife Federation, presented objections to the filling of the submerged areas in Pinellas County. Mrs. Bigelow pointed out on a map the various localities where the bay is being almost entirely filled in, in violation of the law, and stated that additional maps will be furnished the Trustees showing other areas. She made substantially the following statements: That they are unable to accomplish anything from local agencies; that permits from the Corps of Engineers, United States Army, are not complied with, filling operations in many instances going beyond the authorized line; that what was once the wide open bay is in certain areas a stream, not sufficient for boats to be brought in; the Alliance requests that the Trustees make a study of the situation in that area to determine what land is owned by the state and what privately owned; that the new State Land Use and Control Commission appointed by the Trustees is not in position to go into these violations as their activities are concerned with the over-all picture of the entire state and they will take no action in local affairs until they have completed their study and made a report to the Trustees. Paradise Island was pointed out as one of the areas where violation in filling has been carried on, the records showing that the original design was changed from the recorded plat. She asked that the Trustees' Engineer be allowed to take over the violation of the Paradise Island area and an example be made of that particular case.

Attorney General Ervin remarked that there may be some basis for the state to be of assistance where title has not passed out of the state, but if there is a deed in existence, the matter of filling is the responsibility of the local authorities under an Act of the Legislature in 1955. If jurisdiction is taken by the Trustees it would be based on violation of the inalienable rights of the public which have been taken away from them.

Upon discussion of the subject, Governor Collins suggested that the Attorney General get a special assistant, preferably a lawyer, and possibly an engineer, and assign them to work with these people in Pinellas County - the Alliance and Wildlife Federation - and help to determine the facts, and that he would be glad for the Trustees to pay for this assistance in order to find out where these violations are.

It was suggested that the agencies represented by Mrs. Bigelow suggest a good lawyer they feel could go into this matter and secure the information desired.

Pursuant to action taken by the Board of Commissioners of State Institutions approving contract with James L. Cogar of Williamsburg, Virginia, motion was made, seconded and adopted that the Trustees agree to provide funds in amount of \$8,300.00 as payment on contract for interior decorator services for the Governor's Mansion. It was so ordered.

The Trustees deferred consideration of memorandum from the Engineer and Secretary with reference to conveyance by the Trustees of submerged bottoms in Dade and Palm Beach Counties.

Mr. Elliot submitted application from Walter Rogers, on behalf of B. J. Blommer, for permission to construct a causeway and road across submerged bottoms owned by the state in Section 15, Township 65 South, Range 34 East, Monroe County. The causeway and road will lead from U. S. Highway No. 1 to Little Conch Key.

Mr. Elliot recommended that if the request is granted, it be conditioned that the road be open to the use of the public as to that part located on the submerged bottoms, title to which is in the state.

Motion was made, seconded and adopted, that the Trustees defer action on request from Mr. Blommer and refer the application to the State Road Department.

The Florida Board of Forestry requests that the Trustees of the Internal Improvement Fund concur in execution of deed from the Board of Forestry to Beach Road Company for conveying 1.7 acres of land in Section 36, Township 2 South, Range 27 East, Duval County. The Forestry Department advises that the land was advertised for bids and Beach Road Company was the highest bidder at \$6,100.00. The law requires that the Trustees concur in such sales.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees concur in sale of the land by the Florida Board of Forestry at the price specified.

Without objection, action was deferred on discussion of submerged bottoms in Dade and Palm Beach Counties and the question which has been raised as to whether or not the Trustees have authority to convey title to such areas.

Attorney General Ervin stated that he would like to ask consideration by the Trustees of a recommendation for appointment of a committee to study reorganization of the Trustees and the Land Office staff, and the possibility of coordinating the work and since there has been a change in the Land Office personnel this would be a good time to set up such study; that along that line there is the matter of housing space in the Capitol which could be discussed. He suggested that the Governor and the two older members in service - Mr. Larson and Mr. Mayo - constitute the committee for making a study of coordinating the work of the Land Office and the Engineer and Secretary, and if the idea is approved he has some suggestions to turn over to the committee.

Motion was made by Attorney General Ervin, seconded by Mr. Larson and adopted, that the Governor, Mr. Larson and Mr. Mayo be appointed a committee to study the policy and procedure of the Trustees particularly in relation to personnel engaged and quarters, looking toward better coordination of the work. It was so ordered and the committee was appointed.

Mr. Elliot reported that at the recent session of the Legislature a bill was passed - Chapter 31386, Acts of 1956, Special Session - making additional appropriation of funds for construction of the headquarters building, Department of Public Safety. It is now

in order to rescind action taken by the Trustees of the Internal Improvement Fund July 3, 1956, approving allocation of \$125,000.00 to supplement the 1955 appropriation for the Department of Public Safety building.

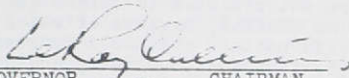
Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees rescind action of July 3, 1956, making available \$125,000.00 to the Public Safety Department; also that request be made for reimbursement of \$5,859.00 representing architects fee for preparation of plans of the Public Safety Department building.

SUBJECTS UNDER CHAPTER 18296

Report No. 650 was presented listing fourteen (14) regular bids for purchase of land under Chapter 18296; also request from Eloy I. Peterson for issuance of deed to correct error in original Dade County Deed No. 2549 dated October 19, 1944, in which the grantee's name was misspelled.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees approve Report No. 650 and authorize issuance of deeds corresponding thereto.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST:


SECRETARY

**

**

**

**

Tallahassee, Florida
August 14, 1956

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

Present: Ray E. Green, Comptroller
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Minutes of the Trustees dated July 24, 1956, were presented for approval.

Motion was made, seconded and adopted, that the minutes be approved as presented.

The Land Agent reported a number of sales advertised to be considered on this date, as follows:

DADE COUNTY - On June 12, 1956, the Trustees considered offer of the appraised price of \$5,110.00 an acre from Marshall Ader, on behalf of clients Albert and Betty Harris, joined by The 1800 Bayshore Drive Corporation, lessees from Mr. Harris, for purchase of a parcel of submerged land in Biscayne Bay, in Section 31, Township 53 South, Range 42 East, lying easterly of and across North Bayshore Drive from Lots 1, 4, 5, 8, 9 and 12, Block 7, and Lots 1, 4, 5, 8 and 9, Block 8 of Miramar; also the bottoms easterly of and adjacent to Lots 1 and 2,

Coral Park, including those bottoms within the extended boundaries of Northeast 18th, Northeast 19th and Northeast 20th Streets, containing 9 acres, more or less. The land was advertised for objections only and notice of sale was published in the Miami Herald on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and objections were presented by Judge Richard H. Hunt, on behalf of the Miami Woman's Club, Linton D. Lumpkin and Archie Black, et al., owners of property fronting upon Biscayne Bay in the vicinity of the submerged bottoms advertised for sale today.

Judge Hunt displayed a coast chart showing the area and photostats dated in 1912, 1913 and 1916, showing where the applicants' property is located as well as two fifteen (15) foot sidewalk strips, one on each side of a public boulevard, and the bulkhead, all of which separate applicants' land from the water. He called attention to Section 253.12 of the Florida Statutes, which has reference to Dade and Palm Beach Counties and which he claims limits the Trustees' authority in the sale of submerged bottoms. Judge Hunt's objections are on the following grounds: That the bottoms applied for are not of the character of submerged lands title to which is vested by law in the Trustees of the Internal Improvement Fund and for the sale of which there is no authority in the Trustees; that the said submerged bottoms applied for are not riparian to upland owned by applicants in the area, known as MIRAMAR, bayward of which said bottoms are located; that said bottoms are not separated from the shore by a channel five (5) feet deep, or more, and are not within the sale classification of Section 253.06, Florida Statutes; that the filling of said bottoms and the construction of buildings thereon will injure property, and owners thereof, bordering the Bay to the north and to the south, adjacently located to the submerged bottoms in question.

Judge Hunt filed a written brief enumerating other objections to the sale of these submerged areas. He urged that before too many more such cases come up, the question be adjudicated to determine the rights of all parties concerned. Further, applicants purchased lots in that area by metes and bounds description and there is nothing to indicate that those lots bordered or fronted on the Bay; and the lots fronted towards the Bay with seventy-two feet of sidewalk and highway between said lots and the seawall. The question of title to so-called "Out Lots" was brought up and Judge Hunt stated that he has made a thorough search of the tax titles and all records available, including the Garriss Engineering Company, and has been unable to find the origin of such claims. There is ample proof of dedication of the sidewalks and street separating these lots from the waters of the Bay, and such dedication was for the public. If applicants' request is granted it will mean that his clients will have inland property rather than waterfront. He also suggested that the Trustees take note of the property value; the appraised price of \$5000.00 per acre would not buy one-fourth of that area.

Mr. Ader, on behalf of himself and his clients, owners of property in Miramar, stated that the submerged lands for which he applies adjoin and are riparian to upland owned by him and his clients, as well as other property owners of Miramar, and such owners are entitled to acquire the submerged areas from the Trustees. The City of Miami and Dade County have given approval for filling the submerged bottoms for which he has applied, and his clients have agreed to fill an area which he indicated on the plat, and convey the same to the city for park purposes. An Act of the legislature of 1955 gives authority for the Trustees to sell these bottoms, and permission must be granted by the Trustees; he is here to get that permission and feels the Trustees have all the authority necessary to convey the bottoms. Mr. Ader explained the origin of this property as coming from the United States, and the grant called for riparian rights for the purchasers. He submitted several deeds coming down from original grantees, all of which deed the 15 foot strip and carry riparian rights.

Attorney General Ervin inquired as to the dedication of the sidewalk and street areas and how they have been recognized by the Tax Assessor of Dade County. Mr. Ader explained that his clients have been paying taxes on this strip for years and read the tax receipts showing payment of taxes.

Mr. Ader presented maps showing the subdivision of Miramar and the ownership of his clients and pointed out where the sidewalk and street strips are located with reference to property of his clients.

After hearing Judge Hunt, objector to the sale of the submerged areas, and Mr. Ader, applicant to purchase, Mr. Mayo suggested that action on the matter be postponed for consideration of the full board, only three members being present today. Supplementing the suggestion by Mr. Mayo, motion was made by Comptroller Green, seconded by Mr. Mayo and adopted, that the matter be postponed and that Mr. Elliot be requested to examine the physical and engineering phases, and as to the Trustees' policy and the value of the tract, and that Mr. John Moriarty, Assistant Attorney General, examine the legal questions involved, and report their findings to the Trustees.

DADE COUNTY - On June 12, 1956, the Trustees considered offer from R. B. Gautier, Jr., for himself as trustee, and Atlas Terminals of Florida, of the appraised price of \$450.00 per acre for Tract "A", containing 11.93 acres, \$375.00 per acre for Tract "B" containing 7.65 acres, and \$375.00 per acre for Tract "C" containing 6.89 acres, the three parcels of submerged land being located in Dumfoundling Bay in Sections 2 and 3, Township 52 South, Range 42 East, containing a total of 26.47 acres, more or less. The land was advertised for objections only and notice of sale was published in the Miami Herald on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Mr. Elliot explained that the parcels applied for by Mr. Gautier are of the same character as the land in the Marshall Ader application; and if sold, the area should be limited so as not to produce a ragged shore line and that there should be some restriction as to the area from which material will be taken for filling.

Attorney General Ervin requested that in line with former action, Mr. Elliot check into this sale and cut back the areas if it is deemed necessary.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offers submitted by Mr. Gautier and confirm sale of the three parcels in favor of applicants.

CHARLOTTE COUNTY - On June 12, 1956, the Trustees considered the following applications from Leo Wotitzky from adjacent upland owners who offered the appraised price for the land:

1. On behalf of William P. Kramer and wife - \$100.00 an acre for purchase of a parcel of submerged land in Lemon Bay, Section 1, Township 41 South, Range 19 East, containing 5.8 acres, more or less;
2. On behalf of William M. Kaefer and Adolph G. Kaefer - \$100.00 an acre for purchase of a parcel of submerged land in Section 1, Township 41 South, Range 19 East, containing 5.8 acres, more or less;
3. On behalf of Marie H. Sauls - \$100.00 an acre for purchase of a parcel of submerged land in Lemon Bay, Section 1, Township 41 South, Range 19 East, containing 5.8 acres, more or less;
4. On behalf of William W. Vanderbilt and Alfred G.

Vanderbilt - \$100.00 an acre for purchase of a parcel of submerged land in Gasparilla Sound in Sections 23 and 26, Township 42 South, Range 21 East, containing 18.81 acres, more or less, and also a parcel of submerged land in Gasparilla Sound in Sections 21, 22, 27 and 28, Township 42 South, Range 21 East, containing 5.0 acres, more or less.

The land was advertised for objections only and notice of sale was published in the Punta Gorda Herald on July 5, 12, 19, 26 and August 2, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sales.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offers of \$100.00 an acre for the several parcels of land in Charlotte County and confirm sales in favor of clients of Mr. Wotitzky as above named.

MANATEE COUNTY - On June 12, 1956, the Trustees considered offer of the appraised price of \$250.00 an acre from Clyde H. Wilson, on behalf of Wilbert Koivu and wife, for purchase of a parcel of submerged land in Sarasota Bay, in Section 25, Township 35 South, Range 16 East, lying northeasterly of and adjacent to Lot 13 of a subdivision of Fractional Sections 25 and 26, and part of Section 24, Township 35 South, Range 16 East, containing 0.70 of an acre, more or less. The land was advertised, subject to objections only, and notice of sale was published in the Bradenton Herald on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$250.00 an acre and confirm sale in favor of Mr. Koivu and wife.

MONROE COUNTY - On June 5, 1956, the Trustees considered offer of the appraised price of \$200.00 an acre from Ralph E. Cunningham, Jr., on behalf of Leonard J. Baker and wife, adjoining upland owners, for purchase of a parcel of submerged land in Boot Key Harbor in Section 9, Township 66 South, Range 32 East, lying southerly of and adjacent to Lot E-2 of Sombrero Subdivision No. 6, containing 1.15 acres, more or less. The land was advertised for objections only as required by law and notice of sale was published in the Key West Citizen on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$200.00 an acre and confirm sale in favor of Leonard J. Baker and wife.

MONROE COUNTY - On June 5, 1956, the Trustees considered offer of the appraised price of \$200.00 an acre from G. A. Crawshaw, on behalf of William H. Sutcliffe, adjacent upland owner, for purchase of a parcel of submerged land in the inside waters of the Florida Reefs, at Plantation Key, in Section 13, Township 62 South, Range 38 East, containing 1.2 acres, more or less. The land was advertised for objections only and notice of sale was published in the Coral Tribune, Key West, Florida, on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted,

that the Trustees accept the offer of \$200.00 an acre for the land and confirm sale in favor of Mr. Sutcliffe.

MONROE COUNTY - On June 12, 1956, the Trustees considered offer of the appraised price of \$400.00 an acre from J. Robert Wood, the adjacent upland owner, for purchase of a parcel of bay bottom land in the Bay of Florida, northerly of and adjacent to a part of Government Lot 1, Section 9, Township 66 South, Range 32 East, on Key Vaca, containing 0.8 of an acre, more or less. The land was advertised for objections only and notice of sale was published in the Key West Citizen on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$400.00 an acre and confirm sale in favor of Mr. Wood.

MONROE COUNTY - On June 12, 1956, the Trustees considered offer of the appraised price of \$100.00 an acre from Victor Cawthon on behalf of James L. Knight, adjacent upland owner, for purchase of two parcels of submerged land in Florida Bay, about five (5) miles northeasterly from Marathon, in Sections 30 and 31, Township 65 South, Range 33 East, Parcel "A" containing 2.30 acres, more or less, and Parcel "B" containing 2.48 acres, more or less. The land was advertised for objections only and notice of sale was published in the Key West Citizen on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$100.00 an acre and confirm sale in favor of Mr. Knight.

MONROE COUNTY - On June 5, 1956, the Trustees considered offer of \$300.00 an acre from William R. Nablett, on behalf of First National Bank of Leesburg, adjacent upland owner, for purchase of a parcel of submerged land in the Straits of Florida, in Section 33, Township 63 South, Range 37 East, Upper Matecumbe Key, lying southeasterly of and adjacent to the northerly one-half of Lot 4, Lots 5 and 6, and the southerly one-half of Lot 7, Block 10, Stratton's Subdivision, containing 27.94 acres, more or less.

Explanation was made that the Trustees received appraisals of \$500.00 and \$300.00 an acre for a portion of the land applied for and, after consideration, agreed to accept \$300.00 an acre for the entire tract.

The land was advertised for objections only and notice of sale was published in the Coral Tribune of Key West, Florida, on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$300.00 an acre and confirm sale in favor of the First National Bank of Leesburg, Florida.

PINELLAS COUNTY - On June 5, 1956, the Trustees considered offer of \$250.00 an acre from Leo Butler, on behalf of Mr. and Mrs.

Fred K. Biel, for purchase of a parcel of submerged land in Old Tampa Bay, at Safety Harbor, in Section 3, Township 29 South, Range 16 East, lying southeasterly of and across Bayshore Drive from Lots 1, 2 and 3, Block 22 of the Replat of South Green Springs Subdivision, containing 1.72 acres, more or less. The land was advertised for objections only and notice of sale was published in the Clearwater Sun on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no specific objections were filed to the sale, only general protests to sale of any submerged land in Pinellas County.

Motion was made, seconded and adopted, that the Trustees pass for further consideration the application from Mr. Biel.

PINELLAS COUNTY - On June 5, 1956, the Trustees considered offer of the appraised price of \$250.00 an acre from Lancelot E. Wilson, on behalf of Mr. and Mrs. E. R. Yagle and William H. Rankin, adjacent upland owners, for purchase of submerged land in Old Tampa Bay, Safety Harbor, in Section 22, Township 28 South, Range 16 East, lying southerly of and adjacent to Lots 5 and 7, Block 1 of West Oldsmar Subdivision, Section No. 1, containing 1.77 acres, more or less. The land was advertised for objections only and notice was published in the Clearwater Sun on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no specific objections were filed to the sale, only general protests to sale of any submerged bottoms in Pinellas County.

Motion was made, seconded and adopted, that the Trustees pass for further consideration the application from Mr. and Mrs. Yagle and Mr. Rankin.

SARASOTA COUNTY - On June 12, 1956, the Trustees considered offer of the appraised price of \$250.00 an acre from Thomas W. Butler, on behalf of W. H. and Kathryn Reagle and Edward B. Ball, adjacent upland owners, for purchase of a parcel of submerged land in Sarasota Bay in Section 6, Township 37 South, Range 18 East, lying west of and adjacent to the north 400 feet of Lot 6 of the Diagram of the Estate of Peter Hansen, deceased, containing 4.8 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Sarasota Herald on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$250.00 an acre and confirm sale in favor of Mr. and Mrs. Reagle and Mr. Ball, the deed to carry the restrictive covenant with reference to filling.

SARASOTA COUNTY - On June 12, 1956, the Trustees considered offer of the appraised price of \$100.00 from Martin R. Harkavy, adjacent upland owner, for a parcel of submerged land in Bayou Hanson in Section 1, Township 37 South, Range 17 East, containing 0.147 of an acre, more or less. The land was advertised for objections only and notice of sale was published in the Sarasota Herald on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$100.00 for the parcel of land and confirm sale in favor of Mr. Harkavy, the deed to carry

the restrictive clause with reference to filling.

SARASOTA COUNTY - On June 12, 1956, the Trustees considered offer of the appraised price of \$125.00 an acre from Leo Wotitzky on behalf of Wellington Quirk and Elsie G. Quirk, adjacent upland owners, for purchase of a parcel of submerged land in Lemon Bay in Section 25, Township 40 South, Range 19 East, lying southeasterly of and adjacent to Lot 4, Block 5, Block "V", and that part of Block "Y" south of Perry Street, according to the plat of Englewood, containing 2.54 acres, more or less. The land was advertised for objections only and notice of sale was published in the Sarasota Herald on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$125.00 an acre and confirm sale in favor of Mr. Wotitzky's clients, the deed to carry the restrictive clause with reference to filling.

SARASOTA COUNTY - On June 12, 1956, the Trustees considered offer of the appraised price of \$175.00 an acre, or \$100.00 minimum per parcel, from Kenneth E. Brown, on behalf of Eustace deCordova, Wells Murphey, G. Grant McKeough and F. Sewell McKeough, adjacent upland owners, for purchase of three parcels of submerged land in Little Sarasota Bay, in Section 26, Township 38 South, Range 18 East, containing 0.92 of an acre in parcel one, 0.51 of an acre in parcel two, and 0.45 of an acre in parcel three, making a total of 1.88 acres, more or less. The land was advertised for objections only and notice of sale was published in the Sarasota Herald on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$100.00 for each parcel and confirm sale to the three clients of Mr. Brown, the deeds to contain the restrictive clause in reference to filling.

SARASOTA COUNTY - On June 12, 1956, the Trustees considered offer of the appraised price of \$200.00 an acre from C. L. McKaig, on behalf of Carlyle A. Luer and Jane P. Luer, his wife, adjacent upland owners, for purchase of a parcel of submerged land in Sarasota Bay in Section 31, Township 36 South, Range 18 East, lying westerly of and adjacent to Lot 9 and the S $\frac{1}{2}$ of Lot 10 Shoreland Woods, containing 1.39 acres, more or less. The land was advertised for objections only and notice of sale was published in the Sarasota Herald on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$200.00 an acre and confirm sale in favor of Mr. and Mrs. Luer, the deed to carry the restrictive clause with reference to filling.

VOLUSIA COUNTY - On June 5, 1956, the Trustees considered offer of the appraised price of \$700.00 an acre from John E. Chisholm, on behalf of George E. and Ethel E. Lear, adjacent upland owners, for purchase of two parcels of submerged land in Indian River North, in Section 33, Township 17 South, Range 34 East,

lying northeasterly of and across Riverside Drive from Lot 22 in Mendell's Subdivision, containing a total of 0.53 of an acre, more or less. The land was advertised for objections only and notice of sale was published in the DeLand Sun News on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$700.00 an acre and confirm sale of the land in favor of George E. and Ethel E. Lear.

VOLUSIA COUNTY - On June 5, 1956, the Trustees considered offer of \$450.00 an acre from Robert H. Matthews, on behalf of Walter H. Knapp, adjacent upland owner, for purchase of a parcel of submerged land in Indian River North, in Section 33, Township 17 South, Range 34 East, lying northeasterly of and across Riverside Drive from Lots 1 and 2, Block 14 of Totem Park, containing 0.42 of an acre, more or less. The land was advertised for objections only and notice of sale was published in the DeLand Sun News on June 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$450.00 an acre and confirm sale in favor of Mr. Knapp.

VOLUSIA COUNTY - On June 12, 1956, the Trustees considered offer of the appraised price of \$400.00 an acre from Robert H. Matthews, on behalf of Charles T. Tomlin, adjacent upland owner, for purchase of a parcel of submerged land in Indian River North, in Section 33, Township 17 South, Range 34 East, lying northeasterly of and adjacent to the north 50 feet of Block 13, Totem Park, containing 0.45 of an acre, more or less. The land was advertised for objections only and notice of sale was published in the DeLand Sun News on July 6, 13, 20, 27 and August 3, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$400.00 an acre and confirm sale in favor of Mr. Tomlin.

Request from Henry Blount, county attorney, on behalf of Duval County, was presented to the Trustees July 17, 1956, for acquisition of a spoil area formerly leased to James Landon under Lease No. 1029, now cancelled. The Trustees agreed to grant the land to the county, and it is recommended that the grant be made in the form of a dedication to the county for park purposes. The land is commonly known as Mud Island in the St. Johns River, near the Matthews Bridge in Township 2 South, Range 27 East, and comprises a total of 4 acres.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees approve dedication of the four (4) acres on Mud Island to Duval County for park purposes.

Request was presented from W. H. Brundyge for an extension of two years on his Sand Lease No. 662 which will expire September 1, 1956. The lease covers that portion of the Ochlockonee River which lies adjacent to and touches the SE $\frac{1}{4}$ of Section 13, Township 2 North, Range 2 West, Gadsden and Leon Counties.

The Land Agent recommends that terms of the lease be defined

by the Trustees.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees authorize execution of a new lease for a period of two years, commencing September 1, 1956, at the same rental as the former lease, but with the cancellation clause to be included.

W. M. Johnson, on behalf of W. M. McDonough and Ann M. McDonough, his wife, offers \$100.00 minimum for 0.2 of an acre of bay bottom land adjacent to their upland property on Sugarloaf Shores, Section 3, Township 67 South, Range 27 East, Monroe County.

Motion was made by Mr. Mayo, seconded by Mr. Green and adopted, that the Trustees agree to have the land advertised for objections only based on offer submitted.

William H. Beardall, on behalf of Walter B. Vaughn and Dorothy J. Vaughn, his wife, offers a minimum of \$100.00 for 0.12 of an acre of reclaimed lake bottom land on Lake Conway, adjacent to their upland property in Conway Gardens, Section 20, Township 23 South, Range 30 East, Orange County.

Motion was made by Mr. Mayo, seconded by Mr. Green and adopted, that the Trustees accept the offer from Mr. Vaughn and authorize conveyance of the land without advertising.

Wesley L. Moore offers the appraised price of \$30.00 per lot for Lots 5, 8, 10, 11 and 12, Block 189, Section 21, Township 37 South, Range 35 East, Okeechobee County.

Motion was made by Mr. Mayo, seconded by Mr. Green and adopted, that the Trustees agree to advertise the lots for competitive bids, starting with the offer of \$30.00 per lot.

Mr. Elliot reported that under agreement with the law firm of Hunt, Salley and Roman, of Miami, Florida, in August 1949, it was agreed to pay said attorneys a retainer of \$2,000.00 and, upon successful termination of the litigation in the case of Claughton vs. Trustees of Internal Improvement Fund, et al. (Burlingame Island), a contingent fee of \$2000.00 would be paid. It was further explained that the litigation was long drawn out and involved considerable work that could not be foreseen, caused by intervention of two other suits. The attorneys feel that they are entitled to reasonable compensation for the extra-ordinary work and time involved.

Mr. Elliot stated that this subject has been discussed with the Attorney General, and it is recommended that the contingent fee of \$2000.00 be paid now and an additional \$1000.00 for the extra work performed in this litigation.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees authorize payment to Richard H. Hunt in amount of \$3,000.00 as recommended.

Mr. Elliot reported as information that several letters have come in from individuals, and a resolution from the Town of Gulfport, Florida, protesting sale of 1,750 acres, more or less, in Pinellas County in the Pine and Cabbage Keys area. This area, among others, was the subject of a hearing held in Clearwater August 9 by the Pinellas County Water and Navigation Control Authority in reference to an area of water bottoms applied for by Hyman and Irving Green and Bradley Waldron. Mr. Elliot also stated that he had asked Mr. Turner Wallis to attend this meeting on behalf of the Trustees; that he had done so and will make report later. A full transcript of the meeting will be furnished the Trustees.

The protests and report were ordered held for future reference when the applications are presented.

Mr. Elliot presented the following bids received for printing the minutes of the Trustees, Volume 30 covering the period July 1, 1954 to June 30, 1956:

Artcraft Printers, Tallahassee, Florida	\$10.10	per page
Bulkley-Newman Printing Co., " "	11.77	" "
General Office Equipment Co., " "	7.75	" "
The H. & W. B. Drew Co., Jacksonville, Florida	10.83	" "
Robinson's Inc., Tallahassee, Florida	9.50	" "
Rose Printing Co., " "	8.75	" "

Mr. Elliot explained that the low bid was made by an out-of-town company, and that it would be more convenient to have the work done in town. Attorney General Ervin made the suggestion that if there is a feeling that the low bidder cannot meet the specifications, it might necessitate having the matter brought up when the Governor and the other member of the board can be present, and have the bidder in question make a statement, as every time the boards deviate from the rule of accepting the low bid, there is criticism. Mr. Ervin suggested that the Trustees approve the low bid now or postpone action until a further hearing can be had to get an indication as to whether or not the low bidder can meet the specifications.

At the suggestion of Comptroller Green it was ordered that the bids be held until next week and Mr. Elliot be requested to contact the low bidder to ascertain whether or not he can meet the specifications as to time limit.

Following the meeting, Mr. Elliot contacted the low bidder, represented by General Office Equipment Company, and was given satisfactory assurance that the specifications would be met and bond deposited with the Trustees as required.

The three members of the Trustees present today, Attorney General Ervin, Comptroller Green and Commissioner Mayo, were contacted by telephone and, upon advice from Mr. Elliot that the bid was satisfactory, approved acceptance of the low bid of \$7.75 per page, submitted by R. L. Wilson representing The Franklin Press, Inc., of Miami, Florida.

Request was presented from the Board of Commissioners of State Institutions that the Trustees of the Internal Improvement Fund accept the low bid of P. O. Riley, painting contractor of Tallahassee, in amount of \$4,790.00 for making repairs and painting the Whitfield Building in Capitol Center, as recommended by the Construction Division of the Board.

Motion was made, seconded and adopted that the Trustees authorize payment to Mr. Riley of \$4,790.00 when repairs and painting of the Whitfield Building have been completed.

Financial Statements for the month of July are as follows:

UNDER CHAPTER 610

Balance as of July 1, 1956	\$165,929.28
Receipts for the Month:	
Land Sales	145,278.31
Quitclaim Deeds	281.00
Fill Material	37.50
Revenue Bonds	396,387.30
Advertising Refunds	469.48
Certified Copy of Trustees Minutes	10.00
Sand and Shell Leases	16,235.07
Timber Leases	42.80
Oil Leases	12,208.16

Mineral Leases	100.00	
Farm Leases	5,664.70	
Miscellaneous Leases	736.00	
Total Receipts for the Month of July, 1956		577,450.32
GRAND TOTAL		743,379.60
Less Disbursements for the Month of July, 1956		554,002.12
BALANCE AS OF JULY 31, 1956		189,377.48

DISBURSEMENTS FOR THE MONTH OF JULY, 1956

Date	Warrant No.	Payee	Amount
7-11-56	003287	Lake Apopka Recr., Water Conserv. and Control Authority	30,000.00
	003288	Douglad L. McMillian & Bonnie C. McMillian	26,400.00
	003289	Charles F. Wells & Sadie M. Wells	31,565.00
7-16-56	006676	Southeastern Telephone Co.	155.45
	006677	Western Union Telegraph Co.	6.50
	006678	Standard Oil Company	3.53
	006679	Shell Oil Company	13.09
	006680	The Key West Citizen	26.06
	006681	The Clearwater Sun	19.93
	006682	Stuart Daily News	29.90
	006683	Sarasota Herald-Tribune	31.05
	006684	The Pensacola New-Journal Co.	51.10
	006685	Tallahassee Democrat	50.60
	006686	The Miami Herald	63.00
	006687	J. E. Pierce	83.08
	006688	C. B. Arbogast	25.00
	006689	A. B. Fogarty	100.00
	006690	Satasota Appraisal Service	35.00
7-17-56	007085	E. O. Rolland	39.50
	007086	Fred M. Burns	32.70
7-23-56	012662	City of Cocoa	100,000.00
	012663	C. F. McCall & Ophelia McCall	16,194.25
	011627	J. Edwin Larson, State Treas.- Tr. to State School Fund	21,439.73
	011628	J. Edwin Larson, State Treas.- Tr. to St. Bd. Conservation	14,459.70
7-27-56	016408	City of Cocoa	100,000.00
7-31-56	017326	Prentiss Huddleston & Associates	5,859.00
	007728	F. C. Elliot	835.30
	007729	W. T. Wallis	398.20
	007730	H. G. Morton	485.90
	007731	A. R. Williams	473.14
	007732	A. C. Bridges	392.43
	007733	C. L. Vocelle	182.40
	007734	M. O. Barco	404.62
	007735	J. L. Dedge	355.10
	007736	H. R. Reeves	180.80
	007737	B. G. Shelfer	269.31
	007738	S. Wells	379.62
	007739	C. M. Greene	49.35
	007740	R. N. Landers	27.41
	007741	Blue Cross of Florida Inc.	23.15
	007742	Wilson Life Insurance Company	22.38
	007743	State Retirement	334.74
	007744	Federal Tax	764.90
	17325	Ray E. Green	96.86
	018473	J. D. Moriarty	145.50
	018474	Oklawaha Basin Recreation Water Conservation	75,000.00
	019216	State Office Supply Company	100.00
	020931	Capital Office Equipment Co.	7.83
	020932	William E. Swoope, Jr.	90.00
	020933	J. Alex Arnette, CCC	4.46
	020934	The Clearwater Sun	15.33
	020935	The Key West Citizen	38.33

020936	The Coral Tribune	17.10
020937	Sarasota Herald-Tribune	34.50
020938	A. B. Fogarty	175.00
020939	Geo. F. Brass	75.00
020940	C. B. Arbogast	25.00
020941	The Key West Citizen	46.00
020942	Fort Pierce Newspapers, Inc.	14.95
020943	The Coral Tribune	16.10
020944	News-Press Publishing Company	31.05
020945	The Clearwater Sun	15.33
020946	The DeFunlak Herald	13.80
020947	Sarasota Herald-Tribune	26.45
020948	DeLand Sun News	20.70
020949	The Bradenton Herald	33.73
022369	Jeanne DeCamps Joseph	45,697.18
022370	Alex Strauss	80,000.00

TOTAL DISBURSEMENTS FOR MONTH OF JULY, 1956 \$554,002.12

U. S. G. S. COOPERATIVE FUND

Balance as of July 1, 1956	\$ 225.00
Receipts	- 0 -
Disbursements	- 0 -
Balance as of July 31, 1956	\$ 225.00

UNDER CHAPTER 18296

Receipts to General Revenue:	
7-16-56	\$ 4,087.35
7-25-56	197.00
Total Receipts for the Month	4,284.35

Disbursements from General Revenue:	
7-31-56 003991 E. Hewitt	\$ 391.41
003992 M. C. Pichard	297.55
003993 Provident Life & Accident Insurance Company	7.75
003994 State Retirement	28.32
003995 Federal Tax	85.80

Total Disbursements for the Month \$ 810.83

SUBJECTS UNDER CHAPTER 18296

Alachua County - Roosevelt Young requests release of oil and mineral reservations in Alachua County Deed No. 1154 dated July 17, 1944, conveying the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18, Township 8 South, Range 19 East, containing 40 acres. Applicant offers \$5.00 for said release.

Mr. Elliot explained that according to the policy and rules of the Trustees the request is not in order.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees decline to release the reservations for the reason that the acreage involved is far greater than allowed under the Trustees' rules.

Hillsborough County - The Board of County Commissioners makes an offer of \$150.00 for conveyance of land previously conveyed to the county under Chapter 21929 for public purposes only. Under a special act of the 1955 Legislature the county sold the land into private ownership, but question has arisen as to the validity of the act and the county is requesting deed from the state without the public purpose clause.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees deny the request for the reason that there is question as to the validity of the special act and the Trustees take the position that the county has violated the provisions of the deed.

Richard W. Ervin
ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST: *J. H. Evans*
SECRETARY

**

**

**

**

Tallahassee, Florida
August 21, 1956

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Minutes of the Trustees of the Internal Improvement Fund dated July 31, 1956, were presented.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees approve the minutes as presented.

Mr. Ferguson presented request from Marshall Ader of Miami, Florida, for a hearing August 28, on the purchase of submerged lands in Biscayne Bay, Dade County, applied for by him on behalf of clients. The 28th being the meeting at which a number of sales will have to be considered, the Land Agent was requested to arrange another date for the hearing which will be satisfactory with the Trustees, Mr. Ader and Judge R. H. Hunt, with notice of such date to be sent to Mr. E. W. Gautier.

Proposal was submitted from E. Lisenby for purchase of large areas of submerged land in East Bay and Escambia Bay, Escambia County, for the purpose of constructing an island, canal and bridges and for industrial purposes.

Mr. Ferguson explained that the plans outlined appeared to interfere with navigation and the rights of upland proprietors, and recommends that the application be denied.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees decline the application from Mr. Lisenby.

Humble Oil and Refining Company requests that the Trustees advertise for sale under Chapter 22828, Laws of Florida, Acts of 1945, an oil, gas and mineral lease covering the reserved interest held jointly by the State Board of Education and the Trustees of the Internal Improvement Fund in the following sections in Hendry County, Florida, the title to said land having been conveyed to the United States in trust for the Seminole Indians:

Section 16, Township 48 South, Range 33 East,
Section 16, Township 48 South, Range 34 East.

Motion was made, seconded and adopted, that the Trustees advertise the reserved interest in the land for lease, subject to sealed competitive bids.

The following applications were presented for purchase of state land:

Highlands County - Robert M. Crawford offers the appraised price of \$40.00 an acre for the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 14, Township 38 South, Range 30 East;

Lake County - L. T. Johnson offers \$25.00 an acre, which is in excess of the appraised price, for purchase of that part of Government Lot 7 West of Shell Creek, Section 25, Township 17 South, Range 29 East.

Motion was made by Mr. Mayo, seconded by Mr. Larson and adopted, that the Trustees agree to advertise the land in Highlands and Lake Counties for competitive bids, based on the offers submitted, applicant for the land in Lake County to furnish map of survey and legal description.

The following applications were presented from adjacent upland owners for purchase of submerged land:

Monroe County - Dr. John A. Orris offers the appraised price of \$100.00 an acre for 4 acres adjacent to his upland property in Section 19, Township 65 South, Range 34 East, at Grassy Key; and

Monroe County - G. A. Crawshaw, on behalf of Edward and Harriet U. Leitner, offers the appraised price of \$250.00 an acre for 0.7 of an acre of submerged land adjacent to their upland property in Section 6, Township 62 South, Range 39 East.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for objections only, based on the offers submitted.

H. L. Thompson, on behalf of Louis A. Jacobsen and Viola Jacobsen of Largo, Florida, makes application to purchase 9.91 acres of submerged land in the vicinity of "The Narrows" and the Town of Indian Rocks South Shore, Township 30 South, Range 15 East, Pinellas County.

The Land Agent recommends that the application be denied as the area applied for lies within the reserved right of way of fairway for Intracoastal Waterway through "The Narrows", said right of way being 750 feet on each side of the centerline of said waterway.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees deny the application from Mr. Thompson on behalf of his clients.

At the meeting of the Trustees August 14, two sales of Pinellas County land advertised for consideration on that date were passed over due to general objections filed. The Land Agent reports that no specific objections have been filed and recommends that the following sales be approved:

- (1) A parcel of submerged land in Old Tampa Bay, at Safety Harbor, in Section 3, Township 29 South, Range 16 East, containing 1.72 acres, more or less. This parcel was applied for by Leo Butler on behalf of Mr. and Mrs.

Fred K. Biel, adjacent upland owners, who offered the appraised price of \$250.00 per acre.

- (2) A parcel of submerged land in Old Tampa Bay, at Safety Harbor, in Section 22, Township 28 South, Range 16 East, containing 1.77 acres, more or less. This parcel was applied for by Lancelot E. Wilson, on behalf of Mr. and Mrs. E. R. Yagle and William H. Rankin, the adjacent upland owners, who offered the appraised price of \$250.00 per acre.

Motion was made, seconded and adopted, that the Trustees accept the offers submitted by the above applicants - \$250.00 an acre - and confirm sale in favor of clients of Mr. Butler and Mr. Wilson.

The Board of Commissioners of Sebastian Inlet District, Brevard County, requests that the Trustees accept no applications for sale of land near Sebastian Inlet pending completion of plans for improvement to the inlet and requirements for spoil areas. The District also applies for acquisition of submerged areas for purposes of the inlet.

Upon recommendation from the Engineer and Secretary, motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees withdraw from sale the submerged land for one-half mile each side of the Inlet, pending completion of plans for the proposed improvement, and that application to purchase be considered when plans have been completed and description of the land furnished the Trustees.

Letter was presented from General Gilbert A. Youngberg calling attention to an item carried in the Jacksonville Times Union to the effect that Duval County Commissioner J. B. Mallard would like to have the name "Mud Island" changed, and asks for suggestions as to a new name. General Youngberg has suggested the name "Peyton Island", in recognition of the long and valuable service rendered by John R. Peyton in the U.S. Engineer Office from 1909 to 1952, and the same recommendation has been made to the County Commissioners of Duval County.

Motion was made, seconded and adopted, that the Trustees concur in changing the name of Mud Island to Peyton Island, provided the change is satisfactory to the County Commissioners.

Mr. Elliot reported that objections are being filed with the Trustees to the sale of submerged bottoms in Pinellas County referred to as approximately 1800 acres known as Tierra Verde area. Formal application to purchase this tract has not been made to the Trustees.

Attorney General Ervin presented two letters on the subject, one from the St. Petersburg Independent, approving the sale, and the other from the Women's Democratic Club protesting the sale.

The letters were ordered filed for consideration when the application has been received.

The Trustees were advised that the Board of Commissioners of State Institutions has authorized reimbursement of \$5,859.00 paid by the Trustees to Prentiss Huddleston and Associates for architectural services in connection with Headquarters Building, Department of Public Safety.

The Trustees directed that request for reimbursement be made as authorized.

Mr. Terry Lee, Coordinator, stated to the Board of Commissioners of State Institutions that there has been some confusion with

reference to a bid awarded by the Trustees of the Internal Improvement Fund last week for printing minutes. The following presentation was made to the Board of Commissioners:

Representative Mallory Horne of Leon County, as attorney for Tallahassee Printers Association, appeared before the Board and stated the low bid for said printing was made by an Office Supply Company, with no disclosure of the principal, and urged that the Cabinet, in the future, accept bids only from printing firms and stated that this is a requirement of the law.

Attorney General Ervin agreed that it is advisable that the name of the printing firm be disclosed at the time of making a bid, as the State Agency has the duty of selecting a responsible bidder; that in this instance the low bid was bona fide, the agency was disclosed, and the agent offered to do the work for One Dollar per page cheaper than the second low bidder, and suggested that Mr. Wilson explain the matter.

Mr. R. L. Wilson, owner of General Office Equipment Company of Tallahassee and agent for Franklin Press of Miami, stated that his secretary, by mistake, wrote the bid on stationery of General Office Equipment Company instead of Franklin Press stationery, which has caused the criticism.

Without objection the Board agreed that the future policy of the Cabinet will be that the principal must participate jointly with his agent in submitting bids for printing, or state specifically that he will be bound by the terms offered by his agent.

Motion was made, seconded and adopted, that the Trustees confirm action taken August 14, 1956 awarding to the Franklin Press, Inc., of Miami, Florida, the bid for printing minutes of the Trustees at the rate of \$7.75 per page based on specifications furnished the bidder.

At a joint meeting of the State Board of Conservation and the Trustees of the Internal Improvement Fund, Attorney General Ervin called attention to a number of telegrams received in his office from parties in the Pensacola area protesting salvage operations on the battleship "Massachusetts". Protests are based on the fact that fishing in waters of the bay is being disturbed by said operations. Mr. Ervin reported further that Mr. Elliot, Engineer and Secretary of the Trustees, had called the Navy Department in Pensacola and the District Engineer, Department of the Army, in Mobile, Alabama, for information with reference to the salvage operation and was told by the District Engineer that a permit had been issued to the Southern Scrap Metal Company of New Orleans, Louisiana, that the United States would interpose no objections to salvage operations on the Massachusetts, located on the eastern tip of Caucus Shoals westward of the entrance, in the Gulf of Mexico, to Pensacola Bay, the said ship having been abandoned by the Navy sometime ago. It was further brought out that the old Battleship was sunk in 1922, about two (2) miles off-shore, at the mouth of Pensacola Harbor.

After further discussion, motion was made by Mr. Ervin, seconded by Mr. Green and adopted, that the Trustees of the Internal Improvement Fund join the State Board of Conservation in taking the necessary procedure against dismantling and removal of the battleship Massachusetts, lying outside the waters of Pensacola, and if lawful to do so that the two boards, through the Attorney General, the Conservation director and Mr. Elliot, try to prevent the salvage operations. It was so ordered.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following salaries and necessary and regular expenses be approved for payment:

F. C. Elliot, Engineer and Secretary	\$1050.00
W. T. Wallis, Engineer	500.00
H. G. Morton, Fiber Technologist	625.00
V. H. Ferguson, Land Agent	500.00
A. R. Williams, Assistant Engineer	597.92
A. C. Bridges, Auditor	515.00
C. L. Vocelle, Attorney	250.00
M. O. Barco, Secretary-Clerk	524.17
J. L. Dedge, Secretary-Clerk	460.00
H. R. Reeves, Clerk-Stenographer	108.87
J. C. Conner, Clerk-Stenographer	225.00
B. G. Shelfer, Clerk-Stenographer	338.75
C. M. Greene, Rental Agent	52.50
R. N. Landers, Maid	29.16
Jon S. Beazley	469.24
Thaddeus L. Butler	87.00
Benjamin S. Roberts	246.00
H. G. Morton	543.69
Archie Boatwright	23,492.55
General Office Equipment Co.	10.80
Capital Office Equipment Co. Inc.	9.32
Geo. G. Crawford, CCC Leon County	8.00
C. B. Arbogast	25.00
A. B. Fogarty	50.00
The Key West Citizen	18.40
The Clearwater Sun	23.75
The Bradenton Herald	12.27
The Lake City Reporter	13.80
Southeastern Telephone Co.	119.55
Western Union Telegraph Co.	2.28
Frank H. Marks, CCC Broward County	4.20
Ed Scott, CCC Collier County	1.75
United States Post Office	15.00
Sarasota Herald-Tribune	16.10
Tallahassee Democrat	18.40
The Miami Herald	94.50
Fort Lauderdale Daily News	26.45
The Bradenton Herald	32.96
Carl G. Harding	250.00
Frank J. Anderson	150.00
J. Edwin Larson, State Treasurer - Transfer to State School Fund	63,142.96
J. Edwin Larson, State Treasurer - Transfer to State Board Conservation	15,398.97
Richard H. Hunt	3,000.00
Ray E. Green, Comptroller	126.45
General Office Equipment Co.	3.80
Capital Office Equipment Co.	12.00
Carl Gosbee	110.00
The Miami Herald	119.70
News-Press Publishing Co.	17.25
DeLand Sun News	48.30
C. P. Mason	58.80
R. M. McLane	22.05
J. D. Moriarty	22.25
A. R. Williams	64.20
Total	\$113,664.11

SUBJECTS UNDER CHAPTER 18296

Request was presented from the Board of County Commissioners of Hillsborough County for issuance of Hillsborough County Deed No. 625-Suppl.-Cor. for the purpose of including certain certificates which were omitted from original Deed No. 625.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees approve issuance of corrective deed in favor of Hillsborough County as requested, the Attorney

General's office having approved such action.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following salaries and bills be approved for payment:

E. Hewitt, Clerk-Bookkeeper	\$ 472.08
M. C. Pichard, Secretary-Clerk	338.75
E. Hewitt	27.90
Bulkley-Newman Printing Co.	85.00
Wyatt's Business Machines	23.00
General Office Equipment Co.	7.95
Total	\$ 954.68

Upon motion duly adopted, the Trustees adjourned.

LaRoy Collins
GOVERNOR - CHAIRMAN

ATTEST: *J. H. Ervin*
SECRETARY

** ** ** **

Tallahassee, Florida
September 4, 1956

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

Present: LaRoy Collins, Governor
Ray E. Green, Comptroller
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Minutes of the Trustees dated August 7 and 14 were presented for approval.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees approve the minutes as presented.

Mr. Ferguson reported that the following sales were advertised to be held August 28, but a quorum of the Trustees was not present and competitive bids were received and objections filed, with disposition to be made on this date.

DADE COUNTY - On July 10, 1956, the Trustees considered offer of the appraised price of \$600.00 from Frank M. Buchanan for purchase of Lot 1, Section 21, Township 58 South, Range 41 East, containing 0.98 of an acre. The land was advertised for competitive bids starting at \$600.00 for the lot, and notice of sale was published in the Miami Herald on July 27, August 3, 10, 17 and 24, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the board room on date advertised and competitive bidding resulted in a high bid of \$760.00 for the lot from John C. Cutting and Samuel B. Berger. The Bid was held for action by the Trustees on this date.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$760.00 and confirm sale in favor of John C. Cutting and Miami Collection Agency, Inc.

OKEECHOBEE COUNTY - On June 26, 1956, the Trustees considered offer of the appraised price of \$35.00 per lot from Mrs. Esther Draughton for purchase of Lots 13 to 20 inclusive, Block 9, and Lots 1, 3, 4, and 13 to 20 inclusive, Block 12, of Southwest Addition to Okeechobee, in Sections 16 and 21, Township 37 South, Range 35 East. The land was advertised for competitive bids, starting with the offer of \$35.00 per lot, and notice of the sale was published in the Okeechobee News on July 20, 27, August 3, 10 and 17, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the Board Room on date advertised and competitive bids were made on separate lots, and then on lots as a whole, resulting in a high bid for all the lots of \$1,710.00 from John C. Cutting and Samuel B. Berger, on behalf of John C. Cutting and Miami Collection Agency, Inc.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$1,710.00 and confirm sale in favor of Mr. Cutting and Miami Collection Agency, Inc.

BREVARD COUNTY - On June 26, 1956, the Trustees considered offer of the appraised price of \$200.00 an acre from Edward M. Poe, on behalf of Lura C. Poe, the adjacent upland owner, for purchase of 4.1 acres of submerged land in Section 34, Township 21 South, Range 35 East and in Section 3, Township 22 South, Range 35 East. The land was advertised for objections only and notice of sale was published in the Star Advocate of Titusville, Florida, on July 20, 27, August 3, 10, and 17, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out on date advertised and objections were filed to the sale by Mrs. Florence Robbins.

Motion was made, seconded and adopted, that action be deferred on this sale and a date set for September 18 to hear objections.

BREVARD COUNTY - On July 3, 1956, the Trustees considered offer of the appraised price of \$150.00 an acre from J. J. Parrish, Jr., on behalf of the adjacent upland owner for purchase of a parcel of submerged land in the Indian River lying easterly of and adjacent to Fractional Section 13, Township 23 South, Range 35 East, and Fractional Section 18, Township 23 South, Range 36 East, containing 32.1 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Star Advocate of Titusville, Florida, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

See
Minutes
of Sept.
18, 1956
confirm-
ation of
sale.

Description of the land was called out in the Board Room on August 28, 1956, and objections to the sale were filed by Mr. and Mrs. Louis Bard.

Motion was made, seconded and adopted, that action be deferred on this sale and a date set for September 18 to hear objections.

COLLIER COUNTY - On June 26, 1956, the Trustees considered offer of the appraised price of \$7,312.00 from Robert A. Scott, on behalf of Collier Development Corporation, the adjacent upland owner, for purchase of a parcel of formerly submerged land in Sections 10, 11 and 15, Township 50 South, Range 25 East, lying between Government Lot 5 and Government Lots 4 and 6 of said Section 10, between Government Lots 2 and 3 and Government Lot 4 of said Section 11, and between Government Lot 1 and Government Lot 2 of Section 15, containing 72.75 acres, more or less. The

land was advertised for objections only and notice of sale was published in the Collier County News on July 20, 27, August 3, 10 and 17, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the Board Room on the date advertised, and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$7,312.00 and confirm sale in favor of Collier Development Corporation.

DUVAL COUNTY - On July 3, 1956, the Trustees considered offer of the appraised price of \$250.00 an acre from Adair, Ulmer, Murchison, Kent & Ashby, on behalf of National Container Corporation, for the purchase of a parcel of land now being submerged or bottom land below the high water mark of the St. Johns River, contiguous to a part of the Charles F. Sibbald Grant in Section 50, Township 1 South, Range 27 East, the point of reference being more particularly described as commencing at a concrete monument located in the northerly line of Meta Street, formerly known as Magnolia Avenue, on replat of Talleyrand Townsite, and thence by metes and bounds description. The land was advertised for objections only, and notice of sale was published in the Florida Times Union on July 20, 27, August 3, 10 and 17, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out in the Board Room on the date advertised, and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$250.00 an acre and confirm sale in favor of National Container Corporation.

MANATEE COUNTY - On June 19, 1956, the Trustees considered offer of the appraised price of \$225.00 an acre from C. L. McKaig, on behalf of Erwin Gremli, II, Erwin Gremli and Memie M. Gremli, his wife, and Harvey C. Church and Ruth R. Church, his wife, adjacent upland owners, for purchase of a parcel of submerged land in Sarasota Bay, in Section 27, Township 35 South, Range 17 East, lying southwesterly of a tract of upland described as beginning at a point 1725 feet west of the Northeast corner of said Section 27, thence West on the section line 602 feet, more or less, to the mean high water mark of Sarasota Bay, thence southeasterly along the mean high water mark to a point south of the point of beginning, thence North 325 feet more or less to the point of beginning. Said parcel of submerged land contains 27.77 acres, more or less. The land was advertised for objections only and notice of sale was published in the Bradenton Herald on July 20, 27, August 3, 10 and 17, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the Board Room on the date advertised, and no objections were filed on date of sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$225.00 an acre and confirm sale in favor of Mr. McKaig's clients.

MANATEE COUNTY - On July 3, 1956, the Trustees considered offer of the appraised price of \$250.00 an acre from F. Onel Rogells on behalf of Longboat Gulf Lodge, Inc., for purchase of a parcel of submerged land in Sarasota Bay in Section 25, Township 35 South, Range 16 East, containing 4.18 acres, more or less. The land was advertised for objections only and notice of sale was published in the Bradenton Herald on July 20, 27, August 3, 10 and 17, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out in the Board Room on date advertised, and no protests were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$250.00 an acre and confirm sale in favor of Longboat Gulf Lodge, Inc.

MANATEE COUNTY - On July 3, 1956, the Trustees considered offer of \$500.00, which is in excess of the appraised price, from Henry Cupi, the adjacent upland owner, for a parcel of submerged land in Sarasota Bay in Section 25, Township 35 South, Range 17 East, lying northeasterly of and adjacent to Tracts 9 and 10 of Plat of Subdivision of Longboat Key, containing 2.18 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Bradenton Herald on July 20, 27, August 3, 10 and 17, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out in the board room on the date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$500.00 for the parcel and confirm sale in favor of Mr. Cupi.

MARTIN COUNTY - On July 10, 1956, the Trustees considered offer of the appraised price of \$200.00 an acre from Evans Crary, on behalf of Frances Langford Evinrude, the adjacent upland owner, for purchase of a parcel of submerged land in the St. Lucie River, in Sections 34 and 35, Township 37 South, Range 41 East, containing 9.55 acres, more or less. The land was advertised for objections only and notice of sale was published in the Stuart News on July 26, August 2, 9, 16 and 23, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out in the Board Room on the date advertised, and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 an acre and confirm sale in favor of Frances Langford Evinrude.

MONROE COUNTY - On June 19, 1956, the Trustees considered offer of \$200.00 an acre from Ralph E. Cunningham, Jr., on behalf of Stanley Switlik, the adjacent upland owner, for purchase of a parcel of submerged land in Boot Key Harbor in Section 10, Township 66 South, Range 32 East, lying southwesterly of and adjacent to Government Lot 4 of said Section 10, containing 5.4 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Coral Tribune of Key West on July 20, 27, August 3, 10 and 17, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out in the Board Room on the date advertised, and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Switlik at the price offered - \$200.00 an acre.

MONROE COUNTY - On June 19, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre from G. A. Crawshaw, on behalf of L. L. Prime, J. B. Prime, J. C. Post and L. L. Green, adjacent upland owners, for purchase of a parcel of submerged land in the Straits of Florida, in Section 33, Township 63 South, Range 37 East, lying southeasterly of and adjacent to Lots 1, 2 and the southwesterly one-half of Lot 4, Block 10, Stratton's Subdivision, containing 2.30 acres, more or less. The land was advertised for objections only and notice of sale was published in the Coral Tribune of Key West, on July 20, 27, August 3, 10 and 17, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the Board Room on the date advertised, and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Crawshaw's clients at the price offered - \$300.00 an acre.

MONROE COUNTY - On June 19, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre from G. A. Crawshaw, on behalf of Clara May Downey, for purchase of a parcel of submerged land in Sections 32 and 33, Township 63 South, Range 37 East, Upper Matecumbe Key, described by metes and bounds description starting from the most northerly corner of Lot "A", according to Plat of Stratton's Subdivision, run southeasterly along the northeasterly boundary of Lot "A", a distance of 855 feet to the high water line on the shore of the Straits of Florida and the point of beginning, containing 2.4 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Coral Tribune of Key West, Florida, on July 20, 27, August 3, 10 and 17, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the board room on the date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Clara May Downey at the price offered - \$300.00 an acre.

MONROE COUNTY - On June 26, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre from G. A. Crawshaw, on behalf of Marie B. Callos, the adjacent upland owner, for purchase of a parcel of submerged land in the Straits of Florida, in Section 28, Township 63 South, Range 37 East, lying southeasterly of and adjacent to Lot 7, Block 12 of Stratton's Subdivision, containing 0.92 of an acre, more or less. The land was advertised for objections only and notice of the sale was published in the Key West Citizen on July 20, 27, August 3, 10 and 17, 1956, with sale to be held on August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out in the Board Room on the date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Marie B. Callos at the price offered - \$300.00 an acre.

MONROE COUNTY - On July 3, 1956, the Trustees considered offer of \$200.00 an acre from W. A. Parrish, on behalf of John D. Gainey, Jr., the adjacent upland owner, for purchase of a parcel of submerged land in the Gulf of Mexico, in Section 24, Township 65 South, Range 33 East, lying northerly of and adjacent to Lot 21, Block 62, Crain's Subdivision of Grassy Key, containing 0.83 of an acre, more or less. The land was advertised for objections and notice of the sale was published in the Key West Citizen on July 20, 27, August 3, 10 and 17, 1956, with sale to be held on August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the board room on date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of John D. Gainey, Jr., at the price offered - \$200.00 an acre.

MONROE COUNTY - On July 3, 1956, the Trustees considered offer of \$100.00 for the parcel from E. Martinez, the adjacent upland owner, for purchase of a parcel of submerged land in the Straits

of Florida, in Section 36, Township 66 South, Range 28 East, lying southeasterly of and adjacent to Lots 7 and 8 of the amended Plat of Summerland Beach, containing 0.41 of an acre, more or less. The land was advertised for objections only and notice of the sale was published in the Key West Citizen on July 20, 27, August 3, 10 and 17, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the Board Room on the date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Martinez at the price offered - \$100.00 for the parcel.

MONROE COUNTY - On July 10, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre from G. A. Crawshaw, on behalf of Boris Golenkow and wife, the adjacent upland owners, for purchase of a parcel of submerged land in Section 15, Township 64 South, Range 36 East, lying southeasterly of and adjacent to Lots 39 and 40, Block 3 of Amended and Extended Plat of Matecumbe Ocean-Bay Subdivision Section 1, containing 0.92 of an acre, more or less. The land was advertised for objections only and notice of the sale was published in the Coral Tribune of Key West, Florida, on July 27, August 3, 10, 17 and 24, 1956, with sale to be held on August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the Board Room on the date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Golenkow and wife at the price offered - \$300.00 an acre.

MONROE COUNTY - On July 10, 1956, the Trustees considered offer of the appraised price of \$500.00 an acre for Parcel "A" and \$350.00 an acre for Parcel "B", from John P. Goggin, on behalf of Ferdinand Pribyl, the adjacent upland owner, for purchase of Parcel "A", being submerged land in Section 27, Township 64 South, Range 35 East, described as commencing at the intersection of the West line of Section 34, said township and range, and the centerline of U. S. Highway No. 1 as existing January 15, 1956, thence by metes and bounds description, and containing 2.5 acres, more or less; and Parcel "B", being submerged land in Section 34, Township 64 South, Range 35 East, described as commencing at the intersection of the West line of Section 34, said township and range, Long Key, and the center line of U. S. Highway No. 1, as existing January 15, 1956, thence by metes and bounds description, containing 2.0 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Coral Tribune of Key West on July 27, August 3, 10, 17 and 24, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the Board Room on date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Pribyl at the price offered - \$500.00 per acre for Parcel "A", and \$350.00 per acre for Parcel "B".

MONROE COUNTY - On July 10, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre from G. A. Crawshaw on behalf of Arthur Lindau and wife, the adjacent upland owners, for purchase of a parcel of submerged land in Section 6, Township 64 South, Range 37 East, southeasterly of and adjacent to the southwesterly 25 feet of Lot 7 and Lot 8 of Caribee Beach Subdivision, and the northeasterly 25 feet of a part of

the William H. Parker Homestead, containing 0.7 of an acre, more or less. The land was advertised for objections only and notice of the sale was published in the Coral Tribune of Key West, on July 27, August 3, 10, 17 and 24, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the board room on the date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Lindau and wife at the price offered - \$300.00 an acre.

PINELLAS COUNTY - On June 19, 1956, the Trustees considered offer of the appraised price of \$250.00 an acre from L. E. Wilson, on behalf of E. B. Holton, the adjacent upland owner, for purchase of a parcel of submerged land in Old Tampa Bay, in Section 3, Township 29 South, Range 16 East, lying southeasterly of and across Bayshore Drive from Lots 3, 4 and 5, Block "D" of Washington-Brennan Subdivision, containing 1.72 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Clearwater Sun on July 20, 27, August 3, 10 and 17, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the board room on the date advertised and no objections were filed to the sale. Approval of Pinellas County Water and Navigation Control Authority is on file.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Holton at the price offered - \$250.00 an acre.

PINELLAS COUNTY - On July 10, 1956, the Trustees considered offer of the appraised price of \$250.00 an acre from Leo M. Butler on behalf of R. L. Rutledge, the adjacent upland owner, for purchase of a parcel of submerged land in Old Tampa Bay in Section 3, Township 29 South, Range 16 East, lying southeasterly of and across Bayshore Drive from Lots 1 and 2, Block 21 of Replat of South Green Springs Subdivision to Safety Harbor, containing 1.08 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Clearwater Sun on July 27, August 3, 10, 17 and 24, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the board room on the date advertised and no objections were filed to the sale. Approval of Pinellas County Water and Navigation Control Authority is on file.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Dr. Rutledge at the price offered - \$250.00 an acre.

SARASOTA COUNTY - On June 19, 1956, the Trustees considered offer of the appraised price of \$200.00 an acre from John R. Wood on behalf of Blanche Travis, the adjacent upland owner, for purchase of a parcel of submerged land in Little Sarasota Bay in Section 20, Township 37 South, Range 18 East, described as starting from the northwest corner of Section 20, said township and range, and thence south along the west line of said Section 20, 97 feet to the centerline of Stickney Point Road (66 feet wide), and thence by metes and bounds description, containing 0.52 of an acre, more or less. The land was advertised for objections only and notice of the sale was published in the Sarasota Herald on July 20, 27, August 3, 10 and 17, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out in the board room on the date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Blanche Travis at the price offered - \$200.00 an acre - conditioned that the deed when issued will carry the restrictive covenant with reference to filling.

SARASOTA COUNTY - On June 19, 1956, the Trustees considered offer of the appraised price of \$125.00 an acre from Kenneth E. Brown, on behalf of Robert N. Jennings, for purchase of a parcel of submerged land in Lemon Bay in Sections 15 and 16, Township 40 South, Range 19 East, lying easterly of and adjacent to the south 183 feet of the north 4462 feet of said Section 16, containing 4.01 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Sarasota Herald on July 20, 27, August 3, 10 and 17, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out in the board room on the date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Robert N. Jennings at the price offered - \$125.00 an acre, conditioned that the deed when issued will contain the restrictive covenant with reference to filling.

SARASOTA COUNTY - On July 10, 1956, the Trustees considered offer of \$100.00 from Thomas C. Lightfoot, the adjacent upland owner, for purchase of a parcel of submerged land in Sarasota Bay, in Section 36, Township 36 South, Range 17 East, and Section 31, Township 36 South, Range 18 East, lying north-easterly of and adjacent to Lots 31 to 34, inclusive, of Bay Island Subdivision, containing 0.28 of an acre, more or less. The land was advertised for objections only and notice of the sale was published in the Sarasota Herald on July 27, August 3, 10, 17 and 24, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the board room on the date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Lightfoot at the price offered - \$100.00 for the parcel, conditioned that the deed when issued will carry the restrictive covenant with reference to filling.

SARASOTA COUNTY - On July 10, 1956, the Trustees considered offer of the appraised price of \$100.00 an acre from R. E. Lowrey on behalf of O. J. Frickeissen and wife, the adjacent upland owners, for purchase of a parcel of submerged land in Government Lot 2, Section 35, Township 40 South, Range 19 East, containing 3.4 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Sarasota Herald on July 27, August 3, 10, 17 and 24, 1956, with sale to be held August 28, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out in the board room on the date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$100.00 an acre and confirm sale in favor of Mr. Frickeissen and wife, conditioned that the deed when issued shall carry the restrictive covenant with reference to filling.

At the meeting August 14, 1956, the Trustees agreed that the time fixed for land sales be changed from 11:00 o'clock A.M. to 10:00 o'clock A.M. It is now requested that the time be

fixed at 10:30 A.M., in view of the fact that the plane schedules into Tallahassee will make it inconvenient for persons desiring to come before the board.

Motion was made, seconded and adopted, that the time for commencing land sales by the Trustees be fixed at 10:30 A.M. affecting any sales to be advertised after September 4, 1956.

Without objection it was agreed that Mr. Elliot and Mr. Ferguson fix a date convenient to Mr. Marshall Ader and Judge Richard H. Hunt for hearing objections to sale of submerged land in Biscayne Bay applied for by Mr. Ader.

Mr. Elliot stated that his report on the subject is ready for presentation, and Mr. Moriarty is working on his.

Mr. Ferguson, Land Agent, requests that he be directed as to the type of proof of ownership to be furnished by upland owners making application to purchase adjacent submerged lands and recommends that applicants be required to submit certificate by a licensed abstract company doing business in the county in which applicant's upland is situated.

Without objection, it was agreed that the procedure suggested by Mr. Ferguson be followed.

Florence H. Vorkeller makes application for a two year extension of her Sand Lease No. 825 expiring September 19, 1956. The land under lease comprises an irregular shaped area 450 feet wide and about 650 feet long, lying immediately north of and connecting with the Federal project channel for Melbourne Harbor, located in Section 2, Township 28 South, Range 37 East, Brevard County. Lessee pays ten cents (10¢) per cubic yard for sand removed.

Motion was made, seconded and adopted, that the Trustees defer action on request for extension and that the Land Agent investigate the price of sand at the present time.

Roy C. Hill, on behalf of Hillcrest Estates, makes application for a perpetual easement on an area extending from mean high water line of U. S. Government Lot 9, Section 8, Township 19 South, Range 20 East, Citrus County, to the mean high water line of U. S. Government Lot 4 of said Section 8. Applicant desires to construct a causeway from Government Lot 4 to Government Lot 9, and island, and his engineer estimates 2000 yards of fill material will be required. He offers \$100.00 for the material.

Mr. Elliot explained that when the lake is at ordinary level the applicant has access from one lot to the other, but with the lake low like it has been for sometime, the only way he could get from one lot to the other would be to construct a causeway. He recommends permission be granted for construction of the causeway conditioned upon applicant being required to provide a channel along each side of the causeway and an opening through the causeway twelve feet (12') wide with elevation not less than three (3) feet above high lake level so that navigation would have free passage.

Motion was made, seconded and adopted, that the Trustees authorize sale of the fill material at the price offered, provided applicant will construct the said causeway with the openings as recommended by Mr. Elliot.

Charles B. Oglesby offers the appraised price of \$125.00 an acre for Government Lots 1 and 2, Section 23, Township 58 South, Range 40 East, containing 48.07 acres, more or less, in Dade County.

Motion was made, seconded and adopted, to decline the bid without prejudice.

Without objection, it was agreed that hereafter the Trustees require applicant to disclose what his purpose is in acquiring the land, for the reason that this information will be of value to the Trustees in making a decision as to the sale.

The following applications were presented for purchase of submerged land adjoining upland property of applicants:

1. Martin County - Harry F. Dyer on behalf of the following clients offers the appraised price of \$100.00 per acre for submerged land lying Easterly of their upland and westerly of the two islands owned by them in the Indian River near Jensen Beach, Florida:
E. C. Wareheim - 6.58 acres;
Herbert A. Hiers and Adeline W. Hiers, his wife - 4.51 acres;
Ralph H. Hiers and Avola B. Hiers, his wife - 1.47 acres;
Glenn W. Cook and Olive V. Cook, his wife - 1.92 acres.
2. Monroe County - Ralph E. Cunningham, Jr., on behalf of Katherine M. Haugen, offers the appraised price of \$300.00 an acre for a parcel of submerged land in Section 4, Township 66 South, Range 33 East;
3. Monroe County - William R. Neblett, on behalf of the First National Bank of Leesburg, Florida, as Trustee under Trust No. 246, offers the appraised price of \$300.00 an acre for one (1) acre of submerged land adjacent to his client's property on Upper Matecumbe Key, Section 28, Township 63 South, Range 37 East;
4. Monroe County - G. A. Crawshaw, on behalf of Isaac J. Koltweit and Irene D. Koltweit, adjacent upland owners, offers the appraised price of \$300.00 an acre for 0.50 of an acre of submerged land in the Florida Straits, in Section 6, Township 64 South, Range 37 East;
5. Monroe County - G. A. Crawshaw, on behalf of Ralph Ruhl, the adjacent upland owner, offers the appraised price of \$300.00 an acre for 0.68 of an acre of submerged land in the Florida Straits, in Sections 5 and 6, Township 64 South, Range 37 East;
6. St. Lucie County - John S. Michaelson offers the appraised price of \$200.00 an acre for 9.13 acres in Section 27, Township 36 South, Range 41 East;
7. Volusia County - William M. Gillespie, on behalf of George Watson Burr and Caroline S. Burr, his wife, offers the appraised price of \$200.00 an acre for 0.52 of an acre adjacent to their upland property in Section 2, Township 18 South, Range 34 East.

Motion was made, seconded and adopted, that the Trustees authorize advertisement of the land applied for in the seven (7) applications for objections only based on the offers made.

Mr. Bradley Waldron of Passagrille, Pinellas County, presented request on behalf of himself, Mr. Hyman Green, and associates, that when his application is submitted for the purchase of the submerged land in Boca Ciega Bay known as the Tierra Verde area, the Trustees advertise the land for objections in the regular manner and if objections are presented on date of sale, that a hearing be arranged and all parties be given an opportunity to be heard.

Upon discussion of the subject, and information from the Land Agent that the application is not in order for presentation, it was agreed that when the application is presented in proper form the Trustees have the land advertised for objections without favor and without prejudice, and if written objections are filed to the sale, the Trustees will then fix a date for a public hearing at which time parties objecting and those defending will have opportunity to be heard; it is understood

that this action does not give any preliminary approval of the sale but is for setting in motion the procedure incident to hearing objections to the sale. The time and place for the hearing will be determined later.

Mr. Floyd Brown, president of the Alliance for Conservation of Natural Resources in Pinellas County, was present and upon being asked if his association would have any objection to the procedure outlined, stated that it would be satisfactory with them. He further stated that they would welcome a chance to debate the question, and if possible they would like the hearing to be held in Pinellas County.

Later during the meeting Mr. Brown reported to the board that the Alliance is not yet ready to recommend a lawyer to make investigation of filling activities in Pinellas County, pursuant to offer from the Governor recently that the Trustees would be willing to employ a lawyer to make such investigation. He called attention to several areas where violations in dredging and filling have been going on. Attention was called to lack of confidence in local officials and disregard of the public interest in conserving the beaches and fishing in the county.

He commended the State Land Use and Control Commission for selecting Boca Ciega Bay as one of three test areas in the state, and urged that the Trustees declare a moratorium on sales of submerged lands in Pinellas County until the State Land Use and Control Commission has had opportunity to make its report to the board. He further brought out that the County Commissioners do not supervise any filling operations or whether or not the fill is being confined to the area for which permit was issued.

Mr. Waldron explained that this application has been pending for a long time, delay in presentation being caused by request from the State Road Department that it be permitted to choose the route through the islands for the road. He urged that the Trustees do not allow the requested moratorium to apply to his application.

In a discussion of the request for a moratorium, Governor Collins expressed the view that the Trustees' experience has been that where a moratorium is put into effect, numerous exceptions arise that should be considered. Generally speaking, the Trustees have put on the brakes in the disposition of lands and have more carefully followed a rigid policy in respect to Pinellas County. At the same time, there have been applications from Pinellas County that are all right and call for action, and rather than deal with a moratorium the board would accomplish the same purpose if they adopted a general policy of not dealing with Pinellas County applications without an opinion from the Land Use and Control Commission. Mr. Waldron remarked that when the Land Use and Control Commission was appointed, it was understood that their investigations would not have any effect on pending applications. His application had been pending for some time and was only held up waiting for decision by the State Road Department as to route for right of way. The route has been agreed upon and he and his associates have donated a right of way 106 feet wide.

Governor Collins replied that he did not say or mean that the Commission's approval would be mandatory, but that he would require a recommendation or a report from the Commission as a part of the record on any application from the Pinellas County area before making a decision as he thought that would be proper procedure since the Commission is making a study of that area. He does not think the applicants should be concerned about obtaining approval of the Land Use and Control Commission.

No formal action was taken on the suggestions, but no dissent was registered.

McKee's Museum of Sunken Treasure, Inc., requests extension to October for annual payment of \$100.00 due June 6, 1956, on

Monroe County Treasure Lease No. 853. The president of the company explained that he has been out of the country for several months and failed to receive notices of rental due.

Motion was made, seconded and adopted, that the Trustees grant extension to October 6, 1956, for payment of rental due in June on Lease No. 853.

Alfred Watterson offers \$50.00, which is in excess of the appraisal, for purchase of Lot 24, Block 132, First Addition to the City of Okeechobee, Okeechobee County.

Motion was made, seconded and adopted, that the lot be advertised for competitive bids starting with the offer of \$50.00 for the lot.

Without objection action was deferred on application from W. J. Steed on behalf of ATCO Properties, Inc. of Orlando, with offer of \$300.00, or \$114.00 an acre, for Lots 1, 2 and 3, Block "E" of Venetian Gardens, containing 0.38 of an acre, more or less, lying in Section 18, Township 23 South, Range 30 East, Orange County.

Dean F. Cox makes application for a two (2) year lease to remove dead oyster shell from Pithlachascotee River from a point east of the bridge on U. S. Highway No. 19, to a point approximately one mile west of the mouth of the river, lying in Sections 30, 31 and 32, Township 25 South, Range 16 East, Pasco County. Information is furnished that the application has the approval of the State Board of Conservation and of the U. S. Engineers.

Motion was made, seconded and adopted, to defer action on the application pending investigation as to the present price for oyster shell.

Wedgeworth Farms, Inc., holder of Farming and Grazing Lease No. 948, requests extension of sixty to ninety days for payment of annual rental in amount of \$1920.00 due August 1, 1956. Lessee advises that heavy obligations are being incurred in developing the land under lease. The Land Office states that the lease is for a period of ten (10) years, the delinquent payment being for the third year, and covers Section 31, Township 43 South, Range 38 East, containing 640 acres in Palm Beach County.

Motion was made, seconded and adopted, that an extension of sixty (60) days be granted Wedgeworth Farms for making payment of \$1920.00 due August 1, 1956, on Lease No. 948.

William Schmidt, the adjacent upland owner, offers the appraised price of \$200.00 an acre for Parcel 1 containing 48.83 acres, and \$100.00 an acre for Parcel 2 containing 101.17 acres, being submerged land in Section 27, Township 36 South, Range 40 East, St. Lucie County.

Motion was made, seconded and adopted, that the application be referred to Mr. Elliot for report as to the area requested.

The State Road Department makes application for an easement for highway purposes across that part of the submerged lands, sand bars, fills, islands and other lands in Pansoffkee Outlet in Section 30, Township 19 South, Range 22 East, lying within 50 feet each side of the centerline for State Road S-475, Section 1855, Sumter County.

Motion was made, seconded and adopted, that the Trustees authorize easement in favor of the State Road Department across the land described.

Motion was made, seconded and adopted, that the Trustees continue payment of salary of \$250.00 per month to Charles Vocelle, Assistant Attorney General, from July 1, 1956, action having been taken August 30, 1955, that Mr. Vocelle be employed for a period of ten (10) months. It was explained that Mr. Vocelle handles legal matters for the Trustees in the Miami area.

Letter was presented from Attorney General Ervin recommending that the Trustees intervene in the suit of Jack V. Stein v. Brown Properties, Inc., a Florida corporation, pending in the Circuit Court of the Eleventh Judicial Circuit, in and for Dade County, Florida, being Chancery Case No. 185,385-J. The suit involves title to 32.7 acres of land in the NW $\frac{1}{4}$ and Lot 1 of Section 33, Township 61 South, Range 39 East, bordering on Key Largo, in Monroe County. It was explained that while the state or the Trustees are not made parties to the suit, the same question is involved in several sections of the state and will give trouble until the legal question is settled.

Motion was made, seconded and adopted, that the Trustees authorize the Attorney General to intervene in the above styled case in order to secure decision on the question involved.

Mr. Elliot reported as information that partial release has been filed jointly by Commonwealth Oil Company and Humble Oil and Refining Company covering a parcel of land in the Gulf of Mexico under Lease No. 833. It was explained that on July 3, 1956, the Trustees granted to the United States Navy permission to use an area in the Gulf of Mexico, offshore from Panama City, Bay County, Florida, subject to release from the oil companies interested in said lease.

Without objection, it was directed that the release be filed in the oil lease records.

Commonwealth Oil Company and Humble Oil and Refining Company request approval by the Trustees of partial assignment under Oil and Gas Lease No. 833 as provided in Assignment of Interests executed by the two companies, dated July 3, 1956, by which Commonwealth Oil Company assigns all of its right, title and interest to Humble Oil and Refining Company in so far as said lease affects the following described land in Santa Rosa County, Florida:

Southeast Quarter and Southwest Quarter of projected Section 17 and Southwest Quarter of projected Section 16, Township 2 South, Range 28 West;

and Humble Oil and Refining Company assigns to Commonwealth Oil Company all of its right, title and interest insofar as it covers the following described land in Santa Rosa County, Florida:

The Northeast Quarter of projected Section 17, Township 2 South, Range 28 West.

Motion was made, seconded and adopted, that the Trustees approve assignments of interests between Commonwealth Oil Company and Humble Oil and Refining Company affecting the land above described.

North Beach Development Company makes application for a spoil area comprising 22.4 acres of submerged land in Sections 26 and 35, Township 34 South, Range 40 East, St. Lucie County, located southeasterly of State Road A-1-A.

Mr. Elliot recommended that rather than convey title, the Trustees sell the fill material from the area described so as not to shut off the view from the highway.

Motion was made, seconded and adopted, that the Trustees defer action on the request, and that the matter be taken up with the State Road Department for its recommendation.

St. Augustine Port, Waterway and Beach Commission requests perpetual easement in favor of said Commission for an area on which jetties are to be constructed by the United States, outward from St. Augustine Inlet. It was stated that the jetties will extend approximately 4400 feet outward from the shore line on the north side and 3900 feet outward from the shore line on the south side.

Motion was made, seconded and adopted, that the Trustees grant perpetual easement in favor of St. Augustine Port, Waterway and Beach Commission with the right, privilege, power and authority to enter upon and to use an area in Matanzas Bay, St. Augustine Harbor and the Atlantic Ocean, in Township 7 South, Range 30 East, Florida.

The submerged land below the level of ordinary high tide; The land above the level of ordinary high tide, title to which is in the State of Florida, all within an area described by metes and bounds, and shown on plat entitled "Map to Show Survey of Right of Way of South Jetty St. Augustine Harbor, Florida, being a portion of Unsurveyed Section 9, Together with Portions of Government Lots 3, 4 and 5, in Section 9, Township 7 South, Range 30 East, St. Johns County, Florida, for St. Augustine Port, Waterway and Beach Commission, July 31, 1956".

The easement was ordered drawn for execution.

Mr. Elliot presented as information telegram from the City Council of Gulfport, Pinellas County, Florida, requesting that the Trustees withhold any action on the application from Hyman Green, Bradley Waldron and associates for purchase of lands in lower Boca Ciega Bay until a public hearing is conducted by the Trustees, and also a document from Florida Wildlife Federation appealing to the Trustees to withdraw from sale all remaining public submerged lands applied for now, or in future, from private individuals, private corporations and private agencies.

Attorney General Ervin submitted telegrams from several parties in Pinellas County on the same subject.

The information was ordered filed for future consideration.

The Trustees having heretofore authorized purchase of property in Tallahassee, Leon County, to become a part of the Capitol Center, the following is a report from the Attorney General's office of purchases completed and contracted for:

M E M O R A N D U M

RE: Land acquisitions for Capitol Center

As of August 8, 1956, the following described lands have been acquired by the Trustees of the Internal Improvement Fund for inclusion in the Capitol Center:

1. Acquired from Beulah D. Harding June 13, 1956 \$10,500.00
Description: Begin at the SW corner of Lot No. 32 Original Plan of the City of Tallahassee, thence run North 170 feet to a point, thence run East 60 feet to a point, thence run South 170 feet and thence run West 60 feet to the point of beginning.
2. Acquired from Jeanne DeCamps Joseph and Edwin Bibb Joseph Aug. 8, 1956 \$45,697.18
Description: Lots Two Hundred Fifty-four (254) and Two Hundred Fifty-eight (258) in the Original Plan of the City of Tallahassee, according to the resurvey recorded in the office of the Clerk of the Circuit Court of Leon County, Florida, in Deed Book "AA" at page 570.

3. Acquired from J. W. Mackery and Mamie Lee Mackery July 1, 1956 \$50,849.50
Description: Lots No. 127 and 128 and the East 10 feet of Lot 129, and the North 34 feet of Lots 133 and 134, and the North 34 feet of the East 10 feet of Lot 132, all according to a subdivision of the Original Plan of the City of Tallahassee, as the same is recorded in the Public Land Records of Leon County, Florida.
4. Acquired from C. F. McCall and Ophelia McCall July 27, 1956 \$16,194.25
Description: Commence at the Northwest corner of Lot No. 249 of the Old Plan of the City of Tallahassee, Florida, and run thence East 77 feet, to a point which is the point of beginning; from said point of beginning run thence South $105\frac{1}{2}$ feet; thence East $46\frac{1}{2}$ feet; thence North $105\frac{1}{2}$ feet; thence West $46\frac{1}{2}$ feet, to the point of beginning; same being a fractional part of said Lot 249 according to the Old Plan of the City of Tallahassee.
5. Acquired from Dougald L. McMillan and Bonnie C. McMillan July 19, 1956 \$26,400.00
Description: Lot 231, Old Plan of the City of Tallahassee, as the same is recorded in the public land records of Leon County, Florida.
6. Acquired from Alex Strauss and June Strauss Aug. 7, 1956 \$80,000.00
Description: The West 100 feet of Lot No. 143 and the West 60 feet of Lot No. 144 in the Old Plan of the City of Tallahassee, according to the Plat thereof recorded in the public records of Leon County, Florida.
7. Acquired from Charles F. Wells and Sadie M. Wells July 20, 1956 \$31,565.00
Description: Lots 233 and 234 in the Original Plan of the City of Tallahassee, as the same are recorded in the public land records of Leon County, Florida.

The Trustees of the Internal Improvement Fund have entered into a contract to purchase the following described land from Archie Boatwright for a consideration of \$23,492.55. However, deed of conveyance has not yet been made. Date of the Contract is July 30, 1956.

Lot 141, according to the Original Plan of the City of Tallahassee, Leon County, Florida.

The total amount expended for acquisition of above described lands for the Capitol Center, as of this date, is \$261,205.93. This figure does not include the Boatwright property.

Motion was made, seconded and adopted, that the Trustees authorize warrants drawn in payment of the following items:

H. Pierce Ford and George E. Ziegler - Appraisals and closing sale of property for Capitol Center owned by Beulan Harding, Joe Mackery, Dougald McMillan, C. F. Wells, C. J. DeCamps, F. C. McCall, Jack Yaeger, Alex Strauss, and Dawson Boatwright - \$1,125.00 each, or a total of \$2,250.00;

J. O. Carlile - Completing air conditioning and installation of elevator in Governor's Mansion, Project No. 228 - \$24,722.00;

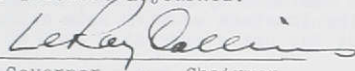
Renovation in portions of the Capitol Building of offices vacated by Comptroller's Office - \$2,089.44.

At the meeting of the Board of Commissioners of State Institutions on this date, Secretary of State R. A. Gray reported that bills are being received for renovation of offices in the Capitol that have been vacated by the Comptroller and that his funds are not sufficient to meet these expenses.

It was explained that renovation of the vacated offices has been discussed at previous meetings and the bills mentioned by Mr. Gray would seem to come within that plan. Request was made that the Internal Improvement Fund be asked to pay the bills presented by the Secretary of State.

Motion was made by Mr. Green, seconded by Mr. Ervin and adopted, that the Trustees authorize payment of bills amounting to \$2,089.44 as and when invoices are presented therefor.

Upon motion duly adopted, the Trustees adjourned.


Governor - Chairman

Attest:


Secretary

** ** ** **

Tallahassee, Florida
September 11, 1956

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

Present: Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Minutes of the Trustees for the meeting August 21, 1956, were presented for approval.

Motion was made by Mr. Mayo, seconded by Mr. Larson and adopted, that the Trustees approve the minutes as presented.

Mr. Ferguson presented the following sales advertised to be held on this date:

LEE COUNTY - On July 17, 1956, the Trustees considered offer of \$500.00 an acre from George Sellers for purchase of Lot 13, Section 34, Township 43 South, Range 25 East, containing 1.35 acres, more or less. The land was advertised for competitive bids to start at \$500.00 per acre and notice of the sale

was published in the Fort Myers Press on August 3, 10, 17, 24 and 31, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and competitive bidding resulted in a high bid of \$505.00 an acre being made by W. P. Carrin of Tallahassee, Florida.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$505.00 an acre from Mr. Carrin and confirm sale in his favor.

MARTIN COUNTY - On July 17, 1956, the Trustees considered offer of the appraised price of \$200.00 an acre from Evans Crary, on behalf of Mr. and Mrs. J. V. Langford, adjacent upland owners, for purchase of a parcel of submerged land in the Indian River in Section 5, Township 38 South, Range 42 East, lying westerly from and adjacent to Lots 38 and 39 of Yacht Club Beach Subdivision, or Hutchinson Island, containing 1.0 acre, more or less. The land was advertised for objections only and notice of the sale was published in the Stuart News on August 2, 9, 16, 23 and 30, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees confirm sale in favor of Mr. Langford and wife at the price offered - \$200.00 an acre.

Mr. Ferguson recommended that action be postponed on the following Pinellas County sales until the Governor can be present:

PINELLAS COUNTY - On July 17, 1956, the Trustees considered offer of the appraised price of \$350.00 an acre from Leo M. Butler, on behalf of Harbor Bluffs Development Corporation, the adjacent upland owner, for purchase of a parcel of submerged land in Clearwater Harbor in Section 6, Township 30 South, Range 15 East, containing 11.15 acres, more or less, and more particularly described by metes and bounds. The land was advertised for objections only and notice of the sale was published in the Clearwater Sun on August 3, 10, 17, 24 and 31, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale. Approval from Pinellas County Water and Navigation Control Authority is filed with the Land Office.

PINELLAS COUNTY - On July 17, 1956, the Trustees considered offer of the appraised price of \$175.00 an acre from Leo M. Butler, on behalf of A. W. Bayliss, the adjacent upland owner, for purchase of a parcel of submerged land in St. Joseph's Sound in Section 10, Township 28 South, Range 15 East, and more particularly described by metes and bounds. The land was advertised for objections only and notice of the sale was published in the Clearwater Sun on August 3, 10, 17, 24 and 31, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale. Approval from Pinellas County Water and Navigation Control Authority is filed with the Land Office.

Without objection, action was deferred on the two applications for Pinellas County land applied for by Mr. Butler on behalf of clients, until the Governor can be present.

SARASOTA COUNTY - On July 17, 1956, the Trustees considered offer of the appraised price of \$125.00 an acre from Kenneth E. Brown on behalf of Hazel R. Stith, the adjacent upland owner, for purchase of a parcel of submerged land in Lemon Bay in Sections 25 and 26, Township 40 South, Range 19 East, containing 2.0 acres, more or less, and more particularly described by metes and bounds. The land was advertised for objections only and notice of the sale was published in the Sarasota Herald on August 10, 17, 24, 31, and September 7, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Mayo, seconded by Mr. Green and adopted, that the Trustees confirm sale in favor of Hazel R. Stith at the price offered - \$125.00 an acre - the deed to include the restrictive clause with reference to filling.

SARASOTA COUNTY - On July 24, 1956, the Trustees considered offer of \$250.00 an acre, which is in excess of the appraised price, from Clyde H. Wilson, the adjacent upland owner, for purchase of a parcel of submerged land in Sarasota Bay in Section 31, Township 36 South, Range 18 East, lying westerly of and adjacent to Lot 8 and the North 85 feet of Lot 7 of Shoreland Woods, containing 1.28 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Sarasota Herald on August 10, 17, 24, 31 and September 7, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees confirm sale in favor of Mr. Wilson at the price offered - \$250.00 an acre - the deed to contain the restrictive clause with reference to filling.

SARASOTA COUNTY - On January 17, 1956, the Trustees considered offer of the appraised price of \$200.00 an acre from Robert S. Baynard and/or James E. Wood, on behalf of Howard Demarest, the adjacent upland owner, for purchase of a parcel of submerged land in Little Sarasota Bay in Section 26, Township 38 South, Range 18 East, containing 1.05 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Sarasota Herald on August 10, 17, 24, 31 and September 7, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Demarest at the price offered - \$200.00 an acre - the deed to contain the restrictive clause with reference to filling.

Messrs. Bradley M. Waldron, Hyman Green and Irving Green applied for approximately 1,950 acres of submerged land in Lower Boca Ciega Bay and Tampa Bay in Sections 17, 18, 19, 20, 29, 30, 31 and 32, Township 32 South, Range 16 East, and Sections 25 and 36 of Township 32 South, Range 15 East, Pinellas County. The bay bottoms are contiguous to upland properties owned by the applicants, for which they offer the appraised price of \$100.00 an acre, subject to a minor adjustment in the southern boundary and a slight adjustment in the total area for right of way for the Pinellas Bayway.

Motion was made, seconded and adopted, that the Trustees authorize the submerged area advertised for objections only based on the offer submitted.

W. T. Harrison, Jr., on behalf of R. Stafford Edwards, the adjacent upland owner, offers the appraised price of \$300.00 an acre for 0.37 of an acre of submerged land in Section 27, Township 38 South, Range 18 East, Sarasota County. The Land Agent recommends that the land be advertised for objections only, based on the offer made, subject to the deed carrying the restrictive clause with reference to filling.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees authorize the land advertised for objections only based on the price offered, it being understood that conveyance, if made, will carry the restrictive clause.

Frank J. Nordman makes application for permission to dredge four thousand (4000) cubic yards of material from Spruce Creek for filling a marsh area adjacent to State Road No. 5 in Palmas Grant, Section 38, Township 16 South, Range 33 East, Volusia County. The State Road Department has indicated approval of the request, subject to the provision that dredge pipes are not placed on surface of existing highway. Mr. Ferguson recommends sale of the dredged material at the current price subject to the conditional clause requested by the State Road Department.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees agree to sell the material applied for by Mr. Nordman at the prevailing price, subject to the condition required by the State Road Department.

Mr. Ferguson reported that the Trustees fixed this date for hearing objections to sale of St. Lucie County land in Tuckers Cove advertised to be sold March 13, 1956. The land was applied for by Arthur P. Byal on behalf of North Beach Development Company, with an offer of the appraised price of \$50.00 an acre. Mr. Byal and John McCarty, representing the applicant, were present. Also present was Ralph Wilson, County Attorney, representing St. Lucie County and Fort Pierce Inlet District, who objected to the sale of so much of the area as pertains to the island located east and north at the west end of Fort Pierce Inlet, comprising approximately twelve (12) acres, on the ground that the county and the Port Authority feel that any island in the immediate vicinity should be retained for the use of the county. No objection was filed to sale of the remainder of the area applied for.

Raymond E. Ford, on behalf of himself, Margaret W. Tye and Stella Strowbridge, protested the sale on the ground that a part of the area applied for is a part of Coon Island claimed by his clients. (Areas protested pointed out on a map.) Mr. Ford explained that he and his clients have given land for construction of the channel and port and have certain agreements as to the islands in question and those claims have been before the Trustees; that application was made to the board in 1954 and ownership claimed by acreage; that the Attorney General disagreed with his claim on the basis that the land was sovereignty and the application was denied. Mr. Ford read from a letter written by the Attorney General and pointed out on a map an area withdrawn by the Trustees, a part of which is in the area applied for; that a part of Coon Island is claimed by the State.

Mr. Elliot explained that sometime ago the Trustees withdrew from sale an area in that locality for maintenance spoil areas, for which the United States holds easements.

Mr. John McCarty, representing North Beach Development Company, commented that the objection from Mr. Wilson is a matter of public policy on behalf of the Board of County Commissioners and his presentation raises valid points as to whether or not the county should own this island, but Mr. Ford makes a nuisance objection. The county and the Port Authority own property along the causeway and the city owns 475 acres in another area which they do not have the money to improve. If the applicants cannot get the island they cannot go ahead with the development. Mr. McCarty pointed out on a map an area in red from which they plan to take fill material, which is the only area available, and nothing will be done to interfere

with public rights. The city, the Chamber of Commerce and all other groups are approving the development, except the county and the Port Authority; and applicants have left 350 feet all around the city's property which will provide ample spoil to improve 450 acres. As upland owners they feel they are entitled to purchase the area applied for. Their plans call for a thirteen hundred foot public beach, public park and a marina, all of which will mean much to that area.

Upon being asked for his views, Mr. Elliot advised that he would like to examine the questions of public interest and navigation. The spoil placed on the bottoms and the mere artificial bringing of the lands above water would not affect the original natural condition as sovereignty bottoms.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees refer the matter to Mr. Elliot for the purpose of trying to work out with the applicant and objectors some solution of the problem; and it should be given first priority as it has been pending for some time.

The Board's attention was called to employment of Harley G. Morton as Fiber Technologist, connected with the Everglades Experiment Station. Mr. Elliot recommended that Mr. Morton's services be continued as at present until June 30, 1957, but after that date he be transferred to the payroll of the University of Florida Experiment Station as his work is directly under the supervision of the Station. He has no direct contact with the Trustees, except as to furnishing of periodic reports by Mr. Morton and payment of his salary and expenses by the Trustees.

Motion was made by Mr. Mayo, seconded by Mr. Green and adopted, that the Trustees authorize continuance of Mr. Morton's employment until June 30, 1957, with transfer to the University of Florida Everglades Experiment Station payroll after that date.

Central and Southern Florida Flood Control District requests permanent right of way with a total width of 230 feet across the submerged bottoms of the Oleta River through Sections 9 and 16, Township 52 South, Range 42 East, Dade County, desired for Canal C-9.

Motion was made by Mr. Mayo, seconded by Mr. Green and adopted, that the Trustees grant request and authorize easement across the land described.

The Attorney General's office presented Lease No. 1063 prepared in favor of Mrs. Ethel R. Hawes for Lots 254 and 258, in the Original Plan of the City of Tallahassee, according to the resurvey recorded in the office of the Clerk of the Circuit Court of Leon County, Florida, in Deed Book "AA", page 570, said property having been purchased as a part of the Capitol Center. The lease calls for annual rental of two thousand four hundred dollars (\$2,400.00) payable monthly in advance at the rate of two hundred dollars (\$200.00) per month.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees authorize execution of Lease No. 1063 in favor of Mrs. Hawes.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following salaries and necessary and regular expenses be approved for payment:

F. C. Elliot, Engineer & Secretary	\$1,050.00
W. T. Wallis, Engineer	500.00
H. G. Morton, Fiber Technologist	625.00
V. H. Ferguson, Land Agent	500.00
A. R. Williams, Assistant Engineer	597.92
A. C. Bridges, Auditor	515.00

C. L. Vocelle, Attorney	\$ 250.00
M. O. Barco, Secretary-Clerk	524.17
J. L. Dedge, Secretary-Clerk	460.00
M. C. Pichard, Secretary-Clerk	338.75
J. C. Conner, Clerk-Stenographer	225.00
B. G. Shelfer, Clerk-Stenographer	338.75
C. M. Greene, Rental Agent	52.50
R. N. Landers, Maid	29.16
R. M. McLane	20.25
J. D. Moriarty	51.97
V. H. Ferguson	5.30
J. D. Moriarty	27.75
General Office Equipment Co.	4.95
W. A. Wynne, CCC Sarasota County	1.00
Frank J. Anderson	150.00
H. B. Harrell & Son	50.00
A. B. Fogarty	100.00
The Coral Tribune	16.10
The Key West Citizen	33.73
The Miami Herald	113.40
News-Press Publishing Co.	20.70
The Clewiston News	20.70
Gilchrist County Journal	13.80
Tallahassee Democrat	59.80
H.P. Ford & G.E. Zeigler	2,250.00
H. R. Johnson	247.85
Leon Electric Supply Co., Inc.	130.00
William E. Swoope, Jr.	63.00
Standard Oil Co.	8.10
Weba Paul	15.00
R. L. Kendrick, Sheriff, Escambia County	5.50
Railway Express Agency	1.93
The Miami Herald	107.10
Tallahassee Democrat	21.85
The Bradenton Herald	13.80
Alton Hall	100.00
J. D. Moriarty	4.20
Geo. G. Crawford, CCC Leon County	6.00
Stuart Daily News	20.70
The Coral Tribune	48.30
News-Press Publishing Co.	16.10
The Titusville Star-Advocate	18.40
The Key West Citizen	62.10
Carl Gosbee	50.00
Perfo Mat & Rubber Co. Inc.	147.37
C. P. Mason	93.30
Ray E. Green, State Comptroller	100.80
J. Edwin Larson, State Treasurer - Transfer to State School Fund	32,325.73
J. Edwin Larson, State Treasurer - Transfer to State Board of Conservation	13,075.30
P. O. Riley	4,790.00
R. H. Hunt	11.30
Western Union Telegraph Co.	6.58
Shell Oil Company	7.58
Board of County Commissioners, Pinellas County	3.79
General Office Equipment Co.	7.11
Marchant Calculators	42.00
Weba Paul	110.00
Langley Bell, CCC Escambia County	8.50
A. B. Fogarty	100.00
Key West Board of Realtors	251.00
The Collier County News	15.33
The Okeechobee News	18.40
The Miami Herald	69.30
The Key West Citizen	18.40
News-Press Publishing Co.	13.80
Total....	\$61,101.22

Financial Statements for the Month of August are as follows:

UNDER CHAPTER 610

Balance as of August 1, 1956	\$189,377.48
Receipts for the Month	
Land Sales	\$118,757.37
Quitclaim Deeds	114.00

Fill Material	225.00	
Revenue Bonds	8,054.00	
Advertising Refunds	529.19	
Certified Copy of Trustees		
Minutes	2.00	
Sand and Shell Leases	14,812.43	
Timber Leases	201.20	
Oil Leases	111,349.79	
Grazing Leases	368.00	
Mineral Leases	75.00	
Farm Leases	1,440.00	
Miscellaneous Leases	925.00	
Total Receipts for the Month of August, 1956	255,852.98	
GRAND TOTAL	446,230.46	
Less Disbursements for the Month of August, 1956	113,664.11	
BALANCE AS OF AUGUST 31, 1956	\$ 332,566.35	

DISBURSEMENTS FOR MONTH OF AUGUST, 1956

<u>Date</u>	<u>Warrant No.</u>	<u>Payee</u>	<u>Amount</u>
8-9-56	31147	Jon S. Beazley	\$ 469.24
	31148	Thaddeus L. Butler	87.00
	31149	Benjamin S. Roberts	246.00
8-13-56	34129	H. G. Morton	543.69
8-14-56	35925	Archie Boatwright	23,492.55
8-15-56	38277	General Office Equipment Company	10.80
	38278	Capital Office Equipment Co., Inc.	9.32
	38279	Geo. G. Crawford, CCC	8.00
	38280	C. B. Arbogast	25.00
	38281	A. B. Fogarty	50.00
	38282	The Key West Citizen	18.40
	38283	The Clearwater Sun	23.75
	38284	The Bradenton Herald	12.27
	38285	The Lake City Reporter	13.80
8-16-56	40477	Southeastern Telephone Co.	119.55
	40478	Western Union Telegraph Co.	2.28
	40479	Frank H. Marks, CCC	4.20
	40480	Ed Scott, CCC	1.75
	40481	United States Post Office	15.00
	40482	Sarasota Herald-Tribune	16.10
	40483	Tallahassee Democrat	18.40
	40484	The Miami Herald	94.50
	40485	Ft. Lauderdale Daily News	26.45
	40486	The Bradenton Herald	32.96
	40487	Carl G. Harding	250.00
	40488	Frank J. Anderson	150.00
	39415	J. Edwin Larson - Trans. to State School Fund	63,142.96
	39416	J. Edwin Larson - Trans. to State Board Conservation	3,398.97
8-20-56	43463	Richard H. Hunt	3,000.00
8-23-56	46970	Ray E. Green, Comptroller	126.45
8-27-56	48518	General Office Equipment Company	3.80
	48519	Capital Office Equipment Company	12.00
	48520	Carl Gosbee	110.00
	48521	The Miami Herald	119.70
	48522	News-Press Publishing Co.	17.25
	48523	DeLand Sun News	48.30
8-29-56	51533	C. P. Mason	58.80
	51534	R. A. McLane	22.05
	51535	J. D. Moriarty	22.25
	51536	A. R. Williams	64.20
8-31-56	41629	F. C. Elliot	835.30
	41630	W. T. Wallis	398.20
	41631	H. G. Morton	485.90
	41632	V. H. Ferguson	351.20
	41633	A. R. Williams	473.14
	41634	A. C. Bridges	392.43

41635	C. L. Vocelle	182.40
41636	M. O. Barco	404.62
41637	J. L. Dedge	355.10
41638	H. R. Reeves	92.54
41639	J. C. Conner	170.80
41640	B. G. Shelfer	269.31
41641	C. M. Greene	49.35
41642	R. N. Landers	27.41
41643	Blue Cross of Florida Inc.	16.20
41644	Wilson Life Insurance Co.	22.38
41645	Federal Tax	903.50
41646	State Retirement	346.59

TOTAL DISBURSEMENTS FOR MONTH OF AUGUST, 1956 \$113,664.11

U. S. G. S. COOPERATIVE FUND

Balance as of August 1, 1956	\$ 225.00
Receipts	250.00
Disbursements	none
Balance as of August 31, 1956	\$ 475.00

UNDER CHAPTER 18296

Receipts to General Revenue:	
August 15, 1956	\$32,706.70
Total Receipts for the Month	32,706.70

Disbursements from General Revenue:

Date	Warrant No.	Payee	Amount
8-15-56	36678	E. Hewitt	27.90
8-31-56	36885	E. Hewitt	391.41
	36886	M. C. Pichard	297.55
	36887	Provident Life & Accident Ins. Co.	7.75
	36888	State Retirement	28.32
	36889	Federal Tax	85.80
	22915	Bulkley-Newman	85.00
	22916	Wyatts Business Machine Co.	23.00
	22917	General Office Equipment Co.	7.95
Total Disbursements for the Month			\$ 954.68

SUBJECTS UNDER CHAPTER 18296

Report No. 651 was presented listing 66 regular bids for sale of land under Chapter 18296, and Osceola County Quitclaim Deed No. 54-Corrective in favor of Howard Young to correct description of land released from state road right of way reservation as approved by the Attorney General's Office.

Motion was made, seconded and adopted, that the Trustees approve Report No. 651 as presented.

Columbia County - The Mengel Company makes request for refund of \$50.00 representing payment for land conveyed in Deed No. 516 dated April 1, 1954, which was erroneously certified under Chapter 18296 - the Murphy Act.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees authorize refund of \$50.00 in favor of Mengel Company, quitclaim deed having been received from said company to the land conveyed.

Gulf County - Mrs. Julia Cleckley requests that the Trustees reconsider action taken on her request for conveyance of fifty-four (54) lots in Blocks 14, 23 and 25 of Beacon Hill Subdivision of Section 30/31, Township 6 South, Range 1 West. Letters were submitted from the Tax Assessor and the Clerk of the Circuit Court recommending that Mrs. Cleckley be allowed to purchase the lots at \$5.00 per lot under the Hardship Act. Also,

information was furnished that she has been paying taxes on the land for a long time.

Motion was made by Mr. Green, seconded by Mr. Mayo and unanimously adopted, that the Trustees rescind action of July 3, 1956, declining offer of Mrs. Cleckley and authorizing sale of the lots to the Trustees of Internal Improvement Fund under Chapter 610, and that counter proposal now be made to convey the 54 lots described to Mrs. Cleckley under provisions of Chapter 28317 upon payment of Ten Dollars (\$10.00) per lot.

Hernando County - John L. Ayers requests reduction in base bid for 846 lots in Brooksville Terrace Subdivision in Section 11, Township 23 South, Range 18 East, and he makes an offer of \$1400.00 for advertising the lots at regular sale. It was explained that the lots are approximately 25 by 110 feet and that there is timber on the property. The Secretary recommends against reduction of the base bid.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees decline to reduce the base bid for advertising the lots applied for by Mr. Ayers.

Hillsborough County - MacFarlane, Ferguson, Allison and Kelly, attorneys of Tampa, Florida, in connection with a contemplated sale of certain land in Temple Terraces, conveyed by Deed No. 625 to Hillsborough County, request conveyance to the county of approximately three (3) acres comprising a strip laid out as a street fifty (50) feet wide by 2605.4 feet long. The county owns the lots abutting the street on each side. The Secretary recommends a price of \$100.00 an acre for the strip.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees authorize conveyance to Hillsborough County of the street strip applied for upon payment of one hundred dollars (\$100.00) an acre, the deed to contain the clause, "Subject to the vested rights of any third parties, if any, to the use of said street."

Hillsborough County - Dale Mabry, Inc., requests release of oil and mineral reservation in Hillsborough County Deed No. 08-Chapter 21684 in favor of Southwest Tampa Storm Sewer Drainage District in so far as it applies to approximately thirty-four (34) acres in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4, Township 30 South, Range 18 East. The applicant is the present owner of the 34 acres.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees agree to release the oil and mineral reservations on the area described upon payment of \$5.00 for the first acre and \$1.00 per acre for each additional acre.

Hillsborough County - C. Ed Owings requests reduction in base bid for advertising Lot 19, Broadmoor Park Subdivision, for the reason that there was a building on the lot when the 1932 assessed value was fixed at \$250.00. The house has since burned and the lot is now assessed at \$40.00.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees follow the recommendation of the Engineer and Secretary and authorize the lot advertised with a base bid of \$150.00.

Indian River County - The City of Fellsmere, Florida, offers the base bid of \$5.00 per lot, or \$11,555.00 for 2311 lots, within the city limits.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees decline the offer and make counter proposal

to convey all of the remaining lots within the city limits upon payment of \$10.00 per lot, deed to be issued under provisions of Chapter 21684.

Manatee County - The Board of County Commissioners of Manatee County requests conveyance of Lot 6, Block 90, Myakka City, for use in connection with the County Sanitary Land Fill Project.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees follow the recommendation of the Secretary and accept \$50.00 for the lot with conveyance to be under Chapter 21684.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the following salaries and bills be approved for payment:

E. Hewitt, Clerk-Bookkeeper	\$ 472.08
Southeastern Telephone Co.	111.25
The Mengel Co., Jessup, Ga. - Refund	50.00
Total	\$ 633.33

Upon motion duly adopted, the Trustees adjourned.

Richard W. Ervin
ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST:

F. C. Elliot
SECRETARY

**

**

**

**

Tallahassee, Florida
September 18, 1956

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Minutes of the Trustees dated September 4, 1956, were presented for approval.

Motion was made, seconded and adopted, that the Trustees approve the minutes as presented.

The Land Agent advised that application for extension of Lease No. 495 to Fort Myers Shell Company was presented to the Trustees August 21, 1956, at which time a new lease was recommended. The State Board of Conservation is engaged in making its inspection of the area but has not completed study and report. The said Board suggests that a 30 day extension be granted on Lease No. 495, which expires September 30, 1956.

Motion was made by Mr. Mayo, seconded by Mr. Green and adopted, that the extension of thirty (30) days be granted on Lease No. 495 in favor of Fort Myers Shell Company.

Mr. Ferguson, Land Agent, reports that investigation has been made, pursuant to suggestion of the Trustees September 4, 1956, that revision may be in order in price of royalty charged for sand and shell leases. He has contacted a retail dealer, a wholesale user, a former sand dealer and the State Road Department, with the result that an increase is justified. The Land Agent recommends increase for sale of sand and shell as follows:

10 cents per cubic yard increased to 15 cents
15 cents per cubic yard increased to 20 cents
20 cents per cubic yard increased to 25 cents

Motion was made by Mr. Erwin, seconded by Mr. Green and adopted, that the Trustees approve the recommendation of the Land Agent and increase the price for sand and shell to be sold commercially.

Mrs. Florence H. Vorkeller makes application for a two-year extension of her Sand Lease No. 825 which expired September 19, 1956. The lease covers an irregularly shaped area 450 feet wide and about 650 feet long, lying immediately north of, and connecting with, the Federal project channel for Melbourne Harbor, located in Section 2, Township 28 South, Range 37 East, Brevard County. Lessee now pays ten cents (10¢) per cubic yard for sand removed, with minimum payment of \$10.00 per month.

Motion was made, seconded and adopted, that the Trustees authorize new lease issued in favor of Mrs. Vorkeller for a term of two (2) years with payment at the rate of fifteen cents (15¢) per cubic yard.

Dean F. Cox makes application for a two-year lease to remove dead oyster shell from the Pithlachascotee River from a point east of the bridge on Highway 19 to a point approximately one mile west of the mouth of the river, lying in Sections 30, 31 and 32, Township 25 South, Range 16 East, Pasco County.

The State Board of Conservation and the United States have given approval for taking shell from area covered in application.

Motion was made, seconded and adopted, that the Trustees authorize issuance of lease in favor of Mr. Cox for a period of two years with payment for shell to be at the rate of fifteen cents (15¢) per cubic yard with minimum monthly payments of fifteen dollars (\$15.00).

The Board of Public Instruction of Brevard County makes application for 1980 feet square in the northeast corner of unsurveyed Section 16, Township 25 South, Range 37 East, Brevard County, to be used as a site for county public schools. The tract is described as mangrove islands and submerged, a portion of which, when filled, will be adjacent to the present Cocoa Beach Causeway. The Land Agent recommends dedication for public school facilities only, to be administered by the County Board of Public Instruction.

Motion was made, seconded and adopted, that the Trustees authorize dedication of the area for public school purposes as recommended by the Land Agent.

Roy C. Hill, on behalf of Hillcrest Estates, requests that the Trustees reconsider action taken September 4, requiring an opening in a causeway approximately 115 feet long, and authorize perpetual easement for causeway fill between Lots 4 and 9, Section 8, Township 19 South, Range 20 East, Citrus County. Mr. Hill requests that the Trustees waive the requirement of opening and bridge in the causeway.

After further investigation it was found that the opening will not be necessary and Mr. Elliot and Mr. Ferguson recommend that the requirement for the opening be omitted.

Motion was made, seconded and adopted, that the Trustees rescind action taken September 4, and authorize perpetual easement for causeway fill as applied for, without requirement for opening.

Without objection, October 9, 1956, was set as the date for hearing objections to the sale of approximately 9 acres of submerged land in Biscayne Bay, Dade County, applied for by Marshall Ader and protested by Judge Richard H. Hunt. The submerged lands applied for are in front of property owned by Mr. Ader and clients in Miramar Subdivision.

Ward and Ward makes application for a quitclaim deed to be issued by the Trustees to F. H. Harris covering Government Lot 3 in Section 29, Township 58 South, Range 41 East, containing 1.20 acres in Dade County. It was explained that this land was included in railroad land selection certificates issued by the Trustees in 1893 and included in application by the railroad for deed in 1897, which certificates were subsequently held invalid by the Supreme Court. Mr. Harris is holder of tax deed issued in 1925, has presented evidence of payment of taxes for 29 years last past, and has obtained decree purporting to quiet title against the claim of the railroad and its assignee. The Trustees advertised this and other land for competitive bids but the tract claimed by Mr. Harris was withdrawn for study of his claim. The Attorney General finds legal title is still vested in the state, but does not reject the possibility of equity of Mr. Harris and/or estoppel against the state. Mr. Harris claims legal title and has tendered payment of \$200.00 for quitclaim deed from the Trustees, representing an arbitrary valuation as of the year Mr. Harris obtained the purported tax deed.

Attorney General Ervin explained the case as being one of those where the Trustees gave a deed and took a mortgage on the property. Payments were not made and taxes accrued against the land resulted in tax certificates and tax deed being issued. The court held the state lost its title.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 and authorize issuance of quitclaim deed in favor of Mr. Harris.

Carl W. Carter makes application for a five-year campsite lease on an area 200 X 200 feet on Arsenicker Key, Section 13, Township 58 South, Range 40 East, Dade County, for which he offers \$50.00 per annum rental.

Motion was made, seconded and adopted, that the Trustees authorize campsite lease in favor of Mr. Carter upon payment of the rental offered.

Commonwealth Oil Company requests permission, under paragraph 14 of Oil and Gas Lease No. 1055, to assign an undivided one-half (1/2) interest in this acreage to Coastal Petroleum Company. The lease covers eight thousand (8000) acres in Township 54 South, Range 35 East, Dade County.

Motion was made, seconded and adopted, that the Trustees approve assignment of one-half interest in Lease No. 1055 as requested by Commonwealth Oil Company.

Commonwealth Oil Company requests permission under paragraph 14 of Oil and Gas Lease No. 1056 to assign an undivided one-half interest in this acreage to Coastal Petroleum Company. The lease covers 3200 acres of land in Township 54 South, Range 36 East, Dade County.

Motion was made, seconded and adopted, that the Trustees grant permission for assignment as requested by Commonwealth Oil Company.

W. J. Steed on behalf of A.T.C.O. Properties, Inc., of Orlando, Florida, offers the standard price of \$300.00 an acre, or \$114.00 for Lots 1, 2 and 3, Block "E" Venetian Gardens, containing 0.38 of an acre, more or less, lying and being in Section 18, Township 23 South, Range 30 East, Orange County.

Motion was made, seconded and adopted, that the Trustees accept the offer from A.T.C.O. Properties, Inc., and authorize issuance of deed without advertisement.

K. C. Smith makes application for a one-year extension of his Grazing Lease No. 610 which expired September 15, 1956. Annual rental on the lease is \$67.50 for 22.5 acres of land in Section 34, Township 43 South, Range 35 East, Palm Beach County.

Motion was made by Mr. Mayo, seconded by Mr. Green and adopted, that the Trustees authorize one-year extension as requested by Mr. Smith under the same terms and conditions.

W. T. Harrison, Jr., on behalf of clients, offers the appraised price of \$250.00 per acre for four (4) parcels of submerged land in Little Sarasota Bay. Applicants are Arthur G. Lake for 1.84 acres, Catherine Drake for 0.86 of an acre, Major N. C. Killian for 1.59 acres, and Virginia Thier for 3.0 acres, all lying and being in Section 6, Township 37 South, Range 18 East, Sarasota County. Mr. Ferguson explained that if the land is sold the deeds will contain the usual clause with reference to filling.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for objections only, based on the offer submitted, the deed to carry the covenant with reference to filling.

John H. Smiley, Chairman of Board of Public Instruction of Volusia County, makes application for fifty (50) acres of submerged and semi-submerged land in Section 16, Township 17 South, Range 34 East, Volusia County, for a school site.

Mr. Ferguson reported that on December 27, 1955, this land was offered for sale, for objections only and due to objections filed the application was denied. Objections have now been filed to the sale by Mrs. Hannah Detwiler Bonnet.

Mrs. Bonnet was present and stated that her objections are based on the ground that she is the upland owner adjoining the submerged land applied for by the County School Board, and the Trustees do not have the authority to sell the submerged bottoms. It was explained to Mrs. Bonnet that the Trustees recognize the rule of not selling submerged areas in front of and adjoining upland property where it is definitely proven that the party protesting is the legal upland owner.

Mr. Smiley introduced the following members of the delegation supporting the application of the county for the school site:

John Martin, Finance Officer, Board of Public Instruction
James F. McCallum, Member of Board, Volusia County
James West, Member of Board of Trustees, " " "
Fred Lynch, Dr. Roger Williams, and Dan Few - Private citizens recommending the dedication.

A letter was read and filed with the Land Agent from H. M. Sexon, County Commissioner of District No. 5, urging that the Trustees make this site available to the School Board.

Mr. Smiley explained that this site is the most logical the School Board has been able to find, being well located for the beach area where there is dire need for a school. They have attempted to locate other sites but a survey discloses that the only two available are owned by Mrs. Bonnet, priced at

\$30,000.00 for one and \$25,000.00 for the other, which the Board is not in a position to purchase.

Mrs. Bonnet bases her claim on title coming down through patent from the United States in 1844 before Florida was a state. She states that she would be willing to give the land to the School Board provided the Trustees would recognize her ownership of the area out to Callalisa Creek.

Mr. Smiley explained that the reason for requesting 50 acres is that it is probable that an elementary school will also be constructed on that location as well as the proposed high school.

Governor Collins suggested that a three way arrangement might be considered, Mrs. Bonnet agreeing to convey to the Trustees, free of any claim, the area desired by the School Board, the Trustees in turn dedicating the tract for school purposes, and conveyance from the Trustees to Mrs. Bonnet of a parcel of land free of any claim.

Motion was made by Mr. Mayo, seconded by Mr. Green and adopted, that the matter be referred to Mr. Elliot and the Assistant Attorney General to confer with the Volusia School Board authorities and try and work out a solution of the problem, in line with the suggestion of the Governor.

Attorney General Ervin presented a letter from The Alliance for Conservation of Natural Resources in Pinellas County, Florida, stating that in compliance with the suggestion of the Governor August 7, 1956, the name of T. M. Shackelford of Tampa, Florida, is being submitted as an attorney for working as a special assistant under the Attorney General to help determine the facts concerning dredging and filling the submerged areas of Pinellas County.

Motion was made by Mr. Green, seconded and adopted, that T. M. Shackelford be employed to do the investigation work necessary to determine whether unlawful and illegal dredging and filling is being done in the waters of Pinellas County, the Attorney General to negotiate with him as to fee and the particular subjects to be assigned to him for investigation.

Mr. Bernie Papy of Key West, Florida, was present in connection with request heretofore presented that certain submerged areas at Islamorada, Monroe County, be conveyed to the adjoining upland owners at a price of \$200.00 an acre, and that it was his understanding such price had been approved.

Attorney General Ervin submitted a copy of the minutes of a meeting in 1955, and recommended that the matter be referred to the Land Agent for report.

It was so ordered that Mr. Ferguson be requested to report as to whether a price had been agreed upon for the land in question.

The Land Agent requested consideration of sale of Brevard County land applied for by J. J. Parrish, Jr., with offer of \$150.00 an acre, postponed from the September 4th meeting, owing to objections from Mr. and Mrs. Louis Bard. This date was set for hearing of objections. The objections have been checked and found not applicable as the Bard's upland ownership is approximately 6 miles from the land advertised for sale.

Mr. Ferguson stated that Mr. Parrish has agreed to furnish a map showing upland ownership.

Motion was made, seconded and adopted, that the Trustees overrule the objections of Mr. and Mrs. Bard and confirm sale in favor of Mr. Parrish at the price offered - \$150.00 per acre, sale to be subject to a map being furnished by Mr. Parrish validating the upland ownership.

This date was set for hearing on objections filed by Mrs. Florence Robbins to sale of Brevard County land applied for by Edward M. Poe on behalf of Lura C. Poe, with offer of \$200.00 an acre.

Mr. Ferguson reported that maps and information received show that Mrs. Robbins' property is separated by a street from that applied for by Mr. Poe, and a portion of the land covered in the Poe application has been quitclaimed back to the state by the State Road Department and abuts the right of way of the state road. A map was displayed showing the ownership of Mr. Poe and the submerged areas he is making application to purchase, with statement that the city and county have approved the sale of this land to Mr. Poe's client.

Motion was made, seconded and adopted, that the controversy be referred to Mr. Elliot to confer with the applicant and parties protesting in an effort to see if some settlement can be worked out, with report to be made to the Trustees as soon as possible.

Mr. Elliot presented letter from L. W. Seabrook of Tallahassee, asking that he be allowed the same privilege as other owners around Lake Iamonia in Leon County, as to fencing out from his property lines into the lake.

Motion was made, seconded and adopted, that the request be denied on the ground that the Trustees do not have authority to grant such permission. With the large number of lakes in the state and the low water level prevailing it would be almost impossible for the Trustees to police all areas and require removal of fences placed by adjoining owners.

Request is presented from the United States of America for spoil areas in Hillsborough Bay and Tampa Bay, Hillsborough County. It was explained that a part of the spoil area requested lies within that part of Tampa Bay, title to which is in Hillsborough County Port Authority.

Motion was made, seconded and adopted, that the Trustees authorize perpetual easement in favor of the United States for spoil areas across the following parcels, or parts thereof, in Tampa Bay and Hillsborough Bay, title to which is in the Trustees of the Internal Improvement Fund:

- Parcel 1 - Part of Spoil Area 56-2
- Parcel 2 - Spoil Area 56-3
- Parcel 3 - Spoil Area 56-4
- Parcel 4 - Spoil Area 56-5
- Parcel 5 - Spoil Area 56-6
- Parcel 6 - Spoil Area 56-7
- Parcel 7 - Part of Spoil Area 56-8.

Consideration was requested on application from William Schmidt, presented to the Trustees September 4th and referred to the Engineer for report. The application covers Tracts 1 and 2 bordering the East shore of the Indian River, St. Lucie County, extending approximately sixteen hundred feet (1600') westerly into said river. A map was shown indicating upland ownership and submerged areas applied for. The Engineer and Secretary recommends as follows:

"That applicant's Tract No. 1, extending 520 feet eastward into the river, be extended to 620 feet, and that application for all of Tract No. 2, less the East 100 feet, be denied. The reason for extending Tract No. 1 an additional 100 feet to the westward is to allow for a one hundred-foot (100') right of way to the State Road Department along the Easterly edge of Tract No. 1, which is the shore line. Tract No. 2, except the easterly 100 feet, would extend into the deepest portion of the Indian River, be an obstruction to navigation, and would form a projection into said river beyond which fill should not be made; also recommend that stipulation be made in the deed that right of way be reserved for State Road Department."

Motion was made, seconded and adopted, that the recommendations of Mr. Elliot be approved and that the parcels as outlined in the recommendation be advertised for objections only, with provision to be made in the deed for state road right of way 100 feet wide.

As information to the Trustees, a copy of a resolution adopted by the State Road Department August 24, 1956, was presented to the effect that the State Road Department has cancelled request it made October 21, 1955, to "Pinellas County to hold up temporarily, for a period of 90 days, the approval of any applications for purchase of submerged lands in the general area of the proposed causeways to connect Mullet Key and other islands with the Pinellas County mainland, until the feasibility study then under way could be completed and location of the proposed project determined."

Information received and ordered filed.

Consideration was given to placing a time limit on use of land where conveyed out of the state for public purposes only, so that if the land is not used for public purposes within a period to be determined, the Trustees may at their option require that grantee reconvey the land to the state.

Motion was made, seconded and adopted, that Mr. Elliot confer with the Attorney General's office and make a recommendation to the Trustees as to a reasonable time for commencing actual conversion of the land for public use, such requirement also to apply to lands under the Murphy Act - Chapter 18296.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that Report No. 652, listing 28 regular bids for sale of lands under Chapter 18296, be approved and issuance of deeds corresponding thereto be authorized.

Request was presented from C. Robert Burns, on behalf of United Aircraft Corporation, for release of the oil and mineral rights and state road right of way reservations contained in Palm Beach County Deed No. 2598 to Lainhart and Potter, immediate predecessor in title to the Game and Fresh Water Fish Commission. The Commission has agreed to deliver the land described to the Aircraft Corporation, covering Section 15, Township 41 South, Range 40 East, but the contract cannot be carried out unless release of the reservations can be acquired from the state.

Motion was made, seconded and adopted, that the Trustees authorize release of the reservations as requested, the Attorney General's office having approved said releases.

Marion County - W. R. MacKenzie requests reduction in base bid for advertising 117 lots in Hi-Cliff Heights, a subdivision located in the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 13, Township 15 South, Range 22 East, making an offer of \$2.50 per lot.

Motion was made, seconded and adopted, that the Trustees decline to reduce the base bid, and make counter proposal to authorize advertisement of the lots with a minimum bid of \$5.00 per lot.

Pinellas County - The City of Tarpon Springs requests that the Trustees release the "public purpose" clause from deed No. 02-Chapter 21684, for the reason that the city does not now require the land for public purposes and desires to sell the lots for homesites.

Mr. Elliot recommends that if the Trustees consider release of the "public purpose" clause, a charge of \$10.00 per lot be made for such release.

Motion was made, seconded and adopted, that the Trustees decline to release the public purpose clause as requested by the City of Tarpon Springs, and that if the land is not needed for public purposes it be reconveyed to the state.

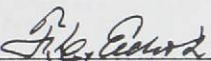
Volusia County - The Board of Public Instruction of Volusia County makes an offer of \$35.00 for Lots 9, 10 and 13, Block 3, Zelia Sams Subdivision, New Smyrna Beach. It was explained that the county has had possession of the property, having purchased the lots some years ago without being aware of Murphy Act certificates being against it.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$35.00 for the 3 lots and authorize conveyance under provisions of Chapter 21684 to the Board of Public Instruction of Volusia County.

Motion was made, seconded and adopted, that the Trustees authorize disclaimer of interest in certificates erroneously issued under the Murphy Act covering land in Bay, Citrus, Columbia, Taylor and Volusia Counties, the Attorney General's Office having advised that no title came to the state by virtue of said certificates.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
SECRETARY

**

**

**

**

Tallahassee, Florida
September 25, 1956

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Mr. presented the following sales advertised to be held on this date.

Hendry County - On August 21, 1956, the Trustees considered offer of twenty-five cents (25¢) per acre from Humble Oil and Refining Company for an oil, gas and mineral lease on the reserved interest held by the Trustees of the Internal Improvement Fund and the State Board of Education covering Sections 16 in Township 48 South, Ranges 33 and 34 East. The Trustees agreed to advertise the reserved interest held for sealed, competitive bids and notice of such sale was advertised in the Clewiston News, Clewiston, Florida, and in the Tallahassee Democrat on August 24, 31, September 7 and 14, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and the only offer received was \$435.20 as cash consideration for said lease.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$435.20 from Humble Oil and Refining Company as cash consideration, plus royalty payments of one-eighth in kind or in value and the amount of twenty-five cents (25%) per acre annual rental increasing five per cent (5%) of such original amount after the first two years, lease to be for a primary term of ten years.

MARTIN AND PALM BEACH COUNTIES - On July 31, 1956, the Trustees considered offer of \$250.00 an acre from Mrs. Ethel Weizer for purchase of a mangrove flat in the Northwest Fork Loxahatchee River, in Section 22, Township 40 South, Range 42 East, Martin County, and Section 27, Township 40 South, Range 42 East, Palm Beach County, containing 5 acres, more or less. The land was advertised for competitive bids and objections and notice of sale was published in the Stuart News, Martin County, on August 23, 30, September 6, 13 and 20, 1956, and in the Palm Beach Post, West Palm Beach, on August 24, 31, September 7, 14 and 21, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale. A higher bid of \$2000.00 was made by Matthew Fergan of South Palm Beach, Florida. Competitive bidding resulted in a high bid of \$670.00 an acre from C. E. Tilley and F. C. Prior.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$670.00 an acre and confirm sale in favor of Messrs. Tilley and Prior.

HILLSBOROUGH COUNTY - On July 31, 1956, the Trustees considered offer of \$100.00 an acre from Paul B. Dickman for purchase of a parcel of submerged land in Tampa Bay in Sections 16, 17, 19, 20 and 30, Township 31 South, Range 19 East, Hillsborough County, lying northwesterly of Government Lots 1, 2 and 3 of said Section 16, and Fractional Sections 19, 20 and 30 of said Township 31 South, Range 19 East, containing 303 acres, more or less. The land was advertised for objections only and notice of sale was published in the Tampa Tribune on August 17, 24, 31, September 7 and 14, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees confirm sale in favor of Mr. Dickman at the price offered - \$100.00 an acre.

INDIAN RIVER COUNTY - On July 31, 1956, the Trustees considered offer of \$200.00 an acre from Marshall O. Mitchell, on behalf of Fred A. Tuerk, for purchase of a parcel of submerged land in the Indian River in Section 13, Township 32 South, Range 39 East, described as beginning at the southeast corner of said Section 13, run North 421.5 feet west to east shore of Indian River, southwesterly along the east shore of Indian River to the south line of Section 13, east along said section line to beginning, containing 2.3 acres, more or less. The land was advertised for objections only and notice of sale was advertised in the Press Journal, Vero Beach, Florida, on August 17, 24, 31, September 7 and 14, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees confirm sale in favor of Mr. Tuerk at the price offered - \$200.00 an acre.

MONROE COUNTY - On July 31, 1956, the Trustees considered offer of \$125.00 from G. A. Crawshaw on behalf of Elmer H. and Mary Helen Opfer, for a parcel of submerged land in the Florida Straits in Section 18, Township 63 South, Range 38 East, lying southeasterly of and adjacent to the northeasterly 100 feet of Tract F of Plantation Beach, containing 0.42 of an acre, more or less. The land was advertised for objections only and copy of notice was published in the Key West Citizen on August 17, 24, 31, September 7 and 14, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees confirm sale in favor of Elmer H. and Mary Helen Opfer at the price offered - \$125.00 for the parcel.

MONROE COUNTY - On July 31, 1956, the Trustees considered offer of \$200.00 an acre from Paul E. Sawyer, on behalf of Mrs. Beulah Cass, for purchase of a parcel of submerged land in Florida Bay in Section 32, Township 63 South, Range 37 East, lying northwesterly of and adjacent to Lots 1, 2, 3 and 4 in Stratton's Subdivision, containing 2.0 acres, more or less. The land was advertised for objections only and notice of sale was published in the Key West Citizen on August 17, 24, 31, September 7 and 14, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees confirm sale in favor of Mrs. Cass at the price offered - \$200.00 per acre.

MONROE COUNTY - On July 24, 1956, the Trustees considered offer of \$200.00 an acre from William R. Neblett, on behalf of F. E. B. Corporation, for purchase of a parcel of submerged land lying south of and adjacent to Lots 5, 6, 7, 8, 9 and 10, Block 58, as shown on a subdivision of Lots 1, 2, 3, 5 and 6, Section 35; Lot 2, Section 36; Lot 3, Section 26; and Lot 2, Section 34; all in Township 67 South, Range 25 East, containing 6.65 acres, more or less. The land was advertised for objections only and notice of sale was published in the Key West Citizen on August 10, 24, 31, September 7 and 14, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and objections were filed by Ben C. Willis of Tallahassee, on behalf of Joseph R. Sirugo. Mr. Willis filed written objections, and verbally explained that his client owns one-half interest in Cow Key, which is located south of the area being advertised for sale on Stock Island, and presented maps and sketches showing three (3) sales heretofore made almost up to his property line, thus depriving him of his riparian rights on two sides of Cow Key. Mr. Sirugo suggests that the owner of the three parcels shown on the map, who is also the applicant to purchase the land in question, make some adjustment in his favor owing to the encroachment on his riparian rights caused by the earlier sale. He feels that if the sale advertised today is consummated, it will prevent him exercising his riparian rights toward the shore.

Statements were made that some maps showed the existence of Cow Key and others did not; the original purchaser of Cow Key was aware of the sales made; the three sales referred to by Mr. Sirugo were advertised as required by law, no objections were filed and the sales were consummated; there is a space of about 2500 feet between the land advertised and Cow Key.

The Trustees expressed their willingness to go as far as possible in permitting Mr. Sirugo to expand his riparian rights, but there is no application before the board and no action can be

taken on that phase of the problem.

Mr. Willis stated that it seems to be the consensus of opinion that an error was made in selling submerged land so close to Cow Key and the applicants have recognized that the owner of the three parcels did not have the right to go as far as he did, and before the sale now being considered is disposed of the Trustees should require the applicants to make some adjustment with the owners of Cow Key.

There was no showing made that the sales had been held in any unlawful manner, proper notice having been advertised and no objections having been filed to the sales.

Motion was made by Mr. Mayo, seconded by Mr. Green and adopted, that the objections be overruled and the sale as advertised be confirmed in favor of applicants, F. E. B. Corporation, at the price offered - \$200.00 an acre.

SARASOTA COUNTY - On July 31, 1956, the Trustees considered the appraised price of \$138.00 from John B. Richey for purchase of a parcel of submerged land in Little Sarasota Bay in Section 22, Township 38 South, Range 18 East, lying easterly of and adjacent to that part of the south 100 feet of the north 400 feet of U. S. Government Lot 2 of said Section 22, lying east of the paved county road, containing 0.69 of an acre, more or less. The land was advertised for objections only and notice of the sale was published in the Sarasota Herald on August 17, 24, 31, September 7 and 14, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Richey at the price offered - \$138.00 for the parcel - the deed to carry the restrictive covenant with reference to filling.

VOLUSIA COUNTY - On July 31, 1956, the Trustees considered offer of the appraised price of \$500.00 per acre from E. W. Gautier on behalf of L. C. Stair, for purchase of a parcel of submerged land in Indian River North, in Section 33, Township 17 South, Range 34 East, lying northeasterly of the East 268 feet of the North 134 feet of the South 269 feet of Lot "4-L", Assessor's Subdivision of the Alvarez Grant, containing 1.8 acres, more or less. The land was advertised for objections only and notice of the sale was published in the DeLand Sun News on August 24, 31, September 7, 14 and 21, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Stair at the price offered - \$500.00 an acre.

VOLUSIA COUNTY - On July 31, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre from E. W. Gautier, on behalf of R. L. Brown, for purchase of a parcel of submerged land in Indian River North in Section 2, Township 18 South, Range 34 East, lying northeasterly of the easterly 500 feet of the northerly 100 feet of the southerly 500 feet as measured along the easterly right of way of U. S. Highway No. 1 of Lot 3 of Lowd's Subdivision, containing 1.3 acres, more or less. The land was advertised for objections only and notice of the sale was published in the DeLand Sun News on August 24, 31, September 7, 14 and 21, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of R. L. Brown at the price offered - \$300.00 per acre.

VOLUSIA COUNTY - On July 17, 1956, the Trustees considered offer of \$50.00 an acre from Anderson C. Bouchelle for purchase of the following described land:

TRACTS A AND C

Two tracts of submerged land in the unsurveyed portions of Sections 7, 8, 16 and 17, Township 17 South, Range 34 East, Volusia County, Florida, lying northeasterly of the City of New Smyrna Beach, northwesterly from the North Causeway, westerly of Maintenance Spoil Area No. V-8 and southerly of the northeasterly extension of Sheldon Avenue in New Smyrna Beach, less two parcels in the extreme westerly portion to be reserved for the City of New Smyrna Beach and other riparian owners.

TRACT A of the above described area lying westerly and northwesterly of Inlet Creek, containing 305 acres, more or less. The purchaser to furnish plat of survey and legal description of said Tract A.

TRACT C of the above described area lying easterly and southeasterly of Inlet Creek, containing 317 acres, more or less. The purchaser to furnish plat of survey and legal description of said Tract C.

TRACT B

A tract of submerged land in the unsurveyed portions of Sections 5, 6, 7 and 8, Township 17 South, Range 34 East, lying northerly of Tract A as described above, westerly of MSA No. V-8, southerly of MSA 434A-R and easterly of a creek or slough running northerly and southerly through said Sections 6 and 7. Containing 276.4 acres, more or less. The purchaser to furnish plat of survey and legal description.

The land was advertised for competitive bids and objections, and notice of the sale was published in the DeLand Sun News on August 24, 31, September 7, 14 and 21, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Before proceeding with the sale the Trustees announced that conferences have been held in Volusia County with parties interested in the sale of this land, including the City of New Smyrna Beach and the County Commissioners. All interested parties have been contacted, agreement reached, and the following is recommended:

1. That a strip of submerged and semi-submerged land five hundred feet (500') in width be dedicated to the perpetual use of the public as a navigable waterway, said dedication to be properly described and recorded in the public records of Volusia County.
2. That the wording of the dedication, in so far as the removal of the material from the described area is concerned, be that resulting from a conference between the purchasers and their attorneys, and the Trustees' Engineers, Land Agent and the Attorney General, and subsequently submitted to the Trustees for final approval.
3. That the Trustees authorize the expenditure of a sum of money, not exceeding \$350.00 for the survey and layout of the dedicated area by a local surveyor.

A petition was presented signed by eighty percent (80%) of the owners in the area, between Wayne Avenue and Sheldon Avenue.

Other owners present indicated approval of the plan provided the owners adjacent to the dedicated waterway will be allowed to dredge in the 500 foot area and use the fill on their property.

Mr. Tom Cobb, representing Walter Mulbry, who is an applicant to purchase Tracts "A" and "C", expressed the opinion that purchasers of the marsh land should be required to remove the material from the dedicated waterway.

It was generally agreed that the waterway should be dredged so as to maintain free flow of water at all times and that the material dredged should be placed on the tracts described as A, B and C.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees approve the dedication of the public waterway as outlined in recommendations 1 and 2.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees authorize the expenditure of up to \$350.00 for the necessary survey work to lay out the waterway as recommended in 3.

Further discussion with reference to dredging in the dedicated waterway resulted in a decision by the Trustees that the deed conveying the three tracts advertised shall carry covenants which will grant to the purchaser the right to remove the fill material from the 500 foot waterway where it abuts his land, the purchaser to agree that he will remove the fill to a depth of not less than ten (10) feet within a period of five (5) years from date. The purchaser would also agree that at least one-half of the property purchased would be filled to a grade to be established by the City Engineers, within the same five (5) year period and the remainder to be filled to such elevation within not less than a five (5) year period immediately following.

No opposition was expressed to the above procedure, and it was so ordered.

The Land Agent called out the description of the three (3) parcels advertised for bids and objections, based on application from Mr. Bouchelle with a starting bid of \$50.00 an acre. It was explained that the tracts would be bid off separately and as a whole, the highest total bid to be the sale price.

Competitive bidding resulted in the following high bids being received:

- Tract "A" - \$50.00 per acre bid by Magnolia Development Corporation;
- Tract "C" - \$215.00 per acre bid by Magnolia Development Corporation;
- Tract "B" - \$105.00 per acre bid by Magnolia Development Corporation.

The total area was called out, and no higher bid was made.

Mr. Bouchelle requested that the Trustees narrow the dedicated 500-foot strip to 50 feet through his property, as it will be necessary for him to have a bridge across the waterway and the 500-foot span will be too expensive.

Mr. Bouchelle was reminded that he had made no opposition to the width of the waterway during the discussion on that phase of the subject, and, according to information, was agreeable to the entire plan when it was discussed at a conference in Daytona Beach with interested parties.

Mr. Bouchelle replied that he was assured that that feature of the plan would be worked out; that he is giving up valuable land for the waterway involving a loss of approximately \$15,000.00 in cash spent on filling.

Other interested parties, including the high bidder for the land, brought out the fact that they understood everyone was in agreement on the recommended proposal and had not heard of Mr. Bouchelle's request for a narrower waterway through his land;

that it would not be equitable for other owners to be required to construct bridges across a 500-foot waterway and Mr. Bouchelle be allowed to build a 50-foot structure; that to reduce the width will defeat the purpose for which the waterway is designed.

After further discussion, motion was made, seconded and adopted, that the minutes will show that Mr. Bouchelle will agree to a modification of a purchase contract he has with the Trustees so as to allow a 500-foot strip along the western edge of the land under contract, with the understanding that he be permitted to construct a bridge across the waterway adjoining his ownership with a total opening to be determined by Mr. Bouchelle, but not less than one hundred feet (100'), the same width openings to be allowed the purchasers of the three tracts. Mr. Bouchelle stated that he would like to have some land, or a credit on his contract, in compensation for his costs in filling the land.

The Governor advised Mr. Bouchelle that he will not be allowed any reimbursement for work he has done; that the land covered by his contract will be reduced by the amount taken for the waterway and settlement will be made at the rate paid for the land by reducing the contract price by the amount of land taken.

Mr. Bouchelle explained that the contract referred to is in the name of Dr. Cunningham, an associate of his, and he will have to take the matter up with him before making a decision.

Governor Collins asked that Mr. Bouchelle advise the Trustees by next Tuesday - October 2, 1956 - what Dr. Cunningham will do.

Motion was made, seconded and adopted, that the Trustees approve the high bids made by Magnolia Development Corporation - \$50.00 an acre for Tract "A", \$215.00 an acre for Tract "C", and \$105.00 an acre for Tract "B" - subject to approval from Dr. Cunningham as to the reduction in contract and reduction in length of bridge as outlined.

The Land Agent presented request from Henry Blount, County Attorney, on behalf of Duval County, for dedication of Mud Island, recently renamed Peyton Island, situated in the St. Johns River under the Mathews Bridge, for public purposes, to be administered and controlled by the Board of County Commissioners as long as used for public purposes only. The dedication sought is for the entire island, but subject to right of way existing State Road (Mathews Bridge). Request for control of this island was considered by the Trustees July 17th, and on August 14th dedication was authorized as to approximately 4 acres but no instrument has been executed and delivered. The island is located in Township 2 South, Range 27 East, Duval County. The Land Agent recommends that action taken August 14 be amended to dedicate the entire island, subject to the existing State Road instrument.

Motion was made, seconded and adopted, that the Trustees amend dedication authorized August 14, 1956, so as to include the entire Peyton Island for public purposes only, subject to State Road right of way as recommended by the Land Agent.

Mr. William R. Neblett, on behalf of First National Bank of Leesburg as Trustee, makes application for a dredging area at Islamorada 300 feet by 450 feet southeast of the former dredging area opposite upland of Mrs. Clara May Downey, subject to written consent from Mrs. Downey and proof of Mrs. Downey's upland ownership being furnished. The requested area will be substituted for the area previously authorized in connection with Deeds 21326 and 21327. Approval of the U. S. Engineers has been granted for the new dredging area located in Township 63 South, Range 37 East, Monroe County, and it is estimated that ten thousand (10,000) yards will be necessary to be taken.

Motion was made, seconded and adopted, that the Trustees

grant permission for a substitute dredging area as requested by Mr. Nebblett, conditioned upon written consent from Mrs. Downey being furnished the Trustees, payment to be at the usual rate charged for fill material.

The following applications were presented from G. A. Crawshaw on behalf of upland owners, for purchase of submerged land in Monroe County:

Michael and Anna deRomo offer the appraised price of \$150.00 for 0.6 of an acre of submerged land lying adjacent to their upland in Government Lot 5, Section 6, Township 62 South, Range 39 East;

Frederick T. Bond and Margaret H. Bond, his wife, offer \$200.00 per acre, which is in excess of the appraised price, for 1.5 acres of submerged land adjacent to their upland in Section 23, Township 62 South, Range 38 East.

Motion was made, seconded and adopted, that the Trustees authorize advertisement for sale, subject to objections only, of the two parcels of land in Monroe County applied for by Mr. Crawshaw on behalf of clients.

The Land Agent presented two Pinellas County sales advertised to be held September 11, 1956, and held for consideration when the Governor could be present. The land was applied for by Leo M. Butler on behalf of Harbor Bluffs Development Corporation and A. W. Bayliss. (See minutes of September 11 for description of the land and offer made.) Approval of Pinellas County Water and Navigation Control Authority is on file.

Without objection the two sales were referred to the State Land Use and Control Commission for recommendation.

Governor Collins stated that he will not be willing to approve any request for purchase of submerged areas in Pinellas County without first having the application referred to the State Land Use and Control Commission for recommendation.

Mr. T. M. Shackelford, attorney of Tampa, Florida, was present and Governor Collins announced that the Alliance for Conservation of Natural Resources in Pinellas County has recommended Mr. Shackelford, pursuant to action taken by the Trustees August 7, 1956, to engage the services of an attorney to investigate the alleged illegal usurpation of state lands in Pinellas County area. The Governor explained to Mr. Shackelford that the Trustees desired that he go to Pinellas County and hear complaints as to illegal dredging and filling, get the facts, and make recommendation to the Trustees as to procedure for rectifying any wrong and injury which might have occurred.

The Trustees discussed with Mr. Shackelford the matters to be looked into, such as contacting any private or public concern where filling is being done, or has been done, and where there is any evidence that it goes beyond the area conveyed. The Attorney General's interpretation has been that after the sale of land is made by the Trustees, the jurisdiction as to what is done with the land is entirely in the Pinellas Water and Navigation Control Authority, composed of the County Commissioners. Reports have been made to the Trustees of numerous instances where violation of rights has occurred, and the Trustees desire these reports investigated and verified.

It was also brought out that information from the County Attorney is that where a War Department permit to fill land was granted before the 1953 and 1955 Acts, the County Authority cannot do anything. The Trustees desire this particular point investigated. Upon inquiry from Mr. Shackelford as to use of his associates in the work, he was advised that he would be expected to utilize his firm to assist him in this work.

Mr. Shackelford was advised that the Attorney General will negotiate with him in the handling of this work and compensation therefor.

St. Lucie County - Mr. John McCarty and Mr. Arthur P. Byal, on behalf of North Beach Development Company, were present at a hearing before the Trustees September 11, 1956, in connection with sale of land in St. Lucie County advertised to be sold March 13, 1956. Objections were filed by Ralph Wilson, County Attorney, on behalf of the County Commissioners of St. Lucie County and on behalf of Fort Pierce Inlet District. Also, objections were filed by Raymond E. Ford on behalf of client. At the meeting September 11th, the Trustees requested Mr. Elliot to confer with interested parties with a view to working out a solution of the problem.

Mr. Elliot reports that in conference with applicants and objectors, the following was suggested:

- (a) That applicants procure consent of the U. S. Engineer Office, Department of the Army, for removal of material from the Coon Island Maintenance spoil area as to that comprising the N $\frac{1}{2}$ of what is known as Coon Island.
- (b) That an area bordering upon the Inlet channel, between Coon Island maintenance spoil area and the beach ridge to the eastward, be excavated to provide a settling basin adjoining and north of the Inlet channel.

Mr. Elliot recommends that the Trustees request applicants to discuss the matter of acquisition of the land with the County Commissioners and ascertain definitely what action the said commissioners will take officially with respect to acquisition by North Beach Development Company; that with reference to the small island or sand bank built up above water which the applicants propose to acquire from the Trustees, it is recommended that in taking fill from the said sand bank or island to be placed on the upland, the lower section be removed.

Mr. Elliot also presented a resolution adopted by the Board of County Commissioners withdrawing its objections to the sale of the said submerged lands, conditioned upon the following four steps being taken to protect the interest of the County:

"NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of St. Lucie County, Florida, in meeting assembled this 18th day of September, 1956, as follows:

1. That said Board does hereby withdraw its objection to the sale of said submerged lands, provided, the Trustees of the Internal Improvement Fund take the necessary steps to assure St. Lucie County,
 - A. That the shore line of the 'Uplands' shall remain substantially the same as it now is.
 - B. That the channels on the East and West sides of the Island located East of 'Coon' Island shall remain open to navigation;
 - C. That no additional islands shall be created in Tucker's Cove, or on any of said submerged lands;
 - D. That dredging shall commence within six (6) months, and in the event no dredging is done within a period of three (3) years, that the title to said submerged lands shall revert to the Trustees of the Internal Improvement Fund."

and copy of letter from attorneys for North Beach Development Company that the conditions of the County Commissioners will be met.

Mr. Elliot stated that with the withdrawal of objections by the county, and agreement by letter from Mr. John McCarty, attorney for North Beach Development Company, to Governor Collins dated September 22, 1956, that North Beach Development Company will carry out the request of St. Lucie County as set forth in the resolution, it is ready for the Trustees to either accept or reject the offer.

The price offered for the land was discussed and it was brought out that the appraiser valued the land as an area from which fill would be taken rather than an area which would be filled.

Motion was made, seconded and adopted, that the Trustees refer the matter of price to Mr. Green and Mr. Mayo for the purpose of securing from the appraiser information as to value of the land to be filled as well as value of the fill to be taken; also consideration to be given to selling the fill material from a certain area instead of conveying the land.

Request was presented from Florida Inland Navigation District for limited spoil easement covering 4 acres in Indian River County necessary in connection with improvement by the United States of the Intracoastal Waterway. The area requested is described as follows:

All of the submerged land, semi-submerged land, marsh lands and islands, or portions thereof lying within a 1750 foot wide strip or zone through portions of unsurveyed portions of Sections 9, 16, 21 and 22, Township 31 South, Range 39 East, Indian River County, and shown on map entitled "Intracoastal Waterway, Jacksonville to Miami, Florida, Right of Way and Maintenance Spoil Areas Through Indian River County, Florida, Prepared for Florida Inland Navigation District, dated June 1943."

Mr. Elliot recommended that the easement be granted with the instrument to include a clause authorizing said District to assign to the United States to June 30, 1959, the rights granted the District.

Motion was made, seconded and adopted, that the Trustees grant limited spoil easement as requested by Florida Inland Navigation District with inclusion of the clause as recommended by Mr. Elliot.

The Engineer and Secretary requested authority to arrange for mapping of intracoastal waterways on the East coast, and on the West coast from the Caloosahatchee River North to the Anclote River at Tarpon Springs. This will facilitate determining in advance areas of submerged land available for sale, limit of fill, protection and improvement to navigation. Mr. Elliot presented a specimen map of the Indian River area indicating what mapping would consist of.

Motion was made, seconded and adopted, that the Trustees authorize Mr. Elliot to have the mapping done as suggested.

At the meeting of the Trustees September 18, there was referred to the Attorney General and to Mr. Elliot for report, the application from the Board of Public Instruction of Volusia County for acquisition of a parcel of submerged land comprising approximately 50 acres in Volusia County situated westward from Government Lot 5, Section 16, Township 17 South, Range 34 East, to be used for public school purposes.

Mr. Elliot reported that at the meeting September 18th it was suggested that the area might be dedicated to Volusia County for school purposes; that pursuant to the policy of the Trustees to convey submerged bottoms only to the adjoining upland owner, any permission to dredge and fill said bottoms would be granted only to such owner, or to another only upon written consent of such owner. Dedication would be conditioned that the adjoining

upland owner, Mrs. Hannah Detwiler Bonnet, consent in writing to such dedication, subject further to a stipulation in the dedication that conveyance to said Board of Public Instruction shall not extinguish the riparian rights of said adjoining upland owner, or the right to acquire from the Trustees the submerged bottoms extending westward from the dedicated area to Callalisa Creek, and to acquire such other submerged bottoms as may adjoin her upland riverward from Government Lots 2, 3 and 5, of said Section 16. Mrs. Bonnet indicates tentative approval of that set forth, conditioned that the Trustees convey to her, without cost, approximately 30 acres of land extending riverward to Callalisa Creek outward from that part of Government Lot 5, south of the area proposed to be dedicated.

Mr. Elliot recommends dedication as above outlined, except as to request for conveyance to Mrs. Bonnet without cost, on which no recommendation is made for the reason that whether or not conveyance can be made without cost is strictly a matter of policy wholly with the Trustees.

Motion was made, seconded and adopted, that the matter be referred to the Attorney General for opinion as to whether the law will be violated in making land available to Mrs. Bonnet beyond the tract applied for by the School Board and a possible agreement between the Trustees and Mrs. Bonnet as to a price for the land.

Application from Edward M. Poe, on behalf of Lura C. Poe, for purchase of land in Brevard County, advertised to be sold August 28, 1956, was referred to Mr. Elliot for report. The following report was submitted by Mr. Elliot:

Re: Application on Behalf of Lura C. Poe

On September 18 there was referred to me for report application by Edward M. Poe on behalf of Lura C. Poe for the acquisition of submerged bottoms south of Causeway across Indian River at Titusville, adjoining upland on the west shore owned by applicant.

Objections to the sale were presented by Mrs. Florence Robbins, owner of the property to the southward across Orange Avenue, in Titusville. Her objections were based upon claim that her riparian property would be damaged by the extension eastward into Indian River; that the proposed fill would result in forming a pocket in which debris would accumulate, would result in inconvenience of access by water to her upland property, and generally for the reason that she did not want the area to be filled and built up.

Without reference to objections by Mrs. Robbins, I find serious objections which would result from extending a fill eastward into the river for a total distance of some 1300 feet as follows:

1. Interference with navigation through water having navigable depths of three (3) feet or more.
2. Leaving of stagnant pocket to the northward between a portion of the area applied for and the causeway.
3. Insufficient material for fill riverward of the north and south side lines of the submerged bottoms extended eastward.

To overcome in part the objections of Mrs. Robbins and to greatly reduce the objections referred to in 1, 2 and 3, I recommend as follows:

That of area "A" shown on plat, that part eastward of the lines drawn thereon be eliminated from the application.

That to compensate for the elimination of such part, the area northward of "A" to the south right of way line of causeway as adjusted by State Road Department, marked "A-1", as shown by line on plat, be substituted therefor. Its area will be somewhat less than that recommended to be eliminated.

The result of this modification will be as follows:

- (a) Reduce the distance eastward into the river to be filled 450 feet.
- (b) Eliminate the stagnant pocket between the fill on the area which was applied for and the causeway embankment.
- (c) Reduce the tendency toward formation of an undesirable pocket along shore to the southward.

Applicant agrees to the above; Mrs. Robbins partially satisfied but will accept adjustment as the best that can be had within reason.

To accomplish that above recommended, it will be necessary to reject the present proposed sale and to readvertise the land under applicable description.

Mrs. Florence Robbins was present and verbally protested the sale on the ground that the applicant is not the adjoining upland owner.

Motion was made, seconded and adopted, that the application from Mr. Poe, on behalf of client, be rejected, based on the objections pointed out by the Engineer and Secretary as to sale of the parcels applied for.

It was stated that if applicant desires to make application for a modified area, it will be given consideration.

Telegram was presented from Mrs. Harry L. Dobbs, president of the Miami Woman's Club, asking that the date be changed for hearing on the application from Mr. Marshall Ader for purchase of submerged areas in front of ownership in Miramar on Biscayne Bay, Dade County,

October 9th having been fixed as the most convenient date for applicant and other parties objecting, the Trustees could not grant request of Mrs. Dobbs, and it was ordered that she be so advised.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 653 listing twelve (12) regular bids for purchase of land under Chapter 18296, and also Dade County Corrective Deed No. 3935-Cor. to Travis Company, and authorize execution of deeds corresponding thereto.

Reconsideration was requested of action taken by the Trustees August 14, 1956, declining to release the public purpose clause in Hillsborough County deed under Chapter 21929 upon payment of \$150.00. It was reported that the county has sold 30 of the lots in Riverbluff Subdivision, conveyed under provisions of Chapter 30464, 1955, Special Acts, at a price of \$7,360.00. The Secretary recommends that the release be authorized upon payment of one-half of the amount received by the county, or \$3,680.00.

Motion was made, seconded and adopted, that the Trustees authorize release of the public purpose clause as to the 30 lots sold by the county upon payment of \$3,680.00 as recommended.

Upon motion duly adopted, the Trustees adjourned.

LeRoy Collins
GOVERNOR - CHAIRMAN

ATTEST: *F. C. Elliot*
SECRETARY

**

**

**

**

Tallahassee, Florida
October 2, 1956

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Mr. Ferguson presented request from Buell Whitehead, on behalf of Ralph Flint, for issuance of quitclaim deed from the Trustees covering the $W\frac{1}{2}$ of NE $\frac{1}{4}$ of Section 6, Township 45 South, Range 27 East, Lee County, to clear defect in Mr. Flint's record title which originated in United States Patent to James E. Going dated June 24, 1930. Information is that the said tract was part of Pensacola and Atlantic Railroad land selection, Certificate No. 13816, under which the railroad applied for 415,748 acres on October 4, 1888, which the Trustees approved and agreed to convey as patented by the United States to the State of Florida. Records disclose that the land was not patented to the state and on March 12, 1908 the Louisville and Nashville Railroad Company executed quitclaim deed to the Trustees, as recorded in the public records of Lee County.

The Land Agent recommends issuance of quitclaim deed in favor of Mr. Flint.

Motion was made, seconded and adopted, that the Trustees authorize issuance of quitclaim deed to Mr. Flint covering the land described.

Mr. Ferguson presented recommendation of compromise settlement of Pinellas County Court proceeding - Fred M. Hahn vs. Leon A. Haber, et al - as proposed by Assistant Attorney General John D. Moriarty to the Attorney General October 1, 1956. The proposal is to quitclaim or convey 73 acres of submerged land adjacent to Government Lot 1 of Section 29, Township 28 South, Range 15 East, based on statement of facts in memorandum from Mr. Moriarty as follows:

1. Sale of Lot 1 and 73 acres of submerged land by Trustees in 1925, with purchase money mortgage Trustees.
2. Levy of taxes which became delinquent, and reversion of title to the state under the Murphy Act in 1939.
3. Sale by Trustees covering Lot 1 and the submerged 73 acres under Murphy Act in 1940 to Hahn.

4. Foreclosure of purchase money mortgage under proceedings which failed to include Fred M. Hahn as defendant.

The history of the case was reviewed from 1925 when sale was made by the Trustees to R. E. Skinner for \$24,000.00 with deed and mortgage executed; subsequent default in payments and issuance of tax certificates for non-payment of taxes while title was out of the state and certification of title to the state under Chapter 18296, the Murphy Act. Murphy Act deeds were issued and thereafter, in 1955, the land was again sold by the Trustees, the Murphy Act deeds being overlooked. Law suit has been filed and there is question as to whether or not the Murphy Act deeds are superior to sales made by the Trustees. All parties have gotten together and agreed to split the property 50-50 on the basis of value at \$125.00 per acre, and have agreed to pay the Trustees \$1,752.00 as final settlement.

The Land Agent recommends that in view of the circumstances the Trustees should accept the offer of \$1,752.00 as settlement, however it will be necessary to clear the transaction through the Pinellas County Water and Navigation Control Authority and the State Land Use and Control Commission.

Motion was made, seconded and adopted, that the matter be referred to Mr. Elliot, the Land Use and Control Commission, and the Pinellas County Water and Navigation Control Authority for recommendation, after which action can be taken.

The Florida Board of Forestry requests concurrence by the Trustees in sale to Dade County of the Western 250 feet of the North 1 1/2 acres of that portion of the SW 1/4 of SW 1/4 of NE 1/4 of Section 23, Township 56 South, Range 39 East, which lies west of the westerly right of way line of Florida East Coast Railway, Dade County. The county proposes to construct a fire station on the site.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees concur in conveyance of the land and authorize execution of the deed on the part of the Trustees.

The Trustees had under discussion what is known as the Paradise Island fill in Pinellas County made by Paradise Island Development Company, Joseph V. Klingel, owner. The said development comprises approximately 70 acres, title to about one-half of which is in the Trustees. The filling of the area was stopped by the U. S. District Engineers but it is understood an amended application will be made for Department of the Army permit, notice of which will be furnished the Trustees.

Attorney General Ervin called attention to the permit issued to Paradise Island Development Company in 1950 to fill an area around the islands which they claim. The Fort Pierce Financing and Construction Company case had been decided, which gave upland owners certain rights under the so-called Butler Act, and the Paradise Island people were proceeding under that case and no protest was made to the fill being made. In 1951 the Legislature passed an act purporting to take away the rights under the Butler Act. The courts have since ruled that the rights of riparian owners are cut off and the Trustees have title.

Mr. Elliot reported that a conference was held in Tallahassee on September 27th and there were present representatives from the U. S. Engineers' Office, from Pinellas County on behalf of the County Commissioners and as Pinellas County Water and Navigation Control Authority, from the cities of St. Petersburg and Gulfport, and other interested parties, among which were Henry S. Baynard and Leonard W. Cooperman, representing Joseph V. Klingel, owner of Paradise Island. Mr. Baynard submitted a brief on his client's ownership and admitted that fill had been made beyond the area conveyed to him.

Mr. Elliot further stated that there is a discrepancy in the locations amounting to about 300 or 400 feet and until it can be definitely determined where the line is and what land is in the Trustee's and what is privately owned, no action can be taken. This point was discussed with Mr. T. M. Shackelford and Mr. Fred Burns, Assistant Attorney General, and a study is being made of the situation.

Governor Collins reported on conference had in his office with Comptroller Green, the only member of the Trustee's in town at the time, Mr. Elliot, Mr. Ferguson and Mr. Burns, with reference to a message received from Pinellas County dealing with acquisition of submerged areas by Al Furen. During 1952 and 1953 five contracts were entered into between the Trustee's and Mr. Furen for purchase of land in Boca Ciega Bay extending out toward the channel and in one area adjacent to upland of the City of St. Petersburg. As contracts were paid out deeds were issued, the last being executed in July of this year. The land was advertised according to law and no objections were made to the sale.

The Governor also brought out that the 1953 Legislature passed a law which sought to divest the Trustee's of any authority over the dredging and filling of lands in Pinellas County and to vest such authority in the Board of County Commissioners as a water and navigation control authority. In 1955 another law was passed strengthening authority of the local board for controlling dredging and filling in Pinellas County. The Governor and Mr. Green determined that whether these lands should be filled was a responsibility of the local board, which has taken the position that it did not have authority because the contracts were entered into prior to the time the authority was created. An opinion from the Attorney General states that the local board does have the authority to say whether dredging and filling may be done in the area covered by deeds to Mr. Furen. It was pointed out that the permit from the War Department in 1953 does not apply now as the plans are different and a new permit will have to be issued, and the Trustee's will have opportunity to be heard before permit is granted.

Governor Collins suggested that the Trustee's go on record as follows:

1. Based upon advice of the Attorney General that the County Commissioners of Pinellas County, sitting ex officio as Pinellas County Water and Navigation Control Authority, has since the 1953 and 1955 Acts, and now has the authority to decide whether or not dredging and filling of the Furen tract is in the public interest, and the authority to grant or withhold permits dealing with dredging and filling therein, be it resolved
2. That it is the opinion of the Trustee's that the County Commissioners of Pinellas County should accept the responsibility of that authority and that in the public interest the right to dredge and fill in this area should be denied by that board.
3. That the Trustee's of the Internal Improvement Fund protest the granting of any permit by the U. S. Corps of Engineers for dredging and filling in that area if, as and when application for such rights may be made by the alleged owners to the U. S. Engineers for such authority.
4. That the Trustee's of the Internal Improvement Fund encourage the City of St. Petersburg to take any action it might deem advisable to protect its upland from encroachment and from improper dredging and filling of the Furen area.

Motion was made by Mr. Green, seconded by Mr. Larson and unanimously adopted, that the four (4) suggestions made by the Governor be approved as the action of the Trustee's.

Mr. Elliot recommended that with reference to application for acquisition of submerged bottoms in Pinellas County, Florida, the following be adopted as the policy of the Trustees in handling these matters:

Re: Application for Acquisition of Submerged Bottoms in Pinellas County, Florida

1. Require application in duplicate. When received, examine to determine if in proper form and gives all information required by Trustees, including applicant's plan of what is proposed to be done with submerged bottoms applied for, the area to be filled, and area to be excavated, accompanied by drawing, together with a certificate from applicant that he has filed copy of his application with Pinellas County Water and Navigation Control Authority, as required by Chapter 31182.
2. Notify Pinellas County Water and Navigation Control Authority that application has been received by Trustees, naming applicant and giving description of land.
3. That information, including report by the Engineer-Secretary of Trustees on the location and description of the area applied for, and the probable effect of the proposed work upon navigation and other public interests, be submitted in writing to the Attorney General, and also to Mr. T. M. Shackelford, Jr., as to those subjects assigned to him by Trustees at request of Alliance for Conservation of Natural Resources in Pinellas County.
4. That when application shall have been OK'ed or otherwise reported on by the Attorney General, and also by Mr. Shackelford as referred to in 3, the Trustees take action on the application, after consultation with the State Land Use and Control Commission.

Motion was made, seconded and adopted, that the suggestions of Mr. Elliot - paragraphs 1, 2, 3 and 4 above - be approved as the action of the Trustees.

Mr. Elliot informed the Trustees as to discussion had with representatives of the cities of St. Petersburg and Gulfport and their applications for dedication of submerged bottoms adjoining each of the municipalities. It was suggested that a plan similar to that of the City of Belleair Beach might be worked out and that if agreement could be reached those two cities could be used as a guide for other areas.

Mr. Aaron Marsh, Mayor, and Mr. Noble Doss, City Attorney for the City of Gulfport, presented application from the city for dedication of submerged bottoms adjacent to the city limits and displayed maps showing the area requested. They asked for dedication similar to that granted Belleair Beach.

After discussion of the application and suggestions as to protection of any private riparian owner and rights of navigation, the dedication was agreed to in principal, the City of Gulfport to submit a resolution with map showing where the rights of the city start and stop, the plan in general to be along the line of the Belleair Beach dedication, and to be presented to the Trustees at the next meeting for action.

At the suggestion of Treasurer Larson, it was agreed that hereafter the meetings of the Trustees will start at 11:00 o'clock, and other meetings not finished by that time will be recessed until after the Trustees' meeting.

William T. Kruglak of Miami, Florida, requests that the Trustees arrange a date for holding a hearing, either in Tallahassee or Miami, on the question of leases from the City

of Miami to Miami Yacht Club and Miami Outboard Motor Club.

It was agreed that C. L. Vocelle, Assistant Attorney General in Miami, and Mr. Elliot or someone from his office, arrange a hearing in Miami on this subject.

Governor Collins inquired whether any action was to be taken at this time on the St. Lucie County land sale to North Beach Development Company and he was advised that the appraiser has been requested to give further information on his appraisal, and as soon as received the Committee composed of Mr. Green and Mr. Mayo will submit a report.

Without objection it was agreed that upon receipt of amended appraisal and subsequent approval by the Committee, the sale to North Beach Development Company be approved.

Pursuant to action taken this date by the Board of Commissioners of State Institutions, motion was made, seconded and adopted, that the Trustees authorize payment to Winchester Construction Company in the total amount of \$45,861.28 representing the cost of remodeling the Knott Building and for remodeling and painting the office of the State Superintendent of Public Instruction in the Capitol Building.

Financial statements for the month of September are as follows:

UNDER CHAPTER 610

Balance as of September 1, 1956		\$ 332,566.35
Receipts for the Month:		
Land Sales	69,663.67	
Quitclaim Deeds	226.00	
Fill Material	1,550.00	
Revenue Bonds	14,662.50	
Advertising Refunds	1,170.93	
Certified Copy of Trustees Minutes	0.00	
Sand and Shell Leases	16,976.57	
Timber Leases	40.80	
Oil Leases	36,738.00	
Grazing Leases	1,709.54	
Mineral Leases	25.00	
Payment on Loan	5,859.00	
Miscellaneous Leases	275.00	
Total Receipts for Month of September, 1956		148,897.01
Grand Total		481,463.36
Less Disbursements for Month of September, 1956		71,803.74
BALANCE AS OF SEPTEMBER 30, 1956		409,659.62

DISBURSEMENTS FOR MONTH OF SEPTEMBER, 1956

Date	Warrant No.	Payee	Amount
9/5/56	59521	R. M. McLane	\$ 20.25
	59522	J. D. Moriarty	51.97
	59523	V. H. Ferguson	5.30
9/6/56	60658	J. D. Moriarty	27.75
9/7/56	62710	General Office Equipment Co.	4.95
	62711	W. A. Wynne, CCC	1.00
	62712	Frank J. Anderson	150.00
	62713	H. B. Harrell & Son	50.00
	62714	A. B. Fogarty	100.00
	62715	The Coral Tribune	16.10
	62716	The Key West Citizen	33.73
	62717	The Miami Herald	113.40
	62718	News-Press Publishing Co.	20.70
	62719	The Clewiston News	20.70
	62720	Gilchrist County Journal	13.80
	62721	Tallahassee Democrat	59.80

9/10/56	64097	H. P. Ford & G. E. Ziegler	2,250.00
	64098	H. R. Johnson	247.85
	64099	Leon Electric Supply Co., Inc.	130.00
9/13/56	65561	Comptroller - 3% Service Charge	10,702.52
	71301	William E. Swoope, Jr.	63.00
	71302	Standard Oil Company	8.10
	71303	Weba Paul	15.00
	71304	R. L. Kendrick, Sheriff	5.50
	71305	Railway Express Agency	1.93
	71306	The Miami Herald	107.10
	71307	Tallahassee Democrat	21.85
	71308	The Bradenton Herald	13.80
	71309	Alton Hall	100.00
	71310	J. D. Moriarty	4.20
	72768	Geo. G. Crawford, CCC	6.00
	72769	Stuart Daily News	20.70
	72770	The Coral Tribune	48.30
	72771	News-Press Publishing Co.	16.10
	72772	The Titusville Star-Advocate	18.40
	72773	The Key West Citizen	62.10
	72774	Carl Gosbee	50.00
9/14/56	71329	Perfo Mat & Rubber Co., Inc.	147.37
9/17/56	73857	J. Edwin Larson - Tr. to State School Fund	32,325.73
	73858	J. Edwin Larson - Tr. to State Board Conservation	13,075.30
	74412	Ray E. Green, Comptroller	100.80
	74413	C. P. Mason	93.30
9/20/56	79757	R. H. Hunt	11.30
	79758	P. O. Riley	4,790.00
9/21/56	81225	Western Union Telegraph Co.	6.58
	81226	Shell Oil Company	7.58
	81227	Bd. County Commissioners, Pinellas County	3.79
	81228	General Office Equipment Co.	7.11
	81229	Marchant Calculators	42.00
	81230	Weba Paul	110.00
	81231	Langley Bell, CCC	8.50
	81232	A. B. Fogarty	100.00
	81233	Key West Board of Realtors	251.00
	81234	The Collier County News	15.33
	81235	The Okeechobee News	18.40
	81236	The Miami Herald	69.30
	81237	The Key West Citizen	18.40
	81238	News-Press Publishing Co.	13.80
9/29/56	76215	F. C. Elliot	834.95
	76216	W. T. Wallis	398.20
	76217	H. G. Morton	485.90
	76218	V. H. Ferguson	351.20
	76219	A. R. Williams	472.79
	76220	A. C. Bridges	392.08
	76221	C. L. Vocelle	182.40
	76222	M. O. Barco	404.27
	76223	J. L. Dedge	354.75
	76224	M. C. Pichard	297.55
	76225	J. C. Conner	170.80
	76226	B. G. Shelfer	268.96
	76227	C. M. Greene	49.35
	76228	R. N. Landers	27.41
	76229	Blue Cross of Florida, Inc.	18.30
	76230	Wilson Life Insurance Co.	22.38
	76231	State Retirement	340.06
	76232	Federal Tax	934.90
Total Disbursements for Month of September, 1956			\$71,803.74

U. S. G. S. COOPERATIVE FUND

Balance as of September 1, 1956	\$ 475.00
Receipts	-0-
Disbursements	-0-
Balance as of September 30, 1956	\$ 475.00

UNDER CHAPTER 18296

Receipts to General Revenue:

September 14, 1956	\$ 3,053.21
September 28, 1956	11,263.45
Total Receipts for the Month	\$14,316.66

Disbursements from General Revenue:

<u>Date</u>	<u>Warrant No.</u>	<u>Payee</u>	<u>Amount</u>
9/10/56	63698	Southeastern Telephone Co.	\$ 111.25
9/13/56	72279	The Mengel Company	50.00
9/29/56	73343	E. Hewitt	391.41
	73344	Provident Life & Accident Ins.Co.	7.75
	73345	State Retirement	28.32
	73346	Federal Tax	44.60
Total Disbursements for the Month			\$633.33

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 654 listing 34 regular bids for sale of land under Chapter 18296, and authorize execution of deeds corresponding thereto.

Hamilton County - Emory Cheshire applies for reduction in base bid of \$175.00 for advertising Lot 3, Block 9, Reneau's Survey, Town of White Springs, Section 7, Township 2 South, Range 16 East.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees decline to reduce the base bid on the lot applied for by Mr. Cheshire.

Indian River County - The City of Fellsmere, represented by Thomas N. Snell, president of the City Council, presented a resolution adopted by the council October 1, 1956, requesting that the Trustees accept \$5.00 per lot for the remainder of the lots under the Murphy Act located within the City of Fellsmere. The Trustees heretofore fixed a base bid of \$10.00 per lot. Mr. Snell explained that Mr. Charles H. Vihon is interested in purchasing this property for development when the city gets title from the state, and has put up the money for purchasing the lots. Mr. Snell stated that this development will mean a great deal to the city, and he urges the Trustees to accept the offer and convey to the city without advertising. The lots are subject to city and Fellsmere Drainage District taxes.

Motion was made, seconded and adopted, that the Trustees decline to reduce the base bid from \$10.00 per lot for advertising.

Hillsborough County Commissioners request that the Trustees release the oil and mineral reservations in Hillsborough County Deed No. 033-Chapter 21684, dated September 13, 1956, and make an offer of \$100.00 for such release.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$100.00 from Hillsborough County and authorize release of the oil and mineral reservation in the deed referred to.

Marion County - W. R. MacKenzie requests that the Trustees reconsider action of September 19 and reduce the base bid to \$2.50 per lot for 117 lots in H1-Cliff Subdivision of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 13, Township 15 South, Range 22 East.

Motion was made, seconded and adopted, that the Trustees decline to reduce the base bid as requested, and authorize advertisement with a bid of not less than \$5.00 per lot.


Hardee County - The Clerk of the Circuit Court requests that the Trustees fix the base bid for advertising Lots 2 and 3, Block 15, Fort Green, no 1932 assessment having been given for these lots.

Upon recommendation from the Secretary, motion was made, seconded and adopted, that the Trustees fix the base bid on the lots at \$25.00 per lot.

Motion was made, seconded and adopted, that the Trustees adjourn.


GOVERNOR - CHAIRMAN

ATTEST:


SECRETARY

**

**

**

**

Tallahassee, Florida
October 9, 1956

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

The Secretary presented minutes of the Trustees dated September 11, 1956.

Motion was made, seconded and adopted, that the minutes as presented be approved.

Mr. Ferguson, Land Agent, presented the following sales advertised to be held on this date.

HIGHLANDS COUNTY - On August 21, 1956, the Trustees considered offer of the appraised price of \$40.00 an acre from Robert M. Crawford for purchase of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 14, Township 38 South, Range 30 East, containing 40 acres, more or less. The land was advertised for competitive bids with a starting offer of \$40.00 an acre and notice of sale was published in The Sebring News on September 7, 14, 21, 28 and October 5, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson explained that this land was covered by Homestead Entry No. 12-TIIF dated September 22, 1953, in the name of Robert M.

Crawford, but entry was cancelled by the Trustees June 19, 1956, for non-performance. Mr. Crawford then applied to purchase the land and agreed to bid the appraised price of \$40.00 an acre. Prior to cancellation of Mr. Crawford's entry, William Hughes on May 9, 1956, made application for homestead entry on the same land. The land not being open for sale, Mr. Hughes' application could not be considered. Telegram from Mr. Hughes, dated October 6, 1956, stated that he intends to protect his application legally if the land is sold to Mr. Crawford.

Bids were called for and the highest offer received was \$59.00 per acre from Mrs. Albert DeVane.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$59.00 per acre from Mrs. DeVane and confirm sale in her favor.

The question of adoption of a policy with reference to raising bids was discussed and the following agreed upon, effective for sales today and in the future.

Motion was made, seconded and adopted, that no raise of a bid be received for less than \$1.00 where the original bid is less than \$50.00; from \$50.00 to \$100.00 the raise shall be not less than \$3.00, and any bid above \$100.00 the raise shall be not less than \$5.00. It was so ordered.

LAKE COUNTY - On August 21, 1956, the Trustees considered offer of the appraised price of \$25.00 per acre from L. T. Johnson for purchase of that part of Government Lot 7 West of Shell Creek in Section 25, Township 17 South, Range 29 East. The land was advertised for competitive bids starting at \$25.00 per acre and notice of the sale was published in the Lake Region, Eustis, Florida, on September 7, 14, 21, 28 and October 5, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and it was announced that purchaser will be required to furnish survey and legal description of the land.

The only bid received was \$25.00 per acre from L. T. Johnson. Motion was made, seconded and adopted, that the Trustees accept the bid of \$25.00 per acre and confirm sale in favor of Mr. Johnson, subject to survey and description being furnished as announced.

OKEECHOBEE COUNTY - On August 14, 1956, the Trustees considered offer of the appraised price of \$30.00 per lot from Wesley L. Moore for purchase of Lots 5, 8, 10, 11 and 12, Block 189 of Okeechobee City, a subdivision in Sections 15, 16, 21 and 22, Township 37 South, Range 35 East, Plat Book 2, Page 17, Public Records of St. Lucie County, Florida. The lots were advertised for competitive bids and notice of sale was published in the Okeechobee News on September 7, 14, 21, 28 and October 5, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the Land Office records.

Description of the land was called out and Mr. Ferguson reported a higher bid in amount of \$41.00 per lot has been received for Lots 5 and 8 from Albert H. Murray of Poughkeepsie, New York, and a bid of \$50.00 per lot for Lots 10, 11 and 12, at which price the bidding will commence. It was also explained that the lots will be called out individually and the lots offered as a whole will be called out for bids, starting with the total of the individual lot bids.

Highest bid on the lots separately offered was made by B. M. Shotkin on behalf of Board of Trade, Inc., as follows:

Lots 5 and 8 - \$42.00 per lot
Lots 10,11 and 12 - 53.00 per lot.

The lots as a whole were offered, starting with the total of the separate bids - \$243.00 - and competitive bidding resulted in a high bid of \$415.00 being offered for the five lots by Melvin W. Moore. Motion was made, seconded and adopted, that the Trustees accept the high bid of \$415.00 for the five lots advertised, and confirm sale in favor of Mr. Moore.

MANATEE COUNTY - On July 24, 1956, the Trustees considered offer of the appraised price of \$20.00 an acre from James M. Wallace for purchase of the unsurveyed part of Section 18, Township 34 South, Range 19 East, containing 90 acres, more or less.

Mr. Ferguson requested that this sale be cancelled, since it has developed that the acreage is erroneous, there being about nine (9) acres which can be sold only to the adjoining upland owner. Cancellation of the sale is satisfactory to Mr. Wallace.

Motion was made, seconded and adopted, that the Manatee County sale advertised be cancelled for the reasons given.

MARTIN COUNTY - On August 7, 1956, the Trustees considered offer of the appraised price of \$200.00 per acre from Kenneth I. Van Der Hulse, on behalf of Tuscabay Properties, Inc., for purchase of a parcel of submerged land in the St. Lucie River, in Section 3, Township 38 South, Range 41 East, lying north of and adjacent to Lots 1 and 2, Block 7, St. Lucie Estates Subdivision, Section 1, containing 1.6 acres, more or less. The land was advertised for objections only and notice of sale was published in the Stuart News on August 30, September 6, 13, 20 and 27, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 an acre and confirm sale in favor of Tuscabay Properties, Inc.

MONROE COUNTY - On July 10, 1956, the Trustees considered offers of the appraised price of \$200.00 an acre from the following applicants:

Ralph E. Cunningham, Jr., on behalf of Allen L. Skipper, the adjacent upland owner, for purchase of a parcel of submerged land lying northwesterly of and adjacent to that portion of Lot 9 of Geo. McDonald's Plat, being a subdivision of a part of Sections 5 and 6, Township 62 South, Range 39 East, Key Largo, containing 2.34 acres, more or less;

Ralph E. Cunningham, Jr., on behalf of D. A. Simmons, the adjacent upland owner, for purchase of a parcel of submerged land in Newfound Harbor in Section 34, Township 66 South, Range 29 East, lying southerly, easterly and westerly of Lots 1 to 7 incl., Block "F", and Lots 21 to 28, incl., Block "E" of Piney Point Subdivision, Big Pine Key, containing 14.8 acres, more or less;

Garland M. Budd, on behalf of Chester F. Tingler and wife, adjacent upland owners, for purchase of a parcel of bay bottom land in the Straits of Florida, in the Southwest Corner of Section 14, Township 66

South, Range 32 East, at Boot Key, containing 5.10 acres, more or less.

The three (3) parcels of land were advertised for objections only and notice of sale was published in the Key West Citizen on August 31, September 7, 14, 21 and 28, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to any of the sales.

Motion was made, seconded and adopted, that the Trustees accept the offers of \$200.00 an acre, and confirm sale in favor of each of the applicants, adjacent upland owners.

MONROE COUNTY - On August 14, 1956, the Trustees considered offer of the appraised price of \$100.00 an acre from W. M. Johnson on behalf of W. M. McDonough and wife, adjacent upland owners, for purchase of a parcel of submerged land in Section 3, Township 67 South, Range 27 East, northeasterly of and adjacent to Lot 4 of Sugarloaf Shores Plat No. 2 (Section C), containing 0.2 of an acre, more or less. The land was advertised in the Coral Tribune on September 7, 13, 21, 28 and October 5, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale. Motion was made, seconded and adopted, that the Trustees accept the offer of \$100.00 an acre and confirm sale in favor of W. M. McDonough and wife.

MONROE COUNTY - On August 21, 1956, the Trustees considered offer of the appraised price of \$250.00 an acre, or \$175.00 for the parcel, from G. A. Crawshaw on behalf of Edward and Harriet U. Leitner, adjacent upland owners, for purchase of a parcel of submerged land in the Florida Straits in Section 6, Township 62 South, Range 39 East, on Key Largo, southeasterly of and adjacent to Tract 4 of the amended plat of Mandalay, containing 0.7 of an acre. The land was advertised for objections only and notice of sale was published in the Coral Tribune of Key West, Florida, on September 7, 13, 21, 28 and October 5, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$175.00 for the parcel and confirm sale in favor of Edward and Harriet U. Leitner.

B. M. Shotkin requested that he be furnished with copy of the Land Office Agenda prior to the board meeting. Without objection, it was agreed that extra copies of the agenda be placed on the board table at the time the meeting begins for anyone desiring a copy.

The State Road Department makes application for easements across state lands as follows:

1. Brevard County - Right-of-way easement through submerged lands in Indian River between Malabar and Melbourne in Township 28 South, Ranges 37 and 38 East, State Road No. 5 - Section 7001-277, easement to be subject to Shell Lease No. 1050 dated June 11, 1956 to Harry E. Pollak;

2. Manatee County - Temporary easement for dredging in that part of Palma Sola Bay in Section 25, Township 34 South, Range 16 East, containing 83.22 acres, more or less - State Road 54 - Sec. 1315-175;
3. Sarasota County - Perpetual easement and temporary dredging permit in and to certain submerged lands in Sarasota Bay in Sections 19 and 30, Township 36 South, Range 18 East, and Section 25, Township 36 South, Range 17 East - State Road No. 45 - Sec. 1700-175.

Motion was made by Mr. Mayo, seconded by Mr. Larson and adopted, that the Trustees grant the three requests from the State Road Department and authorize execution of the respective instruments.

The following applications were presented for purchase of submerged land adjoining upland property of applicants:

1. Brevard County - E. R. Ensey offers the appraised price of \$100.00 per acre for 2.6 acres of submerged land adjacent to upland property in Sections 33 and 34, Township 26 South, Range 37 East.
2. Dade County - R. B. Swanson offers the appraised price of \$150.00 per acre for 76.8 acres of submerged land lying adjacent to Swan Key, owned by him, in Section 33, Township 58 South, Range 41 East.
3. Manatee County - John F. Burket, Jr., on behalf of Donald Carr and Josephine Carr, his wife, offers \$250.00 per acre, which is the price recently paid for submerged land in that area, for 2.80 acres of submerged land adjacent to their upland property on Longboat Key, lying and being in Sections 25 and 26, and part of Section 24, Township 35 South, Range 16 East. Also, Mr. Burket, on behalf of Joseph R. Esteban and Clara Esteban, his wife, offers \$250.00 per acre for 2.80 acres of land adjacent to their upland property on Longboat Key, Sections 25, 26 and part of Section 24, Township 35 South, Range 16 East.
4. Monroe County - Sidney Aronovitz, on behalf of White Marlin Beach, Inc., offers the appraised price of \$100.00 per acre for 3.66 acres of submerged land in Section 20, Township 64 South, Range 36 East.

Motion was made, seconded and adopted, that the Trustees authorize the four (4) parcels of submerged land advertised for objections only based on offers submitted by adjoining upland owners.

W. J. Steed, on behalf of M. J. and Helen Carroll, offers the standard price of \$300.00 an acre, or \$1,082.10 for purchase of 3.607 acres of reclaimed lake bottom land in Lake Conway, Orange County, located in Section 13, Township 23 South, Range 29 East.

Motion was made, seconded and adopted, that the Trustees accept the offer and authorize execution of deed in favor of applicants without advertising.

Y. R. Famel offers the appraised price of \$40.00 an acre for Sections 11 and 13, Township 43 South, Range 38 East, Palm Beach County, containing approximately 1280 acres.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for competitive bids starting with the offer of \$40.00 per acre, the sale to be subject to drainage taxes.

Mr. Ferguson reports that on May 22, 1956, the Trustees sold at competitive bids Lot 2 of Section 4, Township 53 South,

Range 26 East, Collier County, to Martin J. Bowen of Muskegon, Michigan, for the sum of \$10,474.50. The contract was prepared and forwarded to Mr. Bowen May 29, 1956, but has not returned executed, nor has payment of the advertising cost and initial payment been received. The Land Office notified Mr. Bowen on July 5 and 26 that if the contract was not completed and returned the sale would be cancelled. On September 6, he was given until September 25. A letter was received September 24 asking that he be allowed till October 15 to execute and return the contract.

The Land Agent recommends that the bidder be allowed till October 15 to return contract properly executed, together with full payment of advertising cost and the initial payment with 6% interest from May 29, 1956.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees approve the recommendation of the Land Agent as the action of the board, and allow Mr. Bowen till October 15, 1956, to comply with terms of the sale.

Mr. Ferguson called attention to the fact that there is no record of what disposition is to be made of protest from Raymond E. Ford to the sale of St. Lucie County land applied for by North Beach Development Company.

Discussion of the protest brought out that the property claimed by Mr. Ford is south of Coon Island and is between 600 and 700 feet from the land applied for by North Beach Development Company which is to the north of said island. It was agreed that the objections are not valid.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the protest filed by Mr. Ford to the sale of St. Lucie County land applied for by North Beach Development Company be overruled.

Mr. Ferguson reported that an amended appraisal has been received as to the value of approximately 22 acres of St. Lucie County land applied for by North Beach Development Company, valuing the land from which fill will be taken at \$30.00 per acre and \$400.00 an acre for the parcel to be filled. Mr. McCarty on behalf of North Beach Development Company has agreed to pay the appraised price for the land and fill.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of North Beach Development Company as follows:

\$80.00 an acre for permit to take fill from the area to be indicated, comprising approximately 64 acres, and

\$400.00 an acre for the parcel to be filled, comprising approximately 7 acres;

also that it be understood that the deed will carry the provision that the area from which fill material is to be taken will never be filled but be left as open water.

Public hearing was set for this date in connection with the sale of approximately 9 acres of submerged land in Biscayne Bay, Dade County, applied for by Marshall Ader on behalf of clients, advertised for sale August 14, 1956. Applicant and parties protesting were heard on that date, but Governor Collins being absent it was agreed to defer action until the full board could be present.

Judge Richard H. Hunt presented objections to the sale on behalf of clients and the Womans Club of Miami, on the ground that the applicant is not the upland owner, a 42-foot strip

of land dedicated as two fifteen foot sidewalk strips and a public boulevard lying between the upland property and the waters of the Bay. Judge Hunt cites laws which he claims prohibit the Trustees from conveying the submerged bottoms in controversy into private ownership. He referred to plats dating back to 1911 and 1912 which show the strips and boulevard as dedicated areas. (Written brief on the subject was filed with Trustees.)

Mr. Ader claims ownership of the adjoining uplands and the right to purchase the submerged area applied for, based on chain of title and also the fact that taxes have been paid on the entire area for years.

Mrs. T. T. Stevens of Miami, on behalf of the Miami Womans Club, protested sale to Mr. Ader on the ground that it will cut off the view from the Club, and the submerged bottoms should be retained as public property and converted into parks for all the people of the state to enjoy.

All parties having had opportunity to be heard, motion was made by Mr. Green, seconded and adopted that the matter be taken under advisement by the Trustees with a decision to be given probably at the next meeting of the board.

Re: PARADISE ISLAND, BOCA CIEGA BAY, PINELLAS COUNTY

Mr. Elliot reported as information only that notice of application for a Department of the Army Permit has been received, dated October 5, 1956, "to maintain an existing fill which has been placed in excess of the area authorized for filling under a previous permit, and to construct bulkheads around same in Boca Ciega Bay", etc. Limiting date for filing protest to the permit is November 5, 1956. The matter will be brought to attention of the Trustees prior to expiration date, after hearing from the Attorney General, the State Land Use and Control Commission and T. M. Shackelford, all of whom are being advised in reference to said application.

Accepted as information.

Mr. Noble Doss, representing the City of Gulfport, Pinellas County, Florida, submitted to the Trustees an amended description of submerged land which the city requests be dedicated for public use, together with a resolution patterned after that issued to the Town of Belleair Beach, Florida, in 1953, and maps showing the area to be dedicated. He stated that the request covers areas in front of private ownerships, but ample protection is made in the proposed dedication assuring upland owners of their riparian rights, and the city will be agreeable to inclusion in the dedication of a stipulation that nothing contained therein shall restrict rights of any riparian owner. The amended application has indicated a line not less than 250 feet out from any private ownership, and they are not asking for dedication of any land estimated to be covered by water more than five feet deep. The main concern of the city is to see that no islands or fingers are built up in front of the city, which is the case in other areas in Boca Ciega Bay.

Mr. Elliot stated that he has discussed this matter with Mr. Doss and with Mr. Windom, City Manager of St. Petersburg, and Mr. Windom feels that it will be some time before dedication arrangements will be ready for St. Petersburg as they are working on a plan that will be standard and applicable to any other municipality in their county. Mr. Elliot further suggests that the Trustees might consider setting aside and withdrawing from sale or other disposition all submerged lands adjoining the cities of Gulfport and St. Petersburg pending the working out of satisfactory dedication, taking into account the rights of private riparian owners.

The Trustees assured Mr. Doss that there will be no sale of submerged areas adjoining the City of Gulfport pending working out of some definite plan, as the whole matter is being considered by the State Land Use and Control Commission and until they have made their report to the Trustees no further action will be taken. The Trustees take the position that they are not proposing to dispose of riparian rights of any private owner but want to stop competitive sales until a policy can be worked out.

Mr. Doss inquired whether or not he can tell the City of Gulfport that the Trustees have assured him that they will not sell any lands contained in the city's application until such time as determination is made as to the proper dedication to be given. The Trustees advised Mr. Doss that he could take that assurance to the city.

The question was asked if the action taken constitutes a freeze order on sales of submerged lands, and also, in the event the Land Use and Control Commission finds there is necessity for some improvement and recommends it, will it be necessary to get approval from the city, too.

The Governor explained that the Trustees cannot say now that they will approve any recommendation but they will certainly give the cities the right to be heard on any application. It is safe to assume that a freeze is in effect until the Trustees have opportunity to give further study and receive a report from the State Land Use and Control Commission. No arbitrary rule will be adopted but the interest of the cities of St. Petersburg and Gulfport will be given careful consideration.

The matter was taken under advisement pending report from the Land Use and Control Commission.

Central and Southern Florida Flood Control District requests corrective instrument issued to replace and correct right of way easement deed No. 20939 dated June 24, 1955, Right of Way Canal C-17, in order that the area described in said deed may be reduced in width and increased in length so as to extend to the westerly right of way line of the Intracoastal Waterway. The easement is in Lake Worth in the unsurveyed portion of Section 16, Township 42 South, Range 43 East, Palm Beach County.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees grant request of Central and Southern Florida Flood Control District and authorize execution of correction deed.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 655 listing 45 bids for sale of land under Chapter 18296, and authorize execution of deeds corresponding thereto.

The City of Tarpon Springs requests appointment with the Trustees for the purpose of discussing release of Public Purpose clause in Pinellas County Deed No. 02-Chapter 21684-Cor. dated January 5, 1956.

The Trustees agreed to hear the representatives of Tarpon Springs at the next meeting, if they care to come up.

Putnam County - John W. Booth requests reduction in base bid for advertising approximately 600 lots in Melrose Manor, a subdivision of Government Lot 6, Section 18, Township 10 South, Range 21 East. Applicant offers \$300.00 for the lots.

Motion was made, seconded and adopted, that the Trustees decline the offer from Mr. Booth and make counter proposal to advertise the lots at the regular base bid of \$5.00 per lot.

St. Johns County - David Rome requests that the Trustees fix a base bid of \$3,720.00 for advertising approximately 362 lots in College Park Subdivision.

Motion was made, seconded and adopted, that the Trustees agree to advertise all remaining lots owned by the state in said subdivision with a base bid of \$3,720.00.

Motion was made, seconded and adopted, that the Trustees approve disclaiming interest in Murphy Act certificate issued against land in Alachua County, the Attorney General's Office having advised that said certificate vested no title in the state to the lands covered thereby.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST:


SECRETARY

**

**

**

**

Tallahassee, Florida
October 16, 1956

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, approving minutes of September 18 and 25, 1956, as submitted, copies having been furnished each member.

On September 18, 1956, the Trustees approved 1980 square feet in the northeast corner of Section 16, Township 25 South, Range 37 East, Brevard County, for dedication as a site for public school facilities, to be administered and controlled by the Board of Public Instruction of Brevard County, as long as used for such purposes. By resolution the School Board now petitions the Trustees to transfer the title to the property by a restrictive deed, which will require the title to the property to revert to the Trustees of the Internal Improvement Fund if not used for school purposes. Mr. Ferguson recommends a conditional deed as requested by the School Board.

Motion was made by Mr. Green, seconded by Mr. Ervin and adopted,

that the Trustees authorize issuance of conditional deed to the property as recommended by Mr. Ferguson.

Lura C. Poe makes application to purchase 4.25 acres of submerged land lying in the Indian River south of the western approach to State Road No. 402, City of Titusville, lying and being in Section 34, Township 21 South, Range 35 East, and Section 3, Township 22 South, Range 35 East, Brevard County. Mrs. Poe offers the appraised price of \$200.00 per acre for the land.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, authorizing advertisement for objections only of the land desired to be purchased by Mrs. Poe.

James Carr makes application for a treasure lease to explore for sunken treasure in Morgan Bay and Morgan Pass, in Sections 1, 2, 3, 4, 5, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 20, 21, 22, 23 and 24, Township 53 South, Range 26 East, Collier County.

Mr. Ferguson recommends lease in the usual form, an exclusive lease to be issued in case treasure may be located.

Motion was made by Mr. Ervin, seconded by Mr. Larson and adopted, that the lease in the usual form be issued as suggested by Mr. Ferguson.

R. B. Swanson offers the appraised price of \$150.00 per acre for 76.8 acres of submerged land lying adjacent to Swan Key in Section 33, Township 58 South, Range 41 East, Dade County, owned by him.

Mr. Ferguson stated that this request was presented on October 9 and approved. Later he was advised that the Trustees cannot sell these submerged bottoms as they are not separated from the shore by a channel five feet deep. He recommends that the Trustees rescind action taken October 9.

Motion was made, seconded and adopted, that the Trustees rescind action taken October 9, having reference to the Dade County land applied for by Mr. Swanson.

Mr. Ferguson read telegram from Mr. Richard H. Hunt, attorney of Miami, received this morning by Mr. Elliot, in which Mr. Hunt further protests sale of submerged land in Biscayne Bay to Marshall H. Ader. He asks that action not be taken on this matter today. Lengthy discussion followed.

Attorney General Ervin stated the right to sell this area is denied the Trustees because it is not separated from the shore by a channel 5 feet in depth. The Trustees can grant a permit to fill or dredge if they feel it is appropriate so far as the upland proprietor is concerned. Mr. Hunt interjects something that has no bearing on the matter. The old Butler Act is referred to; also the population act which has no bearing whatsoever on dredging and filling.

Mr. Green suggested that the Trustees give Mr. Ader a permit to fill, and let the matter be fought out in the courts. The thing that worries him about the situation is that it has been ruled that the Trustees do not have legal authority to give title. In this instance they ask to fill and they will bring a suit to quiet title, which puts the Trustees in an awkward position. He feels that legislation is required to clarify the law on the subject. The purpose here is to fill and develop.

Mr. Ervin stated the situation confronting the Trustees is that here is a pocket where the submerged bottoms to the north and to the south have been filled, and in this pocket

trash and debris collect. The people who now make application would like to bring their bulkhead out on each side to line up with the filled areas on the north and on the south. As to title, there is a prohibition against passing title - there is a check-rein placed on all lands in Biscayne Bay. In order to fill there has to be joint action by the county and by the Trustees, and by the municipality, if within a municipality. The reason Mr. Ader and his associates have a justifiable claim is because on both the north and the south the property owners have been allowed to fill. He has the city on his side. The city will get a considerable area for a public park and roadway along the rim of this area if filled. The 1955 Legislature relaxed regulations against filling in Biscayne Bay, requiring consent of the city and the county. It is true that all sorts of alarms have been raised about fills along the coast of Florida. There has been a hue and cry about cluttering up the bay. In some cases it is wrong, and in others it is beneficial. Some places should be cleaned up such as in this case. Mosquito lagoons should be filled, and other places so the land can be used. If Mr. Elliot recommends this development by Mr. Ader from an engineering standpoint, Mr. Ervin himself will vote favorably on the project.

Mr. Elliot stated that there are now three situations in Palm Beach County the same as this proposal of Mr. Ader's. In the Palm Beach County situations, the upland owners have title without question. In Palm Beach County there is no Act such as that relating to Biscayne Bay. Three applications before him yesterday were to the District Engineer involving dredging and filling. These applications to the District Engineer were protested on the same situation as existing in the Ader application to fill. The only difference in the Biscayne area matter is the doubt that the upland is of riparian character. The plats of Miramar were filed prior to the 1925 Plat Filing Law. That Law provides that all streets, alleys, et cetera, shall be dedicated. All three plats of the Miramar development show similar dedications, and the area involved here of which they claim to be riparian proprietor is a street. The question that Judge Hunt raised is that there is serious doubt as to the claim of riparian rights. The dedications of streets for public purposes would prevent the conveyance into private ownership of any of the dedicated area. Clarifying legislation is required.

Governor Collins asked Mr. Ferguson about payment for fill material should the fill be approved. Mr. Ferguson replied that the material would be paid for based on the Trustees' usual rates.

Governor Collins stated he was going to vote against the fill.

Treasurer Larson suggested that the Trustees delay action on this request for another week, as he feels there should be a full Board, and the delay will give opportunity to examine the matter further. The only question he would raise is whether Mr. Ader is going out too far and taking in too much.

Mr. Green suggested that Mr. Ader be contacted in order to know about how much the Trustees would be paid for the fill material and if its taking would damage the bay. Mr. Elliot stated that the fill would not damage the bay.

It was agreed that action be postponed for another week.

L. T. Johnson offers the appraised price of \$10.00 per acre for two (2) government lots in Lake County as follows:

On behalf of J. W. Fowler, Government Lot 8, Section 25, Township 17 South, Range 29 East, containing 42.7 acres;

On behalf of L. T. Johnson, Government Lot 10,
Section 25, Township 17 South, Range 29 East,
containing 51.66 acres.

Mr. Ferguson recommends that the lots be advertised for competitive bids based on offers submitted.

Motion was made by Mr. Larson, seconded and adopted, that the lots be advertised for competitive bids, starting with the offers of \$10.00 per acre.

Mr. Ferguson presented request from J. E. and Allisa Price for waiver of interest amounting to \$1,978.42 on contracts 19024, 19025 and 19026, dated in 1944, which represents interest for a two year period during which the lands were included in the water conservation area of Central and Southern Florida Flood Control District. The land was subsequently excluded from the Flood Control area. Interest on the two deferred payments was continued but no penalty was levied. Total amount necessary to pay out the contracts as of October 15, 1956, is \$12,765.27. Mr. Price feels interest of \$1,978.42 should be deducted from the total amount, leaving a balance due of \$10,786.85, and he has tendered his check in that amount.

The Trustees were of the opinion that there is no reason whatsoever for the interest on the deferred payments to be deducted, and that Mr. Price should pay the full amount of interest as called for by the contracts, such balance being \$12,765.27 as of October 15, 1956.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that Mr. Price's request be denied.

Motion was made by Mr. Larson, seconded and adopted, that the Trustees pay the amount of \$65,000.00 representing contract agreed to between Board of Commissioners of State Institutions and Deeb Builders for remodeling the Attorney General's Offices, plus architect's fees, advertising call for bids, contingencies and for equipment and furnishings. It was so ordered.

Motion was made by Mr. Larson, seconded by Mr. Ervin and unanimously adopted, authorizing payment of invoice in the amount of \$900.00, in favor of R. H. Jones, Land Surveyor of Orlando, Florida, being for survey services rendered in running the 86.4 ft. contour and certain levels in connection with Pinecastle area, Venetian Gardens and Pleasure Island Replat. Mr. Elliot stated that with this additional information the Lake Conway surveys in this locality are completed.

Information had been received that E. F. P. Brigham of Miami would be present at this meeting for presentation of certain matters in connection with Everglades National Park. Mr. Ervin stated that Mr. Brigham had advised him that he would not be at the meeting this date, but would appreciate opportunity to appear before the Trustees on next Tuesday, October 23rd.

The Trustees agreed to hear Mr. Brigham next Tuesday, and directed that he be so advised.

Mr. Elliot stated that there was a matter of unpaid city taxes on lots in the City of Pompano Beach, which had been purchased by Joseph Kelleher, who requests that the Trustees clear the said lots by paying taxes thereon covering the years 1929 to 1939, both inclusive. These lots reverted to the State of Florida under Chapter 18296, were sold to the Trustees of the Internal Improvement Fund, and became of the status of lands under Chapter 610. They were then conveyed to Mr. Kelleher

by deed from the Trustees of Internal Improvement Fund. Mr. Elliot recommends that the payment of taxes be taken up with the Attorney General to determine whether said taxes are lawfully payable.

Motion was made by Mr. Larson, seconded by Mr. Ervin and unanimously adopted, that the Attorney General be asked to make a finding as to payment of the taxes.


SUBJECTS UNDER CHAPTER 18296

Putnam County - Request was submitted for fixing base bid on all of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ south of Bellamy Road in Section 16, Township 8 South, Range 24 East, 19 acres, the lands not having been assessed for the year 1932. Mr. Elliot recommends a base bid of \$25.00 per acre.

Motion was made by Mr. Larson, seconded by Mr. Ervin and unanimously adopted, that Mr. Elliot's recommendation of \$25.00 an acre as base bid be approved.

Motion was made by Mr. Green, seconded by Mr. Larson and unanimously adopted, approving disclaiming of interest in certificates covering lands in Citrus, Nassau, Pasco and Volusia Counties, as approved by the Attorney General's office.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST:


SECRETARY

**

**

**

**

Tallahassee, Florida
October 23, 1956

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees approve minutes of the Trustees dated October 2, 1956, copies having been furnished each member.

Mr. Ferguson presented the following sales advertised to be considered on this date, subject to competitive bids.

CHARLOTTE COUNTY - On July 24, 1956, the Trustees considered the appraised price of \$100.00 for the parcel from James M.

Wallace for purchase of the N $\frac{1}{2}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of NW $\frac{1}{4}$, SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 13, Township 40 South, Range 26 East, containing 7.5 acres, more or less. The land was advertised for competitive bids starting with \$100.00 and notice of the sale was published in the Punta Gorda Herald on September 20, 27, October 4, 11 and 18, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson reported that a bid of \$300.00 has been received from E. H. Farley of Arcadia, Florida, and bidding will start at \$300.00 for the parcel.

Competitive bidding resulted in a high bid of \$430.00 being made by A. C. Wright.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees accept the offer of \$430.00 for the parcel and confirm sale in favor of A. C. Wright.

OKEECHOBEE COUNTY - On September 4, 1956, the Trustees considered offer of \$50.00, which is in excess of the appraised price, from Alfred Watterson for purchase of Lot 24, Block 132, of Okeechobee City, a subdivision in Sections 15, 16, 21 and 22, Township 37 South, Range 35 East. The land was advertised for competitive bids and notice of sale was published in the Okeechobee News on September 21, 28, October 5, 12 and 19, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson reported a higher bid of \$110.00 for the lot from George Zebrowski of Wilmington, North Carolina, and that bidding will start at that figure.

Competitive bidding resulted in a high bid of \$155.00 for the lot from Frank Luebking.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees accept the high bid of \$155.00 and confirm sale in favor of Mr. Luebking.

The following lands were advertised for objections only, based on applications from adjacent upland owners.

MARTIN COUNTY - On July 31, 1956, the Trustees considered offer of the appraised price of \$200.00 an acre from Harry Dyer on behalf of W. B. Tilton, Inc., and Anita R. Tilton, for purchase of a parcel of land in the St. Lucie River in Section 17, Township 38 South, Range 41 East, lying west of and adjacent to Lot 9, Gleason's Subdivision, containing 6.65 acres, more or less, and a parcel of submerged land in the St. Lucie River in Section 32, Township 37 South, Range 41 East, lying easterly of and adjacent to Lots 1, 2, 3, 4, 5 and the North 15 feet of Lot 6, Block 20 of Riverside Park Subdivision, containing 2.3 acres, more or less. The land was advertised for objections only and notice of sale was published in the Stuart News on September 20, 27, October 4, 11 and 18, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson stated that objections have been filed to sale of the parcel in Section 17, Township 38 South, Range 41 East, containing 6.65 acres, by Walton L. Johns, Jeanette and Hubert Clements, and Ezra A. Wood, as adjacent waterfront owners.

Mr. Dyer and Mr. Tilton were present and stated that the objections could not be considered as valid, some of the parties not being adjacent upland owners. It was explained

to applicants that the Trustees are endeavoring to establish a bulkhead line in coastal areas beyond which no filling can be done, and it was suggested that Mr. Dyer and Mr. Tilton have a conference with the Army Engineers and the adjacent upland owners and see if some amicable agreement can be worked out to agree on a bulkhead line.

Motion was made, seconded and adopted, that action by the Trustees be postponed on sale of Martin County lands until further investigation and recommendation can be made, and applicants have opportunity to work out objections.

MARTIN COUNTY - On September 4, 1956, the Trustees considered offer of the appraised price of \$100.00 an acre from Harry F. Dyer, on behalf of Humber A. Heirs and Adline W. Heirs, his wife, Ralph H. Hiers and Avola B. Heirs, his wife, Glenn W. Cook and Olive V. Cook, his wife, and C. E. Wareheim, to purchase a parcel of submerged land in the Indian River in Section 12, Township 38 South, Range 41 East, and Section 7, Township 38 South, Range 42 East, lying easterly of and adjacent to Lots 1, 2 and 3 of the Subdivision of Lot 1, Miles or Hanson Grant, containing 14.48 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Stuart News on September 20, 27, October 4, 11 and 18, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale of the land in favor of clients of Mr. Dyer at the price offered - \$100.00 an acre.

MONROE COUNTY - On August 21, 1956, the Trustees considered offer of the appraised price of \$100.00 an acre from John A. Orris for purchase of a parcel of bay bottom land in the Straits of Florida, southerly of and adjacent to Government Lot 2, Section 19, Township 65 South, Range 34 East, at Grassy Key, containing 4 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Coral Tribune on September 14, 21, 28, October 5 and 12, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Dr. Orris at the price offered - \$100.00 per acre.

MONROE COUNTY - On September 4, 1956, the Trustees considered offer of the appraised price of \$300.00 per acre, or \$150.00 for the parcel, from G. A. Crawshaw on behalf of Isaac J. Koltweilt, et ux., for purchase of a parcel of submerged land in the Straits of Florida in Section 6, Township 64 South, Range 37 East, lying southeasterly of and adjacent to Lots 1 and 2 of the KEY, according to plat thereof, containing 0.5 of an acre, more or less. The land was advertised for objections only and notice of the sale was published in the Key West Citizen on September 21, 28, October 5, 12 and 19, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Koltweit at the price offered - \$150.00 for the parcel.

MONROE COUNTY - On September 4, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre, or \$204.00 for the parcel, from G. A. Crawshaw, on behalf of Ralph Ruhl, for purchase of a parcel of submerged land in the Straits of Florida, in Sections 5 and 6, Township 64 South, Range 37 East, Upper Matecumbe Key, containing 0.68 of an acre, more or less. The land was advertised for objections only and notice of sale was published in the Key West Citizen on September 21, 28, October 5, 12 and 19, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Ralph Ruhl at the price offered - \$204.00 for the parcel.

MONROE COUNTY - On September 4, 1956, the Trustees considered offer of the appraised price of \$300.00 per acre from Ralph E. C. Cunningham on behalf of Katherine M. Haugen, for purchase of a parcel of submerged land in Bonefish Bight in Section 4, Township 66 South, Range 33 East, lying southerly of and adjacent to Lot 1 of Driftwood Estates, containing 1.47 acres, more or less. The land was advertised for objections only and notice of sale was published in the Coral Tribune of Key West, Florida, on September 21, 28, October 5, 12 and 19, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Katherine M. Haugen at the price offered - \$300.00 per acre.

MONROE COUNTY - On September 4, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre from William R. Neblett on behalf of First National Bank of Leesburg, as Trustee, for purchase of a parcel of submerged land in Section 28, Township 63 South, Range 37 East, on Upper Matecumbe Key, containing 1.0 acre, more or less. The land was advertised for objections only and notice of sale was published in the Coral Tribune of Key West, Florida, on September 21, 28, October 5, 12 and 19, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of the First National Bank of Leesburg, as Trustee, at the price offered - \$300.00 an acre.

ST. LUCIE COUNTY - On September 4, 1956, the Trustees considered offer of the appraised price of \$200.00 per acre from John S. Michaelson for purchase of a parcel of submerged land in the Indian River in Sections 27 and 34, Township 36 South, Range 41 East, containing 9.13 acres, more or less. The land was advertised for objections only and notice of sale was published in the Fort Pierce Tribune on September 21, 28, October 5, 12 and 19, 1956, with sale to be held on this

date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Michaelson at the price offered - \$200.00 an acre.

ST. LUCIE COUNTY - On July 10, 1956, the Trustees considered offer of the appraised price of \$100.00 an acre from E. O. Denison, on behalf of clients, for purchase of those certain submerged tidal bottoms along the easterly shore of Indian River in St. Lucie County, Florida, lying riverward from Government Lots 2, 3, 4 and 5 of Section 12, containing, respectively 11.2, 1.6, 33.5 (of which 5.5 's for exchange), and 32.0 acres, more or less, and riverward from Government Lots 2, 3 and 4 of Section 13, containing respectively 33, 67 and 30 acres, more or less, all in Township 33 South, Range 40 East. Sale will be made subject to certain conditions in reference to allocation of the submerged bottoms affecting said lots as heretofore agreed upon between applicants and Trustees of the Internal Improvement Fund. Applicants will be required to furnish accurate description for deeds. The land was advertised for objections only and notice of the sale was published in the Fort Pierce News Tribune on September 21, 28, October 5, 12 and 19, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Denison's clients listed in the minutes of July 10th, 1956, at the price of \$100.00 per acre, with conveyance as outlined in said minutes.

VOLUSIA COUNTY - On September 4, 1956, the Trustees considered offer of the appraised price of \$200.00 per acre from W. M. Gillespie on behalf of George Watson Burr, et ux., for purchase of a parcel of submerged land in the Indian River North, in Section 2, Township 18 South, Range 34 East, lying easterly of and adjacent to Lot 8, Block 4 of River Edge Acres, containing 0.52 of an acre more or less. The land was advertised for objections only and notice of sale was published in the DeLand Sun News on September 21, 28, October 5, 12 and 19, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Burr at the price offered - \$200.00 per acre.

Mr. Ferguson asked for instructions as to conditions to be required in conveyance to Brevard County Board of Public Instruction of a parcel of land 1980 feet square in the Northeast corner of Section 16, Township 25 South, Range 37 East, Brevard County. On October 16 the Trustees authorized conveyance for public school purposes with the deed to contain a clause fixing a time limit for use of the property. Mr. Ferguson recommends a five-year period.

Motion was made, seconded and adopted, that the deed to Brevard County Board of Public Instruction carry a condition that the property shall be filled and in use for the purpose for which granted within a period of five (5) years.

The State Road Department makes application for right of way easement across Trout River, northwest of the City of Jacksonville, in Section 16, Township 1 South, Range 26 East, Duval County, for use in connection with State Road No. 25 - Section 7215-110.

Motion was made, seconded and adopted, that the Trustees authorize right of way easement across Trout River as requested by the State Road Department.

Mr. Ferguson submitted application from Mr. Marshall Ader for permit from the Trustees to take fill material from the submerged bottoms of Biscayne Bay to fill the area formerly included in his application to purchase, which was advertised for sale August 14, 1956 and offer of the appraised value of the land to be filled, being \$5,110.00 per acre or an estimated total of \$41,820.00. Mr. Ferguson recommends that if the permit is granted, the material shall be taken only in front of the area to be filled.

Discussion of the request followed. Comptroller Green was of the opinion that this matter should be disposed of without further delay; that filling of the area will enhance the value of the property on either side, that since the city has approved the sale, and that since granting of the permit will not bind the Trustees as to the question of title, he feels that the offer should be accepted.

Attorney General Ervin was in favor of granting the permit for the reason that the 1949 Special Act of the Legislature (Chapter 25762 Special Acts 1949) prohibiting filling in Biscayne Bay was relaxed by a 1955 Act (Chapter 30688, Special Acts 1955) that permits certain fills to be made upon permission for the same being granted by the Trustees, by the County Commissioners of Dade County, and by the city if within the city limits. He said filling has been done by other parties on either end of the parcels in question and granting of this permit will do equity among all parties owning parcels along this shore line. The fill requested will remove unsightly eyesore and will improve the configuration of the shore line. The City of Miami has agreed to the fill and will receive in return an area for park and boulevard purposes which will provide less congestion to the nearby commercial area. Granting of the permit will not establish a precedent for further cluttering up Biscayne Bay with fills, islands and fingers but will allow these particular owners the same consideration granted those at either end of the area. The permit, if granted, will be subject to approval by the county. He reiterated granting of the permit is made under specific authority of said Special Act of the Legislature and the filling will accord with rights granted under the Butler Act. The Attorney General suggested that if permit is granted, it be held for thirty (30) days, allowing time for objectors to restrain the Trustees from issuing the permit, and the question of riparian ownership of applicants can be raised by objectors in the litigation.

Governor Collins explained that he will vote "no" on the request for permit for the reason that there are two basic weaknesses in this situation, one of which is that upland ownership and relation of the property to the submerged area is not clearly established as it should be in the granting of any privileges in submerged lands, and the other is that the Trustees have no legal authority to convey title to applicants even if they are the upland owners, in view of the fact that such applicants have made it clear that their only interest is in acquiring title by going into the courts after they have filled under permit from the Trustees. The Governor expressed the opinion that before taking any action on the request for permit, the Trustees should secure judicial determination of its rights and what can be conveyed, or secure a legislative act which will clarify the legal situation.

Comptroller Green offered a motion that the Trustees authorize issuance of a permit to Mr. Ader and clients for taking fill material from submerged bottoms of Biscayne Bay in front of property applied for and offered for sale August 14, 1956, payment for said material to be at the rate of \$5,110.00 per acre, based on the acreage of the submerged land in original application, granting of permit to be conditioned upon Mr. Ader filing with the Trustees approval for such fill from the County Commissioners of Dade County and from the City of Miami, delivery of permit to be held for thirty (30) days, allowing time for parties protesting to restrain the Trustees. The motion was seconded by Mr. Larson and adopted by the affirmative vote of Comptroller Green, Treasurer Larson and Attorney General Ervin. Governor Collins voted no.

Based on the action of the board, the permit was granted.

Mr. Ferguson reported that Fort Myers Shell Company Lease No. 495 will expire October 31, 1956, and requests have been received from Fort Myers Dredging Company and Fort Myers Shell Company for a new lease in the area covered by said lease. The State Board of Conservation has inspected the eight (8) areas recently worked under the old lease and has approved five areas in the vicinity of Punta Rassa and Sword Point, subject to certain conditions which include replanting four areas and additional bond coverage. Both parties have been furnished with maps of the approved areas with statement of requirements and amount of bonds. The Land Agent requested instructions as to whether lease should be advertised as both parties have asked to be allowed to bid, and as to price to be paid. Under the recent ruling the price of shell would be advanced to twenty cents (20¢) per cubic yard, the present price being fifteen cents (15¢).

James A. Franklin and John A. Benton, representing Fort Myers Shell Company, were present and urged that the Trustees grant a new lease to their company at the rate of fifteen cents per cubic yard. They agree that the company will carry out the conditions specified by the Conservation Department.

Motion was made, seconded and adopted, that the Trustees authorize non-exclusive, five-year shell lease in favor of Fort Myers Shell Company with rental payment at the rate of fifteen cents (15¢) per cubic yard, subject to all conditions required by the State Board of Conservation, including replanting of certain areas and additional bond coverage.

The Trustees deferred action on application from Harold Lichtenberg, on behalf of M. Lichtenberg, with offer of the appraised price of \$100.00 per acre for Lot 1, Section 30, and Lot 1, Section 31, Township 63 South, Range 37 East, Shell Key, Monroe County.

John G. Simms, on behalf of J. Paul Walker and Clara Belle Walker, his wife, offers \$240.00 per acre, which is in excess of the appraised price, for 4.9 acres of submerged land in Section 15, Township 65 South, Range 34 East, Little Conch Key. Also, on behalf of Delbert L. Layton and Mary V. Layton, his wife, offers \$200.00 per acre, which is more than the appraised price, for two (2) tracts of submerged land comprising 13.9 acres, more or less, in Section 33, Township 64 South, Range 35 East, Long Key, all in Monroe County, both applicants being the adjoining upland owners.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for sale subject to objections only based on offers submitted.

The U. S. Engineers, Department of the Army, make request for a lease on a parcel of land 100 by 150 feet, located at the southwest corner of Haulover Canal Extension, in Section 19, Township 20 South, Range 36 East, Brevard County. The lease is requested on a year to year basis with option for renewal till June 30, 1962. Mr. Elliot explained that there is outstanding a perpetual easement in favor of the United States and the lease will be subject to said easement.

Motion was made, seconded and adopted, that the Trustees authorize lease in favor of the United States on the parcel described, said lease to be renewable from year to year till June 30, 1962, and to be subject to perpetual easement held by the United States issued December 28, 1938.

Central and Southern Florida Flood Control District applies for temporary spoil area easement in Lake Worth, in the unsurveyed part of Section 16, Township 42 South, Range 43 East, Palm Beach County. The parcel is located within the established bulkhead line of Lake Worth and adjacent to and lakeward from property of North Beach, Inc., which corporation has approved the location as a spoil area.

Motion was made, seconded and adopted, that the Trustees authorize temporary spoil area as requested by the Flood Control District.

In February 1953 the Trustees sold to Joseph Kelleher fifty-nine (59) lots in Pompano Terrace, Sections 26/35, Township 48 South, Range 42 East, Broward County. The lots were formerly owned by the state under Chapter 18296 but were purchased by the Trustees of the Internal Improvement Fund from the state and subsequently sold to Mr. Kelleher at a price of \$1,175.00. There were city taxes outstanding against these lots at the time they reverted to the state under Chapter 18296. The Land Office records do not show that anything was agreed upon as to payment of these taxes.

Tax statements sent in by Mr. Kelleher disclose that amount necessary to be paid will exceed the price received by the Trustees for the lots.

Motion was made, seconded and adopted, that the Trustees decline to pay the taxes against the property but that Mr. Kelleher be allowed to reconvey the lots to the Trustees and receive refund of the amount paid therefor.

Letter was presented from Charles Vocelle, Special Assistant Attorney General, together with letter from Wm. T. Kruglak and City Manager Evans of Miami, with reference to proposed leases on Watson Island, MacArthur Causeway, and requesting that the Trustees do not fix a date for a hearing until all parties have had an opportunity to try and work out some agreement.

Motion was made, seconded and adopted, that the Trustees postpone fixing date for hearing on this subject until after a proposed meeting of the City Commissioners and Mr. Kruglak.

E. F. P. Brigham, attorney of Miami, Florida, came before the Trustees on behalf of his clients, Paradise Prairie Land Company and Dorothy Dewhurst Parker, with reference to a survey made by the Trustees of the Internal Improvement Fund for Everglades National Park and the effect of said survey on litigation involving property of his clients. Mr. Brigham reviewed the title of his clients originating in Deed No. 16396 dated December 14, 1912, from the Trustees of the Internal Improvement Fund to the Model Land Company, and he explained how the survey made by the Trustees for the National Park Service will affect his clients' case, which was in the courts before the request for the survey was made to the Trustees. He asks that the Trustees amend the resolution of March 15, 1955, to provide

that the survey instructions and the survey of the land affected shall not become effective until termination of that certain litigation known as United States vs. Certain Lands.

Attorney General Ervin explained the terms of the 1912 deed to Model Land Company and referred to the size of sections conveyed. Both parties were aware of the fact that the land did not conform to standard size sections of 640 acres and the intention was clear that the Model Land Company was to get all of the sections. In condemnation proceedings the new map was used which calls for sections of 640 acres instead of 800 acres. In re-trial of the case Mr. Brigham desires a statement from the Trustees that this new map is not to be taken into consideration in order that there will be no conflict in the acreage.

Mr. Elliot read restrictions in the 1912 deed by which the Trustees conveyed to Model Land Company and said company conveyed into various ownerships by parcels, tracts or sections 80 chains wide and 100 chains long. No survey could upset the location and quantity of land as conveyed out of the state.

Mr. Larson expressed the view that the Trustees should grant the request of Mr. Brigham so that his clients will be on fair and equal grounds with their opponents.

Governor Collins stated that the Trustees should see that any survey authorized or any activity done is in no way to be construed to diminish or detract from the amount of acreage actually conveyed under the terms of the deed.

A proposed resolution was presented and after discussion the Attorney General's Office was requested to redraft the proposal and bring back to the Trustees.

Later the following resolution was presented and upon motion unanimously carried was adopted by the Trustees:

R E S O L U T I O N

WHEREAS, in settlement with the Florida East Coast Railway Company on December 14, 1912, the Trustees executed and delivered to the Railway Company their Deed No. 16,396, in satisfaction of all land claims against the State of Florida by virtue of Legislative land grants from the State to the Railway Company for railroad construction, a copy of the Settlement Minutes of December 14, 1912, and said Deed are each incorporated in these Minutes by reference; and

WHEREAS, as a part of said settlement it was covenanted and agreed in said Deed between the Trustees of the Internal Improvement Fund and the Florida East Coast Railway Company as follows:

"It is understood and agreed between the parties hereto that the parties of the first part shall not survey nor cause to be surveyed nor assume any cost or expense for surveying any or all lands embraced in this deed which have not been heretofore already surveyed by the United States Government.

"And Furthermore that as the lands conveyed herein are estimated as to acreage or number of acres conveyed, the Trustees shall not be held liable for any deficiency nor shall the grantee be liable to the Trustees or parties of the first part for any excess.";

and

WHEREAS, in reliance upon said covenants, the Railway Company on July 22, 1914, caused this land on the mainland of Florida and South of Township 58 South and West of Range 37 East, to be platted by one A. A. Dooley into sections of more than the standard size of 640 acres each,

and caused said Plat to be recorded on the Public Records of Dade County, Florida, on July 22, 1914, in Plat Book 2 at Page 94, and thereafter sold large quantities of said land in accordance with said Plat, which showed 800 acre sections; and

WHEREAS, it is essential to the moral and economic well-being of the State of Florida that the Trustees honor and abide by their covenants and agreements, particularly when innocent third parties rely thereon and are induced to rely thereon by placing such covenants on the Public Records; and

WHEREAS, it has always been the policy of the Trustees to honor and abide by their covenants and agreements when such matters are brought to their attention; and

WHEREAS, without personal knowledge of the covenants and agreements set forth in Deed No. 16,396, the Trustees on March 15, 1955, by resolution of that date, authorized Mr. F. C. Elliot, at the inducement of the Land Acquisition Staff of the National Park Service, to survey lands in Townships 59 and 60 South, Range 35 East, in which lands the Trustees have no interest as said lands are within the confines of the Everglades National Park; and

WHEREAS, Mr. F. C. Elliot, as Chief Drainage Engineer, has prepared special survey instructions dated May 16, 1955, and June 15, 1955, by which the aforesaid lands have been surveyed by private surveyors hired by the Trustees and thereafter reduced to field notes and maps, which have been made official surveys of the State of Florida and filed as such on February 7, 1956, in the Office of the Commissioner of Agriculture approved by Mr. F. C. Elliot under the provisions of Sections 253.39-.41, Florida Statutes; and

WHEREAS it is now apparent to the Trustees (in the light of the incontrovertible facts: that the survey in question was not sought by the National Park Service until after an adverse ruling by the Court of Appeals for the Fifth Circuit (212 F.2d.170) and that a survey was only sought with respect to those lands in litigation) and that the same might be attempted to be used by the Land Acquisition Staff of the National Park Service as a means of obtaining acreage without compensation therefor, through the creation of an artificial hiatus, in litigation pending before the United States District Court for the Southern District of Florida, which litigation has been pending for several years prior to the action of the Trustees on March 15, 1955; and

WHEREAS, the Trustees do not desire to violate the covenants of their Deed No. 16,396, nor do they desire to interfere on one side or the other in litigation pending before the United States District Court for the Southern District of Florida; and

WHEREAS, subsequently the Trustees have authorized said additional surveys of said lands and said survey instructions for such, and the results thereof are being asserted as having a bearing on the interpretation of the amount of land embraced in said Deed No. 16,396; and

WHEREAS, such is contrary to the intentions of the Trustees;

NOW, THEREFORE, be it RESOLVED that the Trustees expect the Courts having jurisdiction of the pending controversy to construe said Deed No. 16,396 in the light of its express terms and circumstances and conditions surrounding its issuance, and that the subsequent acts of the Trustees relating in any way to the survey of the land involved are not intended, and should not be construed, to diminish to any degree the quantity of lands acquired under the aforesaid deed by the grantee therein and its successors in title.

BE IT FURTHER RESOLVED that the Secretary of this Board attach a copy of this Resolution to each of said maps and said survey instructions.

PASSED AND ADOPTED this 23rd day of October , 1956.

*** **

Letters were presented from M. Lewis Hall of Miami, and from Willard Howett of St. Augustine, requesting that the Trustees grant request of Mr. Brigham.

Motion was made by Mr. Larson, seconded by Mr. Ervin, and adopted, that the following salaries and necessary and regular expenses be approved for payment:

F. C. Elliot, Engineer & Secretary	\$1050.00
W. T. Wallis, Engineer	500.00
H. G. Morton, Fiber Technologist	625.00
V. H. Ferguson, Land Agent	500.00
A. R. Williams, Assistant Engineer	597.92
A. C. Bridges, Auditor	515.00
C. L. Vocelle, Attorney	250.00
M. O. Barco, Secretary-Clerk	524.17
J. L. Dedge, Secretary-Clerk	460.00
M. C. Pichard, Secretary-Clerk	338.75
B. G. Shelfer, Clerk-Stenographer	338.75
C. M. Greene, Rental Agent	52.50
F. J. Wysor, Jr., Clerical Assistant	300.00
J. L. Carter, Jr., Clerical Assistnat	100.00
R. N. Landers, Maid	29.16
R. E. Kestner & Verdie N. Kestner	12,920.60
Leon Electric Supply Co., Inc.	345.84
G. F. Floyd	1,060.50
Arthur Lindau, Marathon, Fla. - Refund	171.60
Chas. W. Chalker & Carolyn S. Chalker	7,911.75
W. T. Wallis	278.32
A. R. Williams	60.75
H. G. Morton	1,104.69
Leon Blueprinting Co.	7.94
Rose Printing Co., Inc.	18.50
The Franklin Press, Inc.	53.20
Guyte P. McCord, Clerk Supreme Court	12.00
Capital Office Equipment Co., Inc.	3.80
Abrams Aerial Survey Corporation	18.00
General Office Equipment Co.	7.29
Carl Gosbee	300.00
The Key West Citizen	39.10
Ft. Pierce Newspaper, Inc.	42.55
The Florida Times Union	192.50
The Clearwater Sun	15.33
The Coral Tribune	85.10
DeLand Sun News	55.20
Sarasota Herald-Tribune	94.30
The Bradenton Herald	86.63
J.R. Wheeler and Ruby S. Wheeler	18,278.15
J.Edwin Larson, State Treasurer - to State Board Conservation	14,732.20
J.Edwin Larson, State Treasurer - to State School Fund	26,164.75
Mrs. John R. Parkinson	102.45
Standard Oil Company	15.59
Shell Oil Company	4.10
Langley Bell, CCC Escambia County	33.30
Elton Hall	100.00
Harry M. McWhorter	100.00
Sarasota Herald-Tribune	51.75
The Key West Citizen	30.67
The Coral Tribune	16.10
Gulfstream Secretarial & Convention Service	29.80
Jon S. Beazley	81.25
Benjamin S. Roberts	24.00
Thaddeus L. Butler	105.50
Ray E. Green, Comptroller	77.55
J. Ollie Edmunds	96.61
Winchester Construction Co.	1,267.86

Cawthon Electric Co.	509.90
Middle Florida Construction Co.	418.26
Prentiss Huddleston & Associates	2,021.40
Tallahassee Democrat	14.30
Olin Hutto	165.00
Western Union Telegraph Co.	16.55
Fred L. Palmer	40.00
Tallahassee Democrat.	31.35
The Clewiston News	39.90
The Collier County News	39.87
Ft. Lauderdale Daily News	31.35
The Palm Beach Post-Times	35.00
The Bradenton Herald	17.63
The Key West Citizen	21.47
The Miami Herald	315.00
Stuart Daily News, Inc.	12.75
Punta Gorda Herald, Inc.	105.80
G. P. Bradford, CCC Franklin County	2.00
Jess Mathas, CCC Volusia County	1.75
Capital Paper Co.	35.78
The Collier County News	13.03
The Key West Citizen	33.73
The Bradenton Herald	13.80
Sarasota Herald-Tribune	62.10
The Highlands County News	14.95
Henry Jackson Yaeger & Theresa Y. Palmer	18,561.00
General Office Equipment Co.	204.43

SUBJECTS UNDER CHAPTER 18296

Report No. 656 was presented listing 3 bids for sale of land under Chapter 18296, and Alachua County Deed No. 1318-Cor. to Louis Gaitanis and Sarah Gaitanis, his wife, for the purpose of correcting certificate number in original deed.

Motion was made, seconded and adopted, that the report be approved and deeds corresponding thereto be executed.

CHARLOTTE COUNTY - The City of Punta Gorda, Florida, offers the base bid of \$50.00 for two parcels of land platted as Shreve Park and Pittman Park in the City of Punta Gorda. The city believed it owned the two parcels and has filled low areas and used them for some years.

Motion was made, seconded and adopted, that the Trustees agree to convey the two parcels under provisions of Chapter 21684 of 1943 without cost, the deed to carry the public purpose clause.

CHARLOTTE COUNTY - Request for correction deed to Fern and Beulah Conway was the subject of discussion before the Trustees on June 19, 1956, by Clyde Wilson, Attorney of Sarasota, representing the Conways, and by Earl Farr of Punta Gorda, representing Florida West Coast Land Development Company.

After discussion of the subject, the Trustees asked Mr. Farr if his client would agree not to contest title to the 20 acres conveyed by the Murphy Act Deed No. 225 dated March 6, 1945, which described the land as being in Section 11, Township 41 South, Range 21 East, when it is actually in Section 2 of said township and range.

Mr. Elliot recommends that the Trustees issue correction deed to Fern and Beulah Conway conveying the land by correct description, which was the intention when Deed No. 225 was issued, the deed to be held for thirty (30) days with notice to Mr. Farr of action taken. This will allow time for him to take court action to restrain the Trustees if he so desires.

Motion was made, seconded and adopted, that the recommendation of Mr. Elliot be approved, with authority for correction deed to be issued to Mr. and Mrs. Conway and held for thirty days; also that Mr. Farr be notified of action taken.

3. Whatever basis is set up for continued operation, there should also be substantial local contribution.

Governor Collins advised that following the conferences the Authority arrived at a new plan which, in his opinion, deserves consideration and support of the Budget Commission. The new plan proposes that Interama be divided into three phases:

1st Phase: Preparation of the land and preliminary work which is essential to contract for ultimate use of the land. The land is to be made available by the City of Miami at a cost of only \$1,000,000, but in its present state is valued between \$4,000,000 and \$5,000,000. The first sale of bonds to cover cost of preparation of the land will be in the neighborhood of \$18,000,000 to \$20,000,000. It has been established that when the land is prepared it will have a value of approximately \$34,000,000. The Governor explained that an original investment of \$20,000,000 creates an asset of \$34,000,000, thereby giving a wide margin of security.

2nd Phase: After the first phase has been completed, bonds amounting to \$20,000,000 to \$25,000,000 will be sold with which buildings will be constructed to provide for the basic Interama. However, these bonds will not be sold until contracts are entered into with the various exhibitors. Governor Collins explained that at this stage there will be an operating basic Interama, but it will not be as extensive as the original plans.

3rd Phase: Assuming the first and second phases are completed, the third and last phase is further expansion which will depend on the soundness of the basic Interama.

Governor Collins briefly discussed the present bond market and advised that financial advisors favor the new plan, but they still cannot give any assurance, considering the present market conditions, when the first issue of bonds can be sold. But it was suggested by the financial advisors that, to help assure the sale of the bonds, there should be a substantial showing of investment of Florida funds, roughly one-third of the bonds, and the Governor felt confident this could be accomplished.

The Governor then discussed the Authority's plan for operating on a minimum basis and read Mr. Lantaff's letter.

After a brief discussion among the members, it was agreed that it would be a mistake not to help the Authority to continue its operation on a skeleton basis until the next session of the Legislature.

Attorney General Ervin made the motion that the \$23,000 be allotted and released from the Trustees Internal Improvement Fund to the Inter-American Center Authority on the same basis as previous grants, for the purpose of carrying on a minimum operation until the next session of the Legislature when the project will be reviewed by the Legislature, and until such time, no additional State funds be granted to the Authority. Motion was seconded and unanimously adopted.

Mr. Ferguson presented application from Commonwealth Oil Company for a seven-eighths (7/8ths) oil, gas and mineral lease on all minerals owned and reserved by the State of Florida in all that part of Section 22 (less that part in the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$), Sections 23 and 24, Township 54 South, Range 35 East, and that part of Section 21, Township 54 South, Range 36 East, lying north of the south right of way line of the Tamiami Trail, containing 220 acres, more or less, in Dade County, Florida. Applicant offers \$1.00 per acre initial cash consideration or bonus and delay rental of \$1.00 per acre per annum. This land was originally under Lease No. 926.

Motion was made, seconded and adopted, that the Trustees advertise the lease applied for, subject to sealed bids, based on the offer from Commonwealth Oil Company.

The following applications were presented for purchase of state owned land:

Gilchrist County - David Rome offers the appraised price of \$20.00 per acre for the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 19, Township 8 South, Range 16 East, containing 40 acres, more or less;

Okeechobee County - T. W. Conely, Jr., on behalf of Charles J. Musgrove, offers the appraised price of \$35.00 per lot for Lots 16 and 17 in Block 248, First Addition to Okeechobee, Sections 21/22, Township 37 South, Range 35 East.

Motion was made, seconded and adopted, that the land in Gilchrist and Okeechobee Counties be advertised for competitive bids, starting with the offers submitted.

Three applications were presented for purchase of submerged land in Monroe County adjacent to upland ownership of applicants:

G. A. Crawshaw, on behalf of Audley G. Grant and Sue W. Grant, his wife, offers the appraised price of \$300.00 per acre for 1.7 acres in Section 32, Township 63 South, Range 37 East, Upper Matecumbe Key;

G. A. Crawshaw, on behalf of Tracy W. Monroe and Katie L. Monroe, his wife, offers the appraised price of \$300.00 per acre for 0.5 of an acre, more or less, in Section 34, Township 62 South, Range 38 East, Key Largo, and

W. A. Douglass offers the appraised price of \$300.00 an acre for 0.83 of an acre in Section 1, Township 67 South, Range 28 East, Niles Channel.

Motion was made, seconded and adopted, that the Trustees agree to advertise the three parcels for sale, subject to objections only, based on offers submitted.

Arthur McKee, Jr., on behalf of McKee's Museum of Sunken Treasure, Inc., holder of Lease No. 853, Monroe County, requests permission to raise an old iron cannon from a shipwreck in the leased area to be used by CBS Television Studios of New York for and during production of its live telecast of the shipwreck. The program is planned for a one-hour show on January 20, 1957. One of the provisions of the lease obligates lessee to prevent exploration of the submerged relics and disturbing their location. The Land Agent recommends waiver of the clause for duration of production of the television show to allow shifting or raising of the cannon, temporary placing of scenic materials in the area and operations of the CBS Technicians, on condition that the items moved be restored to their normal location.

Motion was made, seconded and adopted, that waiver of the clause be approved as outlined by the Land Agent with the condition as recommended.

Motion was made, seconded and adopted, that authority be given for purchase of three (3) filing cabinets for the Land Agent's office at an estimated cost of \$123.00 each, less fifteen per cent (15%) discount.

The State Road Department makes request for two easements as follows:

Bay County - Easement across St. Andrews Bay in Sections 33 and 34, Township 3 South, Range 15 West, for use in connection with State Road 30 - Section 4602-206;

St. Lucie County - Easement for the purpose of establishing a definite right of way line along the shore of Indian River adjoining State Road A1A in Sections 26 and 35, Township 34 South, Range 40 East, Wild Cat Cove, for use in connection with State Road A1A - Section 9406.

Motion was made, seconded and adopted, that the Trustees authorize easements as requested by the State Road Department across state land in Bay and St. Lucie Counties.

Frank Gordon of Key Largo, Florida, offers the appraised price of \$150.00 per acre for a mangrove island of 3.2 acres, more or less, known as Pelican Key together with 6.8 acres, more or less, of submerged land adjoining the upland, in Buttonwood Sound, Section 32, Township 61 South, Range 39 East, Monroe County. The Land Agent recommends advertising the land for objections and competitive bids.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the Land Agent and authorize the land advertised for objections and bids, starting with the offer made by applicant.

Mr. Ferguson called attention to Martin County land advertised for sale October 23, 1956. The sale involves two parcels of submerged land comprising 6.65 acres in Section 17, Township 38 South, Range 41 East, and 2.3 acres in Section 32, Township 37 South, Range 41 East, applied for by Harry F. Dyer, on behalf of W. B. Tilton, Inc., a Florida corporation. Several objections were recorded involving the parcel in Section 17, Township 38 South, Range 41 East, and decision on the sale was postponed. Applicants request that action be taken on the objections. Ezra A. Wood objects as a waterfront upland owner located about a mile away. Frank E. Glass, adjoining property of Mr. Wood, makes the same protest. Walton L. Johns objects on the ground that it will spoil the beauty of the view from his property, which is a sawmill. Frank C. Blackstone objects on the ground that it will hurt his property as adjacent property owner, and Jeanette and Hubert Clements object as waterfront owners some distance away.

It was brought out that the U. S. Government has more or less established a bulkhead line in that area and it would be desirable if all owners would abide by it. After discussion of the subject, it was agreed that no action be taken at this meeting, but that it be placed on the agenda for next week. The Land Agent was requested to contact Mr. Blackstone and ask that he make his objections a little more specific and state whether or not he will agree to abide by the bulkhead line established in that area by the United States. Without objection it was so ordered.

Mr. Elliot presented request from the Board of Public Instruction of Volusia County that the Trustees take action on their request for grant of a parcel of submerged land comprising 50 acres situated westward from Government Lot 5, Section 16, Township 17 South, Range 34 East, Volusia County, to be used for public school purposes. This application was presented to the Trustees September 25, 1956, and referred to the Attorney General for advice. Attorney General Ervin submitted memorandum dated October 16, 1956, which he approves for dealing with the question, the summation part of which is as follows:

"I know of no reason why the Trustees could not convey to Mrs. Bonnet the approximate 30 acres of submerged lands wanted by her as consideration for her consent to the conveyance to the School Board of the submerged lands which Mrs. Bonnet normally would have the exclusive right to acquire from the Trustees. Such a procedure would establish a precedent by which other agencies, under like circumstances, would be encouraged to take advantage of the precedent so established. Furthermore, owners of upland adjacent to submerged land may request the Trustees, in view of the precedent established, to convey to such upland owners submerged lands abutting their upland and, as consideration for such conveyance, waive their right to purchase submerged lands to which they would normally be entitled to acquire from the Trustees."

After discussion the Trustees were in agreement that in order to make available land needed by Volusia County for schools, they would be justified in making conveyance to Mrs. Bonnet, without cost, 30 acres south of the parcel desired by the School Board.

Motion was made by Mr. Green, seconded by Mr. Ervin and adopted, that the recommendation of the Attorney General be approved and that the Trustees grant to Volusia County for school purposes the 50-acre tract applied for, without cost.

Motion was made by Mr. Green, seconded by Mr. Ervin and adopted, that in consideration of Mrs. Hannah Detwiler Bonnet's giving consent to conveyance by the Trustees of the parcel desired by the county for schools, the Trustees will convey to Mrs. Bonnet, without cost, 30 acres of land extending riverward to Callalisa Creek, outward from that part of Government Lot 5, south of the area proposed to be conveyed for school purposes.

Central and Southern Florida Flood Control District requests perpetual easement in Dumfoundling Bay in Sections 10 and 11, Township 52 South, Range 42 East, Dade County, which the district desires in connection with Canal C-9.

Motion was made, seconded and adopted, that the Trustees authorize perpetual easement in Dumfoundling Bay as requested by the Flood Control District, the said parcel lying easterly of the east line of Government Lots 1 and 2 of said Section 10, and westerly of the right of way for the Intracoastal Waterway.

Letter was presented from Mr. Carl Duncan, attorney, on behalf of Oklawaha Basin Recreation and Water Conservation and Control Authority, together with copy of resolution adopted by the Authority October 10, 1956, requesting that the Trustees advance \$50,000.00 which is the remainder of \$250,000.00 loan authorized March 21, 1955.

Motion was made, seconded and adopted, that the Trustees authorize issuance of warrant in amount of \$50,000.00 in favor of Oklawaha Basin Recreation and Water Conservation and Control Authority as the last payment due on the original loan of \$250,000.00.

Mr. Elliot furnished the following information as to the status of the Trustees' Fund at this time:

Estimated balance in Fund November 1, 1956	\$518,000.00
Commitments made and outstanding to Nov. 1	605,000.00
Requests for new loans	800,000.00

If all commitments are paid within 30 days, there will be an estimated deficit of approximately \$90,000.00

Frank H. Leslie, Chairman, Tsala Apopka Basin Recreation and Water Conservation Control Authority of Inverness, Citrus County, Florida, presented request from the Authority for a loan from the Trustees in the amount of \$8,000.00 to be used in controlling the water level in Lake Tsala Apopka. It was reported that the lake is being drained through two sink holes and the Soil Conservation Service has recommended dikes around the sink holes to retain water in the lake. To do this will require an expenditure of around \$12,000.00, and the Authority has on hand \$2500.00.

Motion was made, seconded and adopted, that the Trustees authorize a loan of \$8,000.00 to the Tsala Apopka Authority for the purpose requested, payment of the loan to be made on or before one year from date of agreement, with interest at the rate of three and one-half percent (3½%) per annum. Loan agreement to be approved and prepared by the Attorney General.

Motion was made, seconded and adopted, that Mr. Elliot be authorized to expend approximately one thousand dollars (\$1,000.00) for electrical wiring for machines and a buzzer system between his office and the Land Office, also additional filing cabinets for the two offices. It was so ordered.

Presented as information are letters from Pinellas County protesting Paradise Island fill and development, and also letter from the City of Treasure Island in favor of allowing the fill. The letters were ordered filed for future reference.

Mr. Elliot presented copy of Resolution No. 293 adopted by Central and Southern Florida Flood Control District October 12, 1956, in reference to lands in the Kissimmee River watershed withdrawn from sale by the Trustees May 7, 1952. The resolution resolves that all sovereign lands and other state owned lands lying above the 59.0 foot mean sea level datum contour in and around East Lake Tohopekaliga be released and made available for sale, and also recommends that when sale of said lands are made, the Trustees include in the deed conveying title the following expression:

"The Grantor calls the attention of the Grantee to the periodic flooding of lands above the 59.0 foot mean sea level datum contour and specifically assumes no liability for continued periodic flooding of said lands included within this conveyance."

The information was received and ordered filed for use when sales are made of any lands within the area described.

Central and Southern Florida Flood Control District and Dade County join in requesting that the Trustees act favorably on application from Bay Lands, Inc., for purchase of a tract of submerged land in Biscayne Bay lying easterly of and adjacent to the S½ of Government Lot 3, Section 32, Township 52 South, Range 42 East, containing 2.03 acres, more or less. The parcel is located at the end of N.E. 105th Street.

The proposal is that Bay Lands, Inc., will dredge in Biscayne Canal and place the material on the land applied for. Central and Southern Florida Flood Control District is very anxious to have this dredging done and the only available spoil area is the submerged land adjacent to applicant's upland ownership. The Flood Control District and Miami Military Academy are the owners on each side of the applicant.

The Secretary recommends that the submerged area be appraised, and if applicant agrees on the price that the land be advertised for objections only.

Motion was made, seconded and adopted, that the Trustees have an appraisal made of the land, and if applicant meets such appraisal that the land be advertised for objections only.

The City of Miami requests favorable consideration by the Trustees for issuance by the city of four leases on MacArthur Causeway in Watson Park. The leases are in favor of Miami Outboard Club, Miami Yacht Club, Coral Reef Yacht Club and Biscayne Bay Yacht Club. The Watson Park area was deeded to the city with restriction for public purposes.

Motion was made, seconded and adopted, that the matter be referred to the Attorney General for report as to the legality of waiving the restriction in the deeds.

Mr. Elliot called attention to balance of \$45,000.00 due Rose Properties, Inc., on purchase of property owned by the company and the matter of outstanding taxes which are to be taken care of by said company. It was explained that the company is requesting payment of \$42,500.00 with \$2,500.00 to be retained by the Trustees until the matter of taxes is cleared. \$65,000.00 of the original purchase price was held by the Trustees pending vacating of the property by Rose Properties. The company rented the property for a period of eighteen months at a rental of \$20,000.00, which leaves a balance of \$45,000.00 due, less the \$2,500.00 retained for tax settlement.

Motion was made by Mr. Green, seconded by Mr. Ervin and adopted, that the Trustees authorize payment of \$42,500.00 to Rose Properties, Inc., subject to approval by the Attorney General, the remainder of \$2,500.00 to be paid when evidence has been furnished that all tax liens have been satisfied.

At the request of the Port of Palm Beach, the Trustees agreed to hear representatives of the port authority on November 13, 1956, in reference to application for a loan.

Attorney General Ervin presented letter from F. S. Parrish, Mayor of the City of Pahokee, requesting an additional \$2,500.00 to install tie-up cleats in the Pahokee Breakwater and provide certain sanitary facilities required by the State Board of Health. It was explained that this additional amount will not exceed the original \$200,000.00 loan authorized by the Trustees by agreement dated March 29, 1955.

Motion was made by Mr. Ervin, seconded by Mr. Green and adopted, that the Trustees authorize issuance of warrant in amount of \$2,500.00 to the City of Pahokee for providing the facilities mentioned in letter of October 24, 1956, required in connection with the Pahokee Breakwater, this amount to be made a part of the \$200,000.00 loan.

The city has advised that payment of \$10,000.00 on this loan, due December 1, 1956, will be made on the date specified.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 657 listing 14 bids and Volusia County Deed No. 2142-Cor. to Abe Smukler for correcting description in original deed, and authorize deeds corresponding thereto.

W. K. Hall requests refund of \$12.25 representing payment for land conveyed by Bay County Deed No. 1372 dated June 30, 1955. Subsequent to conveyance to Mr. Hall it was found that the land had been doubly assessed and the owner had redeemed the certificate on June 1, 1937.

Motion was made, seconded and adopted, that the Trustees authorize refund to Mr. Hall in amount of \$12.25 upon execution of quitclaim deed to the owner of the property.

Sinclair Oil and Gas Company makes application for oil and gas lease on the reserved interest held by the state in the NE $\frac{1}{4}$ of Section 28, Township 2 North, Range 26 West, Santa Rosa County. Applicant offers \$1.00 per acre annual rental with bid to be based on bonus payment for said lease.

Motion was made, seconded and adopted, that the Trustees advertise for competitive sealed bids the reserved interest of the state in the lands described.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

Attest: 
Engineer and Secretary

**

**

**

**

Tallahassee, Florida
November 6, 1956

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Motion was made, seconded and adopted, that the minutes of October 9 and October 16, 1956, be approved, copies having been furnished each member.

Senator William R. Neblett came before the Trustees on behalf of his client, Fort Myers Dredging Company, with reference to application he made some time ago for shell lease on an area in Lee County. He stated that his information from the Land Office was that leases would probably be advertised for bids at the expiration of Lease No. 495 held by Fort Myers Shell Company, which expired October 31, 1956. Senator Neblett explained that he has written the Trustees several times on this subject, and had the impression he would have an opportunity to be heard before a lease was granted.

The Land Agent stated that he had written both Senator Neblett and the Fort Myers Shell Company that the subject would come up on October 30th, but that Senator Franklin had come before the board on October 23rd and a non-exclusive lease was granted his client with payment at the rate of fifteen cents (15¢) per cubic yard.

The Trustees advised Senator Neblett that they were abandoning exclusive leases, but that there are other areas in Lee County which can be leased and it was suggested that he confer

with Mr. Ferguson to see if a suitable area can be located for leasing to Fort Myers Dredging Company. It was so ordered.

Charles B. Oglesby offers the appraised price of \$125.00 an acre for Government Lots 1 and 2, Section 23, Township 58 South, Range 40 East, containing 48.07 acres, more or less, Dade County.

On September 4, 1956, the Trustees denied, without prejudice, the offer from Mr. Oglesby and withdrew the lots from sale. He now renews his offer to purchase.

Motion was made, seconded and adopted, that the Trustees decline the offer and continue the withdrawal order.

Marshall O. Mitchell, attorney of Vero Beach, on behalf of Riomar Bay, Inc., protests the appraisal of \$2000.00 per acre placed on 71 acres of filled marsh land in Section 5, Township 33 South, Range 40 East, in Vero Beach, Indian River County.

The appraiser reports that this land is zoned for "Residence", is situated immediately north of Pelican Cove Subdivision in which lots are being sold at \$4800.00 for less than two-thirds (2/3) of an acre, or \$7500.00 per acre. Lots of similar size just across the river sell for \$6500.00 to \$10,000.00 each - \$9,848.00 to \$15,000.00 per acre. The appraised area was formerly a mangrove swamp now filled eighteen inches (18") above mean high water, presumably by the Mosquito Control District, and has approximately 1200 feet frontage on State Road A-1-A. In appraising the present value the appraiser has taken into account the cost of further filling to develop the land for residential purposes.

Applicant feels it should be allowed to purchase as submerged, unfilled river bottom, based on further appraisal by two appraisers instructed not to take into account the present value which has developed through the filling already done.

Motion was made, seconded and adopted, that the protest from Mr. Mitchell on behalf of his client be denied and the appraisal of \$2000.00 per acre stand.

Harry F. Dyer, on behalf of W. B. Tilton, Inc., requests that the Trustees take action on sale of Martin County land, disposition of which was deferred from last meeting.

Mr. Ferguson reports that Frank C. Blackstone, one of the objectors, whose property adjoins on one side the upland owned by Mr. Tilton, has withdrawn his protest and states that in his opinion the proposed bulkhead line as shown on the application of Mr. Tilton would be proper and advantageous to the adjoining property.

Motion was made, seconded and adopted, that the Trustees decline to consider the other protests filed as not being material, and that sale of the parcel protested, together with the other tract advertised for consideration October 23, be approved and conveyance authorized in favor of applicants.

J. Abney Cox offers \$100.00 per acre, which is in excess of the appraised price, for 100.5 acres of submerged land at Lignum Vitae Key in Sections 2, 3, 10 and 11, Township 64 South, Range 36 East, Monroe County.

Motion was made, seconded and adopted, that the Trustees authorize the land advertised for objections only based on the offer submitted by the adjoining upland owner.

T. M. Conely, Jr., on behalf of Forrest E. Pearce, offers \$100.00 for the following land in Okeechobee County, which

price the appraiser reports seems to be good:

Beginning 167 feet north of the SW corner of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, and run north 50 feet, east 210 feet, south 50 feet, west 210 feet to the point of beginning.

Also beginning 217 feet north of SW corner of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ and run north 50 feet, east 210 feet, south 50 feet, west 210 feet to the point of beginning.

All being in Section 21, Township 37 South, Range 35 East.

Motion was made, seconded and adopted, that the Trustees authorize the land advertised for competitive bids starting with the offer of \$100.00.

Motion was made, seconded and adopted, that the Trustees approve expenditure of an additional sum of \$100.00 for survey work in connection with sale of Volusia County land at New Smyrna Beach, Florida, involved in applications of Bouchelle and Cunningham, and T. T. Cobb on behalf of Magnolia Development Corporation. Original amount of \$350.00 was authorized September 25, 1956.

Mr. Elliot presented request from Mrs. Myra Reed that the Trustees issue disclaimer to her covering a certain island, with accretions thereto, in Section 13, Township 16 South, Range 33 East, in the Halifax River, Volusia County, located about six (6) miles south of Daytona Beach. Attorney for Mrs. Reed has raised the question of title to the accretion attaching to the island. A study has been made of the situation in so far as the records of the Trustees and Government surveys disclose nature of the terrain. It is impractical to determine from Government surveys whether or not accretion has taken place. Aerial photographs of a few months ago show what is claimed to be accretion. The cost and time consumed in making a determination in the field would be as great or more than the value of the property. Recommendation is made that the Trustees execute disclaimer in favor of Mrs. Reed covering the island and the accretion thereto.

Motion was made, seconded and adopted, that the Trustees authorize execution of disclaimer to Mrs. Reed as recommended by the Engineer and Secretary.

Financial statements for the month of October as as follows:

UNDER CHAPTER 610

Balance as of October 1, 1956		\$409,659.62
Receipts for the Month:		
Land Sales	82,266.83	
Quitclaim Deeds	439.00	
Revenue Bonds	9,150.00	
Advertising Refunds	954.92	
Sand and Shell Leases	17,766.00	
Timber Leases	17.04	
Oil Leases	435.20	
Grazing Leases	142.00	
Mineral Leases	4,134.03	
Property Rental	1,511.11	
Miscellaneous Leases	528.00	
Total Receipts for Month of October,		
1956		118,344.13
GRAND TOTAL		528,003.75
Less Disbursements for Month of October,		
1956		115,156.47
BALANCE AS OF OCTOBER 31, 1956		\$ 412,847.28

DISBURSEMENTS FOR MONTH OF OCTOBER 1956

<u>Date</u>	<u>Warrant No.</u>	<u>Payee</u>	<u>Amount</u>
10-1-56	87663	R.E. & Verdie N. Kestner	\$12,920.60
10-2-56	89682	Leon Electric Supply Co., Inc.	345.84
	89683	G. F. Floyd	1,060.50
	89684	Arthur Lindou	171.60
10-3-56	92263	Charles W. & Carolyn S. Chalker	7,911.75
10-5-56	94368	W. T. Wallis	278.32
10-8-56	97261	A. R. Williams	60.75
	97262	H. G. Morton	1,104.69
	97263	Leon Blueprinting Co.	7.94
	97264	Rose Printing Co., Inc.	18.50
	97265	The Franklin Press, Inc.	53.20
	97266	Guyte P. McCord	12.00
	97267	Capital Office Equipment Co., Inc.	3.80
	97268	Abrams Aerial Survey Corp.	18.00
	97269	General Office Equipment Co.	7.29
	97270	Carl Gosbee	300.00
	97271	The Key West Citizen	39.10
	97272	Ft. Pierce Newspapers, Inc.	42.55
	97273	The Florida Times Union	192.50
	97274	The Clearwater Sun	15.33
	97275	The Coral Tribune	85.10
	97276	The DeLand Sun News	55.20
	97277	Sarasota Herald-Tribune	94.30
	97278	The Bradenton Herald	86.63
	97279	J.R. & Ruby S. Wheeler	18,278.15
10-9-56	96988	J. Edwin Larson - to State School Fund	26,164.75
	96989	J. Edwin Larson - to State Board of Conservation	14,732.20
10-10-56	102382	Mrs. John R. Parkinson	102.45
10-11-56	103650	Standard Oil Co.	15.59
	103651	Shell Oil Company	4.10
	103652	Langley Bell, CCC	33.30
	103653	Elton Hall	100.00
	103654	Harry M. McWhorter	100.00
	103655	Sarasota Herald-Tribune	51.75
	103656	The Key West Citizen	30.67
	103657	The Coral Tribune	16.10
10-12-56	104703	Gulfstream Secretarian & Convention Service	29.80
	104704	Jon S. Beazley	81.25
	104705	Benjamin S. Roberts	24.00
	104706	Thaddeus L. Butler	105.50
	106914	J. Ollie Edmunds	96.61
	106915	Ray E. Green	77.55
10-16-56	109292	Winchester Construction Co.	1,267.86
	109293	Cawthon Electric Company	509.90
	109294	Middle Florida Construction Co.	418.26
	109295	Prentis Huddleston & Assoc.	2,021.40
	109296	Tallahassee Democrat	14.30
	109297	Olin Hutto's	165.00
10-17-56	111287	Western Union Telegraph Co.	16.55
	111288	Fred L. Palmer	40.00
	111289	Tallahassee Democrat	31.35
	111290	The Clewiston News	39.90
	111291	The Collier County News	39.87
	111292	Ft. Lauderdale Daily News	31.35
	111293	The Palm Beach Post-Times	35.00
	111294	The Bradenton Herald	17.63
	111295	The Key West Citizen	21.47
	111296	The Miami Herald	315.00
	111297	Stuart Daily News, Inc.	12.75
	111298	Punta Gorda Herald Inc.	105.80
10-22-56	116706	G. P. Bradford, CCC	2.00
	116707	Jess Mathas, CCC	1.75
	116708	Capital Paper Company	35.78
	116709	The Collier County News	13.03
	116710	The Key West Citizen	33.73
	116711	The Bradenton Herald	13.80

	116712	Sarasota Herald Tribune	62.10
	116713	The Highlands County News	14.95
	116714	Henry Jackson Yaeger & Theresa Y. Palmer	18,561.00
10-24-56	120080	General Office Equipment Co.	204.43
10-31-56	119338	F. C. Elliot	834.95
	119339	W. T. Wallis	398.20
	119340	H. G. Morton	485.90
	119341	V. H. Ferguson	351.20
	119342	A. R. Williams	472.79
	119343	A. C. Bridges	392.08
	119344	C. L. Vocelle	172.40
	119345	M. O. Barco	404.27
	119346	J. L. Dedge	354.75
	119347	M. C. Pichard	297.55
	119348	B. G. Shelfer	268.96
	119349	C. M. Greene	49.35
	119350	F. J. Wysor, Jr.	248.00
	119351	J. L. Carter, Jr.	85.60
	119352	R. N. Landers	27.41
	119353	Blue Cross of Florida, Inc.	18.30
	119354	Wilson Life Insurance Co.	22.38
	119355	State Retirement	350.56
	119356	Federal Tax	946.60
TOTAL DISBURSEMENTS FOR MONTH OF OCTOBER, 1956			\$115,156.47

U. S. G. S. COOPERATIVE FUND

Balance as of October 1, 1956	\$475.00
Receipts	- 0 -
Disbursements	- 0 -
Balance as of October 31, 1956	\$475.00

UNDER CHAPTER 18296

Receipts to General Revenue:	
October 15, 1956	\$13,220.75
October 31, 1956	8,716.65
Total Receipts for the Month	\$21,937.40

Disbursements from General Revenue:

Date	Warrant No.	Payee	Amount
10-12-56	104041	U. S. Postoffice	\$ 75.00
	107196	Southeastern Telephone Co.	127.50
	107197	General Office Equipment Co., Inc.	6.85
	107198	Dell Hart Typewriter Co.	8.50
	107199	Capital Office Equipment Co. Inc.	1.24
10-31-56	113755	E. Hewitt	391.41
	113756	J. C. Conner	173.05
	113757	Provident Life & Acc. Ins. Co.	7.75
	113758	State Retirement	39.57
	113759	Federal Tax	85.30
Total Disbursements for the Month			\$ 916.17

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 658 listing thirty-six (36) bids for sale of land under Chapter 18296, and authorize execution of deeds corresponding thereto.


Orange County - Joseph A. and Emily Rakyta, present owners, request quitclaim deed for the purpose of closing description contained in Orange County Deed No. 530. The parcel contains approximately 1.08 acres in Section 1, Township 22 South, Range 29 East, included within a general description that does not close. The Attorney General's office concurs in recommendation that a quitclaim deed be executed in favor of applicants

so as to definitely include the doubtful parcel. The owner of the surrounding land is the applicant, who makes an offer of \$100.00 for quitclaim deed to cure defect in title.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$100.00 and authorize execution of quitclaim deed in favor of Joseph A. and Emily Rakyta as recommended, subject to state road right of way.

Motion was made, seconded and adopted, that the Trustees disclaim interest in certificates issued against land certified under the Murphy Act in Citrus, Dixie, Liberty and Putnam Counties, the Attorney General's Office having approved issuance of such disclaimer.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

Attest: 

Secretary

** ** ** **

Tallahassee, Florida
November 13, 1956

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Minutes of the Trustees dated October 23, 1956, were presented for approval, copies having been furnished each member.

Motion was made, seconded and adopted, that the Trustees approve the minutes as presented.

Mr. Ferguson presented the following sales advertised to be considered today, all of which were advertised for objections only based on offers from adjacent upland owners:

Monroe County - On September 25, 1956, the Trustees considered offer of the appraised price of \$150.00 an acre from G. A. Crawshaw on behalf of Michael and Anna DeRomo, for purchase of a parcel of submerged land in Rock Harbor in Section 6, Township 62 South, Range 39 East, Key Largo, lying southeasterly of and adjacent to Tract 3 of Amended Plat of Mandalay, containing 0.6 of an acre, more or less. The land was advertised for objections only and notice of sale was published in the Key West Citizen on October 12, 19, 26, November 2 and 9, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees confirm sale in favor of Michael and Anna De Romo at the price offered.

Sarasota County - On September 11, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre from W. T. Harrison, Jr., on behalf of R. Stafford Edwards, for purchase of two tracts of submerged land in Little Sarasota Bay in Section 26, Township 38 South, Range 18 East - Tract "A" containing 0.26 of an acre and Tract "B" containing 0.11 of an acre, totaling 0.37 of an acre, more or less. The land was advertised for objections only and notice of sale was published in the Sarasota Herald on October 5, 12, 19, 26, November 2, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees confirm sale in favor of Mr. Edwards at the price offered - \$300.00 an acre.

Sarasota County - On September 18, 1956, the Trustees considered offer of the appraised price of \$250.00 per acre from W. T. Harrison, Jr., on behalf of Noe C. Killian and Grace B. Killian, his wife, Catherine Drake, Virginia Thier and Arthur G. Lake, for purchase of four (4) parcels of submerged land in Sarasota Bay, in Section 6, Township 37 South, Range 18 East, Hansen's Subdivision, being

- Parcel 1 - 1.59 acres, more or less - Noe C. Killian and Grace B. Killian (except North 16½ feet reserved)
- Parcel 2 - 0.86 of an acre, more or less - Catherine Drake
- Parcel 3 - 3.0 acres, more or less - Virginia Thier
- Parcel 4 - 1.84 acres, more or less - Arthur G. Lake

The land was advertised for objections only and notice of sale was published in the Sarasota Herald on October 12, 19, 26, November 2 and 9, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson stated that there is to be excepted from the sale of Parcel 1 the North 16½ feet thereof, which is in front of land reserved for public road.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of the four applicants at the price offered - \$250.00 per acre, with deduction from Parcel 1 as stated by Mr. Ferguson.

Pinellas County - On September 11, 1956, the Trustees considered offer of the appraised price of \$100.00 per acre from Bradley M. Waldron on behalf of himself, Hyman Green and Irving Green, for purchase of a tract of submerged land in Boca Ciega Bay and Tampa Bay, in Sections 25 and 36, Township 32 South, Range 15 East; Sections 17, 18, 19, 20, 29, 30, 31 and 32, Township 32 South, Range 16 East; and Sections 5 and 6, Township 33 South, Range 16 East, adjacent to the surveyed uplands on Pine Key, Pardee Key, Cabbage Key and Sawyer Key, less any submerged land to be used for the Pinellas Bayway, Pinellas County,

Florida, containing 1950 acres, more or less. The land was advertised for objections only and notice of sale was published in the Clearwater Sun on October 5, 12, 19, 26 and November 2, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson reported that numerous objections have been filed to the sale.

Governor Collins explained that when the above described land was approved for advertising it was announced that written protests, if any, would be received on this date and a later date fixed for hearing both proponents and opponents to the so-called "Green fill", and that the Trustees will hear as many persons as the time will permit.

The date for the hearing was set for Monday, November 19, 1956, at 11:00 o'clock A.M.

Governor Collins further explained that action probably will not be taken immediately after the meeting as the Trustees will want to consider the report from the Land Use and Control Commission, which may not be ready by that date.

Several parties present brought up questions that might have some effect on the subject, such as:

Mr. Ben Overton called attention to discrepancy in surveys in that locality which affect ownership of his clients.

Mr. Harry Young, on behalf of Mr. Ed Wright, has applied for a portion of the land included in the Green area.

Mr. Joseph Kelleher applied for Little Bird Key about two years ago, and desired to know what the status of his application is.

Mr. Wilbur Stone, representing Mr. Walter Collany, brought out the discrepancy in surveys made by his client and other surveys in the area. Suggests that all surveyors should confer and try and work out a solution.

Mr. Ferguson, the Land Agent, made the suggestion that should the Trustees decide to convey the land, no deeds will be delivered until all other owners in the area whose lines the Green application seems to over-lap have had opportunity to check with their engineers as to what the Trustees propose to convey.

Governor Collins assured the delegation that in the event the Trustees act affirmatively on the Waldron-Green application, all interested parties will have opportunity to object to the description if there is infringement on other rights. He also suggested that all parties who feel the area applied for might affect their rights should be present on the 19th prepared to submit their objections at that meeting. Also, that a By-Way is proposed through this area and in the event of any sale it will be understood that conveyance to the State Road Department of a sufficient right of way will be required.

The Governor asked Mr. Ferguson to have maps prepared showing the ownership of all parties in that area who have made application to purchase, or are otherwise interested, their upland ownership to be shown in one color and the submerged area which they would be entitled to purchase shaded in a lighter color.

Mr. Elliot explained how the discrepancy in surveys came about, and this can be worked out after a decision is reached on the applications to purchase. The essential thing

is to have an accurate location of everything in that locality tied to some single point. If all are referenced to the same starting point there will be little trouble in locating all areas, and from that can be determined the submerged area running equitably with the mainland property of any person.

Governor Collins thanked the delegation and again suggested that anyone having an interest in the area should be present at the hearing on the 19th of November.

Mr. Joe Sirugo, on behalf of Monroe County, makes application for right of way across submerged land at Stock Island, parallel with the old channel, extending northeasterly 200 feet, more or less, from Lot 10, Block 52, Maloney Subdivision, and thence easterly to connect with a secondary state road extending from Cross Street across said submerged land, containing 0.81 of an acres, more or less. Mr. Sirugo stated that he has granted the required upland to the county for the road to connect with Fifth Avenue on Stock Island.

Motion was made by Mr. Ervin, seconded by Mr. Larson and adopted, that the Trustees authorize easement in favor of Monroe County for the right of way requested, conditioned that it is acceptable to the State Road Department.

Mr. Elliot called attention to action of the Trustees October 30, 1956, on request from Central and Southern Florida Flood Control District and Dade County Commissioners that the Trustees grant application from Bay Lands, Inc., for purchase of submerged lands in Biscayne Bay lying easterly of and adjacent to the S $\frac{1}{2}$ of Government Lot 3, Section 32, Township 52 South, Range 42 East, containing 2.03 acres, more or less. Bay Lands, Inc., has agreed to dredge material from Biscayne Canal at that point and place said material on the submerged area for which application is made. The Flood Control District and the county have approved the request for the reason that the canal will be improved by the work without cost to the District.

The Trustees authorized the land appraised. If applicant agrees to meet the appraised price, the land will be advertised for objections.

Following above action, the Attorney General was consulted and his recommendation is that since the Trustees do not have authority to make deed, when the land is filled they issue disclaimer in favor of Bay Lands covering the submerged bottoms. If and when authority to convey title is given the Trustees, a deed can then be issued.

Attorney General Ervin stated that he thinks this method will be sound. Legislative Acts affecting Dade and Palm Beach Counties have restricted the Trustees' right to sell certain submerged lands, but nothing precludes filling which inured to the property. The Trustees can control the land under permit system, and the fill can be regulated under terms of the permit.

Without objection it was agreed that in view of the benefit to Central and Southern Florida Flood Control District, the Trustees authorize permit in favor of Bay Lands, Inc., for filling the submerged land applied for provided said company agrees to pay for the fill material on the basis of the appraised price for the land, and that the material removed from the canal section will be placed on the submerged lands applied for.

Mr. L. B. Bishop, Port Director of the Port of Palm Beach, came before the Trustees with proposal for taking rock from Lake Worth for commercial purposes and using the proceeds in the improvement of the port.

After discussion of the subject, it was agreed that the matter be referred to a sub-committee of the Trustees - Comptroller Green and Attorney General Ervin, in conference with Mr. Elliot and a representative from the State Road Department - to work out an agreement under which the Port District would be allowed to take rock out of the harbor in Lake Worth, provided the proceeds from sale of the rock shall be used for improving the Port of Palm Beach by the Port District.

The Board of Commissioners of State Institutions requests that the Trustees of the Internal Improvement Fund make available eighty-six thousand dollars (\$86,000.00) for furnishings and interior painting of the Governor's Mansion.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees make available to the Governor's Mansion Trust Fund \$86,000.00 as requested by the Board of Commissioners of State Institutions.

Upon discussion with the Comptroller as to the commitments of the Trustees which might be required during the month, the Comptroller stated that release of \$40,000.00 as of today would be satisfactory with the remaining \$46,000.00 to be requisitioned at a later date.

SUBJECTS UNDER CHAPTER 18296

Report No. 659 was presented listing three (3) bids for sale of lands under Chapter 18296, with recommendation that the report be approved.

Motion was made, seconded and adopted, that the report be approved and authority given for issuance of deeds corresponding thereto.

Jefferson County - R. H. VanBrunt makes an offer of \$15.00 per acre for 27 acres in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 22, Township 1 North, Range 3 East, advertised for sale August 29, 1956, Report No. 120. It is recommended that the offer be declined and a price of \$25.00 per acre be fixed for sale of the parcel.

Motion was made, seconded and adopted, that the Trustees decline offer of \$15.00 per acre and make counter proposal to accept \$25.00 per acre for the land.

Jefferson County - Mrs. Rosa Lee Braswell offers \$95.00, or \$5.00 per acre, for 9 acres in Lot 175 and 10 acres in Lot 176, Georgia Survey of Township 3 North, Range 4 East. It is represented that this land has been connected with Mrs. Braswell's family since territorial days and was at one time a part of Georgia.

Without objection the Trustees postponed this application for future consideration, but with comments that the offer was not adequate for the land.

James M. Stevens, City Attorney, Michael C. Gioneskis, Mayor, and City Commissioners Thomas Craig and Herman Burruss, on behalf of the City of Tarpon Springs, Pinellas County, Florida, requested that the Trustees release the "Public Purpose" clause from Pinellas County Deed No. 02-Chapter 21684-Corrective, for which the city offers \$50.00. Mr. Stevens explained that the reason the city desires the release is that an agreement has been made to sell the 10-acre tract, together with an additional 90 acres, for \$75,000.00, to a developer who will build private homes. Arrangements under which the land was sold provide that in the event the purchaser applies to the Trustees to purchase the submerged land along the coast, he will do so in conjunction with the city, and a public beach of 40 or 50 acres will be provided for the public. The city has

committed itself to spend a part of the proceeds from this sale to pumping out a beach at the municipal pier.

The Trustees expressed the opinion that they would not be justified in releasing the reservation upon payment of \$50.00 so that the city could then sell the property for \$750.00 per acre; that there is an obligation on the Trustees to see that these lands are utilized in the public interest.

Several suggestions were discussed, resulting in the following being agreed upon:

"That the Trustees agree to issue a quitclaim deed in favor of the City of Tarpon Springs for the purpose of releasing the Public Purpose clause in Pinellas County Deed No. 02-Ch.21684-Corrective at such time as the City Commissioners adopt a proper resolution agreeing that they are prepared to spend not less than \$7500.00 in the improvement of the municipal pier, including a beach and recreational area, for the use and benefit of the public."


\$7500.00 is the amount the city will receive from the sale of the two (2) acres conveyed in said deed from the Trustees. It was so ordered.

Alachua County - Parks M. Carmichael, on behalf of Shirley Blauner, the present owner, requests that the Trustees release the oil and mineral reservation in Murphy Act Deed No. 1154, conveying the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 18, Township 8 South, Range 19 East, containing 40 acres, and offers \$40.00 for such release.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$40.00 and authorize release of the oil and mineral reservation in Alachua County Deed No. 1154.

Motion was made, seconded and adopted, that the Trustees disclaim interest in Murphy Act certificate issued against land in Okeechobee County, the Attorney General's Office having advised that said certificate vested no title in the state to the land described in said certificates.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST:


SECRETARY

**

**

**

**

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

The Secretary presented minutes of October 30, November 6 and 13, 1956, copies having been furnished each member.

Motion was made, seconded and adopted, that the minutes as presented be approved.

Mr. Ferguson presented offer of the appraised price of \$100.00 an acre from R. F. Maguire, on behalf of Port Realty Company, for purchase of approximately 215.35 acres of land described as those certain submerged bottom lands lying westerly and northerly from the ordinary high water mark of the easterly shore of the Banana River in the South 3316.8 feet of Section 15, Township 24 South, Range 37 East, less the West 1700 feet thereof, in Brevard County, Florida. Information furnished the Land Office is that the United States desires to deposit fill material on this area and the adjacent owners are agreeable provided they can purchase the submerged bottoms from the Trustees as adjoining upland owners.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for sale subject to objections only based on offer of the appraised price of \$100.00 per acre.

D. Fred McMullen, on behalf of the Seaboard Air Line Railroad Company, a corporation of the State of Virginia, offers \$200.00 per acre for a perpetual right of way easement free of all liens and encumbrances, for the construction, operation and maintenance of railroad tracts, and for any other proper and appropriate railroad purposes connected therewith in, over, upon and along a strip of land one hundred feet (100') in width measured fifty feet (50') at a right angle, or radially, on each side of the center line of a tract across Government Lots 5 and 6, between Townships 53 and 54 South, Range 39 East, Dade County, the right of way to comprise approximately 18 acres and serve as an approach tract to LeHigh Portland Cement Company's Plant.

Motion was made, seconded and adopted, that the Trustees approve issuance of the permit subject to determination that the offer is in line with recent appraised values in that area.

Keen, O'Kelley and Spitz, attorneys of Tallahassee, Florida, on behalf of Perdido Land Company, holder of Oil and Gas Lease No. 1049, submit for approval assignment to the Trustees of the Internal Improvement Fund of an undivided one-eighth of eight-eighths overriding oil and gas royalty on a twenty-acre parcel of land located about one-fourth mile from the leased premises, on which a well is to be drilled. The parcel is described as a rectangular tract 933.38 feet square in Section 16, Township 2 South, Range 31 West, which has as

its center a point which is 2018.0 feet east of the west line and 1760.0 feet north of the south line of said section, in Escambia County.

Motion was made, seconded and adopted, that the Trustees approve assignment as submitted by Perdido Land Company.

Mr. Ferguson reported that at the meeting of the Trustees July 24, 1956, competitive bids were received for Marsh Island No. 2 in the Indian River, Section 27, Township 31 South, Range 39 East, containing 3 acres, more or less, in Indian River County. Applicant to purchase was Guy C. Mallett but the high bid of \$2010.00 was made by S. I. Francis. The agreement was that the purchaser should furnish a survey and legal description sufficient for deed. Mr. Francis now states that he is unable to have the survey made and would like to cancel his bid.

Motion was made, seconded and adopted, that the Trustees authorize cancellation of the sale and restore the land to the available list.

The following applications were presented for purchase of submerged lands adjoining upland property of applicants:

1. Manatee County - James M. Wallace, on behalf of J. P. McPherson, offers the appraised price of \$400.00 for a parcel of submerged land comprising 1 acre, more or less, lying adjacent to Bay Drive and Lots 6, 7, 8, 9, 10, 11, 15 and 16 of Block 6, Wyman and Green Subdivision, Cortez Beach, Section 4, Township 35 South, Range 16 East.
2. Monroe County - G. A. Crawshaw, on behalf of R. C. Ruckle and Freddie H. Ruckle, his wife, offers the appraised price of \$300.00 per acre for 0.6 of an acre, more or less, of submerged land in MacDonald's Subdivision, Windley Key, in Section 23, Township 63 South, Range 37 East.
3. Monroe County - G. A. Crawshaw, on behalf of Richard and Beatrice Rae, offers the appraised price of \$200.00 per acre for 1 acre of submerged land in South Cliff Estates, Key Largo, Section 13, Township 62 South, Range 38 East.
4. Monroe County - John J. Simms, on behalf of George W. Griffin, offers the appraised price of \$150.00 an acre for a parcel of submerged land adjacent to Lots 6 to 10, incl., Block 10, Crain's Subdivision, Grassy Key, in Section 30, Township 65 South, Range 34 East.

Motion was made, seconded and adopted, that the Trustees authorize advertisement for objections only of the four (4) parcels of land applied for by the adjoining upland owners at the appraised price.

Bernie Papy offers the appraised price of \$100.00 an acre for the West 30 acres of SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 17, and Lots 2, 3 and 7, Section 18, all in Township 66 South, Range 29 East, Monroe County.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees agree to advertise the land for competitive bids starting at \$100.00 per acre.

The State Road Department makes application to secure an easement for right of way purposes over certain submerged land in Sections 20 and 29, Township 66 South, Range 28 East, Monroe County. The right of way is needed in connection with improvement of Cudjoe Key Road, Section 9060-150.

Motion was made, seconded and adopted, that the Trustees authorize easement as requested by the State Road Department through the lands described.

Mr. Ferguson reported that in preparing the description for Deed No. 20402 dated August 23, 1956, the area for Parcel "g" was erroneously shown to be 58.1 acres, whereas the area according to the boundary description in the deed contains 66.0 acres, or a difference of 7.9 acres. The land was sold in 1953 and the selling price was at the rate of \$100.00 per acre. The grantees in the deed, Al W. Furen et ux., have agreed to pay for this difference, or an additional \$790.00. The land is located in Section 10, Township 32 South, Range 16 East, Pinellas County.

Without objection, the Trustees postponed consideration of this subject.

Leo M. Butler, on behalf of Harbor Bluff Development Corporation, made application to purchase 11.15 acres of submerged land in Clearwater Harbor, Section 6, Township 30 South, Range 15 East, Pinellas County. The land was advertised for sale September 11, 1956, and referred to the State Land Use and Control Commission for report, no objections having been filed to the sale. The Commission has given approval for the sale to be confirmed.

Motion was made, seconded and adopted, that the sale in favor of Harbor Bluff Development Corporation be confirmed at the price offered - \$350.00 per acre.

Carl L. Sackett, holder of Sawgrass Lease No. 746, makes application for a two-year extension from August 4, 1958, for commencing rental payments under said lease. Mr. Sackett explained that his associate, Joseph Weimer, died some time ago and he has only recently satisfactorily concluded matters in connection with Mr. Weimer's estate. In order to interest capital in the project, he desired additional extension of two years.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that a two-year extension of the waiver of rental under Lease No. 746 be authorized so that no rental payments will be required until August 4, 1960.

Senator J. B. Rogers of Winter Haven, Florida, presented application from the City of Orlando and from the Board of County Commissioners of Orange County for a loan of fifty thousand dollars (\$50,000.00) to each agency for the purpose of providing additional airport facilities for the city and county.

Upon inquiry from Governor Collins as to whether or not the Trustees can enter into a legally binding contract with the city and county for repayment of the loan, Attorney General Ervin expressed the opinion that the Trustees have authority to make the loan for a two-year term, and the city and county have authority to repay such loan out of revenue not involving ad valorem taxes. He stated that under the circumstances he would be willing to approve the loan under an agreement for repayment out of moneys not legally obligated for other purposes. Senator Rogers was requested to use his efforts personally to see that the loan is repaid and he agreed that in so far as his delegation in the legislature is concerned he would certainly do anything he could.

After full discussion of the subject, motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees agree to a loan of fifty thousand dollars (\$50,000.00) each to the City of Orlando, Florida, and to Orange County, Florida,

for use in airport improvements interest on the loan to be at the rate of three percent (3%) per annum, and to be repaid within two years from date of loan under conditions and pledges of repayment as will be approved by the Attorney General and Mr. Elliot consistent with action taken in similar cases.

Capitol Center - Land Acquisition

The following report from the Attorney General dated November 14, 1956, lists land purchased by the Trustees of the Internal Improvement Fund since the report of August 8, 1956:

"On August 8, 1956, we advised you by Memorandum of the lands which had been acquired by the Trustees of the Internal Improvement Fund for inclusion in Capitol Center. Since August 8, 1956, the following described lands have been acquired:

1. Acquired from:
Archie Boatwright August 21, 1956 \$23,492.55
817 S. Adams Street
Description:
Lot 141, according to the Original Plan of the City of Tallahassee, Leon County, Florida.
2. Acquired from:
Charles W. and Carolyn Chalker
823 South Calhoun Street October 12, 1956 7,911.75
Description:
Begin at the Southwest corner of T.C. Lot 33 (Old Plan), thence run North 60 feet, thence East 110 feet, thence South 60 feet, thence West 110 feet to the place of beginning.
3. Acquired from:
R. E. and Verdie N. Kestner
215 West Madison Street Sept. 28, 1956 12,920.60
Description:
The fractional part of Lot Number 249 of the Original Plan of the City of Tallahassee, described as follows: Beginning at a point 123 $\frac{1}{2}$ feet East of the Northwest corner of said Lot, thence South 105 $\frac{1}{2}$ feet, thence East 46 $\frac{1}{2}$ feet to the eastern boundary of said lot, thence North to the Northeast corner of said lot, thence West to the point of beginning.
4. Acquired from:
J. R. and Ruby S. Wheeler
815 South Calhoun Street October 15, 1956 18,278.15
Description:
All that part of Tallahassee City Lot Number 33 of the Original Plan of said City of Tallahassee described as follows; to-wit: Begin at the Southwest corner of said Lot and run North along the West Boundary line of said Lot, 115 feet to a point, which is the point of beginning, run thence East 170 feet, thence North 55 feet; thence West 170 feet and thence South 55 feet to the point of beginning.
5. Acquired from:
Theresa Yaeger and Thomas Myers Palmer
and Isabelle Eaton and Henry Jackson Yaeger, Sr.
224 and 226 W. Gaines Street Oct. 26, 1956 18,561.00
Description:
A part of Lot Number Two Hundred and Forty-eight (248) of the Old Plan of the City of Tallahassee, and State of Florida, as follows: Begin at the Southwest corner and run thence East Ninety-five (95) feet, thence run North One Hundred and Thirteen (113) feet, eight (8) inches, thence run West Ninety-five (95) feet, thence run South One Hundred and Thirteen (113) feet, eight (8) inches, to the point of beginning.

The total amount expended for acquisition of lands for the Capitol Center, as of this date, is \$342,369.98."

Mr. Elliot reported that with reference to work in the Engineer's Office he has discussed with each member of the Trustees individually the selection of an assistant engineer, and following these conferences and approval from each member, he recommends the appointment of W. Turner Wallis as his assistant effective January 1, 1957. Mr. Wallis is now engaged half-time as engineer for the State Land Use and Control Commission on a loan basis from Central and Southern Florida Flood Control District, and has been working out of the Engineer's Office. His salary has been paid one-half by the Trustees, or \$500.00 per month, and one-half by Central and Southern Florida Flood Control District. Mr. Wallis has agreed to accept full time employment with the Trustees at a salary of \$10,500.00 for the year beginning January 1, 1957.

Mr. Elliot further reported that he plans to retire next year after the session of the Legislature, and he recommends that the Trustees take affirmative action now that Mr. Wallis will take over as Engineer and Secretary for the Trustees when he (Mr. Elliot) retires, as he feels Mr. Wallis is fully qualified to take over the work, having been affiliated with the Trustees' work over a long period of years. He came to work in the Chief Drainage Engineer's Office for the old Everglades Drainage District after his graduation from Virginia Military Institute and later for the district under local management. He has been Chief Engineer, and Executive Director for Central and Southern Florida Flood Control District until about the middle of this year when he was loaned part time to the Land Use Commission.

Governor Collins and other members of the Trustees expressed high praise of Mr. Wallis' ability as an engineer and a man thoroughly competent to take over the duties of Mr. Elliot when he retires, and it was the unanimous opinion that Mr. Wallis would be the logical successor to Mr. Elliot.

Motion was made by Mr. Ervin, seconded by Mr. Larson and adopted, that the Trustees unanimously approve the engagement of W. Turner Wallis, effective January 1, 1957, at an annual salary of \$10,500.00, to assist Mr. Elliot in handling the engineering duties of the Trustees, with headquarters in Tallahassee, and to succeed Mr. Elliot at his retirement.

(See Humble Oil and Refining Company application under Murphy Act Subjects for description of state land to be in lease.)

SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented Report No. 660 listing 121 bids for purchase of lands under Chapter 18296, also Broward County Deed No. 630-Suppl.-Cor. to Harold Katz, for more sufficient description, and Duval County Deed No. 274-Dupl. to E. John Tolliver replacing deed reported to have been lost before recording.

Motion was made, seconded and adopted, that the Trustees approve Report No. 660 and authorize execution of deeds corresponding thereto.

Humble Oil and Refining Company requests that the Trustees advertise for competitive sealed bids for oil, gas and mineral lease the reserved interest of the state in lands in Palm Beach County located in the following townships and ranges:

Section 35 Twp. 45 S. Rge. 35 E. 640 Acres
Sections 1,5,9,11,13,25 Twp. 46 S. Rge. 35 E. 3290 Acres
Sections 5,9,17,21,29,33 Twp. 46 S. Rge. 36 E. 2850 Acres

and full interest in the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5, Township 46 South, Range 36 East, containing 10 acres, owned by the Trustees. Applicant offers not less than fifty cents (50¢) per acre annual rental plus cash bonus bid to be submitted on date of sale.

Motion was made, seconded and adopted, that the Trustees agree to advertise the lease for sealed competitive bids based on offer submitted by Humble Oil and Refining Company.

Citrus County - Woodrow and Virginia Moore make application for deed under Chapter 28317 of 1953, the Hardship Act, and offer \$100.00 for the S $\frac{1}{2}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32, Township 18 South, Range 18 East, containing 20 acres. Applicants advise that they have deposited with the Clerk of the Circuit Court the amount of outstanding taxes.

Motion was made, seconded and adopted, that the Trustees decline the offer and make counter proposal to convey the land under Chapter 28317 upon payment of \$200.00.

Mr. Elliot recommends that the Rules and Regulations under the Murphy Act be amended and that the base bid for advertising land be as follows:

\$10.00 per acre, for acreage
5.00 per lot for lots 25 feet wide and less
10.00 per lot for lots 25 to 50 feet wide,

said rule to be subject to exceptions in special cases.

Motion was made, seconded and adopted, that the Trustees adopt the recommendation of Mr. Elliot as the action of the board and direct that the base bid rule be changed accordingly.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
SECRETARY

**

**

**

**

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

Present: Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Mr. Ferguson presented the following sales advertised to be considered on this date.

Lake County - On October 19, 1956, the Trustees considered offer of the appraised price of \$10.00 per acre from L. T. Johnson for purchase of Government Lot 8, 42.7 acres, and Government Lot 10, 51.66 acres, in Section 25, Township 17 South, Range 29 East. The land was advertised for competitive bids and notice of sale was published in the Lake Region, Eustis, Florida, on October 26, November 2, 9, 16 and 23, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson announced that bids will be taken on each lot separately and then the two lots offered together. A bid of \$12.00 per acre has been received from R. D. Croom and a bid of \$12.50 an acre for Lot 8, from H. L. Rutherford and wife. Competitive bidding resulted in a high bid of \$65.00 an acre for Lot 8, \$60.00 an acre for Lot 10, offered separately, and a high bid by L. T. Johnson of Umatilla, Florida, of \$70.00 per acre for the two lots combined.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees accept the high bid of \$70.00 an acre for the two lots combined, having a total acreage of 94.36 acres, and confirm sale in favor of Mr. Johnson.

Palm Beach County - On October 9, 1956, the Trustees considered offer of the appraised price of \$40.00 an acre from Y. R. Famel for purchase of Lots 11 and 13, Township 43 South, Range 38 East, containing 1280 acres, more or less. The land was advertised for competitive bids to start at \$40.00 an acre, and notice of sale was published in the Palm Beach Post on October 26, November 2, 9, 16 and 23, 1956, with sale to be held on this date. Copy of notice and proof of publication are on file in the Land Office.

Description of the land was called out and Mr. Ferguson announced that bids will be taken on each section separately and then the two sections offered as one tract.

A prospective bidder inquired whether the state will guarantee access to the property and was advised by the members present that no such guarantee could be given.

Competitive bidding resulted in a high bid of \$44.50 per acre for Section 11 and \$45.50 per acre for Section 13. The high bid for both Sections 11 and 13 was \$67.00 per acre for 1280 acres.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$67.00 per acre from Carl Stockholm and confirm sale in his favor.

Brevard County - On October 16, 1956, the Trustees considered offer of the appraised price of \$200.00 an acre from Mrs. Lura C. Poe, adjacent upland owner, for purchase of 4.25 acres, more or less, of submerged land in the Indian River, beginning at the point where the south right of way line 100 feet south of the center line of State Road No. 402 intersects the westerly shore of Indian River at Lot 2 of LeBarrons Plat, Block "H" of the City of Titusville, Florida, thence by metes and bounds description to the southeast corner of Lot 3 of LeBarrons Plat of Block "H"; thence northerly along the shore line 95 feet, more or less, to the point of beginning. Accurate description will be furnished with deed. The land was advertised for objections only and notice of sale was published in the Titusville Star-Advocate on October 26, November 2, 9, 16 and 23, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson reported that Mrs. Rufus M. Robbins, joined by her son, Theodore R. Robbins, were present to protest the sale to Mrs. Poe. Written objection was filed by Mrs. Robbins by letter to Governor Collins dated November 18, 1956, in which she protested the sale on the ground that the land is a valuable asset to that area, the causeway was developed at great expense for public use, and if the land is sold it should be advertised for competitive bids. She stated that if the sale is made, the proposed improvements will block the causeway from Orange Street and make an unsightly pocket in the river, and will be detrimental to her land, which is the largest tract in that locality and pays the highest tax. She contends that it will be illegal to sell the land as it is still vested in the State Road Department and the Trustees, and that it will destroy the view from her property as the waterway will be filled in except for a narrow channel.

Mr. Ferguson submitted letter and resolution adopted by the City Council of Titusville, and a resolution by the County Commissioners of Brevard County, approving the sale and proposed development. He explained that the State Road Department has released the strip referred to by Mr. Robbins and has indicated that the filling of the area will be beneficial to the road right of way. Also, letters were submitted from C. R. McCotter and R. N. Nelson, adjacent river front owners, urging that the sale be made to Mrs. Poe and it will improve that entire area. Mr. Ferguson stated further that the original application from Mrs. Poe, taking in a much larger area, was denied and a revised description, cutting the area back considerably, was prepared and authorized advertised for sale on this date.

Edwin M. Poe and J. J. Parrish, Jr., were present, representing Mrs. Lura Poe. They asked that the sale be consummated in favor of Mrs. Poe, the city and the county having approved the sale. Also, the State Road Department is in favor of the improvement and upland owners in that locality have approved the sale.

Mr. Elliot reported that the Board requested him to make an examination of the area, but since he had all the necessary information in the office he did not make an investigation on the ground. He recommended modification of the description to avoid interference with private rights of others and to eliminate any infringement of public rights. The applicants were agreeable to the suggestions and the parcel advertised for sale today will not be detrimental to private or public interest so far as he can see.

Motion was made by Mr. Mayo, seconded by Mr. Larson and adopted, that in view of the fact that the City Council of Titusville and the Board of County Commissioners of Brevard County have approved the sale, the Trustees overrule the

objections from Mrs. Robbins and her son and that sale of the land be approved in favor of Mrs. Lura C. Poe at the appraised price of \$200.00 per acre. It was so ordered.

Brevard County - On October 9, 1956, the Trustees considered offer of the appraised price of \$100.00 an acre from E. R. Ensey, the adjacent upland owner, for purchase of a parcel of submerged land in the Banana River in Sections 33 and 34, Township 26 South, Range 37 East, lying easterly of and adjacent to the South Half of Lot 10 and the North Half of Lot 9, Plat of Stewart's Homestead, containing 2.6 acres, more or less. The land was advertised for objections only and notice of sale was published in the Titusville Star Advocate on October 26, November 2, 9, 16 and 23, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees confirm sale in favor of Mr. Ensey at the price offered - \$100.00 an acre.

Manatee County - On October 9, 1956, the Trustees considered offer of the appraised price of \$250.00 an acre from John F. Burket, Jr., on behalf of Donald Carr and Joseph R. Esteban, adjacent upland owners, for purchase of a parcel of submerged land in Sarasota Bay in Section 25, Township 35 South, Range 16 East, lying northeasterly of and adjacent to Lots 43 and 44, of Plat of Subdivision on Longboat Key of Fractional Sections 25, 26 and part of Section 24, Township 35 South, Range 16 East, containing 5.6 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Bradenton Herald on October 26, November 2, 9, 16 and 23, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees confirm sale in favor of Messrs. Carr and Esteban at the price offered - \$250.00 an acre.

Sarasota County - On July 10, 1956, the Trustees considered offer of the appraised price of \$100.00 an acre from Walter Hardin Realty Company (R. E. Lowrey, Jr.) on behalf of O. J. Fickeissen, adjacent upland owner, for purchase of a parcel of submerged land described as starting from the intersection of the south boundary of Gallions Reach, recorded in Plat Book 4, page 94, Public Records of Sarasota County, and the Easterly R/W of Manasota Road, thence North 30°22' West along the Easterly R/W line of Manasota Road a distance of 283 feet; thence North 64° 24'40" East a distance of 448 feet, more or less, to the waters of Lemon Bay for a P.O.B., thence by metes and bounds description back to the P.O.B., lying and being in Section 35, Township 40 South, Range 19 East, said tract containing 1.03 acres, more or less. The land was advertised for objections only and notice of sale was published in the Sarasota Herald on October 26, November 2, 9, 16 and 23, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Larson, seconded by Mr. Mayo and

adopted, that the Trustees confirm sale in favor of Mr. Fickeissen at the price offered - \$100.00 an acre.

John B. Orr, Jr., on behalf of the Coco Plum Woman's Club and the Miami Woman's Club, requests that the Trustees withdraw from sale to private individuals, corporations or agencies, all remaining public submerged lands in Dade County. Also, a letter received from Mrs. J. W. McEddy, Corresponding Secretary of the Miami Junior Chamber of Commerce Auxiliary, states that the organization desires to go on record asking reconsideration of action in reference to filling in Biscayne Bay.

The Land Agent was requested to acknowledge the letters and advise that they had been read to the Trustees.

On August 31, 1949, the Trustees of the Internal Improvement Fund issued Deed No. 19502 to Ridge Mortgage & Investment Company conveying a parcel of land in Sections 11 and 14, Township 44 South, Range 43 East, Palm Beach County. The original deed was misplaced or lost without having been recorded and C. Robert Burns, on behalf of Charles H. Warwick, Jr., president of Ridge Mortgage and Investment Company, made application for a confirmatory deed to replace the original 19502.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees authorize issuance of duplicate deed as requested.

Kenneth E. Brown, on behalf of Ira A. Miller, made application for a parcel of submerged land in Section 13, Township 36 South, Range 17 East, Sarasota County, for which he offers \$100.00 per acre.

Mr. Ferguson reported that the applicant had not furnished all information now required for purchasing submerged land. The requirement is that the area to be filled shall be defined as well as the area from which the fill will be dredged, with estimate of the volume needed for the fill; otherwise a fair allocation of bottom lands with respect to rights of others, navigation, harbor or bulkhead limits and availability of material cannot be equitably allotted. Applicant stated that he did not contemplate doing any filling or dredging but seeks to acquire title to the bottom land and insisted that his application was in order for presentation.

Mr. Ferguson further submitted that since sales of submerged lands are basically for the purpose of enabling desirable development, and since sale of submerged bottoms will not vest purchaser with control of the public waters over same, and in view of policy now established to sell submerged land adjacent to the upland only to such upland owners, it is not at all necessary for an upland owner to purchase submerged lands for protection against sale to or dredging out by others.

Mr. Ferguson recommends that all applications by upland owners to purchase submerged lands which they do not propose to fill and develop be denied, and that the application of Ira A. Miller be rejected.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees approve the recommendation of the Land Agent as the action of the Trustees.

Mr. Elliot presented request from Florida Inland Navigation District for right of way and perpetual spoil disposal easement grant through submerged land in the Indian River, Brevard County, to be used by the United States in connection with the Intra-coastal Waterway.

Motion was made, seconded and adopted, that the Trustees grant right of way and perpetual spoil disposal easement in favor of the United States in the areas designated as follows:

RWN-B-(D) - Submerged land in Indian River in Unsurveyed Sections 1, 2, 12 and 13, Township 28 South, Range 37 East, and Unsurveyed Sections 18 and 19, Township 28 South, Range 38 East; and

MSA-B-5A - Rectangular parcel of submerged land in Indian River in unsurveyed Sections 1 and 2, Township 28 South, Range 37 East.

Mr. Elliot requested consideration of Charlotte County sale involving land, title to 20 acres of which came to the state under the Murphy Act, the remaining 317 acres, more or less, being under Chapter 610. The land is located in Sections 3, 10 and 11, Township 41 South, Range 21 East, and was advertised for sale March 13, 1956, on application from Earl D. Farr, on behalf of Florida West Coast Land Company with offer of the appraised price of \$30.00 an acre. Objections were filed to the sale by Clyde H. Wilson on behalf of Fern and Beulah Conway, based on title under Charlotte County Murphy Act Deed No. 225 executed March 5, 1945. Description in said deed was later found to be erroneous. Objectors and proponents were heard and on October 23, 1956, the Trustees authorized execution of Murphy Act correction Deed No. 225 to Fern and Beulah Conway, with instructions that correction deed be held for a period of thirty (30) days, within which time Mr. Farr would have opportunity to restrain delivery of the deed.

By letter dated November 19, 1956, Mr. Farr advises that his clients have neither filed any litigation nor do they expect to do so in reference to the sale of the 20 acres to the Conways. He now requests that the Trustees convey to the Florida West Coast Land Company the remaining 317 acres, more or less, at the appraised price of \$30.00 an acre.

Motion was made, seconded and adopted, that the Trustees authorize delivery of Murphy Act Deed No. 225-Corrective to Fern and Beulah Conway correcting error in original deed, also that the Trustees accept offer of \$30.00 an acre from Florida West Coast Land Company for 317 acres, more or less, advertised for sale March 13, 1956, it being understood that Mr. Farr's clients have agreed that they will not contest the title to the 20 acres covered by Charlotte County Murphy Act Deed No. 225. It was so ordered.

Bal Harbour Village, Miami Beach, Florida, located at the north end of Biscayne Bay, fronting upon the Atlantic Ocean, requests permission to take one hundred thousand (100,000) cubic yards of sand deposit located on the south side at the west end of Bakers Haulover Cut. The material is desired for replacing that lost by erosion on the beach at Bal Harbour Village.

Mr. Elliot recommends that permit be issued to the City of Miami Beach for taking the material needed, without cost, for use in restoring the beach at Bal Harbour Village, subject to consent and approval of the Board of County Commissioners of Dade County.

Motion was made, seconded and adopted, that the Trustees approve recommendation of Mr. Elliot as the action of the board, and that the permit be issued upon receipt of approval by the Board of County Commissioners of Dade County.

O. P. Johnson, attorney for the City of St. Cloud, requests that the Trustees release the restriction in Osceola County Deed No. 49-5-Cor. as to 10 acres which the city desires to convey to St. Cloud Hospital Foundation, a non-profit corporation.

Mr. Elliot explained that title to this land vested in the Trustees under Chapter 14572 of 1929 and was sold to the city of St. Cloud for airport and golf purposes. Later the city requested correction deed with restriction modified to read "For Public Purposes Only" and the request was granted. The land is located in Section 10, Township 26 South, Range 30 East, and contains 315 acres. It is suggested that release of the restriction be authorized in so far as it applies to a ten-acre parcel, upon payment of \$1,000.00. Information early this year was that this land was valued at around \$80.00 per acre.

Motion was made, seconded and adopted, that the Trustees authorize release of the restriction in Osceola County Deed No. 49-5-Cor. upon payment of one thousand dollars (\$1,000.00), said release to be applicable only to the ten acre parcel which the city proposes to convey to St. Cloud Hospital Foundation.

Letter from J. R. Beckenbach, Director of Agricultural Experiment Stations, University of Florida, advises that it will not be feasible to transfer employment of Harley G. Morton, Fiber Technologist, to the payroll of the University of Florida, first for the reason that the budget has already been prepared and transmitted to the Board of Control, and second, that the work of the Stations is restricted to research and that done by Mr. Morton is not definable as agricultural research.

The Trustees take the position that since there has been no action taken by the Budget Commission on the budget for the University of Florida, consideration could be given to increasing the appropriation to take in salary and expense of Mr. Morton as his work is being done under the direction of the Everglades Experiment Station and in line with its activities in fiber experiments. Mr. Elliot was requested to advise the University of Florida of the Trustees' wishes in this matter.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees authorize a loan of not exceeding \$600.00 to the Board of Commissioners of State Institutions for salary and expenses in connection with the office of the Director of Indian Affairs, said loan to be repaid as soon as written opinion can be submitted by the Attorney General.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the following salaries and necessary and regular expenses be approved for payment:

F. C. Elliot, Engineer & Secretary	\$1,050.00
W. T. Wallis, Engineer	500.00
H. G. Morton, Fiber Technologist	625.00
V. H. Ferguson, Land Agent	500.00
A. R. Williams, Assistant Engineer	597.92
A. C. Bridges, Auditor	515.00
C. L. Vocelle, Attorney	250.00
M. O. Barco, Secretary-Clerk	524.17
J. L. Dedge, Secretary-Clerk	460.00
M. C. Pichard, Secretary-Clerk	338.75
B. G. Shelfer, Clerk-Stenographer	338.75
C. M. Greene, Rental Agent	52.50
F. J. Wysor, Jr., Clerical Assistant	300.00
R. N. Landers, Maid	29.16
M. Denton	400.00
Capital Office Equipment Co., Inc.	9.25
The H. & W. B. Drew Co.	13.89
Midyette-Moor Insurance Co.	56.68
Key West Board of Realtors	35.00
Carl Gosbee	112.50
Harry M. McWhorter	25.00
The Okeechobee News	18.40

Stuart Daily News, Inc.	16.10
Sarasota-Herald Tribune	64.40
The Coral Tribune	16.10
The Key West Citizen	19.17
The Titusville Star-Advocate	41.40
R. H. Jones	900.00
Oklawaha Basin Recreation & Water Conservation & Control Authority	50,000.00
Tallahassee Democrat	20.25
Ellen Vickers, a widow	16,336.65
Ollie Ashburn & Johnnie Ashburn, his wife	16,086.40
J. Edwin Larson, State Treasurer - Transfer from Inter-American Center Authority to Board of Administration	23,000.00
Rose Properties Inc.	42,500.00
Geo. G. Crawford, CCC Leon County	8.00
The H. & W. B. Drew Co.	2.70
Capital Paper Co.	3.17
The Record Press, Inc.	62.00
Wyatt's Business Machines	4.50
Leon Blueprinting Co.	.66
General Office Equipment Co.	11.46
Midyette-Moor Insurance Agency	54.50
E. B. Leatherman, CCC Dade County	1.75
E. D. Keefer	175.00
Elton Hall	100.00
J. Alvin Register, Jr.	50.00
The Titusville Star-Advocate	14.95
Punta Gorda Herald, Inc.	17.02
The Key West Citizen	52.90
The Coral Tribune	43.70
Stuart Daily News, Inc.	16.10
The Monticello News, Inc.	14.12
Ray E. Green, Comptroller	181.80
Southeastern Telephone Co.	99.42
Western Union Telegraph Co.	6.18
Capital Office Equipment Co., Inc.	5.31
General Office Equipment Co.	2.80
Rose Printing Co., Inc.	5.25
Shell Oil Co.	8.43
Standard Oil Co.	15.01
E. D. Keefer	175.00
W. E. Pound, Tax Collector, Osceola County	.54
A. O. Ward, " " Hendry "	1.84
Bessie Alderman " " Okeechobee "	3.42
W. H. Meeks, Jr. " " Broward "	4.53
Cecile Y. Pape, " " Glades "	336.47
J. Colin DeShong " " Highlands "	4.58
Earnest Overstreet " " Dade "	101.26
Troy E. Moody " " Indian River "	565.12
Stetson O. Sproul " " Palm Beach "	24,743.84
J. Edwin Larson, State Treasurer-Transfer to Commissioners of State Institutions	40,000.00
J. Edwin Larson, State Treasurer-Transfer to State School Fund	20,146.54
J. Edwin Larson - To State Board Conserva- tion	16,619.60
A. R. Williams	22.50
M. N. Yancey, as Guardian of Wm. McEvoy	4,500.00
James E. Roberts, Tax Collector, Lee County	2.54
Leon Blueprinting Co.	5.76
Capital Office Equipment Co., Inc.	3.90
Midyette-Moor Ins. Agency	35.89
Lloyd M. Hicks, CCC Manatee County	1.75
The Key West Citizen	19.93
The Okeechobee News	18.40
Fort Pierce Newspapers, Inc.	26.45
The Collier County News	12.27
The Coral Tribune	41.40
Carl Gosbee	150.00
Harry M. McWhorter	100.00
J. Edwin Larson, State Treasurer - Transfer to State Board of Education	2,406.28
M. Denton	123.65

H. G. Morton	835.64
City of Orlando	50,000.00
Board of County Commissioners of Orange County	50,000.00
J. Edwin Larson, State Treasurer -	
Transfer to General Revenue	17,182.24

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees authorize issuance of the following correction deeds approved by the Attorney General's Office:

Broward County Deed No. 2193-EDDJ-Suppl-Cor. to Maude M. Burket;
Dade County Deed No. 4039-Cor. to Cyril M. Brennan and Mary S. Brennan;
Holmes County Deed No. 178-Cor. to V. R. Myers;
Lake County Deed No. 479-Cor. to James Minott.

Motion was made, seconded and adopted, that the Trustees deliver Charlotte County Deed No. 225-Corrective to Fern and Beulah Conway, Earl Farr having advised that his clients, Florida West Coast Land Company, will not contest title to the 20 acres conveyed by said deed. (See item under Trustees' subjects for details.)

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the following salaries be approved for payment:

E. Hewitt, Clerk-Bookkeeper	\$472.08
J. C. Conner, Clerk-Stenographer	225.00

Upon motion duly adopted, the Trustees adjourned.

Ray E. Green
COMPTROLLER - ACTING CHAIRMAN

ATTEST:

J. E. Edwards
SECRETARY

**

**

**

**

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

Present: LeRoy Collins, Governor (Present part time)
Ray E. Green, Comptroller
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Attorney General Ervin acting as Chairman:

Minutes of the Trustees dated November 20 and 27, 1956, were presented for approval.

Motion was made, seconded and adopted, that the Trustees approve the minutes as presented.

The Land Agent submitted the following sales advertised to be held on this date.

Gilchrist County - On October 30, 1956, the Trustees considered offer of the appraised price of \$20.00 an acre from David Rome for purchase of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 19, Township 8 South, Range 16 East, containing 40 acres, more or less. The land was advertised for competitive bids and notice of sale was published in the Trenton Journal on November 8, 15, 22, 29 and December 6, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and the Land Agent stated that he received a bid by telephone of \$27.50 per acre from George Ely of St. Petersburg, Florida, for the land, at which price the bidding will start.

Competitive bidding resulted in a high bid of \$35.00 an acre from David Rome.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$35.00 an acre and confirm sale in favor of David Rome.

Okeechobee County - On October 29, 1956, the Trustees considered offer of the appraised price of \$35.00 per lot from T. W. Conely, Jr., on behalf of Charles J. Musgrove, for purchase of Lots 16 and 17 in Block 248, First Addition to Okeechobee, a subdivision in Sections 21 and 22, Township 37 South, Range 35 East. The land was advertised for competitive bids and notice of sale was published in the Okeechobee News, Okeechobee, Florida, on November 9, 16, 23, 30 and December 7, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson reported that two higher bids have been received - \$106.59 from Beulah N. Kunberger of Winter Haven, Florida, and \$55.00 per lot from George Ely of St. Petersburg. The bidding will be on each lot separately starting at \$55.00 per lot, and then the two lots offered as one tract.

Competitive bidding resulted in a high bid of \$375.00 for the two lots being made by Charles J. Musgrove.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$375.00 and confirm sale in favor of Mr. Musgrove.

Monroe County - On October 23, 1956, the Trustees considered offer of the appraised price of \$240.00 per acre from John G. Simms, on behalf of J. Paul Walker, for purchase of bay bottom land in the Straits of Florida, lying southwesterly, northwesterly and northerly and adjacent to a part of Little Conch Key, located in a part of Section 15, Township 65 South, Range 34 East, containing 4.9 acres, more or less. The land was advertised for objections only and notice of sale was published in the Key West Citizen on November 9, 16, 23, 30 and December 7, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$240.00 an acre and confirm sale in favor of Mr. Walker.

Monroe County - On October 23, 1956, the Trustees considered offer of the appraised price of \$200.00 an acre from John G. Simms, on behalf of D. V. Layton, for purchase of two parcels of submerged land adjoining Government Lot 2 in Section 33, Township 64 South, Range 35 East, Long Key, Parcel No. 1 containing 4.9 acres more or less, starting from the intersection of the centerline of Overseas Highway and the East line of Government Lot 2, thence by metes and bounds description to the point of beginning, and Parcel No. 2 containing 9.0 acres, more or less, starting from the intersection of the southeasterly right of way line of Overseas Highway and the east line of Long Key Estates, Section 2 in Government Lot 2, and thence by metes and bounds description to the point of beginning. The land was advertised for objections only and notice of the sale was published in the Key West Citizen on November 9, 16, 23, 30 and December 6, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no protests were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$200.00 an acre and confirm sale of the land in favor of Mr. Layton.

St. Lucie County - On October 23, 1956, the Trustees considered offer of the appraised price of \$200.00 an acre for 48.83 acres and \$100.00 an acre for 9.18 acres from William Schmidt, adjacent upland owner, for purchase of a parcel of submerged land in the Indian River in Section 27, Township 36 South, Range 41 East, described as starting from the southeast corner of said Section 27, and thence by metes and bounds description to the mean high water mark of the Indian River; thence southeasterly along said mean high water mark to the point of beginning, containing 58.01 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Fort Pierce News Tribune on November 9, 16, 23, 30 and December 7, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offers submitted for the two parcels and confirm sale in favor of Mr. Schmidt.

Mr. Ferguson called attention to sale of Brevard County land held November 27, 1956, based on application from Mrs. Lura C. Poe. Protest of Mrs. Florence Robbins was overruled by the Trustees and the deed ordered executed in favor of Mrs. Poe.

Mrs. Robbins requested that the Trustees withhold delivery of deed to Mrs. Poe for a period of thirty (30) days, allowing time for her to bring legal action to restrain delivery of the deed. Mr. Ferguson recommended holding the deed for thirty (30) days from date of sale.

Motion was made, seconded and adopted, that the Trustees withhold delivery to Mrs. Poe of the deed conveying land authorized at sale of November 27, 1956.

The State Road Department makes application for an easement for highway purposes across the submerged lands of Sebastian River in Brevard and Indian River Counties to be used in connection with widening State Road No. 5. The area will embrace that part of the submerged lands, sand bars, fills, islands and other lands in the Sebastian River in the SW $\frac{1}{4}$ of Section 24, Township 30 South, Range 38 East, which lies within 216 feet on the west side of the survey line of State Road No. 5, and within 184 feet on the east side of said survey line.

Motion was made by Mr. Mayo, seconded by Mr. Green and adopted, that the Trustees authorize easement as requested by the State Road Department across Sebastian River.

John R. Tucci offers \$50.00 per annum rental for a five-year campsite lease on a small parcel of land on Long Arsenicker Key, 200 ft. by 200 ft., lying and being in Section 13, Township 58 South, Range 40 East, Dade County.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees authorize issuance of five-year campsite lease in favor of Mr. Tucci at the rental offered.

United States Civil Aeronautics Administration has cancelled its Lease No. C2a-1728-A covering the NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 12, Township 57 South, Range 38 East, Dade County, near Homestead, Florida, and is abandoning the building, fence and underground fuel tank on the site. Cancellation agreement has been prepared for signatures of the Governor and Secretary.

Motion was made, seconded and adopted, that the Trustees execute the cancellation instrument and restore the land to the available list for sale.

Perdido Land Company submits report that under the provisions of its Oil and Gas Lease No. 1049 a well was drilled within the radius of one-quarter mile of the leased premises and has filed a declaration describing the two sections to which said well shall apply, which description has been approved by the Engineer. Request is made for approval of designation of the two section as applicable to the well. The company has assigned to the Trustees an undivided one-eighth overriding oil and gas royalty in the 20-acre parcel upon which the well was drilled and said assignment was approved by the Trustees November 20, 1956. The said two sections are described as follows:

Begin at a point in the Common Boundary between the State of Alabama and the State of Florida at the point where said Common Boundary intersects Lillian Bridge across Perdido Bay; thence Southeasterly with said bridge to the shore of the main land and the

ordinary high water mark; thence southerly following the ordinary high water mark to its intersection with the South line of Section 4, Township 2 South, Range 32 West; thence North $74\frac{1}{2}^{\circ}$ West to the Common Boundary line between the State of Alabama and the State of Florida; thence Northeasterly along said Common Boundary line to the point of beginning, all in Escambia County, Florida.

Perdido Land Company also requests that the Trustees confirm that no rental is required for the two sections referred to and define whether the lease is perpetual or not.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees approve designation of the two sections described as being applicable to the well drilled thereon, and that the question of rental payment on the two sections and defining whether or not lease is perpetual be referred to the Attorney General for determination.

C. Q. Bussell, owner of Lot 1 in Section 18, Township 40 South, Range 33 East, and adjacent land to 17-foot contour of Lake Okeechobee (less westerly 11 acres), Glades County, has applied for a two-year lease on approximately fifty (50) acres situate lakeward from his upland, for use as pasture and farming. Offer for the lease is \$5.00 per acre annual rental.

The Land Agent recommends granting lease on thirty (30) acres of the land, owing to a controversy over a portion of the area, with privilege of renewal by negotiation, cancellation clause, and subject to the right of the public to hunt and fish in the area covered at any time by the waters of Lake Okeechobee.

Motion was made, seconded and adopted, that the Trustees authorize two-year lease in favor of Mr. Bussell for 30 acres as recommended by the Land Agent, rental to be on the basis of \$5.00 per acre per annum, with lease to contain a clause that the leased area shall be open to the public for hunting and fishing in the event the lake should rise to a certain point.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees deny the application of Mrs. Genevieve Allen Warren, Mrs. Lilla Allen Goldsmith and the Estate of William R. Warren, to purchase submerged land adjacent to their upland on Stock Island, Sections 35, 36, 26 and 34, Township 67 South, Range 25 East, Monroe County, for which they offer \$200.00 an acre. Applicants have failed to indicate the area to be purchased for filling and have declined to indicate the dredging area.

G. A. Crawshaw, on behalf of J. B. Roll Co., Inc. offers the appraised price of \$300.00 an acre for 2.3 acres of submerged land adjacent to their upland property on Upper Matecumbe Key, Section 28, Township 63 South, Range 37 East, Monroe County. It is the intention of the applicant to fill a portion of the property proposed to be purchased and construct a boat basin and channel to deeper water.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees authorize the land advertised for objections only based on the offer submitted.

Governor Collins acting as Chairman:

St. Lucie County - Request was presented from McCarty and Brown, on behalf of North Beach Development Company, for

reconsideration of action taken October 9, 1956, by which sale of 71.4 acres of land was confirmed at \$400.00 per acre as to the high land (filled island), estimated at that time to be 7 acres, and \$80.00 per acre for the submerged bottoms to be dredged. Subsequently a survey was submitted showing 4.2 acres of filled land and 67.2 acres submerged, and applicant has indicated a total area of 13.8 acres to be filled, including the existing island fill. In connection with preparation of the deed, the Land Agent discussed the matter with the president of the company and he objects to the charge of \$400.00 an acre for land in excess of 4.2 acres of filled island. Applicant agrees to accept deed and dredging permit as follows:

Deed:

(a) 4.2 acres (filled island) at \$400.00	
per acre -	\$1,680.00
(b) 9.6 acres (submerged land) at	
\$80.00 per acre -	768.00
Total for deed - - - - -	2,448.00

Dredging Permit:

57.6 acres submerged land at \$80.00	
per acre -	4,608.00
	<u>\$7,056.00</u>

North Beach Development Company also requests quitclaim deed from the Trustees covering any minor marginal filling of its upland to straighten out the shore line, and agrees to furnish a survey after such filling to define the straightened boundary in relation to the present shore line.

Motion was made, seconded and adopted, that the Trustees reconsider former action taken October 9, 1956, and agree that the total sum of \$7,056.00 be accepted in payment for the 13.8 acres to be conveyed, including permit for taking material from 57.6 acres designated as an area to be dredged; also, that upon survey being furnished of the minor marginal filling to straighten out the boundary of the present shore line, quitclaim deed be issued as requested.

Request was presented from McKee's Museum of Sunken Treasure, holder of Treasure Lease No. 853, for authority to remove relics from leased area and to display same in the museum operated by lessee on Plantation Key, Monroe County. The lease provides that removal of such relics for exhibit in lessee's museum is permissible when prior consent has been granted by the Trustees.

Mr. Ferguson stated that on October 31, 1956, the Trustees authorized Mr. McKee to change location of a cannon for use in connection with a television telecast January 20, 1957, featuring the wreck site of a sunken galleon. Request is now made for permission to remove any recovered relics to the museum for display rather than replacing the same in the sands around the wreck. Terms of the lease provide that removal of relics shall be solely for the purpose of display in the museum.

Mr. McKee called attention to the great public interest in wrecks of historic importance, and the featuring of his museum in the National Geographic Magazine and other national magazines in the country as well as in the news-reels and television programs. Mr. McKee also called attention to illegal removal of relics from wrecks in that area and urges prosecution of violators.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees grant request from McKee's Museum

for removal of relics from the area under Lease No. 853 for display in the museum.

Jack Wirt and Bob English of Miami, Florida, presented request that the Trustees of the Internal Improvement Fund approve two leases by the City of Miami - Miami Yacht Club and Miami Outboard Club - on areas in Watson Park.

Mr. Wirt explained that these two clubs have been leasing land since 1947 from the City of Miami on a year to year basis. He submitted certified copy of two resolutions, Nos. 28598 and 28599, adopted by the City Commission of Miami, Florida, October 17, 1956, authorizing execution of lease to each of the above applicants for a term of twenty (20) years, with six (6) months cancellation clause, conditioned upon the city's obtaining approval of said lease by the Trustees of the Internal Improvement Fund. Form of lease authorized by the City of Miami was also presented to the board.

Motion was made, seconded and adopted, that the Trustees approve issuance by the City of Miami of the proposed leases in favor of the Miami Yacht Club and the Miami Outboard Club, conditioned upon agreement being reached between the City of Miami and the two clubs, and upon approval by the Attorney General, the city to furnish the Trustees with copy of the leases when executed.

Attorney General Ervin resumed the chairmanship.

West Coast Inland Navigation District requests perpetual right of way easements covering an area from the Caloosahatchee River to Tampa Bay, through Lee, Charlotte and Manatee Counties, the right of way to vary in width from 350 feet to 500 feet. The easements are to follow the standard form with modification as to certain areas.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees grant request and authorize issuance of easements in favor of West Coast Inland Navigation District covering the right of way desired through the counties named.

Mr. Charles B. Fulton, attorney of West Palm Beach, on behalf of M. B. Frank and H. E. Branch, called attention to action taken some time ago with reference to filling an area in Lake Worth, Palm Beach County. Since that time the project has been approved by the U. S. Engineers and all details have been worked out and completed, except negotiating with the Trustees for purchase of the fill material. Applicants offer to pay the regular rate fixed by the Trustees for fill material, estimated to run in excess of one hundred thousand cubic yards, exact amount to be determined later. The fill will be taken from the Intracoastal Waterway and deposited on upland property of his clients. The area to be filled is estimated to comprise 27 acres.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer from clients of Mr. Fulton for the fill material which will be placed on upland property of applicants.

The applicant is to furnish the Trustees with exact amount of fill material to be taken, together with description of the upland property to be filled and the area from which the fill is to be taken.

Central and Southern Florida Flood Control District made application for two temporary spoil areas on and across reclaimed lake bottoms of Lake Hippochee in unsurveyed Sections 21, 28 and 29, Township 42 South, Range 32 East, Glades County, to be used in connection with the construction of Canal C-19. The area will comprise a parcel 210 feet wide, approximately 105 feet each side of the canal. The grant is requested for a period ending December 31, 1958, and will be subject to Grazing Lease No. 405 in favor of Peoples Brothers.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees authorize easements in favor of Central and Southern Florida Flood Control District for the spoil areas requested with expiration date as of December 31, 1958, subject to Grazing Lease No. 405.

Mr. Elliot presented request from Everglades Experiment Station that the Trustees purchase certain equipment and machinery from Newport Industries, Inc., to be used at the Experiment Station in the processing of ramie fiber from the raw state to completion. With this equipment the station will be in position to furnish samples of the finished product to industry without the necessity of depending on privately owned plants for this service. It was explained that Newport Industries has been cooperating with the Experiment Station in preparing samples, but they are in the process of closing out their plant in the Everglades section and this equipment can be purchased and made available to the Experiment Station. The equipment desired can be purchased for \$9,600.78, including acquisition of a pump which had already been disposed of by Newport Industries, but which is a necessary part of the machinery required to complete the installation. Information from Dr. Allison of the Experiment Station, Mr. Morton, fiber technologist, and the chief engineer at Clewiston, is that the machinery is in first class condition and cannot be duplicated anywhere at that price.

Motion was made, seconded and adopted, that the Trustees authorize purchase of the equipment and machinery described by Mr. Elliot and that it be turned over to the Everglades Experiment Station where it will be operated and maintained by the station in the processing and finishing of ramie fiber.

Letter was presented from Rex B. Mesny of Sarasota, Florida, protesting the covenant or restriction placed in deed conveying submerged lands in Sarasota County, which is that none of the lands so conveyed may be filled until written consent has been obtained from the Board of County Commissioners of Sarasota County.

Mr. Ferguson explained that the policy recently adopted by the Trustees to make no conveyances of submerged land where the upland owner has no definite plan to fill the area sought to be purchased, and he would suggest that both Sarasota and Pinellas Counties be advised specifically of the new policy adopted, with copy to Mr. Mesny, and see if they have any comments to make on the subject.

Motion was made, seconded and adopted, to refer the matter to Mr. Ferguson for taking up with the counties as suggested by him.

The Trustees deferred action on request from William Budd for consideration of a contract between the Trustees and himself, omitting all reference to the University of Florida, in the beach erosion experiment.

Motion was made by Mr. Green, seconded by Mr. Mayo and carried, that the following recommendation of the Engineer and Secretary be adopted as the action of the Trustees, to be applicable to services under Chapter 18296 as well as under Chapter 610:

"That the Trustees of the Internal Improvement Fund increase the charge for release of oil and mineral reservations to \$10.00 for the first parcel and \$1.00 for each additional parcel up to one (1) acre; \$10.00 each for release of state road reservation in Murphy Act deeds, and \$10.00 each for issuance of corrective, duplicate, supplemental and similar deeds where the error was not made by the Trustees."

The above action to become effective January 1, 1957.

Financial Statements for the month of November, 1956, are as follows:

UNDER CHAPTER 610

Balance as of November 1, 1956		\$412,847.28
Receipts for the Month:		
Land sales	\$38,675.29	
Quitclaim Deeds	287.00	
Revenue Bonds	4,438.50	
Advertising Refunds	338.80	
Sand and Shell Leases	10,503.19	
Fill Material	12,431.50	
Oil Leases	76,409.87	
Mineral Leases	1,081.92	
Property Rental	1,311.11	
Farm Lease	1,920.00	
Miscellaneous Leases	<u>1,199.76</u>	
Total Receipts for Month of November, 1956		<u>148,596.94</u>
Grand Total		\$561,444.22
Less: Disbursement for Month of November, 1956		<u>384,900.51</u>
Balance as of November 31, 1956		<u>\$176,543.71</u>

DISBURSEMENTS FOR MONTH OF NOVEMBER, 1956

DATE	WARRANT NO.	PAYEE	AMOUNT
11-2-56	131022	Capital Office Equip. Co., Inc.	\$ 9.25
	131023	H. & W.B.Drew Co.	13.89
	131024	Midyette-Moor Ins. Co.	56.68
	131025	Key West Board of Realtors	35.00
	131026	Carl Gosbee	112.50
	131027	Harry M. McWhorter	25.00
	131028	The Okeechobee News	18.40
	131029	Stuart Daily News, Inc.	16.10
	131030	Sarasota-Herald Tribune	64.40
	131031	The Coral Tribune	16.10
	131032	The Key West Citizen	19.17
	131033	The Titusville Star-Advocate	41.40
	131034	R. H Jones	900.00
	131035	Oklawaha Basin Recreation & Water Conservation & Control Authority	50,000.00
	131036	Tallahassee Democrat	20.25
	135456	Ellen Vickers	16,336.65
	136104	Ollie Ashburn & Johnnie Ashburn	16,086.40
11-7-56	135792	J.Edwin Larson - Inter-American Center (To Board of Adm.)	23,000.00

DATE	WARRANT NO.	PAYEE	AMOUNT
11-9-50	138980	Rose Properties, Inc.	\$ 42,500.00
11-13-56	141228	Geo. G. Crawford, CCC	8.00
	141229	The H. & H. B. Drew Co.	2.70
	141230	Capital Paper Company	3.17
	141231	The Record Press, Inc.	62.00
	141232	Wyatt's Business Machines	4.50
	141233	Leon Blueprinting Co.	.66
	141234	General Office Equipment Co., Inc.	11.46
	141235	Midyette-Moor Ins. Agency	54.50
	141236	E. B. Leatherman, CCC	1.75
	141237	E. D. Keefer	175.00
	141238	Elton Hall	100.00
	141239	J. Alvin Register, Jr.	50.00
	141240	The Titusville Star-Advocate	14.95
	141241	Punta Gorda Herald, Inc.	17.02
	141242	The Key West Citizen	52.90
	141243	The Coral Tribune	43.70
	141244	Stuart Daily News, Inc.	16.10
	141245	The Monticello News, Inc.	14.12
11-14-56	141750	J. Edwin Larson - Tr. to Bd. of Comms. State Institutions	40,000.00
	141751	J. Edwin Larson - To State School Fund	20,146.54
	141752	J. Edwin Larson - To State Board of Conservation	16,619.60
	144683	Ray E. Green, Comptroller	181.80
	144684	Southeastern Telephone Company	99.42
	144685	Western Union Telegraph Co.	6.18
	144686	Capital Office Equipment Co., Inc.	5.31
	144687	General Office Equipment Co.	2.80
	144688	Rose Printing Co., Inc.	5.25
	144689	Shell Oil Co.	8.43
	144690	Standard Oil Company	15.01
	144691	E. D. Keefer	175.00
	144692	W. E. Pound, T.C.	.54
	144693	A. O. Ward, T.C.	1.84
	144694	Bessie Alderman, T.C.	3.42
	144695	W. H. Meeks, Jr., T.C.	4.53
	144696	Cecile Y. Pape, T.C.	336.47
	144697	J. Colin DeShong, T.C.	4.58
	144698	Ernest Overstreet, T.C.	101.26
	144699	Troy E. Moody, T.C.	565.12
	144700	Stetson O. Sproul, T.C.	24,743.84
11-19-56	150881	A. R. Williams	22.50
	150882	M. N. Yancey	4,500.00
11-20-56	152984	J. Edwin Larson - Tr. to G.R.	17,182.24
11-23-56	154910	Leon Blueprinting Company	5.76
	154911	Capital Office Equipment Co., Inc.	3.90
	154912	Midyette-Moor Ins. Agency	35.89
	154913	Lloyd M. Hicks, CCC	1.75
	154914	The Key West Citizen	19.93
	154915	The Okeechobee News	18.40
	154916	Ft. Pierce Newspaper, Inc.	26.45
	154917	The Collier County News	12.27
	154918	The Coral Tribune	41.40
	154919	Carl Cosbee	150.00
	154920	Harry M. McWhorter	100.00
	154921	James E. Roberts, T.C.	2.54
11-27-56	157437	J. Edwin Larson - To State Board of Education	2,406.28
	154581	F. C. Elliot	834.95
	154582	W. T. Wallis	398.20
	154583	H. C. Morton	485.90
	154584	V. H. Ferguson	351.20
	154585	A. R. Williams	472.79
	154586	A. C. Bridges	392.08
	154587	C. L. Vocelle	161.20
	154588	M. O. Barco	404.27
	154589	J. L. Dedge	354.75
	154590	M. C. Pichard	297.55
	154591	B. G. Shelfer	268.96
	154592	C. M. Greene	49.35
	154593	F. J. Wysor, Jr.	240.15

DATE	WARRANT NO	PAYEE	AMOUNT
11-27-56	154594	R. N. Landers	\$ 27.41
	154595	Blue Cross of Florida, Inc.	26.15
	154596	Willson Life Insurance Co.	22.38
	154597	State Retirement	344.56
	154598	Federal Tax	949.40
11-30-56	160963	M. Denton	123.56
	162563	H. G. Morton	835.64
	153336	Board of County Commissioners, Orange County	50,000.00
	153337	City of Orlando	50,000.00
11-31-56	159337	M. Denton	319.09
	159338	Blue-Cross - Blue Shield of Fla., Inc.	3.11
	159339	Federal Tax	53.80
	159340	State Retirement	24.00
TOTAL DISBURSEMENTS FOR MONTH OF NOVEMBER, 1956			<u>\$384,900.51</u>

U. S. G. S. COOPERATIVE FUND

Balance as of November 1, 1956	\$ 475.00
Receipts	-0-
Disbursements	-0-
Balance as of November 31, 1956	<u>\$ 475.00</u>

UNDER CHAPTER 18296

Receipts to General Revenue: November 15, 1956	\$ 5,107.70		
Total Receipts for the Month	\$ 5,107.70		
Disbursements from General Fund:			
<u>DATE</u> <u>WARRANT NO.</u> <u>PAYEE</u>	<u>AMOUNT</u>		
11-30-56	153763	E. Hewitt	\$ 391.41
	153764	J. C. Conner	165.20
	153765	Provident Life & Accident Ins. Co.	7.75
	153766	Blue Cross of Florida, Inc.	7.85
	153767	State Retirement	39.57
	153768	Federal Tax	85.30
Total Disbursements for the Month	<u>\$ 697.08</u>		

SUBJECTS UNDER CHAPTER 18296

Report No. 661 was presented listing seventy (70) bids for sale of lands under Chapter 18296, and Broward County Deed No.181-A Supplemental-Corrective in favor of T. C. Moore, for the purpose of correcting deficiency in description given in original Deed No.181-A dated October 30, 1940.

Motion was made, seconded and adopted, that the Trustees approve Report No. 661 and authorize issuance of deeds corresponding thereto.

ALACHUA COUNTY - Attorney E. Covington Johnston of Gainesville, Florida, on behalf of clients S. C. and Sarah J. Spencer, requests that the Trustees reduce the price of \$5.00 per acre to \$3.00 per acre for conveyance under Chapter 28317 of 1953, of Government Lot 5, Section 4, Township 8 South, Range 18 East, containing 72.14 acres.

Motion was made, seconded and adopted, that the Trustees decline to reduce the price of \$5.00 per acre.

ALACHUA COUNTY - Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees deny application presented from James E. Clayton, Attorney of Gainesville, Florida, on behalf of Mary Phifer McKenzie, Helen Phifer Glass and Asenath Phifer Hall, heirs of W. B. Phifer Company, for conveyance under Chapter 28317, Acts of 1953, of $W\frac{1}{2}$ of $NE\frac{1}{4}$ and $W\frac{1}{2}$ and $E\frac{1}{2}$ of $SE\frac{1}{4}$ of Section 10, Township 9 South, Range 19 East, containing 480 acres. The offer submitted is \$3,060.87 for the land.

BAY COUNTY - A. L. Wells submitted an offer of \$5.00 at sale held September 18, 1956, for purchase of 1 acre of land in the Southeast Corner, Lot 4 Original, Section 4, Township 4 South, Range 15 West.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees decline to accept the bid and fix a price of \$200.00 for the parcel. Information was furnished that the United States has recently fixed a price of \$200.00 for a parcel containing one-half acre in the Northeast corner of said lot.

FLAGLER COUNTY - The State Road Department makes application for right of way easement across that part of the Northeasterly one-half of Lot 3, Block 152, in the original Town of Bunnell, lying within eighty-five (85) feet of the centerline of State Road No. 5 - Section 7301-175.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees grant request of the State Road Department and authorize execution of easement across the land described.

HILLSBOROUGH COUNTY - The Clerk of the Circuit Court requests that the Trustees fix the base bid for advertising the North 379.95 feet of Lot 4, Oldsmar Farm Plat No. 4, Hillsborough County. It was explained that this parcel was made available to the State Road Department May 26, 1942, but was reconveyed to the State October 5, 1956, and is now available for purchase.

Motion was made, seconded and adopted, that the Trustees fix the minimum price for advertising this parcel at \$40.00 per acre.

LIBERTY COUNTY - Emma Ransom requests quitclaim deed from the Trustees, without cost, to the $NE\frac{1}{4}$ of $SE\frac{1}{4}$ of Section 1, Township 2 North, Range 7 West, containing 40 acres.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees deny the request and fix a price of \$10.00 per acre for advertising the parcel for sale.

PASCO COUNTY - L. D. Jordan and C. C. Jordan make application under Chapter 28317 of 1953 for conveyance of all that part of the $NW\frac{1}{4}$ of $SW\frac{1}{4}$ lying West of A.C.L. Railroad right of way in Section 14, Township 24 South, Range 21 East, containing $1\frac{1}{2}$ acres.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees decline the offer of \$10.00 and make counter proposal to convey the land under Chapter 28316 upon payment of \$25.00.

SUWANNEE COUNTY - The State Road Department applies for conveyance by deed of Lots 5 and 6, Block "N", Slates Addition, Live Oak, Florida, in Section 23, Township 2 South, Range 13 East.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees authorize issuance of deed to the State Road Department conveying the lots applied for, consideration to be \$30.00.

Upon motion duly adopted, the Trustees adjourned.

Attest:

F. G. Beard
Secretary

Leda Callis
Governor - Chairman

Richard W. Wain
Attorney General - Acting Chairman

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Mr. Ferguson presented the following sales advertised to be held on this date

DADE COUNTY - On October 30, 1956, the Trustees considered application from J. L. McCord, on behalf of Commonwealth Oil Company, for an oil, gas and mineral lease on all that part of Sections 20, 22 (less that part in the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$), 23 and 24, Township 54 South, Range 35 East, and that part of Section 21, Township 54 South, Range 36 East, lying north of the south right of way line of the Tamiami Trail, containing 220 acres, more or less. The land was advertised for sealed competitive bids to be received on this date, with requirement of royalty payments of not less than one-eighth in kind or in value, and the amount of \$1.00 per acre annual rental increasing 5% of such original amount annually after the first two years. Lease will be for a primary term of ten (10) years, and bidding shall be on the cash consideration therefor. Notice of such sale was published in the Miami Herald and in the Tallahassee Democrat on November 16, 23, 30, December 7 and 14, 1956. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land to be leased was called out and the only bid received was \$220.00 cash consideration and \$1.00 per acre annual rental, from Commonwealth Oil Company.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees accept the offer from Commonwealth Oil Company for lease on the Dade County land described.

MONROE COUNTY - On October 30, 1956, the Trustees considered offer of the appraised price of \$150.00 an acre from Frank Gordon for purchase of a certain island known as Pelican Key and the adjacent submerged land lying and being in the NW $\frac{1}{4}$ of Section 32, Township 61 South, Range 39 East. Pelican Key contains 3.2 acres, more or less, and adjacent submerged land contains 6.8 acres, more or less, or a total of 10.00 acres, more or less. The land was advertised for competitive bids and objections, starting with the offer of \$150.00 an acre. Notice of the sale was published in the Key West Citizen on November 16, 23, 30, December 7 and 14, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson reported a higher bid of \$210.00 an acre from Wm. C. Martin. Competitive bidding resulted in a high bid of \$345.00 an acre being made by Leonard Pepper of Tallahassee, Florida, as trustee.

Objections to the sale were filed by Paul E. Sawyer, on behalf of Radabob Corporation, claiming that the submerged land should be sold to them as the upland owners, without competitive bidding.

Mr. Ferguson reported that the water is five (5) feet deep between property of Radabob Corporation and 700 feet offshore from the land advertised. He recommends approval of the sale with deed to be held thirty (30) days before delivery, allowing time for parties protesting to take action.

Motion was made, seconded and adopted, that the Trustees accept offer of \$345.00 an acre from Mr. Pepper for the land advertised and withhold delivery of deed for a period of thirty (30) days as recommended by the Land Agent.

MONROE COUNTY - On October 30, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre from W. A. Douglass, the adjacent upland owner for purchase of a parcel of submerged land in Niles Channel in Section 1, Township 67 South, Range 28 East, lying southeasterly from and adjacent to Lots 6 and 7, Block 1, Summerland Beach Addition No. 2, containing 0.83 of an acre, more or less. The land was advertised for objections only and notice of sale was published in the Coral Tribune of Key West, Florida on November 16, 23, 30, December 7 and 14, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$300.00 an acre and confirm sale in favor of Mr. Douglass, the adjacent upland owner.

MONROE COUNTY - On October 9, 1956, the Trustees considered offer of the appraised price of \$100.00 an acre from Sidney M. Aronovitz, on behalf of White Marlin Beach, Inc., Harry Frohman, Joseph Levay, Milton B. Woold and Sidney M. Aronovitz, adjacent upland owners, for purchase of a parcel of submerged land in Florida Bay in Section 20, Township 64 South, Range 36 East, lying northwesterly of and adjacent to the Westerly 1900 feet of Government Lot 1 of said Section 20, containing 4.26 acres, more or less. The land was advertised for objections only and notice of sale was published in the Coral Tribune of Key West, Florida, on November 16, 23, 30, December 7 and 14, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees approve sale in favor of Mr. Aronovitz and clients at the price offered - \$100.00 an acre.

MONROE COUNTY - On October 30, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre from G. A. Crawshaw, on behalf of Audley C. Grant and wife, adjacent upland owners, for purchase of a parcel of submerged land in the Straits of Florida in Section 32, Township 63 South, Range 37 East, lying southeasterly from and adjacent to Tract 19, Plant of Subdivision of Lots 3 and 4, Upper Matecumbe Key, containing 1.7 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Key West Citizen on November 16, 23, 30, December 7 and 14, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Grant and wife at the price offered - \$300.00 per acre.

MONROE COUNTY - On October 30, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre from G. A. Crawshaw, on behalf of Tracy W. Monroe and wife, for purchase of a parcel of submerged land in the Straits of Florida in Section 34, Township 62 South, Range 38 East, lying southeasterly from and adjacent to Lot 12 of the Subdivision of the Albury Property of Sections 27 and 34, Township 62 South, Range 38 East, containing 0.5 of an acre, more or less. The land was advertised for objections only and notice of the sale was published in the Key West Citizen on November 16, 23, 30, December 7 and 14, 1956, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale of the land in favor of Mr. Monroe and wife at the price offered \$300.00 per acre.

The following applications were submitted for purchase of submerged lands adjacent to upland property of applicants:

Duval County - George L. Seaman offers the minimum of \$100.00 for 0.186 of an acre adjacent to his upland property in Section 33, Township 2 South, Range 26 East, located in the St. Johns River, contiguous to the upland on the westerly shore of the river.

Monroe County - Charles H. Wakeman, Jr., on behalf of Pappas Properties, Inc., offers \$250.00 per acre for 5.08 acres of submerged land adjoining its upland near Conch Key, Sections 14 and 15, Township 65 South, Range 34 East. The offer is in excess of the appraised price.

Monroe County - William R. Neblett, on behalf of Nick and Edna Ofstad and Mary J. McKnight, offers \$150.00 per acre for 9.9 acres of submerged land on Big Pine Key, Section 25, Township 66 South, Range 29 East.

Motion was made by Mr. Mayo, seconded by Mr. Green and adopted, that the Trustees agree to advertise for objections only the three parcels of land applied for by upland owners.

GLADES COUNTY - M. R. Adkins, on behalf of his father J. W. Adkins, holder of Lease No. 908, requests that said lease be cancelled as of its anniversary date, October 2, 1956, for the reason that location of a bridge by the State Road Department has made it impractical to use the land for filling station location. Annual rental of \$50.00 was due October 2, 1956, the prorated amount of delinquent rental as of December 16, 1956, being \$6.25.

Motion was made by Mr. Green, seconded by Mr. Ervin and adopted, that the Trustees authorize cancellation of lease No. 908 upon payment of delinquent rental in amount of \$6.25.

GLADES COUNTY - Oscar W. Clemmons offers twenty-five cents (25¢) per acre for one-year grazing lease, with privilege of renewal, covering Observation Shoal, the spoil area along Moore Haven Canal and a reef area extending northwest from Observation Island, aggregating approximately 2,560 acres. Applicant is now occupying Observation Island and advises that grazing of cattle in the area will afford some protection to migratory birds, and that grazing will be possible only about 5 months of the year.

Mr. Ferguson explained that Observation Shoal has been set aside for protection of wildlife under direction of the National Audubon Society and requirement is that thirty (30) days notice shall be given the Audubon Society and the Game and Fresh Water Fish Commission under resolution of the Trustees dated December 28, 1938. Also, that protest has been filed to the lease by Lykes Brothers.

Without objection action on the application to lease was passed for further consideration.

The following applications were presented from the State Road Department:

Monroe County - State Road No 5, Section 9005 - Perpetual right of way easement across that part of the submerged lands, sand bars, fills, islands and other lands in Florida Bay in the northwesterly 50 feet of the northwesterly 100 feet of that part of the E $\frac{1}{2}$ of E $\frac{1}{2}$ of Government Lot 2, Section 33, Township 64 South, Range 35 East, on Long Key, which lies northwesterly of the centerline of the pavement of State Road No. 5.

Monroe County - State Road No. 5 - Section 9002-205 Perpetual right of way easement across that part of the submerged areas in the open water of the Gulf of Mexico in Sections 30, 20 and 21, Township 67 South, Range 26 East, which lies within 75 feet each side of the survey line of State Road No. 5. Also, in Section 20, that part which lies within 500 feet on the north side of the survey line of State Road 5 within 100 feet on the south side of said survey line, containing a total of 14.3 acres, more or less.

Monroe County - Cross Street, Section 9055-152 Perpetual right of way easement over submerged areas in Section 34, Township 67 South, Range 25 East, and lying within 200 feet each side of the centerline of Cross Street, containing 1.88 acres, more or less.

Osceola-Polk Counties - State Road No. 60, Section 9207-202 and 1613-204. Perpetual easement over the submerged areas in the Kissimmee River in Section 2 and 3, 10 and 11, Township 31 South, Range 31 East, which lie within 130 feet each side of the survey line of State Road 60, containing 4.18 acres, more or less.

Motion was made by Mr. Mayo, seconded by Mr. Green and adopted, that the Trustees grant requests from the State Road Department and authorize execution of easements covering the areas described.

MANATEE COUNTY - Robert A. Rickey, Attorney for Carl W. Wiley, owner of Government Lot 2, Section 16, Township 34 South, Range 17 East, containing 33 acres, more or less, requests that the Trustees issue a disclaimer to approximately 7.5 acres of said Lot 2 that is above average low tides, in order to remove cloud on the title. It was explained that on August 7, 1860, the State Board of Education by Deed No. 499 conveyed said Government Lot 2, containing 33 acres. Subsequent to 1860 considerable dredging has been done in the areas immediately adjacent to said Lot 2 causing the lot to become sorveriegn land in character.

Motion was made, seconded and adopted, that action on the matter be passed and referred to Mr. Elliot for consideration and recommendation.

ORANGE COUNTY - C. Arthur Yergey, on behalf of Gustave E. Ristau and Wm. Temple Cumisky and wife, applies for two parcels of reclaimed lake bottom land in Lake Conway in Section 29, Township 23 South, Range 30 East, containing a total of 0.315 of an acre, adjacent to uplands owned by applicants.

Motion was made, seconded and adopted, that the Trustees authorize conveyance of the two parcels of lake bottom in favor of applicants, without advertisement, upon payment of \$100.00 for each deed.

PINELLAS COUNTY - Sale advertised to be held September 11, 1956, based on application from A. W. Byliss, adjacent upland owner, was referred to the State Land Use and Control Commission. The Commission has approved the application as to modified area which has been approved by Pineillas Navigation and Water Control Authority. Appraised price on the land is \$175.00 per acre.

Motion was made, seconded and adopted, that the Trustees approve the sale of the modified area upon payment of \$175.00 per acre.

PINELLAS COUNTY - Mr. Ed C. Wright reports that a narrow portion of the upland at Sand Key, North of Belleair Beach, has eroded away. Mr. Wright as the upland owner and holder of Trustees' Deed No. 19234, covering submerged land adjacent to the critical area, is preparing application to the United States Engineers for permit to do emergency dredging to fill the area subject to severe erosion, using material as authorized in said deed No. 19234. Mr. Wright requests that the Trustees approve his proposed emergency filling and be in position to give approval of the same to the United States Engineers. He explained that the fill will require approximately 300,000 cubic yards of material to be deposited on the Gulf side, and that the fill will have a width of about 100 feet and an elevation of not under seven (7) feet.

Mr. Elliot described the area to be filled as beginning on the Gulf side of Sand Key at its northerly end and extending 9,000 feet southward, having a width 100 to 150 feet at mean low water from the existing shore at same level. The fill material should be taken from the bayward side of Sand Key in an area extending from the northerly end of said Key for a distance southward of 1,000 feet, and from between westerly and easterly lines respectively of 1,000 and 1,500 feet from the mean low water shore line of the Gulf. The quantity of fill material required is estimated at 300,000 cubic yards.

Motion was made by Mr. Larson that the request of Mr. Wright be granted for permission to take fill material, without cost, from the area described by Mr. Elliot, the fill to be placed on the Gulf side of land owned by Mr. Wright indicated by Mr. Elliot on the Coast Chart.

Attorney General Ervin stated that he would have approved the arrangement provided the applicant had accepted the recommendation of Mr. Elliot and reserved an area so that it could have been a public roadway with the outward shoulder on the East side to be set aside as a public beach.

Governor Collins stated that he is voting for the motion with the understanding that when arrangements are worked out with the State Road Department the right of way will afford public access to the beach from the Bayview, or other road, across to the beach. Also, that he understands from Mr. Wright that wherever the road intersects there will be access to the beach.

The motion by Mr. Larson was seconded and, upon vote, adopted.

PASCO COUNTY - Keen, O'Kelley and Spitz, on behalf of L. F. Fernald, offers the appraised price of \$1,000.00 per acre for four (4) small islands comprising approximately one-half (1/2) acre, between Latitude 28° 10' 30.8" and 28° 10' 35.67", and Longitude 82° 47' 55.35" and 82° 48' 6.36", in Section 33, Township 26 South, Range 15 East, located in the Anclote River.

Motion was made, seconded and adopted, that the Trustees agree to advertise for objections and competitive bids the area applied for by Mr. Fernald together with additional submerged bottoms adjoining the areas applied for, the bidding to start with the appraised price of \$1,000.00 per acre.

LEE COUNTY - Mrs. Miriam W. Cannon offers the appraised price of \$100.00 per acre for the N $\frac{1}{2}$ of SE $\frac{1}{4}$ and NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 24, Township 46 South, Range 22 East.

Motion was made, seconded and adopted, that the land be advertised for competitive bids and the Land Agent was requested to ascertain what use the applicant intends to make of the land.

Attorney General Ervin presented request from Henry M. Sinclair of Miami, Florida, representing Biscayne Bay Yacht Club of Coconut Grove, for permission to construct a dock from riparian property of the club into Biscayne Bay. It was suggested that the Attorney General's office make research on the restriction placed in deed No. 19448 from the Trustees of the Internal Improvement Fund to the City of Miami.

Mr. Elliot stated that the dock will extend a short distance bayward of the bulkhead line. Title to the submerged bottoms between the bulkhead line and the shore is in the state and the area bayward from the bulkhead line, by deed description, is in the City of Miami. The location of applicant's upland abutting upon Biscayne Bay is shoreward of Dinner Key and separated therefrom by the space between the bulkhead line and the shore.

The Trustees have heretofore taken the position that the owner of upland abutting upon navigable water has the right by law to build a dock or wharf outward from his upland. In the instant case the structure will extend a short distance bayward from the bulkhead line into the area described in Trustees' Deed No. 19448. Under the conditions described in Chapter 13666, Acts of 1929, and in Deed No. 19448 from the Trustees of the Internal Improvement Fund, it appears that the municipal purpose clause in said act and the public purpose clause in said deed were not intended to deprive the owner of the riparian land of his right to build a wharf extending outward from the shore.

The trustees have been furnished with a copy of Resolution No. 28582 passed and adopted by the City Commission of the City of Miami October 17, 1956, favoring the proposed improvements and requesting that the Trustees waive the restriction in said deed so as to permit Biscayne Bay Yacht Club to construct the improvements.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees of the Internal Improvement Fund, insofar as their interest may appear, consent to the construction by Biscayne Bay Yacht Club of said wharf or dock, and approve the issuance of a permit therefor by the City of Miami. Also, since the situation with respect to Coral Reef Yacht Club is identical with that of Biscayne Bay Yacht Club, the action of the Trustees on behalf of the latter club shall have equal application to Coral Reef Yacht Club.

It was so ordered.

HILLSBOROUGH COUNTY - Scenic Isles, Inc., represented by Mr. Tom Mason of Tampa, requests that in order to begin improvement of an island owned by the company known as Goat Island, or Island No. 2 in Little Manatee River, Hillsborough County, the Trustees approve taking fill from adjoining submerged areas owned by the Trustees pending application from Scenic Isles to purchase the submerged land immediately bordering the island needed for smoothing out the shore line.

The applicant agrees that if application to purchase is rejected by the Trustees payment will be made for the fill material at the standard rate imposed by the Trustees.

Without objection approval was given for applicants to dredge material from the submerged bottoms and place said material on the hatched area indicated on a map presented by the Engineer and Secretary, pending acceptance by Scenic Isles of the appraised price of the state land and subsequent authority for advertising for objections.

Governor Collins suggested that some more satisfactory plan be worked out with reference to meetings of the Trustees of the Internal Improvement Fund.

After discussion of the subject, it was agreed that after the New Year when sales now being advertised have been disposed of that the meetings of the Trustees be held on the second and fourth Tuesday in each month at 2:30 in the afternoon. Also that the Land Agent hold the sales as advertised prior to 2:30 and submit a report of the bids and objections, if any, at the meeting for action by the board.

It was so ordered.

December 18, 1956

TO: Mr. Robert H. Brown, Architect-Engineer
Board of Commissioners of State Institutions

FROM: John D. Moriarty
Assistant Attorney General

RE: Land acquisitions for Capitol Center

On August 8, 1956 and November 14, 1956, we advised you by Memorandums of the lands which had been acquired by the Trustees of the Internal Improvement Fund for inclusion in Capitol Center. Since November 14, 1956, the following described lands have been acquired.

1. Acquired from:	Date	Amount
Ollie and Johnnie Ashburn 816 S. Gadsden and 320 E. Bloxham Streets	12-17-56	\$16,086.40

Description:

Beginning at a point 55 feet west of the southeast corner of Tallahassee City Lot Number 32, Old Plan, run thence North 75 feet, thence West 55 feet, thence South 75 feet, thence East 55 feet to the point of beginning.

Also

Begin Seventy-five feet North of the Southeast corner of Lot numbered Thirty-two (32), Old Plan in the City of Tallahassee. Run thence West One Hundred and Ten (110) feet, thence North Forty-five (45) feet, thence East Fifty-five (55) feet, thence North Five (5) feet, thence East Fifty-five (55) feet, thence South Fifty (50) feet to the point of beginning.

2. Acquired from:	Date	Amount
William McEvoy and Malcolm N. Yancy, as Trustee of William McEvoy Lot 3, Chaires Addition	12-10-56	\$ 4,500.00

Description:

Commence at the southeast corner of Lot 3 of Chaires Addition to the City of Tallahassee, Florida, as per plat recorded in Plat Book 2, on page 47, of the Public Records of Leon County, Florida, and run Northerly along the Eastern boundary of said Lot 3 for a distance of 80 feet to a point on the Southern boundary line of the right of way of State Road No. 20; thence Southwesterly along the Southern boundary of said right of way for a distance of 90 feet, more or less; thence South 40 feet to the south line of said Lot 3; thence in an Easterly direction along the Southern line of said Lot 3 for a distance of 85 feet, to the point of beginning.

3. Acquired from:	Date	Amount
Ellen Vickers 711 E. Bronough	11-26-56	\$16,336.65

Description:

All that part of Lot No. 249 of the Original Plan of the City of Tallahassee, described as follows: Commencing at the Northwest corner of said Lot, thence running South 105 feet and 6 inches to a point which is the point of beginning, thence run South 64 feet and 6 inches to the Southwest corner of said Lot, thence run East 170 feet to the Southeast corner of said Lot; thence run North 64 feet and 6 inches, and thence run West 170 feet to the point of beginning.

The total amount expended for acquisition of lands for the Capitol Center, as of this date, is \$379,293.03.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the following salaries and necessary and regular expenses be approved for payment:

F. C. Elliot, Engineer and Secretary	\$ 1,050.00
W. T. Wallis, Engineer	500.00
H. G. Morton, Fiber Technologist	625.00
V. H. Ferguson, Land Agent	500.00
A. R. Williams, Assistant Engineer	597.92
A. C. Bridges, Auditor	515.00
C. L. Vocelle, Attorney	250.00
M. O. Barco, Secretary-Clerk	524.17
J. L. Dedge, Secretary-Clerk	460.00
M. C. Pichard, Secretary-Clerk	338.75
B. G. Shelfer, Clerk-Stenographer	338.75
C. M. Greene, Rental Agent	52.50
F. J. Wysor, Jr., Clerical Assistant	300.00
R. N. Landers, Maid	29.16
T. M. Shackelford, Jr.	45.40
General Office Equipment Company	518.50
Major N. C. Killian	30.00
Deeb Builders, Inc.	25,655.42
U. S. Postoffice, Tallahassee, Fla.	15.00
General Office Equipment Company	3.00
Leon Blueprinting Company	1.28
International Business Machines Corp.	30.00
Capital Office Equip. Co., Inc.	30.67
Capital Chrysler-Plymouth, Inc.	19.10
C. B. Arbogast	25.00
Stuart Daily News, Inc.	23.00
Vero Beach Press Journal	17.25
The Miami Herald	107.10
The Coral Tribune	18.40
The Key West Citizen	19.93
DeLand Sun News	18.40
R. H. Hunt	13.25
C. P. Mason	57.60
Prentiss Huddleston and Assoc.	2,364.30
J. Edwin Larson, State Treasurer to State School Fund	30,684.77
J. Edwin Larson, St. Treasurer to State Board Conservation	9,565.49
Jon S. Beazley	403.67
Southeastern Telephone Co.	107.70
Western Union Telegraph Co.	3.15
Remington Rand	5.20
Blue Print and Supply Co.	3.64
Standard Oil Company	4.49
Geo. G. Crawford, CCC	2.00
Frank J. Anderson	50.00
The Key West Citizen	40.63
Stuart Daily News, Inc.	19.55
Sarasota Herald-Tribune	57.50
Eustis Lake Region News	13.80
The Tribune Company	44.10
The Clearwater Sun	26.83
Vero Beach Press Journal	19.55
General Office Equipment Co.	3.15
General Office Equipment Co.	44.96
J. O. Carlile	9,353.65
Jack Culpepper	17,224.49
H.P. Ford & G.E. Zeigler	1,500.00
T. M. Shackelford, Jr.	22.76
Blue Print and Supply Co.	12.75
Leon Blueprinting Co.	3.64
The Coral Tribune	27.60
Sarasota Herald-Tribune	25.30
St. Johns Realty Co.	100.00
W. H. Dingus, Sr.	45.00
Key West Board of Realtors	105.00
Snell Oil Co.	4.25
General Office Equipment Co.	13.09
Capital Paper Company	58.41
Gilberg's	161.80
Capital Venetian Blind Co.	106.60
Mary Frances Brown	17,000.00
Ray E. Green	65.05

SUBJECTS UNDER CHAPTER 18296

Report No. 662 was presented listing two regular bids received for sale of Sumter County land.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees approve report 662 and authorize issuance of deeds corresponding thereto.

SANTA ROSA COUNTY - On October 30, 1956, the Trustees considered application from Sinclair Oil and Gas Company and agreed to advertise for sealed competitive bids an oil, gas and mineral lease on the reserved interest held by the State in the NE $\frac{1}{4}$ of Section 28, Township 2 North, Range 26 West, 160 surface acres, or 80 mineral acres. The Trustees will require royalty payments of one-eighth in kind or in value and \$1.00 per acre annual rental increasing 5% of such original amount annually after the first two years. The lease shall be for a primary term of ten (10) years and the offers submitted on date of sale will be for the cash bonus bid. The lease was advertised in the Tallahassee Democrat and in the Press-Gazette of Milton, Florida, on November 8, 15, 22, 29 and December 6, 1956.

The only bid received was from Sinclair Oil and Gas Company on the basis of \$5.00 per net acre plus annual rental of \$1.00 per net acre, increasing five per cent (5%) of such original amount annually after the first two years, and the usual one-eighth royalty.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees accept the offer from Sinclair Oil and Gas Company for lease covering the reserved interest as advertised.

FRANKLIN COUNTY - The City of Carrabelle submitted resolution adopted December 13, 1956, by the City Commission, requesting conveyance to the City of Lots 6 to 10, both inclusive, Block "D", Pickett's Addition to the City of Carrabelle, and used as a City Cemetery.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees authorize conveyance under Chapter 21684 of 1953, of the five lots to the City of Carrabelle without cost, the deed to contain the restriction that the lots be used for cemetery purposes only.

HERNANDO COUNTY - James E. Rocks offers \$150.00 for conveyance under Chapter 28317 of 1953, of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ and the S $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 15, Township 21 South, Range 20 East, containing 30 acres.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees decline to convey the land under provisions of Chapter 28317, for the reason that it does not come under the hardship classification.

JEFFERSON COUNTY - Mrs. Rosa Lee Braswell submitted the high bid of \$95.00 at sale on September 18, 1956, which is less than the base bid, for purchase of 9.88 acres in Lot 175 and 10.84 acres in Lot 176, Georgia Survey, Township 3 North, Range 4 East.

Motion was made, seconded and adopted, to decline the bid from Mrs. Braswell and fix the base bid for advertising at \$40.00 an acre.

PALM BEACH COUNTY - McGee, McGee and Ewing, on behalf of Emil and Alma Peterson, make application for issuance of correction deed involving a hiatus strip adjacent to nine (9) lots formerly purchased under Chapter 18296.

Mr. Elliot explained that Deed No. 741 was issued to W. F. Riedel and Elizabeth Riedel February 3, 1941, conveying Lots 9 to 19, both inclusive, Bellevue Park S/D, being a subdivision of Tract 105 of Section 20, Township 34 South, Range 43 East. There is involved a hiatus strip 41.56 feet wide at the South and 33.25 feet wide at the North, approximately 415 feet long, comprising 0.3 of an acre, more or less.

The Attorney General's office has reviewed the case and recommends that correction deed be authorized covering the lots formerly conveyed and the hiatus strip.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees follow the recommendation of the Attorney General and issue correction deed to applicants at a price of \$100.00.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the following salaries be approved for payment:

E. Hewitt, Clerk-Bookkeeper	\$472.08
J. C. Conner, Clerk-Stenographer	225.00

Motion was made, seconded and adopted, that the Trustees adjourn.


Governor - Chairman

Attest: 
Secretary

MINUTES OF TRUSTEES
INTERNAL IMPROVEMENT FUND

Tallahassee, Florida
January 3, 1957

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

Present: LeRoy Collins,	Governor
Ray E. Green,	Comptroller
J. Edwin Larson,	Treasurer
Nathan Mayo,	Commissioner of Agriculture

F. C. Elliot,	Engineer and Secretary
Van H. Ferguson,	Land Agent

Minutes of the Trustees dated December 11, 1956, were presented for approval, copies having been furnished each member.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees approve the minutes as presented.

BREVARD COUNTY - Florida Inland Navigation District makes request on behalf of the United States for a two-year Spoil Disposal Easement Grant B-5-(b) in the open waters of Indian River, at Melbourne, located in Section 2, Township 28 South, Range 27 East, adjacent to the causeway.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees authorize issuance of easement in favor of the United States for spoil disposal grant as requested.

BROWARD, ST. LUCIE, INDIAN RIVER AND MARTIN COUNTIES - Mr. Ferguson reported that Mineral Sand Lease No. 713 issued July 15, 1955, in favor of Florida Ore Processing Company, Inc., has been assigned by the trustees in bankruptcy to Frederick A. Hauck, who has tendered his personal check for cash deposit, in lieu of surety bond required by the terms of the lease, and has accepted all conditions and provisions of the original lease. The cash \$1,000.00 deposit of the lessee corporation is an asset of the bankrupt corporation which must be recovered by the trustees in bankruptcy. The Land Agent advises that the personal check of Mr. Hauck has been deposited for collection, and requests authority to secure refund of the original deposit and to forward same to the trustee in bankruptcy upon clearance of Mr. Hauck's personal check.

Motion was made, seconded and adopted, that the Trustees approve the procedure as outlined with reference to Lease No. 713, and upon clearance of check from Mr. Hauck that refund be made to the trustee in bankruptcy of the original bond in amount of \$1,000.00.

CHARLOTTE COUNTY - Leo Wotitsky, on behalf of Grove City Realty Company, requests correction deed superseding original Deed No. 20628 issued March 29, 1954, wherein the survey and legal description included an erroneous measurement from the U. S. Section Corner to establish the point of beginning of the area conveyed. It was explained that the effect of the error was to include upland already owned by applicant and correction will not conflict with the original authorization, publication of notice and sale. The Land Agent recommends that the correction deed contain explanatory clause and definition of error and correction.

Motion was made, seconded and adopted, that issuance of correction deed be authorized as outlined, subject to approval by the Attorney General.

Governor Collins suggested that all deeds be referred to the Attorney General for approval of form before being executed. Without objection it was so agreed.

DADE COUNTY - Harold C. Lumpkin applies for five year campsite lease on an area 200' x 200' on Long Arsenicker Key in Section 13, Township 58 South, Range 40 East, for which he offers \$50.00 per annum.

Motion was made, seconded and adopted, that the Trustees accept the offer and authorize issuance of lease in favor of Mr. Lumpkin for a period of five years.

DADE COUNTY - Julius H. Erstling, on behalf of Carl E. Newcomer, holder of Grazing Lease No. 969, makes application for a one-year extension of said lease which expires January 5, 1957. The lease covers the $S\frac{1}{2}$ of $SE\frac{1}{4}$ and $S\frac{1}{2}$ of $NW\frac{1}{4}$ of Section 28, Township 53 South, Range 40 East, containing 160 acres, more or less, and the rental charged is \$1.00 per acre per annum.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees authorize extension of the lease as requested, rental to be at the rate of \$1.00 per acre per annum.

LEE COUNTY - Ralph G. Sauer, Jr., offers the appraised price of \$75.00 per acre for Fractional Sections 26 and 27, Township 46 South, Range 24 East, containing 43.9 acres, more or less. Mr. Sauer desires to purchase this land and add to an area he already owns and plans to subdivide for sale.

Motion was made, seconded and adopted, that the land be advertised for competitive bids, starting with the offer of \$75.00 an acre.

The following applications were presented for purchase of submerged lands adjacent to upland property of applicants:

Martin County - Denison & Lewis, on behalf of C. E. Hoke, as trustee, offers the appraised price of \$200.00 per acre for 15.98 acres of submerged land in the Indian River, Section 24, Township 37 South, Range 41 East. Applicant's intention is to fill the area beginning in June 1957.

Monroe County - G. A. Crawshaw, on behalf of Wal-Ko, Inc., offers the minimum of \$100.00 for 0.28 of an acre of submerged land adjacent to upland property in Section 22, Township 63 South, Range 37 East, on Windley Key. Property is to be filled.

Monroe County - G. A. Crawshaw, on behalf of Sunny South Motors, as trustee, offers the appraised price of \$300.00 per acre for 3.9 acres of submerged land fronting their property in Section 27, Township 62 South, Range 38 East, Key Largo. Applicant intends to fill the area.

Monroe County - W. A. Parrish, on behalf of Dean C. Moore and Mary H. Moore, his wife, offers the appraised price of \$200.00 an acre for 1 acre of submerged land in front of their property on Grassy Key, Crain's Subdivision, lying and being in Sections 24, 25, and 26, Township 65 South, Range 33 East. Applicant intends to fill and construct residence.

Martin County - Wardlaw & Stewart, on behalf of Falmouth Limited of West Palm Beach, Florida, offers \$200.00 per acre, which is in line with appraisal, for 112 acres, more or less, of submerged land near and adjoining the easterly shore of Indian River east of Sewall Point at Government Lots 4 and 5, Section 8, Township 38 South, Range 42 East.

Martin County - Wardlaw & Stewart, on behalf of Tuscay Properties, Inc., of Stamford, Connecticut, offers \$200.00 an acre for 48 acres, more or less, of submerged land located near and adjoining the easterly shore of Indian River at Government Lot 2 of Section 8, Township 38 South, Range 42 East.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees agree to have the 6 parcels of land advertised for objections only, based on offers submitted from adjoining upland owners and with the understanding that each applicant will fill the submerged areas applied for.

VOLUSIA COUNTY - The Land Agent presented quitclaim deed from the United States Coast Guard relinquishing all interest it has in the Volusia Bar Fog Signal Station, Lake George, and the marine site on which it is located. The purpose of the deed is to donate the abandoned Signal Station to the State of Florida.

Motion was made, seconded and adopted, to accept the deed with thanks.

ORANGE COUNTY - Three applications were presented for purchase of reclaimed lake bottoms in Lake Conway, applicants being the adjoining upland owners.

Giles, Hedrick & Robinson, on behalf of R. J. Stickle, offers \$100.00 for 0.19 of an acre in Lake Conway, Section 18, Township 23 South, Range 30 East.

Central Title & Trust Company, on behalf of Muriel A. Lovelace and Florence A. Lovelace, his wife, offers \$100.00 for 0.28 of an acre in Section 30, Township 23 South, Range 30 East.

Anderson & Rush, on behalf of Brantley Alexander Weathers and Martha M. Weathers, his wife, offer \$100.00 for 0.29 of an acre in Section 19, Township 23 South, Range 30 East.

Motion was made, seconded and adopted, that the Trustees accept the offers submitted and authorize conveyance of the three parcels of reclaimed lake bottom land to the adjoining upland owners.

PALM BEACH COUNTY - A. L. Lee, holder of Contract No. 18520, requests extension of time to meet payment due January 1, 1957, owing to loss of bean crop by the recent cold. The Land Agent explained that this contract was executed November 8, 1939, in the sum of \$5,737.60 and the balance remaining due as of January 1, 1957, which includes taxes and interest, amounts to \$3,252.95.

Motion was made, seconded and adopted, that the Trustees grant extension to May 1, 1957 conditioned upon Mr. Lee paying the taxes and interest due to date.

PINELLAS COUNTY - Mr. Ferguson reported that on October 9, 1956 request was presented for quitclaim deed in a compromise settlement with offer of \$1,752.53 to the Trustees for conveyance of 73 acres of submerged land east of and adjacent to Government Lot 2, Section 29, Township 28 South, Range 15 East. The request was referred to the State Land Use and Control Commission but was returned, as the

Commission did not feel that it came within their jurisdiction. It appears that the case is basically a legal and moral issue. In 1925 the Trustees conveyed Government Lot 2 together with 73 acres of submerged land, and took a purchase money mortgage which was foreclosed in 1945 and Master's deed issued to the Trustees. While title to the land was in private ownership taxes became delinquent, resulting in the Government Lot and the submerged land apparently reverting to the state under the Murphy Act and subsequently in 1940 being sold to Fred M. Hahn. In 1955 the Trustees sold Government Lot 2 to Leon A. Haber by Deed No. 20390.

Conflict of the two conveyances has caused litigation which has resulted in compromise settlement between the two grantees, each receiving from the other an undivided one-half interest in the Government Lot and also the submerged land. The Attorney General has analyzed the problem and finds that the sum of \$1,752.53 is a fair settlement for quitclaim deed of the submerged area to Messrs. Hahn and Haber.

Motion was made, seconded and adopted, that the compromise settlement as recommended by the Attorney General be approved and issuance of quitclaim deed authorized upon payment of \$1,752.53.

Mr. Elliot reported that two warrants in amount of \$50,000.00 each have been received, one from the City of Orlando and the other from the County Commissioners of Orange County, with information that the proposed City-County Airport project cannot be undertaken at this time and requesting that the certificates of indebtedness be cancelled and returned. These loans were authorized by the Trustees November 20, 1956, and loan agreements were executed by the city and by the county and certificates of indebtedness executed by both parties and submitted to the Trustees. The state warrant to the city was never cashed and was returned, but the county cashed the state warrant and has issued a county warrant in favor of the Trustees in amount of \$50,000.00. The county offered to pay any interest required.

Motion was made, seconded and adopted, that the Trustees return the certificates of indebtedness to the City of Orlando and to the County Commissioners of Orange County, cancel the loan agreements signed by each and advise that no interest will be charged on the money.

PALM BEACH COUNTY - Edgar G. Hamilton of West Palm Beach, Florida, requests an appointment for a delegation of approximately fifteen to come before the Trustees January 15, 1957 for the purpose of submitting a report on the status of the ramie industry in Florida.

Without objection the Trustees agreed to hear the delegation on January 15, but in view of the heavy agenda to come before the meeting suggested that the presentation be confined to not in excess of thirty minutes.

OSCEOLA COUNTY - Lawrence Rogers of Kissimmee, Florida, made request for permit for erection of a power and telephone line from property of Mrs. Brownie Wise in Government Lot 2, Section 9, Township 26 South, Range 29 East, to an island owned by her in Sections 2, 3, 9 and 10, same township and range.

Motion was made, seconded and adopted, that the Trustees authorize issuance of permit as requested in favor of the Town of Kissimmee, Florida, with the right to permit the use of the poles by the telephone company for furnishing telephone service.

Mr. Elliot reported as information that on December 13, 1956, the State Land Use and Control Commission held its meeting in Tallahassee, and in connection with other matters reached its conclusion in reference to what is commonly called the Green Fill and other areas in Boca Ciega Bay, Pinellas County. On a Yes and No vote, four members of the Commission voted in the negative, against the sale of submerged

lands adjacent to upland property. The Chairman voted in favor of the sale. Reason for the action taken was stated in both cases. There appears to be sound grounds for both positions. From a study of the situation, it is believed that the Trustees will find that the matter can be resolved so as to meet in a substantial degree the objections to the sale and those things favorable thereto. To that end much study and careful planning must be made, requiring far more information than is now available. The above is subject to report of the Land Use and Control Commission to the Trustees on the subject, which is anticipated to be received January 15, 1957.

SUBJECTS UNDER CHAPTER 18296

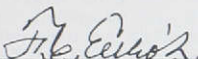
Mr. Elliot presented Murphy Act Report No. 663 listing 17 bids for sale of land under Chapter 18296, also request for issuance of Broward County Deed No. 2045-Corrective to New Deal Corporation to correct deficiency in description.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees approve Report No. 663 and authorize execution of deeds corresponding thereto.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees approve disclaiming interest in certain certificates certified to the state under Chapter 18296, involving land in Alachua, Citrus, Escambia, Franklin, Jefferson and Taylor Counties, as approved by the Attorney General's office.

Upon motion duly seconded and adopted, the Trustees adjourned.

Attest:


Secretary


Governor - Chairman

Tallahassee, Florida
January 15, 1957

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

Present:	LeRoy Collins,	Governor (Present part time)
	Ray E. Green,	Comptroller
	J. Edwin Larson,	Treasurer (Present part time)
	Richard W. Ervin,	Attorney General
	Nathan Mayo,	Commissioner of Agriculture

F. C. Elliot,	Engineer and Secretary
Van H. Ferguson,	Land Agent

Mr. Ferguson presented eight (8) sales advertised to be held on this date.

OKEECHOBEE COUNTY - On November 6, 1956, the Trustees considered offer of the appraised price of \$100.00 an acre from T. W. Conely, Jr., on behalf of Forrest E. Pearce, for purchase of a parcel of land beginning 167 feet north of SW corner of Section 21, thence north 50 feet, east 210 feet, south 50 feet, West 210 feet to P.O.B., and beginning 217 feet north of SW corner of Section 21, thence north

50 feet, east 210 feet, south 50 feet, west 210 feet, to P.O.B., all being in Section 21, Township 37 South, Range 35 East. The land was advertised for competitive bids and notice of the sale was published in the Okeechobee News on December 14, 21, 28, 1956, and January 4 and 11, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson reported that he has received higher bids of \$140.00 from Cecil Platt, \$152.00 from C. A. Carroll, \$206.00 from E. M. Robinson, and \$225.00 from Carl Stockholm.

Competitive bidding resulted in a high bid of \$230.00 being made by Forrest E. Pearce for the two parcels of land.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$230.00 for the land described and confirm sale in favor of Forrest E. Pearce.

MONROE COUNTY - On November 20, 1956 the Trustees considered offer of \$100.00 an acre from Bernie C. Papy for purchase of the West 30 acres of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 17, and Lots 2, 3 and 7, Section 18, all in Township 66 South, Range 29 East, containing a total of 166.5 acres, more or less. The land was advertised for competitive bids and notice of the sale was published in the Key West Citizen on December 14, 21, 28, 1956, and January 4 and 11, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and the two parcels were offered for bids separately and then as a whole. The only bid received was \$100.00 per acre from Mr. Papy.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$100.00 an acre for the land described, and confirm sale in favor of Mr. Papy.

BREVARD COUNTY - On November 20, 1956, the Trustees considered offer of the appraised price of \$100.00 an acre from Maguire, Voorhis & Wells, on behalf of Port Realty Corporation, adjacent upland owners, for purchase of those certain submerged lands lying westerly and northerly from the ordinary high water mark of the easterly shore of the Banana River in the South 3316.8 feet of Section 15, Township 24 South, Range 37 East, less the West 1700 feet thereof, containing 215.35 acres, more or less. The land was advertised for objections only and copy of notice was published in the Titusville Star Advocate on December 7, 14, 21, 28, 1956, and January 7, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the offer of \$100.00 an acre be accepted for the land described and the sale confirmed in favor of Port Realty Corporation.

MANATEE COUNTY - On November 20, 1956, the Trustees considered offer of the appraised price of \$100.00 from James M. Wallace, on behalf of J. P. McPherson, adjacent upland owner, for purchase of a parcel of submerged land in Sarasota Bay in Section 4, Township 35 South, Range 16 East, lying northeasterly of and adjacent to Lots 8, 9, 10 and 11, Block 6, Wyman and Green Subdivision of Cortez Beach, Anna Maria Island, containing 1.0 acre, more or less. The land was advertised for objections only and notice of the sale was published in the Bradenton Herald on December 14, 21, 28, 1956, and January 4 and 11, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$400.00 for the parcel of land advertised and confirm sale in favor of Mr. McPherson.

MONROE COUNTY - On November 6, 1956, the Trustees considered offer of the appraised price of \$100.00 per acre from Abney Cox for purchase of a parcel of submerged land in Bay of Florida in Sections 2, 3, 10 and 11, Township 64 South, Range 36 East, lying southerly of and adjacent to Government Lot 1 of said Section 2, and Government Lot 2 of said Section 3, both of said Government lots being on Lignumvitae Key, containing 100.5 acres, more or less. The land was advertised for objections only and notice of sale was published in the Key West Citizen on December 14, 21, 28, 1956, and January 4 and 7, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$100.00 per acre and confirm sale in favor of Mr. Cox.

MONROE COUNTY - On November 20, 1956, the Trustees considered offer of the appraised price of \$200.00 an acre from G. A. Crawshaw on behalf of Richard Rae, adjacent upland owner, for purchase of a parcel of submerged land in the Straits of Florida in Section 13, Township 62 South, Range 38 East, Key Largo, lying southeasterly and abutting the northeasterly 200 feet of Tract 9 of Southcliff Estates, containing 1.0 acre, more or less. The land was advertised for objections only and notice of the sale was published in the Coral Tribune on December 14, 21, 28, 1956, January 4 and 11, 1957, with sale to be held on this date. Copy of notice and proof of publication were filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 per acre for the land described and confirm sale in favor of Richard Rae.

MONROE COUNTY - On November 20, 1956 the Trustees considered offer of the appraised price of \$150.00 per acre from John G. Simms, on behalf of George W. Griffin, adjacent upland owner, for purchase of a parcel of submerged land in the Straits of Florida in Section 30, Township 65 South, Range 34 East, lying southeasterly of and across Ocean View Drive from Lots 6, 7, 8, 9, and 10, Block 1 of Crain's Subdivision of Grassy Key, containing 4.03 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Coral Tribune on December 14, 21, 28, 1956, January 4 and 11, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$150.00 per acre for the land described and confirm sale in favor of Mr. Griffin.

MONROE COUNTY - On November 20, 1956, the Trustees considered offer of the appraised price of \$300.00 an acre from G. A. Crawshaw on behalf of R. C. Ruckle and Freddy Ruckle, his wife, adjacent upland owners, for purchase of a tract of submerged land in Section 23, Township 63 South, Range 37 East, Windley Key, described as starting from the Northwest Corner of Lot 8, as shown on "George MacDonald's Plat of Government Lots 1, 2 and 3 of said Section 23, lying south of the right of way of the Florida East Coast Railway", and then by metes and bounds description to the point of beginning, containing 0.6 of an acre, more or less. The land was advertised for objections only and notice of the sale was published in the Coral Tribune on December 14, 21, 28, 1956, January 4 and 11, 1957, with sale to be made on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objection were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$300.00 an acre for the land advertised and confirm sale in favor of Mr. Ruckle and wife.

DADE COUNTY - Request is made by Shutts, Bowen, Simmons, Prevatt & Julian, attorneys of Miami, Florida, for quitclaim deed of 1,269 square feet in favor of Garfield A. Wood, 358 square feet to Belcher Oil Company, and 215 square feet to Belcher Construction Company, all on Fisher's Island in the S $\frac{1}{2}$ of NW $\frac{1}{4}$ of Section 10, Township 54 South, Range 42 East. Said parties are successors in title and present owners of 156 acres conveyed by Deed No. 16936, dated August 6, 1920. Quitclaim deeds are needed in order to clear record title in a strip 0.75 of a foot wide across the north side of the original tract, which should be bounded by the waters of Biscayne Bay and by discrepancy between the original and present survey of the established sheet piling bulkhead. The Land Agent recommends that the quitclaim deeds be issued upon payment of the nominal consideration of \$10.00 each deed.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees authorize issuance of the three quitclaim deeds as requested by applicants and recommended by the Land Agent.

GLADES COUNTY - Attention was called to a purported conveyance of 3,600 acres of state owned bottom land in Lake Okeechobee by one Ralph (Buckshot) Robinson and wife to J. J. and J. E. Wiggins of Moore Haven, which deed was executed July 30, 1956, and recorded in Glades County records. Information received is that either the Robinsons or Wiggins, or both, have erected fences to prevent common use of the area by the public. No conveyance of the land has been made by the state and registered letters have been directed to both Robinson and Wiggins notifying them of the state's ownership and asking for proof of their claims. It is recommended that the matter be referred to the Attorney General for taking the necessary action.

Motion was made, seconded and adopted, that the matter be referred to the Attorney General.

The following applications were presented for purchase of submerged land adjacent to upland ownership of applicants:

Hillsborough County - Scenic Isles, Inc., offers the appraised price of \$75.00 an acre for submerged land in Sections 11 and 12, Township 32 South, Range 18 East, in and near the mouth of Little Manatee River, bordering upon the southerly side of what is commonly known as "Goat Island".

Monroe County - G. A. Crawshaw on behalf of Ernest H. Guise offers \$450.00 for 3.2 acres of submerged land in Section 2, Township 60 South, Range 40 East, Key Largo; also offers \$150.00 per acre for 8.25 acres of submerged land at Key Largo, in Section 21, Township 60 South, Range 40 East. Both offers are in excess of the appraised price and applicant intends to dredge boat basins at the two locations.

St. Lucie County - Denison & Lewis, on behalf of John A. Stinson, offers the appraised price of \$300.00 per acre for 2 acres of submerged land in Section 4, Township 37 South, Range 41 East, and states that the area is to be filled.

Motion was made, seconded and adopted, that the Trustees agree to advertise for objections only the four (4) parcels of land applied for by adjacent upland owners.

MARTIN COUNTY - Louis B. Bills requests that a corrective deed be issued for correcting description in Trustees' Deed No. 21253 dated June 29, 1956, conveying certain submerged land in Section 22, Township 40 South, Range 42 East. Error was made by the surveyor in one call, necessitating correction in the deed. Title to the land is still vested in the original grantees, Louis B. Bills and wife, and Kenneth P. Foster and wife.

Motion was made, seconded and adopted, that the Trustees authorize issuance of correction deed in favor of original grantees in Deed No. 21253 upon payment of \$10.00.

OSCEOLA COUNTY - Lawrence Rogers, on behalf of Henry O. Partin, applies for 3.43 acres of permanently reclaimed lake bottoms in Lake East Tohopekaliga abutting applicant's upland property in Section 28, Township 25 South, Range 30 East. The lakeward limits of the conveyance will be the 59.0 foot contour of said lake as established by Central and Southern Florida Flood Control District. The Land Agent recommends sale without advertisement at the price of \$50.00 per acre, which is the appraised price of the same character of land lying immediately north of this area.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees accept the offer of \$50.00 an acre and authorize conveyance of the land applied for by Mr. Partin.

PALM BEACH COUNTY - Copeland, Therrel & Baisden, on behalf of Ben T. Olsen, Jr., makes application for duplicate deeds numbered 19499, issued by the Trustees to Palm Beach Realty Company, and 19500 issued by the Trustees to B. F. Paty, Charles H. Warwick, Jr., and Bessie W. Fancher. The deeds have been lost and were never recorded. The land office has on file affidavits by the former owners, along with certificate of the Atlantic Title Company, as proof that said deeds were lost.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees authorize issuance of duplicate deeds upon payment of the regular charge of \$10.00 for each deed.

PALM BEACH COUNTY - Central and Southern Florida Flood Control District requests perpetual easement for right of way for Canal C-18, being a parcel of submerged land in the south prong of the Jupiter River in Section 35, Township 40 South, Range 42 East, containing approximately 9 acres.

Motion was made, seconded and adopted, that the Trustees authorize issuance of perpetual easement through the land described as requested by the Flood Control District.

PINELLAS COUNTY - Leo M. Butler, on behalf of H. H. Baskins, et al, requests issuance of correction deed for correcting error in description of land conveyed by the Trustees in Deed No. 19742 dated February 23, 1951. The land is submerged and is located in Section 17, Township 29 South, Range 15 East. Error in one call was made by the surveyor in preparing map of the land. Title to the parcel is still vested in original grantees.

Motion was made, seconded and adopted, that the Trustees authorize execution of correction deed as requested upon payment of the regular charge of \$10.00.

PINELLA COUNTY - Thomas P. Evans of Shackelford, Farris, Shannon & Stallings, Tampa, Florida, requests issuance of deed to correct error in description of Deed No. 19813 dated June 20, 1951, to Ollie V. Badgley (now deceased) and wife. The description overlaps areas conveyed by Deeds Nos. 19659 and 19702, all areas being in Section 29, Township 30 South, Range 15 East. Title to the parcel is vested in Mrs. Bertha V. Badgley, wife of the deceased.

Motion was made, seconded and adopted, that the Trustees authorize issuance of correction deed in favor of Mrs. Badgley, no charge to be made for the deed as error was made by the Trustees.

PALM BEACH COUNTY - Carl Stockholm offers the appraised price of \$40.00 per acre for purchase of Section 9, Township 43 South, Range 38 East, containing 640 acres, more or less, and the NW $\frac{1}{4}$ and N $\frac{1}{2}$ of SW $\frac{1}{4}$ (less about 12 acres which may be reserved for drainage canal purposes), in Section 22, Township 43 South, Range 38 East, containing 228.28 acres, more or less. Sale will be made subject to drainage taxes to be prorated as of date of deed or contract.

Motion was made, seconded and adopted, that the Trustees authorize the land advertised for competitive bidding based on the offer submitted.

PINELLAS COUNTY - Howard Rives and J. Lewis Hall, representing Z. S. Cowan and Martha Cowan, et al., plaintiffs, and Baya Harrison, representing Clearwater Island Bridge Company, et al., defendants, requested that the Trustees authorize Attorney General Ervin to join in stipulation on behalf of the state in trying the case before the lower court. Also, that the Trustees confirm certain deeds executed by the Trustees of the Internal Improvement Fund about thirty (30) years ago. Mr. Rives and Mr. Harrison stated that their respective clients have reached agreement in the controversy over the land, and as a result all the water area in St. Joseph Sound, Pinellas County, will be dedicated to the City of Clearwater for the use and benefit of the public.

Attorney General Ervin explained that this is a factual situation and the Trustees attempted to get into the case but were not allowed to. The attorneys on both sides have worked out an amicable settlement and all facts seem to warrant the compromise settlement.

Motion was made by Mr. Evin, seconded and adopted, that the Attorney General be authorized and directed in behalf of the Trustees of the Internal Improvement Fund of the State of Florida to enter into a certain proposed stipulation between the parties plaintiff and defendant in a certain cause pending in the Circuit Court of the Sixth Judicial Circuit in and for Pinellas County, Florida, in Chancery No. 44090, entitled Z. S. Cowan and Martha Cowan, husband and wife, et als., plaintiffs, vs. Clearwater Island Bridge Company, a Florida corporation, et als., defendants, copy of which stipulation is on file in the office of the Attorney General.

It was further moved, seconded and carried that the Trustees of the Internal Improvement Fund do hereby recognize as valid and binding conveyances those certain deeds heretofore executed and delivered by the Trustees as follows, to-wit:

- (a) Deed from Trustees of the Internal Improvement Fund of the State of Florida to Clearwater Island Bridge Company, a Florida corporation, of date of January 13, 1926, and being deed No. 17452 and recorded in Deed Book 552 at page 329 of the public records of Pinellas County, Florida.

- (b) Deed from Trustees of the Internal Improvement Fund of the State of Florida to Clearwater Island Bridge Company, a Florida corporation, of date of March 20, 1953, being deed No. 17452-A and being recorded in Deed Book 1424 at page 1 of the public records of Pinellas County, Florida.
- (c) Deed from Trustees of the Internal Improvement Fund of the State of Florida to Island Estates, Inc., a Florida corporation, of date of January 12, 1926, being deed No. 17450 and recorded in Deed Book 389 at page 470 of the public records of Pinellas County, Florida.
- (d) Deed from Trustees of the Internal Improvement Fund of the State of Florida to Island Estates, Incorporated, a Florida corporation, of date of March 26, 1953, and being deed No. 17450-A and recorded in Deed Book 1423 at page 637 of the public records of Pinellas County, Florida.
- (e) Deed from Trustees of the Internal Improvement Fund of the State of Florida to J. H. Randolph of date of August 11, 1921, and being deed No. 17001, and recorded in Deed Book 390 at page 1 of the public records of Pinellas County, Florida,

and does hereby find and declare that all such deeds were regularly and duly issued in accordance with the laws governing the issuance of such deeds and the authority of the Trustees to execute and deliver the same, and does hereby ratify and confirm said deeds as binding upon the Trustees of the Internal Improvement Fund and the State of Florida.

Mr. Elliot presented copy of letter to Governor Collins from Mr. Mercer Brown with report from the State Land Use and Control Commission on the application of Hyman Green and Bradley Waldron to purchase submerged lands and fill the area referred to as Tierra Verde in Pinellas County.

Governor Collins explained that the Trustees have heretofore held hearings on this application, have referred it to the State Land Use and Control Commission and now have their report from that Commission for action by this board. The Trustees will take the matter under advisement and reach a decision as soon as possible.

Mr. Harrison, on behalf of the applicant, urged that the Trustees make a decision at the earliest date possible as the application has been pending for some months, first at the request of the State Road Department until right of way for the Bayway could be investigated. Pinellas County Water and Navigation Control Authority has approved the application. Pinellas County has endorsed the program by telegram signed by Charles R. Fischer, Evan R. Jenkins, Edward H. LaVoie, Frank R. Hoerscher and R. Hosey Wick. Also submitted were letter from Ross E. Windom, city manager of St. Petersburg, and telephoned copy of resolution adopted by the City Commission January 15, 1957, endorsing the application of Messrs. Green and Waldron, subject to certain written commitments agreed upon for development of Tierra Verde. Copy of "Memorandum of Agreement" setting forth the commitments and agreements was filed with the Trustees. It was also stated that the Mayor and the City Manager of the Town of Passagrille have approved the Tierra Verde fill.

Governor Collins stated that information, telegrams, letters, resolutions and agreements will all be taken under advisement at a later date; also that the Furen fill will have consideration.

Mr. Harrison called attention to the telegram giving notice that the County Commissioners of Pinellas County approved the letter of January 10, 1957 from the City of St. Petersburg concerning the Green or Tierra Verde application, and that Mr. Frank R. Hoercher had signed that message, which is the first time he has joined in the recommendation.

Mr. T. M. Shackelford, Jr., Special Attorney, reported that he was making a study of the Furen fill as well as of the Tierra Verde area.

Attorney General Ervin called attention to fee to be paid to Mr. Shackelford, which has never been decided, and recommends payment at the rate of \$10,000.00 per annum from the date of his employment together with subsistence and travel expense when away from his home office. Mr. Shackelford will be available to assist the Trustees in any matters relating to fills or submerged areas such as Paradise Island, Tierra Verde and the Furen area, as well as such legal service as the Land Use and Control Commission may need.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the Attorney General as the action of the Board, and authorize payment on the basis of \$10,000.00 annually.

Motion was made by Mr. Green, seconded and adopted, that condemnation proceedings heretofore authorized on a group of lots for the Capitol Center, include Lots 137 and 138 located at the southeast corner of Monroe and Gaines Streets, owned by Hyman Myers. It was so ordered.

Mr. Elliot reported that the budget of the State Land Use and Control Commission in the amount of \$21,000.00 was set up till December 31, 1956 and there is a balance unexpended as of the first of January 1957 of \$14,345.78. The Commission requests that this amount be carried over for use in the present year as the work has not been completed.

Motion was made, seconded and adopted, that the balance of \$14,345.78 be carried over into this year to take care of expenses of the State Land Use and Control Commission.

Motion was made, seconded and adopted, that the minutes of the Trustees dated December 11, 1956, be corrected to include description of two sections of land which were assigned to an oil well drilled by Perdido Land Company under its Oil and Gas Lease No. 1049 covering land in Escambia County. The correction was ordered made.

The Secretary suggested that the Trustees or the Board of Commissioners of State Institutions designate or employ some person as custodian for the several pieces of property acquired by the Trustees to become a part of the Capitol Center.

Motion was made, seconded and adopted by the Board of Commissioners of State Institutions, and by the Trustees of the Internal Improvement Fund, that Mr. Terry Lee, Coordinator for the Board of Commissioners of State Institutions, be designated as custodian of property purchased for the Capitol Center.

Afternoon Session - 2:30 P.M.

Present: Ray E. Green, Comptroller
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

(Attorney General Ervin acting as Chairman)

Attorney General Ervin, acting as Chairman, explained that the Trustees had an appointment to hear a group on ramie, and after presentation from the several representatives a film would be shown in the Senate Chamber on ramie.

Mr. Edgar Hamilton, attorney of West Palm Beach, representing his client William Pierce of Belle Glade, Florida, acted as spokesman and introduced the several members of the group who would explain the various phases of growing, harvesting and processing ramie.

Dr. R. V. Allison, Director of Everglades Experiment Station, Belle Glade, commented from a prepared statement on the growing of ramie in the Everglades section, the ease with which the crop can be grown, the adaptability of the soil in that area, the availability of land of which the state owns approximately thirty thousand acres, the improved method of harvesting and ribboning in the field by a machine developed by Mr. Carey, which process makes it possible to leave the refuse on the ground rather than to be disposed of at the plant as in the past. He also paid tribute to Mr. William Pierce on the invention of machinery for cleaning and processing ramie so that it is readily spinnable on American machinery. Dr. Allison stated that there were between 250,000 and 400,000 acres in the Everglades suitable for the planting of ramie, and that the growers had the desire to produce ramie when it could be shown that it could be grown at a profit.

Mr. Harley Morton, fiber technologist employed by the Trustees and working with Everglades Experiment Station, read a prepared statement on "Recent Progress in the Industrialization of Florida Ramie at the Domestic Level", calling attention to progress made in the past two years in interesting at least a dozen of the largest weaving and spinning companies in the United States in testing this fiber at this time, the use of the fiber with other natural or synthetic fibers, its weight per pound as compared with other material, its strength and resistance to mildew and abrasion and absence of stretch or shrinkage. Its various uses were mentioned, such as fire hose, canvas, cord, tarpaulin and cigarette filters. Reference was made to numerous tests now being set up for use of ramie fiber blended with other fibers, such as Marine Corps uniforms, webbing, sandbags and a number of other items used by the United States Army. Attention was called to its many civilian uses when blended with other fibers such as wool, asbestos, cotton, nylon, dacron and others.

Mr. Morton called attention to the high regard in which Florida ramie has been held in work market for several years and urged its encouraged development, stating that with the purchase of the Newport Industries plant by the Pierce group and the use of the machine developed by them, it will mean a great deal to increased interest in this industry.

Mr. J. L. Gray, president of Gray Mills of Gastonia, North Carolina, reported on the experiment by his company of ramie fiber processed by the Pierce machine which was very favorable. He stated that advancement in the last year has been amazing and the fiber produced by Mr. Pierce is the best ever used by his company.

Mr. J. E. Carey of Opelousas, Louisiana, manufacturer of the Carey harvesting machine, commented on the improvement made by Mr. Pierce in his machine for processing ramie, which has been one of the big problems. It seems that this battle has been won and Mr. Pierce has a much more acceptable machine than any he has heretofore seen.

Mr. William L. Pierce, inventor and builder of ramie processing methods and machinery, stated that he has produced the machine and feels that it will do the work and will mean great strides in making the ramie industry one of the greatest in Florida.

State Representative Emmett S. Roberts of Palm Beach County stated that, being from that area, he is greatly interested in the prospects of the ramie industry in Florida, and feels that the employment by the Trustees of Mr. Morton has certainly brought results, as his contacts have created an interest in this industry that will mean much to Florida.

Mr. Roy E. Michael, Chairman of the Board of County Commissioners of Palm Beach County, stated that his interest in developing ramie is centered around increasing the agricultural production in Palm Beach County. He feels ramie will be of great assistance as it can be grown and harvested the year around.

Mr. Hamilton read a report from L. R. Bishop, Director of the Port of Palm Beach, giving figures on the ramie output shipped out of this country.

Mr. Hamilton also reported that Mr. Pierce and his associates have made arrangements to purchase Newport Industries, Inc., including all buildings, machinery, trucks, etc., and their 2,400 acres of growing ramie, and expect to operate the plant for continuing the work.

The problem now is the processing of approximately four million pounds of fiber and the question of the number of machines to be built.

Mr. George Coury of Miami, Mr. John B. Powell of Palm Beach, and Mr. John Boy of Clewiston, and a number of others, were introduced and expressed interest in the production of ramie as being beneficial to the Everglades section.

Mr. Fred C. Yount, president of Florida Ramie Growers and Processors Association, stated that at the last meeting of his association they went on record as congratulating Mr. Pierce and associates on entering into an agreement with Newport Industries to take over the Canal Point property and continue its operation. The association feels that the ultimate success of ramie will be derived from the U. S. markets and not from foreign trade. He feels the industry is in better position now than when Newport Industries operated the plant, as all their fiber went to Europe. He brought out the expense of the degumming process and recommended that the Trustees of the Internal Improvement Fund purchase the degumming equipment and make it available to the growers until such time as Mr. Hamilton and his group can purchase equipment.

Mr. Hamilton introduced three young ladies who modeled suits made of ramie material, Mrs. Elizabeth Collins, Mrs. Peggy Summers and Mrs. Iva Hamilton.

Mr. Herman L. Close, a member of the Ramie Growers Association, called attention to the number of acres of land to be devoted to growing ramie and the cost of processing the fiber; also, the enormous amount of money this industry will bring into the Glades.

Mr. Luther Jones, another member of the association, was introduced and expressed his enthusiasm in the ramie industry over the ten-year period.

Mr. Hamilton stated that he would file with the Trustees reports on this subject.

Mr. B. R. Fuller, Director of the State Development Commission, was present and stated that the Commission has been for some time impressed with the potentialities of ramie and has cooperated in a small way with the project. He congratulated the group on what they have done in advancing the interest of ramie and assured the delegation that his department is as interested in assisting this industry as in seeing a new industry come into Florida. Recently through contact with a New York concern the Commission has been assured that by May 15, 1957, said company will begin ramie processing in Palm Beach County.

Mr. James G. Thompson, representing James G. Thompson and Company of Gloversville, New York, explained that this company became interested in ramie industry in Florida about a year ago when they were in Palm Beach County and had the cooperation of Dr. Allison and Commissioner of Agriculture Mayo, as well as the local groups; that his company has a lease contract on the Shawano property and expects to have the degumming process plant in Florida by May 15, 1957. His opinion is that this industry will be of great value to the people of the Glades area and the whole state.

The Trustees were congratulated on having engaged Mr. Morton to assist at the Experiment Station in the ramie work, and he has done a great deal to create interest of manufacturers in making tests of ramie fiber.

Attorney General Ervin explained that the Governor and Mr. Larson had to be present at a Budget Commission meeting at this time, but a film is to be shown in the Senate Chamber and the Governor and Mr. Larson will join the group to see the film.

Mr. Mayo was asked for his comments on ramie prospects in Florida, and replied that he became impressed with ramie years ago at the Experiment Station when Dr. Allison had a small area growing to test it out. Dr. Allison gave him plants sufficient to plant about 18 acres at the Belle Glade Prison Farm, and as a result Texas and Louisiana became interested and purchased about \$15,000.00 of roots. Larger acreages were planted and although there have been some reverses, he has continued to believe it will be one of the coming industries in Florida.

Attorney General Ervin on behalf of the Trustees thanked the group for being present and making the presentation in the interest of the ramie industry.

Mrs. Burton Bigelow, secretary of Alliance for Conservation of Natural Resources in Pinellas County, presented a delegation representing the Garden Clubs of Pinellas County:

Mrs. Winfield Lott, Chairman of Conservation of St. Petersburg Garden Club;
Mrs. R. H. Davis, Vice-President of St. Petersburg Garden Club;
Mrs. H. B. Dawson, President of Don-Ce-Sar Garden Club;
Mrs. Frank Basler of Pass-A-Grille Women's Club.

Mrs. Bigelow stated that this group is making request on behalf of fourteen (14) counties in Florida, appealing to the Trustees for restriction from sale of submerged lands owned by the state to private individuals. Thirty-three (33) letters and appeals were submitted by clubs and civic agencies from the fourteen counties urging that the Trustees take steps to prevent further filling in the submerged areas of the state.

Mrs. Dawson presented maps showing the area comprising the proposed Green fill and development and explained how disastrous such development will be to the people of that area and the visitors coming to Florida. The decrease in value of property when fills are placed in already filled land, and the damage to fishing industry and pleasure fishing were mentioned. The Furen sale was referred to, and Mrs. Dawson brought out that the land was advertised in a Largo paper of very small circulation.

Mrs. Dawson, speaking for the delegation, urged that the Trustees stop by legal means the Furen and Green fills, that construction of the Bayway be abandoned as it is not needed owing to the narrowness of the beach, and that the remaining submerged areas in Boca Ciega Bay be retained in the state for the benefit of the public and for feeding grounds for marine life. She urged that the statutes on the powers and duties of the Trustees be revised.

Attorney General Ervin thanked the delegation for their presentation of the subject and gave assurance that the proposed sale and fills are now being studied by the Trustees' staff. Mr. Elliot, Mr. Wallis and Mr. Shackelford are making examination of all phases of the subject. The Land Use and Control Commission has filed its report on the Green fill. The Trustees will give careful consideration to all matters presented and try to render a decision as soon as possible.

Mr. T. M. Shackelford reported that he and Mr. Wallis attended hearings in Pinellas County on the Green application and a transcript of the record has been ordered for study. Within two weeks from the time of filing the transcript a brief can be filed by the Trustees. This will be done, and it may be necessary to appeal the case to the Circuit Court of Pinellas County.

Mrs. N. B. Beecher, Clearwater, urged that the Trustees decline to sell the land for the Tierra Verde project or allow any further fills in Boca Ciega Bay, as it seems the only question is whether a handful of people should be served or the public interest of a larger area.

Mr. Ben Overton requested that in considering these matters, the Trustees take under advisement the interest of this client, Walter Collany; also that the interest of Ed Wright should be given some thought.

M. A. Ramsey of Fort Pierce was present, representing Fort Pierce Port and Terminal Company, with reference to application heretofore sent in for purchase of submerged river bottoms in front of property being acquired from Fort Pierce Properties, Inc., at the Port of Fort Pierce. The area applied for is located in Section 3, Township 35 South, Range 40 East, and comprises 64.4 acres in the Indian River, St. Lucie County. Mr. Ramsey explained that neither the Fort Pierce Port Authority nor the county is in position to improve the port, and that certified copy of

resolutions adopted by the County Commissioners and by the Port Authority indicates approval of the sale of the submerged land to his client. The company desires to improve the port facilities for use by the public and dredge the necessary slips for handling deep water vessels. Spoil from the dredging will be used to fill certain areas indicated on maps filed.

Mr. Ramsey suggested that the matter be referred to Mr. Elliot for study and subsequent advertisement of the land for objections only. Also, that conveyance be made without cost owing to the benefit the facilities will be to the public.

Without objection, the application was referred to Mr. Elliot for study and for securing from the applicants certificate of ownership and such other information as is necessary.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the following salaries and necessary and regular expenses be approved for payment:

F. C. Elliot, Engineer-Secretary	\$ 1,050.00
W. T. Wallis, Assistant Engineer-Secretary	875.00
H. G. Morton, Fiber Technologist	625.00
V. H. Ferguson, Land Agent	500.00
A. R. Williams, Asst. Engineer	597.92
A. C. Bridges, Auditor	515.00
C. L. Vocelle, Attorney	250.00
F. J. Wisor, Jr., Engineering Aid	350.00
M. O. Barco, Secretary-Clerk	524.17
J. L. Dedge, Secretary-Clerk	460.00
M. C. Pichard, Secretary-Clerk	338.75
B. G. Shelfer, Clerk-Stenographer	338.75
C. M. Greene, Rental Agent	52.50
R. N. Landers, Maid	29.16
W. T. Wallis	203.50
W. T. Wallis	182.55
Richard H. Hunt	21.25
H. G. Morton	709.63
J. O. Edmunds	129.82
T. M. Shackelford, Jr.	36.66
J. Edwin Larson, State Treasurer, Tr. to General Revenue	103.00
J. Edwin Larson, State Treasurer, Tr. to State School Fund	23,974.74
J. Edwin Larson, State Treasurer, Tr. to State Board of Conservation	8,495.01
Richard A. Lawrence	1,000.00
Proctor & Schwarts, Inc.	7,072.29
Deeb Builders, Inc.	10,046.77
Remington Rand	22.00
Sarasota Herald-Tribune	16.10
The Clearwater Sun	15.33
DeLand Sun News	37.95
Gilchrist County Journal	13.80
Stuart Daily News, Inc.	13.80
J. G. Holst	21.00
Harry M. McWhorter	165.00
General Office Equipment Co.	1.10
The H. & W. B. Drew Co.	1.45
Midyette-Moor Insurance Agency	4.82
General Office Equipment Co.	96.90
Southeastern Telephone Co.	100.00
Tallahassee Blue Print & Supply Co.-	5.25
Punta Gorda Herald, Inc.	17.25
The Titusville Star-Advocate	36.80
Geo. G. Crawford, CCC Leon County	6.00
Capitol Office Equipment Co.	1.45
General Office Equipment Co.	21.20
Winchester Construction Co.	23,643.03
Western Union Telegraph	19.27
Jon S. Beazley	350.61
Leon Blueprinting Co.	3.50
The Clearwater Sun	42.17
The Miami Herald	113.05

Tallahassee Democrat	\$ 21.85
The Key West Citizen	85.10
Fort Pierce Newspapers, Inc.	14.95
Henry Dingus, Jr.	50.00
J. M. Bregar	150.00
Shell Oil Company	14.20
General Office Equipment Co.	63.09
E. B. Leatherman, CCC Dade County	119.33

Financial Statements for the Month of December, 1956, are as follows:

UNDER CHAPTER 610

Balance as of December 1, 1956		\$176,543.71
Receipts for Month:		
Land Sales	\$83,018.21	
Quitclaim Deeds	175.00	
Revenue Bonds	20,474.50	
Advertising	393.69	
Trustees Minutes	10.00	
Shell & Sand Leases	9,839.87	
Timber Leases	68.20	
Oil Leases	13,396.19	
Grazing Leases	60.00	
Mineral Leases	4,901.01	
Property Rental	11,311.11	
Payment on Loan	50,000.94	
Miscellaneous Leases	<u>475.00</u>	
Total Receipts for December, 1956		<u>194,123.72</u>
GRAND TOTAL		\$370,667.43
Less: Disbursements for December, 1956		<u>122,023.42</u>
BALANCE AS OF DECEMBER 31, 1956		<u>\$248,644.01</u>

DISBURSEMENTS FOR MONTH OF DECEMBER, 1956

DATE	WARRANT NUMBER	PAYEE	AMOUNT
12-4-56	165616	T. M. Shackelford, Jr.	\$ 45.40
12-5-56	167848	General Office Equipment Company	518.50
	167849	Major N. C. Killian	30.00
12-6-56	169440	United States Postoffice	15.00
	169441	General Office Equipment Company	3.00
	169442	Leon Blueprinting Company	1.28
	169443	I.B.M. Machine Corporation	30.00
	169444	Capital Office Equipment Company, Inc.	30.67
	169445	Capital Chrysler-Plymouth, Inc.	19.10
	169446	C. B. Arbogast	25.00
	169447	Stuart Daily News, Inc.	23.00
	169448	Vero Beach Press Journal	17.25
	169449	The Miami Herald	107.10
	169450	The Coral Tribune	18.40
	169451	The Key West Citizen	19.93
	169452	DeLand Sun News	18.40
	169974	Deeb Builders, Inc.	25,655.42
12-7-56	170753	R. H. Hunt	13.25
12-10-56	172390	C. P. Mason	57.60
12-11-56	173944	Prentiss Huddleston & Assoc.	2,364.30
	174444	J. Edwin Larson - to State School Fund	30,684.77
	174445	J. Edwin Larson - To State Board of Conservation	9,565.49
12-13-56	177758	Jon S. Beazley	403.67
	180061	Southeastern Telephone Company	107.70
	180062	Western Union Telegraph Company	3.15
	180063	Remington Rand-	5.20
	180064	Blueprint & Supply Company	3.64
	180065	Standard Oil Company	4.49
	180066	George G. Crawford, CCC	2.00
	180067	Frank J. Anderson	50.00
	180068	The Key West Citizen	40.63
	180069	Stuart Daily News, Inc.	19.55
	180070	Sarasota Herald-Tribune	57.50
	180071	Eustis Lake Region News	13.80
	180072	The Tribune Company	44.10

DATE	WARRANT NUMBER	PAYEE	AMOUNT
12-13-56	180073	The Clearwater Sun	\$ 26.83
	180074	Vero Beach Press Journal	19.55
	180075	General Office Equipment Company	3.15
	180076	General Office Equipment Company	44.96
12-14-56	183306	J. O. Carlile	9,353.65
12-18-56	187131	Jack Culpepper	17,224.49
12-19-56	188438	H.P. Ford and G. E. Ziegler	1,500.00
12-20-56	190781	Ray E. Green	65.05
12-21-56	192070	T. M. Shackelford, Jr.	22.76
12-21-56	192071	Blueprint & Supply Company	12.75
	192072	Leon Blueprinting Company	3.64
	192073	The Coral Tribune	27.60
	192074	Sarasota Herald-Tribune	25.30
	192075	St. Johns Realty Company	100.00
	192076	W. H. Dingus, Sr.	45.00
	192077	Key West Board of Realtors	105.00
	192078	Shell Oil Company	4.25
	192079	General Office Equipment Company	13.09
	192080	Capital Paper Company	58.41
12-27-56	193798	Gilberg's	161.80
	193799	Capital Venetian Blind Company	106.60
12-31-56	193912	Mary Frances Brown	17,000.00
	190460	F. C. Elliot	834.95
	190461	W. T. Wallis	398.20
	190462	H. G. Morton	485.90
	190463	V. H. Ferguson	351.20
	190464	A. R. Williams	472.79
	190465	A. C. Bridges	392.08
	190466	C. L. Vocelle	161.20
	190467	M. O. Barco	404.27
	190468	J. L. Dedge	354.75
	190469	M. C. Pichard	297.55
	190470	B. G. Shelfer	268.96
	190471	C. M. Greene	49.35
	190472	F. J. Wisor, Jr.	240.15
	190473	R. N. Landers	27.41
	190474	Blue Cross of Florida, Inc.	26.15
	190475	Wilson Life Insurance Company	22.38
	190476	State Retirement	344.56
	190477	Federal Tax	949.40
TOTAL DISBURSEMENTS FOR MONTH OF DECEMBER, 1956			<u>\$122,023.42</u>

U. S. G. S. COOPERATIVE FUND

Balance as of December 1, 1956	\$ 475.00
Receipts	600.00
Disbursements	-0-
Balance as of December 31, 1956	<u>\$ 1,075.00</u>

UNDER CHAPTER 18296

Receipts to General Revenue:	
December 3, 1956	\$ 956.25
December 20, 1956	<u>12,922.30</u>

TOTAL RECEIPTS FOR THE MONTH \$ 13,878.55

DISBURSEMENTS FROM GENERAL REVENUE:

DATE	WARRANT NO.	PAYEE	AMOUNT
12-31-56	184829	E. Hewitt	\$ 391.41
	184830	J. C. Conner	162.95
	184831	Provident Life & Accident Ins. Co.	7.75
	184835	Blue Cross of Florida, Inc.	7.85
	184836	State Retirement	41.82
	184837	Federal Tax	85.30

TOTAL DISBURSEMENTS FOR THE MONTH \$ 697.08

Mr. Elliot presented Report No. 664 listing 41 bids for purchase of land under Chapter 18296, and request for issuance of Hillsborough County Deed No. 1491-Duplicate to E. B. Drumright and Carl H. Moseley, the original deed having been lost prior to recording.

Motion was made, seconded and adopted, that the Trustees approve Report No. 644 and authorize execution of deeds corresponding thereto covering land sales and duplicate deed as requested.

PALM BEACH COUNTY - On November 20, 1956, the Trustees considered application from Humble Oil and Refining Company for an oil, gas and mineral lease for the full mineral interest in ten (10) acres of land owned under Chapter 610, in Section 5, Township 46 South, Range 36 East, and the reserved interest in approximately 6,780 acres in Section 35, Township 45 South, Range 35 East, in Sections 1, 5, 9, 11, 13 and 25, Township 46 South, Range 35 East, and in Sections 5, 9, 17, 21, 29 and 33 in Township 46 South, Range 36 East. The Trustees agreed to advertise the lease for competitive sealed bids and notice was published in the Tallahassee Democrat and in the Palm Beach Post on December 7, 14, 21, 28, 1956 and January 4, 1957 with bids to be received on this date. The Trustees required royalty payment of one-eighth in kind or in value and fifty cents per acre annual rental, increasing 5% of the original amount each year after the first two years, the bid for said lease to be the cash consideration or bonus.

Bids were called for and the only offer received was from Humble Oil and Refining Company, \$497.50 covering the whole interest in the ten-acre parcel, and \$2,302.50 for the reserved interest in land sold under the Murphy Act.

Motion was made, seconded and adopted, that the Trustees accept the bids from Humble Oil and Refining Company and authorize execution of lease covering the area described in the advertisement.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following salaries be approved for payment:

E. Hewitt, Clerk-Bookkeeper	\$472.08
J.C. Conner, Clerk-Stenographer	225.00

Motion was made, seconded and adopted, that the Trustees adjourn.

LeRoy Collins
 GOVERNOR - CHAIRMAN

Richard W. Ervin
 ATTORNEY GENERAL-ACTING
 CHAIRMAN

ATTEST:

Mr. Ervin
 SECRETARY

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General


On January 24, 1957, the Board of Commissioners of State Institutions approved advance payment in an amount not exceeding \$25,000.00 from the Internal Improvement Fund, for construction of double-decking certain rooms immediately outside of the House Chamber door in the Capitol Building, in order to provide additional office space for the House of Representatives, with the understanding that the 1957 Legislature will appropriate a sufficient amount to repay the cost of said construction.

Motion was made, seconded and adopted, that the Trustees of the Internal Improvement Fund concur in the action taken by the Board of Commissioners of State Institutions.

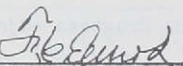
The Board of Commissioners of State Institutions on this date agreed to enter into architectural contract with Hugo R. Broleman, Jr., of Orlando, Florida, for a fee of six percent (6%) for plans and specifications in connection with construction of a State Agency Building in Orange County, said fee to be advanced from the Internal Improvement Fund with the understanding that said fund will be reimbursed after the sale of bonds for said building.

Motion was made, seconded and adopted, that the Trustees of the Internal Improvement Fund concur in the action of the Board of Commissioners of State Institutions and authorize advancing the architectural fee of Mr. Broleman with provision for reimbursement as outlined.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST:


SECRETARY

Tallahassee, Florida
February 7, 1957

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General

The Board of Commissioners of State Institutions on this date authorized the following and requested that payment be made from the Internal Fund:

\$2,350.00 to cover various changes made in remodeling the Attorney General's Offices, Capitol Building, which were not anticipated at the beginning of construction, and to install partitions, including doors and necessary painting on the second floor to separate his department from legislative committee rooms.

Also, the Board authorized payment of the full adjusted contract amount of contract of Deeb Builders, Inc., with the exception of \$805.00 to be withheld pending completion of three items added by Change Order, and delayed for owner's convenience. (Total Contract price \$67,350.00).

Motion was made, seconded and adopted, that the Trustees authorize payments of the amounts as requested by the Board of Commissioners of State Institutions

Motion was made, seconded and adopted, that the Trustees approve action taken by the Board of Commissioners of State Institutions authorizing occupancy by Mrs. Elwood McElhane, Jr., of an apartment purchased by the Trustees of the Internal Improvement Fund as a part of the Capitol Center. Rental to be at the rate of \$60.00 per month in advance, on a month to month basis until the building is disposed of, with the understanding that there will be no expense on the part of the State for upkeep.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST:


SECRETARY

Tallahassee, Florida
February 12, 1957

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
Richard W. Ervin, Attorney General

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

The Secretary presented for approval minutes of the Trustees dated December 18, 1956, January 3, 15 & 29, 1957, with information that copies have been furnished each member.

Motion was made, seconded and adopted, that the Trustees approve the minutes as presented.

Mr. Ferguson presented the following sale advertised to be held on this date:

MONROE COUNTY - On December 11, 1956, the Trustees considered offer of the appraised price of \$300.00 per acre from G. A. Crawshaw on behalf of J. B. Roll Company, Inc., adjacent upland owner, for purchase of a parcel of submerged land in the Straits of Florida in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, lying southeasterly of and abutting the northeasterly half of Lot 7 and all of Lots 8 and 9, Block 10 of Stratton's Subdivision, containing 2.3 acres, more or less. The Trustees advertised the land for objections only and notice of sale was published in the Key West Citizen on January 4, 11, 18, 25 and February 1, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Ervin and adopted, that the Trustees accept the offer of \$300.00 an acre and confirm sale in favor of J. B. Roll Company, Inc.

BREVARD COUNTY - Mr. Ferguson reported that by Deed No. 21165 dated March 20, 1956, the Trustees conveyed to the City of Cocoa, Florida, submerged land adjacent to and east of Government Lots 1 and 3, Section 33, Township 24 South, Range 36 East, to be used for public purposes only. A subdivision map has been made and recorded of the area and the City of Cocoa desires to convey to the Episcopal Church of Cocoa the South 26 feet of Lot 11 of the new subdivision. Request is made that the Trustees issue a quitclaim deed releasing the public purpose reservation as to the South 26 feet of Lot 11, Cocoa River Development Subdivision, Cocoa, Florida.

Motion was made, seconded and adopted, that the Trustees authorize issuance of quitclaim deed releasing the public purpose clause in Deed No. 21165 insofar as it applies to the South 26 feet of Lot 11, Cocoa River Development Subdivision.

BROWARD COUNTY - On March 2, 1954, the Trustees sold under Contract No. 20624 to William P. Simmons, Jr., and W. R. Dawes 1109.36 acres of land in Sections 13, 23 and 24, Township 49 South, Range 40 East, subject to Lease No. 772 held by Robert L. Bates, expiring December 15, 1965. Lease rental was to be paid to contract purchasers. Mr. Simmons advises that the lease rental due December 14, 1956 has not been paid and he is requesting the Trustees to cancel the lease for non-payment of rental pursuant to terms of paragraph 9 of said lease.

Motion was made, seconded and adopted, that the Trustees confirm cancellation of Lease No. 772.

DADE COUNTY - Commonwealth Oil Company requests approval of assignment to Coastal Petroleum Company of an undivided one-half interest in oil and gas Lease No. 1085. Said lease was issued to Commonwealth Oil Company January 3, 1957 covering 220 acres in Sections 20, 22, 23 and 24, Township 54 South, Range 35 East, and request for assignment is made pursuant to Paragraph 14 of said lease.

Motion was made, seconded and adopted, that the Trustees approve assignment of an undivided one-half interest in acreage under Lease No. 1085.

GLADES COUNTY - D. C. Mitchell, holder of Grazing Lease No. 850 which expires February 12, 1957, makes application for extension of said lease. The lease covers 40 acres, more or less, of reclaimed lake bottom land in Section 12, Township 42 South, Range 32 East, and rental is on the basis of \$40.00 per annum.

Motion was made, seconded and adopted, that the Trustees authorize extension of Lease No. 850 for a period of five years upon the same terms and conditions.

GLADES COUNTY - Report was presented from the Game and Fresh Water Fish Commission of complaints received that fences constructed out into Lake Okeechobee are an impediment and hazard to persons using the lake and marsh for hunting, boating and fishing. Identification of upland owners who have erected the fences has not been made, and two leases - Nos. 404-A and 404-B - do not specifically authorize or prohibit fences, but Lease No. 712 provides for lessee to remove any fences erected by him. The Trustees reserve the right to enter upon and view the condition of the premises.

Without objection, it was agreed that further information be secured as to holders of the leases and terms thereof, and that they be notified of the opposition to erection of fences out in the lake waters and of the sovereign rights of the public to hunting, fishing and boating. Also, that lessees be advised that no fences should extend out into the lake, it was so ordered.

LAKE COUNTY - Mr. William Diggle offers \$10.00 an acre, which is in excess of the appraised price, for purchase of Lot 5, Section 24, Township 17 South, Range 29 East, containing 114.34 acres, more or less. Mr. Ferguson advised that he has received a higher offer of \$25.00 an acre for the land.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for competitive bids starting at \$25.00 per acre.

The following applications are submitted from adjacent owners for purchase of submerged areas adjoining upland property of each:

1. Brevard County - Joseph F. Luley and Cornelia Luley, his wife, offer the appraised price of \$100.00 per acre for purchase of the South 174.9 feet, more or less, of the North 1494.9 feet of Section 15, Township 24 South, Range 37 East, lying West of the high water mark of the Easterly shore and meander line of the Banana River, excepting therefrom the West 1700 feet of said Section 15, containing 11.348 acres, more or less. Applicant also applies for permit to construct, maintain and operate a navigable channel from the area sought to be purchased to the navigable channel of the Banana River, and to deposit the spoil derived from excavating on the land here applied for.
2. Indian River County - Julian W. Lowenstein, on behalf of Vero Beach Shores, Inc., offers the appraised price of \$120.00 per acre for 34.02 acres of submerged land in the Indian River adjoining Government Lot 1, Section 29, Township 33 South, Range 40 East.
3. Manatee County - Doyle E. Carlton, on behalf of Sydney R. Newman and Associates, offers \$100.00 per acre, which is in excess of the appraised price, for 392.9 acres of submerged land in Sarasota Bay, southwesterly of and abutting upland ownership in Sections 7 and 13, Township 35 South, Range 16 East, and Sections 17, 18, 19, 20 and 21, Township 35 South, Range 17 East.
4. Manatee County - W. M. Burnett, Jr., on behalf of himself and D. M. and F. D. Horton, offers \$200.00 per acre for purchase of land adjacent to their property in Section 20, Township 34 South, Range 17 East.
5. Martin County - Wardlaw & Stewart, on behalf of Tuscay Properties, offers the appraised price of \$200.00 per acre for a parcel of submerged land in Indian River, Section 8, Township 38 South, Range 42 East, lying westerly of and adjacent to Government Lot 2 of said Section 8, containing 49 acres, more or less, and on behalf of Falmouth Limited, offers \$200.00 per acre for submerged land in Sections 7 and 8, Township 38 South, Range 42 East, lying westerly of and adjacent to said Section 8, containing 91 acres, more or less.

6. Monroe County - G. A. Crawshaw, on behalf of Ray T. Siman and Julia P. Siman, his wife, offers the appraised price of \$100.00 for one-third of an acre adjacent to their property in Section 28, Township 63 South, Range 37 East, desired for enlarging applicant's boat basin. The offer conforms to the appraised price of \$300.00 per acre.
7. Monroe County - G. T. Delaporte offers the appraised price of \$200.00 per acre for purchase of 0.51 of an acre of submerged land adjacent to his upland on Stock Island in Section 35, Township 67 South, Range 25 East.
8. Monroe County - Paul E. Sawyer, on behalf of Newkirk Realty Corp. and D. K. M., Inc., offers the appraised price of \$100.00 per acre for bay bottom land adjacent to Duck Key in Sections 20 and 21, Township 65 South, Range 34 East. Applicants plan to develop the area.
9. Monroe County - W. A. Parrish, on behalf of J. D. Reeves, offers the appraised price of \$300.00 per acre for 0.7 of an acre adjacent to upland property in Section 10, Township 66 South, Range 32 East.
10. Volusia County - Raymond, Wilson & Karl, on behalf of Hughes Supply, Inc., and Wesley N. Raymond, offer the appraised price of \$600.00 per acre for 6.1 acres adjacent to their upland property described as Lots 10, 11 and 12, Block 26, East of Riverside Drive in Holly Hill, Mason and Carswell Subdivision, in Section 37, Township 15 South, Range 33 East.
11. Volusia County - E. William Gautier, on behalf of Richard A. Archambault, offers the appraised price of \$450.00 per acre for 2.2 acres adjacent to Lot 2, Lowd's Subdivision, Section 2, Township 18 South, Range 34 East.
12. Volusia County - Brass and Strong, on behalf of Guy B. Odum, offers the appraised price of \$160.00 for 0.32 of an acre for purchase of filled Halifax River bottom in Seabreeze Park Subdivision, in Section 36, Township 14 South, Range 32 East. This parcel was filled about 1932 in connection with Government dredging of Waterway channel.

Motion was made, seconded and adopted, that the Trustees agree to advertise for objections only the twelve (12) parcels of submerged land applied for by adjoining upland owners, based on the offers submitted.

MANATEE COUNTY - Gordon B. Knowles, Jr., on behalf of Kimball C. Atwood, Jr., offers the appraised price of \$300.00 per acre for purchase of a parcel of land in Section 26, Township 34 South, Range 17 East. Application shows the area to be filled and applicant desires to dredge a fresh water basin in which to moor and exhibit the "River Queen", a former Mississippi stern-wheeler, as a tourist attraction, housing a museum and a restaurant seating 400 persons.

Motion was made, seconded and adopted, that the Trustees advertise the area for objections only, based on the offer submitted, with notice to contain a statement as to the use of the property; also that the Land Agent secure information as to the zoning requirements in that locality.

ORANGE COUNTY - C. M. Gay, on behalf of A. K. Gibbons, makes application to purchase 0.175 of an acre, more or less, of reclaimed Lake Conway bottom land adjacent to land now owned by applicant in Section 30, Township 23 South, Range 30 East. In 1953 this land was applied for but protest was filed by Orlando Yacht Club. Since that time the Yacht Club property has been sold to another party and the present owner has filed a letter withdrawing any objection he might be in position to make. Established price for reclaimed lake bottoms in this area is \$300.00 with a minimum price of \$100.00 for less than one acre.

Motion was made by Mr. Green, seconded by Mr. Ervin and adopted, that the Trustees authorize conveyance to Mr. Gibbons of the parcel applied for, without advertising, upon payment of \$100.00.

PINELLAS COUNTY - Chauncey Hyatt, on behalf of Leonard L. Miphthorne, makes application for corrective deed correcting description in Deed No. 19559 dated January 21, 1950, conveying certain submerged land in Section 3, Township 29 South, Range 16 East. The map furnished by applicant contained an erroneous bearing and necessitates issuance of a corrective deed.

Motion was made by Mr. Green, seconded by Mr. Ervin and adopted, that the Trustees authorize issuance of correction deed as requested upon payment of \$10.00.

Humble Oil and Refining Company is preparing to make an extensive gravity meter survey in conjunction with their exploration work on approximately 400,000 acres of land in Palm Beach, Broward, Collier and Hendry Counties which they have under lease. Within these counties the Trustees of the Internal Improvement Fund and the Board of Commissioners of State Institutions own lands, and Humble Oil and Refining Company desires permission to conduct gravity meter exploration work on the state lands not covered by its lease. In the event of any accident that might damage property of some surface owner, the applicant will be responsible for all damages. (The Board of Commissioners of State Institutions and the State Board of Education have granted similar authorization.)

Motion was made, seconded and adopted, that the Trustees grant request of Humble Oil & Refining Company for exploration on land owned by the Internal Improvement Fund.

The following applications are presented for consideration:

1. DeSoto County - Elverne Hall, on behalf of Peace River Highlands, Ltd., offers the appraised price of \$50.00 an acre for Lots 11, 12 and 13, Section 26; Lot 21, Section 27; and Lots 4, 5, 6, 11 and 12, Section 35, all in Township 39 South, Range 23 East, containing 153.26 acres;
2. Lee County - Mrs. Marian W. Cannon offers the appraised price of \$100.00 per acre for the $N\frac{1}{2}$ of $SE\frac{1}{4}$ of Section 24, Township 46 South, Range 22 East. Applicants plan to develop the land as homesites, a medical center, growing of hydroponic vegetables, and a nursery of exotic flowers and shrubs;
3. Monroe County - Bernie C. Papy offers \$100.00 per acre, which is in line with appraisals in that locality, for purchase of Lots 9, 10 and 11, Section 20, Township 66 South, Range 29 East, containing 93.87 acres, more or less;
4. Okeechobee County - T. W. Conely, Jr., on behalf of Mrs. Lucile Walker, offers the appraised price of \$35.00 for Lot 4 of Block 244, First Addition to the Town of Okeechobee, Sections 21 and 22, Township 37 South, Range 35 East.

Motion was made, seconded and adopted, that the Trustees agree to advertise for competitive bids the four parcels of land applied for, located in DeSoto, Lee, Monroe and Okeechobee Counties, starting with the offers submitted by each applicant.

Two applications were presented from the State Road Department for rights of way desired for two state roads:

1. Lee and Collier Counties - Re: State Road No. 865 - Sections 1260-150 and 0361-150. The State Road Department applies for right of way and dredging area across submerged lands in Estero Bay and vicinity located in Sections 31 and 32, Township 47 South, Range 25 East, Lee County, and in Sections 5 and 6, Township 48 South, Range 25 East, Collier County, lying within fifty (50) feet each side of the survey line of State Road 865; and
2. St. Lucie County - Re: State Road A-1-A - Section 9405-107. The State Road Department applies for road right of way easement across submerged lands, sand bars, fills, islands and other lands of Indian River in Section 27, Township 36 South, Range 41 East; also, across

submerged lands, sand bars, fills, islands and other lands of Big Mud Creek, Section 9, Township 36 South, Range 41 East; and across submerged lands, sand bars, fills, islands and other lands of Indian River in Section 32, Township 35 South, Range 41 East, all lying within fifty (50) feet each side of survey line of State Road A-1-A.

Motion was made, seconded and adopted, that the Trustees authorize right of way easements in favor of the State Road Department covering the areas applied for in Lee and Collier Counties and St. Lucie County.

MONROE COUNTY - M. Ignatius Lester, on behalf of the City of Key West, makes application for a deed or an easement over an existing waterway for excavation of a seventy foot (70') canal running from North Roosevelt Boulevard to Flagler Avenue. The area applied for consists of six (6) acres, more or less, and is needed for drainage purposes. When a bridge is constructed on Flagler Avenue it will facilitate the passing of boats from one side of the island to the other.

Motion was made, seconded and adopted, that the Trustees authorize issuance of perpetual easement in favor of the City of Key West with reversion clause, consideration to be nominal.

MONROE COUNTY - Julius F. Stone, on behalf of Lucille S. Stone, his wife, requests that the Trustees issue correction deed for the purpose of removing restrictions in original Deed No. 20256 dated December 31, 1952, conveying one (1) acre of submerged land adjacent to her property at Whitehead Street in the City of Key West. It was explained that the restriction was voluntarily put in the deed to cooperate with the city at a time when it was thought the city would have certain control over the bay bottoms. This not having proved true, the city sees no reason for Mrs. Stone to be penalized, and has withdrawn the restriction.

Motion was made, seconded and adopted, that proper instrument be issued to Mrs. Stone, releasing the restrictions placed in original Deed No. 20256.

OKEECHOBEE COUNTY - Thad H. Carlton, on behalf of S. G. Harned and wife, requests issuance of correction deed for the purpose of correcting an error made in Deed No. 18745-C dated July 17, 1945, to Nathan Holmes and wife, conveying land in Township 38 South, Range 34 East. Mr. and Mrs. Harned are immediate successors in title to Mr. and Mrs. Holmes. The error was apparently on the part of the Trustees, and no charge should be made for correction deed.

Motion was made, seconded and adopted, that the Trustees authorize issuance of correction deed without cost in favor of the present owners of the property for correcting the error in description.

OKALOOSA COUNTY - Eugene B. Mason made application to purchase approximately 770 acres of submerged land north of the Old Military Reservation of the United States on Santa Rosa Island. He offers the appraised value of \$2.00 per acre and submits letter of authority from the Colonel, Corps of Engineers, District Engineer, Mobile, Alabama, as evidence of recommendation and consent by the United States. Applicant proposes to fill and develop the area and improve navigation channel by proposed dredging to obtain fill material. All dredging and filling will be done under inspection and approval of the Hydraulics Division of the Corps of Engineers.

Mr. Mason further stated that his development will be an asset to the island on account of erosion which is fast washing away a considerable part of the land on the bay side.

Upon discussion of the application and offer, the Trustees were not agreeable to consider the appraised price. However, it was moved, seconded and adopted that the land be advertised for objections only based on a price of \$6.00 per acre, with the distinct understanding that even though no objections are filed to the sale, the Trustees still leave the matter open for making final decision

whether to sell or not; that developments during the five weeks of advertisement may change the situation, and the fact that only three members of the board are present today makes it advisable that no definite action be taken at this time other than to authorize advertisement for objections. Also, in the event sale is made of the land, the deed will carry a condition that development will commence within one year from date of sale.

Mr. Mason agreed to the above action.

POLK COUNTY - A. Roy Surlis, Jr., on behalf of the City of Lakeland, Florida, submits copy of Resolution No. 270 adopted by the City Commission of Lakeland requesting that the Trustees grant permission to the city for filling a strip of bottom land of Lake Hollingsworth within said city to a width of fifty (50) feet lakeward of the shore line, a distance of 800 feet along said shoreline. The area will be used for motor vehicle off-street parking and will in no wise affect the free use and benefit of any other portion of the lake by the public. The strip applied for, together with the area between the shoreline and the present pavement line of Lake Hollingsworth Drive, will afford an area 108 feet in width by 800 feet in length for public parking.

Mr. Ferguson recommends that the request be granted in the form of a permit, subject to advertising for any objections to issuance of such permit, said advertisement to run once weekly for five (5) consecutive weeks in a Lakeland newspaper, all costs of which will be paid by the City of Lakeland.

Motion was made, seconded and adopted, that the Trustees grant permit as recommended by Mr. Ferguson, subject to advertising for objections as outlined.

PINELLAS COUNTY - Mr. Ferguson submitted for discussion two proposed covenants to be inserted in future deeds of the Trustees of Internal Improvement Fund, having reference to (1) obtaining permission to fill submerged land and the area from which fill can be taken, and (2) providing for obtaining permission from local authorities, and securing from the Trustees a separate agreement designating the area from which fill may be taken.

Motion was made, seconded and adopted, that the proposed covenants be referred to the Attorney General for examination and report.

ST. LUCIE COUNTY - Application was presented from M. A. Ramsey, on behalf of Fort Pierce Port and Terminal Company and John C. Mackey, to purchase 64.4 acres of submerged land in Fort Pierce Harbor for proposed expansion of the port, terminal and allied facilities in the port, including docking of deep water vessels, turning basin and development of industrial sites.

Mr. Ferguson reported that neither Mr. Mackey nor the Port and Terminal Company appear to hold title to the adjacent upland at this time, and a review of the proposed plan with the engineer indicates that the development will hardly be adequate for accommodating ocean going vessels. Also, the filling operation would appear to lessen the now available water area for turning and mooring large vessels without relocation of the Intracoastal Waterway, for which there is no evidence of authorization. It is recommended that authority be given the Land Agent to advertise for sale, subject to objections only such area in the location which may hereafter be approved by the engineer for the Trustees and after offer of the appraised value of such approved area has been received from the record owner of the adjacent upland.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the Land Agent as the action of the Trustees on the application from Fort Pierce Port and Terminal Company. It was so ordered.

Without objection, the Trustees informally passed for further consideration the application from Bay Lands, Inc., requesting reconsideration of action taken November 13, 1956.

The Trustees having discussed the subject developed at the hearing Tuesday, January 15, 1957, when persons interested in the development of ramie in the state were heard, hereby resolve

R E S O L U T I O N

1. That they express sincere appreciation to Mr. Edgar G. Hamilton and his associates for appearing before the Trustees and bringing first hand information as to the efforts being made by them to develop ramie commercially and its processing and wish to commend them for the exceedingly worthy efforts they are making in furthering the development of ramie which, if successful, will be beneficial to the progress and welfare of the state.
2. That they express appreciation to Mr. William L. Pierce for his contribution to the processing of ramie by application of his inventive genius and his untiring and continuing efforts to perfect processing machinery and equipment suitable for making the production of ramie commercially feasible.
3. That the Trustees extend encouragement and assurance to all persons interested in the development of the ramie industry that they will continue to lend their aid to the program insofar as they reasonably and consistently may do so.

- - - - -

Motion was made by Mr. Ervin, seconded and adopted, that the Trustees adopt the above resolution.

MANATEE COUNTY - Robert A. Rickey of Bradenton, Florida, requests that the Trustees disclaim interest in and to Government Lot 2 of Section 16, Township 34 South, Range 17 East, which was conveyed by the United States to the State of Florida for school purposes. It was explained that the Trustees of the Internal Improvement Fund was never and is not now a party to the conveyance of the land, and recommendation is that the disclaimer be issued as requested,

Motion was made, seconded and adopted, that the Trustees authorize issuance of a disclaimer to the lands in Government Lot 2 as described.

The Trustees heretofore fixed this date for hearing members of the Ship Canal Authority of the State of Florida, and the Board of County Commissioners of Duval County, in reference to an island in the St. Johns River known as "Goat Island" or "Terminal Island".

Mr. R. N. Dosh, speaking for the Ship Canal Authority, presented to the Trustees of Internal Improvement Fund a deed from the Ship Canal Authority to Goat or Terminal Island, releasing and quitclaiming any interest the said authority might have in and to said island. The executed deed was presented to the Trustees.

Mr. Dosh then introduced Messrs. Julius C. Martin, Chairman of the Board of County Commissioners of Marion County, A. B. Folks, George W. Mullins, W. L. Tomlinson and Vernon Coin, members of the Board of County Commissioners, John F. Nicholson, Clerk of the Circuit Court of Marion County, and State Representative W. V. Chappell, Jr., Marion County. Others introduced are Carl G. Rose, W. Norman Horne, David White, H. H. Keel, William Grayson, Clyde Byrd, Robert N. Gilstrap, Alison R. Strickland, W. M. Davidson, W. E. Clemmons and Tom DuBose. The delegation present from Duval County were Commissioners Julian Warren, Joe F. Hammond and County Attorney J. Henry Blount.

Governor Collins expressed appreciation for the action taken by the Ship Canal Authority in quitclaiming Goat Island to the Trustees.

Mr. J. Henry Blount, attorney for Duval County, reported that the Board of County Commissioners and the Ship Canal Authority have been working for some time to clear up this situation, and they are glad to report that the litigation that has been pending has been completed. Mr. Blount also read a resolution adopted by the Board February 11, 1957, requesting that the Trustees of the Internal Improvement Fund "withhold and defer any official

action looking toward the conveyance or disposition of any part or portion of the islands in the St. Johns River in Duval County, commonly known as Goat Island, until after the adjournment of the session of the Florida Legislature commencing in April 1957".

Upon inquiry from Attorney General Ervin as to whether or not Goat Island and Terminal Island are one and the same, Admiral R. Malcolm Fortson replied that the two names apply to one and the same island, and that it is generally known as Goat Island.

Motion was made, seconded and adopted, that the Trustees of the Internal Improvement Fund formally accept the quitclaim deed from the Ship Canal Authority conveying Goat Island in Duval County, and express appreciation to both official groups for being able to work out satisfactorily their differences with respect to this area.

Also, with reference to Goat Island, a letter was presented from Herman Ulmer, Jr., on behalf of clients, Will D. Merritt and Amory M. Merritt, his wife; Pembroke Huckins and Ava S. Huckins, his wife, and Elizabeth A. Payne, requesting quitclaim deed from the Trustees of Internal Improvement Fund to Lot 1, Section 20, and a portion of Lot 8, Section 29, in Township 1 South, Range 28 East, Goat Island, Duval County.

Mr. Blount called attention to a deed heretofore issued by the Trustees to clients of Mr. Ulmer conveying lands in the same locality, as well as an easement granted to the United States Government.

Governor Collins explained that the Trustees will refer the request from Mr. Ulmer to the Attorney General for his advice and report with respect to the responsibilities of this board and will withhold indefinitely any action pending such advice; that no quitclaim deed will be issued unless by future determination by the Attorney General or by the Courts it is decided such action should be taken, and that no action will be taken without prior notice to the Board of County Commissioners of Duval County. It was so ordered.

Attorney General Ervin stated that the lawsuit pending has been dismissed.

Mr. Elliot advised that the status of the application from Mr. Al Furen to the Pinellas County Water and Navigation Control Authority was the subject of discussion between him and Mr. T. M. Shackelford, Jr., and subsequently Attorney General Ervin, Comptroller Green and State Treasurer Larson had a meeting with Mr. Shackelford.

Attorney General Ervin reported that Mr. Green, Mr. Larson and himself were the only members of the Trustees in the Capitol on that date and Mr. Shackelford reported that it was necessary that some action be taken immediately. Mr. Shackelford was requested to confer with Secretary of State Gray, as a member of the State Board of Conservation, since that department has come into the picture through protest to the fill by Dr. Ingle. It was the opinion of the members present that Mr. Shackelford, on behalf of the State of Florida, should be authorized to cooperate with the City of Gulfport and its attorney in filing exceptions to the Examiner's report in the matter pursuant to Chapter 31182, Laws of Florida, Special Acts of 1955, and if necessary to request rehearing in the event final decision of the Pinellas County Water and Navigation Control Authority was favorable to the fill. Should request for rehearing be denied Mr. Shackelford was also authorized to proceed, on behalf of the State of Florida representing the State Board of Conservation, and the Attorney General, representing the people of the state, and the Trustees of the Internal Improvement Fund, to ask for a review by the Circuit Court of the Pinellas County Water and Navigation Control Authority's decision. This action necessitates securing a copy of the transcript of the hearing before the examiner and participation in the preparation of a brief in opposition to the fill, and assisting in the arguments before the Pinellas County Board and probably before the Circuit Court. This action was taken up by the three members as it was thought that the Pinellas County Water and Navigation Control Authority would hear application before another meeting of the Trustees.

Governor Collins approved the action taken by the Attorney General, the Comptroller and the State Treasurer and suggested that Mr. Elliot write the Pinellas County Water and Navigation Control Authority advising them of the position taken by the Trustees, requesting that said letter be regarded as a part of the record in this hearing.

Motion was made, seconded and adopted, that the action taken by the three members be approved as the action of the board and that any expense of the Attorney General and Mr. Shackelford accruing as a result of the opposition to the fill be paid by the Trustees of the Internal Improvement Fund.

Also, in connection with the applications from Mr. Al Furen to fill the Cat's Point Bank in Boca Ciega Bay, and from Dr. Bradley Waldron to fill the Tierra Verde tract, Pinellas County, two resolutions adopted by the City Council of the City of St. Petersburg January 15, 1957 were presented. In each case the city council approved the application.

Without objection the resolutions were ordered filed for consideration when the two applications come up for final action.

Mr. Ford Thompson, attorney of Tallahassee, representing a group of upland owners in Pinellas County who object to filling of submerged areas, requested that the Trustees make an expression of their position as to the Pinellas County Water and Navigation Control Authority having the final decision on these fills. He also called attention to a recent Supreme Court decision having reference to submerged lands.

Governor Collins advised Mr. Thompson that the Trustees have taken action today authorizing Mr. T. M. Shackelford to participate to whatever extent he can with the Navigation Authority and if necessary in further court proceedings asserting the position of the Trustees that the Furen fill will not be in the public interest.

Letters were presented from several residents of Pinellas County protesting the filling of the areas referred to as Cat's Point Bank and Tierra Verde, as follows:

Elmer Ermatinger, Pass-A-Grille
Margaret E. Miller, St. Petersburg
A. L. Anderson, Gulfport
Muriel A. Smith, St. Petersburg
Blake C. Smith, St. Petersburg

The letters were ordered filed for further consideration.

Mr. Elliot stated that he had furnished each member of the Trustees with the following report on the Tierra Verde matter.

"January 31, 1957

Honorable LeRoy Collins, Governor
Honorable Ray E. Green, Comptroller
Honorable J. Edwin Larson, Treasurer
Honorable Richard W. Ervin, Attorney General
Honorable Nathan Mayo, Commissioner of Agriculture

Of and Composing the TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA

Dear Sirs:

Submitted herewith is preliminary report, Tierra Verde proposal, Pinellas County, Florida. This report is of a general nature only. Its purpose is to acquaint the Trustees of the Internal Improvement Fund with what is involved in the Boca Ciega Bay Tierra Verde proposal and what the problems are. Before a final report can be prepared, far more information, accurate, reliable and in detail, much of a technical nature, is essential for determining what may and what may not be done in the Boca Ciega Bay area. Such a report should comprehend more than the area involved in any single improvement planned for the bay and include all affected areas.

The proposal before the Trustees of the Internal Improvement Fund is for a development comprising approximately 650 acres of land, principally islands, title to which is in the applicant, together with approximately 1950 acres of submerged bottoms, title to which is in the Trustees. The total area proposed to be developed, including that owned by applicant and that owned by Trustees, represents 2600 acres, more or less. Drawing No. 1 enlarged from applicant's "TIERRA VERDE MASTER PLAN" shows the nature and extent of the proposed development.

Its exterior lines fit over the heavy broken lines on drawing No. 2. To the 2600 acre area as above should be added an area 1500 feet wide east and west by about 10,000 feet north and south, not to be acquired by applicant, but proposed to be used, from which fill material is to be taken to a depth of 20 feet. The area covered by this borrow is approximately 340 acres, so that the total area involved in the proposed improvement in round figures is 3,000 acres.

This large area cannot be considered by itself, since what is done within it will affect other areas around it. That hereafter stated has reference to the proposed Tierra Verde development, but does not ignore its general effect on other areas within the bay. Also, that here discussed is applicable not only to Boca Ciega Bay, but to other areas of like character elsewhere. Its application is general, relating to submerged bottoms and waters of like character anywhere in this state.

The following are the major problems to be considered:

- A. Preservation of shallow submerged bottoms.
- B. Elimination of mosquito hazard.
- C. Building up of land to be filled to safe elevation against storm conditions.
- D. Guarding against shoaling or closing of natural channels.

Navigation is not considered a problem. Improvement to navigation will result as an incident to dredging for land building.

Involved in the foregoing, A to D, is the harmonizing of all these principal considerations with a view toward protecting and conserving the natural resources of the area in connection with a plan for improvement and development.

Drawing No. 2 illustrates in a general way what may be done toward effectuating that above referred to in Boca Ciega Bay.

AS TO A - SHALLOW BOTTOMS:

These are the submerged areas generally within the zone covered and uncovered by the ebb and flow of the tide and those below ordinary low tide to a depth of around 6 feet. These bottoms are predominately covered with grass, and occasionally with mangrove. These and others like them are the rich sea bottoms in our bays, sounds and lagoons. In and on them is the origin of almost all food for marine life and aquatic birds making their habitat there. Food on the flats begins with the primordial forms of animal life, much of it coming down from cambrian and even pre-cambrian time of half a billion years or more ago, together with plant life from its earliest form. The animal and the plant life, taken together, comprises the biota out of which food for marine animals originates. Many of these life forms are micro-organisms, some residing below and on the surface of the bottoms, on the grasses and other plant growth, and in the sea water itself. That life has gone on through the ages. Out of those earlier forms have evolved higher orders of life, to that suitable as sea food for man, and other essential uses entering into man's economy. These bottoms are the abode, refuge and spawning grounds, essential to repopulating not only our shore waters, but the sea itself, as to many kinds of marine life.

These rich sea bottoms may be likened to our rich bottom pasture lands and to our farm lands which support our food animals. The thought of our land food animals goes far beyond the animal itself to their food and to that out of which their food comes, the soil, its condition, the organisms therein, its bacteria and mineral content and moisture, all for supporting plant life on which our land food animals subsist. That, all taken together, everyone knows; but not so, unfortunately as to that essential to marine life on which man's sea food supply depends. Our rich sea bottoms should be protected and conserved. To that, promiscuous dredging and filling, without thought of its consequences, is opposed.

The major portion of our rich bay bottoms can be conserved, while at the same time permitting suitable land areas to be built up for man's occupancy. In the instant case, Boca Ciega Bay, I feel that somewhere within these 3,000 acres there is room for a well thought out development which will not do great violence to natural conditions in the bay, and that minimum damage would be justified by the value of the improvement from the standpoint of both the public and private interest. Damage to submerged bottoms can be held to a minimum by limiting dredging to such areas and to such quantity of dredged material as is necessary to raise the surface of existing land masses essential for such development, and raising certain areas marginal to the open gulf, to be hereafter referred to.

AS TO B - THE MOSQUITO HAZARD:

Elimination of the mosquitoes can be accomplished in large degree by filling mangrove areas to a foot or two above high tide. For the most part, the small mangrove islands are not necessary to the improvement of the larger land masses in the bay. The elimination of mangrove on the islands to become a part of the improvement would automatically result from these areas being filled.

The taking of material for fill should be confined to limits as close to the area for eradication as practical, or in some cases a part of a mangrove flat should be taken to fill other parts. Some of these mangrove areas are the resting and nesting places of aquatic and wading birds and should so remain. On these the mangrove will die when the land is filled, and till land growth becomes established, either naturally or by plantings, the birds will probably forsake them, but if not further molested, should return in due time.

AS TO C - BUILDING OF LAND:

While the matter of elevation to which the built-up land should be raised for safety against storm conditions is primarily the responsibility of the developer, it is also of public concern as to the safety of those who will reside there. It is not out of place to at least make recommendations thereon. The following has reference to Boca Ciega Bay, but has application to other areas with allowance for difference in land elevation, exposed or protected location, and other physical differences. Here in Boca Ciega Bay, my judgment is that the filled lands should be built up to elevation of not less than 8 feet above mean low tide, except for those areas exposed on their westerly side to the open gulf, where an area of four or five hundred feet wide or greater, according to its exposure, should be raised to not less than 12 feet. Seaward slopes should be protected by suitable means. As further protection to this area, the wide, sand flats extending into the gulf should not be disturbed. Borrow for fills should be taken from the bayward side.

AS TO D - GUARDING AGAINST SHOALING OF NATURAL CHANNELS:

In the Boca Ciega Bay area, channels lead from seaward into the bay. There are three in number, Pass-A-Grille to the northward, South Channel about one mile to southward, actually a southern branch of Pass-A-Grille, and Bunces Pass another mile southward, passing north of Mullet Key. These natural channels were carved by tidal currents following a line of least resistance into and out of the bay. If the velocity of flow through them be but moderately reduced, shoaling and narrowing, or both would take place, or perhaps one might be completely closed.

Twice each day the tide rises and falls. The average vertical range between ordinary high and low tide in Boca Ciega Bay is 1.4 feet, so that the total quantity of tidal water now entering and leaving the bay, called the tidal prism, would be reduced by 1.4 feet times the area in square feet of that filled. This quantity cannot be ascertained accurately till the development has reached final stage of planning. Hydrological studies disclose that decrease in discharge volume and decreased current velocity above 5% may be expected to cause channel shoaling. In the Boca Ciega case, under applicant's proposed land building plan, the above figure would be greatly exceeded.

By no means all of the water in the tidal prism finds its way into or out of the bay by natural channels. Much finds its way inward and outward, flowing directly to and from the gulf over shallow flats. It would appear, therefore, that if the quantity of water passing into and out of the bay by way of the flats be reduced and diverted to the channels, then by so much as is prevented from passing over the flats would be added to the channels and operate toward preserving channel flow, possibly to a degree meeting or approaching present channel conditions.

Reduction of the quantity of water now passing directly to and from the gulf over shallows can be accomplished by connecting the several land masses, now disconnected, fronting upon the gulf, and thereby causing those waters to be deflected toward the two natural channels, Pass-A-Grille to the North and Bunces Pass to the South; the middle channel should be closed. Such a plan would also fit in with and become a part of that referred to under item "C" as a buffer zone for or protecting the bay area to the eastward.

CUMULATIVE EFFECT OF MANY FILLS:

The building up of a single small area of four or five acres in bodies of water such as Boca Ciega Bay would have negligible effect upon the bay, but when great numbers of fills, large and small, are made, the cumulative effect of all taken together, acting in unison, is obliged to produce serious consequences. In much of the intracoastal waters of Pinellas County, that crowded fill situation has already developed, with even more crowding in prospect. That situation cannot be corrected after the harm has been done. It can be avoided only by careful study and sound planning in advance.

CONTROL:

Pinellas County has control over what shall be done with submerged bottoms within the county by law especially designed for the purpose. As to the Trustees, Section 253.03, Florida Statutes, charges the Trustees of the Internal Improvement Fund "with the administration, management, control, supervision, conservation and protection of all land and products on, under, or growing out of or connected with lands owned by or which may hereafter inure to the state of Florida, not vested in some other state agency." Among the lands named in the statute are "all lands owned by the state by right of its sovereignty." After title passes out of the state, the law ceases to apply. It would appear, therefore, that the only practical way in which the Trustees can exercise control over dredging and filling would be by withdrawing from sale such submerged bottoms as, in their judgment, should not be dredged and filled.

THE BUILT UPLAND PICTURE:

Along with the proposed Tierra Verde development, several others in the same general locality are proposed, and are awaiting decision on Tierra Verde before proceeding with plans therefor. If the Tierra Verde plan becomes a certainty, it will encourage other developers and speculators to request the Trustees to make available more and more areas for fill. That with which the Trustees will be faced, based on the proposition that whatever is done for one must be such as can be done for another under like circumstances, will give the Trustees much concern, perhaps reaching proportions of the kind even now being experienced in over-crowded areas to the northward.

Note map No. 3 attached showing built-up land in the waters of Pinellas County. Many of these areas were conveyed by the Trustees back in the Nineteen-Twenties, apparently without serious thought in those early days of what the consequences might sometime be. Most of them lay undeveloped till recently. The map discloses that the situation which has developed in the intracoastal waters in Pinellas County has already reached serious proportions, but it has served one highly valuable purpose. It has disclosed that which can result from promiscuous dredging and filling, lack of study, lack of planning, and lack of prevention of those things undesirable. That needful to be done to avoid like situations is disclosed, the remedy made known, the way pointed.

Out of my long observation and experience, both professionally and otherwise, with nature's agencies, I have been impressed with the delicate balance in which these agencies are held; that wherever change is made as cause, result will follow; that action will be followed by reaction, occasionally with startling results, usually undesirable, sometimes tragic.

RECOMMENDATION:

1. That the Trustees reject the application for acquisition of the submerged bottoms described by applicant in the Tierra Verde proposal.
2. That the Trustees make available to applicant submerged bottoms limited to such as will permit rectification or smoothing out uneven or ragged shore lines of so-called islands or land masses now owned by applicant, except for the inclusion of certain areas fronting upon the open gulf, and that here the bottoms to be filled be limited to such as are necessary to provide a built-up land mass extending from Pass-A-Grille channel southward to Bunces Pass, having a width of about 600 to 800 feet and a total area, including existing above water land, of approximately 200 acres.

3. That the limits of dredging be at such minimum distance from existing land masses or islands as will supply sufficient material to fill the areas having limits described in 2.
4. That in the event applicant elects to proceed with development within the above limits, definite commitment be effected between applicant and Trustees in reference to right of way for state highway and areas for public uses - the latter particularly suggested for location on the gulf front for bathing beaches and other recreational purposes.
5. That if 4 be in the affirmative, before construction begins, applicant submit to the Trustees for approval or modification and final approval, a plan of the proposed development, showing in such detail as may be necessary those things described under A, B, C and D.
6. That the small mangrove islands owned by Trustees be withheld from sale and made available for mosquito elimination, for bird sanctuaries, and for such other public purposes as they may be suitable.
7. That the area west of proposed Tierra Verde project continue under present freeze order.

Drawing No. 2 shows the general pattern of the physical features referred to above.

The result of the foregoing recommendations is shown by the following comparative statement:

APPLICANT'S PROPOSAL	ACRES
Submerged bottoms owned by Trustees proposed to be acquired, part to be filled and part to be dredged	1,950
Not to be acquired but proposed to be dredged (area under freeze order)	<u>344</u>
Total submerged lands to be used by Applicant	2,294
Owned by applicant (not acquired from Trustees)	<u>650</u>
TOTAL AREA IN PROJECT	<u><u>2,944</u></u>

RECOMMENDED

Land owned by applicant	650
Submerged land owned by Trustees:	
Available for acquisition-to be filled	160
*Available for acquisition-to be dredged	<u>300</u>
TOTAL PROJECT AREA	<u><u>1,110</u></u>

*Fill to be taken from nearby natural channels is not considered as affecting the shallow flats and is not included in above.

Respectfully submitted,

F. C. ELLIOT
Engineer and Secretary"

Mr. Elliot reported that numerous letters and telegrams are being received protesting enlargement of Everglades National Park boundaries, except as to the addition proposed in Senate Memorial No. 702.

The letters and telegrams were ordered filed for further consideration.

Mr. Elliot requested adoption of the usual resolution required by law for certifying to the Tax Assessors lands held by the Trustees of the Internal Improvement Fund located within Central and Southern Florida Flood Control District.

Motion was made, seconded and carried, that the following resolution be adopted and that the Tax Assessors of each county within the Flood Control District be furnished with a copy of said resolution and a list of lands located in each county.

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 pursuant to Section 30 of Chapter 25209, Laws of Florida, Acts of 1949, being Section 378.30 Florida Statutes, 1951 the said Trustees hereby certify to the Tax Assessor of each county having land within Central and Southern Florida Flood Control District a list of lands held by said Trustees in said county, which lie within said Flood Control District, for the assessment thereon of said Flood Control District taxes.

HIGHLANDS COUNTY - Highlands Soil Conservation District requests adoption of a resolution assenting to construction of works for control of the water level in certain lakes in Highlands County.

Motion was made, seconded and carried, that the following resolution be adopted:

R E S O L U T I O N

WHEREAS, Highlands Soil Conservation District has sponsored an application from Land owners on Lakes Grassy, Huntley, Clay and Apthorpe, Highlands County, Florida, for assistance to relieve flood conditions in said lakes, and said application has been approved by the State Soil Conservation Board, and said District has developed and prepared plans for alleviating flood conditions caused by overflow of said lakes, and said plan meets the approval of the Congress of the United States, and also contemplates the storage of waters below flood stage for water conservation, and

WHEREAS, said Highlands Soil Conservation District has requested the Trustees of the Internal Improvement Fund to assent to the construction of works for the control of water level in said lakes and the relief of floods and for the conservation of water below flood stage,

NOW, THEREFORE, BE IT RESOLVED BY THE TRUSTEES OF THE INTERNAL IMPROVEMENT FUND OF THE STATE OF FLORIDA, insofar as the interest of said Trustees may appear, said Trustees hereby consent to and authorize the construction of works described in said plan for the purpose aforesaid, and appoint Highlands Soil Conservation District as the agent of said Trustees with authority to protect said lakes and to make use of their waters to the best interest of the public.

A delegation of grove owners and other property owners interested in conserving the water of Orange Lake in Marion and Alachua Counties were present to petition the Trustees for assistance in providing works for retaining the water in the lake which is now rapidly being drained out through a sink hole in the lake. Those present making the request were Tom J. DuBose and W. Elton Clemmons, President and Secretary-Treasurer respectively of the Orange Lake Watershed Association, as well as members of the Board of

County Commissioners of Marion County, W. M. Davidson, and other property owners. Letters were presented from the U. S. Geological Survey, Ocala, Florida, and the U. S. Department of Agriculture, Gainesville, Florida, giving the records on lake levels since 1953, and information as to a dike necessary for controlling the water level in the lake. Orange Lake Watershed Association requests permission from the Trustees to occupy that part of the lake necessary for the dike structure (similar to one constructed in Lake Miccosukee, Leon County) as well as the grant of money and engineering assistance. Information was also given as to the loss from fishing licenses and from recreational advantages in Orange Lake.

Mr. Elliot stated that Orange Lake shows the lowest level ever recorded, and explained that he has discussed this situation with representatives from the Orange Lake area and has suggested certain things to be done, similar to what was carried out in Lake Miccosukee where several agencies worked - Jefferson and Leon County Commissioners, Fish and Wildlife Service of the United States, State Geological Survey, and Mr. Elliot on behalf of the Trustees rendered engineering assistance. Similar procedure could be carried out in the Orange Lake situation.

Governor Collins advised the delegation that the last Legislature set up a special committee to study problems of this kind and examinations and studies have been made over the state with report to be submitted to the 1957 session of the Legislature. It is hopeful that out of the Legislature will come authorization for handling situations like the Orange Lake case jointly with the county officials.

Mr. Elliot suggested that, if satisfactory with the Trustees, he will furnish instructions for the county engineers of the two counties for obtaining the necessary information from which to make a suitable design for control works in the lake, and that the two counties working with the grove and property owners around Orange Lake combine their efforts to form an organization by legislative act to carry out this work, with such assistance as can be procured. It was suggested that assistance might be had through the Small Watershed Act.

Attorney General Ervin suggested that the Trustees request Mr. Elliot to follow substantially the same pattern as with Lake Miccosukee and that the county commissioners and county engineers of the two counties work with him and the State Geologist, Dr. Gunter, in an effort to interest local units in the project and secure Federal aid if possible, and that if the controlling works run into considerable expense it might be necessary to secure local legislation similar to the Oklawaha Valley Act.

Governor Collins suggested that the Orange Lake interests take the initiative and furnish Mr. Elliot with information on which he can base instructions for determining the necessary controlling works to be provided, and that Dr. Gunter also be asked to render any assistance he can.

Motion was made by Attorney General Ervin, seconded and adopted, that the Trustees, as well as other state departments, render assistance in trying to alleviate this situation, and that Mr. Elliot be requested to prepare and furnish to whichever county engineer the local delegation designates the necessary instructions, outlining the basic data that must be obtained in order for him to prepare a design of the type of structure required, from which estimates can be made of the cost. After this preliminary work has been done, the matter will be discussed with the Orange Lake people as to the best method of accomplishing that necessary to be done.

The Governor pointed out that after Mr. Elliot has furnished the instructions, it will be the problem of the local interests to provide the information necessary for Mr. Elliot to proceed in making a decision as to the type of structure required, but the delegation was assured that the Trustees will be as helpful as they can in working out the problem.

Report was presented from the United States Department of the Interior, Bureau of Land Management, dated October 22, 1956, directed to Norville E. Shearer, Cartographer, Eastern States Office, on the subject of "Examination of Unsurveyed and Unreserved Lands in T. 60 S., 39 E., Tall. Mer., Florida". This area lies between Manatee Creek (Dade-Monroe County boundary) and Jewish Creek (Intra-coastal Waterway) on the easterly side of U. S. Highway No. 1.

In view of the report made, it is recommended that the Trustees withdraw from sale or lease the submerged lands adjacent to and easterly of U. S. Highway No. 1 from the mainland at the Dade-Monroe County line to Key Largo.

Motion was made, seconded and adopted, that the Trustees withdraw from sale or lease the submerged areas as recommended.

HENDRY COUNTY - H. P. Johnson, city attorney for the City of Labelle, Florida, made application for a loan from the Trustees of nine thousand dollars (\$9,000.00) with which to purchase land on which to construct a city hall.

Motion was made, seconded and adopted, that the City of Pahokee be advised that the Trustees are unable to grant the loan requested as it does not come within the policy or legal authority of the Board.

INDIAN RIVER COUNTY - Resolution adopted by the Board of Commissioners February 7, 1957 was presented in which request was made for cooperation of the Corps of Engineers, Florida Inland Navigation District, the Trustees of the Internal Improvement Fund and the Florida Congressional delegation in establishing maintenance spoil areas for control and preservation of the open waters of Indian River with a view toward preventing filling operations.

Without objection the resolution was received and ordered filed.

PALM BEACH COUNTY - Mr. Elliot reported that notices have been received of applications for Department of the Army permits for dredging and filling in Lake Worth. In reference to such applications it is recommended that authority be given to proceed in the same manner as those recently processed in Dade County, which is to permit the taking of fill material from submerged bottoms bayward or lakeward, as the case may be, of upland property of applicant in the respective counties, the material so taken to be paid for in the amount of the appraised value of the land to be filled; also that applicant furnish the Trustees with approval of the County Commissioners or of the municipality, if the area be within its municipal limits. It was pointed out that Section 253.12, Florida Statutes, affects only Dade and Palm Beach Counties and that the procedure above prescribed does not conflict with the provisions of such statute.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of Mr. Elliot that the Palm Beach County applications follow the same procedure as in similar cases in Dade County, and that this policy be applicable in the future in the two counties named.

Mr. Elliot reported that pursuant to instructions from the Trustees that the Engineer and Secretary's office find another location and vacate the present office, he has been investigating available quarters and the only building with sufficient space is the Dorian Building across from the Capitol. There are three floors available which can be obtained on a two-year lease basis at the rate of \$21,000.00 annually for the three floors, or \$7,000.00 per floor. The lease proposed by the owners of the building provides for the tenant to pay a certain percent of taxes and a portion of the fuel costs.

Mr. Elliot was requested to secure a firm rental price, without the extra charges mentioned, as the Trustees would not assume such costs, and re-submit the matter for further consideration.

Motion was made, seconded and adopted, that Mr. Elliot be authorized to purchase necessary equipment, including desks and chairs, map filing cases and file units, which will have to advertised for bids, at an estimated cost of \$3,088.00.

Letter was presented from Mr. Henry Wrenn, representing Florida Legislative Reporters, soliciting renewal of legislative reporting service during the 1957 session of the Florida Legislature at a cost of \$500.00 for the session. This fee provides for the service to be furnished the Engineer's Office, the Land Office, and the Attorney for the Trustees.

Motion was made, seconded and adopted, that the Trustees approve renewal of this service as outlined by Mr. Elliot.

Copies of correspondence between the Attorney General and William T. Kruglak of Miami, Florida, were called to the attention of the Trustees, having reference to consent by the Trustees to issuance of leases by the City of Miami in favor of Miami Yacht Club and Miami Outboard Club.

The letters were ordered filed as information.

The following is memorandum report from the Attorney General on the purchase of Capitol Center property:

"M E M O R A N D U M

(Supplement to Memorandum dated August 8,
November 14 and December 18, 1956)

January 16, 1957

TO: Mr. Robert H. Brown, Architect-Engineer
Board of Commissioners of State Institutions

FROM: John D. Moriarty, Assistant Attorney General

RE: Land acquisition for Capitol Center

On August 8, November 14 and December 18, 1956, we advised you by memorandums of the lands which had been acquired by the Trustees of the Internal Improvement Fund for inclusion in Capitol Center. Since December 18, 1956, the following described property has been acquired:

Acquired From:	Date	Amount
Mary Frances and Sidney M. Brown, Jr. 813, 815 S. Duval Street	12-26-56	\$17,000.00

Description:

North Half of Lots 23 and 24 as shown by the map of Capitol Place of the City of Tallahassee, Florida, as recorded in Deed Book QQ, Pages 586 and 587 Records of Leon County.

The total amount expended for acquisition of lands for the Capitol Center, as of this date, is \$396,293.03."

The Board of Commissioners of State Institutions at their meeting today accept the low bid and agree to enter into contract with Oven Development Corporation, Tallahassee, in amount not exceeding \$2,200.00 for remodeling rooms vacated by the Snack Shop, Knott Building, Capitol Center, and request was made that the Trustees of the Internal Improvement Fund pay for such work.

Motion was made, seconded and adopted, that the Trustees of the Internal Improvement Fund authorize payment not to exceed \$2,200.00 as agreed upon by the Board of Commissioners.

Mr. Fred C. Elliot and Mr. Turner Wallis appeared before the Board of Commissioners of State Institutions to discuss office space needed by the Trustees of the Internal Improvement Fund.

Mr. Elliot stated he would like for the Trustees of the Internal Improvement Fund to construct an office building which would take care of that agency and all other correlated State Departments interested in natural resources, such as the Board of Conservation, Game & Fresh Water Fish Commission, and the Board of Parks and Historic Memorials, because these departments have allied interests. Mr. Elliot stated the records of the Internal Improvement Fund never grow too old for use; that their minutes indicate simply an outline and the old records are often referred to.

Without objection the Board requested Mr. Elliot and Mr. Wallis to consider taking space in the proposed new State Office Building to be constructed here. The Board also requested them to make a broad outline of plans and needs for a building, as Mr. Elliot referred to, and discuss them with the Construction Division regarding the matter of cost, but that they not engage an architect until they see what the Legislature will do about the construction of the building.

Financial Statements for the month of January are as follows:

UNDER CHAPTER 610

Balance as of January 1, 1957		\$248,644.01
Receipts for the Month:		
Land Sales	\$128,279.95	
Quitclaim Deeds	329.00	
Fill Material	3,189.00	
Revenue Bonds	6,526.50	
Advertising	393.99	
Trustees Minutes	10.50	
Shell and Sand Leases	14,234.66	
Timber Leases	149.80	
Oil Leases	7,390.05	
Grazing Leases	592.10	
Mineral Leases	2,923.60	
Miscellaneous	628.00	
Farm Leases	7,389.08	
Property Rental	1,311.11	
Payment on Taxes	294.25	
Transfers	527.65	
Total Receipts for Month of January, 1957		<u>174,169.24</u>
GRAND TOTAL		\$422,813.25
Less: Disbursements for Month of January, 1957		<u>88,110.85</u>
BALANCE AS OF JANUARY 31, 1957		<u>\$334,702.40</u>

DISBURSEMENTS FOR MONTH OF JANUARY, 1957

DATE	WARRANT NUMBER	PAYEE	AMOUNT
1-4-57	201144	Proctor & Schwarts, Inc.	\$ 7,072.29
1-7-57	204123	Deeb Builders, Inc.	10,046.77
1-9-57	207557	J. Edwin Larson, State Treasurer, Tr. to State School Fund	23,974.74
	207558	J. Edwin Larson, State Treasurer, Tr. to State Bd. Conservation	8,495.01
1-10-57	207763	Remington Rand-Sperry Rans Corp.	22.00
	207764	Sarasota Herald-Tribune	16.10
	207765	The Clearwater Sun	15.33
	207766	DeLand Sun News	37.95
	207767	Gilchrist County Journal	13.80
	207768	Stuart Daily News, Inc.	13.80
	207769	J. O. Holst	21.00
	207770	Harry M. McWhorter	165.00
	207771	General Office Equipment Company	1.10

<u>DATE</u>	<u>WARRANT NUMBER</u>	<u>PAYEE</u>	<u>AMOUNT</u>
1-10-57	207772	The H & W B Drew Company	\$ 1.45
	207773	Midyette-Moor Insurance Agency	4.82
1-11-57	210829	Richard A. Lawrence	1,000.00
1-14-57	212206	Southeastern Telephone Company	100.00
	212207	Tallahassee Blue Print & Supply Co.	5.25
	212208	Punta Gorda Herald, Inc.	17.25
	212209	The Titusville Star-Advocate	36.80
	212210	Geo. G. Crawford, CCC	6.00
	212211	Capital Office Equipment Co.	1.45
	212212	General Office Equipment Co.	21.20
	212213	Winchester Construction Co.	23,643.03
1-15-57	217864	W. T. Wallis	182.55
	217865	Richard H. Hunt	21.25
	217866	H. G. Morton	709.63
	217867	W. T. Wallis	203.50
1-21-57	224302	T. M. Shackelford, Jr.	36.66
	224303	General Office Equipment Co.	96.90
1-22-57	225965	Western Union Telegraph Co.	19.27
	225966	Jon S. Beazley	350.61
	225967	Leon Blueprinting Co.	3.50
	225968	The Clearwater Sun	42.17
	225969	The Miami Herald	113.05
	225970	Tallahassee Democrat	21.85
	225971	The Key West Citizen	85.10
	225972	Fort Pierce Newspaper, Inc.	14.95
	225973	Henry Dingus, Jr.	50.00
	225974	J. M. Bregar	150.00
	225975	Shell Oil Company	14.20
	225976	General Office Equipment Co.	63.09
1-23-57	226633	J. Edwin Larson, State Treasurer Tr. to General Revenue	103.00
	227503	J. O. Edmunds	129.82
	227504	E. B. Leatherman, CCC	119.33
1-25-57	230520	W. C. Harvard, Jr.	9.00
	230521	B. B. Mason	30.45
1-28-57	231855	Ray E. Green, Comptroller	261.63
	231856	E. B. Leatherman, CCC	350.98
	231857	Rose Properties, Inc.	2,500.00
1-29-57	232768	The Key West Citizen	35.27
	232769	The Palm Beach Post-Times	16.25
	232770	Fort Pierce Newspapers, Inc.	25.30
	232771	The Clearwater Sun	15.33
	232772	The Coral Tribune	41.40
	232773	H. B. Harrell & Son	60.20
	232774	Phillip Pickens	37.50
	232775	J. E. Pierce, Sr.	50.00
	232776	A. B. Fogarty	100.00
	232777	Jewett Appraisal Service	25.00
	232778	Jess Mathas, CCC	2.00
	232779	Capital Office Equipment Co., Inc.	9.72
1-31-57	200104	F. C. Elliot	834.95
	200105	W. T. Wallis	679.85
	200106	H. G. Morton	485.90
	200107	V. H. Ferguson	351.20
	200108	A. R. Williams	472.79
	200109	A. C. Bridges	392.08
	200110	C. L. Vocelle	161.20
	200111	F. J. Wysor, Jr.	288.55
	200112	M. O. Barco	404.27
	200113	J. L. Dedge	354.75
	200114	M. C. Pichard	297.55
	200115	B. G. Shelfer	268.96
	200116	C. M. Greene	49.35
	200117	R. N. Landers	27.41
	200118	Blue Cross of Florida, Inc.	34.00
	200119	Wilson Life Insurance Co.	22.38
	200120	State Retirement	370.06
	200121	Federal Tax	1,011.00
	234946	W. S. McDuff	48.00
	235931	White & Bozeman	724.00
TOTAL DISBURSEMENTS FOR JANUARY, 1957			\$ 88,110.85

Balance as of January 1, 1957	\$ 1,075.00
Receipts	3,875.00
Disbursements	<u>-0-</u>
Balance as of January 31, 1957	<u>\$ 4,950.00</u>

 UNDER CHAPTER 18296

Receipts to General Revenue:	
January 15, 1957	\$ 3,796.25
January 31, 1957	<u>4,358.10</u>

TOTAL RECEIPTS FOR THE MONTH	<u>\$ 8,154.35</u>
------------------------------	--------------------

Disbursements from General Revenue:

DATE	WARRANT NUMBER	PAYEE	AMOUNT
1-31-57	200548	E. Hewitt	\$ 381.41
	200549	J. C. Conner	162.95
	200550	Provident Life & Accident Ins.Co.	7.75
	200551	Blue Cross of Florida, Inc.	7.85
	200552	State Retirement	41.82
	200553	Federal Tax	<u>95.30</u>

TOTAL DISBURSEMENTS FOR THE MONTH	<u>\$ 697.08</u>
-----------------------------------	------------------

 SUBJECTS UNDER CHAPTER 18296

Report No. 665 was presented listing 32 bids for purchase of land under Chapter 18296, and also request for issuance of Hillsborough County Deed No. 1257-Dupl. to Eileen H. Montgomery, the original of said deed having been lost prior to recording.

Motion was made, seconded and adopted, that the Trustees approve Report No. 665 and authorize execution of deed corresponding thereto.

PALM BEACH COUNTY - Humble Oil and Refining Company made application to lease for oil, gas and minerals the reserved interest in 510 acres of land in Sections 1 and 25, Township 47 South, Range 35 East, and the full mineral interest in the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 21, Township 46 South, Range 35 East, owned by the Trustees of the Internal Improvement Fund under Chapter 610. Applicant offers one-eighth royalty and fifty cents (50¢) per acre annually as rental, increasing five percent (5%) of the original amount after the first two years, plus the cash bonus bid to be submitted on date advertised, for a period of ten years.

Motion was made, seconded and adopted, that the Trustees advertise the reserved interest in the Murphy Act land and the full mineral interest in the Trustees land, based on the offer submitted.

ALACHUA COUNTY - Alex Dickerson made application for deed under Chapter 28317 of 1953 for the north 210 feet of the west 420 feet of Lot 28, Section 27, Township 9 South, Range 19 East, containing 2 acres, more or less. Applicant offers \$30.00 for the deed. It was recommended that the request be granted as it comes within the category of a hardship case.

Motion was made, seconded and adopted, that the Trustees grant request from Mr. Dickerson and authorize issuance of deed under Chapter 28317 upon payment of \$30.00.

ALACHUA COUNTY - James E. Clayton, attorney of Gainesville, Florida, on behalf of Helen Phifer Glass, Asenath Phifer Hall, and Mary Phifer Mackenzie, heirs of W. B. Phifer, requests conveyance under Chapter 28317 of the $W\frac{1}{2}$ of $NE\frac{1}{4}$ and $W\frac{1}{2}$, and the $E\frac{1}{2}$ of $SE\frac{1}{4}$ of Section 10, Township 9 South, Range 19 East. Information furnished by applicants on the subject is that the bid has been increased from \$5.00 an acre to \$10.00 an acre. The land has been in the Phifer family since 1917, and all taxes have been paid, or allowed redeemed by the Clerk of the Circuit Court, from 1917 through 1956, except 1930 and 1931. Certificate No. 773 of 1931 certified the land under the Murphy Act which included taxes for 1930 and omitted taxes for 1931. Mr. Clayton stated that the suggested price of \$40.00 an acre will work an undue hardship on the heirs.

Motion was made, seconded and adopted, that the Trustees defer action on the application pending consideration of the full board, only three members being present at this meeting.

COLUMBIA COUNTY - Three applications were submitted for conveyances under Chapter 28317, as follows:

1. Robert S. Bishop offered \$5.00 per acre for the $E\frac{1}{2}$ of $SW\frac{1}{4}$ of Section 19, Township 5 South, Range 17 East, containing 80 acres.
2. Pete Spradley offered \$5.00 per acre, which was the base bid when application was made, for conveyance under Chapter 28317 of $S\frac{1}{2}$ of $NE\frac{1}{4}$ of $SE\frac{1}{4}$ and $SE\frac{1}{4}$ of $SE\frac{1}{4}$ of Section 28, Township 1 South, Range 17 East, containing 60 acres.
3. A. T. Martin offered \$5.00 per acre, which was the base bid when application was made, for a deed under Chapter 28317 for conveyance of the $N\frac{1}{2}$ of $SW\frac{1}{4}$ of Section 28, Township 1 South, Range 17 East, containing 80 acres.

Motion was made, seconded and adopted, that the Trustees informally pass for later disposition the application from Robert S. Bishop, but authorize issuance of deeds under Chapter 28317 in favor of Pete Spradley and A. T. Martin upon payment of the amounts offered, \$5.00 per acre.

HAMILTON COUNTY - Sylvester Daniels offers \$10.00 per acre for conveyance under Chapter 28317 of 2 acres of land in Section 3, Township 2 South, Range 12 East. Mr. Elliot recommends approval of the application as the price is equal to the base bid and the case is eligible under the Hardship Act.

Motion was made, seconded and adopted, that the Trustees accept the offer and authorize execution of deed under Chapter 28717 in favor of Sylvester Daniels.

DADE COUNTY - Mr. Elliot reported that the State Road Department has reconveyed to the state Tract 49 of Miami Everglades Subdivision in the $S\frac{1}{2}$ of Section 6, Township 54 South, Range 39 East, containing 10 acres, as no longer necessary for road purposes, and that Robert J. Fewell has made an offer of \$500.00 an acre for said tract.

Motion was made, seconded and adopted, that the Trustees decline the offer from Mr. Fewell and authorize conveyance of the land from the state under Chapter 21684 to the Trustees of the Internal Improvement Fund under Chapter 610, at the rate of \$500.00 per acre.

VOLUSIA COUNTY - Request was presented from the Clerk of the Circuit Court that the Trustees fix a base bid for advertising that part of Lot 2 south of road in Section 9, Township 17 South, Range 33 East, except that part lying within fifty (50) feet of the centerline of the existing road, containing 4 acres. This parcel was reconveyed by the State Road Department to the State under Chapter 18296.

Motion was made, seconded and adopted, that this parcel be conveyed by the state under Chapter 21684 to the Trustees under Chapter 610 at the rate of \$100.00 per acre, which is the recommended base bid.

VOLUSIA COUNTY - Motion was made, seconded and adopted, that the Trustees authorize refund in amount of \$20.00 to Rose Rome as reimbursement for land conveyed by Volusia County Deed No. 4019, for the reason that the land does not exist.

Motion was made, seconded and adopted, that the Trustees disclaim interest in certain certificates covering land in Alachua, Citrus, Jefferson, Levy and Orange Counties, as approved by the Attorney General's Office.

Upon motion duly adopted, the Trustees adjourned.

LeRoy Collins
GOVERNOR - CHAIRMAN

ATTEST: *F. C. Elliot*
SECRETARY

Tallahassee, Florida
February 26, 1957

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Mr. Ferguson presented sales advertised to be held on this date as follows:

1. LEE COUNTY - On January 3, 1957, the Trustees considered offer of the appraised price of \$75.00 per acre from Ralph G. Sauer, Jr, for purchase of all fractional Sections 23 and 27, Township 46 South, Range 24 East, containing 43.9 acres, more or less. The land was advertised for competitive bids and notice of sale was published in the Fort Myers Press on January 18, 25, February 1, 8 and 15, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and a high bid of \$90.00 per acre was offered by American Mortgage Corporation.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$90.00 an acre and confirm sale in favor of American Mortgage Corporation.

2. PALM BEACH COUNTY - On January 15, 1957 the Trustees considered offer of the appraised price of \$40.00 an acre from Carl Stockholm of Chicago, Illinois, for purchase of Section 9, containing 640 acres, more or less, and the NW $\frac{1}{4}$ and N $\frac{1}{2}$ of SW $\frac{1}{4}$, less about 12 acres which may be reserved for drainage canal, in Section 22, containing 228.28 acres, more or less, all in Township 43 South, Range 38 East. The land was advertised for competitive bids and notice of sale was published in the Palm Beach Post on January 25, February 1, 8, 15 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and it was announced that bids will be taken on each section separately and then bid on together; also, that sale, if made, will be subject to drainage taxes on a pro-rated basis.

Competitive bidding resulted in a high bid of \$41.00 per acre on the two sections separately and when offered together, no higher bid was received.

Wedgeworth Farms, Inc., was the high bidder on Section 9, and S. N. Knight made the high bid on land in Section 22.

Motion was made, seconded and adopted, that the Trustees take the bids under advisement for thirty days.

3. DUVAL COUNTY - On December 18, 1956 the Trustees considered offer of the appraised price of \$250.00 per acre, or the minimum of \$100.00 for the parcel, from George L. Seamon, adjacent upland owner, for the purchase of a parcel of submerged land in the St. Johns River in Section 33, Township 2 South, Range 26 East, lying easterly of and adjacent to the South 60 feet of Lot 6 and the North 75 feet of Lot 7, Block 59, Lakeside Park, containing 0.186 of an acre, more or less. The land was advertised for objections only and notice of sale published in the Florida Times Union on January 18, 25, February 1, 8 and 15, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson reported that at one time there had been some objection to the sale of this property but the party objecting was contacted and no further protest has been filed.

Motion was made, seconded and adopted, that the Trustees approve sale in favor of George L. Seamon, the adjacent upland owner at the price offered - \$100.00 for the parcel.

4. HILLSBOROUGH COUNTY - On January 15, 1956, the Trustees considered offer of the appraised price of \$75.00 per acre from Scenic Isles, Inc., for purchase of those certain submerged lands in Sections 11 and 12, Township 32 South, Range 18 East, in and near the mouth of Little Manatee River bordering upon the southerly side of what is commonly known as Goat Island. The said parcels extend as a narrow strip a distance of approximately 4600 feet with an average width of approximately 195 feet, and comprise about 20 acres. Acquisition is applied for by the owners of the island for the purpose of straightening by filling along its south shore line. The land was advertised for objections only and notice of sale was published in the Tampa Tribune on January 25, February 1, 8, 12 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and objections were filed by Paul Game, Tampa, Florida, on behalf of Alfonso R. Lopez, the East Coast Land Company and F. and M. Sales Corporation. Protest also filed by Covey & Covey, Katonah, New York, on behalf of Charles W. Burn and wife, Ruskin, Florida. The objections filed were by parties claiming upland ownership. Also in connection with an oyster lease granted about 40 years ago, the lease described the oyster bottoms as being part of Government Lot 5. The state conveyed Lot 5 into private ownership but did issue an oyster lease covering a portion of the land.

It was pointed out that the lease covered water bottoms and Lot 5 is land; and while there may be a contractual right to take oysters, no equity was conveyed to the land.

Mr. Tom Whittaker presented claim that his client holds an option on the area advertised and on down the coast and that he advised the Trustees that they have a valid, binding contract to purchase this island.

The several objectors submitted their reasons for making protest, and it was determined that all objections were as to title and required legal determination.

Motion was made, seconded and adopted, that action on the sale be postponed and that all objections be referred to the Attorney General who will make examination of all claims submitted and then report to the Trustees his findings.

The parties making protest were requested to submit to the Attorney General any briefs or memorandums they wish to be considered in his investigation.

5. MARTIN COUNTY - On January 3, 1957 the Trustees considered offer of the appraised price of \$200.00 an acre from Denison and Lewis of Fort Pierce, Florida, on behalf of C. E. Hoke, as trustee, for purchase of a parcel of submerged land in the Indian River in Sections 24 and 25, Township 37 South, Range 41 East, lying westerly of the North 993.96 feet of the South 1254.0 feet of Government Lot 5 of said Section 34, containing 15.98 acres, more or less. The land was advertised for objections only and notice of sale was published in the Stuart News on January 17, 24, 31, February 7 and 14, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and objections were filed by W. R. Scott of Stuart, Florida, on behalf of W. M. Kiplinger, who claims title to a strip 66 feet wide.

Motion was made, seconded and adopted, that action be deferred and the matter be referred to the Attorney General for investigation and report.

6. MONROE COUNTY - On December 18, 1956 the Trustees considered offer of the appraised price of \$150.00 per acre from William R. Neblett of Key West, Florida, on behalf of Nick and Edna Ofstad and Mary J. McKnight, for purchase of a parcel of submerged land in Coupon Eight in Section 25, Township 66 South, Range 29 East, Big Pine Key, lying southerly of and adjacent to that part of Government Lot 3 of said Section 25 that lies south and west of U. S. Highway No. 1, containing 9.9 acres, more or less. The land was advertised for objections only and notice of sale was published in the Key West Citizen on January 18, 25, February 1, 8 and 15, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and objections were filed by Samuel B. Pinder, Jr.

Motion was made, seconded and adopted, that the sale be held pending receipt of further information and amended application, or the objection will stand.

7. MONROE COUNTY - On December 18, 1956, the Trustees considered offer of the appraised price of \$250.00 per acre from Charles H. Wakeman, Jr., on behalf of Pappas Properties, Inc., for purchase of a parcel of bay bottom lands in the Straits of Florida, in Sections 14 and 15, Township 65 South, Range 34 East, at Conch Key, commencing at the intersection of the east line of Section 15, said township and range, and the southerly right of way line of U. S. Highway No. 1, thence by metes and bounds description back to the point of beginning. Containing 5.08 acres, more or less. The land was advertised for objections only and notice of sale was published in the Key West Citizen on January 18, 25, February 1, 8 and 15, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$250.00 per acre and confirm sale in favor of Pappas Properties, Inc., adjacent upland owners.

8. MONROE COUNTY - On January 15, 1957, the Trustees considered offer of \$450.00 for parcel No.1 and \$150.00 per acre for Parcel No. 2, both offers being in excess of the appraised price. The offers were made by G. A. Crawshaw on behalf of Ernest H. Guise, adjacent upland owner, for purchase of:

Parcel No. 1: A parcel of submerged land in Section 2, Key Largo, lying easterly of and adjacent to the South 440 feet of Government Lot 1 of said Section 2, containing 3.2 acres, more or less;

Parcel No. 2: A parcel of submerged land in Section 21, Key Largo, lying easterly of and adjacent to Lots 1 to 9, inclusive, Block 1 in Atlantic View Estates, containing 8.25 acres, more or less.

Both parcels 1 and 2 being located in Township 60 South, Range 40 East.

The land was advertised for objections only and notice of sale was published in the Key West Citizen on January 25, February 1, 8, 15 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offers submitted and confirm sale in favor of Ernest H. Guise.

9. MONROE COUNTY - On January 3, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from W. A. Parrish, on behalf of Dr. Dean C. Moore, adjacent upland owner, for purchase of a parcel of submerged land in Florida Bay in Section 24, Township 65 South, Range 33 East, at Grassy Key, lying northwesterly of and adjacent to Lots 4 and 5, Block 62, Crain's Subdivision, containing 1.0 acres, more or less. The Trustees advertised the land for objections only and notice of sale was published in the Coral Tribune, Key West, Florida, on January 18, 25, February 1, 8 and 15, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Dr. Dean Moore at the price offered - \$200.00 per acre.

10. MONROE COUNTY - On January 3, 1957 the Trustees considered offer of the appraised price of \$300.00 per acre from G. A. Crawshaw, on behalf of Sunny South Motors, as trustees, adjacent upland owners, for purchase of a parcel of submerged land in Florida Bay, Section 27, Township 62 South, Range 38 East, Key Largo, commencing from the southwest corner of Tract 3, as shown on "Plat of Survey of Ellis Property", on the westerly side of the right of way of the Overseas Highway, thence by metes and bounds description to the point of beginning, containing 3.9 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Coral Tribune, Key West, Florida, on January 18, 25, February 1, 8 and 15, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Sunny South Motors, as trustee, at the price offered - \$300.00 per acre.

11. MONROE COUNTY - On January 3, 1957, the Trustees considered offer of the appraised price of \$100.00 for the parcel from G. A. Crawshaw, on behalf of Wal-Ko, Inc., adjacent upland owners, for purchase of a tract of submerged land in Section 22, Township 63 South, Range 37 East, on Windley Key, described as commencing from the easterly end of the Whale Harbor Bridge and 15.46 feet southerly from the center line of the paving of the Overseas Highway, U. S. No. 1, thence by metes and bounds description back to the point of beginning, containing 0.28 of an acre, more or less. The land was advertised for objections only and notice of sale was published in the Coral Tribune of Key West on January 18, 25, February 1, 8 and 15, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Wal-Ko, Inc., at the price offered - \$100.00 for the parcel.

12. ST. LUCIE COUNTY - On January 15, 1957, the Trustees considered offer of the appraised price of \$400.00 per acre from Denison and Lewis, on behalf of John A. Stinson, adjacent upland owner, for purchase of a parcel of submerged land in the Indian River, in Section 4, Township 37 South, Range 41 East, starting at the quarter section corner common to Sections 4 and 9, said township and range, and thence by metes and bounds description back to the point of beginning, containing 2 acres, more or less. The land was advertised for objections only and notice of sale was published in the Fort Pierce News on January 25, February 1, 8, 15 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of John A. Stinson at the price offered - \$300.00 an acre.

INDIAN RIVER COUNTY - Marshall Mitchell and Jack Jennings of Vero Beach, Florida, came before the Trustees with request for reduction in the appraisal of \$2,000.00 per acre for 71 acres of filled marsh land in Section 5, Township 33 South, Range 40 East, applied for by their client, Riomar Bay, Inc. Mr. Mitchell explained that at the request of the Mosquito Control District in their county they allowed said District to fill the area to an elevation of 2

feet above sea level to eliminate a mosquito breeding area. Also the owners cleared trees, in cooperation with the district's request, and cut a channel through the property, the material from which was placed on the land, thereby raising it to a still higher level. Total expenditure for this and other work was placed at \$31,000.00, and request is made that the Trustees have another appraisal made considering the area as bay bottoms in its original condition and not as improved property.

Mr. Mitchell compared the value of the 71 acres with improved property which is valued at considerably less than \$2,000.00 per acre. He agreed to pay the cost of the additional appraisal.

Mention was made of re-appraisals in Monroe County where the values seemed excessive and the same pattern might be followed in the present case.

Governor Collins expressed the opinion that the applicants should not take credit for the fill made by the Mosquito Control District, but any expenditure made by the applicants should be given some consideration if the present appraisal should stand.

Resulting from a full discussion of the subject, the Trustees felt that the area should be re-appraised by an appraiser to be selected by the board, at the expense of applicant.

Motion was made, seconded and adopted, that the Trustees authorize the Land Agent to secure the services of another appraiser and that he be instructed to approach his valuation in three ways:

1. Value the land as he sees it at the present market.
2. Ascertain the investment made by the upland owners in the improvement of the property in dollars and cents.
3. Assume that as of today the improvements by the Mosquito Control District and of the upland owners have not been made, but that the area is in its original state - assuming that it is marsh land today with today's valuation of such land.

It was so ordered.

PINELLAS COUNTY - Mr. Louis Wallace, on behalf of clients who are defendants in the State Road Department condemnation suit, requested that the Trustees grant a strip of submerged land in the Narrows to compensate for the right of way being taken for a state road. Mr. Wallace submitted a map and pointed out the right of way for the road and the strip his clients desire as compensation for the parcel off Redington Shores. He explained that the county has agreed to fill approximately 106 feet in the Narrows in exchange for the road right of way, and his clients are requesting that the Trustees convey to them the strip pointed out. Also, the County Engineer and the Pinellas County Water and Navigation Control Authority have recommended the proposal and can see no objection to the plan.

The Governor expressed the view that the state was giving too much land for what the State Road Department will receive. He submitted a letter of approval from Joe K. Merrin, engineer for the West Coast Inland Navigation District.

Attorney General Ervin remarked that it will be necessary to advertise the submerged area in the Narrows for objections in order to find out what the public reaction will be, and go through the usual procedure of securing recommendation from the Water and Navigation Control Authority.

Mr. Elliot reported that some time ago the Trustees set up a rule of procedure in the Narrows that where the distance is less than 500 feet for the waterway, no area will be conveyed except for rectifying the shore line.

Motion was made, seconded and adopted, that the request be referred to Mr. Elliot for investigation and report at the next meeting.

The State Road Department makes application for rights of way desired in connection with two state roads, as follows:

Brevard County - Section 7001-275 - State Road 5
Indian River County - Section 8801-207 - State Road 5, request for additional right of way across Sebastian River in Sections 24 and 25, Township 30 South, Range 38 East; and

St. Johns County - Section 7806-107 - State Road 16. For reconstruction of the bridge and approaches across San Sebastian River in St. Augustine, on State Road 16 - request easement for highway purposes across that part of the submerged lands of the river which are owned by the Trustees in Section 12, Township 7 South, Range 29 East, and Section 60, Sanchez Grant, Township 7 South, Range 30 East.

Motion was made, seconded and adopted that the request of the State Road Department for rights of way be granted.

The following applications were presented for purchase by adjacent upland owners of submerged lands adjoining their property:

Brevard County - Mrs. Chauncey Smith offers the appraised price of \$200.00 per acre for a 100-foot strip adjacent to the existing timber bulkhead on the west shore of Indian River behind Smith's Motel at Titusville, Section 10, Township 22 South, Range 35 East;

Pinellas County - Guy L. Kennedy, Jr., on behalf of Dr. I. J. Belcher and May Belcher, his wife, offers the appraised price of \$250.00 per acre for 2.72 acres in St. Joseph's Sound, Section 15, Township 27 South, Range 15 East. Application has been approved by the Pinellas County Water and Navigation Control Authority;

Sarasota County - J. Douglas Arnest, on behalf of D. D. Platt and Madeline V. Platt, offers the appraised price of \$125.00 per acre for 3.40 acres of submerged land in Section 25, Township 40 South, Range 19 East;

Sarasota County - Leo Wotitzky, on behalf of Stuart Anderson, offers the appraised price of \$125.00 per acre for 4.16 acres of submerged land in Section 26, Township 40 South, Range 19 East.

Motion was made, seconded and adopted, that the Trustees agree to advertise the four (4) parcels of land for objections only, based on the offers submitted, the Brevard County parcel to extend out to the existing bulkhead.

The following applications were presented for purchase of land owned by the Trustees:

Columbia County - Sam Feinberg of Tampa, Florida, offers the appraised price of \$25.00 per acre for Government Lot 1, Section 33, Township 2 North, Range 16 East, containing 52.17 acres, more or less; and

Collier County - William Moser of Fort Lauderdale, Florida, offers the appraised price of \$20.00 per acre for Section 31, Township 49 South, Range 31 East, containing 640 acres, more or less. The land is desired for farming and grazing.

Motion was made, seconded and adopted that the Trustees authorize the two parcels of land advertised for competitive bids, starting with the offers presented.

CITRUS COUNTY - Mr. Ferguson reported that in October 1956 the Trustees issued to Roy C. Hill a permit for causeway purposes over lake bottom land in Lake Tsala Apopka, in Section 8, Township 19 South, Range 20 East. Mr. Hill now asks that corrective permit be issued as it has developed that the original description creates a cloud on the title to several of the subdivision lots.

Motion was made, seconded and adopted, that the Trustees authorize issuance of corrective permit as requested.

Mr. Ferguson reported that Mussel Lease No. 860 in favor of John Schmarje was extended January 18, 1955 to September 14, 1959. Bond of lessee in the amount of \$1,000.00 was cancelled by the Surety Company effective February 2, 1957. Mr. Schmarje was notified of the necessity of a new bond or the lease would be subject to cancellation, but no response has been received to this letter. The lease granted a non-exclusive right to take fresh water mussels from the bottoms of Chipola River and Dead Lakes in Calhoun and Gulf Counties and the Ochlockonee River from its mouth to the Georgia line. The last remittance under the lease was made December 4, 1956. The Land Agent requests confirmation of lease cancellation for failure to post surety bond and make proper remittances under the terms of the lease. The Trustees and Board of Conservation are entitled to accounting and payment for shell taken since December 4, 1956.

Motion was made, seconded and adopted, that the Trustees confirm cancellation of Lease No. 860 and that demand be made upon the Fidelity and Casualty Company of New York for amounts due the state.

DADE COUNTY - Lehigh Portland Cement Company of Miami makes application for a disclaimer of the mineral reservation insofar as it affects coral rock and limestone formations in 1,030 acres in Sections 32, 33 and 34, Township 53 South, Range 39 East, originally conveyed by Trustees in Deed Numbers 16199 and 16571.

Motion was made, seconded and adopted, that the Trustees approve issuance of disclaimer as requested.

DADE COUNTY - Harold C. Lumpkin, holder of Campsite Lease No. 970, desires to cancel his lease covering a small area on Long Arsinecker Key in Section 13, Township 58 South, Range 40 East.

Motion was made, seconded and adopted, that the Trustees approve cancellation of Lease No. 970 as requested.

MANATEE COUNTY - Mr. William C. Grimes of Bradenton, Florida, on behalf of Bay View Builders, Inc., adjacent upland owners, offers \$200.00 per acre, which is in excess of the appraised price, for submerged land in Sarasota Bay outward from the shore 500 feet between extensions of 27th and 28th streets, in front of Blocks 31 and 42 of Illexhurst Subdivision on Anna Maria Key, Section 28, Township 34 South, Range 16 East.

Motion was made, seconded and adopted, that action be postponed on this application, and that Mr. Elliot be requested to submit a report with his recommendation.

MARION COUNTY - B. E. Hamilton of Belleview, Florida, applies to purchase an extensive area of lake bottoms in Smith Lake in Sections 26 and 35, Township 16 South, Range 23 East. This lake has not been permanently lowered, therefore no permanently reclaimed lake bottoms are available for sale by the Trustees.

Motion was made, seconded and adopted, that the Trustees deny the application made by Mr. Hamilton.

MARTIN COUNTY - The following applications are presented for purchase of submerged lands adjacent to upland property of applicants:

Harry F. Dyer, on behalf of The Pierce Company, offers the appraised price of \$200.00 per acre for 1.19 acres in Section 13, Township 38 South, Range 41 East. On November 1, 1956, the applicant paid \$115.00 for 2300 cubic yards of material to be dredged from St. Lucie River to provide a channel to the wharf on the easterly boundary of the bottoms applied for. Recommendation is that \$115.00 credit be allowed against the purchase price.

Wardlaw and Stewart, on behalf of Tuscobay Properties, offers the appraised price of \$200.00 per acre for 2.20 acres in St. Lucie River in Section 3, Township 38 South, Range 41 East.

Motion was made, seconded and adopted, that in view of a resolution by Martin County, action be postponed and the Land Agent be requested to notify the Board of County Commissioners of said applications, with report at the next meeting.

POLK COUNTY - Applications were presented from W. W. Warner for 4.6 acres, and from Anthony Giannini for 0.65 of an acre, and Mrs. Lottie Richardson for 0.44 of an acre, for purchase of certain reclaimed water bottoms in Lake Gibson that will complete and square up the fractional parcels of upland, title to which is vested in the respective applicants. The lands are located in Section 24, Township 27 South, Range 23 East, vested in the respective applicants, and are appraised at \$25.00 per acre, or a minimum of \$100.00 for each of the two parcels containing less than 1 acre.

Motion was made, seconded and adopted, to accept the appraised price of \$25.00 per acre for the 4.6 acres and \$100.00 each for the other tracts, and that conveyance be made to applicants without advertising.

PALM BEACH AND MARTIN COUNTIES - Senator F. O. Dickinson with F. C. Prior and C. E. Tinney make application for two (2) parcels of submerged land in the northwest fork of Loxahatchee River, the first parcel being in Section 27, Township 40 South, Range 42 East, comprising 5.6 acres, and the second being in Section 22, Township 40 South, Range 42 East, containing approximately 10 acres, both in Palm Beach County. Also, Kenneth Foster and Louis B. Bills apply for a similar parcel in Martin County, containing approximately 4 acres lying westerly of Parcel No. 2, but separated therefrom by an area 100 feet to 150 feet wide, said area to become a permanent and navigable channel.

Mr. Ferguson explained that conveyance of the above parcels will complete and block up for development purposes those areas previously conveyed to the separate applicants, and they have agreed to pay the appraised price of \$250.00 per acre.

Motion was made, seconded and adopted that the Trustees agree to advertise for objections only the land in Palm Beach County, based on the offers submitted, and that action on the land in Martin County be deferred pending notice to the County Commissioners.

The Trustees having referred to the Attorney General two proposed covenants to be inserted in future deeds conveying lands in Pinalas County, the following covenants are recommended:

- (1) Purchase of submerged or tidal lands for development: Provided, however, this grant is subject to the express condition (violation of which shall cause the title to the property herein described to automatically revert to the grantors), that the grantee, its successors, heirs and assigns, shall not have any right to fill said submerged

or tidal land without first having obtained an official permit so to do from the local authority or authorities having jurisdiction of such matters, and provided further the fill material to be used for such fill, if permit is authorized, shall be taken from the contiguous area as shown on map attached hereto and made a part of this deed.

(2) Purchase of submerged or tidal lands for protection: Provided, however, this grant is subject to the express condition (violation of which shall cause the title to the property herein described to automatically revert to the grantors), that the grantee, its successors, heirs and assigns shall not have any right to fill said submerged land without first having obtained an official permit so to do from the local authority or authorities having jurisdiction of such matters, and also an official permit from the Trustees of the Internal Improvement Fund, and provided further that the fill material to be used for any future development shall be obtained from the Trustees of the Internal Improvement Fund from such areas as might be hereafter designated by said Trustees.

Motion was made, seconded and adopted, that covenants one and two, with reference to purchase and use of submerged or tidal lands in Pinellas County, be approved for inclusion in deeds in the future.

Mr. Ferguson advised that Pinellas County Water and Navigation Control Authority approved said covenants as reported February 12th but has not indicated approval of clauses as above.

Motion was made, seconded and adopted, that the Trustees authorize purchase of a Verifax, or equivalent machine, for duplicating legal size documents and other records in the Land Office in connection with work of the Trustees at a price, including necessary supplies, not to exceed \$550.00.

Attention was called to action of the Trustees November 13, 1956 on application of Bay Lands, Inc., to acquire a tract of submerged land in Biscayne Bay, Dade County, lying easterly of and adjoining the S $\frac{1}{2}$ of Government Lot 3, Section 32, Township 52 South, Range 42 East, owned by Bay Lands, Inc. The submerged land comprises 2 acres, more or less. It was explained that Central and Southern Florida Flood Control District desires the dredging referred to as an extension into Biscayne Bay of the channel of Biscayne Canal, to afford the required outlet for canal discharge. The carrying out of the work by Bay Lands in excavating the channel and depositing material outward from the shore of upland owned by the company would dispose of material in the most advantageous manner with respect to Biscayne Bay. The cost of the work to be borne by the company would be worth to the District an estimated \$15,000.00 of public funds of the United States, the state and the district.

Action of the Trustees November 13, 1956 was that an appraisal be made of the bottoms to be filled and if Bay Lands accepted the appraised value the Trustees would grant permit for the proposed work. Appraisal was made and \$3,800.00 per acre was determined to be its reasonable value. The company believes that this amount is excessive in view of the extra cost to Bay Lands to the extent of about \$4,000 to fill the land from canal excavation rather than from a location nearer their upland and the saving in public funds would justify the Trustees in treating the subject as an exceptional case. Bay Lands asks that the Trustees reduce the amount required to be paid to \$2,000.00.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the appraised price of \$3,800.00 per acre stand, but in view of the circumstances related and the benefits and savings to accrue to Central and Southern Florida Flood Control District in enlarging the discharge of the outlet canal of the District, that Bay Lands, Inc., be required to pay the sum of \$2,000.00 for the necessary material, such material to be removed pursuant to instructions from the Flood Control District.

MARION COUNTY - F. D. H. McKenzie requests that the Trustees issue quitclaim deed to Island No. 1 in Lake Weir, Section 24, Township 17 South, Range 23 East, to the high water mark as of May 5, 1949, according to an aerial survey made by the United States. Mr. Elliot explained that while the island was conveyed by the United States as a designated Government lot, the description by the meander or traverse appears not to extend to the ordinary high water mark of the lake around the island and the standard practice is to consider that the actual boundary is not the meander but the ordinary high water mark. Mr. Elliot recommends a disclaimer rather than a quitclaim deed if the request is granted.

Motion was made, seconded and adopted, that the Trustees authorize issuance of a disclaimer for the purpose of relinquishing any right the Trustees may have in the island.

OSCEOLA COUNTY - Central and Southern Florida Flood Control District by Resolution No. 295 dated November 16, 1956, recommends that the Trustees release for sale to upland owners the lake bottom land on Lake Tohopekaliga as far lakeward as the 56.0 contour, and that all deeds conveying such land contain a warning clause of possible periodic flooding above the 56.0 contour with no responsibility on the state for any damage from flooding. The Trustees on May 7, 1952 withdrew from sale or other disposition all state land in the Kissimmee River floodway, which included Lake Tohopekaliga.

Motion was made, seconded and adopted, that when lands on this lake are sold, the conveyance carry the clause as recommended by the Flood Control District, relieving the Trustees from any responsibility for damage.

GLADES COUNTY - Central and Southern Florida Flood Control District requests an easement for additional right of way designated as Parcels 1080 and 1081, for Indian Prairie Canal - C-40 - extending through reclaimed lands in Lake Okeechobee in Section 25, Township 39 South, Range 34 East, and into the open waters of the lake. The easement will exclude that portion of land conveyed by the Trustees in Deed No. 18588-A-2.

Motion was made, seconded and adopted, that easement as requested be issued in favor of Central and Southern Florida Flood Control District.

MARTIN COUNTY - Mr. Elliot presented a resolution adopted by the Board of County Commissioners of Martin County January 22, 1957, requesting that the Trustees withhold any further sales of submerged lands in that county until the end of the next Legislative Session, the purpose of which is to seek legislative authority for establishing a uniform bulkhead line in the waters of Martin County.

Motion was made, seconded and adopted, that the Trustees grant request of Martin County, except as to applications heretofore received and in the processing stage but not yet completed. Also, the Trustees reserve the right to consider any case that might have special merit after giving notice to the Board of County Commissioners of Martin County.

Mr. Elliot explained that along the line of the request from Martin County, the Trustees offered a bill at the 1955 session of the Legislature which would have covered this subject on a state-wide level, but it failed of passage.

Letter was presented from Guy J. Bender, Chief, Everglades Fire Control District, calling attention to the danger of fires being set on state lands and requesting authority to post state lands in an effort to control fires within that district.

Motion was made, seconded and adopted, that the Trustees appoint Guy J. Bender, Chief, Everglades Fire Control District, agent for the Trustees of the Internal Improvement Fund, with authority to post all lands owned by said Trustees within the Fire Control District against trespass.

CLAY COUNTY - Request was presented from the United States, Department of the Navy, for deed in fee simple covering certain submerged lands in the St. Johns River, Clay County, adjacent to Clarke's Mill Grant in Section 38, Township 6 South, Range 26 East, containing 3.67 acres. The said parcels are desired in connection with the Naval Base at Green Cove Springs, Florida.

Motion was made, seconded and adopted, that the Trustees authorize conveyance to the United States of the two parcels requested, without cost, the deed to contain a reversion clause in the event the land should not be used for purposes of the Navy, and that non-use commitment be given as to oil and minerals.

PALM BEACH COUNTY - Request was presented from the United States, Department of the Air Force, for lease of 4.52 acres, more or less, designated as Tract 735, Parcel No. 3 Okeechobee Waterway Project, Palm Beach County, subject to a perpetual easement issued to the Department of the Army.

Motion was made, seconded and adopted, that the Trustees authorize issuance of lease in favor of the United States, Department of the Air Force, subject to perpetual easement heretofore issued to the Department of the Army.

ST. LUCIE COUNTY - North Beach Development Company makes application for permit to dredge material from an area comprising 15.8 acres. The landward limits from which material is to be taken will be 200 feet northwestwardly as measured at right angles to the center line of existing State Road No. A-1-A, St. Lucie County. Applicants offer payment at the rate of \$80.00 per acre.

Mr. Elliot advised that for some years the Trustees have followed the policy of selling fill material by the cubic yard and the only exception has been in a few cases involving purchase of submerged land. In the present application no submerged bottoms to be filled are being acquired from the Trustees, but the material to be taken will be used for raising the elevation of land owned by applicant. It is recommended that the established policy be followed and fill material sold by the cubic yard.

Motion was made, seconded and adopted, that the Trustees decline the offer of \$80.00 an acre from North Beach Development Company and make counter proposal to sell the fill material at the regular rate per cubic yard.

SARASOTA COUNTY - A. B. Edwards of Sarasota, Florida, requests that the Trustees join in litigation involving title to certain bay bottoms in front of the Florence Subdivision on Little Sarasota Bay, which subdivision embraces U. S. Government Lots 1 and 2 in Section 18, Township 37 South, Range 18 East. The title of the suit is Benjamin B. Dunn, et al, vs. The Hopkins Corporation, et al, filed in the Circuit Court for the 12th Judicial Circuit Court. The Hopkins Corporation takes the position that the state is the owner of the bay bottoms and they are the upland owners with prior rights to purchase bay bottoms fronting on Florence Subdivision.

Motion was made, seconded and adopted, that the request from Mr. Edwards be referred to the Attorney General for handling, as it is strictly a legal matter.

Request was presented from the Everglades Experiment Station at Belle Glade, Florida, that a balance of \$2,400.00, authorized by the Trustees for purchase of equipment from Newport Industries, Inc., in connection with ramie production, be used for construction of a slab on which to place the degumming equipment instead of purchase of machinery which has been withdrawn from sale or is not deemed necessary to purchase at this time.

Motion was made, seconded and adopted, that the Trustees authorize the Agricultural Experiment Station of the University of Florida to use the \$2,400.00 for construction of a concrete slab floor for the degumming equipment.

Mr. Elliot informed the Trustees that there are certain lots under the Murphy Act on Anna Maria Key, Manatee County that would be suitable for bathing beaches and recommended that Lots 17 and 18, Block 35, Lots 15 and 16, Block 36, and Lot 12, Block 37 be purchased by the Trustees at the bid price of \$50.00 per lot.

Motion was made, seconded and adopted, that the recommendation of Mr. Elliot be approved and that transfer of title be made from the Murphy Act to the Trustees upon payment of \$250.00.

Attention was called to a letter received by the Governor on the subject of beach erosion. In view of recommendation from Dr. Per Bruun, beach erosion expert at the University of Florida, and possible legislation on this subject at the coming session of the Legislature, it was decided to take no action until after adjournment of the 1957 Legislature.

Mr. Elliot reported that examination has been made of the Strauss Apartment Building at 803 South Adams Street, which has been assigned as quarters for the Trustees' office, and that he desires authority to make necessary changes and repairs to accommodate the office.

Motion was made by Mr. Green, seconded and adopted, that Mr. Elliot be authorized to fix up the building at as reasonable a cost as possible. It was so ordered.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following salaries and necessary and regular expenses be approved for payment:

F. C. Elliot, Engineer and Secretary	\$ 1,050.00
W. T. Wallis, Assistant Engr. & Secretary	875.00
H. G. Morton, Fiber Technologist	625.00
V. H. Ferguson, Land Agent	500.00
A. R. Williams, Assistant Engineer	597.92
A. C. Bridges, Auditor	515.00
C. L. Vocelle, Attorney	250.00
F. J. Wysor, Jr., Engineering Aid	350.00
N. C. Landrum, Assistant Engineer	321.43
M. O. Barco, Secretary-Clerk	524.17
J. L. Dedge, Secretary-Clerk	460.00
M. C. Pichard, Secretary-Clerk	338.75
B. G. Shelfer, Clerk-Stenographer	338.75
C. M. Greene, Rental Agent	52.50
R. N. Landers, Maid	29.16
The H. & W. B. Drew Company	27.20
Capital Office Equipment Company, Inc.	103.70
R. H. Hunt	11.75
Ray Y. Gildea, Jr.	43.05
Jane Letitia Hamrick	16,361.40
Tsala Apopka Basin Recreation and Water Conservation Control Authority	8,000.00
3% Transfer to General Revenue	13,795.15
Deeb Builders, Inc.	19,609.31

Tallahassee Blue Print & Supply Co.	\$ 1.35
Leon Blueprinting Company	1.60
Wyatt's Business Machines	5.00
G. M. Simmons, CCC Brevard County	3.60
Phillip Pickens	58.00
Key West Board of Reators	47.00
The Okeechobee News	18.40
The Titusville Star-Advocate	18.40
The Key West Citizen	44.47
The Coral Tribune	10.50
Fort Pierce Newspapers, Inc.	21.85
General Office Equipment Company	5.95
Capital Office Equipment Company	11.10
Mrs. Jewett Moore	56,219.90
J. Edwin Larson, State Treasurer Trans. to State School Fund	30,022.88
J. Edwin Larson, State Treasurer Trans. to State Board of Conservation	13,050.96
C. P. Mason	32.50
T. M. Shackelford, Jr.	42.65
Harry P. Leu, Inc.	618.76
Newport Industries, Inc.	750.00
Jack Culpepper	18,843.01
Leon Abstract Co., Inc.	45.00
Ray E. Green, Comptroller	242.05
Board of County Commissioners, Pinellas Co.	315.00
Southeastern Telephone Company	147.55
Western Union Telegraph Company	14.92
J. E. Pratt	25.00
Francis H. Clifton	26.60
The Coral Tribune	50.60
Stuart Daily News, Inc.	16.10
The Palm Beach Post-Times	20.00
Standard Oil Company	3.92
Capital Office Equipment Company, Inc.	8.87
General Office Equipment Company	2.04
Capital Office Equipment Company, Inc.	103.70
Capital Tile Company	330.00
Prentiss Huddleston and Associates	591.07
Capital Venetian Blind Company	332.60
Mid-Fla. Chemical Company	142.64
Linderbeck Office Supply, Inc.	1,199.25
The Commercial Office Supply Company	2,018.61
Leon Abstract Company, Inc.	148.00
J. O. Carlile	10,609.36
Frank H. Marks, CCC Broward County	481.50
J. G. Nesbit	53.30
U. S. Postoffice, Tallahassee	158.40
Leon Blueprinting Company	8.90
Rose Printing Company, Inc.	6.85
Wyatt's Business Machines	1.50
John T. Ferreira & Son	15.00
J. E. Pratt	25.00
The Bradenton Herald	17.63
General Office Equipment Company	11.70
R & M Camera Shop	16.00
Tallahassee Democrat	12.00

SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented Report No. 666 listing 167 bids for sale of land under Chapter 18296, and request for issuance of Hillsborough County Deed No. 08-Chapter 21684-Suppl.-Cor. to Southwest Tampa Storm Sewer Drainage District.

Motion was made, seconded and adopted that the Trustees approve Report No. 666 as presented and authorize issuance of deeds corresponding thereto.

The State Road Department submits request for the following:

Bay County - Deed to a parcel of land 50 x 100 feet in Section 28, Township 1 South, Range 12 West, desired in connection with State Road No. s-388-Section 4664-250, with offer of \$15.00;

Taylor County - Right of Way through Lot 8, Block 5, Homehaven Subdivision for Perry Streets - Sec. 3850-152.

Motion was made, seconded and adopted, that the Trustees grant request from the State Road Department and authorize execution of deed and right of way easement.

ALACHUA COUNTY - Request was submitted for reconsideration of action taken on application from devisees of J. A. Phifer for conveyance under Chapter 28317 of 1953 of 480 acres of land, being the $W\frac{1}{2}$ of $NE\frac{1}{4}$ and $W\frac{1}{2}$ and $E\frac{1}{2}$ of $SE\frac{1}{4}$ of Section 10, Township 9 South, Range 19 East. James E. Clayton, attorney of Gainesville, on behalf of Helen Phifer Glass, Asenath Phifer Hale and Mary Phifer McKenzie, submits an offer of \$4,800.00 - double the former bid - for conveyance of the land.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$4,800.00 and authorize issuance of deed under Chapter 28317 in favor of applicants.

COLUMBIA COUNTY - Application was presented from the heirs of M. C. Houser, for conveyance under Chapter 28317 of 1953 of the $NE\frac{1}{4}$ of $NW\frac{1}{4}$ of Section 10, Township 5 South, Range 17 East, containing 40 acres, with offer of \$5.00, or a total of \$200.00.

This application was received prior to the date the Trustees increased the base bid from \$5.00 to \$10.00 per acre and the case is eligible under the Hardship Act.

Motion was made, seconded and adopted, that the offer be accepted and deed authorized issued under Chapter 28317.

CITRUS COUNTY - The State Road Department applies for conveyance of a small parcel of land described as that part of the $SE\frac{1}{4}$ of $SE\frac{1}{4}$ of $SE\frac{1}{4}$, south and east of Lecanto-Holder Road in Section 2, Township 18 South, Range 18 East, lying within 50 feet each side of the survey line of State Road No. 491 - Section 0208-102.

Motion was made, seconded and adopted, that conveyance of the parcel be made to the State Road Department at the price of \$20.00.

FRANKLIN COUNTY - The City of Carrabelle requests conveyance of cemetery Lots 1, 2, 3, 4, 5, Block D, Range 2 of Pickett's Addition to the City of Carrabelle.

Motion was made, seconded and adopted, that deed be issued to the City of Carrabelle under Chapter 21684, without cost, the deed to contain the provision that the land shall be used for cemetery purposes of the City of Carrabelle.

JEFFERSON COUNTY - Request was presented from Tommy Martin for refund of \$110.00 which he paid for land conveyed by Jefferson County Deed No. 399. Subsequently it was found that the land was erroneously certified under the Murphy Act, having been double assessed.

Motion was made, seconded and adopted, that the Trustees authorize refund of \$110.00 to Mr. Martin.

CITRUS COUNTY - Mr. Francis Williams, Clerk of the Circuit Court, discussed method of sales under the Murphy Act and the policy of the Trustees to decline bids after the sale has been made by the Clerk; also asked if a correct list of lands remaining under the Murphy Act could be furnished.

The Trustees explained the method used in handling sales and the reasons therefor, and suggested that he bring his list of certificates to Tallahassee and correct by the list in the office.

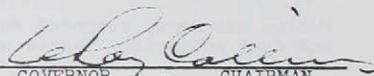
HERNANDO COUNTY - Mr. Leamon Q. Varn, Clerk of the Circuit Court, presented request from James E. Rooks for conveyance under Chapter 28317 of 1953 of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, the S $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 15, Township 21 South, Range 20 East, containing 30 acres. Applicant offers \$150.00 for the land.

The Trustees authorized the deed issued, but after the meeting it developed that all the information in the case was not before the Trustees as the application was not on the agenda. The matter was held up pending later presentation.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following salaries and refund be approved for payment:

E. Hewitt, Clerk-Bookkeeper	\$472.08
J. C. Conner, Clerk-Stenographer	225.00
Rose Rome, c/o Jess Mathas, CCC Volusia County - Refund Deed No. 4019	20.00
Tommy Martin, c/o Ike Anderson, CCC Jefferson County - Refund Deed 399	110.00

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST:


SECRETARY

Tallahassee, Florida
March 12, 1957

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

The Secretary presented the minutes of the Trustees dated February 7 & 12, 1957 with information that copies have been furnished each member.

Motion was made, seconded and adopted, that the Trustees approve the minutes as presented.

ALACHUA COUNTY - The Land Agent reported that the state owns several parcels of land in various locations in this county, aggregating 302 acres, and the list of said lands has the notation "Squatters" and "None for sale except settlers thereon", and such notations are understood to have been made over 20 years ago; and if the parcels are still occupied application should be made to purchase or the occupants notified to vacate. It is recommended that an appraisal be made and data furnished on unauthorized occupants, the cost of such inspection and appraisal not to exceed \$200.00.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the inspection and appraisal be authorized within the cost limitation of \$200.00.

MONROE COUNTY - Request is made by Florida Keys Aqueduct Commission for grant of 200 x 300 feet, comprising 1.38 acres of submerged land adjacent to U. S. Highway No. 1 at Cross Key, the said site to be used for a water pumping station. The Commission advises that three such sites are essential to the economy of the keys and the City of Key West. The Land Agent recommends lease of the area for the specific use at nominal rental with reversion for non-use.

Motion was made by Mr. Evin, seconded by Mr. Larson and adopted, that the request be granted as recommended by the Land Agent, subject to approval of the State Road Department.

PALM BEACH COUNTY - Luther Jones of Belleglade, Florida, on behalf of the Estate of L. E. Aspey and C. J. Aspey, requests that deeds be issued to applicants upon payment of the purchase price agreed to at sale confirmed March 20, 1951. The Land Agent reports that minutes of December 19, 1950 disclose that application was presented with offer of \$50.00 per acre on behalf of L. E. and C. J. Aspey, for purchase of 11.68 acres and 9.72 acres adjacent to their uplands in Section 11, Township 43 South, Range 36 East, located on Kraemers Island in Lake Okeechobee. The land was advertised for objections and no objections were submitted on the date advertised, March 20, 1951. The sale was confirmed but the records do not disclose that deed or contract was issued.

Applicants now offer the purchase price plus six percent (6%) interest from date of sale to this date, with explanation by Mr. Jones that the brother handling the purchase of the property died recently and it was then discovered that the transaction had never been closed.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees authorize issuance of deed as requested upon payment of \$50.00 per acre, plus interest at six percent on the purchase price from March 20, 1951.

PALM BEACH COUNTY - The United States Government, holder of Lease No. 868 (DA-08-123-eng-1231) desires a five-year extension from June 30, 1957, making the expiration date June 30, 1962. The area is used for a rifle range and covers 97.5 acres in the North $\frac{3}{4}$ of the E $\frac{1}{2}$ of W $\frac{1}{2}$ of Section 17, Township 43 South, Range 43 East, lying North and East of U. S. Government Meander Line through the West half of Section 17, of said Township and Range.

Motion was made, seconded and adopted, that the extension as requested by the United States be granted.

DUVAL COUNTY - The Atlantic Coast Line Railroad Company, adjacent upland owner, makes application to purchase 7.95 acres of land bordering the St. Johns River in unsurveyed Section 14, Township 2 South, Range 26 East, 6.10 acres of which is filled and improved. 1.85 acres is submerged land lying between the old fill and the newly established bulkhead line. The parcel is desired for proposed construction of an office building. The company claims title to this parcel under Section 271.01, Florida Statutes (Butler Act).

The applicant offers \$250.00 per acre for 1.85 acres and \$100.00 per acre for 6.10 acres, both parcels to be conveyed under one instrument. The Land Agent recommends advertisement for objections only of the entire acreage of 7.95 acres, with the advertisement carrying a statement that "The purpose of this sale, if consummated, is to confirm in the applicant title to 6.1 acres under Section 271.01, Florida Statutes, prior to repeal, and to include in such sale 1.85 acres of submerged land adjoining".

Motion was made, seconded and adopted, that the Trustees authorize advertisement of the entire parcel of 7.95 acres for sale, subject to objections only, at the price offered, the notice to include the statement recommended by the Land Agent.

DUVAL COUNTY - Request was made by J. H. Bunch, on behalf of Mary Courson, for interpretation of the interest conveyed by Trustees of Internal Improvement Fund in Deed No. 12401 dated October 31, 1883 in favor of Clarence J. Reulerson, which deed purports to convey Government Lots 1, 2 and 3 of Section 3, Township 1 South, Range 28 East, 64.94 acres, Duval County.

The Land Agent advises that "The whole of fractional sections one, two, three . . ." etc. of said township and range, containing 9,046 acres, were patented as "Swamp and Overflowed Lands" under the Act of Congress approved September 28, 1850 "according to the official plats of survey" to the State of Florida on June 23, 1882 by St. Augustine Land Patent No. 16. Said patent did not state the areas of the several separate fractional sections; that the Bureau of Land Management, in letter to the Commissioner of Agriculture dated May 18, 1951 has construed "fractional sections" to be the lands surveyed by the U. S. Surveyors, not the unsurveyed areas which appear within the theoretical one-mile-square section units of regular townships, and cited two cases, viz:

(1) Cragin v. Powell (128 U.S. 691,696) in which the U. S. Supreme Court stated:

"It is a well settled principle that when lands are granted according to an official plat of the survey of such lands, the plat, itself, with all its notes, lines, descriptions, and land marks, becomes as much a part of the grant or deed by which they were conveyed, and controls so far as limits are concerned, as if such descriptive features were written out upon the face of the deed or grant itself."

(2) Chapman & Dewey Lumber Company v. St. Francis Levee District (232 U.S. 186) in which the U. S. Supreme Court held:

"A patent for the 'whole of a township' according to the official plat of the survey is here construed in view of what appeared upon the plat and of the acreage specified in the patent, as embracing the whole of the surveyed lands in the township, but not an unsurveyed area, approximating 8,000 acres, which was represented upon the plat as a meandered body of water".

Sale of the three lots by the Trustees would appear to be prima facie evidence that the Patent of the whole of fractional Section 3 had been construed by the State as a grant of the several surveyed Government Lots which constituted the fractional section

in the U. S. Surveys approved by the Surveyor-General. Attention is called to the fact that the first U. S. Survey, made in 1834, was approved but omitted one or more Spanish land grants, and a further U. S. Survey defining the grants confirmed by the U.S. Supreme Court was approved by the Surveyor-General in 1851 and that this latter survey appears complete and must supersede the 1834 survey. The patent to the State in 1882 "according to the official plats of survey" would be in accordance with the 1851 survey. Any construction of the patent as a grant of anything other than the surveyed lands would be to charge that it was a grant of sovereignty bottoms, marsh or other unsurveyed area and cast doubt upon the validity of the source of title of countless owners whose rights of ownership and titles have never been challenged..

Mr. Bunch exhibits original letter dated September 5, 1956, signed by the Acting Manager, on letterhead of the U. S. Department of the Interior, Bureau of Land Management, Eastern States Land Office, Washington, in which it is stated that the subject lots vested in the State of Florida through St. Augustine Patent No. 16 and "The Government having divested itself of title thereto it has no further jurisdiction and it is not subject to further selection under the public domain laws" and that "inclusion of the land in the Prospectus for Public Domain Land Sale was in error" and "the land is this day being withdrawn from said sale."

Mr. Bunch exhibits two further letters from the Bureau of Land Management, signed by the Chief, Lands Adjudication Section, dated September 21, 1956 and December 10, 1956 respectively and contending that the intent of the U. S. "was to issue patent for the unsurveyed marsh lands ..." and "that the plat made in 1834 shows the surveyed area of Section 3 as containing 511.3 acres." The plat approved in 1851 shows part of the former Section 3 to have been included in the confirmed William Fitzpatrick Grant Section 38 and that Section 3 (4 U.S. lots) aggregated 78.60 acres. Land Agent contends that the area shown on the approved map of 1851 supersedes and vacates any showing to the contrary on the 1834 map and that the "Official plats of Survey" mentioned in the Patent can refer only to the 1851 map as a determination of the intent of the St. Augustine Patent issued in 1882. Neither the plat of 1834 nor the 1851 plat bear any notation of computed or estimated area of the unsurveyed lands in Section 3. The letter of September 5 is consistent with the interpretation of the Bureau of Land Management given to the Commissioner of Agriculture in 1951 with the U. S. Supreme Court citations. The letters of September 21, 1956 and December 10, 1956 are inconsistent with and in complete conflict with interpretations heretofore taken as official and final and customarily followed by title examiners and attorneys, and, using a map approved in 1834 instead of the approved map of 1851, fail to validate the position stated.

The subject lots are shown to have come through a regular chain of title from the State of Florida to the grandfather of Mrs. Mary Courson in 1896 and by a further conveyance to her uncle in 1900, who conveyed to Mrs. Courson in 1941. Mr. Bunch shows that Mrs. Courson and her family have resided upon the land for more than 60 years in peaceable adverse possession.

Land Agent recommends that the Trustees go on record as interpreting the St. Augustine Land Patent No. 16 as granting to the State of Florida the said Government Lots 1, 2 and 3 of Section 3, Township 1 South, Range 28 East in accordance with the decisions of the U. S. Supreme Court cited above.

Motion was made, seconded and adopted that the recommendation of the Land Agent be accepted as the action of the Board.

VOLUSIA COUNTY - Mr. Elliot presented letter addressed to the Attorney General from Alfred E. Hawkins, Daytona Beach, Florida, requesting disclaimer from the Trustees to land lying between the easterly boundary of Lot 18, Block 26, and the west ordinary high water mark of Halifax River, Mason and Carswell Subdivision of Holly Hill, Florida. The Attorney General's Office advises

that they see no objection to issuance of a disclaimer if the Trustees make no claim to said land. Mr. Elliot reported that an examination of the records in the Land Office discloses that the land is not held by the Trustees.

Motion was made, seconded and adopted, that the Trustees issue disclaimer in favor of Mr. Hawkins' client, Mrs. Ethelwyn Stewart, covering the land referred to.

ST. LUCIE COUNTY - Troup Brothers, Inc., of Fort Pierce, Florida, contractor for the State Road Department on Road A-1-A, requests permission from the Trustees to take 290,000 cubic yards of material for road fill in St. Lucie County. It was recommended that the permit be issued with charge for the material at the regular rates.

Motion was made, seconded and adopted, that the Trustees authorize issuance of permit to Troup Brothers, Inc., for taking material for road fill in St. Lucie County with payment at the regular rates, material to be taken from a location selected by Mr. Elliot.

MARTIN COUNTY - R. V. Fitzgerald, representing James H. Craggs Construction Company, contractors for the State Road Department in the construction of State Road A-1-A, requests permission from the Trustees to take 170,000 cubic yards of material for road fill in Martin County, the material to be taken from the easterly shore of the Indian River. Information was furnished that the contractor is making no charge to the State Road Department for fill material.

Motion was made, seconded and adopted, that the Trustees grant permission to Craggs Construction Company for taking 170,000 cubic yards of fill material from a location in Indian River to be selected by Mr. Elliot.

OSCEOLA COUNTY - Lloyd E. Smith makes application to take material from the bottom of East Lake Tohopekaliga to fill a strip of land approximately 3700 feet long, having a width of approximately 135 feet, adjacent to State Road No. 523. Applicant proposes to fill to the usual elevation an area conveyed to him by the Trustees. It is recommended that applicant be permitted to take fill material from said lake, subject to conditions for protection of the lake against damage, and that specifications for taking the material shall be approved by the Engineer's office.

Motion was made, seconded and adopted, that the request be granted subject to conditions as recommended and that no charge be made for the material as the land to be filled was purchased from the Trustees.

PINELLAS COUNTY - At the meeting of the Trustees February 26, 1957, the application of Mr. Louis Wallace was presented on behalf of his clients, Redington Shores, Pinellas County, and the matter was referred to Mr. Elliot for report on request for grant by the Trustees of a strip of land to compensate for right of way required by the State Road Department.

Mr. Elliot reported as follows:

REPORT

On August 11, 1953, a conference was held in this office with the District Engineers, Corps of Engineer, U. S. Army, Jacksonville District and Mobile District, in reference to cooperation between the United States and this state relating to navigation. The purpose was to insure reserving of suitable right of way, spoil deposit areas required for existing and future intra-coastal waterways, space in bays and harbors for the expansion of water borne commerce, and at entrances to the bays and harbors adequate space for entrance fairways.

On September 1 of same year I reported to the Trustees on the conference and made certain recommendations affecting the subject. The Trustees accepted the recommendations. One of the things resulting from the conference was the reserving from sale or other disposition areas needed in the interest of navigation, including for intracoastal waters a minimum of 500 feet for channel purposes and 1500 feet for maintenance spoil areas and general maintenance.

The Intracoastal Waterway at Redington Shores is less than the 500 feet minimum width, being only 250 to 260 feet from bank to bank, and in accordance with the action of the Trustees more than three years ago, no conveyance of submerged bottoms through the narrows may be expected.

The existing cooperative project between the United States and the West Coast Inland Navigation District provides for a minimum channel depth of 8 feet and minimum width of 100 feet on the bottom. In the future it may be expected that the Intracoastal Waterways along the west coast will be coordinated in depth and width to the Intracoastal Waterway along the East Coast of Florida to a final water depth of 12 feet and minimum bottom width of 125 feet. A depth of 12 feet through sand or sandy areas will require side slopes of somewhere from 6 to 8 feet horizontal to 1 vertical.

Under such plan the area actually required for such channel would be 125 feet plus 100 feet on each side for side slopes. That takes up 350 feet. Allowance of 50 to 75 feet each side of the channel for boat slips and wharfs will account for the remainder. That, in detail, is the reason for the reservation for channel purposes of 500 feet. Practically all of the narrows is less than 500 feet in width.

Mr. Elliot recommended that the Trustees consider carefully this and similar applications because whatever concession is made for one will set a precedent for other similar requests, and while it may not look important now, the Trustees will need to think of what it will mean in the future when the waterway shall be improved to greater depth and width, requiring acquisition by the county of additional right of way, involving highly improved property at great expense or abandonment of the waterway.

Governor Collins, Comptroller Green and Treasurer Larson were not disposed to relax the policy heretofore agreed upon and were in favor of voting for the recommendation of Mr. Elliot.

Attorney General Ervin expressed the view that while he was loath to modify the rules or go against the recommendations of Mr. Elliot, he felt in view of the approval by the Inland Navigation District, the County Commissioners, Pinellas County Water and Navigation Control Authority, and the expression from Mr. Al Rogero, Road Board member, that an exception could be made in this case.

Motion was made, seconded and adopted, that the application of Mr. Wallace, on behalf of his clients, be denied.

Letter was presented from Pinellas County Water and Navigation Control Authority advising that William S. Fielding, Examiner for said authority, has filed with the Clerk his report on the hearing on application of Al W. Furen and wife, Isobel E. Furen, for permit to dredge, fill and seawall an area commonly known as Cats Point Bank, in lower Boca Ciega Bay, Pinellas County, and allowing thirty (30) days for the filing of exceptions to said report.

Attorney General Ervin explained that the Trustees of the Internal Improvement Fund have authorized T. M. Shackleford to file exceptions to the report of Mr. Fielding, which he has done, or is in the process of doing. After the exceptions are filed the Pinellas County Water and Navigation Control Authority will determine its decision on the exceptions.

J. Hardin Peterson was present representing Al W. Furen and his application for permit to fill the area referred to as "Cats Point Bank", and stated that he would like to have Colonel Herbert C. Gee and Dr. James B. Lackey make brief statements with reference to certain phases of the case. He explained that when the deeds were issued Mr. Furen contemplated filling and developing the area. Provisions set forth in the deeds from the Trustees were read. The deed to which map was attached specified certain things to be done and Mr. Furen has been following instructions of the deeds and map. He stated that neither the conditions nor the map had the approval of Mr. Elliot but they were executed by the Trustees and furnished the purchaser and he has been proceeding accordingly. Continuing his remarks, Mr. Peterson stated that this matter was before the Trustees last fall, and quoted from an opinion rendered by the Attorney General which was in effect that Section 253.03, Florida Statutes, vests in the Trustees of the Internal Improvement Fund no jurisdiction or control over filling or dredging of submerged lands owned by individuals, firms or corporations, even though they were purchased from the State or the Trustees. Applicants have appeared before the Pinellas County Water and Navigation Control Authority, the examiner for that agency has held hearings and submitted his report, which is favorable to Mr. Furen, and holds that the fill will not be of substantial injury to navigation, marine life or any upland in the area; that the City of St. Petersburg adopted a resolution recently approving the fill but by wire has requested a modification (telegram from the city was read) which he has advised his clients they cannot do without consent from the Trustees. His clients want to find out the nature of the Trustees' objection and they will get with Mr. Elliot and the City of St. Petersburg for the purpose of working out something acceptable to all parties.

Colonel Herbert Gee stated that he was formerly Colonel with the U. S. Engineers, now retired, is employed by the applicants and his report deals with navigation in Boca Ciega Bay as it will be affected by the proposed fill and improvement. He submitted photographs showing the Bay as it is, the effect of the tides and shoaling activities. He referred to testimony given by himself on behalf of his client, and by W. Turner Wallis representing the Trustees, at the hearing in Pinellas County, and that they differed in one respect in the testimony and that was the possible adverse effect the fill would have on the water flow through the channel at Pass-A-Grille. Colonel Gee expressed the further belief that the conversion of these mud flats into improved property will be the wisest and best use to which the land could be put and that it will not have any adverse effect upon the tidal waters of Boca Ciega Bay; that the Bay has increased in width in the past twenty years from erosion; that there will be a deeper channel if this work is done and the width of the channel between the development and the mainland will be 500 feet and another channel through the center of the development will be provided with an opening 500 feet in width, as required in the deed.

Dr. James B. Lackey stated that he is now on the faculty of the University of Florida, on vacation leave at present from the University. He informed the Trustees as to his background since his graduation from Columbia University, New York, and stated that he has made this study and examination on his own time. He submitted a prepared statement on the effect of the Furen Fill from the biological standpoint, which pointed out that Cats Point Bank from Coast and Geodetic maps made several years apart will eventually be a mangrove island, will result in a mosquito breeding area and probably produce a very small amount of fish and shrimp; that as it now exists it is an obstacle to alleviating pollution in the area from sewage disposal and is considered by some authorities as contributing to the Red Tide; that the filling of Cats Point Bank will increase circulation and tend to eliminate pollution and will improve the Gulfport beaches by being washed by circulating water rather than to continue collecting silt, and that there is no evidence to indicate that dredging is damaging. Further, that the State Board of Health would probably not allow commercial shell fishing in the area on account of the bacterial quality of the water, and he does not consider that the proposed fill will destroy marine life nor fishing area; that he considers the channels planned for the fill will freshen the waters to the

north and be a benefit, and that he believes the channel for the Inland Waterway proposed by the City of Gulfport will destroy the same area for marine organisms as has been claimed that the Ratner fill will.

Mr. Leonard Bursten stated that he is attorney for Mr. Lee Ratner, who entered into contract last August to purchase the Furen interest in Cats Point Bank; that his client is at a loss to know why the state has filed objections to the fill and is willing to try and work out with the state these objections. Mr. Bursten called attention to the fact that the sales were handled in the usual manner, it was understood that the purchaser intended to fill the area, no objections were filed to the sale, the purchaser has good title and has authority under the law to fill. A War Department permit was granted for the fill, the County Navigation Control Authority and the City of St. Petersburg have given their approval, and if the question comes to litigation the owners will proceed on the basis of the present plans, but if the owner and the Trustees can agree on certain modifications no suit will be necessary.

Attorney General Ervin explained that when contract for sale was made several years ago it was contemplated that a fill would be made but there has been some dispute about the extent of the fill and the openings that were originally proposed; that later the Legislature passed an act giving the County Commissioners authority to determine if fills should be made and the size; that the Trustees, through its engineers, the Conservation Department, and other agencies have made investigation of numerous protests filed to this and other fills in Pinellas County and the results are all adverse to the fill. The Trustees have filed formal protest to the Pinellas County Water and Navigation Control Authority and to the War Department. Also, since the report filed by the county's examiner, Mr. Fielding, the Trustees have instructed Mr. Shackelford to file exceptions to the report. The Trustees oppose the plan as submitted. The Attorney General asked if the applicants and the City of St. Petersburg now desire that the Trustees discuss a modification of the proposed fill.

Mr. Peterson stated that he did not think the Trustees had ever had the whole picture presented and that was the purpose of this meeting. Mr. Bursten reiterated that his clients are willing to discuss modification of the plan with the Trustees.

Governor Collins pointed out that this sale was made in a prior administration and the original purchase was for an area adjacent to a small parcel of upland approximately 200 by 400 feet. He outlined the Trustees' policy of cooperating with upland owners, but in this case a second application was made to purchase a long narrow strip in extension of the original purchase and the proposed fill extends out from this narrow strip taking in a large area which is against the policy of the Trustees. The proposed fill adjoins upland of the City of St. Petersburg, and if the said city contemplated releasing its upland rights, the submerged area should have been advertised for competitive bidding rather than for objections only. Notice of Trustees objections has been filed with the Pinellas County Navigation and Water Control Authority and with the U. S. District Engineers. If Mr. Furen feels the Trustees have done him wrong in protesting his fill, the Trustees will be glad to refund what he has paid for the land. The Trustees have consistently refused to sell submerged land to anyone who is not the bonafide upland owner, and although the sale was made some years ago, this board is trying to rectify the mistake.

The Governor asked that an analysis be made of the modification proposed by the City of St. Petersburg, in the light of the original proposal.

No question being submitted, no action was deemed necessary.

PALM BEACH COUNTY - Mr. Ferguson presented telegram from Claude Jones of Belle Glade, Florida, requesting that the Trustees grant the City of Belle Glade an easement over a thirty (30) foot parcel between Lots 12 and 14, Section 31, Township 32 South, Range 37 East, for street purposes.

Motion was made, seconded and adopted, that the Trustees agree to dedicate the strip for public street purposes, provided it is found to be a public street upon investigation.

PINELLAS COUNTY - Presented as information was letter from W. E. Eigenmann of Clearwater, Florida, President of the Clearwater Federation of Civic Clubs, requesting that the Trustees halt dredging and filling in of the waters of Clearwater Bay and St. Joseph's Sound.

The letter was received and ordered acknowledged with thanks.

Mr. J. Lewis Hall, attorney of Tallahassee, Florida, inquired whether the letter from Clearwater Civic Clubs would have any effect on the Clearwater Islands Beach case.

Attorney General Ervin advised that the case referred to by Mr. Hall is now in Court and there is no action to be taken at this time.

Luther Jones of Belle Glade, Florida, was present and stated that he had appeared before the State Board of Conservation with reference to damage owners of islands in Lake Okeechobee are suffering from works of the Flood Control District in raising the level of the lake. He explained that the United States Engineers had been apprised of the damage already done, and prospective damage in the future, as well as to Central and Southern Florida Flood Control District. Mr. Jones said he assured the land owners that some equitable basis of payment would be devised. It is the desire of the island owners that the Flood Control District be given a flowage easement over their lands, retaining to themselves the right to such use of the land as might be possible. For this easement the owners had agreed to accept fifty percent (50%) of the appraised value of the land. Recently the Central and Southern Flood Control District has made a counter proposal for payment of twelve percent (12%) of the appraised value. This the owners are unwilling to accept.

Resulting from the presentation to the Conservation Board, the matter was referred to Mr. F. C. Elliot for review and report.

Motion was made, seconded and adopted, that the Trustees request Mr. Elliot to make an examination of the situation and report his recommendations.

The Trustees deferred consideration of two proposed bills for presentation to the 1957 Legislature, one in reference to submerged bottoms and the other in reference to lakes of the state; also as to suggested resolution dealing with reserved interest in oil and minerals.

Mr. Elliot requested authority to dispose of certain equipment in the Strauss apartment building, which is:

- 4 hot water heaters
- 3 kitchen sinks
- 14 light fixtures
- 4 oil tanks attached to the building.

Offers of \$20.00 each have been received for the hot water heaters and \$15.00 each for the kitchen sinks.

Without objection, Mr. Elliot was given authority to dispose of the equipment to the best advantage possible.

Motion was made, seconded and adopted, to approve issuance of warrant in amount of \$750.00 to H. Pierce Ford and George E. Ziegler, as real estate fees in connection with purchase of Capitol Center property, this rate having heretofore been authorized by the Board of Commissioners of State Institutions.

Governor Collins called up for consideration the application from Hyman Green and Dr. Bradley Waldron to purchase submerged lands and fill an area in Pinellas County known as "Tierra Verde". He explained that several hearings have been held before the Trustees. The application was then referred to the State Land Use and Control Commission, which reported unfavorably. The question was then referred to Mr. Elliot and he came up with a proposal under which a limited area could be granted for development. The State Road Department has indicated the need for a right of way through the area for a Bayway, and all these matters have been the subject of considerable study in the hope that some sound conclusion could be reached.

The Governor recommends that the application in its present form be denied for the reason that he feels the applicants are asking for too large a land mass; he suggested to applicants that if they would re-apply or modify their existing application by reducing the amount of the area applied for by seventy-five percent (75%), he believed they could find a way to tie their existing lands together and permit a sound development without involving anything like the large area applied for. With the area reduced seventy-five percent, something like 400 acres would be added to the 600 owned by applicants. The Governor further stated that this matter has been discussed with Mr. Elliot and Mr. Wallis to see if the reduced area could be developed on a practical basis and he understands they have worked out a proposal under which that could be accomplished. It would be necessary, if settlement on the reduced basis be approved, to provide certain areas for public use together with a 500 foot right of way to be provided, without cost, for the state road, as well as certain reservations and restrictions required by the City of St. Petersburg in the original plan.

The proposal was submitted to Dr. Waldron, who was present, and he agreed to the reduction as explained by the Governor, and to the provision for the road right of way and other commitments.

Motion was made by Attorney General Ervin, seconded by Mr. Larson and adopted, that the recommendation of Governor Collins be approved as the action of the Trustees, with payment for the land to be on the basis of \$100.00 per acre. It was so ordered.

Upon inquiry of Mr. Wallis as to whether the proposed settlement would be in the public interest and acceptable to the people in that area, Mr. Wallis stated that he and Mr. Elliot have been in agreement that a certain amount of fill in that area would serve the public, and that he thinks the 75 percent will be satisfactory.

The Board requested that in the preparation of the deed Mr. Elliot and Mr. Wallis work out the description and delineate the line from which the fill can be taken.

On March 5, 1957, the Board of Commissioners of State Institutions authorized payment of architect's fee in connection with change in contract of J. O. Carlile for elevator and air conditioning equipment in the Governor's Mansion, in amount of \$1,977.76 from the Internal Improvement Fund.

Motion was made, seconded and adopted, that the Trustees approve payment of \$1,977.76 as requested by the Board of Commissioners of State Institutions.

Financial statements for the month of February, 1957, are as follows:

UNDER CHAPTER 610

Balance as of February 1, 1957		\$334,702.40
Receipts for the Month:		
Land Sales	\$65,644.06	
Quitclaim Deeds	492.00	
Revenue Bonds	6,527.50	
Advertising	189.51	
Trustees Minutes	2.00	
Shell & Sand Leases	13,938.32	
Timber Leases	180.94	
Grazing Leases	382.00	
Mineral Leases	779.65	
Miscellaneous	323.85	
Property Rental	1,336.11	
Refund E.A.L.	12.25	
Total Receipts for February, 1957		<u>89,908.19</u>
GRAND TOTAL		<u>\$424,610.59</u>
Less: Disbursements for February, 1957		<u>201,807.78</u>
BALANCE AS OF FEBRUARY 28, 1957		<u>\$222,702.81</u>

DISBURSEMENTS FOR THE MONTH OF FEBRUARY, 1957

DATE	WARRANT NO.	PAYEE	AMOUNT
2-4-57	239586	The H & W B Drew Company	\$ 27.20
	239587	Capital Office Equipment Co.	103.70
2-5-57	241104	R. H. Hunt	11.75
2-7-57	244410	Ray Y. Gildea, Jr.	43.05
	244411	Tsala Apopka Basin Recreation Control Authority	8,000.00
	244412	Jane Letitia Hamrick	16,361.40
2-8-57	246402	Tallahassee Blue Print & Supply	1.35
	246403	Leon Blueprinting Company	1.60
	246404	Wyatts Business Machines	5.00
	246405	G. M. Simmons, CCC	3.60
	246406	Phillip Pickens	58.00
	246407	Key West Board of Realtors	47.00
	246408	The Okeechobee News	18.40
	246409	The Titusville Star-Advocate	18.40
	246410	The Key West Citizen	44.47
	246411	The Coral Tribune	10.50
	246412	Ft. Pierce Newspaper, Inc.	21.85
	246413	General Office Equipment Co.	5.95
	246414	Capital Office Equipment Co.	11.10
	246415	Deeb Builders, Inc.	19,609.31
2-11-57	246361	J. Edwin Larson, State Treasurer, Trans. to General Revenue Fund	13,795.15
2-13-57	247400	J. Edwin Larson, State Treasurer, Trans. to State School Fund	30,022.88
	247401	J. Edwin Larson, State Treasurer, Trans. to State Bd. Conservation	13,050.96
	253112	Mrs. Jewett Moore	56,219.90
2-14-57	256467	C. P. Mason	32.50
	256468	T. M. Shackelford, Jr.	42.65
	256469	Harry P. Lew, Inc.	618.76
	256470	Newport Industries, Inc.	750.00
	246471	Jack Culpepper	18,843.01
2-15-57	258810	Ray E. Green, Comptroller	242.05
	258811	Board of County Commissioners, Pinellas County	315.00
	258812	Southeastern Telephone Company	147.55
	258813	Western Union Telegraph Company	14.92
	258814	J. E. Pratt	25.00
	258815	Francis H. Clifton	26.60
	258816	The Coral Tribune	50.60
	258817	Stuart Daily News, Inc.	16.10

DISBURSEMENTS FOR THE MONTH OF FEBRUARY, 1957
(Continued)

DATE	WARRANT NO.	PAYEE	AMOUNT
2-15-57	258818	The Palm Beach Post-Times	\$ 20.00
	258819	Standard Oil Company	3.92
	258820	Capital Office Equipment Co., Inc.	8.87
	258821	General Office Equipment Co.	2.04
	258822	Leon Abstract Co., Inc.	45.00
2-18-57	261465	Capital Office Equipment Co., Inc.	103.70
	261466	Capital Tile Company	330.00
	261467	Prentice Huddleston & Associates	591.07
	261468	Capita Venetian Blind Co.	332.60
	261469	Mid-Fla. Chemical Co., Inc.	142.64
	261470	Linderbeck Office Supply, Inc.	1,199.25
	261471	Commercial Office Supply Co.	2,018.61
	261472	Leon Abstract Co., Inc.	148.00
2-21-57	265993	J. O. Carlile	10,609.36
2-25-57	268835	Frank H. Marks, CCC	481.50
2-26-57	269656	J. G. Nesbitt	53.30
	269657	U. S. Postoffice, Tallahassee	158.40
	269658	Leon Blueprinting Co.	8.90
	269659	Rose Printing Co., Inc.	6.85
	269660	Wyatt's Business Machines	1.50
	269661	John T. Ferreira & Son	15.00
	269662	J. E. Pratt	25.00
	269663	The Bradenton Herald	17.63
	269664	General Office Equipment Co.	11.70
	269665	R & M Camera Shop	16.00
2-28-57	243254	F. C. Elliot	834.95
	243255	W. T. Wallis	679.85
	243256	H. G. Morton	485.90
	243257	V. H. Ferguson	351.20
	243258	A. R. Williams	472.79
	243259	A. C. Bridges	392.08
	243260	C. L. Vocelle	161.20
	243261	F. J. Wysor, Jr.	288.55
	243262	N. C. Landrum	253.84
	243263	M. O. Barco	404.27
	243264	J. L. Dedge	354.75
	243265	M. C. Pichard	297.55
	243266	E. G. Shelfer	268.96
	243267	C. M. Greene	49.35
	243268	R. N. Landers	27.41
	243269	Blue Cross of Florida, Inc.	34.00
	243270	Wilson Life Insurance Co.	22.38
	243271	State Retirement	389.35
	243272	Federal Tax	1,059.30
	270941	Tallahassee Democrat	12.00
TOTAL DISBURSEMENT FOR THE MONTH OF FEBRUARY, 1957			<u>\$201,807.78</u>

U. S. G. S. COOPERATIVE FUND

Balance as of February 1, 1957	\$ 4,950.00
Receipts	700.00
Disbursements	-0-
Balance as of February 28, 1957	<u>\$ 5,650.00</u>

UNDER CHAPTER 18296

Receipts to General Revenue:		
February 18, 1957	\$	<u>818.25</u>
Total Receipts for the Month	\$	<u>818.25</u>
Disbursements from General Revenue:		
WARRANT		
DATE	NO.	PAYEE
2-22-57	268072	Rose Rome
2-28-57	244450	E. Hewitt
	244451	J. C. Conner
	244452	Provident Life & Acc. Ins. Co.
	244453	Blue Cross of Florida, Inc.
	244454	State Retirement
	244455	Federal Tax
Total Disbursements from General Revenue for Month	\$	<u>717.08</u>

SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented Report No. 667 listing 62 bids for sale of land under Chapter 18296, and request for issuance of Palm Beach County Deed No. 2225-Cor. to T. L. Richards, Jr., to correct initials in original deed dated April 13, 1945.

Motion was made, seconded and adopted, that Report No. 667 be approved and authority given for issuance of deeds corresponding thereto.

ALACHUA COUNTY - Application was received from M. O. Hague for conveyance under Chapter 28317 - The Hardship Act - of land in Fractional Section 33, Township 8 South, Range 19 East, and in the northeast corner of Fractional Section 4, Township 9 South, Range 19 East, containing 65 acres. Information was given that this land was advertised at regular sale and a high bid of \$2,535.00 was received, but before the sale was reported to the Trustees, Mr. Hague made application under the Hardship Act and offered \$325.00 for the land, which is less than the base bid now in effect. Mr. Hague's application is in order and comes within the intent of the Act.

Motion was made, seconded and adopted, that the bid at regular sale be declined and that conveyance to Mr. Hague under Chapter 28317 be authorized upon payment of \$650.00, which is at the rate of \$10.00 per acre.

Recommendation was made that the following applications for conveyance under Chapter 28317 be denied as they do not qualify under said Act:

Alachua County - Thomas E. Stalnaker was not the owner or heir of former owner as of June 9, 1939. Land was acquired by him in 1949.

Hernando County - James E. Rooks requests reconsideration of his application. Applicant was not the owner, nor is he the heir of former owner as of June 9, 1939. Land was acquired by him in 1950.

Columbia County - National Container Corporation acquired the land in 1956, and three conveyances had been made since 1939, and the present applicant had no connection with owner in 1939.

Motion was made, seconded and adopted, that the three applications be denied.

Motion was made, seconded and adopted, that refund in amount of \$70.00 be authorized in favor of Fred Ehrenkranz as reimbursement for land conveyed by Volusia County Deed No. 3892, for the reason that all the land lies within the right of way of a state road.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
SECRETARY

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

Mr. Ferguson, Land Agent, reported the following sales advertised to be held on this date.

MONROE COUNTY - On February 12, 1957, the Trustees considered offer of \$100.00 per acre from Bernie C. Papy for purchase of Lots 9, 10 and 11, Section 20, Township 66 South, Range 29 East, containing 93.87 acres, more or less. The land was advertised for competitive bids and notice of the sale was published in the Key West Citizen on February 22, March 1, 8, 15 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Mr. Ferguson reported that on request from Congressman Bennett this sale had been postponed.

Attorney General Ervin stated that Congressman Bennett called him last week and asked that the sale be postponed as there is pending a bill before Congress to set up a preserve for the small Key Deer on Middle Torch Key. He discussed the request with Mr. Ferguson and they felt the matter justified postponing the sale until Congressman Bennett has opportunity to hold the hearing scheduled. Interested parties have been notified that the sale has been postponed.

Representative Bernie Papy was present and protested the action by Congressman Bennett, stating that there are no toy Key Deer, and any deer down there migrate from the mainland to Pine Key, which is the only place they can get fresh water. He states that the 93 acres on Middle Torch Key is surrounded by private ownership and if the preserve is established it will destroy an area of valuable property. He urged that the Trustees not consider the request from Congressman Bennett, but allow the sale to be made today.

With objection it was agreed to notify all interested parties that the sale will be considered at the next meeting - April 9, 1957 - giving opportunity for anyone interested to be heard.

DESOTO COUNTY - On February 12, 1957 the Trustees considered offer of the appraised price of \$50.00 per acre from Elverne Hallman for purchase of Lots 11, 12, 13, Section 26, Lot 21 of Section 27, Lots 4, 5, 6, 11, 12 of Section 35, all in Township 39 South, Range 23 East, containing 153.26 acres, more or less. The land was advertised for competitive bids and notice of sale was published in the Arcadian, Arcadia, Florida, on February 21, 28, March 7, 14 and 21, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and competitive bidding resulted in a high bid of \$130.00 per acre by Mr. Hallman.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees accept the offer of \$130.00 per acre and confirm sale in favor of Elverne Hallman.

LAKE COUNTY - On February 12, 1957 the Trustees considered offer of \$10.00 per acre, which is in excess of the appraised price, from William Diggle for purchase of Government Lot 5, Section 24, Township 17 South, Range 29 East, containing 114.34 acres, more or less. The land was advertised for competitive bids and copy of notice was published in the Tavares Citizen on February 22, March 1, 8, 15 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson reported the following bids received today:

Peter Ferraro of Garden City, New York, bid \$14.34 per acre, or \$1,640.00 for the entire parcel;

J. L. Stewart of Eustis, Florida, bid \$25.00 per acre for the west 300 feet of the lot;

Edward N. Reidy of Danbury, Conn., bid \$80.00 for 1 acre in the west 300 feet of said lot;

Harold W. Muirhead of Jersey City, N.J., bid \$30.00 for 2 acres in the above lot.

Competitive bidding resulted in a high bid of \$67.00 per acre from Aaron Brenner for the whole lot, less the acreage in the creek.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$67.00 per acre for the lot described less the creek, and confirm sale in favor of Mr. Brenner.

LEE COUNTY - On February 12, 1957, the Trustees considered offer of the appraised price of \$100.00 per acre from Miriam W. Cannon for purchase of the N $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 24, Township 46 South, Range 22 East, containing 80 acres, more or less. The land was advertised for competitive bids and notice of the sale was published in the Fort Myers News Press on February 22, March 1, 8, 15 and 22, 1957, the sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and a bid of \$125.00 for 1 acre was made by Alfred A. Peterson of Blairstown, N. J. Competitive bidding resulted in a high bid of \$267.00 per acre being made by Miriam W. Cannon.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$267.00 per acre and confirm sale in favor of Mrs. Cannon.

OKEECHOBEE COUNTY - On February 12, 1957 the Trustees considered offer of the appraised price of \$35.00 per lot from T. W. Conely, Jr., on behalf of Lucille Walker, for purchase of Lot 4 of Block 244, First Addition to the Town of Okeechobee, lying and being in Sections 21 and 22, Township 37 South, Range 35 East. The land was advertised for competitive bids and notice of the sale was published in the Okeechobee News on February 22, March 1, 8, 12 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the Land Office.

Description of the land was called out, and a higher bid of \$126.00 was presented from A. J. Ortnor of St. Petersburg, Florida. Competitive bidding resulted in a high bid of \$285.00 being made by Polly Wargo.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$285.00 for the lot and confirm sale in favor of Mrs. Wargo.

BREVARD COUNTY - On February 12, 1957, the Trustees considered offer of the appraised price of \$100.00 per acre from Joseph P. Luley, adjacent upland owner, for purchase of a parcel of submerged land in the Banana River in Section 15, Township 24 South, Range 37 East, lying west of and adjacent to the North 174.9 feet of Government Lot 2 of said Section 15, containing 11.35 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Titusville Star-Advocate on February 22, March 1, 8, 15 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees accept the offer of \$100.00 an acre and confirm sale in favor of Mr. Luley.

INDIAN RIVER COUNTY - On February 12, 1957, the Trustees considered offer of the appraised price of \$120.00 an acre from Julian W. Lowenstein, on behalf of Vero Beach Shores, Inc., for purchase of a parcel of submerged land in the Indian River in Section 29, Township 33 South, Range 40 East, lying easterly of and adjacent to Government Lot 1, Section 29, of said township and range, containing 34.02 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Vero Beach Press Journal on February 22, March 1, 8, 15 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$120.00 per acre and confirm sale in favor of Vero Beach Shores, Inc.

MANATEE COUNTY - On February 12, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from W. M. Burnett Jr., on behalf of himself and D. M. Horton and F. H. Horton, the adjacent upland owners, for purchase of two parcels of submerged land in Section 20, Township 34 South, Range 17 East, Parcel No. 1 lying in the Manatee River northerly of and adjacent to all that part of Lot 5 of Sans Terre Block, as per plat thereof, lying west of the west line of Government Lot 4 of said Section 20, Parcel No. 2 lying in Warner East Bayou southerly of and adjacent to the above described upland, containing a total of 10 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Bradenton Herald on February 22, March 1, 8, 15 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and objections to the sale were filed by Frank Schaub of Bradenton, on behalf of numerous adjoining property owners.

Messrs. Warren, Goodrich and Schaub were present, representing about 90 objectors who own property adjacent to and nearby the submerged parcels advertised for sale. A map of the area was displayed, showing the narrow strip of land applied for. The objections were on the grounds that applicants are not upland owners and the majority of the citizens of the county are protesting the departure from the regular practice of not filling up the water bottoms; that large sums have been spent by private owners and if this sale is allowed it will deprive them of their water privileges, will restrict the use of the Bayou and reduce it to nothing more than a canal.

Mr. Goodrich stated that a hearing was held before the County Commissioners requesting that they file objections. The Board felt this was a matter to be decided by the state and no objections were filed. If the Trustees allow this sale it may well destroy water front property of the objectors.

The Land Agent advised that a copy of a resolution by the County Commissioners made no objection to the sale.

It was reported that Senator Rood and Mr. Grimes intend to introduce legislation for controlling the waterways in Manatee County, and the people feel this sale should be held up until after the Legislature adjourns.

Dr. C. K. Newton protested the sale but stated that if the sale is made he will apply to fill out from his property and it will just mean the beginning of the end of the waterfront.

Mr. Horton, representing the applicants, stated that their upland came down through a chain of title to the present time, and taxes have been paid through 1956. Applicants feel that they have the right to purchase the submerged bottoms.

Mr. Elliot reported that as to the physical effect in the river, he did not believe the proposed plans would be disadvantageous.

Telegram was presented from Senator Joe Bill Rood requesting that the sale of these lands be delayed until the situation can be clarified.

Motion was made, seconded and adopted, that action on the Manatee County sale be postponed until after the Legislature and pending any probability of control legislation being passed affecting lands in Manatee County. The motion was carried and so ordered.

MANATEE COUNTY - On February 12, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from Gordon B. Knowles, on behalf of Kimball C. Atwood, Jr., for purchase of a parcel of submerged lands in the Manatee River, partly in the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 25 and partly in the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 26, Township 34 South, Range 17 East, lying northerly of and adjacent to land described as commencing at a point on the north boundary of Manatee Avenue in the City of Bradenton, which is on the center of Chestnut Street extended, etc., containing 1126.15 feet in frontage on Manatee Avenue in the Cities of Bradenton and Manatee, Florida. The land was advertised for objections only and notice of the sale was published in the Bradenton Herald on February 22, March 1, 8, 15 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale. Mr. Ferguson stated that the applicant proposes to construct a fresh water basin to moor and exhibit "River Queen", a former Mississippi sternwheeler, housing a museum and restaurant.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$300.00 per acre and confirm sale in favor of Mr. Atwood.

MARTIN COUNTY - On February 12, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from Harry W. Stewart, Jr., on behalf of Tuscay Properties, Inc., and Falmouth Limited, the adjacent upland owners, for purchase of a parcel of submerged land in the Indian River in Section 8, Township 38 South, Range 42 East, lying westerly of and adjacent to Government Lot 2 (less the North 540 feet thereof) of said Section 8, containing 49 acres, more or less. Also, a parcel of submerged land in the Indian River in Section 7 and 8, Township 38 South, Range 42 East, lying westerly of and adjacent to Government Lots 4 and 5 of said Section 8, containing 91 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Stuart News on February 21, 28, March 7, 14 and 21, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 per acre and confirm sale in favor of Tuscaby Properties, Inc., and Falmouth Limited.

MONROE COUNTY - On February 12, 1957 the Trustees considered offer of the appraised price of \$200.00 an acre from G. T. Delaporte, the adjacent upland owner, for purchase of a parcel of submerged land in Section 35, Township 67 South, Range 25 East, Stock Island, lying southerly of and adjacent to Lots 27 and 28 of Sun Krest Subdivision, containing 0.51 of an acre, more or less. The land was advertised for objections only and notice of the sale was published in the Key West Coral Tribune on February 22, March 1, 8, 15 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 per acre and confirm sale in favor of Mr. Delaporte.

MONROE COUNTY - On February 12, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from W. A. Parrish on behalf of J. D. Reeves, the adjacent upland owner, for purchase of a parcel of submerged land in Florida Bay in Section 10, Township 66 South, Range 32 East, lying northerly of and adjacent to Lot 5 of Thompson-Adams Subdivision, containing 0.7 of an acre, more or less. The land was advertised for objections only and notice of the sale was published in the Key West Citizen on February 22, March 1, 8, 15 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$300.00 per acre and confirm sale in favor of Mr. Reeves.

MONROE COUNTY - On February 12, 1957 the Trustees considered offer of \$100.00 from G. A. Crawshaw, on behalf of Julia P. Siman, adjacent upland owner, for purchase of a parcel of submerged land in Florida Bay in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, lying northwesterly of and adjacent to Lot 9 and the southerly one-half of Lot 10, Block 4 of Stratton's Subdivision, containing 0.34 of an acre, more or less. The land was advertised for objections only and notice of sale was published in the Coral Tribune of Key West, Florida, on February 22, March 1, 8, 15 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$100.00 for the parcel and confirm sale in favor of Julia P. Siman.

MONROE COUNTY - On February 12, 1957, the Trustees considered offer of the appraised price of \$100.00 per acre from Paul E. Sawyer, on behalf of Newkirk Realty Corp., and D.K.M., Inc., for purchase of seven parcels of submerged land in Sections 20 and 21, Township 65 South, Range 34 East, said parcels being narrow strips extending along and contiguous to area previously filled around the perimeter of Duck Key, containing 18.39 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Key West Citizen on February 22, March 1, 8, 15 and 22, 1957,

with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$100.00 per acre and confirm sale in favor of the applicants.

VOLUSIA COUNTY - On February 12, 1957 the Trustees considered offer of the appraised price of \$450.00 per acre from E. William Gautier, on behalf of Richard A. Archambault, adjacent upland owner, for purchase of a parcel of submerged land in Indian River North in Section 2, Township 18 South, Range 34 East, lying easterly of and adjacent to Lot 2 (less the northerly 100 feet and the southerly 21.8 feet thereof) of Lowd's Subdivision, containing 2.2 acres, more or less. The land was advertised for objections only and notice of the sale was published in the New Smyrna Beach News on February 21, 28, March 7, 14 and 21, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$450.00 per acre and confirm sale in favor of Mr. Archambault.

VOLUSIA COUNTY - On February 12, 1957, the Trustees considered offer of the appraised price of \$160.00 for the parcel from B. F. Brass, on behalf of Guy B. Odom, adjacent upland owner, for purchase of a parcel of submerged land in the Halifax River in Section 36, Township 14 South, Range 32 East, description of which commences from the intersection of the north line of Government Lot 2, Section 36, Township 14 South, Range 32 East, with the westerly line of Halifax Avenue as the same is shown on Plat of Seabreeze Park, recorded in Volusia County, etc., containing 0.32 of an acre, more or less. The land was advertised for objections only and notice of the sale was published in the Daytona Beach News on February 22, March 1, 8, 15 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$160.00 for the parcel and confirm sale in favor of Mr. Odom.

VOLUSIA COUNTY - On February 12, 1957, the Trustees considered offer of the appraised price of \$600.00 per acre from Paul E. Raymond on behalf of Wesley N. Raymond and Hughes Supply, Inc., the adjacent upland owners, for purchase of a parcel of submerged land in the Halifax River in Section 5, Township 15 South, Range 33 East, lying easterly of and adjacent to the easterly extension of Lots 10, 11 and 12, Block 26, East of Riverside Drive in Holly Hill, Mason & Carswell's Subdivision, and also Lots 2, 3, 4 and 5 of Shore Acres, Riverside Addition, containing 6.0 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Daytona Beach News on February 22, March 1, 8, 15 and 22, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$600.00 per acre and confirm sale in favor of Wesley N. Raymond and Hughes Supply, Inc.

PINELLAS COUNTY - H. H. Baskins, on behalf of the partnership of Owens, et al, makes application for a deed covering natural accretion aggregating 6.87 acres, more or less, outside of seawall in front of upland of applicants in Section 8, Township 29 South, Range 15 East, as described in Trustees' Deed No. 20422. Applicants offer to convey the unfilled portion of the submerged land, being 5.4 acres, more or less, acquired by them in Deed No. 20422, to the Trustees with a provision that the same not be conveyed into private ownership.

The Land Agent recommends the exchange provided applicants will pay the appraised submerged land price for the difference in the acreage - 1.47 acres, more or less.

In a discussion of the proposal, Mr. Baskin stated that a plat of the area has been recorded and the developers would like to convey back to the state around 30 acres in the area that has been subdivided so it will not be in private ownership and will be eliminated from the tax roll.

Mr. Elliot stated that he would like to go into the matter a little further to definitely determine that it is natural and not artificial accretion.

Motion was made, seconded and adopted, that the Trustees agree to advertise for objections only the area applied for outside of the seawall adjacent to upland ownership as described, and that Mr. Elliot be requested to examine the matter of accretion to determine whether it is by natural or artificial means.

The following applications were submitted for purchase of submerged lands adjoining upland property of applicants:

1. Manatee County - Grimes and Grimes, on behalf of Bay View Builders, offer the appraised price of \$200.00 per acre for approximately 7.45 acres in Sarasota Bay, westerly shore, adjacent to upland ownership in Section 33, Township 34 South, Range 16 East.

2. Martin County - (The county advises there is no objection to these Martin County applications as they were received prior to request that sales be withheld.)

(a) Harry F. Dyer, on behalf of The Pierce Company offers the appraised price of \$200.00 per acre for 1.19 acres in Section 13, Township 38 South, Range 41 East.

(b) Wardlaw & Stewart, on behalf of Tuscabay Properties, Inc., offers the appraised price of \$200.00 per acre for 2.2 acres in Section 3, Township 38 South, Range 41 East.

(c) Kenneth Foster and Louis Bills offer the appraised price of \$250.00 per acre for 4 acres lying westerly of the 10 acres in Section 22, Township 40 South, Range 42 East, applied for by F. O. Dickinson.

3. Martin and Palm Beach Counties - F. O. Dickinson, F. C. Prior and C. E. Tinney, offer the appraised price of \$250.00 per acre for 10 acres in Section 22, Township 40 South, Range 42 East, Martin County, and one parcel containing 5.6 acres in Section 27, Township 40 South, Range 42 East, Palm Beach County.

4. Monroe County -

(a) Dr. C. E. Lunsford offers the appraised price of \$300.00 per acre for 2.9 acres adjacent to his upland property on Windley Island in Sections 22 and 23, Township 63 South, Range 37 East.

(b) G. A. Crawshaw, on behalf of Helen D. Wierpert and G. Douglas Wierpert, her husband, offers the minimum of \$100.00 for 0.30 of an acre adjacent to their upland property on Key Largo, Section 14, Township 62 South, Range 38 East.

(c) G. A. Crawshaw, on behalf of Mrs. Marjorie Toner, offers the minimum of \$100.00 for 0.25 of an acre adjacent to her upland property on Plantation Key, Section 19, Township 63 South, Range 38 East.

(d) G. A. Crawshaw, on behalf of himself and wife, offers the appraised price of \$300.00 per acre, or \$123.00, for 0.41 of an acre adjacent to their property at Islamorada, Section 28, Township 63 South, Range 37 East.

Motion was made, seconded and adopted, that the Trustees advertise for objections only the above described parcels of land in Manatee, Martin, Palm Beach and Monroe Counties, based on offers of the appraised price for each parcel.

BAY AND WALTON COUNTIES - Heavy Minerals Company, the holder of Mineral Lease No. 930-A, covering twenty townships in Bay and Walton Counties, reports that it has constructed or acquired and owns a plant for the mining and processing of minerals, at a cost of more than \$50,000.00, as required by said lease, and also by Lease No. 932-A issued by the State Board of Education. The said plant is located near Panama City, Florida.

Motion was made, seconded and adopted, that the Trustees postpone action on the report and refer the matter to the Attorney General for examination and report.

DADE COUNTY - The Land Agent reported that the Trustees own all of Section 31 (640 acres), and Section 32 (640 acres), Township 57 South, Range 40 East, each appraised at \$175.00 per acre. Mrs. D. M. Masson has applied to purchase 3 acres in Section 32, at the appraised price, and Max Walloch has applied to purchase 30 acres in Section 31, at \$200.00 per acre. The land is located about 8 miles southeast of Miami and it is suggested that sales be in units of 10 acres with reservation for roads or streets.

Motion was made, seconded and adopted, that the Trustees withdraw the land from sale until further notice.

DADE COUNTY - J. R. Houck and Eugene Bardell make application for one-year campsite lease covering a parcel 135 by 200 feet long on Arsenicker Key, Section 13, Township 58 South, Range 40 East. Established rental for this type lease is \$50.00 annually.

Motion was made, seconded and adopted, that lease as applied for be approved at the rental of \$50.00 annually.

DADE COUNTY - Telegrams were presented from A. D. Bailey, Dade County Conservation Council, and William T. Kruglak, all of Miami and Miami Beach, requesting a public hearing on the violation of deed restrictions on Watson Island, MacArthur Causeway.

Motion was made, seconded and adopted, that the Trustees agree to hear any interested parties on this subject April 9, 1957, in the Board Room, Tallahassee, Florida

DADE COUNTY - Requests were presented from citizens of Miami and Miami Beach requesting that the Trustees hold a public hearing on leases by the City of Miami in Watson Park on MacArthur Causeway.

Attorney General Ervin reported that some months ago the Trustees interposed no objection to two leases approved for issuance by the City of Miami in the Watson Park area subject to approval by the Attorney General's office. In the meantime the city changed the terms leaving out the provisions that the clubs would be open to the public, and the Attorney General's office declined to approve the leases until the change could be acted on by the Trustees.

Motion was made by Mr. Larson, seconded and adopted, that interested parties be notified that they may be heard April 9, 1957 on this subject.

DUVAL COUNTY - The State Road Department makes application for right of way easement across Trout River at North Main Street in Jacksonville, Florida, in Sections 24 and 25, Township 1 South, Range 26 East.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees authorize right of way easement in favor of the State Road Department across the land described.

HIGHLANDS COUNTY - Howard G. Livingstone requests release of Mortgage No. 17216 dated May 23, 1925 by W. M. Young to the Trustees, as the said mortgage is said to be outstanding in the public records. The Land Agent advises that the mortgage was duly satisfied and formal satisfaction executed and forwarded to Mrs. Margaret E. Young on December 12, 1932. It is recommended that a new release be given in order that the satisfaction of mortgage may be recorded.

Motion was made, seconded and adopted, that the request be granted and execution of a new release authorized.

HIGHLANDS COUNTY - Harry Lee, on behalf of Bluefield Broadcasting Corporation of Sebring, Florida, requests a permit to pump 500 cubic yards of sand from Dinner Lake, immediately adjacent to and in front of applicant's upland at Assembly Point in Section 20, Township 34 South, Range 29 East, at the rate of five (5) cents per cubic yard.

Motion was made, seconded and adopted, that the Trustees grant permission to Bluefield Broadcasting Corporation for taking the material required at the standard rate.

MONROE COUNTY - Bahia Honda, Inc., makes application to purchase two strips of submerged land 25 by 1742.4 feet each, outward from the shore of applicant's upland on Bahia Honda Key, one parcel being in the Bay of Florida and the other in the Straits of Florida, also two (2) strips 40 by 544.5 feet along the easterly shore of applicant's upland on Bahia Honda Key, all to be used for construction of groin-type retaining walls to preserve the shore line and sandy beach. Offer of \$100.00 per acre is made for the land.

The Land Agent advises that the Board of County Commissioners of Monroe County, owners of the remainder of Bahia Honda Key, has stated that said board offers no objection and has so notified the Florida Board of Parks and Historic Memorials. The last mentioned two strips are within the area dedicated to park use, and any action on these strips should be contingent upon approval of the Park Board.

Motion was made, seconded and adopted, that the Trustees postpone action on this application until the matter can be taken up with the Florida Board of Parks and Historic Memorials.

OSCEOLA COUNTY - Lawrence Rogers, on behalf of Smith Homes, Inc., makes application to purchase additional lake bottoms in Lake East Tohopekaliga in Sections 28 and 33, Township 25 South, Range 30 East, lakeward of that parcel of reclaimed land conveyed by Trustees' Deed No. 21491 dated February 12, 1957, to the 59.0 foot contour. The Trustees in coordination with the Central and Southern Florida Flood Control District have adopted the 59.0 foot contour as the limit beyond which no conveyance will be made. It is recommended that the application be denied.

Motion was made, seconded and adopted, that the Trustees reject the application from Smith Homes, Inc.

PALM BEACH COUNTY - The Land Agent reported that on February 26, bids were received on Section 9, Township 43 South, Range 38 East, 640 acres, the highest bid being \$41.00 per acre by Wedgeworth Farms, Inc., and for the NW $\frac{1}{4}$ and N $\frac{1}{2}$ of SW $\frac{1}{4}$, (less about 12 acres which may be reserved for drainage canal) in Section 22, Township 43 South, Range 38 East, 228.28 acres, the highest bid being \$41.00 per acre by Sam N. Knight.

The Trustees requested that the Land Agent contact the county and the State Road Department to ascertain if any part of the area will be needed for right of way. This was done and neither the county nor the Road Department desire any right of way reserved, and an appraiser gave the fair market value of the land as \$40.00 per acre.

Motion was made, seconded and adopted, that the Trustees accept the offers of \$41.00 an acre for the land described and confirm sale in favor of Wedgeworth Farms, Inc., and Sam N. Knight.

PALM BEACH COUNTY - Claude Jones, on behalf of the City of Belle Glade, Florida, applied on January 11, 1957 to purchase approximately 20 acres in unsurveyed Section 12, Township 43 South, Range 38 East, which is currently under Agricultural Lease No. 1076 to E. J. Miller and E. L. Prevatt, expiring October 24, 1961. The city desires the parcel as a rock pit for street construction work. The city was requested to secure a release from holders of the lease and agree to refund to said lessees the proportionate amount of rental at the rate of \$10.00 per acre, but was unable to come to any agreement with lessees and now requests that the Trustees grant the easement for removal of rock effective when the present Lease No. 1076 is terminated.

Motion was made, seconded and adopted, that the request from the City of Belle Glade be denied at this time.

PINELLAS COUNTY - Ben Overton, on behalf of clients, requests clarification of action taken by the Trustees on the Hyman Green - Bradley Waldron fill. He had previously understood that the interests of the four other upland owners in that immediate area would be considered at the same time of the Green-Waldron request.

Governor Collins explained to Mr. Overton that the Trustees approved sale to Mr. Green of approximately 400 acres to be applied for rounding out the present holdings and connecting the several ownerships, conditioned upon their securing to the State Road Department a right of way 200 feet wide, and also reserving for the public use those things specified in the resolution adopted by the City of St. Petersburg. It would seem that the same rule percentage wise could be applied to Mr. Overton's clients, except the omission of the road right of way, and arrive at a similar adjustment.

Motion was made, seconded and adopted, that the matter be referred to Mr. Elliot for working with Mr. Overton along the lines as applied to the Green Fill, Mr. Elliot having expressed the view that it would be desirable to plot all applications on the Green Fill proposal so as to find out how the several ownerships may be coordinated. It was so ordered.

PINELLAS COUNTY - On January 3, 1957 the Trustees approved the recommendation of the Attorney General of a proposed settlement in the Fred M. Hahn - Leon A. Haber case involving 73 acres of submerged land east of Government Lot 1, Section 29, Township 28 South, Range 15 East, which was conveyed November 18, 1940, by Murphy Act Deed No. 847 to Fred M. Hahn, the upland Government Lot being conveyed July 18, 1955 by Trustees Deed No. 20390 to Leon A. Haber, resulting in conflict of claims and litigation involving the 73 acre submerged tract. The Attorney General's recommendation was that the sum due the Trustees for a deed to the 73 acres of submerged land be fixed at \$1,752.53 and that the land be advertised for sale after the parties have complied with requirements provided for in the Pinellas County Act. Subsequently the Pinellas County Water and Navigation Control Authority on March 19 made a finding that it was without authority over the compromise settlement in view of the matter having been long standing prior to the passage of the Authority's Act. The Land Agent recommends advertisement for objections only.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees authorize the land advertised for objections only based on the compromise settlement approved by the Attorney General.

PINELLAS COUNTY - Leo M. Butler, on behalf of Baywood Associates, applies to purchase 33,302 cubic yards of material within 100 feet of the shore of upland property of the above firm.

Motion was made, seconded and adopted, that the Trustees postpone action on this application for further study.

PINELLAS COUNTY - Skelton and Willis, on behalf of Dr. Ralph L. Rutledge of St. Petersburg, requests a corrective deed to correct the description in Trustees Deed No. 21448, dated December 18, 1956, conveying a parcel of submerged land in Section 3, Township 29 South, Range 16 East.

Motion was made, seconded and adopted, that the Trustees authorize execution of corrective deed as requested, at no cost to applicant, as the error was in the Trustees' office.

BROWARD COUNTY - T. M. Crawford, on behalf of Humble Oil & Refining Company, makes application for an oil and gas lease on 46½ acres of land covering the canal proper in Section 7, Township 48 South, Range 36 East. The said company holds an oil and gas lease on said Section 7, less that part lying west and east of Miami Canal, and their request is for the canal area to be advertised for competitive bids.

Motion was made by Mr. Evin, seconded by Mr. Larson and adopted, that the Trustees authorize the parcel applied for advertised for competitive sealed bids as provided by law.

SARASOTA COUNTY - Edward Hill, attorney of Tallahassee, on behalf of John R. Wood of Sarasota, Florida, offers \$200.00 per acre for 15.10 acres of submerged land adjacent to upland property of clients. Mr. Hill stated that he will furnish the Land Agent detailed description of the property but wanted the record to show that the application was presented.

Motion was made, seconded and adopted, that the records show Mr. Hill presented the application, and upon receipt of the necessary information, further consideration will be given his request.

ALACHUA AND MARION COUNTIES - Senator W. A. Shands and a delegation comprising members of the county commissions of the two counties, and other interested parties, submitted a request to the Trustees for engineering assistance in doing whatever is necessary to solve the problem and prevent all the water from draining out of Orange Lake. It was explained that the counties do not have authority to pay for engineering services and that is necessary in order

for the two counties to know what is needed. Bills will be introduced at the coming session of the legislature for authority to do this work and put in the necessary structures to control the water in the lake.

Mr. Elliot reported that following presentation of the matter to the Trustees several weeks ago he had furnished the Engineer of Alachua County with specifications for undertaking the work and advised that when the necessary information was furnished him he would then be in position to design the proper structure and make up an estimate of the cost.

Upon inquiry as to what would be the cost of the necessary engineering services, the reply was "around \$8,000.00", and the Trustees are requested to underwrite that amount for the two counties.

Motion was made, seconded and adopted, that the Trustees authorize the expenditure of not exceeding \$8,000.00 to reimburse Alachua and Marion Counties for expense they will incur in obtaining the necessary engineering data for the protection of Orange Lake, the two counties to enter into whatever agreements may be necessary, without the Trustees entering into the transaction other than to make available the funds as agreed upon.

The Cabinet was also asked to make available the services of the State Conservation Department for making the necessary soil tests and other information said department can furnish.

BROWARD COUNTY - Robert C. Lane of Miami, Florida, on behalf clients, requests that the Trustees issue corrective deed covering "all that part of Tier 24, Section 13, Township 50 South, Range 41 East". Mr. Elliot stated that records of the Trustees and of the State Board of Education show that deed to these clients was out of the State Board of Education, which received its deed from the Trustees of Internal Improvement Fund giving an insufficient description. Suggestion is made that in order to preserve a perfect line of title, the Trustees issue a correction deed to the State Board of Education and said Board of Education can then issue corrective deed to its grantee, clients of Mr. Lane, Miami Beach National Bank as trustees. The land in question was conveyed by Deed No. 16783 dated July 23, 1919, to the State Board of Education.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees authorize issuance of correction deed to the State Board of Education as recommended by the Engineer.

DADE COUNTY - D. D. Laxon, a member of the Florida Anthropological Society requests permission to make surface collections in the Tekesta Indian campsite on state land in the NE $\frac{1}{4}$ of Section 27 Township 53 South, Range 39 East.

Motion was made, seconded and adopted, that the request be referred to the Florida State Park Board for investigation and recommendation.

ST. JOHNS COUNTY - The State Game and Fresh Water Fish Commission requests control of certain state lands that lie within the bed of Guano River as a public hunting preserve. It is proposed that a dam be constructed across the stream by the owners of the land on each side and the Commission will have management of the wildlife area. Mr. Elliot recommends that the Trustees grant right of way across the stream to the Game and Fresh Water Fish Commission, including operation and maintenance of the dam and regulation of the flow of water through the dam's water control structure.

Motion was made, seconded and adopted, that the recommendation of the Engineer be approved granting request of the Game and Fresh Water Fish Commission.

Mr. Thomas H. Horobin was present and renewed his request for refund of certain sums of money which he paid the Trustees and the State Board of Education, totaling \$168,700.00, for land, title to which failed, and said money was never returned to him.

The Governor explained to Mr. Horobin what the authority of the Trustees is with reference to paying claims over four (4) years old, which time has long since expired; that when his request was presented last year, he was advised that in the absence of proof that he had not received land equal to payments made, the Trustees could not allow such claims.

Motion was made by Mr. Ervin, seconded and adopted, that the request of Mr. Horobin be denied.

PINELLAS COUNTY - Copy of report from the last meeting of the Town Council of Belleair Beach, Florida, was presented to the Trustees, in which the City takes the position that it should revoke any permits for filling adjacent to the City and in the event of future permits that a provision be included therein that work shall be commenced within six (6) months or the permit will be revoked.

The Secretary was requested to thank the City for this report and for its cooperation in matters of this kind.

Motion was made, seconded and adopted, that the Trustees confirm authorization by the Board of Commissioners of State Institutions for payment of a fee of \$1,000.00 out of Trustees funds for examination and recommendation by a competent structural engineer to determine the needs for renovating the Whitfield Building.

Also, confirmation that E. O. Rolland be employed full time by the Board of Commissioners of State Institutions, to be paid a salary of \$7,200.00 annually, plus the salary of a secretary for Mr. Rolland, the Trustees to be reimbursed by the Development Commission upon issuance and validation of revenue certificates. It was so ordered that the action by the Board of Commissioners of State Institutions be approved by the Trustees.

Letter was presented from Attorney General Ervin advising that suit has been filed by one Charles Henshaw against his sister and the Florida Improvement Commission seeking to recover what he alleges to be the fair value of his interest in Lot 48, situated on the site of the present Carlton Building.

Attorney General Ervin explained that this matter came up from Mr. Ford Thompson who handled acquisition of this land for the Improvement Commission and through error failed to get underlying deed from Henshaw; that the parties making warranty deed failed to get the signature of one of the heirs and suggestion has been made by Judge Hugh Taylor that compromise settlement might be worked out by each of the three parties involved agreeing to pay \$696.69. The Attorney General recommends that said settlement be approved by the Trustees.

Motion was made, seconded and adopted, that the Trustees accept the recommendation of the Attorney General and authorize issuance of warrant in amount of \$696.69 as the Trustees' part in full settlement of the claim made by Charles Henshaw.

Attention was called to report dated March 26, 1957 submitted to each member by the State Land Use and Control Commission, giving an outline of the investigations, examinations, studies and recommendations made since creation of the Commission in March 1956.

The Trustees directed that the report be acknowledged and held for further study.

Following presentation by the Governor of the proposed Congressional Act to fix the permanent boundaries for Everglades National Park as approved by the Department of Interior, National Park Service, and explanation of the settlement arrangements which had been approved by the State's Congressional delegation and the National Park Service, and full discussion by members of the Board, the following action was taken:

Motion was made by Comptroller Ray E. Green that in the face of the 1955 Legislative Memorial, the Trustees feel that they should not approve the present bill, but will agree if Congress passes a bill setting boundaries that the Trustees will exchange state owned land in the western corridor for land in the township proposed to be excluded southwest of Miami, and the part of the Patton tract east of the Elliot line, and agreement of the Park Service not to condemn any lands being used for agricultural purposes included in the "hole in the doughnut", and further that the Park agree not to take any state owned water frontage other than that involved in the proposed compromise.

The motion was seconded by Commissioner of Agriculture Mayo, and the vote on the motion was as follows:

Yeas: Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

Nay: LeRoy Collins, Governor

The Governor explained that he voted "no" because he favored approval of the proposed settlement. He pointed out that he would concur in the commitment to convey state owned lands when the permanent boundaries are fixed.

Motion was made by Mr. Ervin, seconded by Mr. Mayo and adopted, that the following salaries and bills be approved for payment:

F. C. Elliot, Engineer and Secretary	\$ 1,050.00
W. T. Wallis, Asst. Engineer and Secretary	875.00
H. G. Morton, Fiber Technologist	625.00
V. H. Ferguson, Land Agent	500.00
A. R. Williams, Assistant Engineer	597.92
A. C. Bridges, Auditor	515.00
C. L. Vocelle, Attorney	250.00
F. J. Wysox, Jr., Engineering Aid	304.83
N. C. Landrum, Assistant Engineer	450.00
M. O. Barco, Secretary-Clerk	524.17
J. L. Dedge, Secretary-Clerk	460.00
M. C. Pichard, Secretary-Clerk	338.75
B. G. Shelfer, Clerk-Stenographer	338.75
C. M. Greene, Rental Agent	52.50
R. N. Landers, Maid	29.16
Willie Wells, Jr., Janitor	82.28
N. C. Landrum, Assistant Engineer	16.07
City of Tallahassee	37.00

J. Edwin Larson - Tr. to U.S.G.S.	\$ 5,325.00
Gadsden Office Equipment Company	822.70
T. M. Shackelford, Jr.	2,500.00
U. S. Geological Survey	6,594.44
Jon S. Beazley	648.00
Tallahassee Print and Supply Co.	47.86
The Key West Citizen	61.33
The Okeechobee News	25.30
The Bradenton Herald	18.40
Stuart Daily News	16.10
W. L. Gleason	65.00
Linderbeck Office Supply, Inc.	9.09
General Office Equipment Co.	3.00
Theis Duplicating Products, Inc.	7.83
Capital Paper Company	15.88
American Hardware Mutual Ins. Co.	99.50
General Office Equipment Co.	78.66
J. Edwin Larson - Tr. to Board Conservation	12,832.40
W. S. Lee Company, Inc.	34.80
Claud A. White	593.00
C. P. Mason	19.30
H. G. Morton	619.88
T. M. Shackelford, Jr.	31.21
E. B. Leatherman, CCC Dade County	1,902.21
J. Edwin Larson, Tr. to State School Fund	14,953.38
Margery E. Hill	145.04
Southeastern Telephone Company	99.75
Western Union Telegraph Company	7.81
Jon S. Beazley	10.00
Hudson Aircraft Service	35.00
Rose Printing Company, Inc.	20.40
Geo. G. Crawford, CCC Leon County	4.00
Standard Oil Company	2.87
Linderbeck Office Supply, Inc.	65.60
General Office Equipment Company	14.18
Capital Office Equipment Company	4.04
Leon Abstract Company, Inc.	17.00
Linderbeck Office Supply, Inc.	395.00
Southern Electric, Inc.	62.00
Jack Culpepper	5,554.00
Winchester Construction Company	11,553.08
Ray E. Green, State Comptroller	211.10
Pierce Ford & George E. Zeigler	750.00
U. S. Geological Survey	1,053.01
E. O. Rolland	101.46
J. Edwin Larson, State Treasurer	1,800.00
Mr. Foster's Store, Inc.	2,170.50
R. F. Jackson	17.00
Capital Venetian Blind Company	107.50
Tallahassee Democrat	6.60
Leon Electric Supply Company	98.00
H. R. Jackson	292.00
General Electric Supply Company	637.32
Tallahassee Natural Gas Appliance & Service	1,000.00
State Office Supply Company	390.34
General Office Equipment Company	26.10
Capital Office Equipment Company, Inc.	160.00
Deeb Builders, Inc.	1,147.00
Leonard W. Thomas, CCC Duval County	1.75
Harry M. McWhorter	75.00
Charles Cox	75.00
The Key West Citizen	54.47
The Coral Tribune	57.50
The Miami Herald	201.60
The Fort Pierce Press	24.53
Capital Office Equipment Co., Inc.	6.29
Linderbeck Office Supply, Inc.	44.16
General Office Equipment Company	68.42
J. O. Carlile	4,758.99

The Secretary recommended issuance of two correction deeds that have been approved by the Attorney General's office.

Motion was made, seconded and adopted, that the following deeds be issued:

Broward County Deed No. 2576-Cor. to United Pentecostal Church of Hollywood to correct name of grantee.

Palm Beach County Deed No. 2898-Cor. No. 2 to F. N. Bridgham, H. J. Rice and Emma E. Wagg, to correct name of grantee.

PALM BEACH COUNTY - On February 12, 1957, the Trustees considered application from Humble Oil & Refining Company for an oil and gas lease covering the whole mineral interest in 10 acres of land in Section 21, Township 46 South, Range 35 East, owned by the Trustees under Chapter 610, and the reserved mineral interest in 510 acres in Sections 1 and 25, Township 47 South, Range 35 East, held by the state under the Murphy Act. The lease was advertised for competitive sealed bids to be received and considered on this date.

Description of the land was called out and the only bid received was a cash bonus bid of \$265.00 from Humble Oil and Refining Company, plus payment of one-eighth royalty and fifty cents (50¢) per acre per annum increasing 5% of such original amount annually after the first two years and said lease shall be for a primary term of ten (10) years.

Motion was made, seconded and adopted, that the cash bonus bid of \$265.00 by Humble Oil and Refining Company be accepted plus the royalty and annual acreage rental as stated for the ten year lease.

Motion was made, seconded and adopted, to reject the following applications for conveyance of land under Chapter 28317 of 1953, the Trustees being of the opinion that neither case comes within the intent of the Act:

Alachua County - Mary Florence Pegram offers \$20.00 for $\frac{1}{2}$ acres in the southwest corner of Lot 10, Sweats Subdivision of Lot 2, Section 11, Township 10 South, Range 19 East.

Columbia County - Robert S. Bishop offers \$400.00 for 80 acres described as the $E\frac{1}{2}$ of $SW\frac{1}{4}$ of Section 19, Township 5 South, Range 17 East.

Motion was made, seconded and adopted, that the Trustees approve the following requests for conveyance under Chapter 28317 of 1953:

Hamilton County - Grover King applies for Lot 4, Block 12 Goodbreads Survey, Mobley's Addition in Section 6, Township 2 South, Range 16 East. Payment to be \$25.00.

Marion County - C. S. Scott applies for the $S\frac{1}{2}$ of Lot 1, Block 9, Silver Springs, Section 1, Township 15 South, Range 22 East. Payment to be \$40.00.

JEFFERSON COUNTY - Request was presented for authority to disclaim interest of the state in certificate Nos. 28 of 1913, No. 35 of 1920 and No. 49 of 1921.

Motion was made, seconded and adopted, that the request be denied for the reason that the Trustees do not consider the said certificates eligible for cancellation.

Motion was made, seconded and adopted, that the Trustees disclaim interest in certain certificates certified to the state under Chapter 18296 against land in Liberty County, the Attorney General's Office having approved such disposition.

Motion was made by Mr. Ervin, seconded by Mr. Larson and adopted, that the following salaries and bills be approved for payment:

E. Hewitt, Clerk-Bookkeeper	\$472.08
J. C. Conner, Clerk-Stenographer	225.00

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST:


SECRETARY

Tallahassee, Florida
April 4, 1957

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

Motion was made by Mr. Mayo, seconded by Mr. Ervin and carried, that minutes of the Trustees dated March 26, be approved.

Mr. Bernie C. Papy asked consideration of the postponed sale of 93.87 acres in Section 20, Township 66 South, Range 29 East, on Middle Torch Key, Monroe County, which had been advertised for sale March 26, 1957. Sale of this area was postponed at the request of Congressman Charles E. Bennett pending action by Congress of the Key Deer Bill.

The Land Agent read a request from the State Game and Fresh Water Fish Commission that the Trustees suspend sales in the lower Keys until the pending legislation in Congress has been resolved.

Mr. Papy informed the Trustees that Middle Torch Key, and many of the other keys are lacking in natural food and fresh water and unsuitable for designation as a deer refuge, also, that he had attempted to persuade proponents of the refuge to make a study of the actual conditions in the keys. He called attention to erroneous information that has been circulated and published concerning wildlife in the keys.

On motion of Mr. Green, seconded by Mr. Mayo and adopted, the Land Agent was authorized to readvertise the 93.87 acres on Middle Torch Key for competitive bids, and that notice be sent to Congressman Bennett and the State Game and Fresh Water Fish Commission to make showing, on or before the date of sale, of any reason why the sale would not be in the public interest.

Upon motion duly adopted, the Trustees adjourned.

ATTEST:


SECRETARY


GOVERNOR - CHAIRMAN

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
W. Turner Wallis, Engineer
Van H. Ferguson, Land Agent

Mr. Ferguson presented two sales and permit advertised to be considered on this date.

COLLIER COUNTY - On February 26, 1957, the Trustees considered offer of the appraised price of \$20.00 per acre from William Moser for purchase of Section 31, Township 49 South, Range 31 East, containing 640 acres, more or less. The land was advertised for competitive bids and notice of sale was published in the Collier County News on March 8, 15, 22, 29 and April 5, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office. Description of the land was called out and competitive bidding resulted in a high bid of \$56.00 per acre being made by William Moser.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offer of \$56.00 an acre and confirm sale in favor of Mr. Moser.

COLUMBIA COUNTY - On February 26, 1957, the Trustees considered offer of the appraised price of \$25.00 per acre from Sam Feinberg of Tampa, Florida, for purchase of Government Lot 1, Section 33, Township 2 North, Range 16 East, containing 52.17 acres, more or less. The land was advertised for competitive bids and notice of sale was advertised in the Lake City Reporter on March 8, 15, 22, 29 and April 5, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and a higher bid of \$2600.00 for the parcel was submitted from Richard Stickel of Connellsville, Pa. Competitive bidding resulted in a high bid of \$61.00 per acre being offered by Emory Carter.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the high bid of \$61.00 per acre and confirm sale in favor of Mr. Carter.

POLK COUNTY - On February 12, 1957, the Trustees considered application from A. R. Surles, Jr., on behalf of the City of Lakeland, Florida, for permit to fill a strip of bottom land in Lake Hollingsworth to a width of fifty (50) feet lakeward of the original ordinary high water mark of said lake between a point 100 feet easterly of the lakeward extension of the centerline of Ingraham Street and a point 700 feet westerly of said lakeward extension, both distances as measured along the said original ordinary high water mark of said lake. The permit was advertised for objections only and notice was published in the Lakeland Ledger on March 1, 8, 15, 22 and 29, 1957, with hearing to be held on this date.

Mr. Ferguson stated that the permit was for the purpose of pumping fill dirt from the bottom of Lake Hollingsworth onto land now owned by Florida Southern College to provide for parking accommodations in the immediate vicinity.

Mr. Ferguson called out description of the area and reported that objections have been filed by E. Snow Martin, D. B. Kibler, Jr., John R. Phinney and Beebe Kibler. The City of Lakeland has amended its request to fill only out to the ordinary high water mark, which will provide a parking area for about 72 cars. On the strength of the amended request, the objections have been withdrawn.

Mr. Surles was present and urged that original request be considered and that the objections be overruled on the grounds that information furnished is that the protests come from parties living entirely across the lake and not immediately adjacent thereto, that a large number of leading

citizens of Lakeland have been contacted and they all favor the request, that Southern College is very anxious to have this area for beautification and park purposes and will also provide needed parking space for students and visitors.

President Griffin of Florida Southern College asked that the Trustees approve the original request as it will double the parking space which is desperately needed for the new Women's Dormitory, will be an asset for Southern College, and will not affect the contour of the lake.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees overrule the objections filed to the permit and grant the original request from the City of Lakeland for permission to fill and beautify the area described.

DESOTO COUNTY - Mr. Ferguson reported that Owa Gilbert has offered the appraised price of \$50.00 per acre for Lot 13, Section 22, Lots 7, 11 and 15, Section 27, all in Township 39 South, Range 23 East, and recommends that the land be advertised for competitive bids.

Motion was made, seconded and adopted, that the Trustees agree to advertise for competitive bids the lots applied for by Mr. Gilbert, the bids to start at \$50.00 an acre.

DUVAL COUNTY - Mr. Ferguson advised that the Trustees are defendants in a suit entitled "United States vs. 206.4 acres, more or less, J.E. Kelley, et al, No. 3467 - Civ. J", as owners of 66 acres of submerged and tidal lands in Sherman's Creek and tributaries thereof in unsurveyed Sections 31 and 32, Township 1 South, Range 29 East, and in Sherman's Creek in unsurveyed Sections 5 and 6, Township 2 South, Range 29 East, designated in the condemnation proceedings as Parcel No. 1044-D. The tract is sought for establishment of ordnance storage and safety areas at the U. S. Naval Auxiliary Air Station, Mayport, Florida. The United States has offered the appraised value of \$330.00 for the parcel as full settlement. The Land Agent states that the land involved has not been conveyed out of the state and recommends that stipulation be authorized for accepting the offer of \$330.00.

Motion was made, seconded and adopted, that the Trustees accept the appraised price of \$330.00 for the parcels described and authorize stipulation as recommended.

HILLSBOROUGH COUNTY - Sale of approximately twenty (20) acres of submerged land adjacent to the southerly side of Island No. 2, "Goat Island" in Sections 11 and 12, Township 32 South, Range 18 East, was postponed on the sale date, February 26, 1957. The application of Scenic Isles, Inc., to purchase said land, and the objections which were filed, were referred to the Attorney General for recommendation. The recommendation of the Attorney General is as follows:

- (1) That the application be accepted for immediate deed as to the lands in Section 11.
- (2) That the application be accepted as to that part of the land in Section 12 lying north of the meander line forming the north boundary of Government Lots 5 and 6 as reflected by the U. S. Survey Field Notes and original plat of the Government Surveyor, but that issuance of deed be held up thirty (30) days to permit objectors to seek injunction under Section 253.14, Florida Statutes, if they so desire.
- (3) That the application be rejected or held in abeyance for purchase south of said meander, pending determination of title to the land south of said meander line but north of the south bank of Little Manatee River.

Motion was made, seconded and adopted, that the Trustees adopt the recommendation of the Attorney General as the action of the Trustees in the Hillsborough County case.

MONROE COUNTY - Robert H. Eaker offers the appraised price of \$200.00 per acre for 3.32 acres of submerged land in the Straits of Florida, adjacent to his upland property in Section 22, Township 66 South, Range 32 East. Recommendation of the Land Agent is that the land be advertised for objections only.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for objections only based on the offer from Mr. Eaker.

MONROE COUNTY - G. A. Crawshaw, on behalf of Clifford E. Smiley, adjacent upland owner, makes application to purchase a strip of submerged land 40 feet in width and 500 feet long, in Section 23, Township 63 South, Range 67 East, containing 0.45 of an acre. The said strip is adjacent to and in front of a submerged parcel which was conveyed out of the Trustees by Deed No. 20001 in 1952 to the predecessors in title to Mr. Smiley. Applicant offers the appraised price of \$300.00 per acre for the supplemental strip which will be used for filling and will extend a maximum of 240 feet from the mean high water line of the natural shore. Recommendation is that the parcel be advertised for objections only.

Motion was made, seconded and adopted, that the Trustees agree to advertise the strip described for objections only based on offer from Mr. Smiley.

MONROE COUNTY - Mr. Ferguson presented request from the Game and Fresh Water Fish Commission that the Trustees withdraw from sale the state-owned lands in the Torch Key area and lower keys until a National Wildlife Refuge can be established.

Mr. William T. Kruglak, II, of Miami, presented petitions and letters from various organizations in that area, the originals of which he stated had been filed with Congress urging passage of the Key Deer bill. The petitioners request that the Trustees withdraw this area from sale until after action has been taken on the bill in Congress. Congressman Charles E. Bennett has advised that a hearing on the bill has been arranged and he has every hope of having the bill passed. Mr. Kruglak stated that he would furnish the Land Office with copies of the petitions mentioned.

Mr. Ferguson reported that Mr. Bernie Papy made application to purchase 93.87 acres on Torch Key and the sale was advertised for consideration March 26, but action was deferred on protest from Congressman Bennett.

Motion was made by Mr. Larson, seconded and adopted, that the Trustees withhold these lands from sale pending outcome of the hearing on the bill before Congress.

Mr. Elliot submitted for consideration a proposed resolution providing for withholding from sale submerged lands in the intracoastal waters of the state until the close of the Legislature. Copy of the resolution was furnished each member of the Trustees several days ago.

Action taken on the suggested resolution was to informally defer consideration at this time, the opinion being expressed by some members that such a resolution might tend to invite legislation that would be detrimental.

A resolution adopted by the Board of County Commissioners of Sarasota County March 25, 1957, was presented. In said resolution the Trustees are urged to withhold from sale all bay bottom or submerged land in Sarasota County until final determination of a suit entitled "Sarasota County Commissioners v. Kengott, et al", in which the Circuit Court ruled that the Trustees of the Internal

Improvement Fund are without authority to include in their deeds certain restrictions or limitations. The resolution also requests that the Trustees withhold said lands from sale until after the session of the Legislature, and expressed wholehearted favor of the legislation proposed authorizing the several counties and municipalities of the State of Florida to regulate and control filling in the intracoastal waters.

Mr. James E. Wood, County Attorney for Sarasota County, discussed with the Trustees the effect of Judge Fabisinski's order in the lawsuit referred to in the Sarasota County resolution, stating that Judge Fabisinski indicated that possibly the entire Act vesting title in the Trustees is of doubtful constitutionality while the Butler Act is on the statute books; that under the Butler Act owners had an election either to fill without authority and then take deed, or they could come to the Trustees and pay for the land. The Governor suggested that the Attorney General be asked to go into the matter and give the Trustees a legal determination.

Mr. Wood pointed out the advantage to the county of the restriction in the Trustees' deeds in controlling the filling in the bay. He submitted aerial photographs taken in March of this year showing dredging and filling operations in the bay and no record has been found in several cases where permission has been received from either the Trustees or the War Department. In one case the Army Engineers have instructed the operators to discontinue the work but so far the order has been disregarded. Mr. Wood stated that he has been in touch with Mr. Wallis and the Attorney General, and Mr. Ervin suggested that the Trustees might desire that his office take steps against these parties as trespassers.

The Governor expressed the opinion, concurred in by the other members, that the full legal force and authority of the Trustees and of the county officials should be used against trespassers and that they be notified that usurpation of public lands and property will not be tolerated. Also, it was suggested that an assistant from the Attorney General's office and Mr. Wallis should go down to Sarasota County as soon as practicable, and in cooperation with county and city authorities observe the situation on the ground, advise all parties committing trespass to immediately desist, and to exercise such other authority on behalf of the state as is necessary, and make report to the Trustees.

Mr. Ferguson inquired whether request from Sarasota County will affect applications that have been received and are now being processed.

In discussing the restrictive clause, it was agreed that the Pinellas County restriction was satisfactory and should be adapted to Sarasota County.

Motion was made, seconded and adopted, that the Trustees continue to include the restriction in Sarasota County deeds similar to the Pinellas County reservation.

It was also the consensus of opinion that applications already received from Sarasota County and in process of being handled will proceed in the normal course and not be held up, should the Trustees act favorably on the resolution submitted from Sarasota County.

On the subject of Judge Fabisinski's order in the Sarasota County case, a letter was presented from Attorney General Ervin inclosing a letter from John R. Wood of Sarasota, Florida, advising that Judge Fabisinski had upheld his motion to dismiss. The Attorney General not being present, his views and recommendations were not available.

Mr. Elliot presented for consideration the draft of a suggested bill, copy of which was furnished the Trustees last week, for presentation to the Legislature for authorizing the counties, municipalities or other duly constituted agencies of the state to

control and regulate the building up of land upon the submerged bottoms in the intracoastal and coastal waters of the state. Action on the bill was postponed for further study.

Governor Collins urged that the Engineer's Office watch carefully for any bill that might affect the interests of the Trustees in lands along the Coast of Florida or any resources of the state, which bill might be detrimental to the best interests of the public, and asked that any such legislation be reported to the members so that the Trustees' position may be known before the bill has passed.

The Trustees deferred consideration pending the full membership of the board being present, of a proposed resolution with reference to reservation of oil and mineral rights in lands conveyed into private ownership and providing that the Trustees will lease or grant the rights reserved only to the fee simple owner.

CHARLOTTE COUNTY - Mr. Leo Wotitsky, on behalf of Charlotte County Land and Title Company, makes application to purchase approximately 200,000 cubic yards of fill material, part of which will be taken from Peace River and will be placed on applicant's adjacent upland in Sections 10, 11, 14, 15 and 22, Township 40 South, Range 23 East. The material will be used to raise the elevation of the upland property. Recommendation is that the request be granted subject to protective provisions to be observed in the taking of material and that payment be made at regular rate per cubic yard.

Motion was made, seconded and adopted, that sale of the material be authorized at the regular rate per cubic yard and subject to the conditions recommended.

HIGHLANDS COUNTY - Mr. Harry Lee presented applications on behalf of three clients as follows:

Warwick and Logar - Application for permit to pump 300 cubic yards of sand from Lake Clay for improvement of the beach in front of property in Blue Lake Subdivision in Section 30, Township 36 South, Range 30 East.

Mart Goche - Application for permit to pump 400 cubic yards of sand from Lake Francis for improvement of the beach in front of his upland property in Section 14, Township 36 South, Range 29 East.

Robert and Etta Davis - Application for permit to pump 150 cubic yards of sand from Lake Letta adjacent to and lakeward of Lot 12, Block 1, Stump Subdivision in Section 6, Township 34 South, Range 29 East, the sand to be used for beach improvement in front of their property.

Motion was made, seconded and adopted, that the Trustees authorize permits in favor of the three applicants, the permits to be subject to certain precautionary insertions for protection of the lakes.

PALM BEACH COUNTY - A. J. Klemons makes application for permit to take 5,000 cubic yards of fill material from the bottoms of Lake Worth, lakeward of his property in Section 15, Township 45 South, Range 43 East, the said material to be placed on his property behind a bulkhead at mean high water.

Motion was made, seconded and adopted, that the permit request be granted, subject to the usual conditions, with payment at the standard rate.

PALM BEACH COUNTY - Brockway, Weber and Brockway, Inc., West Palm Beach, Florida, presented the following applications from clients desiring to purchase fill material to be dredged from Lake Worth, adjacent to and in front of applicants' upland property:

1. Frank M. Smith - U. S. Notice No. 56-504
Application to construct a bulkhead and dredge and fill in Lake Worth at the easterly shore of applicant's property in Section 15, Township 42 South, Range 43 East.
2. Bankers Life Insurance Co. - U. S. Notice No. 57-69
Application to construct a bulkhead and dredge and fill in Lake Worth at the westerly shore of applicants' property in Section 21, Township 42 South, Range 43 East - 109,000 cubic yards of material.
3. Bankers Life Insurance Co. - U. S. Notice No. 57-103
Application to construct a bulkhead and dredge and fill in Lake Worth, westerly shore, near the northerly end thereof at applicant's property in Sections 10 and 15, Township 42 South, Range 43 East - 2,500,000 cubic yards of material.
4. George W. English - U. S. Notice No. 57-68
Application to construct a bulkhead and fill in Lake Worth at the westerly shore of applicant's property in Section 21, Township 42 South, Range 43 East - 88,000 cubic yards.
5. C. A. Cunningham - U. S. Notice No. 57-67
Application to construct a bulkhead and to dredge and fill in Lake Worth at the westerly shore of applicant's property in Section 21, Township 42 South, Range 43 East - 175,000 cubic yards.
6. Point Manalapan Development Company - U. S. Notice No. 57-118. Application to construct a bulkhead and to dredge and fill in Lake Worth at the easterly shore, near the southerly end of Hypoluxo Island at applicant's property in Sections 10 and 15, Township 45 South, Range 43 East - 350,000 cubic yards.

It was explained that these applications have been held in abeyance pending establishment of the bulkhead line in Lake Worth and were received prior to the revised policy of the Trustees relative to sale of fill material in Palm Beach and Dade Counties.

Motion was made, seconded and adopted, that the permits be authorized in favor of the five applicants for sale of the fill material at the established price, conditioned upon the material being taken from the landward side of the established bulkhead line.

It was also agreed that payment for all future permits to take fill in Dade and Palm Beach Counties be on the basis of value of the land to be filled.

PINELLAS COUNTY - Action was deferred at the last meeting on application from Leo M. Butler of Clearwater, Florida, on behalf of Baywood Associates, for permit to take 33,302 cubic yards of fill material from submerged lands in the Gulf of Mexico at a point approximately one (1) mile south of the city limits of Tarpon Springs in the northeast corner of SW $\frac{1}{4}$ of Section 23, Township 27 South, Range 15 East. Applicant owns the adjoining upland property and desires to raise the elevation to plus five feet.

Motion was made, seconded and adopted, that the Trustees grant permission for taking the fill material requested at the established rate per cubic yard.

POLK COUNTY - W. W. Warner of Lakeland, Florida, makes application for permit to dredge approximately 5,000 cubic yards of sand from the bottoms of Lake Gibson immediately adjacent to and lakeward of the reclaimed lake sold to Mr. and Mrs. Warner by the Trustees July 16, 1956 by Deed No. 21286 conveying 10.51 acres in Section 24, Township 27 South, Range 23 East. The material will be used to improve the marshy condition of the land.

Motion was made, seconded and adopted, that permission be granted Mr. Warner for taking the material requested without cost.

INDIAN RIVER COUNTY - The United States Corps of Engineers makes request for perpetual easement covering an area in the open waters of the Indian River for use in connection with construction of a turning basin at Vero Beach.

Motion was made, seconded and adopted, that the Trustees authorize easement as requested.

MONROE COUNTY - James F. Kelly of Marathon, Florida, makes application for lease covering approximately 6 acres of a submerged reef immediately south of Sombrero Key Light. The area is in the navigable waters between the 30 and 60 feet contours and would be used for underwater research, photography and viewing of undersea gardens. It was explained that the area is outside the boundary of Florida and if it were within the state an exclusive lease should not be granted.

Motion was made, seconded and adopted, that the Trustees decline to grant the lease requested on the grounds stated.

MONROE COUNTY - Ignatius Lester, on behalf of the City of Key West, makes application to purchase those submerged lands along and abutting the southeasterly side of the Island of Key West, comprising approximately 123 acres.

Motion was made, seconded and adopted, that the Trustees defer action on the request pending further study and recommendation from Mr. Elliot.

MONROE COUNTY - Paul E. Sawyer, on behalf of F. P. Sadowski, makes application to purchase certain submerged land in Bonefish Bay, Section 4, Township 66 South, Range 33 East, Fat Deer Key. Explanation was made that in December 1955 certain submerged areas in Bonefish Bay were equitably divided among the riparian owners, which layout was agreed to by Mr. Sadowski. His application now is for part of the area eliminated, and should be denied.

Motion was made, seconded and adopted, that the Trustees decline to sell the parcel of land applied for.

OSCEOLA COUNTY - Lawrence Rogers of Kissimmee, Florida, on behalf of Smith Homes, Inc., requests that the Trustees adopt a resolution rescinding action taken March 28, 1957 on this application and grant the request for permit to excavate in East Lake Tohopekaliga, and providing for establishing a bulkhead line, making surveys and appraisals, in connection with the proposed sale of the land to be filled.

Motion was made, seconded and adopted, that consideration of the resolution be deferred until the full membership of the board can be present.

OSCEOLA COUNTY - Lawrence Rogers of Kissimmee, Florida, makes application on behalf of the following clients who are upland owners, for purchase of submarginal land:

Lake Tohopekaliga to Elevation 56 foot contour		
Brownie Wise	-	Parcels D and E
Tupperware Home Parties, Inc.	-	
Henry C. Partin	-	Parcel F
E. L. Partin	-	Parcel G
Cecil Whaley	-	Parcel H
Clarence Thacker	-	Parcel I

East Lake Tohopekaliga to Elevation 59 foot contour		
Charlie Partin	-	Parcel A
W. A. Rowan	-	Parcel B
Joe E. Johnson	-	Parcel C
D. C. Sharp	-	Parcel K

Motion was made, seconded and adopted, that the Trustees defer action on the above applications pending further study of the plats and the securing of additional information.

PALM BEACH COUNTY - Richlands, Inc., requests that the Trustees extend Lease No. 18284 covering the area of land known as the "Pelican Bay Tract", located south of Pahokee on Lake Okeechobee, in Palm Beach County. The present lease will expire in 1960 and the lessees are converting their operations from farming to cattle raising, and the expense of preparing the pastures, fencing the land and installation of other facilities will require some time. For that reason they desire assurance that the lease will be renewed at its expiration.

Motion was made, seconded and adopted, that the request be denied as the Trustees are not agreeable to considering extension at this time.

FRANKLIN COUNTY - The Florida Board of Parks and Historic Memorials requests that the Trustees concur in an exchange of lands with the City of Apalachicola in connection with John Gorrie Memorial Square.

Motion was made, seconded and adopted, that the Trustees concur in the land exchange as requested and authorize execution of the instrument on the part of the Trustees of the Internal Improvement Fund.

ST. LUCIE COUNTY - M. A. Ramsey of Fort Pierce presented request on behalf of Fort Pierce Port and Terminal Company for purchase of 61.4 acres of submerged lands in Fort Pierce Harbor in Section 3, Township 35 South, Range 40 East, adjacent to upland holdings of applicant, the area being bounded on the north by Taylor Creek and on the south by the existing turning basin of the Port of Fort Pierce. The submerged land will be used for development of port facilities for the use of the public.

Mr. Elliot presented two points which he thought the Trustees should consider.

1. The area bayward or riverward from the proposed development is not wide enough at present and will require considerable excavation and widening to avoid interference with north and south traffic caused by the proposed improvements extending quite a long distance; and
2. Whether or not the Trustees consider it wise to have an area of that kind pass into private ownership.

Mr. Ramsey submitted aerial photographs of the area and pointed out where the various improvements will be made. He explained that the plan is supported by the Florida Inland Navigation District, the county, the Port Authorities and the Chamber of Commerce. The

development will be done by private interests at a cost of between two and three million dollars and will be operated as a public port, and neither the county nor the Port Authorities are in position to put in the development and have asked that his clients put in the improvements. The reason for the width requested is to avoid the necessity of going across State Road No. 1.

Mr. Ramsey explained the several phases of improvements to be put in and the necessity of having the total area handled as a whole rather than three separate purchases, stating that since the Trustees on February 12th authorized the land advertised for objections only, they are anxious to get it started.

It was brought out that an offer of \$100.00 an acre for approximately 60 acres has been made by applicants, but an appraisal is now being made and the value will be determined after that has come in.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees approve the application, subject to the approval of the Governor and of the Attorney General. (Later during the meeting Governor Collins approved the action taken.)

DADE COUNTY - Pursuant to action taken by the Trustees March 26, 1957, this date was set to hear interested parties on the question of whether or not leases should be continued in Watson Park, in the area conveyed by the Trustees to the City of Miami with certain restrictions.

Mr. William T. Kruglak, II, representing Palm Hibiscus Star Island Property Owners Association and a number of other organizations, presented protests from property owners and civic minded citizens to said leases.

Mr. Jack Rice, city attorney for the City of Miami, urged that the Trustees approve the restricted leases in favor of the Miami Yacht Club and Miami Outboard Club as they serve a public purpose for citizens in that area as well as visitors.

Mr. Jack Wirt of Miami, lessee from the city, was present to request favorable consideration of continuance of his lease.

The Trustees expressed the view that when the land was conveyed to the City of Miami, it was restricted for public purposes only and the purpose was understood to be for a city park. The thought was that within a reasonable time the city would develop the area into a waterfront park for the benefit of the public and it was never understood that it should be continued indefinitely for leasing purposes. The Trustees requested that the City of Miami submit its plans for improving the park and indicate what final time limit is planned for the proposed leases to continue in force.

No action was taken on disposition of the leases or of the objections submitted to continuance of said leases.

MONROE COUNTY - Judge Richard H. Hunt, on behalf of Dr. C. E. Lunsford, applies to purchase Government Lot 1 of Section 30, and Government Lot 1 of Section 31, both in Township 63 South, Range 37 East, comprising 100 acres, more or less, and offers \$100.00 per acre for the land. The adjoining land owned by Dr. Lunsford comprises 73 acres, more or less.

Motion was made, seconded and adopted, that the Trustees agree to advertise for objections only 173 acres, more or less, including the upland of Dr. Lunsford, conditioned upon applicant agreeing to pay a price to be determined by a new appraisal.

DADE COUNTY - Application was presented from the City of Homestead, Florida, represented by J. Rudolph Gossman, President of the City Council, and Vernon W. Turner, City Attorney, for use of a portion of Redondo Subdivision in Section 12, Township 57 South, Range 38 East.

The use of the land is desired for establishing a well field for the City of Homestead Water distribution system. Applicants explained that the city plans to beautify the surface of the land as a public park and recreational area, to sink a minimum of two (2) wells with structures for location of the pumps and chlorination equipment, all in keeping with the architectural design used in that area.

Ralph Matousek by telephone protested the sale on behalf of clients owning Blocks 2 and 3 of Redondo Subdivision, but later withdrew said objection. Also, a telegram was received from Max M. Singer of Homestead, protesting conveyance of the land to the city on the ground that he has considerable investment in that subdivision and use of the state's property, according to the plans by the city, will be detrimental.

The city requests that the Trustees approve the application subject to a letter being furnished withdrawing all objections.

Motion was made by Mr. Larson, seconded and adopted, that Mr. Elliot be requested to check the application and if satisfactory to him, and upon receipt of written notice that all objections have been withdrawn, that the Trustees approve the application for use of the land as outlined, the title to remain in the Trustees of the Internal Improvement Fund.

Motion was made, seconded and adopted, that the Engineer and Secretary be authorized to employ an additional clerk in his office at a salary of \$200.00 per month, adjust the salary of another employee from \$225.00 to \$250.00 per month, and formally confirm approval of four members individually for an employee in the Land Office at a salary of \$250.00 per month, to be increased to \$275.00 at the end of three months if services are satisfactory.

The Trustees deferred action on consideration of the legislative program supported by Florida Shore and Beach Preservation Association until the members have opportunity to examine the copies furnished on the subject.

Mr. Elliot reported that a bill has been introduced in the Senate by Senator William Neblett as a local measure which provides for disclaiming all right, title and interest of the state to the City of Key West, Florida, in certain lands in Monroe County.

It was recommended that the measure be referred to the Attorney General for consideration, and it was so ordered.

Governor Collins expressed the opinion that a letter should be sent to the President of the Senate and Speaker of the House with reference to local bills that have the effect of divesting the interest of the state. Any local bill that deprives the state of its interest, the Trustees feel, should be written as a general bill and should have the consideration of all members of the legislature. The Governor stated that if the Trustees are willing he will send up a letter to both houses urging that no bills affecting state lands be passed as local measures. The matter was left with the Governor to take whatever action he deems necessary along the line suggested.

Mr. Leonard W. Cooperman was present, representing Joseph V. Klingel and Paradise Island Company, for the purpose of discussing with the Trustees the situation involving his clients. He explained that he has been conferring with the Attorney General, T. M. Shackelford and the Engineer's Office in an effort to arrive at some fair settlement but nothing definite has been agreed upon and he desired the members of the board to be apprised of progress being made. He stated that the Attorney General has a recommendation to make which will provide for donation by his clients of four (4) acres for a public park;

that his clients are not agreeable to that as the purchasers of the lots in that development are not interested in having a park in that area. Mr. Cooperman displayed photographs of the area before any work was done, showing the character of the land in its original state, and later photographs evidencing changes made as development progressed. He stated that Mr. Klingel contracted to pay \$96,000.00 for the deal in 1950 and agreed to fill the area. The contract shows on its face that there was a plan to complete all the fingers and work started in 1950 pursuant to said plan. The rights under the Butler Act were brought out. Opinion from a reputable firm of attorneys advised Mr. Klingel that it was not necessary for him to get permission from the Trustees to fill the area as he had that right under the court's decision in the Fort Pierce Financing and Construction case under the 1921 bulkheading and filling act. One finger was completed prior to its repeal in 1951, which is said to repeal the Butler Act by implication, and most of the other fingers were filled by the time the 1954 decision of the Supreme Court in the Duval Engineering and Contracting Company case and that was the first decision that the Butler Act may have been repealed. Mr. Cooperman stated that in the first addition sixty (60) homes have been built, and ninety-four (94) in the second addition, and all purchasers have secured title insurance. The U. S. Engineers have stated that there is no encroachment of any of the fills into the Intracoastal Waterway. The entire area as overfill comprises about 76 acres and there is no question that if Mr. Klingel had applied to purchase the submerged areas in 1950, the Trustees would have sold it to him at the then prevailing value.

Mr. Cooperman stated that Mr. Elliot has recommended that the southern finger be cut back. No homes have been built in that area and it has not been bulkheaded and filled, and he thinks Mr. Elliot will say that these fingers will not have any adverse effect on the waterway. He feels that his client should be permitted to purchase the 76 acres at a fair price. Mr. Elliot has suggested a price of \$250.00 as a fair value for the land, while the 1950 value was \$100.00 per acre.

Mr. Cooperman requested that the Trustees issue a quitclaim deed to his clients covering the entire area in order to settle the question of title which has arisen. He has reached a stalemate in negotiations with the Attorney General's Office and would like an expression from the Trustees.

In discussing the request, the Trustees expressed the view that it would not be necessary to require applicants to donate an area as a public park owing to the nature of the development. If it is established that this was a mutual mistake and if the public interest is not affected, an appraisal could be secured and a possible settlement agreed to on a quantum meruit basis.

Mr. Elliot stated that he submitted a written report to the Attorney General on the physical features of the project and that he and Mr. Wallis are in agreement as to there being no significant erosion problem; that while there may be sufficient space for the Intracoastal Waterway, there will be encroachment on the area to the extent that the causeway shuts off the normal flow of water, which is not so much in the interest of navigation but affects the quantity of water that would normally flow under the bridge. The opening is too narrow and it is recommended that the channel width be increased so as to take care of the flow of water without inducing undesirable velocities.

Report from Mr. Elliot to the Attorney General is as follows:

RE: PARADISE ISLAND MATTER

AS TO NAVIGATION

In order to provide needed width for navigable channel as a part of the West Coast Intracoastal Waterway, having a bottom width for future requirements of 125 feet and a depth of 12 feet, with side slopes of about 6 or 8 feet to 1 foot vertical, a minimum excavation width should be provided of 300 feet, plus fifty feet on each side, or a total width of 400 feet in the instant case, within which no fill should be made. The standard minimum width of 500 feet for right of way should be adhered to.

Attached is an aerial photograph on which the above suggestions are indicated. The lines marked "E" are suggestions by Elliot; those marked "B" are suggestions by Bruun. The order of importance in the Paradise Island situation is indicated by A, B, C.

In the process of building up land by means of filling with sand dredged from nearby areas, it is usual practice to construct retaining walls or bulkheads for retaining the fill. Parts of the area heretofore filled have already been bulkheaded and other parts are proposed to be. Tidal current velocities appear to be such as present no significant erosion problem to the Paradise Island area or to other existing land area nearby.

AS TO AREAS WITHIN THE PROPOSED IMPROVEMENT

Title to parts of the area is claimed by the developer to have origin out of the United States and out of the state. These parts represent three government lots, one of which was conveyed into private ownership by the United States in 1914 as a homestead grant. Another was granted to the state by the United States as school indemnity land in 1915 and conveyed by the state into private ownership in 1920. The third was granted to the state under the swamp and overflowed land grant Act in 1908, and by the state conveyed into private ownership in 1912.

These government lots are so located as to cover as nearly as practicable the land masses commonly referred to as islands. The location of the government lots, however, by their descriptions does not cover the so-called islands, but the configuration of each of the government lots and the relation each to another fits the actual physical condition on the ground, as shown by map entitled "Paradise Island Subdivision", and also by a transparent overlay upon an aerial photograph.

The overlay shows the position of the government lots by their location description. If the overlay be placed upon the map so that the lines of Sections 23, 24, 25 and 26 of overlay are superimposed upon the same lines shown on the aerial photograph, it will be observed that the government lots do not fit the so-called islands in a single position. It will also be noted that the relative position by description cannot be made to fit all three at the same time, but that by shifting the position of the overlay upon the map, two may be made to fit the so-called islands and another shift will enable the other government lot to fit substantially the remaining so-called island or land mass. Paradise Island Subdivision map reconciles to a close approximation said lots with the so-called islands or land mass to which they are clearly intended to apply.

All three of the lots above referred to are of the character of submerged bottoms, title to which passed to the state by rights of its sovereignty upon admission of Florida into the Union long before the respective grants were made out of the United States.

The physical character of the so-called islands and the way by which they came into private ownership appears to cast doubt on the soundness of title in present claimant. Be that as it may, however, the developer takes the position that these areas come within the purview of Chapter 271, Florida Statutes, prior to its repeal in 1953, and by reason of the rights granted by said Chapter having been exercised prior to and continuing since such repeal, they are entitled to appropriate the areas covered by the improvement.

Supplementing the previous statement that the lands covered by the improvement are of sovereign character, all three government lots are or were in their original natural condition shallow banks or tidal flats covered with mangrove, a salt water growth, and do not appear to come within the definition of the Supreme Court in describing areas to which riparian rights attached and in describing different areas to which riparian rights do not attach. The distinction is set out in the case of Trustees of the Interanl Improvement Fund vs. Claughton, et al, Opinion filed January 7, 1955.

Attached is copy of letter from W. Turner Wallis dated October 8, 1956 to Mr. Mercer Brown, Chairman of State Land Use and Control Commission, giving greater detail relating to the three government lots referred to.

Mr. T. W. Shackelford stated that the City of St. Petersburg Beach would like to be heard on this subject before final action is taken. Further, that he has reported to the Attorney General on a number of questions of law, but feels that it would be desirable if a reasonable

settlement could be made, which reasoning is in line with the recommendation of the State Land Use and Control Commission.

Governor Collins suggested as a logical settlement of the question that the applicants do what is essential to off-set the public interest by cutting back the fingers where deemed desirable, then establish the present value of the submerged lands and the value of the improvements, exclusive of homes.

Without objection it was agreed that a new appraisal be made, taking into consideration the present value of the submerged lands and the value of improvements made by applicants, the cost of such survey to be borne one-half by the Trustees and one-half by Mr. Cooperman's clients. (Mr. Cooperman stated that he would confirm that understanding in a letter to Mr. Elliot.)

It was also agreed that no further action be taken on the subject until the Attorney General can be present and express his views and recommendations in the matter including the park area.

PINELLAS COUNTY - Mr. T. W. Shackelford reported with reference to the Furen Fill that he has filed exception to the Examiner's report to the Pinellas County Water and Navigation Control Authority, and that the Town of Gulfport, the city attorney for the City of St. Petersburg Beach and the Alliance for Conservation of Natural Resources in Pinellas County have all filed exceptions and a hearing will be held April 11th on the subject. He further stated that he has furnished the Attorney General with all information in the case and report will be made of developments at the hearing.

Financial statements for the month of March, 1957 are as follows:

UNDER CHAPTER 610

Balance as of February 1, 1957		\$222,702.81
Receipts for the Month:		
Land Sales	\$31,046.32	
Quitclaim Deeds	462.00	
Revenue Bonds	7,318.75	
Advertising	209.72	
Trustees Minutes	6.00	
Shell and Sand Leases	19,413.43	
Timber Leases	109.40	
Oil Leases	173.45	
Mineral Leases	2,333.49	
Payment on Loans	30,624.99	
Rental Property	1,376.11	
Miscellaneous	464.80	
Total Receipts for the Month of March, 1957		<u>93,538.46</u>
GRAND TOTAL		\$316,241.27
Less: Disbursements for March, 1957		<u>29,324.66*</u>
BALANCE AS OF MARCH 31, 1957		<u>\$286,916.61</u>

* See adjustments on Disbursement Statement.

DISBURSEMENTS FOR THE MONTH OF MARCH, 1957

DATE	WARRANT NO.	PAYEE	AMOUNT
3-1-57	274656	City of Tallahassee	\$ 37.00
3-4-57	273874	J. Edwin Larson, State Treasurer	
		Tr. to Geological Survey Coop. Acct.	5,325.00
3-4-57	276577	Gadsden Office Equipment Co.	822.70
3-6-57	279712	T. M. Shackelford, Jr.	2,500.00
3-7-57	263045	N. C. Landrum	12.21
	263046	Federal Tax	2.90
	263047	State Retirement	.96

DISBURSEMENTS FOR THE MONTH OF MARCH, 1957
(Continued)

DATE	WARRANT NO.	PAYEE	AMOUNT
3-8-57	284699	Jon S. Beazley	\$ 648.00
	284700	Tallahassee Print & Supply Co.	47.86
	284701	The Key West Citizen	61.33
	284702	The Okeechobee News	25.30
	284703	The Bradenton Herald	18.40
	284704	Stuart Daily News	18.10
	284705	W. L. Gleason	65.00
	284706	Linderbeck Office Supply, Inc.	9.09
	284707	General Office Equipment Co.	3.00
	284708	Theis Duplicating Products, Inc.	7.83
	284709	Capital Paper Company	15.88
	284710	American-Hdwe. Mutual Ins. Co.	99.50
	284711	General Office Equipment Co.	78.66
	285724	J. Edwin Larson, State Treasurer - Tr. to State Bd. Conservation	12,832.40
3-11-57	287555	W. S. Lee Company, Inc.	34.80
	287556	Claud A. White	593.00
3-12-57	288784	C. F. Mason	19.30
	288785	H. G. Morton	619.88
	291336	T. M. Shackelford, Jr.	31.21
	291337	E. B. Leatherman, CCC	1,902.21
3-13-57	285723	J. Edwin Larson, State Treasurer Tr. to State School Fund	14,953.38
	292995	Margery E. Hill	145.04
	292996	Southeastern Telephone Co.	99.75
	292997	Western Union Telegraph	7.81
	292998	Jon S. Beazley	10.00
	292999	Hudson Aircraft Service	35.00
	293000	Rose Printing Co., Inc.	20.40
	293001	Geo. G. Crawford, CCC	4.00
	293002	Standard Oil Co.	2.87
	293003	Linderbeck Office Supply, Inc.	65.60
	293004	General Office Equipment Co.	14.18
	293005	Capital Office Equipment Co.	4.04
	293006	Leon Abstract Co., Inc.	17.00
	293007	Linderbeck Office Supply, Inc.	395.00
	293008	Southern Electric, Inc.	62.00
3-15-57	296242	Jack Culpepper	5,554.00
	298267	Winchester Construction Co.	11,553.08
	296241	Ray E. Green, Comptroller	211.10
3-20-57	302171	Pierce Ford and George E. Zeigler	750.00
3-21-57	303791	E. O. Rolland	101.46
3-22-57	304493	Mr. Foster's Store, Inc.	2,170.50
	304277	J. Edwin Larson, State Treasurer Tr. to Surplus Property Revolving Fund	1,800.00
3-27-57	307573	R. P. Jackson	17.00
	307574	Capital Venetian Blind Co.	107.50
	307575	Tallahassee Democrat	6.60
	307576	Leon Electric Supply Co.	98.00
	307577	H. R. Jackson	292.00
	307578	General Electric Supply	637.32
	307579	Tallahassee Natural Gas Appl. & Serv.	1,000.00
	307580	State Office Supply Co.	390.34
	307581	General Office Equipment Co.	26.10
	307582	Capital Office Equipment Co.	160.00
	307583	Deeb Builders, Inc.	1,147.00
3-30-57	311518	Leonard W. Thomas, CCC	1.75
	311519	Harry M. McWhorter	75.00
	311520	Charles Cox	75.00
	311521	The Key West Citizen	54.47
	311522	The Coral Tribune	57.50
	311523	The Miami Herald	201.60
	311524	The Ft. Pierce Press	24.53
	311525	Capital Office Equipment Co., Inc.	6.29
	311526	Linderbeck Office Supply, Inc.	44.16
	311527	General Office Equipment Co.	68.42
	311528	J. O. Carlile	4,758.99
	285093	F. C. Elliot	834.95
	285094	W. T. Wallis	679.85
	285095	H. G. Morton	485.90
	285096	V. H. Ferguson	351.20
	285097	A. R. Williams	472.79
	285098	A. C. Bridges	392.08

DISBURSEMENTS FOR THE MONTH OF MARCH, 1957
(Continued)

<u>DATE</u>	<u>WARRANT NO.</u>	<u>PAYEE</u>	<u>AMOUNT</u>
3-30-57	285099	C. L. Vocelle	\$ 161.20
	285100	F. J. Wysor	253.29
	285101	N. C. Landrum	352.00
	285102	M. O. Barco	404.27
	285103	J. L. Dedge	354.75
	285104	M. C. Pichard	297.55
	285105	B. G. Shelfer	268.96
	285106	C. M. Greene	49.35
	285107	R. N. Landers	27.41
	285108	Willie Wells, Jr.	77.34
	285109	Blue Cross of Florida, Inc.	34.00
	285110	Wilson Life Insurance Co.	22.38
	285111	State Retirement	399.29
	285112	Federal Tax	<u>1,074.86</u>
TOTAL DISBURSEMENT FOR THE MONTH OF MARCH, 1957			\$ 80,048.66

Total Disbursements for this month reduced by the two following items: Warrant #153337 dated 11-30-56 in the amount of \$50,000.00, payable to City of Orlando, shown as a disbursement on November statement, has been cancelled and restored to fund. Warrant #235931 dated 1-31-57 in the amount of \$724.00, payable to White & Bozeman, shown as a disbursement on the January statement as drawn on this fund, was actually drawn against Trustees I.I.Fund, Replacement Account. Total of these two items - - -

50,724.00

NET DISBURSEMENTS MARCH, 1957 \$ 29,324.66

U. S. G. S. COOPERATIVE FUND

Balance as of March 1, 1957	\$ 5,650.00
Receipts	5,325.00
Disbursements	<u>7,647.45</u>
BALANCE AS OF MARCH 31, 1957	\$ <u>3,327.55</u>

UNDER CHAPTER 18296

Receipts to General Revenue: March 4, 1957	\$ <u>5,755.25</u>
Total Receipts for the Month	\$ <u>5,755.25</u>

DISBURSEMENTS FROM GENERAL REVENUE:

<u>DATE</u>	<u>WARRANT NO</u>	<u>PAYEE</u>	<u>AMOUNT</u>
3-5-57	278928	Tommy Martin	\$ 110.00
3-30-57	281546	E. Hewitt	381.41
	281547	J. C. Conner	162.95
	281548	Provident Life & Accident Ins.Co.	7.75
	281549	Blue Cross of Florida, Inc.	7.85
	281550	State Retirement	41.82
	281551	Federal Tax	<u>95.30</u>
TOTAL DISBURSEMENTS FOR THE MONTH			\$ <u>807.08</u>

Mr. Elliot presented Report No. 668 listing 28 bids received for lands under Chapter 18926, and request for issuance of Hillsborough County Deed No. 478-Duplicate, statement having been received that the original was lost prior to recording.

Motion was made, seconded and adopted, that the Trustees approve Report No. 668 as submitted and authorize execution of deeds corresponding thereto.

LIBERTY COUNTY - Offer of \$400.00 was presented from Emma Ransom for deed under Chapter 28317, the Hardship Act, for conveyance of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 1, Township 2 North, Range 7 West, containing 40 acres. Information was filed that Mrs. Ransom is the widow of the owner as of June 9, 1939, has furnished all necessary proof, and has deposited with the Clerk of the Circuit Court the amount equal to all taxes that would have been assessed against the land. It was recommended that application be granted.

Motion was made, seconded and adopted, that the offer of \$400.00 be accepted and that conveyance under Chapter 28317 of 1953 be authorized in favor of Mrs. Ransom.

SARASOTA COUNTY - Roger W. Flory offers \$1,000.00 for Lot 10, Block "C", Indian Beach Estates, Section 1, Township 36 South, Range 17 East. Report was made that this lot was withdrawn from sale in 1946 and it is now recommended that it be restored for public sale with a starting bid of \$1,500.00 for the lot.

Motion was made, seconded and adopted, that the recommendation be approved and the starting bid be fixed as \$1,500.00.

Motion was made, seconded and adopted, that the Trustees disclaim interest in certificates issued under Chapter 18296 against land in Alachua, Calhoun, Citrus, Jefferson, Okaloosa and Taylor Counties as approved by the Attorney General's Office.

Upon motion duly adopted, the Trustees adjourned.

ATTEST:


SECRETARY


GOVERNOR - CHAIRMAN

Tallahassee, Florida
April 23, 1957

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
W. Turner Wallis, Engineer
Van H. Ferguson, Land Agent

Mr. Elliot presented for approval minutes of the Trustees dated February 26 and March 12, 1957, copies of which have been furnished each member.

Motion was made, seconded and adopted, that the Trustees approve the minutes as presented.

Mr. Ferguson presented the following sales advertised to be considered on this date.

MANATEE COUNTY - On February 12, 1957, the Trustees considered offer of \$100.00 an acre from Doyle E. Carlton, on behalf of Sydney R. Newman and Associates, for purchase of a tract of submerged land in Sarasota Bay lying southwesterly of and adjacent to Fractional Section 13, Township 35 South, Range 16 East, and Fractional Sections 7, 17, 18, 19, 20 and 21, Township 35 South, Range 17 East, excepting from the above tract the bayward extension of the drainage canal rights of way of the Manatee Fruit Company, and excepting from the above tract those submerged lands bayward of the East 1100 feet of said Fractional Section 21; containing 337 acres, more or less. The land was advertised for objections only and notice of sale was published in the Bradenton Herald on March 22, 29, April 5, 12 and 19, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson reported that objections were filed by Charles Whittaker, on behalf of Manatee Fruit Company, and later a stipulation was filed which in effect withdraws the objections. Also, the Engineer's office desired further time for study of the proposed plan. Mr. Whittaker was present and stated that his clients own 1180 acres in the area, but would have no objection to the sale provided the terms of the stipulation are carried out as to excluding certain strips for drainage of their land.

The Land Agent advised that estimates of volume of material for filling upland and the submerged area have not been furnished by applicant.

Motion was made by Mr. Mayo, seconded and adopted, that the Trustees defer action on this sale until the terms can be worked out and the engineers have had opportunity to complete their study.

PINELLAS COUNTY - On February 26, 1957, the Trustees considered offer of the appraised price of \$250.00 per acre from Guy L. Kennedy, Jr., on behalf of Dr. I. J. Belcher, for purchase of submerged land in St. Joseph's Sound in Section 15, Township 27 South, Range 15 East, described as commencing at the northeast corner of said Section 15, run west 1482.60 feet along the section line, thence run south 30.00 feet to the southern boundary line of Gulf Road for a point of beginning, thence by metes and bounds, containing 3.72 acres, more or less. The land was advertised for objections only and notice of sale was published in the Tarpon Springs Leader on March 22, 29, April 5, 12, and 19, 1957, with sale to be considered on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and Mr. Ferguson reported that the Pinellas County Water and Navigation Control Authority has approved the application, however, the Trustees' engineers recommend deferring action pending establishment of a bulkhead line in that area. No objections were filed to the sale.

Mr. D. O. Elliott, representing Dr. Belcher, advised that Dr. Belcher is not interested in filling the land and he feels that his request will be within any bulkhead line that may be fixed. He is purchasing for protection. Two alternatives were suggested: (1) that the sale be approved at the price offered - \$250.00 per acre - with the deed to contain a restriction that the land be not filled nor developed, but remain in its natural state, or (2) that Mr. Elliott consult with his client and come back at the next meeting and negotiate for a deed at a price that might be more favorable. If plan (2) is desired, the Trustees will in the meantime have a new appraisal on a restricted use basis and a price agreed upon.

Motion was made, seconded and adopted, that the Trustees approve the sale to Dr. Belcher at the price offered, \$250.00 per acre, with deed to carry the restriction that the rights conveyed will not include any rights to fill, or if Dr. Belcher so desires he may proceed under alternative plan (2) as outlined.

(Subsequent to the meeting Mr. Elliott, on behalf of Dr. Belcher, decided to close the sale at the price of \$250.00 per acre, with restriction in the deed that no fill rights will be granted.)

SARASOTA COUNTY - On February 26, 1957, the Trustees considered offer of the appraised price of \$125.00 per acre from Leo Wotitsky, on behalf of Stuart Anderson, for purchase of submerged land in Lemon Bay, Sections 25 and 26, Township 40 South, Range 19 East, commencing at the southeast corner of said Section 26, and thence by metes and bounds description back to the point of beginning, containing 4.16 acres, more or less. The land was advertised for objections only and notice of sale was published in the Sarasota Herald on March 22, 29, April 5, 12 and 19, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and objections have been filed to the sale by the Board of County Commissioners of Sarasota County. Also, engineers for the Trustees recommend that action on the sale be deferred pending establishment of a bulkhead line in that county.

Motion was made, seconded and adopted, that the Trustees defer action on the application of Mr. Anderson, pending working out objections filed and establishment of the bulkhead line.

DADE COUNTY - The Land Agent reported that frequent inquiries come in for purchase of small tracts of land from one to ten acres for the purpose of establishing homes and developing small farms. Sections 31 and 32, Township 57 South, Range 40 East, were formerly withdrawn from sale pending selection of a site for Inter-American Cultural Center. These sections were originally subdivided into small units and the Trustees acquired them from the state under the Murphy Act. The land is located about 8 miles southeast of Homestead and is reported to be suitable for small farm development.

The Land Agent recommends that the west half or all of Section 31 be opened for sale on applications by persons intending to farm and develop. The appraised value is \$175.00 per acre.

Motion was made, seconded and adopted, that the recommendation of the Land Agent be approved for accepting applications from persons desiring small acreages.

DESOTO COUNTY - A. D. Giacomo offers the appraised price of \$50.00 per acre for Lots 7, 8 and 9, Section 11, Township 39 South, Range 23 East, and it is recommended that the land be advertised for competitive bids.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees authorize the land advertised for competitive bidding starting with the appraised price of \$50.00 per acre.

GLADES COUNTY - Joe H. Peeples, Jr., on behalf of Peeples Bros., advises that Central and Southern Florida Flood Control District is constructing Lateral Canal C-19 across land included in Grazing Lease No. 405 and will render useless a portion of the leased land east of the canal. It was explained that the lease comprises 500 acres at Lake Hicpochee with annual rental at the rate of \$1.00 per acre and will expire May 2, 1960. It was recommended that the Trustees terminate the lease as to the area east of the west bank of the canal, comprising approximately 225 acres, and that the lease continue unimpaired as to the area west.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees follow the recommendation of the Land Agent and eliminate from the lease the area east of the west bank of the Canal C-19, reducing the rental payments proportionately.

LEE COUNTY - William Moser offers the appraised price of \$50.00 per acre for Lot No. 4 on Island No. 2, Section 30, Township 47 South, Range 25 East, containing 21.38 acres, more or less.

Motion was made, seconded and adopted, that the Trustees decline to offer this lot for sale at this time.

LEON AND GADSDEN COUNTIES - William E. Whitfield and W. H. Spence of Tallahassee, Florida, doing business as Ochlockonee Sand Company, make application for a four-year sand lease in that part of Ochlockonee River in the $W\frac{1}{2}$ of Sections 25 and 36, Township 2 North, Range 2 West, on a royalty basis of fifteen cents (15¢) per cubic yard and a minimum monthly payment of \$15.00, with surety bond in the sum of \$500.00 and a thirty-day cancellation clause. Also, the lease to provide for re-negotiation of terms in the event of renewal for a two-year period.

Motion was made, seconded and adopted, that the Trustees authorize issuance of four-year sand lease in favor of applicants upon terms and conditions as outlined.

PASCO COUNTY - The Sun Coast Developers of New Port Richey, Inc., offers \$75.00 per acre for approximately 11 acres of submerged land lying adjacent to their upland property described as the $S\frac{1}{2}$ of $N\frac{1}{2}$ of Section 28, Township 24 South, Range 16 East.

Motion was made, seconded and adopted, that the Trustees defer action on this application pending establishment of the bulkhead line in that area.

PINELLAS COUNTY - On application from Lancelot E. Wilson, on behalf of Elliott B. Holton, adjacent upland owner, the Trustees advertised for sale subject to objections only Lots 3, 4 and 5, Block "B" Washington Brennan Subdivision, Safety Harbor, Florida, containing 1.72 acres, with sale to be held August 28, 1956. No objections were filed to the sale and the application was approved by the State Land Use and Control Commission. However, there was some question as to applicant's ownership to the waters edge, a platted street 100 feet wide having been established by the county as "Bayshore Drive", lying between the upland and the submerged land. Upon opinion from the Attorney General applications of this kind are now being rejected, but the Holton deed having been authorized and sale confirmed, and two other sales to the waters edge having been made to adjacent owners, it would seem in order to deliver deed to Mr. Holton. The engineers have requested further deferment until the bulkhead line can be established.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees defer action on the application of Mr. Holton pending decision on the bulkhead line in that area.

PINELLAS COUNTY - The Land Agent advises that Pinellas County Water and Navigation Control Authority has notified him that the Authority does not approve the amended two clauses adopted by the Trustees February 26, 1957 for inclusion in Pinellas County deeds. The clauses as presented February 12th were satisfactory with Pinellas County, but not as amended on the 26th. The Land Agent recommends that the matter be referred to the Attorney General for review with Pinellas County of the revised clauses; also that the minutes of February 26th be corrected to indicate that approval of the Pinellas County Water and Navigation Control Authority had been given to the original clauses prepared February 5th.

Without objection action was deferred on consideration of the clauses mentioned.

PINELLAS COUNTY - Baynard, Baynard & McLeod, on behalf of W. J. Vinson, L. K. Vinson, Ethel May Glass, Ada Goethe Jacks, H. G. Thompson and Sam W. Mickler, the adjacent upland owners, offers the appraised price of \$175.00 per acre for seven (7) small parcels

of submerged land adjacent to their upland property in the Anclote River in Section 3, Township 27 South, Range 15 East.

Motion was made, seconded and adopted, that the Trustees agree to advertise the seven parcels for objections only based on offers submitted, attorneys for applicants to be advised of the clause to be inserted in deeds.

PALM BEACH COUNTY - Thurmond W. Knight, member of the Board of Public Instruction of Palm Beach County, requests deed to Lots 25-A and 26-A of the plat of Sections 23 and 24, Township 42 South, Range 36 East, the said lots having been used by the local schools in the teaching of agriculture. The Board feels that these two lots were overlooked when Lots 25 and 26 were acquired.

The Land Agent advises that Lots 25 and 26, conveyed in 1929, are upland parcels deeded in corrective instrument No. 16839-A to supersede a former deed to the School Board from the Trustees dated December 23, 1919, No. 16839, purporting to convey 1.1 acres only. The area of the lots conveyed in 1929 corrective deed comprises 1.3 acres and there is nothing to indicate that Lots 25-A and 26-A containing 2.43 acres were intended to have been conveyed in 1919 or 1929. The lots are reclaimed lake bottoms between Lake Okeechobee and the upland Lots 25 and 26. It is recommended that Lots 25-A and 26-A be deeded to the County School Board for public school purposes only.

Motion was made, seconded and adopted, that the Trustees approve the recommendation and authorize conveyance to the Board of Public Instruction of Palm Beach County of the two lots for public school purposes only.

PALM BEACH COUNTY - Harold G. Maass, on behalf of George C. Buscher, requests that the Trustees issue duplicate deed to replace original Deed No. 20331 dated December 18, 1952, issued to Lorenzo Zayas and Enrique Berenguer, conveying land in Section 4, Township 47 South, Range 43 East.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees authorize issuance of duplicate deed No. 20331 upon payment of \$10.00.

DADE COUNTY - Mr. Elliot presented letter from the Board of Parks and Historic Memorials recommending that the Trustees grant permission to D. D. Laxon for conducting surface collections on state land in the NE $\frac{1}{4}$ (less the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$) of Section 27, Township 53 South, Range 39 East, in connection with Tekesta Indian Relics. The Trustees on April 9th had referred such request to the Park Board for recommendation.

Motion was made, seconded and adopted, that the Trustees grant permission for Mr. Laxon to conduct the collection as requested.

PINELLAS COUNTY - The Board of County Commissioners of Pinellas County submitted a resolution adopted April 9, 1957 requesting that the Trustees deed to the county 2,648.05 acres of submerged land in Tampa Bay in Sections 21, 22, 23, 24, 25, 26, 27, 28, 34, and 35, Township 29 South, Range 16 East, adjacent to Pinellas International Airport.

Motion was made, seconded and adopted, that the Trustees defer action on the request for further consideration.

MARTIN COUNTY - Dr. A. J. L. Moritz of Jensen Beach, Florida, applies to purchase 7500 cubic yards of fill material to be dredged from the Indian River adjacent to his upland property in Section 1, Township 38 South, Range 41 East, for use in raising the elevation of his upland.

Motion was made, seconded and adopted, that permit be authorized Dr. Moritz for taking the material required, upon payment at the usual rate.

MONROE COUNTY - Chet Tingler of Marathon, Florida, makes application for the purchase of 325 cubic yards of fill material to be taken from submerged bottoms of Hawk Channel, immediately adjacent to and southerly of his upland property in Section 22, Township 66 South, Range 32 East. Applicant states that the primary purpose is to excavate a boat basin but the material will be used to fill in low places on his upland.

Motion was made, seconded and adopted, that the Trustees grant permission for applicant to remove the material required upon payment therefor at the usual rate of five cents (5¢) per cubic yard.

PALM BEACH AND GLADES COUNTIES - Central and Southern Florida Flood Control District submits the following applications:

Palm Beach County - Request for temporary spoil area easement on three small areas in the open waters of Lake Okeechobee in unsurveyed Sections 15 and 22, Township 40 South, Range 37 East, to be used for maintenance dredging in the St. Lucie Canal. Easement will expire September 30, 1957.

Glades County - Perpetual easement for canal purposes (C-411) in Section 13, Township 40 South, Range 32, and in Section 18, Township 40 South, Range 33 East, lying in Lake Okeechobee lakeward of the 17-foot contour of the lake.

Motion was made, seconded and adopted, that the Trustees authorize issuance of the easements requested by the Flood Control District in the two areas described.

PALM BEACH COUNTY - On April 9th agenda an application from Brockway, Weber and Brockway, Inc., was inadvertently omitted. The request was on behalf of North Palm Beach, Inc., for permission to construct bulkheads and dredge and fill at applicant's property in Sections 4, 9, 16 and 21, Township 42 South, Range 43 East.

Motion was made, seconded and adopted, that the Trustees grant request of North Palm Beach, Inc., for permit to bulkhead and dredge fill on the same basis as authorized for the applications presented on April 9th.

VCLUSIA COUNTY - Carlton Draper for Island Farms, Inc., makes application to purchase a mangrove flat or island in Sections 13 and 24, Township 16 South, Range 33 East. The parcel is approximately 1600 feet long and is separated from the mainland by an open strip of water of an average width of 150 feet. Applicants are the owners of a parcel of this mainland or upland extending only 500 feet along or riparian to the open water. It is recommended that the application be denied as several other adjacent owners are involved.

Motion was made, seconded and adopted, that the application be denied as recommended.

MONROE COUNTY - Walter S. C. Rogers, attorney of Miami, on behalf of B. J. Blommer, makes application for a permit and right of way for construction of a causeway and bridge from the south right of way line of U. S. Highway No. 1 in Monroe County to Mr. Blommer's property on Little Conch Key which he purchased from the Trustees. The causeway will be approximately 500 feet long and for a short distance will cross submerged bottoms. This application was presented Aug. 7, 1957 and deferred.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees authorize permit for the causeway and bridge as requested conditioned that the causeway will be open to the public.

DADE COUNTY - J. Rudolph Gossman, president of the City Council, and Vernon W. Turner, city attorney, on behalf of the City of Homestead, Florida, requests consideration of application submitted April 9, 1957 for use of a portion of Redondo Subdivision in Section 12, Township 57 South, Range 38 East, the said area to be used as a part of the Homestead Water Distribution System.

Max Singer of Homestead has protested the use by the city of state land in this subdivision and is represented by his attorney Jesse Warren of Tallahassee. Mr. Warren requests that the Trustees consider application from his client to purchase this land under provisions of Section 192.381, Florida Statutes, known as the Hardship Act. He represents that his client is successor in title to the former owner of this land as of June 9, 1939, but has been unable to get possession heretofore as the United States has had the property under lease for a number of years, the lease expiring June 30 of this year. His client takes the position that the sale of these lands to the Trustees did not constitute a regular sale but was only a bookkeeping transfer.

Mr. Vernon W. Turner presented copy of a resolution adopted by the city council April 22nd requesting that the Trustees make available 10 acres of the Redondo Subdivision. The city has floated bonds to finance expanding the water system and it is urgent that the city know as soon as possible whether or not the land will be made available.

In discussing the application and protest the suggestion was made that a compromise might be worked out between the two parties. Mr. Singer stated that he has offered to donate to the City of Homestead another area for the water system and for a park. Mr. Turner replied that he has no authority from the city to work out a compromise.

Depreciation in value of the privately owned property in the subdivision was brought out. Also, that FHA and VA loans will not be available to purchasers if the water system goes in.

Mr. Elliot explained that title to this land came to the state along with a great many other acres within Everglades Drainage District for nonpayment of state and county taxes as well as drainage district taxes. The Trustees and the Drainage District worked out a plan by which the whole title in one half of the double reversion land would vest in the state and an equal amount in the Drainage District, and deeds were exchanged for carrying out this plan. Over the past years the Trustees, under Chapter 610, have purchased from the state various parcels of Murphy Act land for which they paid the prevailing price. The Hardship Act provides for conveyance of lands which have not been previously sold, conveyed, dedicated or otherwise disposed of by the state. This land was disposed of through purchase by the Trustees.

Comptroller Green explained that it was not the intent of the Hardship Act to cover a case such as presented and he feels that it should not be considered under said Act. This view was concurred in by Governor Collins, Mr. Larson and Mr. Mayo.

Attorney General Ervin expressed the opinion that there may be an element of hardship in this request and earlier cases might set a precedent.

Mr. Joseph Kelleher of Homestead stated that if the water system is constructed on that location it will spoil a million dollars worth of property and he feels that the water system should be placed on vacant land in an undeveloped area.

Mr. Ferguson, Land Agent, stated that this particular parcel of land has been appraised at \$21,000.00.

Four members of the Trustees having taken the position that application under the hardship act should be denied, it was so ordered.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that Mr. Elliot and Mr. Wallis have someone from the office go to Homestead and try and work out a compromise between the city, Mr. Singer and other private owners, and examine to what extent the city's plan will damage the surrounding property, and that action on the subject be postponed until the next meeting of the Trustees.

PINELLAS COUNTY - Mr. Ross Windom, city manager, and Mayor Samuel G. Johnson of the City of St. Petersburg, had requested opportunity to be heard today in reference to modification of the proposed Furen Fill. Mr. Johnson was unable to attend owing to Legislative matters. Mr. Windom was present and submitted maps showing the modification as proposed by the city council and requested that the Trustees give consideration to the plan. He stated that the owners of the Furen Tract have been consulted about the changes suggested and they have agreed to consider the proposition but in order to do so it will require the cooperation of the Trustees of the Internal Improvement Fund. Mr. Windom pointed out that the proposed modification is of more modern and desirable design.

Governor Collins observed that the modified plan would take in a larger area than that covered in the deeds. In discussing the proposal it was brought out that the City of St. Petersburg had originally protested the fill on the ground that it would violate the riparian rights of the city as the adjacent upland owner, but at the hearing before the Pinellas County Water and Navigation Control Authority the city presented no protest.

Mr. W. P. Fuller of St. Petersburg was present, representing clients A. B. and Morty Wolosoff, who own 357 acres immediately north of the city's property, and stated that his client was not protesting the Furen Fill, but if said fill should be approved his client would like to have a permit to fill his property and have the two fills coordinated so there will be no damage to either.

Governor Collins explained that the Trustees have taken the position of protesting the fill all the way through; that there are legal questions involving title to this land that will have to be resolved; that the Trustees have assumed that the City of St. Petersburg would assert the same position as the owner of the upland adjacent to the proposed fill; that until all protests have been cleared up and the legal title determined, then and then only will the Trustees be inclined to entertain application for modification of the plans. Final action has not been taken and some time will elapse before final adjudication can be had.

Mr. Windom stated that the city feels that, in view of the approval by Pinellas County Water and Navigation Control Authority and of the Army Engineers, if the fill is finally approved it should be in a modified form and more modern design.

Attorney General Ervin reported that Mr. T. M. Shackelford is going ahead with instructions from the Trustees to continue the protest before the Pinellas County Water and Navigation Control Authority and if denied, the case should be taken to the Courts. The Trustees have taken a definite stand against this fill and any modification at this time would leave the state in an untenable position.

Gerald H. Gould, attorney for Mr. Lee Ratner, was present and stated that his client does not know where he stands owing to the frequent change in policy of the city and state. He mentioned letters and statements made to his client. Governor Collins advised Mr. Ratner's attorney that the Trustees have never changed their position as to the Furen Fill but have consistently maintained the protest all the way through. The Governor briefly outlined the history of the sale of land to Mr. Furen, and stated while he is not advised as to the letters and statements referred to by Mr. Gould, he does have knowledge of what has taken place at the board meetings, which is the official action governing the Trustees' conduct.

Mr. Gould stated that regardless of how the Furen sale was handled, his client has an opinion from reputable lawyers that there is no question as to the legality of said deeds. When the hearing was held before the Pinellas County Authority it was understood that all protests would be heard and disposed of at that time; also, an opinion from the Attorney General advised Mr. Ratner to file his application with the Pinellas County Water and Navigation Control Authority for a permit to make the fill.

Attorney General Ervin explained that he did render an opinion applicable to the Furen Fill, and on other applications, that it would be necessary for applicants to go before the Pinellas County Water and Navigation Control Authority for a permit to fill.

During the discussion, Governor Collins read a telegram from Ed F. Brantley, Councilman for District No. 6, stating that he is opposed to the Furen Fill and asking that the Trustees defer final decision on modification of the fill until the opposition can be heard. Seventeen other telegrams and a number of letters were presented opposing the modified Furen Fill or the fill in any manner.

Governor Collins reiterated the board's position as most consistently opposing the Furen Fill in its present or proposed modified form and it is expected that the City of St. Petersburg will assert the same position as the upland owner adjacent to the proposed fill.

No action was taken by the Trustees on the application from the City of St. Petersburg for modification of the proposed Furen Fill plan.

LAKE COUNTY - Representative C. E. Duncan, attorney for the Oklawaha Basin Recreation and Water Conservation and Control Authority, requested that the Trustees grant an additional \$100,000.00 loan to the Authority in order that channels be excavated for controlling the water at high and low levels. All of the structures contemplated by the agreement for the loan of \$250,000.00 have been completed but in order to complete the job it will be necessary to do this additional work which was not anticipated in the first instance. Mr. Duncan stated that in anticipation of this loan he has started advertising the bill to be introduced in the present Legislature authorizing the Authority to borrow this additional amount. He assured the Trustees that the taxes levied for this work will be ample to repay both loans and requested that the agreement be drawn providing for repayment of the \$100,000.00 after the \$250,000.00 loan has been paid off, payments on which will begin with the year 1959, at the rate of \$25,000.00 annually without interest.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees enter into an additional agreement with Oklawaha Basin Recreation and Water Conservation and Control Authority authorizing a loan of not exceeding one hundred thousand dollars (\$100,000.00), the agreement to provide for repayment of said amount at the rate of not less than \$25,000.00 annually starting one year after the last payment is due on the \$250,000.00 loan provided in agreement dated March 21, 1955.

The above action was satisfactory to Mr. Duncan and he agreed that should there be any excess in the tax fund it will be applied on these loans; also that he will go ahead with advertisement of the bill to be presented to the Legislature authorizing the Oklawaha Authority to enter into an agreement for such loan.

PINELLAS COUNTY - Attorney General Ervin reported with reference to the Paradise Island case which was before the Trustees April 9th, on presentation by Leonard Cooperman, attorney for Joseph V. Klingel, at which meeting he indicated rejection of a proposal discussed with him by Mr. Shackelford and the Attorney General to the effect that he should pay the fair appraisal as submerged land plus giving the county or a municipality a park area of four (4) acres; also that the applicants cut back that part of the fill extending out and interfering with the waterway.

Since the April 9th meeting, another group, Belle Key Corporation, represented by Denny J. McGarry of St. Petersburg has come in with an application to purchase this land should the Trustees proceed to recapture or have established in the Trustees the title to the entire area.

Mr. McGarry was present and submitted a form of contract for consideration of the Trustees which provides for purchase of the tract at a price of \$1,000.00 per acre. A check in amount of \$5,000.00 was deposited with the application as payment toward the purchase of that area known as Paradise Island lying north of Blind Pass, south of Treasure Island causeway, east of Treasure Island, and west of the main Government Channel in Boca Ciega Bay, excepting therefrom any platted lots in said tract of land which have been conveyed to bona fide purchasers for value by the Paradise Island Corporation, and further excepting one tract of land to be selected by the Trustees, not to exceed 5 acres, which may be reserved for school use, and further excepting not to exceed 4 acres of land interfering with navigation and the movement of tidal waters through existing channels, or interfering with navigation or tidal flow. Mr. McGarry further stated that his client agrees to remove at his expense the objectionable portion of the fill and would provide title insurance when the Trustees have furnished accurate description of the tract. He will require from the state a warranty deed conveying merchantable title to the property, except for taxes for the current year, said deed to be free of reservations of any kind such as phosphate, minerals or petroleum, subject, however, to rights of the United States as to navigation. Other provisions in the proposed contract refer to litigation in the event that should be necessary, the contract to remain in force for two years, with option to renew, and in the event title failed the amount paid would be refunded to purchaser.

C. Ray Smith, attorney for Pinellas County, asked that the proposed contract be sent to the Pinellas County Water and Navigation Control Authority and that the county be brought up to date as to the present status of the Paradise Island matter.

Attorney General Ervin advised Mr. Smith that prior to any transfer of title, Pinellas County would have opportunity to pass on the question.

The Governor expressed the opinion that he did not think the Trustees would seriously consider at this point any contract with a third party as a settlement with Mr. Klingel and associates is now in process of being worked out.

Attorney General Ervin explained that the offer from Mr. McGarry's client was predicated upon the rejection of the Paradise Island Company's bid and until final action is taken, consideration of other offers would not be in order.

No action was taken on the proposal from Mr. McGarry.

PALM BEACH COUNTY - Mr. Elliot reported that Chapter 21324, Special Acts of 1941, amended Chapter 9794, Special Acts of 1923 creating the municipality of Kelsey City. The 1941 amendment re-named the municipality as Town of Lake Park and added a section authorizing and empowering the Trustees of the Internal Improvement Fund to convey for municipal purposes only "all of the rights, title and interest of the State of Florida, insofar as same can be granted and conveyed, to all sand bars, shallow banks, and the submerged or partly submerged lands situate west of the center line of the channel of the Intra-Coastal Waterway, also known as the Florida East Coast Canal, within the above described limits of the Town of Lake Park". Lake Park now makes application to the Trustees to convey the land described in the 1941 Act to the municipality. The Trustees had no knowledge of this Act until the request for conveyance was made.

Mr. Elliot stated that several situations have arisen since the 1941 Act, affecting the subject as follows:

- (1) Trustees of the Internal Improvement Fund now have no authority to convey title to submerged lands in Palm Beach and Dade Counties.
- (2) Owners of upland bordering upon Lake Worth within the limits of the municipality have made application to dredge material from the described bottoms for fill purposes.
- (3) Under long established policy of the Trustees, conveyances of submerged bottoms outward from the shore are made only to the owners of the adjoining upland.
- (4) Establishment of a bulkhead line in Lake Worth by the county and some municipalities governing the distance outward from which no fills should be made. (A portion of the area requested by the Town of Lake Park is within the right of way of the Intracoastal Waterway.)

Mr. Elliot stated further that the Trustees at the last meeting approved several applications for permits to bulkhead and fill out into Lake Worth adjacent to upland property of applicants. Three of these applications were from clients of J. V. Keen, attorney of Tallahassee - C. A. Cunningham (57-67), George W. English (57-68), and Bankers Life & Casualty Company (57-69) - and the engineer's office had notified the U. S. Engineers of the Trustees approval of said applications. Subsequently, Edgar Hamilton, on behalf of the Town of Lake Park, made request by telephone for conveyance under the 1941 Act and a telegram was sent to the U. S. Engineers holding up approval for permit pending action on the request from Lake Park.

Mr. Keen was present and stated that his clients did not want title to the land but desired permit to take fill material and place on their upland. He offered the appraised value of the land for the fill material.

It was explained that Mr. Keen's clients' applications came within those submitted prior to the change of policy affecting Palm Beach and Dade Counties and would be handled as others approved on the same date.

The Trustees expressed the opinion that the policy has always been to convey submerged areas only to adjoining upland owners, and if the city owns upland property on the lake it should be given the same consideration as private owners.

Motion was made by Mr. Green, seconded and adopted, that the Trustees withdraw the stop order to the U. S. Engineers and approve issuance of a permit to C. A. Cunningham, George W. English and Bankers Life and Casualty Company for taking fill material from Lake Worth outward from riparian ownership of each, payment to be at the standard rate per cubic yard; also that the Town of Lake Park be sent a notice of the approval of said permits.

A letter was presented from The California Company requesting that the Trustees of the Internal Improvement Fund extend the terms of Oil and Gas Lease No. 1011 dated September 14, 1955, for a period of two years within which to commence and complete any and all wells under the terms and conditions of said lease.

Upon consideration of the request, motion was made, seconded and carried, that the following resolution be adopted:

R E S O L U T I O N

WHEREAS, on the 14th day of September, 1955, the Trustees of the Internal Improvement Fund, for and in consideration of the sum of One Million One Hundred Six Thousand and No/100 Dollars (\$1,106,000.00), leased to The California Company, a corporation, hereinafter referred to as Lessee, certain lands, a more particular description of same being hereto attached, marked Exhibit "A", and by this reference made a part hereof; and

WHEREAS, shortly after said lease was executed and delivered by the Trustees of the Internal Improvement Fund of the State of Florida to Lessee, the United States of America, acting by and through the Department of the Interior, Office of the Secretary, notified the State of Florida that said two (2) tracts "include areas over which the United States asserts jurisdiction under the Outer Continental Shelf Land Act of August 7, 1953", 67th 462, 43 USC, Section 1331; and said Department further informed the Trustees of the Internal Improvement Fund of the State of Florida that if operations were commenced in said areas it would recommend to the Attorney General of the United States that appropriate action be taken; and

WHEREAS, although certain negotiations have been conducted on behalf of the Trustees of the Internal Improvement Fund with the United States, no satisfactory conclusion of such negotiations has been reached up to this time; and

WHEREAS, said notice by the United States has cast doubt and suspicion upon title to the lands leased by the State of Florida by the Trustees of the Internal Improvement Fund to Lessee, which, as above pointed out, has not up to this time been cleared; and

WHEREAS, notwithstanding this cloud on the title, Lessee has assiduously and in good faith pursued an active exploration program which is a necessary and integral step toward the fulfillment of the various obligations imposed upon the Lessee under the terms and provisions of said lease; and

WHEREAS, it is apparent, at this time, that the cloud on the title will not be removed in sufficient time to enable Lessee to comply with certain of Lessee's obligations under the terms of said lease; and

WHEREAS, one of the conditions of maintaining said lease requires Lessee to "commence and complete operations for the drilling of at least one (1) test well on the lands covered hereby within the first two and one-half (2 1/2) years' period of the term of this lease" and further requires Lessee to "commence and complete operations for the drilling of at least one (1) additional well in each succeeding two and one-half (2 1/2) years' period of the term of this lease . . ."; and

WHEREAS, Lessee has requested that the time within which any and all wells required to be commenced and completed under the terms of said lease, in order to maintain the same be extended for a period of two (2) years from the time that said lease requires said wells to be commenced and completed; and

WHEREAS, it appears that under certain clauses of said lease it was contemplated that conditions might arise in which it would be mutually beneficial for the time within which any and all wells be commenced and completed, in order to maintain said lease, be extended; and

WHEREAS, the Trustees are agreeable that the time within which any and all wells should be commenced and completed under the terms of the lease for a period of two (2) years from the time that the lease required said wells to be commenced and completed, in order to maintain the same, be extended.

NOW, THEREFORE, BE IT RESOLVED by the Trustees of the Internal Improvement Fund of the State of Florida that the time in which Lessee shall commence and complete any and all wells under the terms and conditions of said lease, in order to maintain and keep said lease in full force and effect, be and same is hereby extended for a period of two (2) years from the time required by said lease for said wells to be commenced and completed. Except for the extension of time as authorized in this resolution, all other terms and conditions contained in said lease remain in full force and effect and the said Lessee is bound thereby.

ORANGE COUNTY - State Agency Building - Topographic Map - The Board of Commissioners of State Institutions on this date adopted a motion that the Construction Division accept the low proposal of R. H. Jones, registered land surveyor of Orlando, in amount not exceeding \$250.00 to make a topographic map of the site for a state agency building in Orange County, the cost of same to be paid from the Internal Improvement Fund.

Motion was made, seconded and adopted, that the Trustees authorize payment of not in excess of \$250.00 for furnishing the topographic map of the site for the state agency building in Orange County.

PINELLAS COUNTY - Reconsideration was requested by Pinellas County of action taken March 12, 1957, on presentation by Louis Wallace, on behalf of Lesak, Goldensen and Bernstein, owners of Redington Shores. Mr. Wallace stated that Al Rogero, member of the State Road Board from that area, and the County of Pinellas asked that he try to work out some satisfactory agreement with the Trustees so as to provide a right of way through the land owned by his clients. His clients are ready to cooperate in any way possible.

W. Turner Wallis, engineer with the Trustees, stated that L. C. Hester, County Engineer of Pinellas County, had telephoned him and asked that the matter of right of way be considered by the Trustees as the county was of the opinion that the land could be acquired from the state at less cost than from private individuals, and that the tract conveyed by the state could then be exchanged for the 17-foot right of way required for the road.

It was also stated that the County Commissioners of Pinellas County and the West Coast Inland Navigation District have approved the proposal, as well as the State Road Department.

Motion was made by Mr. Green, seconded and unanimously adopted, that the Trustees of the Internal Improvement Fund approve the request from Pinellas County for conveyance of 0.92 of an acre of submerged land but reserving an easement for the West Coast Inland Navigation District over so much of said land as lies within 211 feet westward of the centerline of the Inland Waterway Channel for use by the District, without cost, said action to be approved by the Governor and subject to working out of the details by the Attorney General.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the following salaries and necessary and regular expenses be approved for payment:

F. C. Elliot, Engineer & Secretary	\$ 1,050.00
W. T. Wallis, Assitant Engineer & Secretary	875.00
H. G. Morton, Fiber Technologist	625.00
V. H. Ferguson, Land Agent	500.00
A. R. Williams, Assistant Engineer	597.92
A. C. Bridges, Auditor	515.00
C. L. Vocelle, Attorney	250.00
N. C. Landrum, Administrative Assistant	450.00
F. J. Wysor, Jr., Engineering Aid	245.00
M. O. Barco, Secretary-Clerk	524.17
J. L. Dedge, Secretary-Clerk	460.00
M. C. Pichard, Secretary-Clerk	338.75
B. G. Shelfer, Secretary-Clerk	338.75
Yvonne Scalera, Clerk-Stenographer	191.67
J. A. Knight, Receptionist	139.99
C. M. Greene, Rental Agent	52.50
Willie Wells, Jr., Janitor	150.00
E. O. Roland, Expeditor for State Office Bldgs.	600.00
U. S. Postmaster, Tallahassee, Fla.	100.00
N. C. Landrum	92.00
U. S. Postmaster, Tallahassee, Fla.	15.00
Blue Print & Supply Co.	10.89
Dell Hart Typewriter Co.	33.00
International Business Machines Corp.	6.60
Marchant Calculators	42.00
The Coral Tribune	32.20
Stuart Daily News	20.70
The Miami Herald	132.30
News Press Publishing Co.	14.95
Capital Paper Co.	93.85
General Office Equipment Co.	44.96
Van Brunt & Yon, Inc.	11.88
Capital Office Equipment Co., Inc.	5.15
Lenton A. Turner and wife	9,450.00
J. Edwin Larson, State Treasurer	
Transfer to Comm. State Institutions for	
Governor's Mansion Furnishings	46,000.00
J. Edwin Larson, State Treasurer	
Transfer to State Board Conservation	8,200.00
Capital Office Equipment Co., Inc.	320.00
Linderbeck Office Supply, Inc.	173.00
Simmons Moving & Storage	236.00
Olin Hutto's Ward Paint Store	310.33
J. Edwin Larson, State Treasurer	
Purchase of M. A. land in Dade, Manatee	
and Volusia Counties (Deeds Nos. 048,013,025	
Chapter 21684)	5,650.00
T. M. Shackelford, Jr.	2,500.00
Simmons Moving & Storage	296.25
J. Edwin Larson, State Treasurer	
For deposit to Florida Development Commission	292.14
J. Edwin Larson, State Treasurer	
Transfer to State School Fund	6,240.81
J. Edwin Larson, State Treasurer	
Transfer to State Board Conservation	16,940.75
Southeastern Telephone Co.	146.48
Drake Motors, Inc.	8.30
Ebersold Publishing Co., Inc.	16.10
The Palm Beach Post-Times	17.50
The Key West Citizen	16.10
Geo. G. Crawford, CCC Leon County	1.75
Standard Oil Company	9.55
Capitol Paper Company	9.16
General Office Equipment Co.	27.77
General Office Equipment Co.	64.50
Shaw's Inc.	21.56
Capital Office Equipment Co.	174.20
Wyatt's Business Machines	420.00
State Office Supply Co.	1,236.67
D. D. Cureton, Jr.	90.00
Leon Electric Supply Co., Inc.	110.00
George H. Asbell	235.60
Western Union Telegraph Co.	19.44
Jon S. Beazley	447.00
News-Journal Corp.	40.25
The Florida Times Union	61.25

R. B. Underwood	\$ 50.00
Capital Office Equipment Co., Inc.	1.25
Wyeth, King & Johnson, Architects	1,977.76
T. M. Shackelford, Jr.	36.93
Charles Henshaw & Charlton L. Pierce	696.69
Earl R. Adams, CCC Monroe County	276.00
U. S. Geological Survey	125.00
T. M. Shackelford, Jr.	25.80
Linderbeck Office Supply, Inc.	962.00
Ray E. Green, Comptroller	318.57
Airflite	21.00
Leon Electric Supply Co.	14.00
Francis H. Clifton	59.12
The Bradenton Herald	17.63
The Coral Tribune	20.70
The Palm Beach Post-Times	20.00
Carl Gosbee	50.00
General Office Equipment Co.	9.59
Linderbeck Office Supply, Inc.	20.00
Capital Office Equipment Co., Inc.	10.67
W. T. Wallis	563.53

SUBJECTS UNDER CHAPTER 18296

Mr. Elliot presented Report No. 669 listing 233 bids for purchase of lands under Chapter 18296.

Motion was made, seconded and adopted, that the Trustees approve the bids submitted in said Report No. 669.

HERNANDO COUNTY - James E. Rooks requests reconsideration of his application to purchase under the provisions of Chapter 28317 of 1953, the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$, S $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 15, Township 21 South, Range 20 East, containing 30 acres.

Attorney General Ervin recommends, based on report made by John Moriarty of his office, that the Trustees consider this case as applicable under the said chapter, known as the Hardship Act. Recommendation of the Secretary's office is that the application be denied, the reasons for which are set forth in prior minutes.

Mr. Elliot suggested that if the record owner as of June 9, 1939 submitted application to purchase, that would bring the case within the policy heretofore followed by the Trustees.

Motion was made, seconded and adopted, that the Trustees agree to convey the land described under the Hardship Act provided application to purchase is made by S. L. McKnight, the record owner on June 9, 1939, payment to be \$150.00.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the following salaries be approved for payment:

E. Hewitt, Clerk-Bookkeeper	\$472.08
J. C. Conner, Clerk-Stenographer	250.00

Upon motion duly adopted, the Trustees adjourned,

W. T. Wallis
GOVERNOR - CHAIRMAN

ATTEST:

J. C. Conner
SECRETARY

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
W. T. Wallis, Engineer
Van H. Ferguson, Land Agent

HILLSBOROUGH COUNTY - Request was made for reconsideration of action taken April 9, approving preparation of two (2) deeds in connection with application of Scenic Isles, Inc.

The action of April 9 directed issuance and delivery of deed covering the land applied for in Section 11, Township 32 South, Range 18 East, also preparation of deed to that part of the land North of the Southerly meander in Section 12, Township 32 South, Range 18 East, to be held 30 days to allow injunction proceedings by objectors. The thirty day period will expire May 9 but deeds cannot yet be prepared since the legal descriptions furnished for compliance with the Attorney General's recommendation fail to conform to the area and boundaries of the original application and published notice. One objector advises that he intends to bring injunction proceeding and is unable to do so until the legal description for the deed of land in Section 12 can be furnished. Land Agent recommends that the action of April 9 be rescinded as to the Scenic Isles, Inc. matter and that the Trustees re-approve the recommendation of the Attorney General and direct that the deeds be prepared when legal descriptions have been approved by the Trustees' Engineer. That the deed conveying land in Section 12 be held for thirty days after its preparation to allow objectors to bring legal action.

Motion was made, seconded and adopted, that the Trustees rescind action taken April 9, 1957, on application from Scenic Isles, Inc., and follow the recommendation of the Land Agent to re-approve the recommendation of the Attorney General and direct issuance of deeds as outlined.

PALM BEACH COUNTY - Claude Jones, City Attorney of Belle Glade, Florida, advises that the City has negotiated with E. L. Prevatt, holder of Lease No. 1076, for said lease to be surrendered and cancelled. Application of the City is renewed for lease of the 44 acres for use, as long as required, as a rock pit from which to obtain rock for municipal street construction.

Motion was made, seconded and adopted, that conditioned upon the filing with the Trustees of an agreement between the present lessee and the City of Belle Glade as to cancellation of Lease No. 1076, lease will be executed in favor of the City covering 44 acres for use of a rock pit.

PALM BEACH COUNTY - Harry A. Johnston, County Attorney of Palm Beach County, spoke briefly, expressing the desire of his County that the "Bulkhead Bill" under consideration might authorize municipalities to establish bulkhead limits within cities and towns.

After a recess for discussion of the amended "bulkhead bill", motion was made by Treasurer Larson, seconded by Comptroller Green and adopted, that the Trustees of the Internal Improvement

Fund approve the bill, designed to amend Section 253.12 and repeal Section 271.01, Florida Statutes. The Trustees also approved a bill prepared by the Engineer and Secretary, concerning fresh water lakes, and reaffirmed former approval of a bill providing for topographic mapping, which is substantially the same as a bill introduced two years ago. It was so ordered.

PINELLAS COUNTY - Representatives of the City of Tarpon Springs, Florida met with the Trustees of the Internal Improvement Fund and stated that Mr. Elliot, Engineer for the Trustees, on April 25, had directed that work on construction of a pier by the City be discontinued pending procuring permission from the Trustees therefor. The City now asks that the Trustees grant permission to the City for dredging and filling an area extending generally in extension of a street to which said fill is attached for the purpose of constructing a pier outward into the water for the use of the public. A map was exhibited showing the location of the proposed pier and of the property each side, and a plan showing that proposed to be done. The City officials stated that the pier would in no way impair the riparian rights of upland owners or damage nearby upland property; that the fill would not encroach upon the submerged bottoms recently acquired from the Trustees by the upland owners South of and nearest the pier.

Based on that shown by the map and the plan for the fill and construction of the pier, the statements made by the City officials, and the public character of the improvements proposed, the Trustees were of the opinion that no damage would result to owners of nearby upland; that the proposed pier would be a public convenience and that the request of the City should be granted.

Motion was made, seconded and adopted, that the Trustees withdraw their discontinuance order of April 25, and that the request from the City of Tarpon Springs be and it is hereby granted.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST:


SECRETARY

Tallahassee, Florida
May 14, 1957

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
Van H. Ferguson, Land Agent

The Secretary presented for approval minutes of the Trustees dated March 26, April 4, 9, 23 & 30, 1957, copies having been furnished each member.

Motion was made, seconded and adopted, that the Trustees approve the minutes as presented.

BROWARD COUNTY - On March 26, 1957, the Humble Oil and Refining Company made application to lease a certain strip of land known as the Miami Canal Right-of-Way as the same runs through Section 7, Township 18 South, Range 36 East. Total surface area is estimated to be 50 acres, more or less. The Trustees agreed to advertise the lease for sealed competitive bids and notice was published in the Tallahassee Democrat and in the Fort Lauderdale News, on April 5, 12, 19, 26 and May 3, 1957, with bids to be opened on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land to be leased was called out and sealed bid in amount of \$100.00 was presented from Humble Oil and Refining Company as cash bonus bid for the lease.

B. M. Shotkin submitted an unsealed bid of \$100.00 cash for the lease. The Land Agent stated that pursuant to action of the Trustees some months ago, bids on advertised sales were ordered to be received at 1:45 P.M., on the date advertised, with the result of such bids to be reported to the Trustees at the regular meeting at 2:30 P.M. Mr. Shotkin was present at the bidding but failed to submit a sealed bid as required by the advertisement.

After discussion of the bid, Mr. Shotkin was advised that Humble Oil and Refining Company has a lease on all the land on both sides of the canal and it would not be feasible for any other party to operate in the area. In all fairness, the bid of Humble Oil and Refining Company should be accepted, and the Trustees therefore declined the bid of Mr. Shotkin.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees accept the cash bonus bid of \$100.00 from Humble Oil and Refining Company for said lease, plus royalty payments of one-eighth (1/8) in kind or in value, and the amount of fifty cents (50¢) 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 (10) years.

The \$100.00 cash bid submitted by Mr. Shotkin was returned to him during the meeting and accepted by him.

Mr. Ferguson reported that the following sales had been advertised to be heard on this date, had been called out at the meeting earlier, and no objections had been filed to any of the sales.

BREVARD COUNTY - On February 26, 1957, the Trustees considered offer of the appraised price of \$200.00 an acre from Chauncey Smith, the adjacent upland owner, for purchase of a parcel of submerged land in the Indian River in Section 10, Township 22 South, Range 35 East, being a strip of land 100 feet in width as measured riverward from the mean high water mark of that parcel of upland lying between the extension of the south line of Lot 65 and the south line of Lot 7 of Bayview, containing 2.0 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Star-Advocate, Titusville, Florida, on April 5, 12, 19, 26 and May 3, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 an acre and confirm sale of the land in favor of Chauncey Smith, adjacent upland owner.

DUVAL COUNTY - On March 12, 1957, the Trustees considered offer of the appraised price of \$250.00 per acre for 1.85 acres of actual submerged land and \$100.00 per acre for 6.10 acres of land which had heretofore been filled, both parcels to be conveyed under one deed. The land was applied for by Frank Kurka, on behalf

of the Atlantic Coast Line Railroad Company of Wilmington, N. C., and designated as a portion of unsurveyed Section 14, Township 2 South, Range 26 East, described as commencing at the corner common to Section 39 (Z. Hogans Grant), Section 40 (Isaac Hendricks Grant), and Section 56 (Francis J. Ross Grant), Township and Range aforesaid, and thence by metes and bounds description to the point of beginning, containing 7.95 acres, more or less. The land was advertised for objections only and notice of the sale was published in the Florida Times Union on April 5, 12, 19, 26 and May 3, 1957, with sale to be held on this date. Copy of notice and proof of publication are filed in the records of the Land Office.

Description of the land was called out and no objections were filed to the sale. Mr. Ferguson stated that the advertisement carried a statement that sale, if consummated, is to confirm in the applicant title acquired to 6.1 acres under Section 271.01, Florida Statutes, prior to repeal, and to include in such sale 1.85 acres of submerged lands adjoining.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees accept the offers of \$250.00 per acre for the submerged land and \$100.00 per acre for the land heretofore filled, and confirm sale in favor of the Atlantic Coast Line Railroad Company.

SARASOTA COUNTY - On February 26, 1957, the Trustees considered offer of the appraised price of \$125.00 per acre from J. Douglas Arnest, on behalf of D. D. Platt, et ux., the adjacent upland owners for purchase of two parcels of submerged land in Lemon Bay in Sections 25 and 26, Township 40 South, Range 19 East, described as:

Parcel No. 1, lying westerly of and adjacent to that portion of Block "Y", Plat of Englewood, between the north line of Lot 1, Block "O", of said Plat of Englewood produced west to Lemon Bay and the center of Lot 2, Block "O" of said Plat of Englewood, containing 1.9 acres, more or less;

Parcel No. 2, lying westerly of and adjacent to that portion of said Block "Y" between the north and south lines of Lot 4, Block "O" of said Plat of Englewood produced west to Lemon Bay, containing 0.8 of an acre, more or less.

The land was advertised for objections only and notice of the sale was published in the Sarasota Herald on April 5, 12, 19, 26 and May 3, 1957, with sale to be held on this date.

Description of the land was called out and no objections were filed to the sale.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees accept the offer of \$125.00 per acre and confirm sale of the land described in Mr. Platt and wife, the deed to carry the restriction approved by the Trustees for sales in Sarasota County.

SARASOTA COUNTY - The Trustees had advertised for sale on April 23, 1957, land applied for by Leo Wotitzky on behalf of Stuart Anderson, the adjacent upland owner, with offer of \$125.00 per acre. Action was deferred pending determination of the bulk-head line.

Mr. Ferguson stated that the Trustees have now defined a limit for sales to be made in this area and the clause "for protection" will be included in this deed as well as in the deed to Mr. Platt, above reported.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees now confirm sale in favor of Stuart Anderson at the price offered - \$125.00 per acre - with the deed to carry the protection clause referred to by Mr. Ferguson.

The State Road Department makes application for easements across three parcels of land owned by the state as follows:

Brevard County - Re: Section 7001-25 - State Road No. 5 - Easement for drainage purposes extending from said road into the waters of Indian River in Township 30 South, Range 38 East. The Land Agent recommends granting the easement with the clause restricting the grant "insofar as the interest of the Trustees may extend."

Hendry County - Re: Section 0706 - State Road No. 29 - Easement for highway purposes across the submerged lands of Old Caloosahatchee River Bed north of LaBelle, Florida, in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32, Township 42 South, Range 29 East.

Palm Beach County - Re: Section 9352-150, State Road 704 - Easement for highway purposes across Lake Worth in West Palm Beach for the Royal Park Bridge and approaches in Sections 22 and 27, Township 43 South, Range 43 East.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees grant easements requested by the State Road Department, with restriction clause in Brevard County easement.

DADE COUNTY - Mr. Ferguson reported that by deed dated September 24, 1890, the Trustees of the Internal Improvement Fund conveyed to the Florida East Coast Railroad Company a certain parcel of land described as all of Fractional Section 18, Township 59 South, Range 40 East, containing 71.88 acres. Question has arisen concerning title to said lands as conveyed to the railroad company. Mr. John A. Gautier requests that the Trustees furnish a letter stating that insofar as the interest of the said Trustees may appear, no claim of any right, title or interest is made to said land. The Engineer and the Land Agent recommend that the area described be disclaimed by letter or formal instrument.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees authorize execution of the proper instrument for disclaiming interest in the land described.

DADE COUNTY - George Schultz makes application for a five year campsite lease on Long Arsinecker Key in Section 13, Township 58 South, Range 40 East, for which he offers \$50.00 per annum rental. The Land Agent recommends the lease to be granted on a parcel with 200 feet frontage.

Motion was made, seconded and adopted, that the Trustees authorize five year lease in favor of Mr. Schultz upon payment of rental of \$50.00 per annum as recommended by the Land Agent.

GILCHRIST COUNTY - Nick Sagonias offers the appraised price of \$15.00 an acre for the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 22, Township 7 South, Range 15 East, containing 40.11 acres, more or less.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees agree to advertise the land for competitive bids, starting with the offer of \$15.00 per acre.

GLADES COUNTY - Mrs. J. S. Parsons makes application for an extension of her Grazing Lease No. 723 which expires June 1, 1957. The lease covers thirty (30) acres in the SE $\frac{1}{4}$ of Section 25 and NE $\frac{1}{4}$ of Section 36, Township 42 South, Range 31 East. It is recommended that a one-year extension be granted, upon payment of rental at the rate of \$30.00 per annum.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees authorize one-year extension of Lease No. 723 at a yearly rental of \$30.00.

MONROE COUNTY - The California Company requests temporary permit to conduct a seismographic survey in an offshore area of the State owned submerged lands Easterly of Key Largo, subject to approval of methods, locations and operations by the State Geologist. The submerged bottoms extend westerly from the Gulf Stream into the North portion of Hawk Channel in the Turtle Reef area, formerly under Oil and Gas Lease No. 364. Applicant estimates that the study should be completed before August 15, 1957.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees authorize The California Company to conduct the seismographic survey in the area described, the completion date to be about August 15, 1957.

MONROE COUNTY - Bradley M. Waldron reports assignment of his Contract No. 21127 covering 2.6 acres, more or less, of land in the NW $\frac{1}{4}$ of Section 29, Township 64 South, Range 36 East, to George W. R. Andrade, 3576 Matheson Avenue, Miami, Florida.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees approve assignment of Contract No. 21127 to Mr. Andrade as requested by Mr. Waldron.

The following applications were presented for purchase of submerged bottoms adjoining upland property of each applicant:

1. Monroe County - A. J. Ryan, Jr., on behalf of Charles R. and Viola W. Howe, offers the appraised price of \$200.00 per acre for 2.5 acres in Bogie's Channel, Section 25, Township 66 South, Range 29 East.
2. Monroe County - Ralph E. Cunningham, Jr., on behalf of Alfred Schenker, offers the appraised price of \$200.00 per acre for 2.6 acres in the Straits of Florida in the SW $\frac{1}{4}$ of Section 14, Township 66 South, Range 32 East.
3. Monroe County - Bernard Wilson, on behalf of "ElComedor on the Keys" and Billy Connors and Mary Yule Connors, his wife, offers the appraised price of \$300.00 an acre for approximately 1.84 acres adjacent to their upland property on the Island of Upper Matecumbe and known as part of Government Lot 1, Section 5, Township 64 South, Range 37 East, but better known and described as a part of Lot 6, according to a survey of said Government Lot 1, Section 5, said township and range, made by George E. McDonald.
4. Monroe County - Neblett, Youmans, Albury & Sauer, on behalf of Central Bank & Trust Company of Miami, as trustees under Trust No. 57-124, offers the appraised price of \$300.00 per acre for 2.8 acres in Section 33, Township 63 South, Range 37 East.
5. Monroe County - G. A. Crawshaw, on behalf of Edwin A. Goebel, Jr., offers the appraised price of \$300.00 per acre for 1.5 acres on Windley Key in Section 22, Township 63 South, Range 37 East.

6. Monroe County - G. A. Crawshaw, on behalf of Frank V. Brich and Rea Craft Brich, his wife, offers the appraised price of \$300.00 per acre for 0.92 of an acre adjacent to their upland property on Upper Matecumbe Key, Section 28, Township 63 South, Range 37 East.
7. Monroe County - G. A. Crawshaw, on behalf of H. Dunstan Smith, Jr., and Betty Guthrie Smith, his wife, offer the appraised price of \$300.00 per acre for 0.5 of an acre adjacent to their upland property on Lower Matecumbe Key, Section 15, Township 64 South, Range 36 East.
8. Monroe County - G. A. Crawshaw, on behalf of Hazel R. McKenzie, offers the appraised price of \$300.00 per acre for 1 acre of land adjacent to her upland property at Key Largo, Section 34, Township 62 South, Range 38 East.
9. Monroe County - G. A. Crawshaw, on behalf of Walter W. Florida and Jane B. Florida, his wife, offers the appraised price of \$300.00 per acre for 0.6 of an acre adjacent to their upland property on Upper Matecumbe Key, Section 27, Township 63 South, Range 37 East.
10. Monroe County - G. A. Crawshaw, on behalf of Cecil O. Green and Margaret E. Green, his wife, offers the appraised price of \$300.00 per acre for 0.8 of an acre adjacent to their upland property in Section 27, Township 63 South, Range 37 East.
11. Monroe County - G. A. Crawshaw, on behalf of William J. Schildgen, Ole Tveit and Emil Twait, offers the appraised price of \$300.00 per acre for 0.92 of an acre adjacent to their upland property at Matecumbe Ocean-Bay Subdivision, Section 1 in Section 15, Township 64 South, Range 36 East.
12. Monroe County - G. A. Crawshaw, on behalf of Elbert S. Brink and Dorothy N. Brink, his wife, offers the appraised price of \$300.00 per acre for 0.9 of an acre adjacent to their upland property on Upper Matecumbe Key, Section 5, Township 64 South, Range 37 East.
13. Monroe County - G. A. Crawshaw, on behalf of Albert Glasscock and Edith Glasscock, his wife, offers the appraised price of \$300.00 per acre, or \$100.00 minimum, for 0.23 of an acre adjacent to their upland property on Upper Matecumbe Key in Section 33, Township 63 South, Range 37 East.
14. Pinellas County - C. I. Carey, on behalf of Don and Adele Nesbitt, makes application to purchase approximately 20 acres adjacent to their upland property in Section 4, Township 31 South, Range 15 East. Approval of the sale has been filed by Pinellas County Water and Navigation Control Authority. The Land Agent recommends approval subject to applicant offering the appraised price for the land.
15. St. Lucie County - Charles B. McAdam, on behalf of D. Lloyd Johnson and W. A. Palmer, offers the appraised price of \$300.00 per acre for 3.24 acres adjacent to upland property of Mr. Palmer, 3.54 acres adjacent to upland property of Mr. Johnson, both parcels being in Section 33, Township 34 South, Range 40 East. The application is recommended with a cut-back in acreage of the 3.24 acres to 2.06 and of the 3.54 acres to 2.19.
16. Monroe County - F. F. Sadowski, on behalf of himself and clients, A. Maitland Adams and the Estate of Norberg Thompson, offers the appraised price of \$100.00 per acre for purchase of three parcels of land comprising 2.54 acres, 0.4 of an acre, and 1.03 acres adjacent to upland property of applicants in Section 6, Township 66 South, Range 33 East, Key Vaca.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees agree to advertise for objections only the sub-merged areas described in the sixteen applications, based on offer of the appraised price for each parcel.

MONROE COUNTY - Robert Halliwell applies to purchase two small spoil islands between Shell Key and Upper Matecumbe Key in the SW $\frac{1}{4}$ of Section 30, Township 63 South, Range 37 East, containing 1 acre, more or less.

Motion was made, seconded and adopted, that the Trustees agree to advertise the islands, together with the adjacent submerged areas, totaling approximately 6 acres, for competitive bidding, and objections conditioned upon applicant agreeing to bid the appraised price of \$100.00 per acre for the land.

MANATEE COUNTY - Application by Sydney R. Newman and Associates, represented by Mr. Doyle E. Carlton, was advertised for objections and sale April 23, and action deferred. Objections have been filed by Manatee Fruit Company, owner of strips of land extending to the shore line, and stipulation was entered into between applicant and objector as a withdrawal of the objection conditioned upon the Manatee Fruit Company being allowed at some future time to purchase the strips to be excepted or reserved in the current sale. Manatee Fruit Company proposes to furnish description of submerged strips to be excepted from sale to Sydney R. Newman and Associates.

Mr. Elliot explained the situation as follows: That involved in this application is a strip of submerged land bayward of applicants' riparian upland, approximately 800 feet wide by nearly four miles long, bordering the easterly shore of Sarasota Bay in Manatee County. Applicants propose to fill the submerged land to an elevation of approximately 6 feet above tide and to develop the same. Several drainage ditches serving lands to the eastward in the interior, owned by Manatee Fruit Company, empty into the bay at their outfall end. The Company entered protest against conveyance to applicants of the submerged bottoms unless suitable provision be made against interference with the drainage outlets to the bay. The objections are well taken.

Mr. Elliot's recommendations are as follows: That the Trustees withhold from conveyance areas bayward from each of the drainage ditches; that right of way in the usual form, such as to the United States, the State Road Department, counties, municipalities, and others, be granted, extending into the bay beyond the bayward limits of the proposed land fill, without cost to Manatee Fruit Company; that such right of way cover such width as may be needed for spoil disposal and future enlargement of ditches and subject to the usual condition that Trustees reserve the right to grant such other rights as shall not affect the purpose for which this right of way is granted; that the grant be perpetual.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees approve the sale in favor of Sydney R. Newman and Associates, advertised for April 23, 1957, at the appraised price of \$100.00 per acre, subject to the above recommendations by Mr. Elliot as to disposition of the areas bayward from each drainage ditch.

PALM BEACH COUNTY - The Florida Development Commission applies to lease for airport purposes land described as:

SW $\frac{1}{4}$ of SW $\frac{1}{4}$ less South 100 feet thereof; W $\frac{1}{2}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$, less South 100 feet thereof; SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$; W $\frac{1}{2}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$, and SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$, all in Section 29, Township 43 South, Range 37 East, containing 93.94 acres, more or less.

The proposed lease allows subleasing by lessees without consent of the Trustees, but provides for filing copy of sublease within thirty (30) days after sub-letting. The term of the lease is for a period not to exceed ten (10) years, from December 15, 1957, to be used for airport purposes. If authorized the lease will operate as an extension of former lease which did not except

the South 100 feet now under perpetual easement from the Trustees to Palm Beach County. The Land Agent recommends that the lease be granted with the sub-lease provision changed to require approval by the Trustees of the Internal Improvement Fund before sub-letting in whole or in part.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted, that the Trustees authorize issuance of the lease to the Development Commission with change in the sub-lease provision as recommended by the Land Agent.

POLK COUNTY - Davison Chemical Company, holder of Phosphate Lease No. 937, advises that it has completed its operations and requests that the said lease be terminated. All sums due under the lease have been paid to and including the lease anniversary date of November 10, 1957.

Motion was made, seconded and adopted, that the lease termination agreement be executed and surety bond furnished be cancelled.

HILLSBOROUGH AND PINELLAS COUNTIES - Gulf Oil Corporation reports that Lease No. 224-B was assigned to Coastal Petroleum Company on March 14, 1957. The Land Agent recommends that said assignment be approved for compliance with Section 13 of said lease, but that assignee shall record the same in each county affected, and furnish the recordation date to the Land Agent. The assignment covers 12,660.52 acres of Drill Block #5 lying in the two counties.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees approve the assignment as recommended by the Land Agent.

DADE COUNTY - U. S. Department of Commerce, Civil Aeronautics Administration, has made request for permit to construct a platform in lower Biscayne Bay, located about 2500 feet off the southwest shore of Key Biscayne, northwest of Cape Florida, the size of said platform to be 54 by 60 feet. It is proposed that the platform will support high frequency omnirange facilities in Biscayne Bay to aid and control air navigation in the Miami area. Mr. Elliot recommends that perpetual easement be granted to the Civil Aeronautics Administration for so long as the area may be used for the purpose stated.

Motion was made by Mr. Mayo, seconded by Mr. Ervin and adopted, that the Trustees grant request of the Civil Aeronautics Administration and authorize perpetual easement over the area designated so long as used for purpose requested.

DADE COUNTY - William W. Muir, attorney of Miami, Florida, on behalf of Mary E. Gischel, A. B. Thomas, Robert B. Hovey and wife, and Martha Boyd Siekman, makes application for permit to fill submerged land in Biscayne Bay extending bayward from upland property of each. Applicants are not applying to purchase fill material from the Trustees but will obtain it from other sources. Applicants offer \$100.00 per acre for the permit to fill with the understanding that when filled the Trustees will disclaim interest in the land.

Motion was made by Mr. Mayo, seconded by Mr. Ervin and adopted, that the Trustees refer the applications to the Attorney General for his recommendation as to

1. Whether the Trustees should make a charge for the permit, based on the appraised value of the land under the present policy applicable to Dade and Palm Beach Counties, since the fill material will be purchased from private parties and hauled in to make the fill rather than being dredged from submerged lands of the state, or

2. Whether the offer of \$100.00 per acre be accepted with the understanding that the Trustees will execute and deliver a disclaimer or quit claim of any interest the Trustees may have in the property after the fill is completed.

LEE COUNTY - W. H. Carmine, Jr., County Attorney, presented a resolution adopted by the Board of County Commissioners of Lee County April 17, 1957, requesting that the Trustees do not dispose of any state owned lands or bay bottoms in Estero Bay between Estero Island on the north and Big Hickory Pass on the south, in Township 47 South, Ranges 24 and 25 East, until Lee County has opportunity to determine the necessary right of way for a road and bridge proposed to be constructed by the county.

Motion was made by Mr. Ervin, seconded by Mr. Mayo and adopted, that the Trustees grant the request of Lee County, subject to the matter being discussed with the State Road Department.

The following applications have been received for purchase of submerged lands:

1. Monroe County - Edward E. Barry offers \$200.00 per acre for a parcel of land adjacent to Lot 1, Block 4, Punta Brisa Subdivision, the parcel being 75 feet by 400 feet.
2. Monroe County - Joseph R. Sirugo applies to purchase 19 acres of submerged land at Stock Island, which he claims as the adjoining upland owner.
3. Monroe County - G. A. Crawshaw applies to purchase 2.0 acres of submerged land adjoining a parcel under Lease No. 773 to A. R. Hellenbeck, being 1.6 acres in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 22, Township 63 South, Range 37 East. The lease is subject to approval by the Park Board as to any buildings to be erected.
4. Sarasota County - P. T. Paderewski, on behalf of R. E. Best, applies to purchase submerged land adjacent to land in Section 18, Township 37 South, Range 18 East, owned by applicant. He agrees to pay \$200.00 per acre for the land.
5. Sarasota County - Evans, Glenn & Kreag, on behalf of O. W. Caspersen, applies to purchase two (2) parcels of land at the south end of Casey Key. Applicant has no plans for immediate development of the property but desires deed so as to make plans for the future.

It was recommended that these applications be denied for the time for the reason that they appear to infringe on rights of other upland owners, or that the sale of the land would not be in the best interest of the public.

Motion was made by Mr. Mayo, seconded by Mr. Ervin and adopted, that the five applications be denied.

PINELLAS COUNTY - The Board of County Commissioners of Pinellas County adopted a resolution April 10, 1957, requesting that the Trustees convey to the county 2,648.05 acres of submerged land in Sections 33, 34 and 35, Township 29 South, Range 16 East, adjacent to Pinellas International Airport. It was stated that Mr. Ed Wright, who formerly protested the sale of this tract to the county, advised by telephone that he is in accord with the plans of the county and has withdrawn his protest.

Mr. L. O. Hester, County Engineer, and Mr. Dick Hobbs, Assistant County Attorney, were present and explained that conferences have been held with objectors to this conveyance and a compromise has been reached. The revised application is being submitted called for 1,437.65 acres in Sections 22, 27 and 34, Township 29 South, Range 16 East. The applicants assured the Trustees that with the objection by Mr. Wright being withdrawn, all property owners in that vicinity are in agreement. Public hearings have been held before the County Commissioners, and the application has been approved by the Pinellas County Water and Navigation Control Authority. The county will be willing to accept conveyance with restriction that the submerged lands will be for public airport purposes.

Motion was made by Attorney General Ervin, seconded and adopted, that the Trustees authorize conveyance to Pinellas County, by fee simple deed, of the area outlined by Mr. Elliot on the plat submitted, being located in Sections 27 and 34, Township 29 South, Range 16 East, the deed to include the restriction that the area be used for public purposes of the airport.

PINELLAS COUNTY - Louis Wallace, on behalf of Lesak, Goldensen and Bernstein, owners of Redington Shores, stated that the question of whether or not advertisement would be necessary had been brought up and discussed with Mr. Elliot.

Mr. Elliot suggested that the area to be conveyed to the county be advertised for objections only but, in order for the Road Department to proceed with dredging for the road, that a permit be issued to the county for going ahead with the filling operation while the advertisement is being published.

Motion was made, seconded and adopted, that the Trustees take the position that the land be advertised for objections only, and that a permit be issued to the County of Pinellas for proceeding with the filling operations. It was also understood that a time limit of six months be fixed within which title transfers shall be completed from the Trustees to the county and subsequent exchange between the county and the upland owners of Redington Shores.

MONROE COUNTY - G. A. Crawshaw, on behalf of Mrs. Clara Mae Downey, applies to purchase 6400 cubic yards of fill material to be taken from the bottoms of the Straits of Florida, directly in front of applicant's upland property on Upper Matecumbe Key, said material to be used to improve the lowlands of applicant and a small area owned by the Methodist Church as a cemetery site.

Motion was made by Mr. Mayo, seconded by Mr. Ervin and adopted, that the Trustees authorize sale of the material required by Mrs. Downey at the established price per cubic yard.

PALM BEACH COUNTY -Mr. Elliot presented an application from Brockway, Weber and Brockway of West Palm Beach on behalf of Max T. Schmidt, Gustave Pristup and Max O. Hammer, for purchase of fill material to be dredged from Lake Worth adjacent to upland property of applicants and landward of the bulkhead line. This application was submitted sometime ago but held up pending establishment of the bulkhead line, and should be considered under the policy in effect at that time.

Motion was made by Mr. Mayo, seconded by Mr. Ervin and adopted, that the Trustees approve the application and authorize taking of the fill material at the established price per cubic yard.

PALM BEACH COUNTY - County Attorney Harry A. Johnston submits resolution adopted by the Board of County Commissioners April 15, 1957 requesting that the Trustees convey to the county for rock pit purposes, without cost, a parcel of sovereignty land in Section 1, Township 44 South, Range 36 East. This parcel adjoins a tract now under Lease No. 700 to Palm Beach County and being used as a rock pit. It is recommended that the parcel now applied for be added to Lease No. 700 with title to remain in the state.

Motion was made by Mr. Mayo, seconded by Mr. Ervin and adopted, that the Trustees approve the recommendation of the Engineer and Secretary and include or add to Lease No. 700 the area described, to be used by Palm Beach County as a rock pit.

Attorney General Ervin submitted a letter from R. L. May of Inverness, Florida, giving notice to the Trustees of the Internal Improvement Fund that he will make application to the Director, U. S. Bureau of Land Management, for survey of islands and omitted public lands in Citrus County located in the S $\frac{1}{2}$ of NE $\frac{1}{4}$ and N $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 4, Township 19 South, Range 20 East, which were omitted from the original survey of said section.

Motion was made, seconded and adopted, that the Trustees interpose no objection to the proposed survey referred to by Mr. May.

DESOTO - HIGHLANDS - CHARLOTTE COUNTIES - Florida Game and Fresh Water Fish Commission recommends purchase by the Trustees of approximately 51,000 acres of ranch land in said counties, known as the Montgomery Ranch, listed at \$40.00 per acre. The Commission advises that there is an income from the property at this time of \$25,000 annually from oil leases and a prospective yield of approximately \$20,000 from grazing rights.

Motion was made by Mr. Mayo, seconded by Mr. Larson and adopted, that this request be postponed until after the Legislature.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees authorize purchase of twelve (12) deed binders at an approximate cost of \$450.00 to be used in the Land Office for permanently binding copies of deeds issued by the Trustees.

Mr. Elliot reported the following legislation introduced affecting the Trustees:

Senate Resolution 341 - Suwannee River - Requests the Internal Improvement Fund to make a survey on removing shoals in the Suwannee River; referred to Committee on Drainage and Water Conservation.

House Bill No. 1311 - Directs Attorney General to resist claims of United States relating to state boundaries; referred to Committee on Public Lands and Parks and Appropriations.

House Bill No. 1308 - Having reference to Fresh Water Lakes and authorizing the Trustees to exercise certain authority over said lakes; referred to Committee on Public Lands and Parks. (This bill was proposed by Trustees.)

The Trustees requested Mr. Elliot to keep in touch with the progress of these bills and where he feels it necessary, that he appear before the Committees and express the approval or disapproval of the Trustees.

Mr. Elliot advised that he had been attending hearings on several measures affecting the Trustees and will keep in touch with developments.

PINELLAS COUNTY - Paradise Island Fill - Leonard Cooperman, on behalf of Joseph V. Klingel, owner of Paradise Island, requested that he be allowed to inform the Trustees of certain facts in reference to the area known as Paradise Island and the alleged overfill, which his clients have admitted is between 71 to 76 acres. He pointed out that Mr. Klingel actually has only 47 acres of the overfill, the remainder having been sold into private ownership, and on the basis of his original offer of \$100.00 per acre he is actually paying at the rate of \$165.00 per acre. Mr. Cooperman further stated that at the meeting April 9th action was taken by the Trustees to have a new appraisal and his client was requested to pay one-half the cost of such appraisal. A letter was written to Mr. Elliot that Mr. Klingel had agreed to pay one-half of said cost, but on account of the over-burden of work in the Engineer's office the appraisal has not been made. His client has agreed to the cut-back of the northeast "finger" as recommended by Mr. Elliot, and now the only points remaining are as to the price of the land and disposition of the park area suggested by the Attorney General, which the other members of the board had indicated they do not think is necessary.

Attorney General Ervin expressed his views as to reservation of a park area for the public to the effect that payment of the appraised price of the land filled and the cut-back of one of the fingers would not be adequate compensation. The mere settlement in terms of money would not be sufficient to make others appreciate the gravity of the position of a person filling state land without authority from the Trustees or without objections having been heard, and the dedication of an area for a public park or school was suggested.

Governor Collins expressed the idea that it might be better to require payment in dollars and cents to be used for the public, rather than the park area which does not seem to fit into the plan for the development.

Commissioner Mayo suggested that the Trustees should get the reaction of the County Commissioners as to whether or not a park in that area is desired.

Comptroller Green stated that he had something in mind that would benefit the schools and that he would not be agreeable to selling the state's ownership as submerged land at any such price as \$350.00 per acre when it is probably worth more than \$7500.00 per acre.

Mr. Cooperman explained that his clients had authority in 1950 to fill this area without permission from the state. He called attention to laws enacted since that time affecting submerged lands and litigation instituted affecting the Butler Act, one of the cases being Duval Engineering and Contracting Company, and he does not feel that his client should be penalized for an honest mistake.

Further discussion reflected the views of the Trustees as being that the filling of the state property was an honest mistake, that payment for the land should not be on the basis of submerged land, and also that payment should be based on the entire area owned by the state. It was considered necessary that applicants secure some type of permit from the Pinellas County Water and Navigation Control Authority. A suggested price to be placed on the land was at the rate of \$1,000.00 per acre.

Motion was made, seconded and adopted, that the Trustees refer the matter to a sub-committee composed of Comptroller Ray E. Green and Attorney General Richard Ervin to confer with Mr. Cooperman for making recommendation to the Trustees at the next meeting as to the value to be placed on the land and the acreage to be included.

Mr. Dick Hobbs, Assistant Pinellas County Attorney, stated that he was not present officially on the Paradise Island matter, but he does know that the county is interested in the acquisition of the right of way for the Bay Way project. He requests, on behalf of the county, that before definite action is taken on sale of the submerged areas in Mr. Cooperman's application, the County Commissioners be given an opportunity to make a recommendation as to its needs for the Bay Way right of way.

Mr. Hobbs was advised that the committee would take the county's request under consideration.

Financial statements for the month of April, 1957, are as follows:

UNDER CHAPTER 610

Balance as of March 1, 1957		\$286,916.61
Receipts for the Month:		
Land Sales	\$123,912.36	
Quitclaim Deeds	297.00	
Revenue Bonds	8,125.00	
Advertising	463.07	
Trustees' Minutes	7.00	
Shell & Sand Leases	13,790.17	
Oil Leases	10.00	
Grazing Leases	1,162.00	
Mineral Leases	3,022.67	
Rental Property	1,396.11	
Miscellaneous	752.30	
Total Receipts for Month of April, 1957		<u>152,937.68</u>
GRAND TOTAL		\$439,854.29
Less: Disbursements for Month of April, 1957		<u>67,492.93</u>
Balance as of April 30, 1957		<u>\$372,361.36</u>

DISBURSEMENTS FOR THE MONTH OF APRIL, 1957

DATE	WARRANT NO.	PAYEE	AMOUNT
4-1-57	312932	U. S. Postmaster, Tallahassee	\$ 100.00
	312933	N. C. Landrum	92.00
4-4-57	321344	U. S. Postmaster, Tallahassee	15.00
	321345	Blue Print & Supply Co.	10.89
	321346	Dell Hart Typewriter Co.	33.00
	321347	I. B. M. Corp.	6.60
	321348	Marchant Calculators	42.00
	321349	The Coral Tribune	32.20
	321350	Stuart Daily News	20.70
	321351	The Miami Herald	132.30
	321352	News Press Publishing Co.	11.95
	321353	Capital Paper Co.	93.85
	321354	General Office Equipment Co.	44.96
	321355	Van Brunt & Yon, Inc.	11.88
	321356	Capital Office Equipment Co.	5.15
	321357	Lenton A. Turner & wife	9,450.00
4-5-57	324368	Capital Office Equipment Co.	320.00
	324369	Linderbeck Office Supply, Inc.	173.00
	324370	Simmons Moving & Storage Co.	236.00
	324371	Olin Hutte's Ward Paint Store	310.33
	324372	J. Edwin Larson, State Treasurer	5,650.00
	324585	J. Edwin Larson - Tr. to State Board Conservation	8,200.00
4-9-57	328923	J. Edwin Larson - For deposit to Florida Development Comm.	292.14
4-10-57	329886	J. Edwin Larson - Tr. to State School Fund	6,240.81
	329887	J. Edwin Larson - Tr. to State Board of Conservation	16,940.75
	329905	T. M. Shackelford, Jr.	2,500.00

DISBURSEMENTS FOR THE MONTH OF APRIL, 1957
(Continued)

DATE	WARRANT NO.	PAYEE	AMOUNT
4-10-57	329906	Simmons Moving & Storage Co.	\$ 296.25
4-11-57	333208	Southeastern Telephone Co.	146.48
	333209	Drake Motors, Inc.	8.30
	333210	Ebersole Publishing Co., Inc.	16.10
	333211	The Palm Beach Post Times	17.50
	333212	The Key West Citizen	16.10
	333213	Geo. G. Crawford, CCC Leon Co.	1.75
	333214	Standard Oil Co.	9.55
	333215	Capital Paper Company	9.16
	333216	General Office Equipment Co.	27.77
	333217	General Office Equipment Co.	64.50
	333218	Shaw's, Inc.	21.56
	333219	Capital Office Equipment Co.	174.20
	333220	Wyatt's Business Machines	420.00
	333221	State Office Supply Co.	1,236.67
	333688	D. D. Cureton, Jr.	90.00
	333689	Leon Electric Supply Co., Inc.	110.00
	333690	George H. Asbell	235.60
	333691	Western Union Telegraph Co.	19.44
	333692	John S. Beazley	447.00
	333693	News Journal Corp.	40.25
	333694	The Florida Times Union	61.25
	333695	R. B. Underwood	50.00
	333696	Capital Office Equipment Co.	1.25
4-12-57	334931	Wyeth, King & Johnson, Architects	1,977.76
4-15-57	336296	T. M. Shackelford, Jr.	36.93
4-16-57	338761	Charles Henshaw & Charlton L. Pierce	696.69
4-22-57	343823	Ray E. Green, Comptroller	318.57
	343824	Earl R. Adams, CCC	276.00
4-23-57	344902	T. M. Shackelford, Jr.	25.80
	344903	Linderbeck Office Supply, Inc.	962.00
4-24-57	346318	W. T. Wallis	563.53
	346319	Airlite	21.00
	346320	Leon Electric Supply Co.	14.00
	346321	Frances H. Clefton	59.12
	346322	The Bradenton Herald	17.63
	346323	The Coral Tribune	20.70
	346324	The Palm Beach Post Times	20.00
	346325	Carl Gosbee	50.00
	346326	General Office Equipment Co.	9.59
	346327	Linderbeck Office Supply, Inc.	20.00
	346328	Capital Office Equipment Co.	10.67
4-30-57	313870	E. O. Roland	472.40
	313871	State Retirement	36.00
	313872	Federal Tax	91.60
	313873	F. C. Elliot	834.95
	313874	W. T. Wallis	679.85
	313875	H. G. Morton	485.90
	313876	V. H. Ferguson	344.00
	313877	A. R. Williams	472.79
	313878	A. C. Bridges	392.08
	313879	C. L. Vocelle	161.20
	313880	N. C. Landrum	348.95
	313881	F. J. Wysox, Jr.	208.55
	313882	M. O. Barco	404.27
	313883	J. L. Dedde	354.75
	313884	M. C. Fichard	289.70
	313885	B. G. Shelfer	268.96
	313886	Yvonne Scalera	175.97
	315887	J. A. Knight	126.96
	313888	C. M. Greene	49.35
	313889	Willie Wells, Jr.	133.15
	313890	Blue Cross of Florida, Inc.	52.75
	313891	Wilson Life Ins. Co.	22.38
	313892	Teacher Retirement Fund	8.23
	313893	State Officers & Employees Ret. Fund	409.51
	313894	Federal Tax	1,079.50
TOTAL DISBURSEMENTS FOR APRIL, 1957			<u>\$ 67,492.93</u>

U. S. G. S. COOPERATIVE ACCOUNT

Balance as of April 1, 1957	\$ 3,327.55
Receipts	-0-
Disbursements	<u>125.00</u>
Balance as of April 30, 1957	\$ <u>3,202.55</u>

UNDER CHAPTER 18296

Receipts to General Revenue:	
April 1, 1957	\$ 10,239.25
April 15, 1957	<u>6,147.90</u>

Total Receipts to General Revenue \$ 16,387.15

Disbursements for the Month from General Revenue:

DATE	WARRANT NO.	PAYEE	AMOUNT
4-30-57	313134	E. Hewitt	\$ 401.41
	313135	J. C. Conner	181.75
	313136	Provident Life & Accident Ins. Company	7.75
	313137	Blue Cross of Florida, Inc.	7.85
	313138	State Retirement	43.32
	313139	Federal Tax	<u>80.60</u>

Total Disbursements for the Month \$ 722.68

SUBJECTS UNDER CHAPTER 18296

Report No. 670 was presented listing 112 bids for purchase of land under Chapter 18296, and Broward County Deed No. 1040-Corrective-Supplemental in favor of Thomas C. Moore issued to correct part of the description in the original deed.

Motion was made, seconded and adopted, that the Trustees approve Report No. 670 and authorize execution of deeds corresponding thereto.

COLUMBIA COUNTY - J. C. Marsh and Sons offer \$12,337.70 for conveyance of approximately 24.60 acres of land under provisions of Chapter 28317 of 1953, said land being located in Township 1 North, Ranges 16 and 17 East, and in Township 1 South, Range 17 East.

Mr. Elliot stated that the information furnished by applicants and Turpentine & Rosin Factors, which held a mortgage on the land at one time, has been checked; and he recommends that the application be treated as a hardship case and the offer accepted.

W. Brantley Brannon and John E. Norris were present on behalf of J. C. Marsh & Sons, and related the circumstances of the transactions between the applicants and the Turpentine Rosin Factors, as well as the tax situations entering into this transaction.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the hardship application be approved and that agreement as to the price to be paid for the land be referred to Comptroller Green, Attorney General Ervin and Mr. Elliot; also, that the Turpentine & Rosin Factors furnish a statement that they were acting as agents for the former owners in settlement of the tax situation.

Motion was made, seconded and adopted, that the Trustees agree to disclaim interest in Bay County Certificates Nos. 347 of 1913 and 315 of 1914, the Attorney General's Office having approved such disposition.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST:


SECRETARY

Tallahassee, Florida
May 28, 1957

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayc, Commissioner of Agriculture

F. C. Elliot, Engineer and Secretary
W. T. Wallis, Engineer
Van H. Ferguson, Land Agent

Minutes of the Trustees of the Internal Improvement Fund dated May 14, 1957 were presented with information that copies have been furnished each member.

Motion was made, seconded and adopted, that the Trustees approve the minutes as presented.

The Land Agent reported the following sales advertised to be held on this date.

DESOTO COUNTY - On April 9, 1957, the Trustees considered offer of the appraised price of \$50.00 per acre from Owa Gilbert of Cleveland, Florida, for purchase of 4 lots in Township 39 South, Range 23 East, comprising a total of 103.94 acres. The land was advertised for competitive bids in the newspaper Arcadian, Arcadia, Florida, and proof of publication is filed in the Land Office.

Description of the land was called out and the Land Agent reported the following bids received prior to the meeting:

Roland J. Lavelle, on behalf of George D. Kreidt and wife, bid \$60.00 an acre for the 4 lots;

Richard Stickel of Connellville, Pennsylvania, bid \$110.00 per acre for Lot 13 of Section 22.

Competitive bidding resulted in the following bids which were the highest offers received:

Lot 13, Section 22 - 10.17 acres - \$200.00 per acre bid by L. E. Ford and Owa Gilbert;

Lot 7, Section 27 - 25.08 acres - \$102.00 per acre
bid by L. E. Ford and Cwa Gilbert;

Lot 11, Section 27 - 44.75 acres - \$140.00 per acre
bid by L. E. Ford and Cwa Gilbert;

Lot 15, Section 27 - 23.94 acres - \$85.00 per acre bid
by James M. Wallace, Jr.

Motion was made, seconded and adopted, that the highest bids offered be accepted and sale confirmed in favor of Cwa Gilbert, L. E. Ford and James M. Wallace, Jr.

The following seven (7) sales were advertised for objections only, based on applications from adjoining upland owners:

1. Manatee County - On March 26, 1957 the Trustees considered offer of the appraised price of \$200.00 per acre from William C. Grimes, on behalf of Bay View Builders, the adjacent upland owners, for purchase of a parcel of submerged land in Sarasota Bay, in Section 33, Township 34 South, Range 16 East, lying easterly of and adjacent to Lots 11 to 20, Block 31, and Lots 18, 19 and 20, Block 42, Ilexhurst Subdivision, containing 7.45 acres, more or less. The land was advertised for objections only in the newspaper Bradenton Herald, Bradenton, Florida, and proof of publication is filed in the Land Office.
2. Monroe County - On March 26, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from Dr. C. E. Lunsford, adjacent upland owner, for purchase of a parcel of submerged land in Sections 22 and 23, Township 63 South, Range 37 East, Windley Key, more particularly described as commencing from the intersection of the dividing line between said Sections 22 and 23 and the southerly right of way line of State Road No. 5 (formerly FEC Railway), and thence by metes and bounds description to the point of beginning, containing 2.9 acres, more or less. The land was advertised for objections only in the newspaper Key West Citizen of Key West, Florida, and proof of publication is filed in the Land Office.
3. Monroe County - On April 9, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from Robert H. Eaker, adjacent upland owner, for purchase of a parcel of submerged land in Hawk Channel in Section 22 Township 66 South, Range 32 East, lying northerly of U.S. Government Lot 3 of said Section 22, said lot being known as Sister Key, containing 3.32 acres, more or less. The land was advertised for objections only in the newspaper Key West Citizen of Key West, Florida, and proof of publication is filed in the Land Office.
4. Monroe County - On April 9, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from G.A. Crawshaw, on behalf of Clifford E. Smiley, adjacent upland owner, for purchase of a parcel of submerged land in Hawk Channel in Section 23, Township 63 South, Range 37 East, Windley Key, more particularly described by metes and bounds, and containing 0.45 of an acre, more or less. The land was advertised for objections only in the newspaper Key West Citizen of Key West, Florida, and proof of publication is filed in the Land Office.
5. Monroe County - On March 26, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from G.A. Crawshaw on behalf of himself and wife, for purchase of a parcel of submerged land in the Straits of Florida in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, lying southeasterly of and adjacent to Tract 28 (less the NW 300 feet thereof) of The Russell Estate, containing 0.41 of an acre, more or less. The land was advertised for objections only in the newspaper, The Coral Tribune of Key West, Florida, and proof of publication is filed in the Land Office.

6. Monroe County - On March 26, 1957, the Trustees considered offer of the appraised price or the minimum of \$100.00 from G. A. Crawshaw on behalf of Helen D. Wiepert and G. Douglas Wiepert, adjacent upland owners, for purchase of a parcel of submerged land in the Bay of Florida, in Section 14, Township 62 South, Range 38 East, Key Largo, lying northwesterly of and adjacent to Lots 31 and 32, Block 3 of Bay Harbor, containing 0.3 of an acre, more or less. The land was advertised for objections only in the newspaper The Coral Tribune of Key West, Florida and proof of publication is filed in the Land Office.
7. Monroe County - On March 26, 1957, the Trustees considered offer of the appraised price or minimum of \$100.00 from G. A. Crawshaw on behalf of Mrs. Marjorie Toner, the adjacent upland owner, for purchase of a parcel of submerged land in Section 19, Township 63 South, Range 38 East, Plantation Key containing 0.25 of an acre, more or less. The land was advertised for objections only in the newspaper, The Key West Citizen of Key West, Florida, and proof of publication is filed in the Land Office.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees accept the offers made for the seven parcels of land and confirm sale in favor of the applicants as adjacent upland owners.

MARTIN COUNTY - On March 26, 1957, The Trustees considered offer of the appraised price of \$200.00 per acre from Harry F. Dyer, on behalf of the Pierce Company, a Delaware Corporation, and the upland owner, for purchase of a parcel of submerged land in the St. Lucie River in Section 13, Township 38 South, Range 41 East, lying northeasterly of and adjacent to Lot W-66, Port Sewall, containing 1.19 acres, more or less. The land was advertised for objections only in the newspaper The Stuart News of Stuart, Florida, and proof of publication is filed in the Land Office.

Description of the land was called out and the Land Agent reported that on November 1, 1956, the applicants paid the Trustees \$115.00 for 2,300 cubic yards of material to provide a channel to the wharf on the easterly boundary of the bottoms applied for, and he recommends that this amount be allowed as a credit on the purchase price of the land.

Motion was made, seconded and adopted, that action on this sale be deferred for further examination.

MARTIN COUNTY - On March 26, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from Wardlaw and Stewart, on behalf of Tuscobay Properties, Inc., adjacent upland owners, for purchase of

1. A parcel of submerged land in Section 3, Township 38 South, Range 41 East, in the City of Stuart, beginning at a point in the east line of Lot 4, Block 13, said Section 3, St. Lucie Estates Subdivision, and thence by metes and bounds description to the point of beginning, containing 1.28 acres, more or less.
2. A parcel of submerged land in Section 3, Township 38 South, Range 41 East, in the City of Stuart, beginning at a point in the west line of Lots 1 and 2, Block 19 of said Section 3, St. Lucie Estates Subdivision, thence by metes and bounds description to the point of beginning, containing 0.92 of an acre, more or less.

The land was advertised for objections only in the newspaper The Stuart News of Stuart, Florida, and proof of publication is filed in the Land Office.

Description of the land was called out and the Land Agent reported that objections have been filed under two classifications, one being objections to the sale of any submerged lands in Martin County, and the other being objections to the sale of the two parcels described. The objections are from the following parties:

1. Objections to the sale of any submerged land in Martin County:
 - Board of County Commissioners of Martin County
 - Martin County Audubon Society
 - Port Sewall Property Owners Association
 - William F. and Lenore Lawson
 - Mrs. Richard G. Hupfel
 - Francis A. Adams
 - C. R. Ashley
 - Mrs. Edward Lawrence
 - John E. Friday
 - Mrs. Frederick B. Williamson

2. Objections to the sale of the two parcels applied for by Wardlaw and Stewart:
 - Daniel C. Gleason
 - Carroll Dunscombe
 - John A. Brooks
 - Mr. and Mrs. P. O. Thomas
 - Margaret C. Mears
 - Mrs. H. L. Carpenter
 - City of Stuart
 - Zach Mosley
 - All of Stuart, Florida.

Mr. Harry Stewart, on behalf of clients, stated that the City of Stuart had advised him that its protest had been sent in by error as it was thought to be a different piece of property.

Without objections it was agreed to defer action on this sale pending withdrawal of the objection from the city. When that is done, the matter can be presented to the Trustees for action.

PINELLAS COUNTY - On March 26, 1957, the Trustees considered offer of \$1,752.53 from Sam Feinberg, on behalf of Fred M. Hahn, for purchase of a parcel of submerged land in Clearwater Harbor, in Section 29, Township 28 South, Range 15 East, lying easterly of Government Lot 1 of said Section 29, containing 73 acres, more or less. The land was advertised for objections only in the newspaper, The Clearwater Sun, of Clearwater, Florida, and proof of publication is filed in the Land Office.

Description of the land was called out and no objections were filed to the sale. The Land Agent stated that the figure arrived at for this land was according to recommendation from the Attorney General as set forth in a review and report from John Moriarty, Assistant Attorney General, dated October 1, 1956, and subsequently approved by the Trustees.

Mr. Feinberg stated that the City of Dunedin might require a right of way through the property and his client has agreed to furnish the right of way if desired by the city .

Motion was made, seconded and adopted, that the Trustees accept the offer and confirm sale of the land described in favor of Mr. Hahn, subject to clarifying with the City of Dunedin the need for a right of way through the property.

PINELLAS COUNTY - On March 26, 1957, the Trustees considered proposal from H. H. Baskin on behalf of W. D. Owens, et al, for an exchange of the unfilled remainder of submerged lands sold in 1953 by Deed No. 20422 which conveyed two accretions adjacent to the area filled under said deed. At that time the accretion was estimated at 6.87 acres and the unfilled remainder in said deed at 5.4 acres. Deed No. 20422 having been issued in 1953 and filling done prior to enactment of the 1955 Act creating the Pinellas County Water and Navigation

Control Authority, and the accretion being considered as natural against the deeded and filled area, no formal approval of the Pinellas Authority was required. The land was advertised in the Clearwater Sun of Clearwater, Florida, as "Those unplatted and unsurveyed lands in Clearwater Harbor in Sections 8 and 17, Township 29 South, Range 15 East appurtenant to and lying easterly of and adjacent to Bayside No. 5, containing 7.0 acres, more or less."

Applicants have submitted a map of the entire Bayside Development and surveyors' notations of areas, showing the parcel applied for to be 5.6 acres, and offering to convey to the Trustees a total of 83 acres comprising the unfilled remainder of lands purchased from the Trustees in Deed No. 20422 and prior deeds.

The accretion appearing to be natural in origin and location, the Engineers and the Land Agent recommended the exchange, the unfilled areas to be deeded with a clause providing that the rights of private owners of the filled areas shall remain unchanged, with the right to take material to repair erosion and storm damage subject to approval of the Trustees.

Motion was made by Mr. Green, seconded by Mr. Larson and adopted that the Trustees approve the exchange as recommended by the Engineers and the Land Agent.

DADE COUNTY - Robert J. Fewell offers \$500.00 per acre, which is in excess of the appraised price, for a parcel of land described as Tract 49, Miami Everglades Subdivision, Section 6, Township 54 South, Range 39 East, containing 10 acres, more or less.

Motion was made, seconded and adopted, that the Trustees agree to advertise the parcel for competitive bids, starting with the offer of \$500.00 per acre.

DADE COUNTY - Civil Aeronautics Administration has notified the Trustees that it has elected to renew Lease No. 375 for the period July 1, 1957 through June 30, 1958, in accordance with the terms of the original lease. The lease covers 160 acres in Section 28, Township 53 South, Range 40 East, and is designated as OFACS Receiver Control Station Site.

Renewal of the lease was ordered recorded in the minutes.

DADE COUNTY - H. G. Lofton, holder of Contract No. 20730 dated July 29, 1954, in the sum of \$23,125.50, reports that his fall and spring crops failed and requests extension of from six (6) to twelve (12) months to avoid having to mortgage or sell his property. The Land Agent reports that no payments are delinquent and the balance of \$7,977.72 is due in four semi-annual installments, the next payment date being July 29, 1957. It is recommended that an eight (8) months extension be granted, with interest.

Motion was made, seconded and adopted, that the Trustees authorize extension of eight months, with interest, as recommended by the Land Agent.

DIXIE COUNTY - The Land Agent reports that the Trustees hold record title to the $W\frac{1}{2}$ of $SE\frac{1}{4}$ of $NE\frac{1}{4}$ of Section 26, Township 9 South, Range 13 East, 19.96 acres by deed from Matthew Dees in 1937. Records in the Land Office disclose that Matthew Dees purchased the $SE\frac{1}{4}$ of $NE\frac{1}{4}$ from the Trustees in 1925, and in 1937 he had paid one-half of the purchase price. The Trustees conveyed to him one-half of the forty-acre tract, accepted reconveyance of the $W\frac{1}{2}$ of the forty and satisfied the mortgage.

Koyed Dees, son of Matthew Dees, advises that the entire 40 acres was assessed to his father until his death and the heirs believed he owned the whole tract. From 1945 through 1955 the 40 acres have been assessed to Koyed Dees and he has paid taxes thereon during that time in the belief he was the owner. The Clerk of the Circuit Court of Dixie County has affirmed Mr. Koyed Dees occupancy and use of the property since 1938, and states that loss of the 19.98 acres will work an extreme hardship on him and his family as he makes a very low salary.

The Land Agent recommends that the land be withdrawn from the open list and that the Trustees consider an equitable interest which has vested in Mr. Dees by occupation, use and improvement of the land, and his payment of taxes assessed on the land.

Representative Hal Chaires appeared in behalf of Mr. Dees and recommended that the Trustees give the case careful consideration as Mr. Dees is not in position to pay the value placed on the land.

Motion was made, seconded and adopted that, under the circumstances, the Trustees agree on a price of \$10.00 an acre for the 19.98 acres, with payment to be made at the rate of \$10.00 per month, without interest, and if Mr. Dees desire the contract may be placed in a bank convenient for him to make payments for the land.

DUVAL COUNTY - Jacksonville Expressway Authority requests perpetual easement for right of way 125 feet each side of the centerline of the proposed Trout Creek Bridge for State Road No. 9 - Section 7202-182 - across submerged river bottoms.

Motion was made, seconded and adopted, that the Trustees grant easement in favor of Jacksonville Expressway across and over the submerged bottoms, sand bars and shallow banks between the shorelines of Trout River in Township 1 South, Range 26 East, lying within 125 feet each side of the center line of State Road No. 9.

LAKE COUNTY - L. T. Johnson, holder of Lease No. 21390 has assigned his contract to Nick W. Bradov and has furnished the Land Office with executed copy of said assignment, with acceptance by the assignee of the provisions of the original lease.

Without objection the assignment was accepted and ordered filed.

LEE COUNTY - The United States Department of the Interior, Fish and Wildlife Service, holder of Lease No. 386, advises that it has elected to extend the lease from July 1, 1957 to June 30, 1958, pursuant to provisions of the original lease. The lease covers 1799.81 acres on Sanibel Island at the annual rental of \$1.00 per annum.

The notice was accepted and ordered filed.

LEE COUNTY - James D. Christiansen and Lillian Shrine offer the appraised value of \$100.00 per acre for purchase of the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 24, Township 46 South, Range 22 East, on Sanibel Island. Mrs. Shrine proposes to fill and develop the land and Mr. Christiansen desires to hold for future development.

Motion was made, seconded and adopted, that the Trustees withdraw the land from the open list of lands available for sale as recommended by the Engineer's office.

MONROE COUNTY - Leo M. Haskins, holder of Sand Lease No. 1045, advises that he proposes to sell and assign his lease to James J. Craig, which is allowed under provisions of the lease. The lease was granted for a period of two (2) years from March 15, 1956.

Motion was made, seconded and adopted, that the Trustees approve assignment of Lease No. 1045, provided assignee executes instrument assuming and agreeing to perform all obligations under the lease and furnishes proper surety bond.

The following applications were presented for purchase of submerged area adjacent to upland ownership of applicants:

1. Monroe County - G. A. Crawshaw, on behalf of Louis Feibel and Mary Feibel, his wife, as adjacent upland owners, offers the appraised price of \$300.00 per acre for purchase of 0.5 of an acre in Ocean-Bay Subdivision, Section One, lying and being in Section 15 and 16, Township 64 South, Range 36 East, Lower Matecumbe Key.
2. Monroe County - G. A. Crawshaw, on behalf of Plantation Shores Corporation, offers the appraised price of \$100.00 per acre for 1.4 acres adjacent to their upland property in Section 5, Township 63 South, Range 38 East, Plantation Key.
3. Charlotte County - Application by Farr and Farr, on behalf of the City of Punta Gorda: (1) to acquire title to 6.3 acres, more or less, of submerged land in front of Kirby Park and adjacent to Nesbit Street, Punta Gorda, Section 6, Township 41 South, Range 23 East, for unrestricted use or disposition by the City; and (2) for dedication of the submerged land adjacent to the above parcel in front of and for extension of Wood Street, with authority to the City to fill and maintain the same for public street purposes. The appraised value is \$750.00 per acre outward 400 feet from the shore and \$500.00 per acre beyond 400 feet. Recommended for advertisement for objections and requirement of survey coordinating the area sought with the old U. S. Survey, and offer of the appraised value.

Motion was made, seconded and adopted, that the three (3) parcels be advertised for objections only, based on applicants offering not less than the appraised value for each parcel.

ORANGE COUNTY - Henry O. Naetzker, Jr., of Orlando, Florida, makes application for a parcel of reclaimed lake bottom in Lake Conway adjacent to his upland property in Section 17, Township 23 South, Range 30 East, containing 0.36 of an acre. The acreage is subject to a possible reduction for road right of way purposes.

Motion was made, seconded and adopted, that the Trustees authorize conveyance of the land without advertisement upon payment of \$300.00 per acre, or a minimum of \$100.00 for the parcel if the adjusted area is reduced below 0.335 of an acre.

PALM BEACH COUNTY - Ralph O. Johnson, on behalf of Errol Moree, Vernerl Knowles and W. H. Jones, Jr., requests permission to search and salvage any ship or vessels and contents thereof in the submerged area approximately 400 feet due East of the East end of Del Mar Road, one mile South of Palm Beach Pier, in front of upland or Gardner Estate in Palm Beach. It is recommended that a non-exclusive treasure lease be authorized at \$100.00 per year with right to leases to designate one acre for exclusive lease rights without additional rental.

Motion was made, seconded and adopted, that the Trustees authorize two-year lease in favor of Mr. Johnson's clients on the basis recommended.

PALM BEACH COUNTY - Thad Whidden, on behalf of Eva Guthrie, requests conveyance of the Southeasterly 55 feet of Lot 9-B in Section 13, Township 42 South, Range 37 East, which is reclaimed lake bottom land. It is recommended that conveyance be made to the upland owner at \$700.00 per acre without advertising.

Motion was made, seconded and adopted, that the Trustees authorize conveyance to Eva Guthrie of the lot applied for without advertising, at the rate of \$700.00 per acre.

PALM BEACH COUNTY - The Land Agent reports that R. W. Crouch is delinquent in payment on his Contract No. 18778, dated April 26, 1943, in the principal amount of \$122.00 and \$884.66 representing taxes paid by the Trustees on the land involved and interest thereon, making a total of \$1,006.66 as of January 15, 1957.

Motion was made, seconded and adopted, that Mr. Crouch be given an extension of eight (8) months within which to make settlement on his contract.

PINELLAS COUNTY - DeSoto Estates, Inc., makes application for 12.5 acres of submerged land in Safety Harbor, Florida, adjacent to applicant's upland, with offer of \$158.00 per acre. The application has been approved by the Pinellas County Water and Navigation Control Authority. Applicant does not propose to fill the area applied for. The Engineers recommend that action be deferred until the bulkhead line has been established and verification that the offer is not less than the appraised value.

Motion was made, seconded and adopted, that the Trustees defer action on the application as recommended.

PINELLAS COUNTY - Jack J. Holton Real Estate, Inc., suggests that Jack Holton reconvey to the Trustees those portions of lands in Deeds Nos. 19896-A, 20899 and 21069 at Treasure Island, and in Deeds Nos. 19347 and 20947 at Redington Beach, which remain unfilled and which he does not propose to develop.

Motion was made, seconded and adopted, that the Trustees accept reconveyance of all such land that can be satisfactorily defined on maps and accurately described, as recommended by the Engineer and the Land Agent.

PINELLAS COUNTY - United States Department of the Interior, Fish and Wildlife Service, advises that it has elected to extend Lease No. 701 from July 1, 1957 to June 30, 1958, in accordance with article 4 of said lease. The lease covers 260 acres known as Bush or Tarpon Key with rental of \$1.00 per annum.

The information was received for recording in the minutes.

VOLUSIA COUNTY - Mrs. Lillian Shrine of Miami, Florida, offers the appraised price of \$50.00 per acre for Government Lot 2, Section 7, Township 13 South, Range 32 East, containing 8.53 acres.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for competitive bids starting with the offer of \$50.00 per acre.

VOLUSIA COUNTY - The Land Agent reports that Contract No. 21118 issued to M. C. Kohn for purchase of 400 acres of land was assigned May 15, 1957 by Union Trust Company, as administrator of the estate of M. C. Kohn, deceased, to Reva G. Kent as trustee for Kent Family Trust No. 1, Isadora Rutenberg as trustees for Alan G. Rutenberg, and Arthur Rutenberg and Bernice Rutenberg, his wife. Certified copy of letters of administration of the M. C. Kohn estate, executed copy of assignment, and executed copy of the acceptance of the provisions of the contract have been furnished the Land Office.

The report of assignment of the contract was received for record in the minutes.

Hugh L. McArthur, holder of Salvage Lease No. 642 makes application for an extension of said lease which expired May 10, 1957. The lease permits salvage operations off the Atlantic and Gulf Coasts of Florida, for recovery of cargo from sunken vessels.

Motion was made, seconded and adopted, that the Trustees authorize extension of the lease for one (1) year from date of expiration.

MONROE COUNTY - Bernie C. Papy requests that the Trustees advertise 93.87 acres of land on Middle Torch Key, comprising Government Lots 9, 10, 11, Section 20, Township 66 South, Range 29 East. These lots were advertised for sale to be held March 26, 1957, and objections were filed. Congressman Charles E. Bennett asked that the sale be held up as the area was being considered as a Wildlife Refuge. Mr. Bennett has since been contacted with a view to securing approval of the Federal Government for sale of this tract. Neither approval or disapproval has been given.

Motion was made, seconded and adopted, that the Trustees authorize the land advertised for competitive bids with a starting offer of \$100.00 per acre, in view of the fact that the State owns a very small fraction of Torch Key; the remainder being privately owned.

PINELLAS COUNTY - C. I. Carey, on behalf of Don Nesbitt, requests reconsideration of the appraised price of \$400.00 per acre for submerged land adjacent to upland property of applicant. Mr. Nesbitt asks for adjustment of the appraised price for the reason that the value placed on the land is considerably higher than comparable values.

Motion was made, seconded and adopted, that the Land Agent be authorized to make adjustment of the price based on the best available information disclosed by previous sales of submerged land.

PALM BEACH COUNTY - Representative Ralph Blank, presented request for Willard Utley, and Paty, Downey & Daves, on behalf of Albert Lin and Nanna A. Lin, his wife, for quitclaim deed from the Trustees to reclaimed lake bottom land of Lake Osborne adjacent to applicants upland property described as Lots 1 to 23, both inclusive, Block 4, Sunset Park, a subdivision of part of Government Lots 4 and 5, Section 29, Township 44 South, Range 43 East. Applicant's claim is that Palm Beach County dredged fill from Lake Osborne to create a county road known as Lake Osborne Drive, and the land applied for appeared as a result of drainage operations or from the fill placed there by the County.

Governor Collins suggested that this is a matter for judicial determination as to the ownership of the strip in question, and stated that he would be willing to have an appraisal of the property and then consider what would be a fair price for the Trustees to receive for the lake bottoms.

The question was discussed as to where the high water line was and the applicants equity in the strip filled by the County in connection with road construction.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees have an appraisal made, and if possible that the Engineer's office ascertain the high water mark of the lake, after which a fair price can be negotiated.

OSCEOLA COUNTY - Lawrence Rogers of Kissimmee, Florida, on behalf of D. C. Sharp, applies to purchase partially reclaimed lake bottom land in East Lake Tohopekaliga in Section 10, Township 25 South, Range 30 East, containing 1.24 acres, more or less. The limit lakeward of said application is to the 59.0 contour as adopted by the Trustees in cooperation with Central and Southern Florida Flood Control District.

Motion was made, seconded and adopted, that the Trustees agree to convey the parcel applied for by Mr. Sharp, without advertisement, provided the applicant submits an offer equal to the appraised price of \$50.00 an acre, or a minimum of \$100.00 for the parcel.

PUTNAM COUNTY - United Clay Mines Corporation of Trenton, New Jersey, makes application for permit or easement to construct a suction pipe line and supporting structure into Cowpen Lake in connection with its sand and clay dredging operations.

Motion was made, seconded and adopted, that the Trustees authorize permit for connecting the pipe line with waters of the lake subject to cancellation should objections be made that the operations are disturbing the waters of the lake, the State to be held harmless of any damage in connection with the operations of said company.

DADE COUNTY - Edmund Friedman, on behalf of Gables Venetian Waterways, Inc., and Essex Properties, Inc., applies to purchase material from Biscayne Bay for filling adjoining upland property of applicants between the easterly limits of the land conveyed by the Trustees and the Harbor line established by the City of Coral Gables October 23, 1956.

Motion was made, seconded and adopted, that the Trustees authorize sale of the fill material required subject to applicants agreeing to pay for the material on the basis of the appraised price of the land, and also subject to applicants obtaining consent from the Dade County Commissioners and the City of Coral Gables.

CITRUS COUNTY - Senator James E. Conner, and Representative Allison R. Strickland of Citrus County, accompanied by Mr. Frank H. Leslie, Chairman, Tsala Apopka Basin Recreation and Water Conservation Control Authority, presented request for a loan of \$25,000.00 for carrying on the work of the Authority.

House Bill No. 1522 has been introduced in the legislature authorizing the Authority to enter into an agreement with the Trustees to make the loan and providing for repayment within ten (10) years with interest at the rate of three percent (3%).

Mr. Leslie stated that the Engineer has examined the plan and thinks it is sound from an engineering standpoint. Sufficient taxes will be levied to guarantee repayment of the loan.

Motion was made, seconded and adopted, that the Trustees approve loan not to exceed \$25,000.00 to Tsala Apopka Basin Recreation and Water Conservation Control Authority, to be repaid within ten (10) years with interest at the rate of three percent (3%) per annum, under provisions of House Bill No. 1522 (Chapter 57-697).

MARTIN COUNTY - W. R. Scott of Stuart, Florida and Harry F. Dyer of West Palm Beach, attorney for Superior Properties, Inc., petitions the Trustees to investigate conveyances of submerged lands in Martin County to Falmouth, Limited, represented by Harry Stewart, Attorney of West Palm Beach, Florida.

The petition recites that in November 1956 the Trustees sold at competitive bidding a partially submerged island, separated from the upland by a channel more than 5 feet deep, and in March 1957, advertised for objections only the submerged lands surrounding a part of the island and also included the channel referred to. Petitioner's request that the sale be set aside insofar as it applies to the submerged lands separated from the upland by the channel for the reason that the Trustees had no authority to sell the land separated by a channel over 5 feet deep. A map was displayed showing the areas sold and it was pointed out that a portion of the island would be land-locked when filling is completed.

Mr. Stewart explained that when application was made to the Trustees, maps were presented showing the entire area and the improvements planned by his clients. The closing of the channel was pointed out at the time and the fact that it was a dead end channel and only his clients had a preemptive right to purchase by virtue of being upland owners. It was agreed that sale could be made, and no objections were filed to the sale.

Mr. Stewart further stated that he and Messrs. Dyer and Scott will try to get together and work this situation out, but he feels that the Trustees had authority to make the sale under provisions of Chapter 253.12 Florida Statutes, and the rule as to the five-foot depth, which applies to Dade and Palm Beach Counties, does not apply to Martin County.

No action was deemed necessary.

PINELLAS COUNTY- Pinellas County Water and Navigation Control Authority submits copy of resolution adopted May 23, 1957, in which request is made that the Trustees not make any final sale of submerged lands in Boca Ciega Bay to Paradise Isles, Inc., unless and until the public needs of the county have been met, including, but not limited to, rights of way, school site of ten (10) acres or more and a site for a public park of not less than four (4) acres.

The request of Pinellas County was received, with consideration to be given when the Paradise Island matter comes up for action.

PINELLAS COUNTY - City of Tarpon Springs, Florida, requests perpetual easement across a parcel of submerged land in the Anclote River in Section 12, Township 27 South, Range 15 East, comprising 9.6 acres, to be used as a turning basin.

Motion was made, seconded and adopted, that the Trustees authorize perpetual easement as requested.

MARTIN COUNTY - Evans Crary, on behalf of Nick Spensieri, applies to purchase submerged land adjacent to upland ownership described as the North 200 feet of the South 600 feet of Government Lot 3, Section 19, Township 40 South, Range 43 East, east of U. S. Highway.

Motion was made, seconded and adopted, that the Trustees decline to sell the land as it is within a maintenance spoil area granted to the United States.

Motion was made, seconded and adopted, that the Trustees defer action on the following applications until after adjournment of the Legislature and pending analysis of bills introduced affecting submerged and waterfront property:

- (a) Brevard County - R. C. Burns applies to purchase an island and tidal lands in Sections 25 and 26 of Township 24 South, Range 36 East, and in Sections 30 and 31, Township 24 South, Range 37 East. Approximately 80 acres.
- (b) Charlotte County - R. E. Lowery, Jr. on behalf of George W. Denison and Willington Quirk, applies to purchase a 23 acre island located in Section 7-41-20 together with 10 acres of submerged land to the south of the island.
- (c) Manatee County - James A. Howze, Jr., on behalf of John E. Holmes and Hugh G. Holmes, offers \$125.00 per acre for 16.67 acres of submerged land contiguous to their upland in Sections 20 and 21, Township 34 South Range 16 East.
- (d) Martin County - Wardlaw & Stewart, on behalf of Falmouth Limited, applies to purchase 2 parcels of submerged land in Section 12, Township 38 South, Range 41 East, adjacent to their upland Lot 24 of Arbela, containing a total of 10.35 acres, more or less. Offer the appraised price for the land.
- (e) Pinellas County - Walter P. Fuller on behalf of Vanjim, Inc., Arthur, Inc., and Waterways Development Corp., applies to purchase 64 acres of submerged land in Section 3-32-16.
- (f) Polk County - Monte J. Tillis, Jr., offers \$200.00 for a parcel of land adjacent to the Kissimmee River described as Parcel "B" in Government Lot 3, Section 12-29-29.
- (g) Santa Rosa County - P. K. Zepernick of Miami Springs, Florida, applies for a spoil island in Santa Rosa Sound, near Mary Esther, locally known as Zepernick Island, No offer submitted.
- (h) Sarasota County - J. Douglas Arnest, on behalf of Kenneth Hill Koach and wife, applies to purchase submerged land adjacent to their upland property described as Lots 24 and 25, Block "B" Oyster Bay Estates. Offer of \$125.00 per acre is made for the land.
- (i) Sarasota County - Wood & Scheb, on behalf of Clifford C. Whiteford, et al, offers \$200.00 per acre for submerged land adjacent to their upland property in Sections 20, 21, 28 and 29 of Township 37 South, Range 18 East.

PINELLAS COUNTY - Julius Parker, on behalf of Seminole Asphalt & Refining Company, makes application to purchase submerged land in the Anclote River in Section 2, Township 27 South, Range 15 East, adjoining upland ownership in Lots 4, 5 and 10, Block "B" of E. R. Smith's Subdivision.

Mr. Wallis explained that owing to pressure of legislative matters a number of cases had not been processed for action; also that the Bulkhead Bill will probably have some effect on this area.

Mr. Parker asked that the land be advertised and in the meantime if there is any conflict with the Bulkhead law, it can be taken up.

Motion was made, seconded and adopted, that the Trustees agree to advertise the parcel of land for objections only with the understanding on the part of applicant that if there are objections or conflict in connection with new laws, the Trustees will give further consideration to the application.

DADE COUNTY - E. A. Evans, City Manager of Miami, Florida requested that the Trustees of the Internal Improvement Fund approve issuance by the city of two leases in Watson Park on MacArthur Causeway in favor of Miami Yacht Club and Miami Outboard Club for a period of up to twenty (20) years. Mr. Evans explained that the leases contemplate certain desirable improvements to be made on the areas to be leased, which the City of Miami is not in position to provide at this time. The facilities provided by these two clubs are of a quasipublic nature and serve a needed municipal purpose. The city has spent approximately \$200,000.00 in planting and beautification of the park and has set up in the budget for the coming year an additional sum for further development; and the plans of the Yacht and Outboard Clubs are tied in with the plans of the city so that the overall project will result in something very beautiful. Without the extended leases the two clubs would not be justified in constructing the buildings proposed.

Attorney General Ervin referred to hearing in Miami in June 1949. At that time it was the general opinion that there was not much opposition to these two leases and two others, and the Trustees have made no objection to renewals from time to time.

It was also brought out by Mr. Mayo that the Watson Park area was conveyed to the City of Miami for public purposes only and leasing for other purposes is a violation of the restriction; however, the Trustees have gone along with the city in approving limited leases to these two clubs.

Mr. Evans submitted a map showing the sites occupied by the Miami Yacht Club and Miami Outboard Club and pointed out the planting made by the city and the contemplated building of docks and other facilities by the clubs, all of which will tie in with the city's program for development.

A telegram was read from A. D. Bailey, Dade County Conservation Council and William T. Kruglak, II, President of Palm-Hibiscus-Star Island Association, renewing their "protest of private use of public land in violation of deed restriction".

John M. Gibson of the Miami-Dade County Chamber of Commerce, was present and advised that he has recently done some research on the past history on the Watson Park area in the files of the Trustees and finds the only objections are from Palm-Hibiscus-Star Islands Association and the Dade County Conservation Council. He expressed doubt that many of the organizations mentioned have ever made objections to these leases; that he is personally affiliated with a number of the organizations listed as objecting to the leases and that he has serious doubts that any of them have been advised of the objections being made.

Mr. Mayo expressed himself as being against renewal of the leases, but would be willing for them to remain in status quo.

Mr. Evans stated that it would be necessary for the Yacht Club and the Outboard Club to have a long term lease in order to secure financing for the proposed improvements.

Without objections it was agreed to hold the matter in abeyance and request that the City of Miami furnish the Trustees with the plans for the park for the coming year and that the two clubs furnish similar information as to the proposed improvements.

PINELLAS COUNTY - Leonard W. Cooperman, attorney accompanied by Joseph V. Klingel, holder of a principal interest in Paradise Island, presented the urgent need for an equitable settlement of the claims of the Trustees against part of Paradise Island

area and the issuance of a quitclaim deed to his client, who has executed mortgages and given other commitments that will fall due in a few weeks. If some settlement cannot be arranged in the near future, Mr. Klingel is threatened with the loss of his entire investment.

Several suggestions were discussed as a basis for settlement including conditions for road rights of way to be reserved and the reduction in size for one of the fingers considered to be objectionable and not in the best interest of the public.

Resolution adopted by the Pinellas County Water and Navigation Control Authority May 23, 1957, was presented requesting that the Trustees not make final sale of these lands until the public needs of the county have been met, such as road right of way, school sites and a public park.

Mr. Cooperman requested the Attorney General to rule on whether or not the applicant, under all the circumstances of the case, was required by law to submit to the jurisdiction of the Pinellas County Water and Navigation Control Authority in connection with his application for a quitclaim deed or disclaimer by the State. The Attorney General stated that it was his opinion that the county authority, by reason of the above resolution, had waived jurisdiction and formal notice from the applicant and thus the applicant did not have to submit to the jurisdiction of the county authority or to comply with the provisions of the special act creating that authority.

The Attorney General stated that he did not think it would be necessary to advertise the land for objections since only a quitclaim deed is to be issued.

It was agreed that settlement be based on a computed amount of \$70,000.00, representing the Trustees' claim, and that quitclaim deed be issued to Mr. Klingel conditioned that a right of way one hundred feet (100') wide through the entire length of the property be reserved, and that the reduction recommended by the Engineer for the Trustees be made to the northeast finger.

Attorney General Ervin suggested that consideration be given to making available to Pinellas County a portion of the money to be received to be used for school purposes of the county.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the Trustees return to Mr. Klingel a check in amount of \$7,600.00, deposited with the Trustees in connection with this transaction. It was so ordered.

The Trustees also directed that check in amount of \$5,000.00 be returned to Belle Key Corporation, represented by Denny J. McGarry. The check was deposited with the Trustees to accompany application for purchase of Paradise Island property in the event no settlement was reached with Mr. Klingel.

The Secretary reported on several bills which have been introduced at this session of the legislature as follows:

- Senate Bill 712 - House Bill 668 - Establishment of the Trustees as an erosion agency.
- Senate Bill 728 - House Bill 1129 - Establishment of bulkhead lines.
- Senate Bill 791 - House Bill 1167 - Topographic Mapping program.
- Senate Bill 796 - House Bill 1185 - Authorizing the Trustees to grant permits to riparian owners for removing water from rivers of the State.
- Senate Bill 906 - House Bill 1311 - Attorney to resist claims by the United States in title disputes.
- Senate Bill 973 - House Bill 1308 - Vesting title to meandered fresh water lakes in the Trustees.
- Senate Bill - Volusia County - Having reference to cancelling mineral reservation in a certain deed to the City of New Smyrna Beach, Florida.

Motion was made, seconded and adopted, that the salaries and expenses for the month of May be approved according to the lists submitted.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 671 listing 46 regular bids for sale of land under Chapter 18296; also approval of Hillsborough County Deed No. 4294-Corrective-Supplemental in favor of Nina R. O'Conner, as recommended by the Attorney General's Office.

OKEECHOBEE COUNTY - Supplemental Order was presented from Judge A. O. Kanner of the 9th Judicial, directing that all of the money involved in the embezzlement suit against Connie W. Raulerson, defendant Clerk of the Circuit Court of Okeechobee County, and agent for the Trustees, be paid to the Trustees of the Internal Improvement Fund as and when collected.

The embezzlement by the Clerk covered sales made by him for the Trustees, moneys for which were never received by the Trustees and therefore deeds were never issued covering those sales. The Order of the Court requires that the former Clerk pay to the Trustees in three equal installments of \$731.91 the amount withheld. The first payment was made in April this year and the second and third payments are to be made respectively November 10, 1957 and July 10, 1958.

Motion was made, seconded and adopted, that the Trustees authorize issuance of deeds corresponding to sales referred to; and as and when money is received under the said Order, the same be credited to sales represented thereby.

OKEECHOBEE COUNTY - Resolution adopted by the Board of County Commissioners of Okeechobee County requests that the Trustees advertise and sell all lands held by the state in said county.

Motion was made, seconded and adopted, that the Trustees deny the request from Okeechobee County and continue to follow the policy of advertising for bids upon application in the regular manner.

COLUMBIA COUNTY - Application from J. C. Marsh & Sons for conveyance under Chapter 28317 of 1953, was approved at the last meeting, subject to acceptance by applicant of the price to be agreed upon by the committee composed of Comptroller Green, Attorney General Ervin and Mr. Elliot. The Committee recommended the price of \$12,337.70 for the 2460 acres in Township 1, North, Ranges 16 and 17 East, and in Township 1 South, Range 17 East, which price has been accepted by the applicants. Without objection, the recommendation of the Committee was approved by the Board.

Motion was made, seconded and adopted, that the Trustees approve disclaiming interest in certain certificates which were erroneously certified to the State under Chapter 18296, involving land in Brevard, Citrus, Columbia, Liberty, Okaloosa, Polk and Taylor Counties, the Attorney General having approved such disposition.

Upon motion duly adopted, the Trustees adjourned.

ATTEST:


SECRETARY

GOVERNOR - CHAIRMAN

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

Present; LeRoy Collins, Governor
Ray E. Green, Comptroller
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

W. Turner Wallis, Engineer
Van H. Ferguson, Land Agent

The Land Agent submitted the following sales advertised for consideration at this meeting.

DESOTO COUNTY - On April 23, 1957, the Trustees considered an offer of the appraised price of \$50.00 per acre from A. Di Giacomo for purchase of:

Lot 7, containing 22.15 acres;
Lot 8, containing 54.57 acres;
Lot 9, containing 35.52 acres;
All in Section 11, Township 39 South, Range 23 East.

The land was advertised for competitive bids in the newspaper "The Arcadian", Arcadia, Florida, and proof of publication is filed in the Land Office. Description of the land was called out and the Land Agent reported that Mr. DiGiacomo withdrew his bid, but that George H. Lackner of Cincinnati, Ohio, has offered \$60.00 an acre. Competitive bidding resulted in a high bid of \$100.00 per acre being made by B. J. Owen, on behalf of Alvin Warren.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$100.00 per acre for the land and confirm sale in favor of Mr. Warren.

PINELLAS COUNTY - On April 23, 1957, the Trustees considered offer of the appraised price of \$175.00 per acre, or a minimum of \$100.00, from Baynard, Baynard and McLeod of St. Petersburg, on behalf of the adjacent upland owners, W. J. Vinson, L. K. Vinson, Ethel May Glass, Ada Goethe Jacks, H. G. Thompson and Sam M. Mickler, for purchase of seven parcels of submerged land in Section 3, Township 27 South, Range 15 East, containing a total for the 7 parcels of 5.89 acres, more or less. The land was advertised for objections in the newspaper "The Clearwater Sun", and proof of publication is filed in the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer for the land described and confirm sale in favor of applicants, as adjacent upland owners, the deed to contain the restrictive clause approved for Pinellas County.

ST. LUCIE COUNTY - On April 9, 1957, the Trustees considered application from M. A. Ramsey of Fort Pierce, Florida, on behalf of Fort Pierce Port and Terminal Company, adjacent upland owners, for purchase of a parcel of submerged land in the Indian River in Section 3, Township 35 South, Range 40 East, commencing at the southeast corner of Section 3, run North 0° 00½' West, 1317.9 feet to the line dividing Government Lots 3 and 4 of said Section 3, thence by metes and bounds description to the Point of Beginning, containing 64.4 acres, more or less. The land was advertised for objections only in The News Tribune of Fort Pierce, Florida, and proof of publication is filed in the Land Office. Description of the land was called out and no objections were filed to the sale.

The Land Agent explained that the Trustees previously agreed to advertise the land and have an appraisal to determine the value of the property. Appraisal of \$2,060.00 per acre was furnished, but applicants have not offered that amount for the land.

Mr. Ramsey represented the Fort Pierce Port and Terminal Company in the interest of his client's application to purchase the submerged land advertised. He presented the following persons who appeared on behalf of his clients and also in the interest of the agencies they represent:

Douglas Silver, B. Y. Free and J. D. Nelson, members of Fort Pierce Port Authority and County Commissioners

Ralph Wilson, attorney for Port Authority and County Commissioners

Rupert Jason Smith, Representative from St. Lucie County, and attorney for applicant

John W. Ball, of the law firm of Adair, Ulmer, Murchison, Kent and Ashby, Jacksonville, attorney for applicant

Merrill P. Barber, State Senator from that District

Alton A. Register, of the firm of Alton A. Register and Associates, engineers for applicant.

Mr. Ramsey stated that his clients are not agreeable to paying the appraised price for the land but make an offer of from \$50.00 to \$100.00 per acre based on the development being of a quasi-public nature, and also being upland owners. The Trustees would not sell to other parties.

Other members of the delegation supporting the proposed development cited as their reasons that such a port will be of great economic value to that area. Resolutions adopted by the Fort Pierce Port Authority and the Board of County Commissioners of St. Lucie County recommend that the sale be authorized so the program can be carried out. Florida Inland Navigation District has also approved the project.

Two engineering reports were submitted on the proposed facilities, one dated December 1956 from Tippetts-Abbett-McCarthy-Stratton, and the other dated May 15, 1957 from Alton A. Register and Associates.

Mr. Smith submitted a clause which has been agreed upon between the Fort Pierce Port Authority and Fort Pierce Port and Terminal Company for insertion in the deed limiting use of the submerged area to port and terminal facilities.

Motion was made, seconded and adopted, that:

1. The Trustees of the Internal Improvement Fund accept the price of Fifty Dollars (\$50.00) per acre for the 64.4 acres as advertised and confirm sale in favor of Fort Pierce Port and Terminal Company.
2. Simultaneously with payment for the land and delivery of deed, an agreement of even date between the purchaser and Trustees shall be delivered to the Trustees, providing for deposit in escrow of Fifty Thousand Dollars (\$50,000.00) in cash or bond satisfactory to the Trustees.
3. That the deed from the Trustees to the Fort Pierce Port and Terminal Company shall contain the clause agreed upon between the company and the Fort Pierce Port Authority as follows:

"As further consideration for this conveyance by Grantor, the Grantee covenants and agrees with the Grantor that the use of said lands shall be limited to port and terminal facilities and other associated commercial and industrial projects. This covenant shall run with the land and be binding upon Grantee, its successors and assigns."

4. A further provision is that if construction designated as Phase I of the port terminal plan has been completed within three (3) years after date of the said agreement, then the full deposit of \$50,000.00, with interest thereon, shall be returned to Port Pierce Port and Terminal Company, and the above quoted deed clause shall remain in full force and effect and run with the land; that if the construction of Phase I is not completed within the three (3) years, then the \$50,000.00 deposit with interest thereon shall be paid to, or retained by the Trustees as additional consideration for the land, whereupon the Trustees will execute and deliver release or waiver of the above mentioned deed clause;
5. The area designated as Phase I is described as "the southerly portion of the tract sold, including a spoil island and the area westerly to ordinary high water mark of the upland of Port Pierce Port and Terminal Company, and southerly to the south limit of the tract sold". Completion of the construction of Phase I of the port terminal plan will include filling of the area last defined, construction of bulkhead adequate to support and protect such fill, with two marine terminal piers with deep water berths for ocean-going vessels, a transit warehouse and freight rail spur onto the fill, in accordance with the map attached.

DADE COUNTY - David B. Lee, Director, Bureau of Sanitary Engineering, State Board of Health, recommends consideration of efforts of the City of Homestead, Florida, to obtain nine (9) acres in Redondo Subdivision owned by the Trustees as the site of a new water plant. The Land Agent stated that the application of the City of Homestead is now being studied by the Trustees.

Without objection it was agreed to consider this application at the next meeting of the Trustees - June 25.

LEE COUNTY - W. H. Carmine, Jr., County Attorney on behalf of Lee County, makes application for a right of way 100 feet wide across part of the E $\frac{1}{2}$ of Section 22, Township 46 South, Range 22 East, to be used for county road purposes.

Motion was made, seconded and adopted, that the Trustees grant the request and authorize execution of easement required by Lee County.

LEE COUNTY - Stewart and Stewart, on behalf of Intercoastal Docks, Inc., Addie Paek King, Ann Frances Hughes and Elizabeth N. Ayala, makes application to purchase a portion of a small island and submerged land aggregating approximately 31 acres, adjacent to upland of applicants, for filling by dredging in Section 12, Township 44 South, Range 24 East, offering \$100.00 per acre for the land.

Motion was made, seconded and adopted, that the Trustees defer action on the request until the bulkhead line can be established under the 1957 Act - Chapter 57-362 - and a fair value for the land determined.

MARTIN COUNTY - The Land Agent presented as information a resolution from the Board of County Commissioners of that county, reciting application to the Legislature for a Special Act empowering said board to establish bulkhead lines and fill limits, which Act will become a law July 1, 1957, and objecting to sale of submerged lands prior to said date under pending applications. Attention was also called to a former resolution by Martin County Commissioners adopted January 25, objecting to sale of submerged lands subsequently waived as to all applications pending on January 25, 1957.

The information was ordered filed.

MONROE COUNTY - McKee's Museum of Sunken Treasure, Inc., requests five years renewal or extension of Lease No. 853 under the same provisions as the original lease. The lease covers a submerged area commencing at Molasses Reef Light and running Southwesterly to Alligator Reef Light, thence to Point Charles at Rock Harbor, and thence Southeasterly to the point of beginning, with annual rental of \$100.00. The lessee acts as an agent of the Trustees in protecting the area and allows removal and sale of relics only upon special authority from the Trustees.

Motion was made, seconded and adopted, that the Trustees authorize extension of Lease No. 853 for a period of five years from its present expiration date.

MONROE COUNTY - Two applications were presented from J. A. Cantor for purchase of submerged areas adjacent to upland property of applicant:

1. On behalf of Tropic-South, Inc., to purchase and fill 292.33 acres, more or less, adjacent to upland property, Lots 1, 3 and 4 in Section 16, and Lot 2 in Section 17, Township 66 South, Range 32 East, Boot Key;
2. On behalf of Max J. Brown, as Trustee, to purchase and fill 313.66 acres adjacent to applicant's upland Lots 1 and 2 in Section 21, Lots 5 and 6 in Section 15, Lot 2 in Section 22, all in Township 66 South, Range 32 East, Boot Key.

Recommendation is that the two tracts be advertised for objections only when the fair market value is established and applicants have agreed to pay the price fixed by the Trustees.

Motion was made, seconded and adopted, that the recommendation be approved as the action of the board.

The following applications were presented for purchase of submerged areas adjacent to upland property of applicants:

1. Monroe County - Leslie M. Barrett offers the appraised price of \$200.00 per acre (minimum of \$100.00) to purchase and fill approximately one-half (1/2) acre adjacent to upland property in Tract 14, Sans Souci Subdivision, Section 19, Township 65 South, Range 34 East, Grassy Key;
2. Monroe County - J. Y. Porter, on behalf of Neal J. Hardy and wife, offer the appraised price of \$200.00 per acre to purchase and fill 2.5 acres, more or less, adjacent to upland property in Government Lot 3 of Section 14, and Government Lot 2 in Section 23, Township 62 South, Range 38 East;
3. Monroe County - Neblett, Youmans, Albury & Sauer, on behalf of Summerland Key Cove, Inc., offers \$350.00 per acre for 16 acres adjacent to upland property in Government Lots 1 and 2, Section 35, Township 66 South, Range 28 East. Applicant proposes to fill with material through commercial sources.
4. Monroe County - G. A. Crawshaw, on behalf of W. J. Moss, Jr., and wife, offers the appraised value of \$300.00 per acre for 0.46 of an acre adjacent to upland property, Lot 10, Block 3, Amended and Extended Plat of Matecumbe Ocean Bay Subdivision, to be improved as a boat basin;

5. Monroe County - G. A. Crawshaw, on behalf of Plantation Shores Corporation, offers the appraised value of \$100.00 per acre for purchase of 10.8 acres adjacent to upland property, Lot 3, Section 5, Township 63 South, Range 38 East, Plantation Key, for correction of mud bank shore line;
6. Monroe County - G. A. Crawshaw, on behalf of Charles Robel and wife, offers the appraised value of \$300.00 per acre for 0.92 of an acre adjacent to upland property in Block 12, Stratton's Subdivision in Section 26, Township 63 South, Range 37 East, Upper Matecumbe Key, for filling and for a boat basin;
7. Monroe County - G. A. Crawshaw, on behalf of Sam Vinikour and wife, offers \$100.00 which is in excess of the appraised value for 0.33 of an acre adjacent to upland property, Lot 10, Block 10, Plantation Key, to be used in construction of a boat harbor;
8. Monroe County - G. A. Crawshaw, on behalf of Dr. B. I. Pippin and wife, offers the appraised value of \$200.00 per acre for purchase of 2.1 acres of submerged land adjacent to upland property, Tract "E", Plantation Beach, Plantation Key, Section 18, Township 63 South, Range 38 East, for use in the construction of a boat basin and small fill.

Motion was made, seconded and adopted, that the Trustees authorize the eight (8) parcels of submerged land advertised for objections only based on the offers submitted by adjacent upland owners.

MONROE COUNTY - Neblett, Youmans, Albury and Sauer, on behalf of Safe Harbor Enterprises, Inc., makes application to purchase submerged land adjacent to a submerged area heretofore conveyed by the Trustees to applicant. It is recommended that the request be denied as the area sought does not abut upland property and does not have riparian rights.

Motion was made, seconded and adopted, that the Trustees reject the application.

ORANGE COUNTY - W. T. Davis, on behalf of T. R. Raab, applies to purchase 0.36 of an acre of reclaimed Lake Conway bottom land in front of applicant's upland property, Lot 1, Block "A", Conway Lakeview Subdivision, Section 24, Township 23 South, Range 29 East.

Motion was made, seconded and adopted, that the Trustees approve sale of parcel applied for at the rate of \$300.00 per acre, without advertising.

PALM BEACH COUNTY - The Board of Public Instruction requests that the Trustees release the Special Use clause in Deed No. 21549 dated May 10, 1957, in order to allow exchanges and sale of several parcels of land in order to place all of the county's agricultural project lands in close proximity to improve teaching procedures and eliminate a safety problem. The exchange and sale will net the local school board 11.13 additional acres and a cash difference of \$5,000.00.

It was considered proper that the Trustees should require payment of the appraised value of the 2.43 acres conveyed to the county without cost. The appraisal furnished by the county board is \$1,500.00 per acre, or \$3,620.00 for the parcel.

Motion was made, seconded and adopted, that the Trustees agree to release the clause for "Public School Purposes" in Deed No. 21549 upon payment to the Trustees of the appraised value of the parcel - \$3,620.00.

PINELLAS COUNTY - The Land Agent reported for the record that Contract No. 20813 has been assigned by the purchaser, I. D. Belcher, to D. O. Elliot and Mary B. Elliot, his wife. Executed copy of assignment with executed acceptance of the contract obligations by the assignees has been filed with the Land Office.

The report was ordered noted in the minutes.

SEMINOLE COUNTY - George A. Spear, Jr., on behalf of Frank Evans, owner of Government Lot 3, Section 26, Township 20 South, Range 30 East, requests a quitclaim deed from the Trustees to the land described. The Land Agent reports that the land was patented to the state and conveyed by Trustees' Deed No. 5536 dated February 23, 1869, to J. A. McDonald as to "S $\frac{1}{2}$ No. 2 or Lot No. 3 old survey of Section 26, Township 20 South, Range 30 East, containing 40 acres", but no map or record in the Land Office or Field Note Division discloses any survey that would indicate Lot 3 as being identical with any part of Lot 2. The records do show that Lot 3 was sold to McDonald as 40 acres and Lots 1 and 2, 40 Acres each, sold to Mary M. Husband in 1857. Both deeds were issued pursuant to the then existing U. S. Survey approved in 1849. The Attorney General has examined the report from the Land Office and approves issuance of the quitclaim deed to Frank Evans. The same recommendation is made by the Land Office.

Motion was made, seconded and adopted, that the Trustees approve the recommendation from the Attorney General and from the Land Agent and authorize issuance of quitclaim deed to Mr. Evans.

PALM BEACH COUNTY - George H. Wedgworth, on behalf of Wedgworth Farms, Inc., requests that his company be allowed to exchange Section 9, Township 43 South, Range 38 East - purchased from the Trustees in February, 1957 - for Section 31 of the same township and range, and which his company now holds under Lease No. 948. In 1954, he attempted to purchase Section 31 and accepted the lease only because the land was not open to sale, all land in the Highlands-Glades Drainage District having been withdrawn from sale in 1953. Since the withdrawal order is no longer effective, Mr. Wedgworth desires to acquire Section 31 by returning Section 9 to the Trustees in exchange.

It was the opinion of the Trustees that the exchange should not be made, and that lease of Section 31 is preferable to sale. In deference to Mr. Wedgworth's request, motion was made, seconded and adopted to have Section 31 appraised and then advertised for competitive bids, subject to Lease No. 948.

BREVARD COUNTY - Jessie N. Harrison of Cocoa Beach, Florida, requests permission to remove approximately 7000 cubic yards of fill material from the Banana River to be used as fill on a lot owned by applicant, being 100 by 150 feet, located on one side just off the Causeway to Cocoa and bordering the Banana River on the other side. It is recommended that permit be authorized for removing the material desired with payment at the established rate per cubic yard, applicant to furnish a map or sketch of the area from which the fill will be taken, with no encroachment on areas adjoining upland property of other owners.

Motion was made, seconded and adopted, that the Trustees grant permission for Mrs. Harrison to take the fill material as requested at the established price, subject to map being filed as recommended.

HIGHLANDS COUNTY - Harry Lee of Sebring, Florida, applies for permission, on behalf of Hestor B. Wilson, to take 150 cubic yards of sand from Lake Letta located in Townships 33 and 34 South, Ranges 28 and 29 East.

Motion was made, seconded and adopted, that permission be granted Mr. Wilson for taking the sand requested to fill and improve his shore line.

The United States Department of the Interior, Geological Survey requests that the Internal Improvement Fund continue participation in the water resources investigations sponsored by several counties in the state, the Trustees of the Internal Improvement Fund and the United States. The basis of payment is fifty percent (50%) from the Federal Government, twenty-five percent (25%) from the local agencies, and twenty-five percent (25%) from the Trustees of the Internal Improvement Fund. The indication is that the cost for the fiscal year will be \$24,200.00.

Motion was made, seconded and adopted, that the Trustees authorize expenditure of not exceeding \$6,050.00 for participation in the Water Resources Program, conditioned upon allocation of a like amount by the several counties and \$12,100.00 by the Federal Government.

CITRUS COUNTY - Edward M. Purcell makes application to purchase a tract of land in Crystal River, located in the SW $\frac{1}{4}$ of Section 21, Township 18 South, Range 17 East, for which he offers \$100.00 per acre. The application referred to an island, but the land being submerged could not be so classified. Also, the tract is in a congested area at the mouth of the river, where no dredging or filling should be allowed, and recommendation is made to deny the request.

Motion was made, seconded and adopted, that the Trustees reject the application owing to the congested area and for the reason that the bulkhead line has not been established.

PALM BEACH COUNTY - Ralph J. Blank, Jr., on behalf of Albert and Nanna A. Lin, his wife, adjoining upland owners, applies for a quitclaim deed to reclaimed lake bottom land on Lake Osborne adjacent to upland property described as Lots 1 to 23, Block 4, Sunset Park, estimated to be about six (6) acres. This application was presented to the Trustees May 28, without any offer, and the land was ordered appraised. Applicant now offers \$600.00 for the parcel.

Motion was made, seconded and adopted, that the Trustees accept \$600.00 for the parcel of land adjoining the upland property of Albert and Nanna A. Lin, and issue quitclaim deed in their favor.

SARASOTA COUNTY - Contract No. 20254 dated December 3, 1952, issued to Bird Key Corporation, and Contract No. 20307 of the same date, issued to St. Almonds-Lido Realty Corporation, have been paid in full and are ready for deeds to issue.

Consistent with the provisions of the 1957 Laws affecting conveyance of submerged lands in Sarasota County, it is recommended that deeds be withheld pending determination as to bulkhead lines.

Motion was made, seconded and adopted, that the Trustees approve the recommendation and withhold issuance of deeds corresponding to Contracts 20254 and 20307.

PINELLAS COUNTY - Ben Overton, attorney on behalf of George C. Marsic and Barbara I. W. Faulk, of St. Petersburg, Florida, called to the attention of the Trustees that he had been promised a hearing on behalf of his clients before action would be taken on the application of Dr. Bradley Waldron and Mr. Hyman Green to purchase submerged land in Boca Ciega Bay. He referred to minutes of the Trustees of March 12, where agreement was reached with Dr. Waldron. The minutes of March 26 contain assurance that the Marsic and Faulk applications would be coordinated with the Green plan. The Trustees executed Purchase Contract April 23, 1957, in favor of Mr. Green et al, but without notifying his clients.

The Trustees expressed as their understanding that when descriptions of the land to be conveyed to the Green interests and to clients of Mr. Overton were worked out, in line with action taken March 12, 1957, a report would be made to the board for final action. Through oversight this was not done and the contract was prepared and sent out.

Mr. Wallis explained that at the meeting March 12, overall limits were drawn on a map and approved for the Engineer's Office guidance, and that the contract issued is within the limits of the area approved. It was an oversight that the description in its final form was not furnished Mr. Overton, however, it is indicated in the minutes that there will be a cut-back in the area applied for by Marsic and Faulk in proportion to other applications.

It was agreed that the Green interests be advised that through oversight the contract was executed and delivered, without giving notice to other applicants who desired to be heard, and that grantees be requested to come in and work with Mr. Overton's clients for negotiating whatever corrective instrument might prove to be necessary. It was so ordered.

LEE COUNTY - Gibbons and Gibbons, on behalf of Dr. I. M. Essrig, applies to purchase submerged land in Pine Island Sound near the northeasterly end of Middle Key, between Lacosta Island and Useppa Island, containing 5.74 acres, more or less, and submits an offer of \$25.00 per acre for the land.

Motion was made, seconded and adopted, that the Trustees deny the application from Dr. Essrig.

Motion was made, seconded and adopted, that pursuant to recommendation from the Engineer's Office, the Trustees defer action on the following applications to purchase until future policy in conformity with Acts of the 1957 Legislature can be adopted:

1. Manatee County - Grimes and Grimes, on behalf of Rickel and Bratton, Inc. - bay bottoms and mangrove island in Sections 9 and 16, Township 34 South, Range 17 East;
2. Martin County - Charles B. McAdam, on behalf of 7 upland owners, - submerged land adjacent to the westerly shore of the Indian River in Sections 15, 22 and 23, Township 37 South, Range 41 East;
3. Martin County - Wardlaw and Stewart, on behalf of Tuscay Properties, Inc. (Brauer and Dimmick-Kitching Tracts) - 0.96 of an acre in St. Lucie River and 2.40 acres on the south side of St. Lucie River at Stuart;
4. Monroe County - Paul E. Sawyer, on behalf of Ehrich and Jaffee - offer of \$100.00 per acre for land southerly of and contiguous with Government Lot 4, Section 23, and Government Lots 3 and 4, Section 24, Township 63 South, Range 37 East;
5. Pasco and Pinellas Counties - Keen, O'Kelley and Spitz, on behalf of L. F. Fernald - Four (4) small islands in Anclote River, submerged land and mangrove island in Township 26 South, Range 15 East, containing 80 acres;

6. Pinellas County - Kaleel and Kaleel, on behalf of Milton Roy Company, and other clients - Submerged land adjacent to upland property in Sections 1 and 2, Township 31 South, Range 15 East;
7. Pinellas County - William F. Davenport, on behalf of Frank P. Caldwell - Submerged land in Section 1, Township 31 South, Range 15 East. Offer of \$100.00 per acre.

PALM BEACH COUNTY - Mr. Wallis reported a condition that has arisen in Lake Worth, within the city limits of Riviera Beach and immediately north of the bridge across the lake at Palm Beach Shores. In order to forestall unnecessary and excessive filling, the Town of Riviera Beach adopted by ordinance a bulkhead line and obtained an injunction against operations of Herbert L. Rissler. The injunction was overruled by Judge White owing to lack of authority in the city charter, and our information is that the party stopped by the injunction is proceeding, presumably to establish some rights prior to Senate Bill 728 becoming a law.

Governor Collins advised that Senate Bill 728 has become a law.

After discussion of the subject, Mr. Wallis was requested to get in touch with county and city authorities and encourage them to initiate establishment of the bulkhead lines in that area, subject to approval of the Trustees.

The following action was taken this date by the Board of Commissioners of State Institutions on presentation by the Director of Seminole Indian Affairs, Max Denton, of his budget for the biennium beginning July 1, 1957 and ending June 30, 1959.

Motion was made by the Comptroller, and without objection, the Board approved the budget for Seminole Indian Affairs covering salary of the director at \$6,800.00 for the fiscal year 1957-1958 and \$7,800.00 for the fiscal year 1958-1959, plus travel and actual expenses, to be paid from the Internal Improvement Fund, the remainder of the budget covering expenditures to be considered at some later date.

The Trustees of the Internal Improvement Fund concurred in the above action by the Board of Commissioners of State Institutions.

SUBJECTS UNDER CHAPTER 18296

The Secretary presented Report No. 672 listing nine (9) regular bids for sale of lands under Chapter 18296.

Motion was made, seconded and adopted, that the Trustees approve Report No. 672 and authorize execution of deeds corresponding thereto.

ALACHUA COUNTY - W. C. O'Neal, administrator of the estate of Celia A. Adams, offers \$45.00 for conveyance under Chapter 28317 - Acts of 1953 - of Lot 22 of the E $\frac{1}{2}$ of Block 5, Brown's Addition to Gainesville, in Section 5, Township 10 South, Range 20 East.

Motion was made, seconded and adopted, that the Trustees decline to grant request from Mr. O'Neal as the application does not comply with the policy of the Trustees under the law.

GADSDEN COUNTY - Minerva Hart Fields and George W. Hart offer \$15.00 for conveyance under the provisions of Chapter 28317, Acts of 1953, of Lot 6, Block 10, Springside Addition to Quincy, being 75 by 100 feet.

Motion was made, seconded and adopted, that the request be denied as the application does not comply with the rules of the Trustees under the law.

HOLMES COUNTY - Hazel Manning requests that the Trustees reconsider her offer of \$5.00 per acre at sale February 28, 1957, for purchase of 16 acres of land in the Northwest Corner of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 26, Township 4 North, Range 17 West.

December 1, 1956, the Trustees increased the base bid to \$10.00 per acre for lands under Chapter 18296, and notified the Clerk that sale would be approved in favor of Mrs. Manning provided she would increase her bid to \$10.00 per acre.

Motion was made, seconded and adopted, that the Trustees decline to recede from former action requiring payment of \$10.00 per acre for the land.

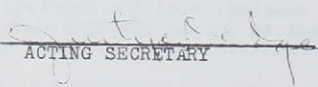
LEVY COUNTY - Walter E. Kiser of Gainesville, and others, have made complaints as to the manner in which sales are held in Levy County, one particular instance being the sale held December 10, 1956, Report No. 96, of 1604 lots in seven (7) different subdivisions. Parties desiring to purchase in certain subdivisions had been given to understand that bids would be received on the separate lots. However, at the sale all lots were sold as a group and parties interested only in certain lots or subdivisions were not given opportunity to bid. The sale has been reported and is being presented for action of the Trustees.

Motion was made, seconded and adopted, that the Trustees decline to approve sale of December 10, 1956 and direct that the Agent of the Trustees readvertise the lots and hold sale in the regular manner, allowing all parties opportunity to bid on separate parcels.

Motion was made, seconded and adopted, that the Engineer and Secretary refer to the Attorney General for disposition twenty-four (24) checks totalling \$29.94 drawn on the Registry Account of the United States, representing court awards in condemnation proceedings against certain Murphy Act lands in Brevard County.

Motion was made, seconded and adopted, that the Trustees disclaim interest in certain certificates certified to the state under Chapter 18296, issued against land in Alachua, Dixie, Liberty, Marion and Nassau Counties, which have been approved by the Attorney General's Office for disclaimer.

Upon motion duly adopted, the Trustees adjourned.

ATTEST: 
ACTING SECRETARY


GOVERNOR - CHAIRMAN

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

Present: Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Nathan Mayo, Commissioner of Agriculture

W. Turner Wallis, Engineer
Van H. Ferguson, Land Agent

The Land Agent presented the following sale advertised to be held on this date:

GILCHRIST COUNTY - On May 14, 1957, the Trustees considered offer of the appraised price of \$15.00 per acre from Nick Sagonia for purchase of the SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 22, Township 7 South, Range 15 East, containing 40.11 acres, more or less. The land was advertised for competitive bids in the Trenton Journal and proof of publication is filed in the Land Office.

Description of the land was called out and a high bid of \$51.00 per acre was offered by Richard Stickel of Connellsville, Pennsylvania.

Motion was offered by Mr. Larson, seconded by Mr. Mayo and adopted, that the offer of \$51.00 per acre be accepted and deed authorized issued to Mr. Stickel.

The following applications were presented for purchase of lands which will require advertisement for competitive bids:

Dixie County - E. A. Viola offers the appraised price of \$50.00 per acre plus \$100.00 for timber for the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 26, Township 9 South, Range 13 East, containing approximately 39 acres.

Hardee County - C. T. Ratliff offers the appraised price of \$50.00 an acre for the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4, Township 35 South, Range 26 East, containing 40 acres.

Jefferson and Madison Counties - Burl Newman and J. S. Carrin have each offered the appraised value of \$10.00 per acre for the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 11, Township 2 South, Range 5 East, containing approximately 40 acres.

Motion was made, seconded and adopted, that the Trustees authorize the four parcels of land advertised for competitive bids based on the offers submitted.

The following applications were submitted for purchase of submerged land adjacent to upland property:

Clay County - Frank Williams offers the appraised value of \$15.00 per acre for Government Lot 3 in Section 8, Township 7 South, Range 27 East, containing 58.5 acres, more or less. The appraiser reports this as tidewater swamp and inaccessible by road and should be sold only to the upland owner to protect his investment.

Monroe County - Johnson & Johnson, on behalf of Mrs. Louise Pelham and Mrs. Evie K. Johnson, applies to purchase 4.55 acres, more or less of submerged land adjacent to their upland property in Government Lot 5, Section 27, Township 67 South, Range 26 East, Geiger Key. They desire this area for improvement of the beach. A price of \$100.00 per acre is recommended.

Without objection the Trustees authorized advertisement for objections only of the submerged lands in Clay and Monroe Counties based on the offers submitted and recommended.

DESOTO COUNTY - Leo Wotitzky, on behalf of client, advises that he intends bringing court proceedings against purchasers of lots sold by the Trustees May 28, 1957, involving land in Section 27, Township 39 South, Range 23 East, surveyed by the United States in 1941. The Land Agent recommends that any further applications to purchase the "erroneously omitted" Peace River lands not be processed until the question of suit has been resolved.

The Land Agent further reports that at the meeting May 28, sale of Lots 7 and 11 of Section 27, Township 39 South, Range 23 East, was confirmed in favor of L. E. Ford and Owa Gilbert and purchaser has tendered the payment due for contract, but the contract has not yet been executed. Sale of Lot 15 in said Section 27 was also confirmed on May 28 in favor of James M. Wallace, Jr., and contract fully executed prior to Mr. Wotitzky's notice that the sale might be contested.

Without objection the Trustees directed that both contracts be completed and delivered and payments be entered as and when made.

HIGHLANDS COUNTY - Mrs. Katherine Waggaman requests renewal of Grazing Lease No. 531 involving 1415.08 acres which expires July 10, 1957. Several parties have made inquiry about the lease and requested opportunity to bid.

Messrs. R. L. Stokes, F. E. Pearce, and the Redwine Company desire to submit bids in excess of the present rate of \$1.00 per acre per annum.

G. Warren Sanchez, on behalf of R. L. Stokes, submitted a bid ranging from \$1.25 to \$1.75 per acre for the lease.

Mr. Redwine offered \$1.50 per acre and agrees to clear, plant and improve a certain area each year.

Mrs. Waggaman stated that her land lies adjacent to the property being leased and that she will be willing to pay whatever the State feels is right for the land.

Without objection it was agreed to extend Lease No. 531 in favor of Mrs. Waggaman for an additional period of one month; that all interested parties be requested to submit written offer for the lease, and that notice be sent to all parties that the lease will be considered August 13, 1957, at which time anyone interested may be present.

LEON COUNTY - Mrs. Ethel R. Hawes of Tallahassee, requests renewal of Lease No. 1063 on Lots 254 and 258, Original Plan of Tallahassee, in the Capitol Center. Present lease with rental of \$200.00 per month in advance does not include any termination clause and expires August 31, 1957. It is recommended that a new lease on similar terms be authorized with ninety-day termination clause.

Without objection the Trustees agreed to authorize new lease for one (1) year in favor of Mrs. Hawes at the same monthly rental with 90-day termination clause. It was so ordered.

MONROE COUNTY - Florida Keys Aqueduct Commission on February 14, 1957, made application for two parcels of submerged and/or filled land, each adjacent to right of way of State Road 5 and each being 200 x 300 feet, located at Cross Key and Long

Key respectively. The parcels are to be used as pumping stations. The Cross Key parcel was approved for perpetual easement by the Trustees March 12, subject to approval by the State Road Department, and the Long Key parcel was within the area dedicated to Florida Board of Parks and Historic Memorials. The Park Board has adopted a resolution disclaiming use of the Long Key parcel in favor of the Aqueduct Commission and the State Road Department has approved both sites for the purpose indicated.

Without objection the Trustees authorized perpetual easement for use of both parcels for construction and maintenance of pumping stations with provision for reversion upon abandonment or non-use for two consecutive years.

PALM BEACH COUNTY - Max J. Starks offers the established price of \$600.00 per acre for 0.74 of an acre of reclaimed Lake Osborne bottom land adjacent to his upland in Government Lot 8, Section 5, Township 45 South, Range 43 East.

Without objection the Trustees accepted offer from Mr. Starks and authorized conveyance of the parcel without advertisement.

PASCO COUNTY - Without objection the Trustees authorized cancellation of Shell Lease No. 1070 issued to Dean F. Cox for two years from October 9, 1956, covering areas in Pithlachascotee River, Township 25 South, Range 16 East, request having been made for termination as of June 1, 1957.

MARION COUNTY - F. D. H. MacKenzie makes application to dredge 20,000 cubic yards of material from the bottoms of Lake Weir to be used for filling on his upland property described as Island No. 1 Section 24, Township 17 South, Range 23 East, located approximately 300 feet offshore.

Motion was made, seconded and adopted, that the Trustees authorize permit in favor of Mr. MacKenzie for taking the material from Lake Weir at the established rate per cubic yard, with invoices to be submitted monthly of material taken.

GLADES COUNTY - J. M. Boyd of West Palm Beach, Florida, on behalf of T. M. Cook, adjacent upland owner, requests easement across water bottoms of Lake Okeechobee in Sections 9 and 16, Township 40 South, Range 33 East, 14.7 acres, more or less, to be used as a boat access channel. It is recommended that a permit be issued in lieu of an easement authorizing the deepening and periodic maintenance of such ditch or channel.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees authorize permit in favor of Mr. Cook across the lake bottoms designated, conditioned that it be open to the public and not restricted to the exclusive use of applicant.

MARTIN COUNTY - The Town of Jupiter Island, represented by its Manager Richard Tuggle, requests permission to pump from 200,000 to 250,000 cubic yards of sand from Pecks Lake and Lake Bonnie View over to the beach on the East side of the island to combat erosion. Application is being made to the Army Engineers for permit to do the work.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees authorize permit in favor of the Town of Jupiter Island for taking the material requested, subject to approval by the Army Engineers.

PINELLAS COUNTY - The Board of Public Instruction of Pinellas County submits a resolution adopted June 12, 1957, requesting that the Trustees agree to reimburse the said Board for construction of a seawall and fill to be made on a site for a Junior High School adjacent to Bay Pines. It is estimated that the cost will be approximately \$50,000.00. In the absence of the Governor and the Attorney General, the request was taken under advisement with consideration to be given by the full board.

Recommendation was made that the Trustees adopt as a policy a minimum charge of \$25.00 for fill material removed from state owned water bottoms covering 500 cubic yards or less; in excess of 500 cubic yards to be paid for at the established rate.

Motion was made, seconded and adopted, that the Trustees approve the recommendation as the action of the board.

POLK COUNTY - Harry Lee, on behalf of J. O. Cochran, requests permission to dredge 150 yards of sand from Lake Reedy in Section 25, Township 31 South, Range 28 East, the material to be used for improvement of applicant's upland on the Lake. Check in amount of \$7.50 was tendered as payment for the material.

This application having already been processed on the basis of payment at the rate of five cents (5¢) per cubic yard, the offer of \$7.50 for the 150 yards was accepted by the Trustees.

POLK COUNTY - Charles W. Rohlfing of Auburndale, Florida, makes application for permission to take a sufficient amount of sand from Lake Ariana to fill an unsightly area on the beach in front of his property at 710 Ariana Boulevard, described as Lots 2 and 3, Block "BB" of Patterson & Ariana Heights Addition to Auburndale.

Without objection the Trustees authorized permit in favor of Mr. Rohlfing for taking fill material from Lake Ariana at the minimum price of \$25.00 for 500 cubic yards or less.

SARASOTA COUNTY - West Coast Inland Navigation District submits executed copy of resolution adopted May 13, 1957, requesting a perpetual and assignable easement for right of way and related purposes in the construction and maintenance of the inland waterway canal covering an area from the Sarasota-Manatee County line to the Sarasota-Charlotte County line, comprising a strip of 250 feet wide each side of the centerline of the Intracoastal Waterway.

Without objection, the Trustees authorized issuance of perpetual easement in favor of West Coast Inland Navigation District, conditioned upon the form of said easement being approved by the Attorney General and the Engineer's office.

Mr. Terry Lee, Coordinator for the Board of Commissioners of State Institutions, suggested that the Trustees take action as to disposition of about 25 houses within the Capitol Center area, eleven of which should be torn down or removed as they are being abused and broken into. A number of offers have been received for the houses and it was suggested that they be advertised for bids and that cash bond be deposited requiring that the lots be cleared to the satisfaction of the board.

Without objection, the Trustees authorized Mr. Lee to advertise the houses for bids and require bond guaranteeing clearing the lots as suggested.

Without objection the Trustees directed that action on the following applications be deferred until future policy can be developed in conformity with Acts of the legislature:

Broward County - English, McCaughan & O'Bryan, attorneys, on behalf of Company Six-C, Inc., applies to purchase a parcel of submerged land in Section 12-50-42, containing 10.97 acres;

Charlotte County - Mrs. Catherine Marshall applies to purchase a mangrove flat in Lemon Bay in Section 12-41-19 and in Section 7-41-20, containing 15.63 acres;

Manatee County - George M. Breeze, on behalf of Leesburg Bulb Company, applies to purchase 4 parcels of submerged land in Palma Sola Bay in Townships 34 and 35, Range 16 East, adjacent to upland property of applicant;

Manatee County - F. Onell Rogells, on behalf of Max B. Cohen, Jr., applies to purchase 11.2 acres of submerged land in Sarasota Bay in Section 34, Township 34 South, Range 16 East, which land surrounds Government Lot 2 of Section 34, owned by Mr. Cohen;

Manatee County - Grimes & Grimes, on behalf of L. M. Malcolm, applies to purchase a parcel of submerged land in Palma Sola Bay in Section 2-34-16, containing 16.93 acres adjacent to upland property of applicant.

At the suggestion of Comptroller Green, motion was made by Treasurer Larson, seconded by Commissioner of Agriculture Mayo, and adopted, that Mr. W. T. Wallis be designated as acting Secretary during the absence from the office of Mr. F. C. Elliot, and that Jentye Dedge be designated as assistant secretary, both retroactive from June 17, 1957. It was so ordered.

Mr. Wallis and Mr. Moriarty presented the request by Palm Beach County, as contained in resolution adopted by the Board of County Commissioners of Palm Beach County, on April 15, 1957, that in consideration of the right of way being conveyed by the First Church of Christ, Scientist, in connection with the construction and improvement of the approach to Royal Palm Bridge in the City of West Palm Beach, deed be issued to the Church for the area of submerged land immediately adjacent to that to be conveyed to Palm Beach County.

Mr. Moriarty and Mr. Wallis recommended that the Trustees advertise the submerged lands for sale to the Church and that the conveyance to the Church contain a provision that the deed conveys to the grantee no right to fill, in whole or in part, any of the lands so conveyed, and that should the grantee or its successors or assigns later desire to fill the lands, application for permit to fill is to be processed in accordance with the laws applicable at the time any such application to fill is made. The land to be advertised is referred to as a parcel of submerged land 20 feet wide in Section 22, Township 43 South, Range 43 East, containing 0.09 of an acre..

Motion was made, seconded and adopted, that the recommendation as outlined be approved as the action of the Trustees.

Motion was made, seconded and adopted, that the salaries and expenses for the month of June be approved according to the lists submitted

FINANCIAL STATEMENT FOR THE MONTH OF MAY, 1957
UNDER CHAPTER 610

Balance as of May 1, 1957	\$372,361.36
Receipts for the Month:	
Land Sales	\$58,219.13
Quitclaim Deeds	589.00
Fill Material	256.25
Revenue Bonds	4,438.50
Advertising	131.33
Trustees Minutes	11.00
Shell & Sand Leases	18,758.26
Timber Leases	168.80
Oil Leases	841.62
Grazing Leases	778.65
Mineral Leases	175.00
Rental Property	1,351.11
Miscellaneous	511.50
Total Receipts for the Month of May, 1957	<u>86,230.15</u>
GRAND TOTAL	\$458,591.51
Less: Disbursements for the Month of May, 1957	<u>125,530.66</u>
BALANCE AS OF MAY 31, 1957	<u>\$333,060.85</u>

DISBURSEMENTS IN DETAIL FOR THE MONTH OF MAY, 1957, APPROVED
MAY 28, ARE AS FOLLOWS:

DATE	WARRANT NO.	PAYEE	WARRANT AMOUNT
5-1-57	353886	J. Edwin Larson, State Treasurer, Trans. to Commrs. St. Institutions	\$ 46,000.00
5-2-57	357914	The Coral Tribune	36.80
	357915	The Clearwater Sun	17.63
	357916	The Bradenton Herald	19.17
	357917	News Journal Corporation	24.15
	357918	The Key West Citizen	20.70
	357919	New Smyrna Beach News	18.40
	357920	News Press Publishing Company	14.95
	357921	The Titusville Star-Advocate	47.15
	357922	H. A. Langston	35.00
	357923	C. T. Ratliff	25.00
	357924	R. B. Underwood	50.00
	357925	E. B. Leatherman, CCC	3.50
	357926	General Office Equipment Co.	4.29
	357927	Capital Office Equipment Co.	12.69
	357928	Linderbeck Office Supply, Inc.	11.00
	357929	Capital Office Equipment Co.	141.00
	357930	State Office Supply Co.	678.48
	357931	The Commercial Office Supply Co.	281.75
	357932	General Office Equipment Co.	99.90
5-3-57	361309	City of Tallahassee	49.20
	360482	J. Edwin Larson, State Treasurer, Trans. to General Revenue	10,467.33
5-8-57	364337	International Business Machine Corporation	849.00
	364338	Van Brunt & Yon, Inc.	61.60
	364339	Tallahassee Natural Gas Appliance & Service	1,995.00
	364340	Bishop & Colony	910.00
	364341	Newport Industries, Inc.	5,835.00
5-9-57	366719	T. M. Shackelford, Jr.	37.05
	366720	Owen Development Corp.	3,453.03
5-10-57	368293	N. C. Landrum	49.50
5-13-57	370776	Fla. Legislative Reporters, Inc.	500.00
	370777	Warren Miller	15.00
	370778	Jon S. Beazley	882.25
	370779	Edwards Surveying & Blueprinting Company	55.00
	370780	Sarasota Herald Tribune	20.70
	370781	Tarpon Springs Leader	20.70
	370782	The Bradenton Herald	19.17
	370783	The Collier County News	13.80
	370784	E. B. Leatherman, CCC	1.85

DISBURSEMENTS IN DETAIL FOR THE MONTH OF MAY, 1957, APPROVED
MAY 28, ARE AS FOLLOWS: (Continued)

<u>DATE</u>	<u>WARRANT NO.</u>	<u>PAYEE</u>	<u>WARRANT AMOUNT</u>
5-13-57	370785	Geo. G. Crawford, CCC	\$ 2.00
	370786	John R. Alexander	20.00
	370787	R. B. Underwood	60.00
	370788	Standard Oil Company	4.06
	370789	South Eastern Telephone Co.	157.64
	370790	Western Union Telegraph Co.	13.83
	370791	Warren Miller	15.00
	370792	Frank H. Marks, CCC	1.75
	370793	Tallahassee Democrat	27.60
	370794	The Palm Beach Post Times	31.25
	370795	Ft. Lauderdale Daily News	26.45
	370796	The Okeechobee News	18.40
	370797	Capital Office Equipment Co., Inc.	4.77
	370798	General Office Equipment Co.	17.49
	370799	W. H. Morse	121.25
	370800	General Office Equipment Co.	180.00
5-14-57	374290	J. Edwin Larson, State Treasurer, Trans. St. Bd. Administration for Biological Research	12,288.60
5-15-57	334051	C. A. Gray	7.50
5-16-57	334052	C. A. Gray	15.00
5-17-57	334089	W. H. Morse	214.30
	334090	State Retirement	15.30
	334091	Federal Tax	25.40
	374289	J. Edwin Larson, State Treasurer, Trans. Principal St. School Fund	29,264.00
5-20-57	382438	Ray E. Green, Comptroller	280.03
	382439	Southeastern Telephone Co.	34.16
	382440	Mackey Davis Electric Co.	50.00
	382441	The Bradenton Herald	29.90
	382442	The Lake City Reporter	12.03
	382443	The Tribune Company	56.70
	382444	Frank E. Owens, CCC	2.00
	382445	Charles Cox	140.00
	382446	Carl Gosbee	375.00
	382447	Highlands Realty & Ins. Co.	50.00
	382448	E. D. Keefer	125.00
	382449	Capital Paper Company	32.40
	382450	The A & W B. Drew Company	1.87
	382451	Capital Office Equipment Co.	16.60
	382452	Linderbeck Office Supply, Inc.	11.00
	382453	C. S. Hammond & Company	25.40
5-31-57	349622	F. J. Wisor, Jr.	149.72
	349623	Blue Cross of Fla., Inc.	7.85
	349624	Retirement Fund	10.10
	349625	Federal Tax	.60
		<u>SALARY AMOUNT</u>	
	349626	F. C. Elliot	\$1,050.00
	349627	W. T. Wallis	875.00
	349628	H. G. Morton	625.00
	349629	E. O. Roland	600.00
	349630	A. R. Williams	597.92
	349631	A. C. Bridges	515.00
	349632	V. H. Ferguson	500.00
	349633	C. L. Vocelle	250.00
	349634	N. C. Landrum	450.00
	349635	W. H. Morse	425.00
	349636	M. O. Barco	524.17
	349637	J. L. Dedge	460.00
	349638	M. C. Pichard	338.75
	349639	B. G. Shelfer	338.75
	349640	Ivonne Scalera	250.00
	349641	J. A. Knight	200.00
	349642	C. M. Greene	52.50
	349643	Willie Wells, Jr.	150.00
	349644	C. A. Gray	15.00
	349645	Blue Cross of Fla., Inc.	68.45
	349646	Wilson Life Ins. Co.	22.38
	349647	Retirement Fund	459.81
	349648	Teachers Retirement Fund	11.76

DISBURSEMENTS IN DETAIL FOR THE MONTH OF MAY, 1957, APPROVED
MAY 28, ARE AS FOLLOWS: (Continued)

DATE	WARRANT NO.	PAYEE	WARRANT AMOUNT
5-31-57	349649	Federal Tax	\$ 1,237.40
	349650	William E. Swoope, Jr.	450.00
	396490	State Office Supply Co.	72.20
	396491	General Office Equipment Co.	72.68
TOTAL DISBURSEMENTS FOR THE MONTH OF MAY, 1957			<u>\$125,530.66</u>

U. S. G. S. COOPERATIVE FUND

Balance as of May 1, 1957	\$ 3,202.55
Receipts	None
Disbursements	<u>1,771.07</u>
Balance as of May 31, 1957	<u>\$ 1,431.48</u>

UNDER CHAPTER 18296

DATE	RECEIPTS TO GENERAL REVENUE:	WARRANT AMOUNT
5-1-57		\$ 6,439.00
5-15-57		14,277.56
5-31-57		<u>24,592.37</u>
TOTAL RECEIPTS FOR THE MONTH		<u>\$ 45,308.93</u>

DISBURSEMENTS FROM GENERAL REVENUE:

DATE	WARRANT NO.	PAYEE	SALARY AMOUNT	WARRANT AMOUNT
5-31-57	345872	E. Hewitt	\$472.08	\$ 401.41
	345873	J. C. Conner	250.00	181.75
	345874	Provident Life & Accident Ins. Co.		7.75
	345875	Blue Cross of Fla., Inc.		7.85
	345876	State Retirement		43.32
	345877	Federal Tax		<u>80.00</u>
TOTAL DISBURSEMENTS FOR THE MONTH				<u>\$ 722.08</u>

SUBJECTS UNDER CHAPTER 18296

Report No. 673 was presented listing 609 regular bids for sale of Murphy Act land and two correction deeds - Broward County Deed No. 2122-Cor. to Stephen A. Sturdevant and Anna V. Sturdevant, and Hillsborough County Deed No. 625 - Cor - Supplemental, to Tampa Chamber of Commerce - approved for issuance by the Attorney General's Office.

Without objection the Trustees approved Report No. 673 and authorized issuance of deeds corresponding thereto.

VOLUSIA COUNTY - J. Skolnick applies for refund of \$11.40 representing the price paid for a parcel of land conveyed by deed No. 3733 dated June 30, 1953, a recent survey having disclosed that said land does not exist.

Motion was made, seconded and adopted, that the Trustees authorize refund of \$11.40 to Mr. Skolnick.

JEFFERSON COUNTY - Mrs. Della Cobb makes application under the provisions of Chapter 28317 of 1953, and offers \$20.00 for conveyance of the N $\frac{1}{2}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 29, Township 1 South, Range 3 East, containing 20 acres.

The Engineer's office explained that petition from applicant fails to show deposit with the Clerk of the proper amount for payment of taxes which were assessed or should have been assessed, and the offer of \$20.00 does not comply with the minimum bid of \$10.00 per acre. It is recommended that the Trustees approve the hardship application upon offer of \$10.00 per acre and evidence that the proper amount for taxes has been deposited with the Clerk of the Circuit Court.

Mr. Ike Anderson, Clerk of the Circuit Court of Jefferson County, and Ronald Brugh spoke in behalf of Mrs. Cobb and urged that the offer of \$20.00 be accepted as she is without funds to make a higher offer.

Without objection, the Trustees accepted the offer of \$20.00 for conveyance under Chapter 28317, conditioned upon applicant depositing with the Clerk the amount required to clear the tax situation.

JEFFERSON COUNTY - Mr. Ike Anderson, Clerk of the Circuit Court, presented application from Mrs. Rosalee Braswell for reconsideration of her application to purchase Jefferson County land under the provisions of Chapter 28317 of 1953.

Without objection consideration of this application was deferred pending review of the file and recommendation from the Engineer's Office.

HOLMES COUNTY - Reconsideration was requested on bid of \$5.00 per acre from Hazel Manning to purchase 16 acres of land in the NW corner of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 26, Township 4 North, Range 17 West, advertised for sale on February 28, 1957 - Report No. 169. Mr. John Moriarty, Assistant Attorney General, explained that through error it was necessary to advertise the land the second time but the original application was filed prior to December 1, 1956, when the base bid was changed from \$5.00 per acre to \$10.00 per acre. Information to the Attorney General is that applicant is in very poor circumstances and unable to pay more than amount of her bid.

Motion was made by Mr. Larson, seconded and adopted, that the Trustees approve the recommendation from the Attorney General's office and approve sale of the land described in favor of Hazel Manning at the price of \$5.00 per acre.

Without objection the Trustees authorized disclaiming interest in certificates erroneously certified to the State under provisions of Chapter 18296 affecting land in Alachua, Citrus, Hernando, Lake and Marion Counties, the Attorney General's office having approved such disposition.

In connection with Murphy Act matters, especially with reference to applications under the provisions of Chapter 28317 of 1953, Mr. Wallis explained that the Engineer's office has no discretion in these cases other than to report the facts as received and to recommend disposition in line with the rules and regulations adopted by the board. Doubtless any number of these applications are entirely worthy of special consideration in view of certain circumstances, but such consideration and decision lies only with the board. The recommendations by the staff are made strictly on the basis of facts presented and in accordance with the rules adopted pursuant to law governing sales of this kind.

Upon motion duly adopted, the Trustees adjourned.

Ray E. Green
COMPTROLLER-ACTING CHAIRMAN

ATTES: *W. Turner Wallis*
ACTING SECRETARY

Tallahassee, Florida
July 9, 1957

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

W. Turner Wallis, Engineer
Van H. Ferguson, Land Agent

Minutes of the Trustees dated May 28 and June 11, 1957, were presented, and approved without objection.

The Land Agent presented the following sales advertised for competitive bids and objections to be presented on this date:

MONROE COUNTY - On May 14, 1957, the Trustees considered offer of \$100.00 per acre, which is in excess of the appraised value, from Robert Halliwell for purchase of those spoil islands and shallow banks surrounding said islands in the Bay of Florida, lying easterly of Shell Key Channel in unsurveyed SW $\frac{1}{4}$ of Section 30, Township 63 South, Range 37 East, the area to be sold in the form of a square 500 feet by 500 feet, the southwest corner of which is 2050 feet east of the west line of said Section 30 and 850 feet north of the south line of said Section 30, containing 5.75 acres, more or less. The land was advertised for competitive bids in the newspaper, the Key West Citizen, and proof of publication is filed in the Land Office.

Description of the land was called out and no objections were filed to the sale. The Land Agent reported that Leo Tersigni made an offer of \$255.50 per acre. Competitive bidding resulted in a high bid of \$910.00 per acre being made by Carl Stockholm of Chicago, Illinois.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$910.00 per acre for the land and confirm sale in favor of Mr. Stockholm.

Without objection, it was agreed to refund to Robert Halliwell, original applicant, the amount of \$25.00 for survey he had made in order to identify the land.

VOLUSIA COUNTY - On May 28, 1957, the Trustees considered offer of the appraised price of \$50.00 per acre from Mrs. Lillian Shrine for purchase of Government Lot 2, Section 7, Township 13 South, Range 32 East, containing 8.53 acres, more or less. The land was advertised for competitive bids in the newspaper, The Daytona Beach News, and proof of publication is filed in the Land Office.

Description of the land was called out and competitive bidding resulted in a high bid of \$2,200.00 from S. M. Ford and Berenice A. Ford for the tract.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$2,200.00 for the 8.53 acres described and confirm sale in favor of Mr. and Mrs. Ford.

CHARLOTTE COUNTY - On May 28, 1957, the Trustees considered offer of the appraised price of \$750.00 per acre from Earl D. Farr, Jr., on behalf of the City of Punta Gorda, Florida, for purchase of a parcel of submerged land in Charlotte Harbor in Section 6, Township 41 South, Range 23 East, lying northwesterly of Kirby Park and Woods Street and bounded on the southwest by the existing fishing pier, all in the City of Punta Gorda, extending bayward from the mean high water mark 865 feet, more or less, containing 10.0 acres, more or less. The land was advertised for objections only in The Punta Gorda Herald, and proof of publication is filed in the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees approve the sale of the land described in favor of the City of Punta Gorda, Florida, at the price of \$750.00 per acre.

MONROE COUNTY - On May 14, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from A. J. Ryan, Jr., on behalf of Charles R. Howe, for purchase of a tract of bay bottom land in Bogie Channel, east of and adjacent to a part of Government Lot 2, Section 23, Township 66 South, Range 29 East, at Big Pine Key, containing 2.4 acres, more or less. The land was advertised for objections only in the Coral Tribune of Key West, Florida, and proof of publication is filed in the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees approve sale of the land described in favor of Charles R. Howe at the price offered - \$200.00 per acre.

MONROE COUNTY - On May 14, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from Ralph E. Cunningham, on behalf of Alfred Schenker, for purchase of a parcel of submerged land in the Straits of Florida in the SW $\frac{1}{4}$ of Section 14, Township 66 South, Range 32 East, on Boot Key, more particularly described by metes and bounds, and containing 2.6 acres, more or less. The land was advertised for objections only in the newspaper, the Coral Tribune, Key West, Florida, and proof of publication is filed in the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees approve sale of the land described in favor of Alfred Schenker at the price offered - \$200.00 per acre.

MONROE COUNTY - On May 14, 1957, the Trustees considered offer of the appraised price of \$100.00 per acre from Paul E. Sawyer on behalf of F. P. Sadowski, A. Maitland Adams and Estate of Norberg Thompson, for purchase of four (4) parcels of submerged land in Bay of Florida, on northerly side of and adjacent to Government Lot 1, Section 6, Township 66 South, Range 33 East, Key Vaca, containing respectively

1.39 acres, 1.06 acres, 0.4 of an acre, and 1.03 acres, more or less. The land was advertised for objections only in the newspaper, the Coral Tribune, Key West, Florida, and proof of publication is filed in the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees approve sale of the land described to the four clients of Mr. Sawyer at the price offered - \$100.00 per acre.

MONROE COUNTY - On May 28, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from G. A. Crawshaw, on behalf of Louis Feibel, for purchase of a parcel of submerged land in the Florida Bay, Sections 15 and 16, Township 64 South, Range 36 East, Lower Matecumbe Key, lying northwesterly of and adjacent to Lots 4 and 5, Block 1 of amended and extended plat of Matecumbe Ocean-Bay Subdivision, Section 1, containing 0.5 of an acre, more or less. The land was advertised for objections only in the Coral Tribune, Key West, Florida, and proof of publication is filed in the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees approve sale of the land described in favor of Louis Feibel at the price offered - \$300.00 per acre.

MONROE COUNTY - On May 14, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from Neblett, Youmans, Albury and Sauer, on behalf of Central Bank and Trust Company of Miami, as trustee under Trust No. 57-124, for purchase of a parcel of submerged land in Section 33, Township 63 South, Range 37 East, more particularly described by metes and bounds description, containing 2.8 acres, more or less. The land was advertised for objections only in the newspaper, the Coral Tribune, Key West, Florida, and proof of publication is filed in the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees approve sale of the land described in favor of Central Bank and Trust Company of Miami, as trustee, at the price offered - \$300.00 per acre.

MONROE COUNTY - On May 28, 1957, the Trustees considered offer of the appraised price of \$100.00 per acre from G. A. Crawshaw, on behalf of Plantation Shores Corp., for purchase of a parcel of submerged land in Section 5, Township 63 South, Range 38 East, Plantation Key, more particularly described by metes and bounds, and containing 1.4 acres, more or less. The land was advertised for objections only in the Coral Tribune, Key West, and proof of publication is filed in the Land Office. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees approve sale of the land described in favor of Plantation Shores Corp., at the price offered - \$100.00 per acre.

MONROE COUNTY - On May 14, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from G. A. Crawshaw, on behalf of clients for the following parcels of submerged land:

1. H. Dunstan Smith, Jr., client - A parcel of submerged land in Florida Bay in Section 15, Township 64 South, Range 36 East, Lower Matecumbe Key, containing 0.5 of an acre, more or less;
2. William J. Schildgen, et al., client - A parcel of submerged land in the Straits of Florida in Section 15, Township 64 South, Range 36 East, Lower Matecumbe Key, containing 0.92 of an acre, more or less;
3. Edwin A. Goebel, Jr., client - A tract of submerged land in Section 22, Township 63 South, Range 37 East, on Windley Key, containing 1.5 acres, more or less;
4. Walter W. Florida, client - A tract of submerged land in the Straits of Florida in Section 27, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.6 of an acre, more or less;
5. Cecil O. Green, client - A parcel of submerged land in the Straits of Florida in Section 27, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.8 of an acre, more or less;
6. Frank V. Birch, client - A parcel of submerged land in Florida Bay in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.92 of an acre, more or less;
7. Albert Glasscock, client - A tract of submerged land in the Straits of Florida in Section 33, Township 63 South, Range 37 East, containing 0.23 of an acre, more or less;
8. Elbert S. Brink, client - A parcel of submerged land in the Straits of Florida in Section 5, Township 64 South, Range 37 East, Upper Matecumbe Key, containing 0.9 of an acre, more or less;
9. Hazel R. McKenzie, client - A parcel of submerged land in the Straits of Florida in Section 34, Township 62 South, Range 38 East, Key Largo, containing 1.0 acre, more or less.

Motion was made, seconded and adopted, that the Trustees approve sale of the nine (9) parcels described in favor of the respective clients of Mr. Crawshaw at the price offered - \$300.00 per acre.

PINELLAS COUNTY - On May 14, 1957, the Trustees considered offer of the appraised price of \$250.00 per acre from G. I. Carey, on behalf of Don Nesbitt, for purchase of a parcel of submerged land in Boca Ciega Bay in Section 4, Township 31 South, Range 15 East, more particularly described by metes and bounds, and containing 20 acres, more or less. The land was advertised for objections only in the newspaper, "The St. Petersburg Times", and proof of publication is filed in the Land Office.

Description of the land was called out and no objections were filed to the sale, however the Engineer's office recommends deferment until the bulkhead line can be established.

Motion was made, seconded and adopted, that the Trustees defer action as recommended.

ST. LUCIE COUNTY - On May 14, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from Charles B. McAdam, on behalf of clients, for purchase of the following tracts:

W. A. Palmer - Tract No. 1 - A parcel of submerged land in the Indian River in projected Section 33, Township 34 South, Range 40 East, which tract begins at a point on the westerly shore of Indian River at a point where the South line of the northerly six and one quarter acres of Government Lot 1 of said Section 33 intersects, and thence by metes and bounds description to the point of beginning. Containing 2.08 acres, more or less;

D. Lloyd Johnson - Tract No. 2 - A parcel of submerged land along the westerly shore of the Indian River in projected Section 33, Township 34 South, Range 40 East, beginning at a point where the south line of the northerly six and one quarter acres of Government Lot 1, of said Section 33 intersects, and thence by metes and bounds description to the point of beginning, containing 2.21 acres, more or less.

The two tracts of land were advertised for objections only in the newspaper, "The Fort Pierce News Tribune", and proof of publication is filed in the Land Office.

Description of the land was called out and no objections were filed to the sale, however, the County Commissioners of St. Lucie County have requested that the Trustees withhold this sale until a bulkhead line is established. Mr. McAdam has consented for the matter to be temporarily deferred.

Motion was made, seconded and adopted, that the Trustees withhold action of sale of the two tracts in St. Lucie County as requested by the County Commissioners.

CALHOUN AND GULF COUNTIES - Gaskins Brothers Lumber Company requests five-year extension or renewal of Timber Lease No. 167 which expires July 29, 1957. The lease grants exclusive right to take deadhead pine and cypress timber and green timber in and under the waters of Chipola River and Dead Lakes for which lessee pays \$8.00 per thousand for deadhead and \$10.00 per thousand for green timber. The right to remove green timber was withdrawn March 4, 1948 and no cutting has been reported since December 10, 1953. The total paid for timber taken since August 1, 1955, was \$458.72.

Motion was made, seconded and adopted, that the Land Agent renegotiate the lease for removal of deadhead pine and cypress only at the new rate based on a specified timber size scale, with surety bond in amount of \$1,000.00 to be deposited with the Trustees, new lease to be for a period of four years from June 29, 1957.

DADE COUNTY - DesRocher Sand Company, Inc., holder of Sand Lease No. 655 requests renewal or extension on same terms as when renewed in 1955. The Land Agent recommends renegotiation for a two year lease at fifteen cents (15¢) per cubic yard with \$3,000.00 surety bond deposited.

Motion was made, seconded and adopted, that the Trustees authorize renegotiation of Lease No. 655 along the lines as recommended by the Land Agent.

DADE COUNTY - Florence Garten and Morris Fedder, holder of Contract No. 21516 dated August 17, 1956, have assigned fractional undivided interests and filed Declaration of the respective undivided interests.

Without objection assignments under Contract 21516 were approved for the record.

DADE COUNTY - Coastal Petroleum Company advises that it has an agreement with Commonwealth Oil Company for assignment of an undivided one-half interest in Oil Lease No. 1085.

Without objection the Trustees authorized approval of the assignment requested, conditioned upon an application being received from Commonwealth Oil Company, holder of Lease 1085.

GLADES COUNTY - Without objection the Trustees referred to the Engineer's office an application from J. A. Franklin, on behalf of Newhall Drainage District for drainage easement in and to land each side of and within 130 feet of the section line common to Sections 21 and 22, Township 42 South, Range 32 East, and projection of said section line southerly across Lake Hicpochee to Caloosahatchee Canal right of way.

GLADES COUNTY - The State Auditing Department lists Mortgage No. 16644 dated September 24, 1918, as an account receivable. The mortgage was to secure payment of \$321.20 for Lots "A" and "B" in the N $\frac{1}{2}$ of Section 30, Township 38 South, Range 34 East, DeSoto County (now Glades County). The mortgage was never paid out nor foreclosed and the Attorney General has found that on December 31, 1937, the mortgagors executed and delivered a quitclaim deed to the Trustees in satisfaction of said mortgage, which deed is being recorded. The Land Agent requests authority to have the abstract continued to date from its former certification October 4, 1946, and that the land be placed on the open list.

Motion was made, seconded and adopted, that the Land Agent be authorized to procure the abstract on the property as recommended and place the land on the open list.

The State Road Department makes request for temporary dredging easements as follows:

Manatee County - Two areas in Section 25 and 26, Township 34 South, Range 17 East, for use in construction of causeways for bridge across Manatee River at Palmetto-Bradenton, on State Road No. 55;

Sarasota County - An area in Sarasota Bay in Section 25, Township 36 South, Range 17 East, and in Section 30, Township 36 South, Range 18 East, containing a total of 26.93 acres, for use in connection with State Road 45-Section 1700-175.

Motion was made, seconded and adopted, that the Trustees authorize issuance of temporary dredging easements in favor of the State Road Department across the areas described.

MARTIN COUNTY - Jesse H. Perry, on behalf of himself and Wilbur Sly, makes application for salvage lease covering a sunken ship about 150 years old lying 2.2 miles South from U. S. Coast Guard Loran Station, 1.25 miles south of Bridge Road and 350 feet East of shore line of Hobe Sound.

Without objection the Trustees agreed to grant request of Perry and Sly upon condition that applicants furnish names and addresses of upland owners in front of whose shores the vessel is situate, and that a two-year (2 year) exclusive lease of one (1) acre be authorized provided applicant can define such area, otherwise a non-exclusive lease of a more general area be granted. Payment to be at the rate of \$100.00 per year plus royalty of twelve and one-half percent (12 $\frac{1}{2}$ %).

The Land Agent was directed to notify the upland owners by letter simultaneously with the issuance of the lease.

MONROE COUNTY - R. W. Craig makes application to purchase two parcels of submerged land adjacent to the four hundred (400) foot right of way of State Road No. 5 in the vicinity of Craig Cay, between Channels 2 and 5, being 250 feet x 600 feet on the northwesterly side of right of way in the SW $\frac{1}{4}$ of Section 30, Township 64 South, Range 36 East, containing 3.44 acres, more or less, and a second parcel 300 feet x 1300 feet on the southwesterly side of right of way in the S $\frac{1}{2}$ of the same section, township and range, containing 8.95 acres, more or less.

The said parcels are desired for filling and development and do not abut nor lie in the vicinity of any privately owned lands. Applicant requests that the two parcels be advertised for objections only. The most recent sales in that locality were made in 1954 at the rate of \$1,000.00 per acre.

Without objection, the Trustees directed that the application be held and that the Land Agent ascertain whether or not the sale will have the approval of the Florida Board of Parks and Historic Memorials and the State Road Department, and then present the application for action by the board.

The following applications were presented for purchase of state owned land with recommendation from the Land Agent that the parcels be advertised for competitive bids:

1. Okeechobee County - Wilson D. Cline offers the appraised price of \$40.00 per acre for purchase of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 9, Township 34 South, Range 35 East, containing 40.07 acres, to be used for pasture and other purposes;
2. Okeechobee County - G. E. Bryant offers the appraised price of \$35.00 per lot for Lots 3, 4, 9, 10, 11, 12, 20, 21, 24, 25, 26, 27, 36, 37, 45, 53, 54 and 63, in Block 202, Town of Okeechobee;
3. Volusia County - Edward Ardowski offers the appraised price of \$10.00 per acre for Government Lots 1 and 2 in Section 11, Township 16 South, Range 29 East, containing 16.95 acres, to be used as a homesite.

Motion was made, seconded and adopted, that the Trustees authorize the three parcels advertised for competitive bids, starting with the offers submitted, parcel 2 to be advertised and sold subject to any outstanding drainage and municipal liens.

OKEECHOBEE COUNTY - The Land Agent reported that the State Auditing Department lists Mortgage No. 17199 as an account receivable in the sum of \$45,049.82. The mortgage in amount of \$77,078.23 was made to the Trustees March 30, 1925 by G. W. Killian, B. J. Jennings and J. T. Hutto as trustees, securing the balance on purchase of approximately 2000 acres. The mortgage was partially paid out but never foreclosed and the Attorney General has determined that the balance is uncollectible and has rendered an opinion that the account be written off by the Trustees.

Without objection the Trustees directed that the account involving mortgage No. 17199 be written off according to the opinion of the Attorney General.

POLK COUNTY - Mr. W. A. McRae, Jr., attorney of Bartow, appeared in behalf of Mr. Roger W. Babson of Babson Park, to protest proposed filling of Grassy Island in Crooked Lake, Polk County. Mr. Wallis stated that application to fill has not been made in this instance, but that a Mr. Richard Clarke of Bartow has indicated his intention to apply for purchase of approximately 45 acres of lake bottom adjoining Government Lot 7, Section 36, Township 30 South, Range 27 East, which he owns. Mr. Wallis

further stated that it is doubtful that there has been permanent reclamation to make the lake bottom land subject to sale. Numerous protests have been received by the Trustees' office from local residents, citing damages which would occur if the proposed fill is made, Mr. McRae stated that 63 property owners would immediately be adversely affected, and that such a fill would set a precedent for other fills resulting in total ruination of the lake. He asked that he be notified before any such fill permit is approved by the Trustees.

On motion made by Mr. Green and seconded by Mr. Larson, it was unanimously agreed that, on the basis of the adverse effects brought out in the protest, there is to be no filling in Crooked Lake.

DADE COUNTY - J. Rudolph Gossman and Vernon W. Turner, representing the City of Homestead, Florida, and Mr. Max M. Singer, of South Miami, Florida, accompanied by his attorney, Mr. Jesse Warren of Tallahassee, Florida, were present for further consideration of the City's application for a grant from the Trustees of 9.74 acres of land in Redondo Subdivision in Section 12, Township 57 South, Range 38 East.

Pursuant to action of the Trustees April 23, 1957, the Engineer's office had an investigation made of the property and a study was made of the requirements of the City for this particular tract. Following such investigation a report was prepared and copy has been furnished each member of the Trustees. The report was read to the board by the Governor and carries the recommendation that the tract not be granted to the City but, in deference to the City's request, that the tract be advertised and sold in the prescribed manner.

Representatives of the City stressed the necessity of the Redondo tract for recreational purposes, owing to the growth of the city toward the west with no recreational facilities having been provided. They cited a change in plans by the city for use of this area primarily for recreation rather than as a well field.

Mr. Jesse Warren, on behalf of Mr. Singer, presented his client's request under Chapter 28317, Acts of 1953, the Hardship Act, providing for conveyance of Murphy Act land, and offered \$10,000.00 for the 9.74 acres.

The majority of the board expressed the opinion that there was no basis for application under the Hardship Act as submitted by Mr. Singer, the land having been purchased by the Trustees from the State under Chapter 21684 several years ago.

Both applicants having been heard and discussion by the Trustees of all phases of the subject, the request from the City of Homestead and the application of Max M. Singer were both denied and it was ordered that the land be withdrawn from sale.

POLK COUNTY - On June 25, 1957, The Trustees authorized permit in favor of Charles W. Rohlifing of Auburndale, Florida, to remove not in excess of 500 cubic yards of sand from Lake Ariana for improving the beach in front of his upland property. Protest by telephone was filed by the City of Auburndale and on the basis of such protest Mr. Rohlifing was notified to withhold action under the permit pending reconsideration of the matter.

Frank C. Stanley, Jr., City Attorney, Cecil W. Daniel, Councilman, and Bruce Canova, City Manager, representing the City of Auburndale, were present with request that the permit to Mr. Rohlifing be cancelled on the ground that the fill cannot be made without building up additional land. Attention was called to a lawsuit filed over a year ago affecting Lake Ariana.

Mr. Wallis reported that the terms of the permit allow its cancellation if the Trustees so desire, but it was pointed out that said permit did not give consent to fill beyond the shore line and a method of filling could be adopted which would amount to establishing a bulkhead line beyond which no filling would be allowed. Several permits for similar work have been issued in recent months, including one to the City of Auburndale. (Memorandum on the subject, with a sketch of the proposed fill was filed with the Trustees.)

Without objection it was agreed to withdraw the permit issued to Mr. Rohlfing and any future permits shall be subject to such conditions as agreed upon between the Trustees and the City of Auburndale as to Lake Ariana and Lake Lena. It was so ordered.

ALACHUA - MARION COUNTIES - Orange Lake Project. The Boards of County Commissioners of the two counties request authority from the Trustees of the Internal Improvement Fund to apply toward the construction of a dam in the Lake, remaining balance of the \$8,000.00 grant from the Trustees, determination having been made that further surveys will not be necessary.

Motion was made, seconded and adopted, that the request from Alachua and Marion Counties be granted and any unexpended balance of the \$8,000.00 be used toward construction of the dam in Orange Lake.

MANATEE COUNTY - Dye and Dye, attorneys of Bradenton, Florida, on behalf of Whitney Curry, requests issuance of quitclaim deed under the provisions of Chapter 57-362 - the Bulkhead Act - to the subdivision of Bayou Haven, Unit No. 1, embracing 5 building lots in Section 20, Township 34 South, Range 17 East. Included within the subdivision is an area of approximately one (1) acre which was filled in 1955 under the impression it came under the Butler Act. Applicant now offers \$200.00 an acre for a quitclaim deed to the lots.

Motion was made, seconded and adopted, that the Trustees authorize issuance of quitclaim deed in favor of Whitney Curry to the lots described at the price offered - \$200.00 per acre.

Suwannee River Water Conservation and Control Authority, created by Chapter 57-700, requests that a survey be made by the Trustees of the Suwannee River as authorized under the provisions of said Act. Recommendation is made that the Engineer's office make an investigation of what is involved in connection with such survey and submit a report before action is taken on the request.

Without objection the recommendation was approved and the Engineer's office was requested to make the examination and submit a report to the board.

Recommendation was made to extension for employment of Harley G. Morton, in connection with development and use for ramie and kenaf fibers working under the direction of Everglades Experiment Station at BelleGlade, Florida, and during such period investigation and report with recommendations be submitted to the Trustees.

Motion was made, seconded and adopted, that the Trustees authorize extension of six months in the employment of Mr. Morton as recommended, with report to be submitted as recommended.

PINELLAS COUNTY - Mr. Ben Overton, representing George Marsic and Barbara I. W. Falk, and Mr. Wilbur Stone, representing Walter Collany, requested consideration of their clients applications for conveyance of submerged land in the vicinity of the area involved in the "Waldron-Green Fill".

At the request of Governor Collins for a summary of the situation, Mr. Wallis stated that Mr. Overton has asked for disposition of his clients application and if necessary adjustment in the limits of description contained in contract in favor of Dr. Bradley Waldron and Hyman and Irving Green. Outline of the area under said contract was pointed out on a map and its location with reference to property of George Marsic, Barbara Falk and Walter Collany. These parties have applied to purchase certain areas under the Waldron-Green contract. No encroachment is claimed by Mr. Collany.

After discussion of all applications, agreement was reached as to the submerged areas the Trustees would approve for conveyance to the respective applicants, subject to advertisement for objection only, the consideration to be at the rate of \$100.00 per acre.

The Engineer's office was requested to prepare description of the area agreed upon and before contract or deed is executed that the instrument be called to the attention of the Trustees.

With reference to the Walter Collany application, Mr. Stone, on behalf of his client, agreed that a certain portion of land now owned by him would be reconveyed to the Trustees with the right reserved to Mr. Collany to take from said area without cost, any fill material needed.

Governor Collins stated that in the original discussions certain commitments were made by Messrs. Waldron and Green for furnishing road rights of way and recreation and park areas requested by the City of St. Petersburg and Pinellas County and the minutes should show by mutual agreement that a mistake was made in omitting these reservations from the contract which has been signed and delivered; also, that the proper instruments to that effect will be entered into at such time as the property can be delineated.

Dr. Waldron stated that he and his associates stand ready to live up to any proposals made to any governmental agency and at the proper time instruments of conveyance will be made to carry out those commitments.

Motion was made, seconded and adopted, that the Attorney General check with the City, County and State Road Department as to written commitments made by Dr. Waldron and associates, and that it be made a matter of record and brought to the attention of Dr. Waldron so that at the proper time instruments will be required to evidence those commitments.

Resolution adopted by the Florida Board of Parks and Historic Memorials June 17, 1957, was presented in which the Governor is requested to inaugurate whatever course may be indicated to clearly establish the control over those areas known as the Florida Keys to the end that they may be developed for conservation and public recreation purposes.

The resolution was received for further study and consideration.

Motion was made, seconded and adopted, that the Trustees approve for payment bill in the amount of \$500.00 from H. Pierce Ford and George E. Zeigler for services in closing sale of Capitol Center property purchased from L. A. Turner and Nina McAlister.

Motion was made, seconded and adopted, that the following applications be deferred pending adoption of future policies in conformity with acts of the 1957 legislature:

Charlotte County - Mr. and Mrs. Clyde G. Marshall for purchase of an area in front of upland in Section 20-41-20;

Charlotte County - Wood & Scheb, on behalf of L. M. Danklefs, for purchase of a mangrove flat adjoining upland in Section 29-41-20;

Dade County - Padgett & Teasley, on behalf of R. G. Swanson, for purchase of submerged lands adjacent to Swan Key in Section 33-58-41;

Manatee County - Mosby Engineering Association, Inc., on behalf of Ted B. Hanchey, for purchase of submerged areas on Long Boat Key in Section 23-35-16;

Sarasota County - Mosby Engineering Association, Inc., on behalf of J. S. Mack, for purchase of submerged land adjacent to upland in Section 9-38-18;

Sarasota County - Mosby Engineering Association, Inc., on behalf of C. J. Grauds, for purchase of land adjacent to upland in Section 4-38-18.

Mr. Wallis reported that he has been asked to meet with the County Commissioners of Sarasota County, in Sarasota, in connection with establishment of the bulkhead line in that County, which the County is very anxious to get in operation under the general and local acts passed at the recent session of the legislature.

Mr. Wallis was requested to meet with the County Commissioners as suggested.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 674 listing bids for sale of land under Chapter 18296, and also Dade County Deed No. 1532-Cor., in favor of Bert R. Chaplin, Pierce N. Hartford and Minnie G. Shorey, as sole surviving directors of the Hartford Securities, Inc., issued for the purpose of correcting name of grantee.

See Trustees item "Dade County - City of Homestead" for action on Murphy Act application under Hardship Act by Max M. Singer.

CLAY COUNTY - The Board of Public Instruction offers \$120.00 for conveyance of Lots 2, 3 and 4, Block "X", Shands Flat, Green Cove Springs. The offer is in excess of the base bid.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$120.00 and authorize issuance of deed under Chapter 21684 in favor of the Clay County School Board to the lots applied for.

INDIAN RIVER COUNTY - The Board of County Commissioners of said County offer \$12.50, which is equal to the base bid, for deed under Chapter 21684, Acts of 1943, to 1.25 acres of land in Section 23, Township 33 South, Range 39 East.

Motion was made, seconded and adopted, that the offer be accepted and deed issued to the Board of County Commissioners of Indian River County for the parcel described.

JEFFERSON COUNTY - Rosa Lee Braswell offered \$10.00 for deed under Chapter 28317 of 1953 - The Hardship Act - to 9.88 acres of land in Lot 175, Georgia Survey of Township 3 North, Range 4 East. It was explained that Mrs. Braswell made an offer of \$5.00 per acre at regular sale in September 1956, and the bid was rejected, a value of \$40.00 having been fixed as regular base bid. Mrs. Braswell qualifies under the Hardship Act and it is recommended for approval upon payment of \$5.00 per acre.

Motion was made, seconded and adopted, that the Trustees authorize deed in favor of Mrs. Braswell under Chapter 28317 upon payment of \$5.00 per acre for the land, the Clerk of the Circuit Court having advised that applicant has deposited with him an amount equal to taxes required by law.

JEFFERSON COUNTY - Request was made for clarification of action taken by the Trustees June 25, on application from Della Cobb for deed under provisions of Chapter 28317 of 1953, the applicant being under the impression that the offer of \$20.00 covered amount due for tax liens.

Motion was made, seconded and adopted, that the Trustees reaffirm action taken June 25, accepting offer of \$20.00 for the land, conditioned upon notice being received from the Clerk of the Circuit Court that Mrs. Cobb has deposited with him an additional amount representing taxes and tax liens required under the law to be paid to the County.

LEVY COUNTY - Mr. Ernest Stephens, Clerk of the Circuit Court, and Mr. Neilson requested that the Trustees reconsider action taken June 11, 1957, denying bids listed on Report No. 03, sale of December 10, 1956, and directing that the land be readvertised and new sale held. Protests were filed by S. I. Francis, W. E. Kiser, Al Peskin and a Mr. Cole, as to the manner in which the sale was conducted, especially as to receiving bids on seven (7) different and widely separated subdivisions as a whole rather than allowing bids on the separate subdivisions, or on individual lots in said subdivisions.

The policy of holding sales applicable to subdivided lots was discussed and the Attorney General read from an opinion in 1945 by former Attorney General J. Tom Watson, which brought out that it was usually advisable to offer the lots but this could be determined by the Clerk to realize the best prices for the interest of the State; that the Clerk may offer as separate tracts or take bids for the whole.

Mr. Stephens referred to a bid by John Seaton, which was considered a hardship case, and he was allowed to bid on certain individual lots in order to clear title to his property, caused by an overlap in two subdivisions. The remainder of the subdivisions were bid in by Charles Phillips, the high bidder.

Mr. Wallis presented telegram from Mr. Francis asking that no action be taken in this matter until he and other parties who protested may have opportunity to be heard.

Mr. Wallis also explained that the basis for recommending that the sale not be confirmed was the belief that had the land been sold in separate parcels or lots, other interested parties would have bid and higher prices received.

Mr. B. M. Shotkin was present and offered to pay \$15,000.00 more than the highest bid if the Trustees would readvertise the land. He stated that he had written a letter to the Clerk about this land but had never had a reply. He suggested a resale of the property.

The Trustees took the position that the protests were not sufficient to justify rejection of the sale.

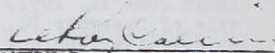
Motion was made, seconded and adopted that the Trustees withdraw action taken June 11, 1957 and authorize acceptance of bids received at the sale of December 10, 1956 - Report No. 93.


Without objection the Trustees directed that all Clerks of the Circuit Courts, acting as agents for the Trustees in the sale of lands under Chapter 18296, be notified that the Trustees do not approve the policy of conducting sales as followed by Levy County, but that both advertisement and sale provide for receiving bids on individual lots or parcels and also as a whole tract and that the bids be reported for action by the Trustees as to which would be to the best advantage of the State.

VOLUSIA COUNTY - Without objection, authority was given for refund in amount of \$26.00 in favor of F. M. Ford as reimbursement for conveyance under Deed No. 1524 dated August 3, 1944, for the reason that the Government Plat shows the lot does not exist, Mr. Ford to execute quitclaim deed back to the State covering the lot in question. It was so ordered.

Motion was made, seconded and adopted, that the Trustees authorize disclaiming interest in certain Murphy Act certificates certified to the State under Chapter 18296, the Attorney General's office having approved such disposition for the reason that no title vested in the state by reason of said certificates.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR CHAIRMAN

ATTEST: 
ACTING SECRETARY

Tallahassee, Florida
July 11, 1957

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

Present: LeRoy Collins, Governor
 Ray E. Green, Comptroller
 Richard W. Ervin, Attorney General

W. Turner Wallis, Engineer
Van H. Ferguson, Land Agent

City Manager E. A. Evans and City Commissioner James W. High, of the City of Miami, presented proposed leases, approved by and executed by the City for issuance to Miami Yacht Club and Miami Outboard Club located in Watson Park on MacArthur Causeway, with request that the Trustees consent to the issuance of said leases. Pursuant to request of Trustees Mr. Evans submitted a lay-out of the plans for the two yacht club buildings, the marina and the program laid out for improvement of the park. Mr. Evans stated that the Trustees heretofore approved the terms of the leases and they have also been approved by the Attorney General. The leases are drawn for a period of twenty (20) years at rental of one dollar (\$1.00) per year, with provision for cancellation upon notice of six months. Other provisions of the lease require payment of taxes; by lessee, liability insurance for protection of the City and control by the City of Miami as to the type of structure to be constructed, etc.

The Trustees explained that they desired definite agreement that the City will continue improvement of the Park as was intended, and with that assurance they will be willing to cooperate. The City officials stated that they had in the budget for this year an additional sum for work in the park and assured the Trustees the plans as outlined on the lay-out will be carried forward as expeditiously as possible.

Motion was made that the plans submitted by the City of Miami and the form of instruments executed by the City in favor of Miami Yacht Club and Miami Outboard Club, Inc., be approved. Without objection the motion was adopted.

Upon motion duly adopted, the Trustees adjourned.

ATTEST:

W. T. Wallis
ACTING SECRETARY

LeRoy Collins
GOVERNOR - CHAIRMAN

Tallahassee, Florida
July 23, 1957

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Nathan Mayo, Commissioner of Agriculture

W. T. Wallis, Acting Secretary
Van H. Ferguson, Land Agent

Minutes of the Trustees dated June 25, 1957, were presented and approved, without objection.

Joint meeting with the Board of Commissioners of State Institutions was held for the purpose of considering report on Seminole Indian Affairs.

Governor Collins reported on a trip that he, Comptroller Green, and Colonel Max Denton, Director of Indian Affairs, had made to interview the Indians. They were guests of Mr. Lester Norris, a member of the Board of Directors of Texas Oil Company, who is greatly interested in Florida, with special interest in improving conditions for the Seminole Indians. He explained the situation with reference to the Reservation group and the Trail or Miccosukee Council group and the information the committee was able to get as to the desires of separate units. Discussions were had as to the constitution that has been worked out between the Federal Government and the reservation Indians and approved by both. This constitution is not acceptable to the Miccosukee Council and they are asking for a constitution as between them and the State. The leaders of the latter group have petitions from a majority of the Trail Indians asking for the constitution from the State.

The Indians are also asking for approximately 200,000 acres of State land for their use. In this connection Mr. Norris and several other men interested in this project are interested in developing resources by which property could be acquired for the Indians along the Trail to assist them in improving the sale of their handicraft to the traveling public.

Comptroller Green made reference to the value of the Indians as a tourist attraction and the necessity of providing more substantial homes and villages for them so they can more successfully dispose of their handicraft.

Colonel Denton submitted a written report of his meetings and discussions with the Indians since his appointment April 23, 1957, and outlined requests they are making to the Board. Also submitted was a report of request from the Miccosukee General Council for a constitution to be entered into between the State and the Miccosukee Council.

Colonel Denton supplemented his written report with remarks as to the manner in which the Indians would like the constitution to operate, the use to which the land may be put and the desire that something be done without delay.

Without objection, tentative approval was granted for recognition of the Miccosukee Everglades Council as representative of the off-reservation Seminoles, subject to:

1. Approval by the Attorney General, and
2. Showing that this Council is representative of a majority of the non-reservation Seminoles.

That the Board will further recognize and approve, when adopted, the new constitution for the governing of the reservation Seminoles.

That Colonel Denton is directed to proceed with the development of plans for the aid of each group.

Without objection action was taken by the Trustees that Mr. Wallis make available an office for Colonel Denton in the building occupied by the Engineer's department, provide whatever furniture is needed and make available part time services of a secretary. It was so ordered.

It was agreed that a meeting be arranged for July 30, 1957, 2:30 P.M., and that a representative of a majority of the Trail Indians-Miccosukee Council - be requested to attend the meeting and be prepared to give adequate assurance that a majority or more of said group has signed the petition for a constitution.

The joint session adjourned and the Trustees continued with routine matters.

Mr. Ferguson reported the following sales advertised to be held on this date.

DADE COUNTY - On May 28, 1957, the Trustees considered offer of \$500.00 per acre (which is in excess of the appraised value), from Robert J. Fewell for purchase of all of Tract 49 of Miami Everglades Subdivision of S $\frac{1}{2}$ of Section 6, Township 54 South, Range 39 East, containing 10 acres, more or less. The land was advertised for competitive bids in the newspaper, The Miami Herald, and proof of publication is filed in the Land Office.

Description of the land was called out and the Land Agent reported a higher bid of \$705.00 per acre from Max Holtsberg of Miami, Florida. Competitive bidding resulted in a high bid of \$710.00 per acre from George D. Kreidt and Wallace Kreidt.

Objections to the sale were filed by the Board of County Commissioners of Dade County on the ground that the area has been used as a picnic area by the public.

It was explained that the Trustees purchased this land under the Murphy Act at a cost of \$5,000.00; that a deep borrow pit covers a portion of this tract and the County was advised that it was considered a public hazard.

Motion was made by Mr. Larson, seconded by Mr. Green and adopted, that the objections be overruled and the high bid of \$710.00 per acre be accepted and sale confirmed in favor of George D. and Wallace Kreidt.

PINELLAS COUNTY - On May 14, 1957, the Trustees considered application from Louis W. Wallace, on behalf of Pinellas County, for conveyance of a parcel of submerged land in Sections 30 and 31, Township 30 South, Range 15 East, containing 0.92 of an acre, beginning at the intersection of the north boundary of Government Lot 2 of said Section 31, and the ordinary highwater mark of the westerly shore of Boca Ciega Bay, in that part known as "The Narrows", and thence by metes and bounds description back to the point of beginning. The land was advertised for objections only in the newspaper, The Clearwater Sun, and proof of publication is filed in the Land Office.

The Land Agent stated that his land will be conveyed to the County, which in turn, after filling, will transfer title to the riparian owners within six (6) months at no cost, the consideration for said land being the right of way granted to the State Road Department by Lesak, Goldensen & Bernstein, owners of Redington Shores.

Motion was made, seconded and adopted, that the Trustees confirm sale of the land described in favor of the Board of County Commissioners of Pinellas County.

PINELLAS COUNTY - On May 28, 1957, the Trustees considered offer of the appraised price of \$100.00 per acre from Julius Parker, on behalf of Seminole Asphalt and Refining Company, for purchase of a parcel of submerged land in the Anclote River in Section 2, Township 27 South, Range 15 East, lying southwesterly of and adjacent to Lots 5 and 10, Block "B" E. R. Smith's Subdivision, containing 1.50 acres, more or less. The land was advertised for objections only in the newspaper, "Tarpon Springs Leader", and proof of publication is filed in the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Seminole Asphalt and Refining Company.

MANATEE COUNTY - The State Road Department requested easement for dredging an area comprising 14.15 acres of submerged land in the Manatee River in Section 16, Township 34 South, Range 17 East, required in connection with State Road S-43 - Section 1355-155.

Motion was made, seconded and adopted, that the Trustees grant the request and authorize execution of easement across the area described.

The following applications were presented for purchase of state owned land:

1. Monroe County - Bernie C. Papy applied to purchase Government Lots 9, 10 and 11, Section 20, Township 66 South, Range 29 East, Middle Torch Key. Also, application from Samuel C. Halpert to purchase the same lots with offer of the appraised price of \$100.00 per acre. (These lots have been advertised twice before but objections were filed by the United States Fish and Wildlife Service and sale was never consummated. The Wildlife Service renews objections).
2. Putnam County - Catherine Johnson applies to purchase Government Lot 1 in Section 27, Township 11 South, Range 27 East, 64.86 acres. Title report shows Miss Johnson owns the remainder of the section, and the appraiser reports it is without access by road, is low swampy and wet with a stand of gum and cypress which cannot be removed during most seasons.

3. Volusia County - Sherrill Dillard applies to purchase Government Lots 2, 3, 6, 8 and 9 in Section 13, Township 15 South, Range 27 East, containing 200 acres, more or less, and offers the appraised price of \$15.00 per acre.
4. Volusia County - M. J. Yankovich offers the appraised price of \$10.00 per acre for purchase of Government Lot 1, Section 2, Township 16 South, Range 29 East, containing 19.85 acres. Applicant proposes to farm and grow timber on the land.
5. Volusia County - W. G. Kilbee applies to purchase the $\frac{1}{2}$ of NW $\frac{1}{4}$ of Section 35, Township 20 South, Range 33 East, containing 79.92 acres, with offer to pay the appraised price of \$15.00 per acre.

Motion was made, seconded and adopted, that the Trustees agree to advertise the five (5) parcels of land for competitive bids based on the offers submitted.

ORANGE COUNTY - Gurney, McDonald & Handley, attorneys of Orlando, Florida, submit application on behalf of Francis D. Canty for purchase of reclaimed lake bottom land on Lake Conway, in Section 30, Township 23 South, Range 30 East, comprising 0.16 of an acre, adjacent to his upland property described as Lots 2, 3, and 4, Block "J" Nela Isla, Mainland Section.

Motion was made, seconded and adopted, that the Trustees authorize the parcel sold to Mr. Canty at the rate of \$300.00 per acre, or a minimum of \$100.00 for the parcel, without advertisement.

Consideration was given to price of land around Lake Conway, the prevailing price being considered too low in comparison with values on similar lands.

Without objection, the Trustees fixed a price of \$500.00 per acre for the reclaimed lake bottom land on lake Conway, with a minimum of \$200.00 for any parcel.

PALM BEACH COUNTY - The City of Belle Glade, Florida, by its attorney Claude S. Jones, requests modification of the provisions of permit authorized April 30, 1957, for use of 44 acres, more or less, in Section 12, Township 43 South, Range 36 East, and Section 7, Township 43 South, Range 37 East, as a source of rock to be used in municipal street construction. The City requests revision as to removal of rock by the State Road Department to provide that rock may be removed upon written permission of the governing body of the City and that the privilege be extended to the State Road Department only, not to its contractors. Permission is also requested to allow disposal by the City of any spoil or waste material, other than rock which must be removed to uncover rock to be mined under the permit. Also, that the City be authorized to allow private persons, on terms fixed by the City, to graze cattle on portions of the tract not being actively used as rock quarry. The Land Office recommends approval of the request.

Without objection, the Trustees authorized revision of the permit as requested.

PINELLAS COUNTY - The application of C. I. Carey, on behalf of Don Nesbitt and wife to purchase 20 acres of submerged land in Section 4, Township 31 South, Range 15 East, pending establishment of a bulkhead line under provisions of Chapter 57-362, Laws of 1957. .

Mr. Carey has presented approval from the Pinellas County Water and Navigation Control Authority, which shows agreement to the sale by the County Commissioners, particularly since the county is depending upon using a right of way across the land in question to complete an essential link in the road system. Deed for the right of way has been executed in favor of the Road Department subject to confirmation of the sale by the Trustees to the Nesbitts. Recommendation is made that the deed be granted with a clause that filling shall be in compliance with bulkhead lines and laws in effect at such time filling is undertaken.

Motion was made, seconded and adopted, that the Trustees authorize issuance of the deed subject to inclusion of the clause as recommended with reference to filling, payment to be at the rate of \$250.00 per acre.

MONROE COUNTY - F. P. Sadowski requested reconsideration of his application to purchase a parcel of submerged land in Bonefish Bay, Section 4, Township 66 South, Range 33 East, containing 32.78 acres, more or less. This application was denied by the Trustees April 9, 1957, for the reason that in December 1955, the submerged area in Bonefish Bay was equitably divided among the riparian owners and it was agreed by said owners that the 32.78 acres in question would be withheld from sale. Mr. Sadowski has advised that he has permission from the adjoining upland owners on both sides to purchase this tract and will furnish letters that there will be no objection to the sale. He offers to pay the appraised price for the land.

Motion was made, seconded and adopted, that the Trustees authorize the land advertised for objections only, based upon offer equal to the appraised price, conditioned upon letters being furnished from the adjoining upland owners indicating consent to said sale.

BROWARD COUNTY - Recommendation is made that the following applications be granted:

Harold S. Winner, on behalf of B. J. Burkett, applies to purchase Lot 4, Block 3;

Schwarz & Zinn, on behalf of Broward Reclamation Co. applies to purchase Lot 6, Block 3, and

Schwarz & Zinn, on behalf of Harold Zinn, applies to purchase Lots 5 and 13, Block 3,

All in Seabreeze Estates, South Addition, a subdivision in Section 25, Township 50 South, Range 42 East.

Applicants offer the appraised price of \$300.00 per acre, or a minimum of \$100.00 for the parcel.

It was explained that all lots in this subdivision were advertised prior to March 1956, and title to a majority of the lots has been cleared in this manner. Question as to title was brought about by erosion on the Atlantic Ocean side and accretion on the New River Sound frontage to the area subdivided.

Motion was made, seconded and adopted, that the Trustees authorize conveyance of the lots as applied for at the appraised price according to the advertisement in March 1956.

OSCEOLA COUNTY - Lawrence Rogers, on behalf of Lloyd E. Smith, requests permit to take 20,000 cubic yards of fill material from Lake East Tohopekaliga lakeward of the 59.0 contour, in front of and immediately adjacent to that parcel of reclaimed lake bottom land in Sections 28 and 33, Township 25 South, Range 30 East, conveyed by Trustees Deed No. 21491.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees authorize permit in favor of Mr. Smith for taking the material requested, without cost.

MONROE COUNTY - McLaughlin Engineering Company, Fort Lauderdale, Florida, on behalf of First National Bank of Fort Lauderdale, requests permit to dredge a boat channel in the Bay of Florida adjacent to applicant's upland in Section 30, Township 67 South, Range 26 East, Boca Chica Key, and deposit the material approximating 11,000 cubic yards to improve his said upland.

Recommendation of the Engineer was that the request be granted upon payment for the material at the established price, or \$540.00.

Motion was made, seconded and adopted, that the Trustees authorize permit as requested with payment to be at the standard rate for material removed.

PINELLAS COUNTY - Lloyd M. Phillips of Clearwater, Florida, on behalf of Al Villani, applies for quitclaim deed under the provisions of Chapter 57-362, Laws of Florida, 1957, to a filled area in Grand Bay Harbor, Section 11, Township 28 South, Range 15 East, containing 0.28 of an acre. The appraised value of the land before filling was fixed at \$175.00 per acre. The price in this instance would be \$100.00 minimum.

Motion was made, seconded and adopted, that a quitclaim deed be issued to Mr. Villani upon payment of \$100.00.

PALM BEACH COUNTY - Mr. Wallis reported that the City of West Palm Beach, in compliance with requirements of Chapter 57-362 has scheduled an advertised public hearing on August 19, 1957, at 3:00 P.M., in the City Commission room, to consider reapproving the bulkhead lines for Lake Worth as adopted by the City Ordinance No. 602 dated November 26, 1956, and accepted by the Board of County Commissioners and the office of the County Engineer for Palm Beach County after suitable hearings and long discussions with local interests.

He further presented the urgent request from the City for conveyance by the Trustees of easements at four locations south of Southern Boulevard and along the west shore of Lake Worth immediately landward of the established bulkhead line to be used for extension of Flagler Drive and the installation of indispensable portion of the multi-million dollar sewer project now nearing completion.

By reference to the maps furnished by the City, Mr. Wallis explained the relationship between the bulkhead line, requested easements across submerged sovereignty land, existing shoreline, and affected upland ownerships, and indicated the willingness of the City to fill without cost any submerged lands between the easements and shoreline of all owners expressing their consent in writing to the street extension and sewer installation work. As the result of a conference in West Palm Beach on July 19, between Mr. Wallis and Mr. Egbert Beall, City Attorney, and Mr. Keith R. Chinn, City Manager, and the letters addressed to the office of the Attorney General and Trustees, it was stated that immediate eminent domain proceedings would be instituted against such owners as had not already given their written consent. (Case No. 16,846 A, Fifteenth Judicial Circuit, Filed July 25, 1957).

Mr. Wallis concluded his presentation by recommending the immediate conveyance of the desired easements where the upland owners have expressed their written consent, and a conveyance to such owners at no charge for the submerged land to be filled by the City between the present shoreline and westerly boundary of the street and sewer easements. For those instances where the required easement has been made the subject of condemnation, that the conveyances be made at such time and in the manner to be approved by the Attorney General.

Without objection the recommendations of Mr. Wallis were adopted as the action of the Trustees.

SARASOTA COUNTY - Mr. John R. Wood of Sarasota, Florida, on behalf of Clifford C. Whiteford, et al, requested reconsideration of his application which was deferred at the meeting May 28, 1957. The application was for the purchase of a parcel of submerged land in Little Sarasota Bay in Sections 20, 21, 28 and 29, Township 37 South, Range 18 East, being an extension of Driftwood Bay Sub-division and containing 15.10 acres, more or less, desired for straightening out the existing shoreline.

Mr. Wood explained that his original application was deferred awaiting outcome of legislation and establishment of a bulkhead line in Sarasota County; that following a hearing last November the County Commissioners did approve a bulkhead line and his revised application for 6.60 acres conforms thereto.

Mr. Wallis stated that the Engineer's office has been proceeding, wherever it did not appear to work an undue hardship, to have consideration of an application delayed until establishment of the bulkhead line. Sarasota County has not fixed a bulkhead line but they are working toward that end, and this application has been discussed with them.

Mr. Wallis emphasized that wherever possible it is desirable that before consideration of sales there can be a bulkhead line established, but the law anticipates a number of proper exceptions and where the purchase or fill in question has the promise of qualifying under the law, there are provisions for such exceptions. The strongest thing in Mr. Wood's favor is the action of the County and we are working with the County to accelerate establishment of the bulkhead line.

Without objection it was agreed to advertise the submerged area for objections only with the understanding that the Trustees inform the County Commissioners that this action is taken without prejudice to any action the County will take, with the expectation that within the advertising period the County will proceed with establishment of a bulkhead line or approve the one formerly fixed.

The price to be paid for the land was considered, Mr. Wood having made the offer of \$200.00 per acre, and it was agreed to leave the matter of price to be settled at a later date. It was so ordered.

The Trustees having been advised that Mr. John Moriarty, Assistant Attorney General, is leaving the office of the Attorney General as of August 1, 1957, motion was offered by Commissioner Mayo, seconded and unanimously carried, that the following resolution be adopted:

R E S O L U T I O N

WHEREAS, Mr. John Moriarty, an assistant in the office of the Attorney General of Florida, has for the past several years handled a considerable part of the legal matters referred to the Attorney General's office affecting the Trustees of the Internal Improvement Fund, and

WHEREAS, Mr. Moriarty is resigning his position in the office of the Attorney General to go into private practice, now, therefore,

BE IT RESOLVED that the Trustees of the Internal Improvement Fund of the State of Florida, hereby express sincere appreciation for the outstanding services performed by Mr. Moriarty and regret that he is leaving the office of the Attorney General, thereby discontinuing his legal affiliation with the Internal Improvement Fund.

BE IT FURTHER RESOLVED that a copy of this resolution be furnished Mr. Moriarty.

The Trustees were advised that Mr. Ralph M. McLane, Assistant Attorney General, will take over the legal work for the Trustees.

Motion was made, seconded and adopted, that the salaries and expenses for the month of July 1957, be approved according to the lists submitted.

FINANCIAL STATEMENT FOR THE MONTH OF JUNE, 1957

UNDER CHAPTER 610

Balance as of June 1, 1957	\$333,060.85
Receipts for the Month:	
Land Sales	\$32,540.91
Quitclaim Deeds	744.00
Fill Material	6,300.00
Revenue Bond	20,474.50
Advertising	812.33
Trustees Minutes	18.50
Shell and Sand Leases	18,180.42
Timber Leases	203.20
Grazing Leases	853.63
Mineral Leases	250.00
Rental Property	2,507.22
Refund E.A.L.	37.90
Miscellaneous	4,392.68
Total Receipts for the Month of June, 1957	<u>87,315.29</u>
GRAND TOTAL	\$420,376.14
Less: Disbursements for the Month of June 1957	<u>140,224.96</u>

BALANCE AS OF JUNE 30, 1957 \$280,151.18

DISBURSEMENTS IN DETAIL FOR THE MONTH OF JUNE, 1957, ARE AS FOLLOWS:

DATE	WARRANT NO.	PAYEE	WARRANT AMOUNT
6-4-57	400664	Tallahassee Blue Print & Supply Co.	\$ 21.00
	400665	Rose Printing Co., Inc.	30.48
	400666	Jon S. Beazley	6.00
	400667	Leon Electric Supply Co., Inc.	18.85
	400668	Wyatt's Business Machine	4.50
	400669	A. B. Fogarty	80.00
	400670	F. H. Clifton	60.73
	400671	Tallahassee Democrat	21.85
	400672	Ft. Lauderdale Daily News	20.70
	400673	The Bradenton Herald	17.63
	400674	Vero Beach Press Journal	16.10
	400675	General Office Equipment Co.	14.75
	400676	Capital Paper Co.	18.00
	400677	City of Tallahassee	58.80
	400678	Capital File Co.	516.00
6-12-57	408631	J. Edwin Larson Transfer	
		Bd. Comm. St. Institutions	
		Care of Capitol Center	20.00
		Grounds	
6-13-57	413844	George G. Crawford, CCC	10.00
	414156	J. Edwin Larson, Transfer	
		Principal St. School Fund	12,346.99
	414157	J. Edwin Larson, Transfer	
		Bd. Conservation for	
		Biological Research	17,826.89
6-14-57	415492	Southeastern Telephone Co.	128.25
	415493	John S. Beazley	715.50
	415494	The Key West Citizen	63.63
	415495	The Florida Times Union	144.38
	415496	The Coral Tribune	34.50
	415497	Stuart Daily News, Inc.	16.10

DISBURSEMENTS IN DETAIL FOR THE MONTH OF JUNE, 1957 ARE AS FOLLOWS:
(Continued)

DATE	WARRANT NO.	PAYEE	WARRANT AMOUNT
6-14-57	415498	Standard Oil Co.	38.71
	415499	Gen. Office Equip. Co.	2.27
	415500	R. H. Jones	250.00
	415501	Seminole Supply Co.	315.83
	415502	Lainhart & Petter	608.36
	415503	Shirley Brothers	550.15
	415504	Glads Roofing & Sheet Metal Works	63.04
6-17-57	417520	Archie McCallister, Administrator of the Est. of Nina McCallister O'Neal	26,491.30
6-18-57	418627	Modern Air Conditioners	22.54
6-20-57	423016	Western Union Telegraph Co.	10.54
	423017	The Clearwater Sun	14.57
	423018	The Key West Citizen	49.07
	423019	The Bradenton Herald	17.63
	423020	The Titusville Star-Advocate	23.00
	423021	W. A. Parish, Inc.	25.00
	423022	J. S. Smith	50.00
	423023	H. B. Harrell & Son	54.90
	423024	Jewett Appraisal Service	25.00
	423025	C. H. Rogers	100.00
	423026	W. L. Gleason	105.00
6-21-57	426373	Ray E. Green, Comptroller	145.95
	426374	U. S. Postoffice, Tallahassee	15.00
	426375	Southeastern Telephone Co.	17.20
	426376	Tallahassee Camera Center	3.50
	426377	Jess Mathas, CCC	11.75
	426378	The Clearwater Sun	15.33
	426379	Sarasota Herald Tribune	21.15
	426380	The Key West Citizen	18.40
	426381	E. D. Keefer	400.00
	426382	Capital Office Equipment Co.	51.75
	426383	The H. & W.B. Drew Co.	23.43
	426384	Tallahassee Blue Print & Supply Company	30.65
	426385	T. M. Shackelford	18.55
6-24-57	427215	W. H. Morse	69.75
	427216	N. C. Landrum	68.75
	427217	J. O. Edmunds	144.90
	427218	N. C. Landrum	2.05
6-27-57	432724	E. O. Rolland	139.67
	432725	Hugo R. Broleman, Jr.	13,162.50
	432726	Marion Engineering Associates	1,330.00
6-29-57	440243	H. G. Morton	515.02
	440244	T. M. Shackelford	2,500.00
	440245	Tavares Lake County Citizen	13.80
	440246	Eustis Lake Region News	15.75
	440247	W. A. Parish	125.00
	440248	Key West Board of Realtors	75.00
	440249	Phillip Pickens	125.00
	440250	W. L. Gleason	50.00
	440251	Bd. of Pinellas Co. Commission Water & Navigation Control Authority	6.00
	440252	A. W. Gilderson, CCC	17.25
	440253	Gen. Office Equipment Co.	8.25
	440254	Linderbeck Office Supply, Inc.	63.45
	442914	Oklawaha Basin Rec. & Water Conservation & Control Authority	50,000.00
	445194	City of Tallahassee	92.27
	447878	Southeastern Telephone Co.	355.63
	447879	Rose Printing Co., Inc.	115.30
	447880	Capital Office Equip. Co.	6.08
	447881	Demco Library Supplies	23.05
	447882	W. T. Wallis	174.08
	447883	E. O. Rolland	29.80
	447884	The P. C. McGriff Co., Inc.	570.00
	447885	Shirley Brothers	762.62

DISBURSEMENTS IN DETAIL FOR THE MONTH OF JUNE, 1957 ARE AS FOLLOWS:
(Continued)

<u>DATE</u>	<u>WARRANT NO.</u>	<u>PAYEE</u>	<u>SALARY AMOUNT</u>	<u>WARRANT AMOUNT</u>
6-29-57	388161	F.C.Elliott	\$1,050.00	\$ 834.95
	388162	W.T.Wallis	875.00	679.85
	388163	H.G.Morton	625.00	478.05
	388164	A.R.Williams	597.92	472.79
	388165	A.C.Bridges	515.00	392.08
	388166	V.H.Ferguson	500.00	344.00
	388167	C.L.Vocelle	250.00	161.20
	388168	M.O.Barco	524.17	404.27
	388169	J.L.Dedge	460.00	354.75
	388170	M.C.Pichard	338.75	289.70
	388171	B.G.Shelfer	338.75	268.96
	388172	Y.Scalera	250.00	219.60
	388173	J.A.Knight	200.00	163.99
	388174	C.M.Greene	52.50	49.35
	388175	W.Wells, Jr.	150.00	133.15
	388176	C.A.Gray	15.00	15.00
	388177	N.C.Landrum	450.00	348.95
	388178	W.H.Morse	425.00	342.10
	388179	E.O.Rolland	600.00	464.55
	388180	Blue Cross of Fla., Inc.		68.45
	388181	Wilson Life Ins., Inc.		22.38
	388182	Teachers Retirement Fund		11.76
	388183	Retirement Fund		459.81
	388184	Federal Tax		1,237.40
	321351	The Miami Herald		(132.30)
	370791	Warren Miller		(15.00)
TOTAL DISBURSEMENTS FOR THE MONTH OF JUNE, 1957				<u>\$140,224.96</u>

U. S. G. S. COOPERATIVE FUND

Balance as of June 1, 1957	\$ 1,431.48
Receipts	None
Disbursements	<u>1,431.48</u>
Balance as of June 30, 1957	<u>\$ 000.00</u>

UNDER CHAPTER 18296

Receipts to General Revenue:

<u>DATE</u>	<u>WARRANT AMOUNT</u>
6-17-57	\$ 9,730.00
6-28-57	<u>965.00</u>
Total Receipts for the Month	<u>\$ 10,695.00</u>

Disbursements from General Revenue:

<u>DATE</u>	<u>WARRANT NO.</u>	<u>PAYEE</u>	<u>SALARY AMOUNT</u>	<u>WARRANT AMOUNT</u>
6-29-57	387249	E. Hewett	\$472.08	\$ 401.41
	387250	J.C.Conner	250.00	181.75
	387251	Provident Life & Accident Ins. Co.		7.75
	387252	Blue Cross of Fla., Inc.		7.85
	387253	State Retirement		43.32
	387254	Federal Tax		<u>80.00</u>
TOTAL DISBURSEMENTS FOR THE MONTH				<u>\$ 722.08</u>

SUBJECTS UNDER CHAPTER 18296

The Secretary recommended approval of Report No. 675 listing regular bids for sale of land under Chapter 18296, and for issuance of Citrus County Deed No. 533-Corrective to Frank R. Thompson, and Palm Beach County Deed No. 2158-Corrective to Sadie Ida Lewis and Susie Alzenia Lewis, said deeds having been approved by the Attorney General's office.

Motion was made, seconded and adopted, that the Trustees approve Report No. 675 as presented and authorize execution of deeds corresponding thereto.

DIXIE COUNTY - Request was presented from McQueen Chaires for conveyance under Chapter 28317, Acts of 1953 - the Hardship Act - of the E $\frac{1}{2}$ of Section 34, Township 10 South, Range 13 East, containing 320 acres. Information furnished the Trustees discloses that Mr. Chaires is eligible to receive deed under the Hardship Act, the amount required for taxes and tax liens having been paid to the Clerk, but his offer of \$2.50 per acre is less than the regular base bid. Recommendation is made that the price of the land be fixed at \$10.00 per acre and if applicant will offer said amount that conveyance be authorized.

Motion was made, seconded and adopted, that the Trustees decline to accept the offer of \$2.50 per acre but agree to approve the application upon offer of \$10.00 per acre for the land.

MANATEE COUNTY - Alice E. Meyer of Cheektowaga, New York, makes application for conveyance under the provisions of Chapter 28317 of Lots 385, 386, 431 and 432, Rosedale Manor Subdivision in Section 33, Township 34 South, Range 18 East, and offers \$60.00 for the lots. Recommendation is made that the application be approved as applicant has complied with the law and is eligible to receive deed under said act.

Motion was made, seconded and adopted, that the Trustees authorize conveyance under Chapter 28317 of the four lots to Mrs. Meyer at the price offered.

Motion was made, seconded and adopted, that the Trustees authorize disclaiming interest in certain Murphy Act certificates involving land in Alachua, Jefferson, Liberty, Nassau, Putnam and Volusia, the Attorney General's office having advised that said certificates vested no title in the state to the lands described.

Motion was made, seconded and adopted, that the salaries and expenses under Chapter 18296 for the month of July 1957 be approved according to lists submitted.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
ACTING SECRETARY

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

Present: Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

W. Turner Wallis, Acting Secretary
Van H. Ferguson, Land Agent

The minutes of the Trustees dated June 25, July 9, 11 and 23, 1957, having been presented, were approved without objection.

The Land Agent presented sales advertised to be considered on this date.

DIXIE COUNTY - On June 25, 1957, the Trustees considered offer of the appraised price of \$50.00 per acre from E. A. Viola of Plainview, Long Island, New York, for purchase of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 26, Township 9 South, Range 13 East, (less strip along the east end for state road) containing 39 acres, more or less. The land was advertised for competitive bids in The Advocate, Cross City, Florida, and proof of publication is filed in the Land Office.

Description of the land was called out and competitive bidding resulted in a high bid of \$55.00 per acre, plus \$100.00 for the merchantable timber on the land, being made by Murray Field.

Motion was made, seconded and adopted, that the Trustees accept the offer for land and timber and confirm sale in favor of Mr. Field.

HARDEE COUNTY - On June 25, 1957, the Trustees considered offer of the appraised price of \$50.00 per acre from C. T. Ratliff of Wauchula, Florida, for purchase of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4, Township 35 South, Range 26 East, containing 40 acres, more or less. The land was advertised for competitive bids in the Herald, Wauchula, Florida, but prior to sale date it was disclosed that this land came to the state under Chapter 18296, the Murphy Act, was deeded into private ownership and is now the property of Doyle E. Carlton, Jr. Three members of the Trustees authorized the sale withdrawn.

Motion was made, seconded and adopted, that the action of three members withdrawing Hardee County land from sale be approved.

JEFFERSON AND MADISON COUNTIES - On June 25, 1957, the Trustees considered offer of the appraised price of \$10.00 per acre from Burl Newman of Lavalette, West Virginia, 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, more or less. The land was advertised for competitive bids in The Monticello News, Monticello, Florida, and proof of publication was filed in the Land Office.

Description of the land was called out and competitive bidding resulted in a high bid of \$16.00 per acre being made by Joe S. Carrin of Tallahassee.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$16.00 per acre and confirm sale in favor of Mr. Carrin.

The Land Agent reported that pursuant to law the following lands were advertised for sale on this date, subject to objections only, based on applications from the adjacent upland owners. No objections have been filed and recommendation is made that approval be given, the appraised value having been offered in each case.

1. CLAY COUNTY - On June 25, 1957, Frank Williams offered the appraised price of \$15.00 per acre for Government Lot 3 in Section 8, Township 7 South, Range 27 East, containing 58.5 acres, more or less.
2. DADE COUNTY - On May 28, 1957, Maurice H. Connell and Associates of Miami, Florida, on behalf of Gables Venetian Waterways, Inc., and Essex Properties, Inc., offered the appraised price of \$480.00 per acre for a parcel of submerged land in Biscayne Bay, Section 17, Township 55 South, Range 41 East, described as beginning at the Southwest corner of said Section 17, and thence by metes and bounds description to the point of beginning, containing 23.94 acres, more or less.
3. MONROE COUNTY - On June 11, 1957, Leslie M. Barrett of Marathon, Florida, offered the appraised price of \$200.00 per acre for a parcel of submerged land in the Bay of Florida in Section 19, Township 65 South, Range 34 East, Grassy Key, lying northerly of and adjacent to Tract 14 of Sans Souci, containing 0.50 of an acre, more or less.
4. MONROE COUNTY - On June 11, 1957, J. Y. Porter of Key West, Florida, on behalf of Neal J. Hardy, offered the appraised price of \$200.00 per acre for a parcel of submerged land in the Bay of Florida in Sections 14 and 23, Township 62 South, Range 38 East, Key Largo, lying westerly of and adjacent to the south half of Tract 5, containing 2.5 acres, more or less.
5. MONROE COUNTY - On June 11, 1957, Neblett, Youmans Albury and Sauer of Key West, Florida, on behalf of Summerland Key Cove, Inc., offered the appraised price of \$350.00 per acre for a parcel of submerged land in Hawk Channel in Section 35, Township 66 South, Range 28 East, lying southerly of and adjacent to Government Lot 1 and the East 1320 feet of Government Lot 2 of said Section 35, containing 16.0 acres, more or less.
6. MONROE COUNTY - On June 11, 1957, J. A. Cantor Associates, Inc., of Miami, Florida, on behalf of Tropic-South, Inc., and J. Max Brown, Trustee, offered the appraised price of \$150.00 per acre for a tract of submerged land in Boot Key Harbor and Hawk Channel in Sections 15, 16, 17, 20, 21 and 22, Township 66 South, Range 32 East, lying adjacent to Government Lots 5 and 6 of said Section 15; Government Lots 1, 3 and 4 of said Section 16; Government Lot 2 of said Section 17; Government Lots 1 and 2 of said Section 21, and Government Lot 2 of Section 22, containing 605.99 acres, more or less.
7. MONROE COUNTY - On June 11, 1957, W. A. Crawshaw of Islamorada, Florida, submitted applications on behalf of the following clients:

W. A. Moss, Jr., and wife, offered the appraised price of \$300.00 per acre for a parcel of submerged land in Hawk Channel in Section 22, Township 64 South, Range 36 East, Lower Matecumbe Key, lying southeasterly of and adjacent to Lot 10, Block 3 of Amended and Extended Plat of Matecumbe Ocean-Bay Subdivision, Section One, containing 0.46 of an acre, more or less; and

Plantation Shores Corporation offered the appraised price of \$100.00 per acre for a parcel of submerged land in the Bay of Florida in Section 5, Township 63 South, Range 38 East, Plantation Key, lying westerly of and adjacent to Government Lot 3 of said Section 5, containing 10.8 acres, more or less; and

Charles Robel and wife offered the appraised price of \$300.00 per acre for a parcel of submerged land in Hawk Channel in Section 28, Township 63 South, Range 37 East, Upper Matcumbe Key, lying south-easterly of and adjacent to Lot 1, Block 12 of Stratton's Subdivision, containing 0.92 of an acre, more or less; and

Sam Vinikour offered the minimum of \$100.00 for purchase of a parcel of submerged land in the Bay of Florida in Section 7, Township 63 South, Range 38 East, Plantation Key, lying northwesterly of and adjacent to Lot 10, Block 10, Plantation Beach, containing 0.33 of an acre, more or less; and

Dr. B. I. Pippin offered the appraised price of \$200.00 per acre for a parcel of submerged land in Hawk Channel in Section 18, Township 63 South, Range 38 East, Plantation Key, lying southeasterly of and adjacent to Tract "E" of Plantation Beach, containing 2.1 acres, more or less.

8. VOLUSIA COUNTY - On September 25, 1957, Anderson C. Bouchelle of New Smyrna Beach, Florida, offered \$100.00 per acre for a parcel of submerged marsh land in Indian River North in unsurveyed Sections 6 and 7, Township 17 South, Range 34 East, described as commencing at the northeast corner of the Todd Grant, Section 40, same township and range, and thence by metes and bounds description to the point of beginning, containing 172.7 acres, more or less.

Motion was made, seconded and adopted, that the Trustees approve each of the eight (8) sales presented in favor of applicants as adjacent upland owners.

BROWARD COUNTY - Star W. Horton, on behalf of Edgar C. Hamilton of Miami, Florida, applied to purchase Lots 6 and 7, Block 2 of Seabreeze Estates in Section 25, Township 50 South, Range 42 East, containing 0.7 of an acre. Applicant offers the appraised price of \$300.00 per acre for the lots. These lots and the accreted lands adjacent thereto have been advertised previously and conveyance by metes and bounds is to perfect title in the applicant, who is original owner of Lots 6 and 7. Question of title has been brought about by erosion on the Atlantic Ocean side and accretion on the New River Sound frontage to the area subdivided. Applicant will be required to furnish survey and certificate of ownership.

Motion was made by Mr. Mayo, seconded by Mr. Green and adopted, that the Trustees authorize sale of the lots applied for by Mr. Hamilton at the price offered, upon necessary survey and certificate of ownership being furnished.

CITRUS COUNTY - Commander Warner M. Minor offered \$52.00 for Government Lot 9 in Section 13, Township 18 South, Range 19 East, and Government Lot 2, Section 18, Township 18 South, Range 20 East, aggregating 0.62 of an acre. The offer is in excess of the appraised price.

Motion was made, seconded and adopted, that the Trustees authorize the lots advertised for competitive bids based on the offer submitted.

DeSOTO COUNTY - John A. Turbak of Punta Gorda, Florida, has made application under Chapter 22860, Acts of 1945, for homestead entry covering Lot 10, 17.67 acres, and Lot 17, 22.27 acres, in Section 27, Township 39 South, Range 23 East. The application discloses that Mr. Turbak has complied with the law and the Attorney General has given an opinion that his service being in the Coast Guard during World War II, he is eligible to homestead under said Act.

Without objection, the Trustees deferred action on the homestead application for the reason that the land is in an area which was omitted in a survey by the United States about 1941, the owners of property abutting the original meander of Peach Creek having indicated that they intend to file legal proceedings under which they claim title to the originally omitted lands which were patented to the State of Florida under the re-survey by the United States; that until the state's title and its right to dispose of said lands can be determined, it would seem improper to make disposition of such lands which lie within the meandered boundary of Peace Creek as shown on the original survey. It was ordered that the homestead application be deferred.

GLADES COUNTY - Lykes Bros., Inc., holder of Grazing Lease No. 109 covering 174.53 acres in Sections 27 and 34, Township 40 South, Range 32 East, has applied for a one year extension. The lease was originally granted August 24, 1940, with rental at the rate of twenty-five cents (25¢) per acre with renewals at the end of each five year period on the same basis. It is recommended that the rental be increased to fifty cents (50¢) per acre per annum.

Motion was made, seconded and adopted, that the Trustees authorize extension of the lease for a period of one (1) year with rental payments to be at the rate of fifty cents per acre.

HIGHLANDS COUNTY - On June 25, 1957, consideration was given to the request of Mrs. Katherin Waggaman for renewal of Grazing Lease No. 531 covering 1415.08 acres which would expire July 10, 1957. Several offers were verbally given and the Trustees deferred action till August 13, 1957, and requested that written offers be submitted on that date. All interested parties were written, inviting offers for the lease.

The Land Agent reported three bids received for the lease as follows:

R. L. Stokes	\$2.55 per acre
Redwine Company	2.25 per acre
Mrs. Katherin Waggaman	1.30 per acre

Two of the bidders were present and were invited to make any statements they desired in support of their bid.

Mrs. Waggaman's comments were to the effect that lands in the lease adjoin her property. That she has been leasing this land for ten years and of her own accord raised the rent from 65 cents per acre to \$1.00 per acre per annum while the highest price paid for grazing leases in that locality has been 65 cents per acre. She has fenced the land at her own cost, has paid her rent promptly and has never asked for reduction in rentals although the land has been under water on numerous occasions. She asked that her request for renewal be granted.

Mr. G. Warren Sanchez, attorney of Tallahassee, on behalf of Mr. Stokes, submitted that Mr. Stokes had held the lease prior to Mrs. Waggaman and desired to continue leasing but the question of sale came up and the lease was not renewed.

Subsequently a lease was issued to Mrs. Waggaman. He feels it would not be fair to consider any preemptive rights in favor of the present lessee, and the highest bidder should be given the lease. The records will show that Mr. Stokes was a good tenant, paying his rental promptly and keeping fences in good repair. Another point brought out was the difference of approximately \$1,700.00 in rents the Trustees would lose if Mr. Stokes' offer was turned down, and he urged the Trustees to consider the seriousness of turning down an offer of \$2.55 per acre in preference of the lower bid of \$1.30. Also, the Trustees deferred action on this lease in July and gave notice that competitive bids would be received today, which resulted in these bidders going to the expense of making the trip to Tallahassee. In view of these facts it does not seem fair or equitable that the lowest of three bids should be accepted.

Mr. Mayo was in favor of renewing the lease to Mrs. Waggaman provided she would agree to raise her bid to \$1.50 per acre, stating as his reasons that she has been a good tenant, paying rentals promptly, keeping up the fences and having the reputation of being a good and cooperative citizen; he feels that \$1.50 per acre is a fair price for the lease and anything above that is not good conservative business for cattle operations; when a lessee had been a good tenant he was in favor of granting renewal of the lease.

Mrs. Waggaman stated that she would offer \$1.50 per acre annually for the lease.

Mr. Stokes urged that the Trustees accept his bid since it was the highest offer made, and stated that he wanted to renew his ten year lease but did not have a chance to do that as the land was up for sale. When the sale failed to go through he did not have an opportunity to have his lease renewed.

Mr. Larson explained that before this matter came before the board he had committed himself to vote for renewal of the lease in favor of Mrs. Waggaman.

Attorney General Ervin expressed himself as having told Mr. and Mrs. Waggaman some time ago that he could see no reason why their lease should not be renewed; that while there is a higher bid he feels that Mr. Mayo's argument is sound; also that it would be better to encourage development of the land by leasing it than to make outright sale; and that the Trustees should not upset a satisfactory lease even though a higher bid was made.

Mr. James W. Moore spoke in favor of Mr. Stokes stating that the report that Mr. Stokes had cut fences was untrue and that his reputation as a good citizen was beyond reproach; that as to the value of land in that area, recent sales about one and one-half miles away had sold for \$350.00 per acre. He recommended that the bid of Mr. Stokes be accepted for the lease.

Motion was made by Mr. Mayo that the Trustees accept the offer of \$1.50 per acre annually and renew lease No. 531 in favor of Mrs. Katherin Waggaman. The motion was seconded by Mr. Larson.

Pending vote on the motion the Attorney General remarked that he agreed with Mr. Mayo's position that Mrs. Waggaman had earned some consideration and the fact that bids were invited did not mean that the Trustees would accept the high bid; it was not the policy of the board to break up a lease where the lessee had been satisfactory and complied with the terms of the lease.

Mr. Stokes stated that he felt an injustice had been done by the Trustees after bids had been invited and two higher bids had been received. He had gone to the expense of coming up here and employing a lawyer to represent him, which he would not have done had he not thought the highest bid would be accepted.

Attorney General Ervin put the motion of Mr. Mayo, seconded by Mr. Larson, that the bid of \$1.50 per acre per annum be accepted and that a grazing lease for a period of four (4) years be issued to Mrs. Waggaman. Upon vote the motion was unanimously adopted.

JEFFERSON COUNTY - W. W. Shealey applied for a three-year extension from expiration date, July 24, 1957, of his timber lease No. 603 covering land in Section 34, Township 3 North, Range 6 East, and unsurveyed land and water bottoms of Lake Miccosukee, aggregating 8,909 acres. The applicant requests renewal of three years in order to justify investment in special equipment necessary for fabricating wood items. The lease provides for payment at the rate of \$12.00 per thousand feet and surety bond in amount of \$1,000.00.

Motion was made, seconded and adopted, that the Trustees grant three-year extension of Lease No. 603 under the same terms and conditions.

LEON COUNTY - On June 25, 1957, Mrs. Ethel R. Hawes was granted one-year renewal of lease covering Lots 254 and 258 in the Capitol Center at \$200.00 per month with 90-day cancellation clause. Mrs. Hawes has requested reduction in the rental owing to the necessity for making certain repairs to the buildings. She also requests permission to have two leaky, termite-ridden garages removed from the premises. The request was referred to Mr. Terry Lee, Coordinator, who made an investigation and recommended reduction in rental to \$150.00 per month and that Mrs. Hawes be allowed to remove the two garages at her own expense.

Motion was made, seconded and adopted, that the Trustees approve the recommendation, authorizing reduction in the rental to \$150.00 per month and permission for removal of the garages at her expense.

LEVY COUNTY - Request was made by the State Game and Fresh Water Fish Commission that the Trustees withdraw Fractional Section 5, Township 16 South, Range 15 East, 214.52 acres from the list of lands open for sale and place the same under administration and management of the Commission as part of the Gulf Hammock Wildlife Management Area for use and benefit of the public.

Application has been received from Orlando Pandiella to purchase 25 acres of the above land at a price of \$25.00 per acre. The fractional section has more than a mile of Gulf frontage but is low marsh broken by numerous bayous. No recent appraisal has been made.

It was recommended that the offer to purchase be denied and the fractional section be withdrawn and turned over to the State Game and Fresh Water Fish Commission for management until such time as the Trustees may determine that sales should be made for development.

Motion was made, seconded and adopted, that the Trustees approve the recommendation as the action of the board and withdraw the land from sale, with management thereof to be placed in the Game and Fresh Water Fish Commission.

OSCEOLA COUNTY - On July 9, 1957, on application of Wilson D. Cline, the Trustees authorized advertised for competitive bids the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 9, Township 34 South, Range 35 East, 40.07 acres. The appraised price of \$40.00 per acre was offered by Mr. Cline and notice is being published for sale on August 27, 1957.

Since the above action, it has been disclosed that title to the said land vested in the state under Chapter 18296, and the land has since been sold to J. H. Parker. The Land Agent requests authority to withdraw the land upon evidence that J. H. Parker or his successors in interest has paid all taxes assessed since the Murphy Act sale and has been in active possession of the land.

Motion was made, seconded and adopted, that the advertised sale be cancelled, and that the Land Agent be requested to secure the information as recommended.

PALM BEACH COUNTY - The City of Pahokee has submitted statement approved by the city and authorized to be paid covering dock cleats, chain gates, plumbing, materials, labor and miscellaneous expense in total amount of \$2,113.95. The City Clerk states that this amount covers all expenses for construction of additional facilities to complete the Pahokee Breakwater. On October 30, 1956, the Trustees authorized expenditure of not in excess of \$2,500.00 as part of the original \$200,000.00 loan for the additional facilities as outlined.

Motion was made, seconded and adopted, that the Trustees authorize warrant to cover the statement, with requirement that the city furnish resolution setting forth that said sum was applied to completion of the Pahokee Breakwater.

POLK COUNTY - A. R. Surles, Jr., on behalf of Frank L. Alig, applied to purchase 0.93 of an acre of reclaimed lake bottom land in Lake Gibson, in Section 25, Township 27 South, Range 23 East. The Land Clerk reports an appraisal of \$25.00 per acre on this land with a minimum of \$100.00 for the parcel.

Motion was made, seconded and adopted, that the Trustees authorize sale in favor of Mr. Alig, as the adjacent upland owner, at a price of \$100.00 as recommended by the Land Agent.

SARASOTA COUNTY - James E. Wood, Jr., on behalf of the Board of County Commissioners of Sarasota County, requests quitclaim deed to release and vacate special use clause in Trustees' Deed No. 18697 dated February 4, 1942, covering approximately 80 acres in Section 16, Township 37 South, Range 19 East, "to be used for county purposes only". Mr. Wood advises that the county overlooked the restrictive clause and sold the land last year after having determined that the land was no longer required or usable by the county. The deed from the county was in connection with an exchange for land of Maryland Land and Transportation Company and to improve the facilities of Myakka State Park.

The Land Agent stated that recent policy involving exchange of lands granted for school purposes has been for waiver by the Trustees of the special use clause upon payment of the sum received under sale by the county. It was recommended that this policy be followed in the instant case.

Motion was made, seconded and adopted, that the Trustees authorize waiver of the special use clause in Deed No. 18697 upon payment of the amount received by the county for the land.

ST. JOHNS COUNTY - The State Road Department made application for easements covering the following parcels:

Re: Section 7801-276 - State Road No. 5 - Perpetual easement and dredging area in and to certain submerged lands, sand bars and fill in the San Sebastian River in Section 18, Township 7 South, Range 30 East; and right of way easement

in and to certain submerged lands, sand bars and fills in the San Sebastian River between the Avice and Viel Grant, Section 37, and the Lorenzo Rodrigues Grant, Section 58, Township 7 South, Range 30 East.

Motion was made, seconded and adopted, that the Trustees authorize easements covering the areas applied for by the State Road Department.

HIGHLANDS COUNTY - Mr. Howard G. Livingston, representing H. E. McAfee, came before the Trustees with reference to two boat houses on Lake Jackson, located at the bottom of a street in the Town of Sebring, Florida. Photograph was displayed showing the boat houses and the condition of structures. It was explained that in 1927 the City Council of Sebring issued permit to Troy and Weaver to construct the boat houses, being of the opinion that it had authority to grant such permission at the end of a public street. One of the buildings was purchased by Mr. McAfee and has been used for commercial use but the other has not. Mr. McAfee has agreed to discontinue his commercial business. Statement was also made that neither of the boat houses encroaches on private property.

A suit filed by M. M. Ferguson, an owner of property on Lake Jackson adjacent to one of the boat houses, in which litigation the Trustees joined, resulted in a decree by the Circuit Court in favor of the plaintiffs and allowing thirty (30) days within which to remove the boat houses.

Mr. Livingston's clients admit that they are trespassing on state land, but they ask permission to rent or lease the location for one year and determine whether or not the boat houses constitute a nuisance.

Upon inquiry from the Attorney General as to how the Trustees became involved in the suit, Mr. Ferguson stated that for several years, owing to commercial use of one of the boat houses, objectionable features connected with its operation have decreased the value of his property; that his attorney suggested it would be necessary for the Trustees to join in the suit in order to make it legal for removal of the boat houses from the property. He asked, in the event of an appeal or over-ruling of the decree, that he be given time to be represented by counsel. He stated that one of the boat houses did encroach on his property.

Mr. Livingston called attention to the fact that Mr. Ferguson owned one of the boat houses and sold it to the present owner. It was also brought out that the City of Sebring has issued permits all along for boat houses on the lake and no complaints have been raised.

The Trustees' referred the matter to the Attorney General for study with report to be made at a later date, and no action will be taken to remove the property until such report is made. Without objection, it was so ordered.

CITRUS COUNTY - Senator James E. Connor appeared before the Trustees on behalf of Tsala Apopka Basin Recreation and Water Control Authority and reviewed action taken by the board May 28, 1957. At that meeting Representative Allison R. Strickland and Frank H. Leslie, Chairman of the Authority, were present and made application for a loan of \$25,000.00 to complete the necessary control works. Chapter 57-697 passed by the 1957 Legislature, provided authority to make the loan. The Trustees agreed to make the loan for a period of ten (10) years with interest at the rate of three percent (3%), but payment to the Authority has since been deferred, pending further investigation of the use to be made of the funds.

Senator Connor further stated that Marion Engineering Associates have been employed as engineers, and have designed all work done on the project. Funds are needed to complete the work, which is approximately one-half done. Sufficient taxes have been levied to repay the loan with interest within the ten-year period.

Attorney General Ervin asked for an expression from Mr. Wallis as to whether or not there was any reason now why the loan should not go through. Mr. Wallis reported that the further investigation made subsequent to the submission of his report to the Trustees dated July 11th indicated it would be in order to release the funds for use in completion of work which had been undertaken in accordance with the recommendations of the engineer employed by the Authority.

Motion was made by Mr. Green, seconded by Mr. Mayo and adopted, that the Trustees authorize issuance of warrant in amount of \$25,000.00 payable to Tsala Apopka Basin Recreation and Water Conservation Control Authority upon the Authority filing with the Trustees properly executed contract and agreement guaranteeing repayment of the loan with interest at the rate of three percent (3%), said instrument to be approved by the Attorney General.

Request was submitted for purchase of a Plymouth Savoy-4-Door Sedan, V-8 engine, standard transmission and back-up lights. The two lowest bids were:

Capital Plymouth Co., Inc., Tallahassee	\$1,553.05
Mayo-Mingledorff Motors, Inc., Tallahassee	1,734.00

Both bids include trade-in of 1952 Plymouth Cambridge 4-Door Sedan.

Motion was made, seconded and adopted, that the Trustees authorize purchase of the Plymouth car as requested at the low bid of \$1,553.05 delivered.

Motion was made, seconded and adopted, to issue warrant in amount of \$500.00 payable to H. Pierce Ford and George E. Zeigler for services in closing sale of Capitol Center property purchased from Mrs. Nora Freeman and Mrs. Margaret H. Hood.

POLK COUNTY - T. J. Oxford, Jr., offers \$25.00 per acre for a parcel of reclaimed lake bottom land on Lake Gibson, adjacent to his upland property in Section 25, Township 27 South, Range 23 East, containing 0.74 of an acre.

Motion was made, seconded and adopted, that the Trustees authorize sale of the land in favor of Mr. Oxford, without advertising, at the minimum price of \$100.00 for the parcel.

The following action was taken by the Board of Commissioners of State Institutions, and without objection approved by the Trustees:

1. Miami and Tampa Office Buildings - Architects. Agreement to enter into contract with Walter Butler Company, Architect, Miami, for architectural services in connection with construction of a State Office Building in Miami, and with Frank McClain and Weelage, Architects, for services in connection with construction of a State Office Building in Tampa; architectural fees to be paid by Trustees of the Internal Improvement Fund, with the understanding that said fees will be refunded.
2. Architectural services and construction costs in remodeling Governor's offices in excess of any balance from the appropriation made for renovation in the Capitol Building Offices.

3. Seminole Indian Affairs - Refund to Indian Land Oil Trust Fund - Authorization for refund in amount of \$5,106.58 from Trustees Internal Improvement Fund to Indian Land Oil Trust Fund, Code 6-1-050-170, to cover amount used from said Trust Fund for administration of Seminole Indian Affairs, during the period from December 3, 1956 to June 30, 1957.

Without objection, three members of the Trustees on July 30, 1957, authorized purchase of office furniture for the Director of Indian Affairs in amount of \$865.10, with said action to be recorded in the minutes of this date. It was so ordered.

Attorney General Ervin called attention to conferences that the Governor, the Comptroller and the State Treasurer have had recently regarding the reorganization of the Trustees office and the Land Office, and the proposed plan for construction of an addition to the building now occupied by the Trustees at the corner of South Adams and Gaines Streets, which addition will include fireproof vaults for storage of records. The suggested reorganization contemplates location of the Trustees office, the Land Office and the Field Note Division with offices in the same building, when proper authority can be secured for housing the Land Office records outside of the Capitol Building.

Mr. Mayo suggested a delay in taking action on the proposed plan, especially in view of the fact that the law places the land records under the jurisdiction of the Commissioner of Agriculture and that he would not be willing for such records to be moved except into a fireproof building.

Consideration was given as to the manner in which the consolidation could be accomplished pending construction of a building sufficient to house the combined offices. Mr. Mayo was agreeable to proceeding with reorganization of personnel and immediate plans for construction of the building adjacent to the present quarters of the Trustees' office, it being understood that the records of the Field Note and Land Offices would remain in the Capitol and the Land Agent retain his present office until completion of the building to house the three divisions.

Comment from Mr. Wallis was to the effect that the affairs of the Trustees are in an awkward situation as responsibilities are indefinite and the work is increasing, especially in connection with the bulkhead Act and that it was rather urgent that some decision be reached as soon as possible and not wait for completion of the building. Mr. Wallis also suggested early consideration of the financial condition of the Trustees in the light of commitments already made and the contemplated expenditures for purchase of capitol center properties, and the necessity for a partial liquidation of the assets of the Trustees.

Comptroller Green inquired of Mr. Mayo if it would be agreeable for Mr. Ferguson to take over coordination of the Trustees and Land offices as of September 1st but retain his office with the Commissioner. Mr. Mayo was agreeable to that arrangement.

Attorney General Ervin suggested a motion, with the consent of Mr. Mayo, for consolidating the Land Office and the Trustees office, with Mr. Ferguson carrying on the functions of both the Secretary and the Land Agent, and that he will be responsible for coordinating the program under the direction of the Trustees with his office to remain in Mr. Mayo's department until the building is ready. In view of Mr. Elliot having advised the Governor that he is retiring as of October 1, 1957, it would be desirable to be making plans for reorganizing personnel as early as possible. Mr. Ferguson will be designated Director.

Without objection it was so agreed.

Mr. Wallis was designated as Engineer for the Trustees to carry on in relation to all matters that call for engineering services under the direction of the Director.

Mr. Ferguson was requested to work out a proposed plan, setting forth the duties of the two offices and submit to the Trustees and, in the meantime, to secure the services of a man to assist him in discharging the work in the Land Office.

Mr. Wallis and Mr. Ferguson were requested to work out plans for construction of the new building.

Financial Statements for the Month of July, 1957:

UNDER CHAPTER 610

Balance as of July 1, 1957		\$280,151.18
Receipts for the Month:		
Land Sales	41,141.57	
Quitclaim Deeds	488.00	
Fill Material	8,100.00	
Advertising	218.90	
Shell and Sand Leases	12,566.29	
Timber Leases	100.80	
Oil Leases	6,996.40	
Grazing Leases	395.00	
Mineral Leases	25.00	
Rental Property	235.00	
Farm Leases	8,862.58	
Miscellaneous	689.50	
Total Receipts for Month of July, 1957		<u>79,819.04</u>
GRAND TOTAL		\$359,970.22
Less: Disbursements for Month of July, 1957		<u>60,071.40</u>
BALANCE AS OF JULY 31, 1957		<u>\$299,898.82</u>

DISBURSEMENTS FOR MONTH OF JULY, 1957

DATE	WARRANT NO.	PAYEE	AMOUNT
7-17-57	6567	Pierce Ford & G. E. Zeigler	\$ 500.00
7-19-57	8175	W. H. Morse	5.36
7-22-57	10209	T. M. Shackelford, Jr.	24.85
	10210	W. H. Morse	190.95
	10211	M. Denton	345.65
7-23-57	10368	J.E.Larson,Tr. to State School Fd.	6,903.72
	10369	J.E.Larson,Tr. to State Board of Conservation	16,231.68
	11558	Ray E. Green, Comptroller	150.85
	11559	Fred M. Burns	19.00
	11560	Western Union Telegraph Co.	11.08
	11561	Southeastern Telephone Co.	22.30
	11562	Bulkley Newman Printing Co.	65.00
	11563	Joh Beazley	1,288.75
	11564	City of Tallahassee	108.55
	11565	Francis H. Clifton	74.32
	11566	Harry M. McWharter	50.00
	11567	J. T. Ferres	40.00
	11568	Strada Farm Agency	30.00
	11569	Stuart Daily News	34.50
	11570	The Clearwater Sun	144.15
	11571	The Ledger Publishing Co., Inc.	12.65
	11572	DeLand Sun News	31.05
	11573	Ft. Pierce Newspapers, Inc.	34.50
	11574	Weyman Willingham & Co., Inc.	50.00
	11575	Standard Oil Co.	9.26
	11576	Thais Duplicating Products, Inc.	13.65
	11577	General Office Equipment Co.	58.46
	11578	Margaret Hodes Hood	13,800.00
	11579	Robert Halliwell	25.00
7-24-57	12673	Nora Freeman, Widow	10,575.40

DISBURSEMENTS FOR MONTH OF JULY, 1957
(Continued)

DATE	WARRANT NO.	PAYEE	AMOUNT
7-25-57	13879	J.E.Larson, Tr. to Board of Commissioners of State Institutions	\$ 20.00
	13810	Salaries Cash Refund	20.00
		JULY SALARY	
	8227	F. C. Elliot	\$1,050.00
	8228	W. T. Wallis	875.00
	8229	A. R. Williams	627.83
	8230	A. C. Bridges	540.75
	8231	V. H. Ferguson	525.00
	8232	C. L. Vocelle	250.00
	8233	N. C. Landrum	472.50
	8234	W. H. Morse	425.00
	8235	M. O. Barco	550.33
	8236	J. L. Dedge	483.00
	8237	M. C. Pichard	355.66
	8238	B. G. Shelfer	355.66
	8239	Y. Scalera	275.00
	8240	J. A. Knight	200.00
	8241	W. Wells, Jr.	150.00
	8242	C. M. Greene	52.50
	8243	C. A. Gray	15.00
	8244	Blue Cross of Florida, Inc.	52.75
	8245	Wilson Life Insurance Co.	22.38
	8246	Teacher's Retirement System	11.76
	8247	State O.E.R.	406.11
	8248	Internal Revenue	1,115.15
	8249	E. O. Roland	650.00
	8250	M. Denton	566.66
	8251	H. G. Morton	625.00
	8252	Blue Cross of Florida, Inc.	15.70
	8253	State O.E.R.	110.50
	8254	Internal Revenue	283.00
TOTAL DISBURSEMENTS FOR JULY, 1957			\$ 60,071.40

U. S. G. S. COOPERATIVE FUND

Balance as of July 1, 1957	\$ -0-
Receipts	300.00
Disbursements	-0-
Balance as of July 31, 1957	\$ 300.00

UNDER CHAPTER 18296

Receipts to General Revenue:			
July 16, 1957			\$ 2,497.80
Total Receipts for the Month			\$ 2,497.80
Disbursements from General Revenue:			
		SALARY AMOUNT	
7-22-57	4756	E. Hewitt	\$495.68
	4757	J. C. Conner	262.50
	4758	Provident Life & Accident Insurance Co.	7.75
	4759	Blue Cross of Florida, Inc.	7.85
	4760	State Retirement	45.49
	4761	Federal Tax	85.00
TOTAL DISBURSEMENTS FOR MONTH			\$ 758.18

SUBJECTS UNDER CHAPTER 18296

Presented for approval was Report No. 676 listing 5 bids for sale of land under Chapter 18296, and two correction deeds as follows, approved by the Attorney General's Office:

Dade County Deed No. 275 - Dupl. Cor. to J. M. Goodwin to replace original deed reported lost before recording.

Charlotte County Deed No. 57 - Cor. to Larry Die Polker to correct section number.

Motion was made, seconded and adopted, that the Trustees approve Report No. 676 and authorize execution of deeds corresponding thereto.

DIXIE COUNTY - McQueen Chaires of Oldtown, Florida, requested reconsideration of action taken by the Trustees July 23 on his application for conveyance under Chapter 28317 of 1953, the Hardship Act, and offered \$5.00 per acre for the E $\frac{1}{2}$ of Section 34, Township 10 South, Range 13 East, containing 320 acres. The Trustees had declined his former offer and fixed a price of \$10.00 per acre for the land, other land within a few miles having been appraised at \$50.00 per acre.

Mr. Chaires and Mrs. D. E. Williams of Tallahassee, were present and Mrs. Williams spoke for Mr. Chaires, urging that his offer of \$5.00 per acre be accepted based on his ownership since 1913, and the fact that he was unaware that taxes had not been paid during the years 1932 and 1933.

Motion was made, seconded and adopted, that the Trustees rescind action taken July 23, and accept offer of \$5.00 per acre from Mr. Chaires for conveyance of the land described.

INDIAN RIVER COUNTY - Request was made by L. B. Vocelle, on behalf of Mason W. Alger, for quitclaim deed in and to Tracts 8 and 12, Subdivision by Indian River Farms Company, in Section 19, Township 33 South, Range 39 East, to cure deficiencies in areas as shown by tax sale certificates, which was the basis for Indian River County Murphy Act Deed No. 876. Since the Trustees conveyed the lands exactly as certified under the Murphy Act, no residue appears vested in the state. It is recommended that disclaimer of the lots be issued upon payment of the minimum handling charge of \$10.00.

LIBERTY COUNTY - L. J. Ramsey made application under Chapter 28317, Hardship Act, for conveyance of approximately one-half acre in Section 18, Township 1 South, Range 7 West, and offered \$10.00 for the parcel. Applicant was former owner of the land on June 9, 1939 and, according to the Clerk of the Circuit Court, has deposited the amount required for unpaid taxes and taxes that would have been assessed against the land had title not vested in the state. It was recommended that the application be approved for issuance of deed.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$10.00 for conveyance of the land described, and authorize deed under Chapter 28317.

Upon motion duly adopted, the Trustees adjourned.

Richard W. Ewari
ATTORNEY GENERAL-ACTING
CHAIRMAN

ATTEST: *St. Turner*
ACTING SECRETARY

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Land Agent
W. Turner Wallis, Engineer

Mr. Ferguson presented the following sales advertised to be considered at this meeting.

OKEECHOBEE COUNTY - July 9, 1957, the Trustees considered offer of the appraised price of \$40.00 per acre from Wilson D. Cline for purchase of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 9, Township 34 South, Range 35 East, containing 40.07 acres, more or less.

Since advertisement of this land it has developed that title reverted to the state under the Murphy Act and subsequent sale made to J. H. Parker by Deed No. 127 dated July 25, 1944. It was recommended that the Trustees confirm withdrawal of the sale.

Motion was made, seconded and adopted, that sale of the land described be withdrawn.

OKEECHOBEE COUNTY - July 9, 1957, the Trustees considered offer of the appraised price of \$35.00 per lot from G. E. Bryant, Jr., for purchase of Lots 3, 4, 9, 10, 11, 12, 20, 21, 24, 25, 26, 27, 36, 37, 45, 53, 54 and 63 in Block 202, Town of Okeechobee, in Section 15, 16, 21 and 22, Township 37 South, Range 35 East. The land was advertised in the Okeechobee News for competitive bids, separately or collectively, and subject to all outstanding municipal and drainage taxes and assessments. Proof of publication is filed in the Land Office.

Description of the land was called out and a written bid of \$45.00 per lot was presented from G. W. Clay. Competitive bidding for the lots, separately and collectively, resulted in the following high bids being received:

Max' Singer: Lots 3 and 4 \$320.00 per lot
Lots 9 and 10 336.00 per lot
Lots 11 and 12 260.00 per lot
Lots 20 and 21 342.00 per lot
Lots 24, 25, 26, 27 455.00 per lot
Lots 36 and 37 500.00 per lot
All in Block 202 Okeechobee

Mrs. Austin Pearce:
Lots 45 and 63 \$200.00 per lot
Lots 53 and 54 310.00 per lot
Block 202 Okeechobee

The lots were then offered collectively and no bids were received.

Motion was made, seconded and adopted, that the Trustees accept the offers above recorded and confirm sale of the lots described to the high bidders, Mr. Singer and Mrs. Pearce.

VOLUSIA COUNTY - July 9, 1957, the Trustees considered offer of \$15.00 per acre, which is the appraised price, from Edward Ardowski for purchase of Government Lots 1 and 2 in Section 11, Township 16 South, Range 29 East, containing 16.95 acres, more or less. The land was advertised for competitive bids in the newspaper, DeLand Sun News, DeLand, Florida, and proof of publication is filed in the Land Office.

Description of the land was called out and competitive bidding resulted in a high bid of \$35.00 per acre being made by Nick Sagonias.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$35.00 per acre for the land and confirm sale in favor of Mr. Sagonias.

MARTIN AND PALM BEACH COUNTIES - Mr. Ferguson reported that sales in the two counties were advertised for consideration today, subject to objections only, based on applications from the following adjoining upland owners submitted to the Trustees in February of this year:

Martin County - Fred O. Dickinson, on behalf of F. C. Prior and C. E. Tinney, offering the appraised price of \$250.00 per acre for 6.83 acres, located in the northwest fork of Loxahatchee River in Section 22, Township 40 South, Range 42 East. Objections filed by Martin County were later withdrawn.

Martin County - Kenneth P. Foster and Louis Bills offered the appraised price of \$250.00 per acre, for 4.09 acres, more or less, located in the Northwest Fork of Loxahatchee River in Section 22, Township 40 South, Range 42 East.

Objections filed by Martin County were later withdrawn.

Palm Beach County - Fred O. Dickinson, on behalf of F. C. Prior and C. E. Tinney, offered the appraised price of \$250.00 per acre for a parcel of submerged land in the Northwest fork of Loxahatchee River in Section 27, Township 40 South, Range 42 East, containing 5.58 acres, more or less.

The two parcels in Martin County were advertised in the Stuart News and the parcel in Palm Beach County was advertised in the Palm Beach Post, as required by law, and proof of publication in each case is filed in the Land Office.

Senator Dickinson stated that there were errors in the descriptions for the two Martin County and the Palm Beach County advertisements and he had requested Mr. Ferguson to withdraw the sales until correct descriptions could be furnished and the land readvertised. Mr. Ferguson recommended that the Trustees defer action on the three sales pending working out descriptions.

Motion was made, seconded and adopted, that the Trustees defer action on the three sales pending correction of the descriptions and readvertisement of the land.

ALACHUA AND MARION COUNTIES - Mr. William G. O'Neill, Representative from Marion County, Mr. Virgil Milbraith, County Attorney for Marion County, Mr. Perry McGriff, County Engineer of Alachua County, and Messrs. Jernigan and Edgar Johnson, presented joint resolution adopted by the Boards of County Commissioners of Alachua and Marion Counties, adopted respectively on August 15 and 20, 1957, requesting that the Trustees of the Internal Improvement Fund make available for the completion of the Orange Lake dam the sum of twelve thousand dollars (\$12,000.00).

Mr. Wallis reported that he had inspected the work and was in complete agreement with the recommendations and plans for the local engineers under which the work is being done. The original understanding was that the Trustees were to make available not in excess of \$8,000.00 for engineering work. Later the Trustees were asked to allow the unexpended balance of the \$8,000.00 to be used in construction of the dam, which request was granted.

The Governor stated that his understanding was that the Trustees would advance the cost of the engineering work and the two counties would undertake construction costs beyond that point.

The representatives of the two counties explained what each county has participated in. Funds and material to carry on this work - approximately \$1,000.00 from Marion County and around \$4,000.00 from Alachua County.

Attorney General Ervin recalled that just before the 1957 session of the Legislature, Senator W. A. Shands of Gainesville and a delegate from the two counties came before the Trustees and requested \$10,000.00 for engineering costs. The statement was made that neither of the counties had authority to spend any county funds for engineering work of this nature, but that bills would be introduced at the 1957 session of the Legislature to authorize such work. The Trustees understood the bills would be passed before completing the control works in the lake, but there was no intention that the Trustees would take over future costs in that connection.

The Trustees agreed that control of the water levels in Orange Lake was certainly necessary and that it was an outstanding project which called attention to a large number of other areas that arose concerning allocation of funds, the last legislature having introduced several laws requiring assistance from the Internal Improvement Fund. In cases similar to the Orange Lake project, funds have been made available as a loan with agreement for repayment with interest over a period of years. It was suggested that a similar arrangement might be made with Alachua and Marion Counties.

Mr. Wallis, at the request of the Governor for further information, stated that \$8,000.00 was made available to the two counties to determine the location for a dam and it was found that it was possible to determine that location for less than that amount. Receipt was then made that the counties be allowed to use the balance of the \$8,000.00 for construction of the dam, which was an emergency measure to better conserve the water in the lake and avoid recurrence of low stages which have been so damaging to the citrus and fishing. The dam will not be disapproved but has the promise of continued usefulness.

Mr. Mayo suggested that since the legislature will not be in regular session until 1959, the Trustees consider loaning the money pending enactment of necessary laws authorizing levy of taxes to provide funds for the work, there being some doubt as to whether laws were passed at the 1957 session.

The request and suggestions were discussed and the Trustees expressed the opinion that they would not be disposed to make an out-right grant of the \$12,000.00, but would entertain an application for a loan to be repaid with interest similar to other loans made by the Trustees. The Board feels that it has an over-all responsibility to be consistent in dealing with all counties and agencies in making funds available.

After a short conference Mr. Milbraith, speaking for the two counties, proposed that the Trustees authorize a loan of \$4,000.00 to each county and make an out-right grant of \$4,000.00 for use in connection with the engineering part of the project.

The Attorney General suggested that the entire amount be repaid and in addition urged that the two counties secure legislation at the special session this fall making provision for this work, which was the understanding he had when the matter came before the Trustees early this year.

Motion was offered by Attorney General Ervin that the Trustees advance the sum of six thousand dollars (\$6,000.00) to Alachua County and six thousand dollars (\$6,000.00) to Marion County for the purpose of carrying on the work in Orange Lake, provided the two counties furnish the Trustees with a resolution from the County Commissioners, or other authority, indicating request for the loan and agreeing to repay said loan within three (3) years with interest at the rate of three percent (3%); also that the said counties will make an effort to have legislation passed as had been indicated for passage at the past session of the Legislature.

The motion was seconded by Mr. Mayo and upon vote adopted.

BAY AND WALTON COUNTIES - Heavy Minerals Company, holders of Lease No. 930-A, requested revision of said lease amending Article 6 to define processing plant to include materials, machinery and equipment, fixed and/or mobile, ordinarily used in mining and processing beach and other sands of the type covered by said lease. Also amending and expanding Article 7 to prohibit unreasonable interference with navigation, bathing and fishing, and riparian rights of upland owners; also, to prohibit dredging, mining or taking material which would damage private or public structures, public beaches and private uplands, with provision for investigation of complaints and suspension of operations pending written authority for lessee's operations to proceed. The proposed revision was developed under direction of the Attorney General pursuant to conference with representatives of Heavy Minerals Company and the Land Agent and has been agreed to by holder of the current lease.

Motion was made, seconded and adopted, that the Trustees approve the recommendation from the Attorney General's Office and from the Land Agent as to revision of Mineral Lease No. 930-A.

DADE COUNTY - Paul J. Stichler, on behalf of W. H. Krames and Thomas J. Cherney, requests disclaimer from the Trustees under Section 9 of Chapter 57-362, Laws of Florida, to a parcel of land in Section 8, Township 53 South, Range 42 East, containing 3.45 acres, said parcel having been created by filling prior to June 11, 1957, under Chapter 271.01 Florida Statutes 1955, and after compliance with the provisions of Chapter 30688 Special Acts of 1955, and under War Department application for permit No. SAKSP 800.61 (55-75).

Motion was made, seconded and adopted, that the Trustees authorize issuance of disclaimer in favor of applicants upon payment of \$10.00 as recommended by the Land Agent.

DADE COUNTY - Sidney J. Berger of Miami, Florida, and John A. Madigan of Tallahassee, attorney, presented application on behalf of their client, the owner of Lot "A" less the West 330 feet, Magnolia Park Subdivision, Miami, for disclaimer under Section 11, Chapter 57-362, to the area of submerged land lying in Biscayne Bay between his upland and the United States Harbor line, comprising approximately $1\frac{1}{2}$ acres.

Letter from the Attorney General dated July 25, 1957, supports the applicant's claim that he is exempted from the provisions of Chapter 57-362 by Section 11 of said Act, application having been filed with the United States Engineers prior to June 11, 1957, the effective date of Chapter 57-362, and the municipally accepted bulkhead line having also been established prior to said date.

Applicant offers to pay for the yardage taken at the standard rate with total to be not less than fifteen hundred dollars (\$1,500.00), for fill material to be removed from the adjacent bay bottom.

Information from the Land Office was that the fill work will be detrimental to private property adjoining on the north, and will cut such areas off from the bay front. In the event of a disclaimer it was recommended that advertisement for objections be published.

Mr. Berger asked that the Trustees take action based on the opinion of the Attorney General of July 25, and issue disclaimer to his clients. He explained that the only owners that could be affected were to the north, and they had filled submerged land and had no riparian rights beyond their present ownership. He submitted that his clients have the same right to fill in front of their upland. Mr. Berger read from the Attorney General's letter and expressed the view that his client should not be penalized; that if they have a case, the Court is the proper place to decide the question and not the Trustees.

The Attorney General stated that he felt impelled to interpret that, under the law, the applicant has the right to buy this area within the bulkhead line since his application to the U. S. Engineers Office and to the County of Dade for permit to fill was filed prior to the date Chapter 57-362 was passed.

Governor Collins and other members expressed the view that they were disturbed about the effect this fill will have on adjoining owners, even though they are on filled land. Any construction on the proposed fill will obstruct their view and cut them off from the water. This was pointed out by the engineers in making an examination of the application. Attention was called to the law in effect prior to the 1957 Act and the rather clouded interpretations placed on it as well as the law governing filling in Biscayne Bay. The Governor also referred to other similar cases in that area and his consistent position not to approve applications of this kind. He felt that the Trustees should advertise for objections before taking any definite action.

Mr. Berger explained that his client has taken the position that he owns the land and has the right to fill. The only question is what amount should be paid for the fill material and he has offered the standard rate. He has filed all papers necessary and the Attorney General has ruled that his application comes under Section 11 of the new Act and he did not feel that advertisement was necessary.

The Governor replied that he could not conscientiously take such action. He further remarked that the advertisement would not be for the same purpose as for a sale of submerged land but would be for objections to granting the fill with a disclaimer to be issued after the fill is made.

Attorney General Ervin suggested that in view of the Governor's feeling, and his own knowledge of the complaints that come from any disturbance or filling in the Biscayne Bay area, that the Trustees announce final action on the application will be delayed thirty (30) days allowing opportunity for anyone desiring to start legal proceedings.

Mr. Berger asked that the Trustees grant his request, suspending completion for a period of thirty (30) days upon condition that he file with the Trustees copy of a registered letter which he will send to the owners on the north advising that Mr. Berger's client is planning to fill the area adjoining his upland property.

After discussion of the suggestions made, motion was offered, seconded and adopted, that the action of the Trustees be as follows:

"That the Trustees having been advised by the Attorney General that this applicant has the legal right to accomplish what he is applying for, and based upon such advice it is now determined that thirty (30) days from this date the application will be granted, provided, however, that notice be given to interested adjoining property owners, and to the City of Miami,

of said application, with the right to be heard within said thirty day period if they affirmatively desire, and that the ultimate decision of this board will be entered following any such hearing, if held, or after the lapse of thirty days, if no objections are filed, it is assumed that the application will be consummated as a matter of course."

The Board directed that the notice to be sent shall embody the action of the Trustees with data to identify the area affected.

Mr. Berger stated that by his cooperation in an effort to assist in having action taken, he does not concede that the Trustees have the power or any right to upset the legal rights in the matter.

DUVAL COUNTY - The State Road Department made application for right of way easement across a parcel of submerged land in Tide Creek, located in Section 19, Township 2 South, Range 29 East, and in Section 24, Township 2 South, Range 28 East, each parcel lying southerly of and within sixty (60) feet of the survey line of State Road No. (A-1-A) 10 - Section 7210-301.

Motion was made, seconded and adopted, that the Trustees authorize right of way easement as requested by the State Road Department.

ESCAMBIA COUNTY - David Smith of Gainesville, Florida, on behalf of the St. Regis Paper Company, requests perpetual easement into the waters of the Perdido River in Section 6, Township 1 North, Range 31 West, comprising approximately 11 acres, for pump intake, and permission to pump a maximum of fifty (50) million gallons of water per day from said river. Applicants offer \$100.00 per acre for the easement and explained that the location is approximately 17 miles from Pensacola and from 12 to 14 miles above Perdido Bay.

Attorney General Ervin furnished information that an act was passed by the legislature authorizing this easement under such terms and conditions as the Trustees see fit, and said act restricts the amount of water than can be taken. The engineers feel that the operation will not materially reduce the flow of water in the river. The easement reserves to any public agency the right to take water, protects the rights of riparian owners above and below this facility, provides that no obstruction be placed in the stream and prohibits interference by the company with fishing in the waters.

The form of easement was reviewed by the Attorney General's office and recommended for approval by the Trustees.

Motion was made by Attorney General Ervin, seconded by Treasurer Larson and adopted, that the Trustees authorize issuance of easement applied for by St. Regis Paper Company upon payment of \$100.00 per acre, subject to reversionary clause should use of the easement rights be discontinued.

GLADES COUNTY - Attention was called to action taken by the Trustees August 13, 1957, authorizing one year extension of Grazing Lease No. 109 in favor of Lykes Brothers, with rental at the rate of \$0.75 per acre covering 174.53 acres in Sections 27 and 34, Township 40 South, Range 32 East. The area in the original lease granted in 1940 has been reduced to 148 acres with increased rental of \$1.00 per acre. It was recommended that action of August 13 be rescinded and the lease be renewed for one (1) year from August 24, 1957, with rental at the rate of \$1.00 per acre.

Motion was made, seconded and adopted, that the Trustees rescind action taken August 13, 1957, on Lease No. 109 and authorize extension of one year from August 24, 1957, with rental of \$1.00 per acre.

HIGHLANDS COUNTY - Harry Lee submitted the following applications to take fill material from waters adjacent to upland property of applicants:

Tom Emerson requests permit to remove 1,500 cubic yards of sand from Lake Jackson, Sebring, Florida, Section 23, Township 34 South, Range 28 East, to be used for filling lots in Block "M", Lake Sebring Subdivision;

I. T. M., Inc., requests permit to remove 100 cubic yards of sand from Lake Sebring to be deposited on Lots "A" and "B", Lake Sebring Acres.

Motion was made, seconded and adopted, that the Trustees grant permission to Mr. Emerson and I.T.M., Inc., for taking sand as requested, upon payment at the rate of five cents (5¢) per cubic yard, with a minimum of \$25.00 for 500 cubic yards or less.

INDIAN RIVER COUNTY - J. W. Boring, attorney of Vero Beach, on behalf of William Van Busch, requested issuance of disclaimer covering that area developed and platted by Mr. Van Busch as Bethel Isle Units 1 and 2, within the City of Vero Beach. The subdivision, developed in 1955 and 1956, lies wholly within surveyed Government lots and includes only small portions of sovereign land not readily identifiable comprising approximately 1.2 acres. The improvements have produced considerable public benefits from increased navigability of natural waterways, elimination of mosquito breeding areas and increased valuation of taxable property.

The Land Agent recommends issuance of disclaimer without cost to clear title already held by Mr. Van Busch.

Motion was made, seconded and adopted, that disclaimer as recommended by the Land Agent be approved in favor of Mr. Van Busch.

MARION COUNTY - Mr. Farris Bryant of Ocala, Florida, on behalf of clients G. M. Moses and P. W. Young, presented application for the following:

1. To purchase the reclaimed lake bottom land in the West 450 feet of Government Lot 11, Section 11, Township 13 South, Range 25 East, at a price of \$10.00 per acre for approximately 19.6 acres.
2. For permission to construct a causeway over the most practicable route from Government Lot 11, Section 11, Township 13 South, Range 25 East, to Kaufman's Island, being in Lake Kerr in Sections 14 and 15, same township and range.
3. For permission to procure 205,000 cubic yards of fill from the bottom of Lake Kerr to raise the level of the reclaimed land in Government Lot 11.
4. For permission to purchase and procure 42,000 cubic yards of fill from the bottom of Lake Kerr to construct the said causeway, and 1,130,000 cubic yards of fill to raise the level of Kaufman's Island.

Mr. Bryant stated that his clients will bridge an opening in the causeway to allow access through the fill.

Without objection the Trustees agreed to have the proposed sale advertised for objections and to have their engineer review the project and prepare recommendations in regard to the possible consequences of removing such a large quantity of bottom material from Lake Kerr, and further in regard to construction of the causeway, no plans for the causeway or description of the area to be dredged having been submitted.

PALM BEACH COUNTY - Request was made by the County Engineer of Palm Beach County for conveyance to the City of West Palm Beach of a strip of submerged land in Section 22, Township 43 South, Range 43 East, 0.09 of an acre, being twenty (20) feet wide and approximately two hundred thirty-five (235) feet long in Lake Worth easterly of and adjacent to right of way on submerged lands for Royal Palm Bridge. The City felt that such strip would preserve riparian rights in the city beyond the State Road Department's bridge project.

Inasmuch as the strip and the adjacent right of way are each in submerged lands to which riparian rights do not appear to attach by law, it was recommended that the 20 foot strip and the area outward from the right of way to the right of way of the Intracoastal Waterway be reserved or withdrawn from sale and dedicated for public purposes in order to assure the city that nothing will be sold or developed in said area adverse to the public interest.

Motion was made, seconded and adopted, that the Trustees do not approve conveyance of the strip to the City of West Palm Beach, but that the area be withdrawn from sale and dedicated for public purposes.

PALM BEACH COUNTY - On July 23, 1957, the Trustees authorized conveyance without charge to the adjacent upland owners of submerged land lying in Lake Worth between the existing shoreline and the easement to the City of West Palm Beach for extension of Flagler Drive. Three such owners - Mrs. J. B. Sullivan, Dr. Fred E. Manulis and J. J. Campbell - now make application for the additional submerged land between Flagler Drive easement and the bulkhead line established by the City of West Palm Beach.

The Trustees were not inclined to grant the request and indicated a preference that the bulkhead line should follow the east right of way line of Flagler Drive, and that submerged areas beyond that line should be retained for the public.

Because of the damaging effects on developed property, it was recommended that no conveyances of submerged land east of Flagler Drive right of way be made.

Motion was made, seconded and adopted, that the Trustees deny the requests from the three upland owners as recommended by the Land Agent.

PINELLAS COUNTY - Walter P. Fuller of St. Petersburg, on behalf of Alvin B. Wolosoff, made application for permission to dredge a channel in Boca Ciega Bay, approximately 6 feet deep and 1,400 feet long for a navigable approach to a boat basin to be dredged on the applicant's upland in Sections 2, 3 and 4, Township 32 South, Range 16 East. All spoil removed from the bay bottom and the upland will be deposited on applicant's upland, and Pinellas County Water and Navigation Control Authority has approved the work conditioned upon further approval by the Trustees.

Motion was made, seconded and adopted, that the permission requested by Mr. Wolosoff be granted by the Trustees.

SARASOTA COUNTY - P. T. Padrewski, appearing for James E. Wood on behalf of Sarasota County, requested that the Trustees reconsider action taken August 13, on request by the county for release of the clause "for county purposes only" contained in Trustees' Deed No. 18697 dated February 4, 1942, involving approximately 80 acres in Section 16, Township 37 South, Range 19 East. This case was reviewed by the Attorney General's office prior to action taken at the last meeting, and after report from an examination of the records, action was to approve the release upon payment to the Trustees of the sum received for the land.

Mr. Padrewski explained that this land came to the Trustees through a series of exchanges and sales with private owners in order that a particular parcel be made available for Myakka State Park. In working out the various transfers the 80 acres in Section 16 were conveyed to the Trustees with the understanding that it would be deeded to the county at a later date.

Motion was made, seconded and adopted, that the Trustees rescind action taken August 13, 1957, on this subject and authorize release of the restriction in Deed No. 18697.

CAPITOL CENTER - Motion was made, seconded and adopted, that the Trustees authorize issuance of warrant for \$750.00 in favor of H. Pierce Ford and George E. Zeigler, covering closing costs in acquisition of Capitol Center property from Jack G. and Josephine G. Whiddon, Parthenia Spires and Modern Homes, Inc., the Attorney General's office having approved payment of said amount.

Without objection the Trustees approve payment of a bill in amount of \$1,351.65 for furniture and equipment in the office of E. C. Rolland, expeditor of state buildings for the Board of Commissioners of State Institutions.

Mr. Ferguson reported that he was authorized to employ Mr. Lester Plumb to take over the Land Office work but that the salary has not been fixed, and that he would like to have instructions as to the amount.

Motion was made, seconded and adopted, that Mr. Plumb be employed as Records Clerk, his salary to be fixed at \$500.00 per month, one-half to be paid by the Trustees of the Internal Improvement Fund and one-half by the Commissioner of Agriculture. This arrangement was agreeable to Mr. Mayo and it was so ordered.

In a discussion of reorganization of the Trustees' office, Governor Collins stated that his concept of the plan was that there would be an effective assistant or director whose responsibility would be as broad as the Trustees could make it in organizing the work, supervision of the staff, and making recommendations as to policies for consideration by the board. With those things in view, the Trustees procured the services of Mr. Ferguson as Director, who will have authority to handle details without having to refer to the board for action.

The Trustees having deferred action on fixing salaries of Mr. Ferguson as Director and Mr. Wallis as Engineer, it was agreed, and so ordered, that the following salaries be approved, effective as of October 1, 1957:

Van H. Ferguson, Director	\$12,500.00 annually
W. Turner Wallis, Engineer	12,000.00 annually

to be paid from the Internal Improvement Fund.

Mr. Wallis suggested that the Trustees rescind action taken June 25, 1957, designating him as acting secretary during the absence of Mr. Elliot from the office, since Mr. Ferguson as Director would be the logical person to assume the Secretary's duties. Without objection the action of June 25 designating Mr. Wallis as Acting Secretary was rescinded. It was also agreed that it would not be necessary for the Director to be designated as Secretary, unless required by the law, but that the Director would assume the duties of the secretary and the Trustees' personnel and the engineering division would be under his direction.

by the Board of Commissioners of State Institutions granting permission for the American Legion Headquarters to occupy temporarily the vacant residence at 210 West Gaines Street as office space, with the understanding that the State will bear no expense in upkeep, repairs, utilities, etc., also with the understanding that the property will be vacated at any time the State may need it for expansion of the Capitol Center.

Attention was called to an act of the legislature, 57-791, designating the Trustees of the Internal Improvement Fund as the beach erosion agency of the state, and the engineer for the Trustees was requested to submit a report on the subject at the next meeting.

SUBJECTS UNDER CHAPTER 18296

Report No. 677 was presented listing three (3) bids for sale of lands under Chapter 18296, and Brevard County Deed No. 1750-A to Jeannette Ehrenkranz, issued for the purpose of correcting a part of the description, and approved by the Attorney General's office.

Motion was made, seconded and adopted, that the Trustees approve Report No. 677 and authorize issuance of deeds corresponding thereto.

JEFFERSON COUNTY - Application was presented from J. A. Burnett of Madison, Florida, for conveyance under Chapter 28317, Acts of 1953, of parts of Lots 141, 142, 181 and 182, formerly in the 15th Land District of Irwin County, Georgia, now in Jefferson County, Florida, containing 173.94 acres, more or less, in Township 3 North, Range 7 East. Applicant was the former owner as of June 9, 1939, and offers \$5.00 per acre for the land. The Clerk of the Circuit Court stated that all taxes and tax liens as required by law have been deposited with him.

The Trustees' Office recommends that conveyance be made upon payment of \$10.00 per acre, and upon condition that applicant will furnish the Trustees with certificate showing that he had title to the property on June 9, 1939, and also a certificate showing warranty deed from him (Burnett) to J. A. Collins.

Mr. Ike Anderson, Clerk of the Circuit Court of Jefferson County, was present and urged that the Trustees accept the offer of \$5.00 per acre as the applicant cannot pay more than that for the land.

Motion was made, seconded and adopted, that the Trustees authorize conveyance under Chapter 28317 of the land applied for upon payment of \$5.00 per acre, conditioned that applicant will furnish certificates of ownership as recommended.

HILLSBOROUGH COUNTY - T. Paine Kelly, Jr., of Tampa, Florida, presented request from the Tampa Chamber of Commerce, and from Hillsborough County, for quitclaim deed to certain land platted as streets within the limits of Hillsborough-Henderson Airport. Deed No. 625 dated December 31, 1940, to Hillsborough County conveyed property by lots and blocks which left title to the streets in the state. Information furnished was that the streets have never been opened up and used. The Chamber of Commerce of Tampa acquired title to this property and examination of the title disclosed that the state still held title to the streets. This area is to become a part of an Industrial Park and it is necessary to clear the title before plans can be consummated.


Attorney General Ervin recommended that the request be granted as it was contemplated that the entire property be conveyed since the streets had never been opened up or used.

Motion was made, seconded and adopted, that the Trustees authorize issuance of quitclaim deed in favor of Tampa Chamber of Commerce to the parcels of land designated on the plat of Temple Terraces as Narcissus Avenue, Annie Street and 37th Street through or across the northeast quarter of Section 20, Township 28 South, Range 19 East, comprising approximately 160 acres, upon payment of \$10.00, Mr. Kelly to furnish proof of ownership of all lots in the subdivision.

Without objection, the Trustees agreed to disclaim interest in certain Murphy Act certificates erroneously certified to the state under the Murphy Act involving land in Alachua, Baker and Citrus Counties, the Attorney General's Office having approved such disposition for the reason that said certificates did not vest any title in the state to the lands covered.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN


ATTEST: _____
ACTING SECRETARY

Tallahassee, Florida
September 3, 1957

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

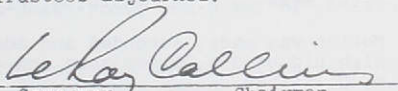
Attorney General Ervin called attention to litigation styled Lopez vs. Collins, et al, Leon Case No. 15369, involving land applied for January 15, 1957 by Tom Whitaker of Tampa, Florida, on behalf of Scenic Isles, Inc., described as being in Sections 11 and 12, Township 32 South, Range 18 East, Hillsborough County, located near the mouth of Little Manatee River, bordering upon the Southerly side of what is commonly known as "Goat Island". This land was advertised for objections only and objections were filed to the sale of February 26, 1957 and referred to the Attorney General for examination and recommendation. Subsequent action was taken April 9 and 30, 1957 resulting in an order to issue the deed and hold for thirty (30) days, allowing opportunity for objectors to take legal action if desired.

At a hearing before Judge Hugh Taylor Friday afternoon, August 30, 1957, he determined that it would be necessary that a suit to quiet title be filed in Hillsborough County, Florida, before he can determine the proceedings pending before him, and suggested that the Trustees of the Internal Improvement Fund agree to hold the deed in abeyance and not deliver to Scenic Isles, Inc., until the Hillsborough County suit can be filed and determined.

The Attorney General suggested that the Trustees make an order agreeing to the suggestion of Judge Taylor and direct the withholding of the deed until the suit can be filed and determined in Hillsborough County and final determination had in the Leon County suit. It was also suggested that the Trustees include a proviso in the order that the suit be filed in Hillsborough County within thirty (30) days.

Motion was made, seconded and adopted, that the suggestion of the Attorney General be adopted as the action of the board and that the deed be held pending outcome of the litigation, provided suit shall be filed in Hillsborough County within thirty (30) days.

Upon motion duly adopted, the Trustees adjourned.


Governor - Chairman

Attest: 
Director - Secretary

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

Present:	LeRoy Collins,	Governor
	Ray E. Green,	Comptroller
	J. Edwin Larson,	Treasurer
	Richard W. Ervin,	Attorney General
	Nathan Mayo,	Commissioner of Agriculture

Van H. Ferguson,	Director
W. Turner Wallis,	Engineer

Minutes of the Trustees dated August 13, 1957, were presented and approved without objection.

The following sales advertised for consideration on this date were presented:

MONROE COUNTY - On July 23, 1957, the Trustees considered offer of the appraised price of \$100.00 per acre from Bernie C. Papy for purchase of Lots 9, 10 and 11, Section 20, Township 66 South, Range 29 East, containing 93.87 acres, more or less, on Middle Torch Key. The land was advertised for competitive bids in the newspaper, the Key West Citizen, and proof of publication was filed in the Land Office.

Description of the land was called out and competitive bidding resulted in a high bid of \$401.00 per acre being made by Mr. Papy.

Motion was made, seconded and adopted, that the Trustees accept the bid of \$401.00 per acre and confirm sale in favor of Mr. Papy.

PUTNAM COUNTY - July 23, 1957, the Trustees considered offer of the appraised price of \$25.00 per acre from Catherine Johnson for purchase of Government Lot , Section 27, Township 11 South, Range 27 East, containing 64.86 acres, more or less. The land was advertised for competitive bids in the Palatka Times Herald and proof of publication was filed in the Land Office.

Description of the land was called out and competitive bidding resulted in a high bid of \$43.00 an acre being made by Melvin Schmidt of Boca Raton, Florida.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$43.00 per acre and confirm sale in favor of Mr. Schmidt

VOLUSIA COUNTY - July 23, 1957, the Trustees considered offer of the appraised price of \$15.00 per acre from W. G. Kilbee for purchase of the $W\frac{1}{2}$ of $NW\frac{1}{4}$ of Section 35, Township 20 South, Range 33 East, containing 79.92 acres, more or less. The land was advertised for competitive bids in the DeLand Sun-News, and proof of publication was filed in the Land Office.

Description of the land was called out and Mr. Ferguson reported another bid of \$15.00 was received from Ronald Rose.

Competitive bidding resulted in a high bid of \$56.00 per acre being made by E. H. and W. G. Kilbee.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$56.00 per acre and confirm sale in favor of E. H. and W. G. Kilbee.

VOLUSIA COUNTY - July 23, 1957, the Trustees considered offer of the appraised value of \$15.00 per acre from Sherrill Dillard for purchase of Government Lots 2, 3, 6, 8 and 9 of Section 13, Township 15 South, Range 27 East, containing 200.00 acres, more or less. The land was advertised for competitive bids in the DeLand Sun-News, and proof of publication was filed in the Land Office.

Description of the land was called out and competitive bidding resulted in a high bid of \$42.00 per acre being made by Moi Tendrich.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$42.00 an acre and confirm sale in favor of Mr. Tendrich.

VOLUSIA COUNTY - July 23, 1957, the Trustees considered offer of the appraised value of \$10.00 per acre from M. J. Yankovich for purchase of Government Lot 1, Section 2, Township 16 South, Range 29 East, containing 19.85 acres, more or less. The land was advertised for competitive bids in the DeLand Sun-News, and proof of publication was filed in the Land Office.

Description of the land was called out and Mr. Ferguson reported that he had received additional bids of \$201.52 from Arnold L. Houghland for the lot, \$26.00 per acre from T. W. Tatum and \$11.00 per acre from Ronald Rose.

Competitive bidding resulted in a high bid of \$50.00 per acre being made by Moi Tendrich.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$50.00 per acre and confirm sale in favor of Mr. Tendrich.

MONROE COUNTY - July 23, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from F. P. Sadowski for purchase of a parcel of submerged land in Bonefish Bay in Section 4, Township 66 South, Range 33 East, described as commencing at the northwest corner of said Section 4, and thence by metes and bounds description to the point of beginning, containing 32.78 acres, more or less. The land was advertised for objections only in the Key West Citizen, and proof of publication was filed in the Land Office.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 per acre for the land described and confirm sale in favor of Mr. Sadowski.

PALM BEACH COUNTY - June 25, 1957, the Trustees considered request from the Board of County Commissioners of Palm Beach County on behalf of First Church of Christ, Scientist, for conveyance of a parcel of submerged land in Lake Worth in Section 22, Township 43 South, Range 43 East, the commencing point being at the northwest corner of Section 27, said township and range, and thence by metes and bounds description to the point of beginning, containing 0.09 of an acre, more or less. The said parcel is located east of and adjacent to right of way of Flagler Drive, Royal Park Bridge, in front of land of First Church of Christ, Scientist, being a strip 20 feet wide in Lake Worth. The land was advertised for objections only in the Palm Beach Post, and proof of publication was filed in the Land Office.

Description of the land was called out and no objections were filed to the sale. The Director stated that this parcel was being conveyed in compensation for right of way granted by the Church to the county for Royal Palm Bridge, and that advertising cost and documentary stamps would be paid by the Church.

Motion was made, seconded and adopted, that conveyance of the parcel to the Church be authorized without cost.

BREVARD COUNTY - Irving M. Wolff, of Miami, on behalf of Charles Valenti and Joe Prussiano, made application to purchase Government Lots 12 and 13, Section 26, Township 29 South, Range 38 East, containing approximately 100.7 acres, and offered the appraised price of \$100.00 per acre for the land. The lots comprise the major portion of an island, largely mangrove, adjacent to Mullet Creek near the east shore of Indian River opposite the village of Grant, and applicants propose a residential development.

Motion was made, seconded and adopted, that the Trustees agree to advertise the lots for competitive bids starting with the offer of \$100.00 per acre.

BREVARD COUNTY - The Town of Cocoa Beach applied for conveyance of a strip of submerged land 500 by 1000 feet as a site for a municipal sewage treatment plant, together with dredging rights to obtain fill from a similar tract west of the proposed plant site. The said strip lies adjacent to and west of a tract of Banana River sovereignty land which the Trustees granted to the Board of Public Instruction of Brevard County as a site for public schools and school facilities. Information has been furnished showing approval of the project of the Board of Public Instruction, the State Board of Health and the Board of County Commissioners. With the prospect for a federal grant, immediate action was urged.

The Director stated that the question of establishing a bulkhead line has been referred to the Attorney General, and, in order that the town's prospect for Federal funds not be jeopardized, it was recommended that the grant for municipal purposes only be authorized, with deed to be delivered after certified copies of resolutions or other documentary evidence has been filed showing official approval as indicated by the Board of Public Instruction, the State Board of Health and the Board of County Commissioners, and that the opinion of the Attorney General has been complied with in reference to requirement, if any, of a bulkhead line for the municipal purpose.

Without objection, the recommendation of the Director was approved as the action of the Board.

DADE COUNTY - Eagle Docks & Warehouses, Inc., holder of ten-year lease No. 583, dated April 15, 1948, has applied to purchase the leased area which is upland between Seaboard Airline Railroad and Miami Canal near Northwest North New River Drive and Northwest 28th Street adjacent to property owned by lessee in Riverside Manor Sub-division.

Subsequent to above application request was made on behalf of Maule Industries, Inc., to lease the area, statement being made that the Maule firm since September 15, 1949, has occupied the land under sub-lease from Eagle Docks and Warehouses, Inc.

Recommendation was made by Mr. Ferguson that no sale of the land be contemplated and that each applicant be invited to submit offers for lease together with an outline of applicant's intention as to improvements and that such proposals be submitted at the meeting October 8, 1957.

Motion was made, seconded and adopted, that the Trustees decline to entertain any proposal for sale of the parcel of land, and that the recommendation of Mr. Ferguson be approved as to submission of proposals for leasing the land for a period of from ten to thirty years with information as to what improvements are planned over the period for which the lease is desired.

DUVAL, FLAGLER, ST. JOHNS AND VOLUSIA COUNTIES - Request was presented from Long and Warner, Washington, D. C., on behalf of Charles R. Rudolph and Nuclear Magnetic Mining, Inc., for approval of agreement made August 24, 1957, between Walter B. Fraser and Nuclear Magnetic Mining, Inc., to modify provisions of an assignment of Mineral Lease No. 844 by Mr. Fraser, the original lessee, to Charles R. Rudolph who subsequently assigned to the mining firm. The new agreement concerns royalty distribution.

The Director recommended approval of the agreement made August 24, and also approval of the assignment by Mr. Rudolph to Nuclear Magnetic Mining, Inc., dated November 15, 1954, which was filed with the Land Office but no approval is shown in the minutes.

Motion was made, seconded and adopted, that the Trustees approve agreement of August 24, 1957, and assignment of November 15, 1954, as outlined and recommended by Mr. Ferguson, affecting Lease No. 844.

HIGHLANDS COUNTY - The Director reported that in the lawsuit styled M. M. Ferguson and Trustees of the Internal Improvement Fund vs. Howard F. McAfee and Aaron C. Reber, final decree in the Circuit Court of Highlands County was entered July 22, 1957. On August 13, 1957, Howard G. Livingston appeared before the Trustees seeking stipulation or modification of the final decree which adjudged the defendants to be trespassers and ordering removal of the two boathouses in Rex Beach Lake, formerly Lake Jackson.

The matter was referred to the Attorney General and complying with his recommendation the Trustees, without objection, scheduled a hearing for October 22 on the subject, after giving notice to the Trustees' co-plaintiff, the defendants and counsel for the respective parties. It was so ordered.

HIGHLANDS COUNTY - Flora E. Arrington applied to purchase Government Lot 16 in Section 12, Township 35 South, Range 30 East, containing 6.91 acres, and offered the appraised price of \$150.00 per acre. Applicant proposes to develop the lot as her homesite.

Motion was made, seconded and adopted, that the Trustees agree to advertise the lot for competitive bids, starting with the offer of \$150.00 per acre.

HIGHLANDS COUNTY - Harry Lee, on behalf of Lane Realty, Inc., of Sebring, Florida, applied for permit to remove 1000 cubic yards of material from the bottom of Little Lake Jackson to be used in improving applicant's upland property in Section 1, Township 35 South, Range 28 East.

Motion was made, seconded and adopted, that the Trustees authorize permit for taking the material requested upon payment at the rate of five cents (5¢) per cubic yard, with a minimum of \$25.00 for 500 or less cubic yards.

MONROE COUNTY - John W. Burton, on behalf of Swis Corporation, offered \$1,100.00 per acre for Government Lot 4 in Section 33, and Government Lot 2 in Section 34, Township 64 South, Range 35 East. The land applied for is part of an island area between the arms of Long Key. The offer was above the appraised value.

Motion was made, seconded and adopted, that the Trustees defer action on the application pending receipt of information as to the intended use or development of the property.

MONROE COUNTY - G. A. Crawshaw, on behalf of R. Warner Ring, Lindsley McChesney and E. B. Moylan, Jr., as owners of Indian Key, Government Lot 1, Section 13, Township 64 South, Range 36 East, offers the appraised value of \$100.00 per acre for 67.1 acres of submerged land adjacent and northerly of their upland. Also, application was made for an easement for an access causeway to U. S. Highway No. 1.

The area applied for does not conflict with the dedication for park purposes and it is recommended that advertisement be for objections only. As to the 300 foot wide easement for access, it is recommended contingent upon approval by the Board of Parks and Historic Memorials and the State Road Department. Applicants propose to develop the area as a museum with park and marina.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for objections only and grant the access easement upon approval by the Park Board and the State Road Department.

Applications were presented for purchase of submerged land adjacent to upland property of applicants, and recommendation was made that the parcels be advertised for objections only.

MONROE COUNTY - G. A. Crawshaw, on behalf of the following applicants:

- (a) Mrs. Erdell Mutchler offered the appraised price of \$150.00 per acre for 3.2 acres in the Straits of Florida, Section 2, Township 60 South, Range 40 East, Key Largo.
- (b) Arden A. Schwartz offered the appraised price of \$300.00 per acre for 0.23 of an acre in the Straits of Florida in Section 33, Township 63 South, Range 37 East, Upper Matecumbe Key.
- (c) Sub Tropics Developers, Inc., offered the appraised price of \$300.00 per acre for 0.4 of an acre in the Straits of Florida in Section 15, Township 64 South, Range 36 East, Lower Matecumbe Key.
- (d) Samuel Tucker and John Croft offered the appraised price of \$300.00 per acre for 1.4 acres in the Straits of Florida in Section 5, Township 64 South, Range 37 East, and for 1.1 acres in Florida Bay in Section 32, Township 63 South, Range 37 East, Upper Matecumbe Key.
- (e) Iroquois Builders, Inc., offered \$300.00 per acre for 6.4 acres in the Straits of Florida in Section 29, Township 64 South, Range 36 East, Lower Matecumbe Key.
- (f) Frank Birch, et al, offered the appraised price of \$200.00 per acre for 1.8 acres in the Straits of Florida in Sections 8 and 17, Township 63 South, Range 38 East, Plantation Key.
- (g) Frederick T. Bond offered the appraised price of \$200.00 per acre for 1.5 acres in Florida Bay in Section 23, Township 62 South, Range 38 East, Key Largo.
- (h) Arthur Lenssen, Jr., offered the appraised price of \$250.00 per acre for 0.83 of an acre in the Straits of Florida in Section 6, Township 62 South, Range 39 East, Key Largo.
- (i) William O. Allen offered the appraised price of \$250.00 per acre for 0.83 of an acre in the Straits of Florida in Section 6, Township 62 South, Range 39 East, Key Largo.
- (j) Sidarlen Development Corp. offered the ^{adjusted} appraised price of \$150.00 per acre for 62.0 acres in Long Key Eight in Sections 3 and 4, Township 65 South, Range 35 East, Long Key.

MONROE COUNTY - W. Curry Harris, on behalf of Thomas Gordon, offered the appraised price of \$200.00 per acre for 5.0 acres in Bogle Channel in Section 23, Township 66 South, Range 29 East, Big Pine Key.

MONROE COUNTY - Popper and Tittle, on behalf of Brown Brothers Contractors, Inc., offered the appraised price of \$150.00 per acre, or the minimum of \$100.00 for 0.32 of an acre in Florida Bay in Section 5, Township 66 South, Range 33 East, Craw Key.

Motion was made, seconded and adopted, that the Trustees authorize the foregoing parcels of submerged land advertised for objections only based on the offers submitted.

PALM BEACH COUNTY - C. Robert Burns, attorney of West Palm Beach, on behalf of Mrs. J. B. Sullivan, requests review of action taken by the Trustees August 27, 1957, on application from adjacent owners of land on Lake Worth for additional submerged land between Flagler Drive right of way and the bulkhead line established by the City of West

Palm Beach. At the last meeting the Trustees declined to make conveyance beyond the bulkhead line established by the City of West Palm Beach and indicated a preference that the right of way line for Flagler Drive be designated as the bulkhead line.

Mr. Burns called attention to a War Department Permit issued to upland owners in that area June 5, 1957, and to which the Trustees made no objection. Said permit was issued prior to application of Chapter 57-362, the Bulkhead Act.

Reference was made to Section 11 of Chapter 57-362 under which the applicants qualified as an exception. An official bulkhead line having been fixed by the City of West Palm Beach and the permit approved by the War Department for a fill out to such line it would appear that it is outside the jurisdiction of the Trustees.

Mr. Ferguson recommended that in the light of developments referred to, the Trustees rescind action of August 27, 1957, which will leave the applicants in the same situation they were prior to enactment of the 1957 general law.

Motion was made by Mr. Larson, seconded by Mr. Ervin and adopted, that the Trustees rescind action taken August 27 on the application of Mrs. Sullivan and others in that immediate vicinity according to the recommendation of Mr. Ferguson.

PINELLAS COUNTY - Mr. Floyd T. Christian, Superintendent of Public Instruction for Pinellas County, requested that the Trustees make available to the School Board of his county the \$70,000.00 which the state is to receive as settlement in the Paradise Island overfill. He explained that the county had first requested that the overfill be given to the county for a school site but the Trustees were not agreeable and settled with the Paradise Island people for payment of \$70,000.00. The School Board then asked for the \$70,000.00 to assist in filling a site on Madeira Beach, which was given to the county by the Federal Government. The filling of this site was estimated to cost around \$100,000.00. Increase in the number of students attending school was cited and the urgent need for new school buildings.

Action heretofore taken was reviewed and the Attorney General recalled that the Trustees had indicated that since no part of the overfill in the Paradise Island area would be reserved for park or school sites, a substantial contribution would be made to the School Fund out of the moneys received from the settlement with the Paradise Island developers. Other members were of the opinion that it was generally understood that the Trustees would make a contribution to Pinellas County schools but no definite amount was agreed upon and there was no indication that the full amount received would be turned over to Pinellas County for schools.

Mr. Christian called attention to the fact that if the site in question had to be bought, \$70,000.00 would be only a drop in the bucket; that it is estimated the cost to fill will be around \$100,000.00 and the county would like the Trustees to pay one-half the cost. He suggested that the County School Board get bids on the filling and bring a report back to the Trustees.

Governor Collins suggested that he would be willing to grant one-half of the amount received for the overfill. Treasurer Larson stated he would be agreeable to the Governor's suggestion.

Attention was called to the possibility that the School Fund would be entitled to one-fourth of the amount paid by Paradise Island people, and the Attorney General was asked to look into that question.

Without objection it was agreed to informally pass decision on the request from Pinellas County School Board until report can be furnished as to the cost of filling the site referred to by Mr. Christian.

Pinellas County Water and Navigation Control Authority requested that the Trustees agree on a date, preferably not on Tuesday, to meet with said authority for discussion of subjects of mutual interest.

Without objection, the Director was requested to canvass the membership of the Trustees and fix a date for said meeting.

Attention was called to the report from the Engineering Division, dated September 5, 1957, on the suggested beach preservation program to be pursued by the Trustees under Chapter 57-791.

"Beach erosion is not a new problem to Florida, but has been combatted by local and private interests for many years. As an outgrowth of the need for participation by the State in beach preservation activities, Chapter 57-791, Laws of Florida, reaffirms the responsibility placed in the Trustees of Internal Improvement Fund by Section 253.03, F.S., for the protection of the shoreline as a part of sovereign lands. Specific authority was granted the Trustees to establish, if considered desirable, a department of beach and shore erosion, and to assist critical problem areas by sharing the costs for implementing protective or preventive programs.

Along Florida's coastline occur some of the most serious beach erosion problems in the country. The causes of beach erosion, as a general phenomenon, have been fully ascertained, but solutions to these problems cannot be planned on the basis of general knowledge alone. Local conditions must be studied individually, and the corrective measures planned as an integral part of a more comprehensive system for the entire shoreline.

Because of the complex origin and the wide-reaching effects of beach erosion, the Federal Government has interested itself, creating the Beach Erosion Board as early as 1930. Through the activity of this Board, primarily administered by the Corps of Engineers, assistance has at times been made available for conducting surveys and providing corrective measures. A few studies have been made in Florida, but funds for corrective work have been negligible. Prospects for Federal participation in the future are even less encouraging.

Florida has two distinct advantages which make the implementation of a state beach preservation program currently timely. Research work by the University of Florida Coastal Engineering Laboratory, culminating in a series of valuable reports, has identified the areas of most acute beach erosion consequences and in part prescribed corrective measures. Secondly, the public is generally cognizant of the seriousness of beach erosion problems and the economic consequences which may result unless remedial steps are quickly undertaken. Early this year, prior to the convention of the Legislature, the Florida Shore and Beach Preservation Association was organized in recognition of the instrumental part public groups could take in effectuating a state-wide beach preservation program.

With this public readiness, the assumption of three important functions by the State, in accordance with Chapter 57-791, would provide Florida with a highly satisfactory program for beach erosion control. First, the State, through the Trustees or other suitable agency, must coordinate all beach protection activity to insure universal compatibility. Second, the State must make available research facilities and personnel in the highly technical field of coastal engineering. Third, the State must provide a means for sharing the costs of meritorious projects which exceed the financial capabilities of the locality involved.

In regard to the last two functions, applications have been received for funds to continue a research program already under way, and for the installation of corrective programs at four localities where erosion problems are extremely critical.

Coastal Engineering Laboratory, University of Florida.	\$60,000.00
Jupiter Island.	27,000.00
Anna Maria Island.	Undetermined
Haulover Beach.	Undetermined
Deerfield Beach	Undetermined

The substance of these applications is described more completely in an addendum to this report.

Accordingly, the following recommendations are made for the initial involvement of the Trustees of Internal Improvement Fund in beach preservation activities under Chapter 57-791:

1. That funds be made available to the Coastal Engineering Laboratory, University of Florida, for continuation of research in beach erosion control.
2. That the staff of the Trustees of Internal Improvement Fund undertake a comprehensive study of the nature and extent of beach erosion problems in Florida, their relative importance, the corrective measures needed, and the economic implications.
3. That the cost-sharing participation in local projects be withheld pending completion of the study to determine needs and priorities, except in cases of evident emergency or of a demonstration or pilot project.
4. That, due to staff limitations, the Trustees not undertake at this time regulation of beach protection work through review of individual applications and issuance of permits."

Representative Rupert J. Smith of St. Lucie County, Colonel M. A. Ramsey, President of Florida Shore and Beach Preservation Association, Mr. Kenneth Thompson, City Manager of Sarasota, Florida, and also a director of the Association; Dr. Per Moeller Bruun and Mr. William Morgan of the University of Florida Coastal Engineering Laboratory, were present for discussion of beach preservation activities as provided for in Chapter 57-791 which designates the Trustees of the Internal Improvement Fund as the erosion agency for the state and authorizes expenditure of surplus funds not exceeding \$300,000.00 on cooperatively financed local beach preservation projects.

Mr. Smith and Colonel Ramsey explained the need for expediting a program to prevent erosion and to preserve the beaches of Florida. Reference was made to the several requests already received for funds to combat beach erosion and the need for a definite agency to process such requests. It was further brought out that the University of Florida Coastal Engineering Laboratory cannot carry out an adequate research program until funds are available. Funds are necessary also for special equipment to be used in work done under contract for localities.

Mr. Smith suggested that the Trustees, as the erosion agency of the State, designate some individual who is familiar with the various problems to coordinate the work as a part of the engineering activities of the Trustees.

Dr. Bruun and Mr. Morgan outlined the work being done at the Coastal Engineering Laboratory and the urgent need for funds to enable the Laboratory to enter into contracts with agencies that require assistance. Money from such contracts will assist in financing the Laboratory. Dr. Bruun also referred to two engineers from Holland - Professors Franciscus Gerritsen and J. J. Leendertse - who are on the Laboratory staff, and no additional personnel is contemplated for carrying on this work. The urgent need for funds was emphasized, especially in view of the contemplated meeting in Gainesville on December 2nd of the 6th International Conference on Coastal Engineering, with approximately 200 engineers in attendance, 25 of whom are expected to come from abroad.

Governor Collins expressed the view that before anything definite is done in engaging personnel for heading the beach erosion program, the Trustees will require recommendations from the Director as to what the needs will be. He was of the opinion also that funds should be allocated to the University of Florida Engineering Laboratory for broadening the work.

Mr. Wallis, Engineer, stated that the contribution of \$20,000.00 would certainly be helpful to the program and that it would be sound for final action on other phases of the report to be delayed until recommendations could be made.

Without objection, the Trustees agreed to allocate twenty thousand dollars (\$20,000.00) to the Coastal Engineering Laboratory of the University of Florida for the particular equipment listed:

Wave Tank.	\$ 3,000.00
Concrete slab for model test on bays and waterways.	12,000.00
Field Survey equipment.	5,000.00

and to request Mr. Ferguson to furnish the Trustees with a recommendation as to personnel and as to any further allocation of funds that may develop.

MONROE COUNTY - Without objection the Trustees authorized issuance of warrant in amount of \$125.00 in favor of the Tax Assessor of Monroe County covering the cost of reproducing a set of maps showing ownerships.

Conservation Coordination Committee of South Florida, represented by C. E. McLane, Executive Secretary, submitted a report of the committee's position, as taken August 27, 1957, concerning hunting, fishing and commercial frogging in an area designated as Compound No. 3, also with reference to suggested grants of lands and privileges to the Seminole Indians.

Without objection, action was deferred and the report was referred to Colonel Max Denton, Director of Indian Affairs.

ORANGE COUNTY - C. Arthur Yergey of Orlando, Florida, protested the illegal filling in Lake Maitland.

Attorney General Ervin explained that he had discussed this situation with Mr. Yergey before the meeting and was prepared to make a report on the subject, recommending that the Trustees move the Court for authorization to intervene. There is in process at this time a fill of approximately 35 acres, the title to which was predicated on a Murphy Act certificate. Original record title came from the United States by patent in 1883. From representation by Mr. Yergey, Lake Maitland is comprised of approximately 500 acres and is part of a waterway chain running into other lakes and streams. The particular area where the fill is in prospect is navigable in fact and title should not have passed into private ownership. Under a decision of the Supreme Court it is believed that it can be established that this is a part of the sovereign land and not subject to disposal by the Trustees or by the United States. Public interest was thought to be sufficient to justify intervention by the Trustees.

Mr. Yergey agreed to put up \$5,000.00 bond to save the Trustees harmless in the suit.

Governor Collins expressed the view that he would favor referring the matter to the Attorney General and authorize him to proceed as he thinks proper.

Mr. Wallis stated that several others besides Mr. Yergey have complained of the excessive filling in Lake Maitland, which is in the Town of Winter Park, and wherever the State can have favorable Court ruling in such cases, the better it will be.

Motion was made by Mr. Larson, that the suggestion of the Governor be approved and that the Trustees actively join or intervene in the case since the area is in fact navigable and connected with navigable waters to the St. Johns River. Without objection, it was so ordered.

MARTIN COUNTY - J. Lewis Hall, associated with Attorney Harry Stewart of West Palm Beach, Florida, representing Falmouth Limited, requested consideration of a memorandum to the Trustees from Assistant Attorney General Fred M. Burns and Van H. Ferguson, State Land Agent, with reference to Answer and Counter-claim in Superior Properties, Inc., vs. Trustees, et al, Leon Circuit Court No. 15412. Question has been raised as to validity of Trustees Deed No. 21416 dated December 15, 1956, in favor of Superior Properties, Inc., and the information furnished discloses that had the true facts been disclosed as to ownership of the upland adjacent to the land deeded, the Trustees would not have issued the deed. Mr. Hall requests that the Trustees proceed to have the deed set aside.

Without objection the Trustees requested the Attorney General's Office to take appropriate action to have the deed to Superior Properties, Inc., set aside and defend the State's interest in the suit against Falmouth Limited. It was so ordered.

PALM BEACH COUNTY - Attention of the Trustees was called to request from Mrs. Richard LeFils that the Trustees purchase her property on Kraemer Island comprising approximately 280 acres.

No definite information being available to the Trustees, Mr. Ferguson was requested to secure information as to the fair value of the property, the amount of the decree in the foreclosure suit, the face of the mortgage being foreclosed and what price Mrs. LeFils would accept for the property. The Trustees were not inclined to give favorable consideration to the request as it would be setting a precedent and other property owners in the area would expect the same treatment. It was suggested that Mrs. LeFils take the matter up with the Flood Control District.

Comptroller Green called attention to action taken by the Trustees directing Mr. Van Ferguson, the Director, to proceed with plans for a new building, or an addition to the present location of the Trustees' office, and reported that an addition to the present location does not appear to be practicable. In conference with the Construction Division of the State and Mr. E. O. Rolland, it was recommended that new construction would be more desirable.

Motion was made, seconded and adopted, that Mr. Ferguson be authorized to secure the services of an architect and prepare plans and specifications for construction of a unit to be occupied by the Trustees Office, the Land Office, and the Field Note Division.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 678, listing regular bids for sale of lands under Chapter 18296, and authorize issuance of deeds corresponding to said bids.

Motion was made, seconded and adopted, that position held by Ernest Hewitt be designated as Tax Clerk in the handling of lands under Chapter 18296, with a salary of \$550.00 per month, effective October 1, 1957.

POLK COUNTY - Woolfolk and Myers, on behalf of Victor B. Story, Frostproof, Florida, requested that the Trustees issue quitclaim deed to the North 445 feet, West of the railroad, of U. S. Government Lot 7, in Section 16, Township 31 South, Range 28 East.

The records disclose that in certifying this parcel to the State under Chapter 18296, the Clerk of the Circuit Court made an error. Subsequently, Deed No. 576, dated May 28, 1941, was issued to B.K. Bullard. The Attorney General's Office recommends that the quitclaim deed be issued to Mr. Story, the present owner.

Motion was made, seconded and adopted, that the Trustees authorize issuance of quitclaim deed in favor of Mr. Story upon payment of \$450.00.

POLK COUNTY - The Clerk of the Circuit Court of Polk County requests that the Trustees reduce the minimum base bid of \$10.00 per lot for advertising Lots 4 to 7, inclusive, and 9 to 13, inclusive, Block "B", J. T. Miller Subdivision in Section 9, Township 28 South, Range 27 East. Recommendation was made that no reduction in the base bid be authorized.

Without objection, the Trustees declined to reduce the base bid of \$10.00 per lot.

Motion was made, seconded and adopted, that the Trustees disclaim interest in certain certificates, certified to the State under Chapter 18296, covering land in Citrus, Hernando, Lake, Liberty and Marion Counties, the Attorney General's office having approved such disposition for the reason that said certificates vested no title in the State to the lands covered thereby.

Upon motion duly adopted, the Trustees adjourned.

ATTEST:

W. H. Ferguson
DIRECTOR - SECRETARY

LeRoy Cullen
GOVERNOR - CHAIRMAN

Tallahassee, Florida
September 24, 1957

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

Present: J. Edwin Larson Treasurer
Richard W. Ervin Attorney General
Nathan Mayo Commissioner of Agriculture

Van H. Ferguson Director

ST. LUCIE COUNTY - Mr. Ferguson reported that on June 11, 1957, the Trustees confirmed sale of 64.4 acres of submerged land in the Indian River in Section 3, Township 35 South, Range 40 East, to Fort Pierce Port and Terminal Company, pursuant to authorizations of advertisement for objections on February 12th and April 9th, 1957. No objections were filed, but subsequent to confirmation of the sale it was discovered that the application and notice contained an error in the description. Corrected notice was published and no objections were received. The Director recommended confirmation of sale under corrected legal description and that corrective deed and deposit agreement be issued.

Motion was made by Mr. Larson, seconded by Mr. Mayo and adopted, that the Trustees adopt the recommendation of the Director as to the action of the board with authority for issuance of corrective deed and deposit agreement.

In connection with the foregoing sale, M. A. Ramsey, President of Fort Pierce Port & Terminal Company, requested that the Trustees take action on the resolution adopted September 17, 1957, by the Board of County Commissioners of St. Lucie County, Florida, approving the bulkhead line established by said County in an area on the West shore of the Indian River between a point 330 feet North of the pier of the Indian River Refrigeration & Terminal Company, and the South Bank of Taylor Creek.

Motion was made, seconded and adopted, that the Trustees of the Internal Improvement Fund approve the bulkhead line established by resolution of the Board of County Commissioners of St. Lucie County dated September 17, 1957, as shown on map designated as,

MAP OF BULKHEAD LINE
PORT OF FT. PIERCE
FORT PIERCE PORT & TERMINAL COMPANY

General Development Plan
Port of Fort Pierce, Florida
Alton A. Register & Assocs. Engineers
Fort Pierce, Florida
March 13, 1957

with certificate of approval signed by F. C. Elliot, Engineer, September 24, 1957.

SARASOTA COUNTY - Request was made on behalf of the State Road Department for temporary easement covering three (3) dredging areas in Sarasota Bay, area "A" being in Section 25, areas "B" and "C" being in Section 24, all in Township 36 South, Range 17 East, required in the construction of State Road No. 78 - Section 1703-109.

Motion was made by Mr. Mayo, seconded by Mr. Larson and adopted, that the Trustees authorize issuance of temporary easement for the three areas described, and that the Road Department be requested to release the dredging area heretofore authorized and which has been superseded by the three proposed areas.

SARASOTA COUNTY - On July 23, 1957, the Trustees considered offer of \$200.00 per acre from John R. Wood, on behalf of Clifford C. Whiteford, Arthur R. Dodge and Spencer A. Miller, for purchase of a parcel of submerged land in Little Sarasota Bay in Sections 20, 21, 28 and 29, Township 37 South, Range 18 East, more particularly described as commencing from the North-east corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 21, said township and range, and thence by metes and bounds description to the point of beginning, containing 6.80 acres, more or less. The land was advertised for objections only in The Sarasota Herald, and proof of publication was filed in the Land Office.

Description of the land was called out and objections were filed by the County on behalf of Sarasota County Water & Navigation Control Authority. The Director recommended that the County set the bulkhead line, to be approved by the Trustees of the Internal Improvement Fund, before deed can issue.

Upon motion, duly seconded and adopted, action was deferred, without prejudice, and the Director was instructed to communicate immediately by telephone in an effort to clarify the County's position, the County having approved the limits for filling the area as shown by resolution of November 26, 1956, and having submitted objections to the sale in the name of Sarasota County Water and Navigation Control Authority received September 23, 1957.

Without objection the Director was authorized to purchase three (3) General Fireproofing four-drawer legal size files at a cost of \$137.00 each less 15% discount, or a total cost of \$349.35 for the three files.

Motion was made, seconded and adopted, that the Trustees approve action taken by the Board of Commissioners of State Institutions and by the Budget Commission September 17, 1957, on the following:

Release and transfer from the Internal Improvement Fund for State Library Board - Capitol Center Office Space for State Library Board \$175,000.00

The Board of Commissioners of State Institutions at the meeting September 17, 1957, authorized the Construction Division of the Board of Commissioners of State Institutions to render advisory and other assistance in designation of a site and preliminary planning for a building to house operations of the Trustees of the Internal Improvement Fund, the State Land Office and the Field Note Division.

FINANCIAL STATEMENTS FOR THE MONTH OF AUGUST, 1957

UNDER CHAPTER 610

Balance as of August 1, 1957		\$299,898.82
Receipts for the Month:		
Land Sales	\$ 59,097.57	
Quitclaim Deeds	624.00	
Fill Material	4,535.23	
Advertising	319.19	
Shell and Sand Leases	14,064.53	
Timber Leases	84.20	
Oil Leases	153,798.15	
Revenue Bonds	7,954.00	
Mineral Leases	175.00	
Rental Property	2,627.22	
Miscellaneous	<u>786.00</u>	
Total Receipts for the Month of August, 1957		<u>244,065.19</u>
GRAND TOTAL		\$543,964.01
Less: Disbursements for the Month of August, 1957		<u>155,371.42</u>
BALANCE AS OF AUGUST 31, 1957		<u>\$388,592.59</u>

DISBURSEMENTS FOR MONTH OF AUGUST, 1957

<u>DATE</u>	<u>WARRANT NUMBER</u>	<u>PAYEE</u>	<u>JULY SALARY</u>	<u>AMOUNT</u>
8/2/57	31051	F. C. Elliot	\$1,050.00	\$ 834.95
	31052	W. T. Wallis	875.00	679.85
	31053	Blue Cross of Florida		10.90
	31054	S.C.O.E. Retirement		115.50
	31055	Federal Tax		283.80
	21735	Tallahassee Blue Print Supply Company		2.50
	21736	Dixie Printing Co., Inc.		33.95
	21737	News-Journal Corporation		16.10
	21738	St. Petersburg Times		15.01
	21739	The Clearwater Sun		25.30
	21740	The Coral Tribune		49.70

DISBURSEMENTS FOR MONTH OF AUGUST, 1957 (Continued)

DATE	NUMBER	PAYEE	AMOUNT
8-2-57	21741	Ft. Pierce Newspapers, Inc.	\$ 27.60
	21742	The Sanford Herald	14.95
	21743	Capital Paper Company	20.85
	21744	General Office Equipment Co.	43.53
	21745	Linderbeck Office Supply, Inc	16.00
	21746	R. M. McLane	53.15
8/6/57	25227	V. H. Ferguson	26.20
8/13/57	32165	Ray E. Green, Comptroller	128.05
	32167	Southeastern Telephone Co.	30.15
	32168	Bulkley-Newman Printing Co.	195.00
	32169	Wyatt's Business Machines	5.50
	32170	Alachua County Abstract Co.	15.00
	32171	Glades & Hendry Abstract Co.	35.00
	32172	J. H. Dillely, C.C.C.	2.00
	32173	Geo. G. Crawford, C.C.C.	6.75
	32174	Ebersole Publishing Co., Inc.	14.57
	32175	The Key West Citizen	131.10
	32176	Demco Library Supplies	11.70
	32177	General Office Equipment Co.	5.40
	32178	Capital Office Equipment Co.	15.75
	32179	W. H. Morse	4.21
	32180	W. H. Morse	179.70
	32181	Hugo R. Broleman, Jr.	9,169.88
	32182	Commercial Office Supply Co.	865.10
	32183	Modern Homes, Inc.	22,044.00
	32184	Parthenia Spires	22,185.46
	33241	L. M. Shelfer	13.65
8/14/57	33242	S.C.O.E. Retirement	.87
	36291	J.G.Whiddon & Josephine G. Whiddon	23,265.50
8/15/57	38107	C. L. Vocelle	45.97
	38108	T. M. Shackelford, Jr.	67.55
	38109	Pierce Ford & G.E.Zeigler	500.00
8/16/57	38199	J.E. Larson, Trans. to St.Bd.Conservation	11,793.58
	38200	J.E.Larson, Trans. to Principal St.School Fund	14,290.75
	38817	W. T. Wallis	83.25
	33511	J. A. Knight	77.14
	33512	Teachers Retirement	11.76
	33513	Blue Cross of Florida	7.85
8/19/57	40396	Tsala Apopka Basin Recreation	25,000.00
8/20/57	41727	City of Tallahassee	123.62
8/22/57	45484	Western Union Telegraph Co.	14.76
	45485	Southeastern Telephone Co.	310.35
	45486	Jon S. Beasley	852.40
	45487	Tallahassee Democrat	12.10
	45488	The Coral Tribune	46.00
	45489	The Key West Citizen	19.93
	45490	W. A. Parish, Inc.	25.00
	45491	Standard Oil Co.	42.22
	45624	Board of Commissioners of State Institutions	5,106.58
8/23/57	46448	M. Denton	197.06
8/27/57	46652	Board of Commissioners of State Institutions	20.00
	48648	City of Pahokee, Fla.	2,113.95
8/28/57	49846	Marion Engineering Associates	4,229.72
	52583	Pierce Ford & G.E.Zeigler	750.00
8/29/57	52582	H. G. Morton	7.10
	52584	Capital Chrysler-Plymouth, Inc.	1,553.05
AUGUST SALARY			
8/31/57	49156	F. C. Elliot	\$1,050.00
	49157	W. T. Wallis	875.00
	49158	A. R. Williams	627.85
	49159	A. C. Bridges	540.75
	49160	V. H. Ferguson	525.00
	49161	C. L. Vocelle	250.00
	49162	N. C. Landrum	472.50
	49163	W. H. Morse	425.00
	49164	M. O. Barco	550.33
	49165	J. L. Dedge	483.00
	49166	M. C. Pichard	355.66
	49167	B. G. Shelfer	355.66
			834.95
			679.85
			495.51
			409.08
			360.30
			161.20
			366.50
			342.10
			425.26
			372.77
			303.71
			281.96

DISBURSEMENTS FOR MONTH OF AUGUST, 1957 (Continued)

<u>DATE</u>	<u>WARRANT NUMBER</u>	<u>PAYEE</u>	<u>AUGUST SALARY</u>	<u>AMOUNT</u>
8/31/57	49168	Y. Scalera	\$ 275.00	\$ 248.80
	49169	L. M. Shelfer	225.00	180.80
	49170	W. Wells, Jr.	150.00	133.15
	49171	C. A. Gray	15.00	15.00
	49172	Blue Cross of Fla., Inc.		44.90
	49173	Wilson Life Ins. Co.		22.38
	49174	S.C.O.E. Retirement		408.31
	49175	Federal Tax		1,089.20
	49176	R. O. Rolland		528.47
	49177	M. Denton		450.06
	49178	T. G. Morton		478.05
	49179	Blue Cross of Florida		15.70
	49180	S.C.O.E. Retirement		112.50
	49181	Federal Tax		290.20
	64259	M. M. Livingston		44.14
	64260	S.C.O.E. Retirement		3.48
	64261	Federal Tax		10.40
TOTAL DISBURSEMENTS FOR THE MONTH OF AUGUST, 1957				\$157,004.60

The following warrants issued July 31, 1957, were cancelled and restored to this account by the Comptroller's office during the month of August.

8227	F. C. Elliot	\$ 878.50	
8228	W. T. Wallis	743.78	
	Insurance Deductions	10.90	1,633.18

TOTAL DISBURSEMENTS LESS ADJUSTMENTS \$155,371.42

U. S. G. S. COOPERATIVE FUND

Balance as of August 1, 1957	\$ 000
Receipts	300.00
Disbursements	000
Balance as of August 31, 1957	<u>\$ 300.00</u>

UNDER CHAPTER 18296

Receipts to General Revenue:	
August 15, 1957	\$ <u>2,039.90</u>
Total Receipts for the Month	\$ <u>2,039.90</u>

Disbursements from General Revenue:

<u>DATE</u>	<u>WARRANT NUMBER</u>	<u>PAYEE</u>	<u>SALARY AMOUNT</u>	<u>AMOUNT</u>
8/15/57	37087	Jeanette Ehrenkranz		\$ 70.00
8/16/57	38324	U. S. Postmaster		158.40
8/31/57	47617	E. Hewitt	\$495.68	419.99
	47618	J. C. Conner	262.50	192.10
	47619	Provident Life & Accident		7.75
	47620	Blue Cross of Florida		7.85
	47621	S.C.O.E. Retirement		45.49
	47622	Federal Tax		85.00
TOTAL DISBURSEMENTS FOR AUGUST, 1957				\$ <u>986.58</u>

Upon motion duly adopted, the Trustees adjourned.

ATTEST: [Signature]
DIRECTOR - SECRETARY

Richard W. Egan
ATTORNEY GENERAL - ACTING CHAIRMAN

Tallahassee, Florida
October 22, 1957

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

Present:	LeRoy Collins	Governor
	Ray E. Green	Comptroller
	Richard W. Ervin	Attorney General

Van H. Ferguson	Director
W. Turner Wallis	Engineer

Minutes of the Trustees for August 27th and September 3 and 10, 1957, were presented and without objection approved.

Mr. Ferguson reported that the following sale was advertised for receiving competitive bids September 24, 1957. A quorum of the Trustees was not present on that date and bids were received and held for action at this meeting:

CITRUS COUNTY - August 13, 1957, the Trustees considered offer of \$52.00 from Commander Warner E. Minor for purchase of Government Lot 9, Section 13, Township 18 South, Range 19 East, containing 0.15 of an acre, and Government Lot 2, Section 18, Township 18 South, Range 20 East, containing 0.47 of an acre, a total of 0.62 of an acre. The land was advertised for competitive bids in "The Inverness Chronicle" and proof of publication was filed in the Land Office.

Description of the land was called out on the date advertised - September 24, 1957 - and competitive bidding resulted in a high bid of \$165.00 for the two lots being made by S. I. Francis and wife. The high bidder was advised that the offer would be submitted to the Trustees at the next regular meeting for action.

Motion was made, seconded and adopted, that the Trustees accept the bid of \$165.00 for Government Lots 9 and 2 and confirm sale in favor of S. I. Francis and wife.

The following sales were advertised for competitive bids to be received on this date:

BREVARD COUNTY - William D. Webb, agent for Pan-American Surety Company, on behalf of Harry Pollak, holder of Shell Lease No. 1050, dated June 11, 1956, requests cancellation of said lease as of the date of last payment - November, 1956. The records disclose that payments on the lease have been delinquent from time to time and as a result of notice mailed to the Surety Company, our information is that no shell has been pumped under the lease for the reason that Mr. Pollak was unable to obtain an upland pumping base. In view of the circumstances it was recommended that the lease be cancelled as of November, 1956 without requirement of further payment.

Motion was made, seconded and adopted, that the Trustees authorize cancellation of Lease No. 1050 as of November, 1956, as recommended.

BROWARD COUNTY - Joseph A. Kelleher and wife, grantees in Deed No 20278 dated February 4, 1953, make the following request:

1. That the Trustees issue amended deed to include legal description of the Florida East Coast Railway spur easement, to which the conveyance was made subject, and
2. That the Trustees execute amended easement to Florida East Coast Railway legally defining the location of the spur line which was authorized by the Trustees May 26, 1957, without specific location.

The Director recommended that the request be granted.

Motion was made, seconded and adopted, that the Trustees authorize issuance of the amended deed and easement as requested for clarifying the original instruments.

BROWARD COUNTY - Broward County Port Authority made request for easement or deed in favor of the United States to two adjacent parcels at ocean entrance, being 5.7 acres, more or less, and 27.4 acres, more or less, in Section 13, Township 50 South, Range 42 East, being lands which were submerged at the time the port entrance was constructed in 1927-1928. All or part was upland which subsequently eroded and became sovereign lands in character. The parcels requested include the existing North Jetty and are required in a Federal project to enlarge and deepen the harbor. Subsequent to construction of the Jetty a portion of the former upland, lost by erosion, began building up and claims have been reported which might result in litigation.

The Director recommended that a quitclaim deed be issued to the United States with the limitation "insofar as the interest of the Trustees may extend".

Motion was made, seconded and adopted, that the Trustees approve issuance of quitclaim deed in favor of the United States as recommended by the Director.

BREVARD COUNTY - On September 10, 1957, the Trustees considered offer of the appraised value of \$100.00 per acre from Irving M. Wolff of Miami, on behalf of Charles Valenti and Joe Prussiano, for purchase of Government Lot 12, containing 59.35 acres, and Government Lot 13, containing 41.35 acres, lying and being in Section 26, Township 29 South, Range 38 East. The land was advertised for competitive bids in the "Titusville Star Advocate", and proof of publication is filed in the Land Office.

Description of the land was called out and the highest bid received was \$115.00 per acre from Ed C. Wright, on behalf of American Mortgage Company.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$115.00 per acre and confirm sale in favor of American Mortgage Company.

CITRUS COUNTY - W. H. Vanness, on behalf of himself, John Croft and Cranford Ellis, made application for causeway easement to connect upland of Croft and Ellis with Todd's Island No. 4 in Lake Tsala Apopka, Section 30, Township 18 South, Range 20 East. Applicants agree to construct a 12 foot span bridge with floor elevation five (5) feet above mean high water. Recommendation was made that the easement be granted to a strip of lake bottom seventy-five (75) feet wide on an annual rental of \$5.00, so long as used for the causeway right of way, subject to the provision that a survey be furnished the Trustees by applicants for legal description, with proof of upland ownership, covenant saving the state harmless and limitation of dredging or removal of fill material to the area in front of the respective uplands of applicants.

Motion was made, seconded and adopted, that the Trustees authorize causeway easement in favor of Messrs. Vanness, Croft and Ellis according to recommendation outlined.

DADE COUNTY - September 10, 1957, the Trustees considered requests from Eagle Dock & Warehouses, Inc., to purchase, and from Maule Industries, Inc., to lease, an area between the Seaboard Airline Railroad and Miami Canal, Riverside Manor, Miami. Eagle Dock & Warehouses, Inc., holds Lease No. 583 covering this area, which will expire April 15, 1958. Maule Industries has sub-leased the property for several years. The Trustees agreed to hear the interested parties on this date

to consider offers for ten, twenty and thirty year lease. Subsequently it was suggested that offers might include proposal to purchase the triangular portion at the southerly end of the tract adjacent to lands owned by Eagle Dock & Warehouses, Inc. Notice was sent to both applicants and to their attorneys.

Jack A. Falk, on behalf of Eagle Dock & Warehouses, Inc., submitted an offer of \$18,000.00 for Tract "A" as per survey prepared by Biscayne Engineering Company and a bid of \$350.00 per month for a ten year lease on Tract "B", as per the same survey, with an option for an additional ten year lease at \$400.00 per month, and \$450.00 per month for a third ten year period. Later during the meeting Mr. Falk withdrew his clients' offer to lease Tract "B".

Maule Industries, Inc., by telegram from their attorney George H. Salley, submitted an offer of \$67,500.00 for purchase of Parcels "A" and "B", or in the event the Trustees will not sell, an offer of \$375.00 per month was made for ten year lease on both Tracts "A" and "B".

Mr. Ferguson reported that the office has an appraisal for lease of the two tracts of \$500.00 to \$600.00 per month for a ten year lease.

Motion was made, seconded and adopted, that the Trustees agree to advertise for sale Tract "A", and for ten year lease, Tract "B", both for competitive bids, excluding from the sale right of way for Miami Canal, reserved by perpetual easement No. 18942 dated September 28, 1944, in favor of Everglades Drainage District. Tracts "A" and "B" are located in the SW $\frac{1}{4}$ of Section 28, Township 53 South, Range 41 East.

Senator Joe Eaton of Miami suggested that since Maule Industries and Eagle Dock & Warehouses, Inc., as lessee and sub-lessee, are the only parties that have a special interest in the property and since they have received notice and submitted bids, he did not see where it would be necessary to advertise for bids.

The Trustees were of the opinion that the sale and lease should be advertised for bids and it was so ordered.

DADE COUNTY - On May 14, 1957, the Trustees authorized easement in favor of Civil Aeronautics Administration for construction and maintenance of a platform 54 x 60 feet in Lower Biscayne Bay, 2,500 feet off the southwest shore of Key Biscayne, to be used for high frequency omnirange facilities for air navigation, together with a clearance zone of 3,000 feet radius to prevent pole lines and obstructions in the area. The C.A.A. now advises that the distance offshore from Key Biscayne will be 4,500 feet.

Motion was made, seconded and adopted, that the Trustees direct that action taken May 14, 1957 be amended to read "4,500 feet off the southwest shore of Key Biscayne".

DUVAL COUNTY - John W. Ball, attorney of Jacksonville, Florida, made application on behalf of St. Regis Paper Company and Mrs. Nell L. C. Bostwick, to purchase submerged areas in Broward River, adjacent to their upland property in Section 47, Township 1 South, Range 27 East, total area not to exceed 3 acres. Applicants have filed request with the County Commissioners of Duval County for establishment of the bulkhead line under provisions of Chapter 57-362, Acts of 1957.

The Director advised that an appraisal has been ordered and recommended that the land be advertised for sale subject to objections only and that sale, when confirmed, be subject to the bulkhead line approved by the Trustees.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for objections only according to recommendation by the Director.

ESCAMBIA COUNTY - Department of the Navy, by Commander B. S. Pickett, U. S. Naval Base, Charleston, S. C., applied for a quitclaim deed to a parcel of submerged bottoms in Pensacola Bay, containing one-half of an acre adjacent to Pensacola Naval Air Station, including release of oil and mineral reservations, conveyance to be without compensation.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the Director and authorized issuance of quitclaim deed in favor of the United States to the parcel applied for, the deed to contain a reverter clause in the event the area should no longer be used for the purposes of the Federal Government.

FLAGLER COUNTY - Florida Board of Forestry requests concurrence of the Trustees Internal Improvement Fund in a proposed exchange of 3.2 acres owned by the Forestry Board in the N $\frac{1}{2}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 22, Township 11 South, Range 30 East, for 3.21 acres in the same sub-section, owned by Rayonier, Inc. It was explained that the Wadsworth Tower appears to have been constructed on the parcel owned by Rayonier instead of the 3.2 acres acquired for the purpose.

Motion was made, seconded and adopted, that the Trustees concur in exchange requested by the Florida Board of Forestry pursuant to provisions of Section 589.10.

GLADES COUNTY - Motion was made, seconded and adopted, that the Trustees grant request from Glades & Hendry Abstract Company and authorize issuance of correction deed in favor of Joe Griffin and Thelma Griffin to correct error in original deed No. 19431 dated March 6, 1953.

HIGHLANDS COUNTY - At the meeting of the Trustees August 13, this date was set to consider whether stipulation should be entered into for extension of time for removal of boathouses as ordered in final decree rendered July 22, 1957, by the Circuit Court in suit of M. M. Ferguson and Trustees of the Internal Improvement Fund vs. Howard McAfee, et al.

Decree found defendants were trespassers of the lake bottom and allowed thirty (30) days for removal, which time has elapsed without appeal. Attorney for plaintiff, M. M. Ferguson, has requested adoption of a resolution by the Trustees that the decree of July 22, 1957 be respected and that the request of defendants be denied. Also, that the Circuit Court enforce its decree.

M. R. McDonald, representing Mr. Ferguson, and Mr. Ferguson were present and urged that the Trustees allow the Court decree to stand as all questions had been brought out during the trial and defendants had time to appeal the case.

Mr. Mallery Horne, Attorney of Tallahassee, representing the Attorney for the defendants, submitted that there were eighteen (18) other boat houses around the lake and no attempt had been made to have them removed; also that Mr. Livingston at one time owned one of the boat houses in question and sold it. Defendants urged that the Trustees allow time for further study of the case and see if the contentions of the complainants that the boat houses are a nuisance are true.

Motion was made, seconded and adopted, that the Trustees take the position that these are matters that were before the Court and any relief should be sought through judicial proceedings.

HIGHLANDS COUNTY - On September 10, 1957, the Trustees considered offer of the appraised price of \$150.00 per acre from Mrs. Flora E. Arrington of Miami, Florida, for purchase of Government Lot 16, Section 12, Township 35 South, Range 30 East, containing 6.91 acres, more or less. The land was advertised for competitive bids in "The Sebring News", and proof of publication was filed in the Land Office.

Description of the land was called out resulting in a high bid of \$210.00 per acre being received from Anthony D'Alessandro of Atlanta, Georgia.

Rudolph Ashton, who made a bid of \$151.50 per acre, informed the board that this lot is land-locked as he and another party own property on three sides and there is no ingress or egress to the property; that he thought he had purchased the lot a number of years ago but the records in the Land Office disclose that it was only patented to the State by the United States in 1951 and has never been sold.

Upon motion duly seconded and adopted, the Trustees deferred action on the sale and requested the Director to notify Mr. D'Alessandro of the location of the lot and ascertain whether or not his bid was made with the knowledge that it was surrounded by other ownership; that if he was not aware of this condition and desires to withdraw his bid, it will be given consideration.

INDIAN RIVER COUNTY - Florida Inland Navigation District requested right of way grant in favor of the United States for use in the realignment of a section of the waterway in Indian River involving four (4) parcels of land designated as:

Parcel RWN-IR #13 - A tract of unsurveyed land in Section 27, Township 31 South, Range 39 East, containing 4.91 acres, more or less;

Parcel RWN-IR #14 - A tract in Section 26, Township 31 South, Range 39 East, containing 0.24 of an acre, more or less;

Parcel RWN-IR- #14-A - A tract in Section 26, Township 31 South, Range 39 East, containing 0.26 of an acre, more or less;

Parcel RWN-IR #23 - A strip or zone of right of way in Sections 24 and 25, Township 32 South, Range 39 East, containing 128.14 acres, more or less.

The Navigation District agrees to reconvey to the Trustees that part of the existing channel for which the new parcels will be substituted.

Motion was made, seconded and adopted, that the Trustees authorize grant in favor of the United States of the four parcels requested, without cost, and request reconveyance of the area comprising the existing channel.

INDIAN RIVER COUNTY - Sherman N. Smith, Jr., of the law firm of Mitchell, Smith and Mitchell, Vero Beach, on behalf of General Development Company, submitted an offer of \$100.00 per acre for a parcel of land in the Indian River in Section 6, Township 31 South, Range 39 East, 0.65 of an acre, lying easterly of and across State road 5, (U.S.1) from Lots 10, 11 and 12, Block 2 Edgewater Park Subdivision in the City of Sebastian, Florida. It was stated that the land lies within the bulkhead line adopted October 7, 1957, by the City of Sebastian, and now before the Trustees for formal approval.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the Director that the land be advertised for sale subject to objections only and subject to applicant agreeing to pay the appraised price for said land, also conditioned upon approval by the Trustees of the bulkhead line established by the City of Sebastian, Florida.

JEFFERSON COUNTY - Warren D. Budnik offered the appraised value of \$20.00 per acre for the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32, Township 1 North, Range 6 East, containing 40 acres, more or less.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for competitive bids starting with the offer of \$20.00 per acre.

LEON COUNTY - Attention was called to action of the Trustees April 4, 1956, and petition dated April 18, 1956 from eleven (11) owners of land on Ford Arm of Lake Jackson protesting fences of Frank Shaw and others in the lake. Trustees' file indicates that fences have been erected by Messrs. Shaw, Lowell Crowder and Lloyd Rhoden but no indication that notices were sent to said parties requiring removal of the fences as directed by action of April 4, 1956. The Director recommends that notice be sent to the parties named requiring immediate removal of fences with responsibility for any damage to be charged against owner of said fences.

Motion was made, seconded and adopted, that the Trustees approve recommendation of the Director and authorize that notices be sent by registered mail to the fence owners with information that the Trustees will accept no responsibility for any injury or damage caused by said fences.

MANATEE COUNTY - Dewey A. Dye, on behalf of Herman and Elizabeth Burnett, applied for deed under the provisions of Section 1 of Chapter 57-352 - the Bulkhead Act - to 0.11 of an acre of land in Section 20, Township 34 South, Range 17 East, lying in front of his home property described as Lots 6, 7, 8 and 9, Buck's Subdivision.

Motion was made, seconded and adopted, that the Trustees authorize conveyance of the parcel applied for upon payment of the appraised price of \$200.00 per acre, or in this case the minimum of \$100.00 for the 0.11 of an acre.

Motion was made, seconded and adopted, that the Trustees agree to advertise for objections only the following submerged parcels applied for by the respective adjoining upland owners, sale to be at not less than the appraised price:

1. MONROE COUNTY - Howard J. Ward and wife, represented by Ralph E. Cunningham, Jr., - A parcel of land in the Straits of Florida in Section 11, Township 66 South, Range 32 East, Key Vaca, containing 5.5 acres, more or less. Sale to be at the appraised price of \$200.00 per Acre;
2. MONROE COUNTY - Delbert L. Layton, represented by Attorney John G. Simms. A parcel of land in the Bay of Florida in Section 33, Township 64 South, Range 35 East, Long Key, containing 0.6 of an acre, more or less. Sale to be at the appraised price of \$200.00 per acre, and subject to approval by the State Road Department as to adequate right of way for State Road No. 5.
3. MONROE COUNTY - Beulah E. Cass, represented by Paul E. Sawyer. A parcel in the Bay of Florida in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.8 of an acre, more or less. Sale to be at the appraised price of \$200.00 per acre.
4. MONROE COUNTY - Fred P. Yoars, represented by John P. Goggins. A parcel of land in Bogie Channel in Section 25, Township 66 South, Range 29 East, Big Pine Key, containing 1.2 acres, more or less. Sale to be at \$200.00 per acre.
5. OSCEOLA COUNTY - G. F. Austin, represented by Overstreet & Overstreet, attorneys of Kissimmee. A parcel of reclaimed lake bottom lands in Lake East Tohopekaliga in Section 12, Township 25 South, Range 30 East, containing 7.28 acres, more or less. Conveyance to be to the 59 foot contour at the appraised price of \$50.00 per acre.
6. FOLK COUNTY - J. Hardin Peterson, on behalf of J. M. Hemphill, et al. A parcel of reclaimed lake bottom land in Lake Bonny in Section 20, Township 28 South, Range 24 East, containing 4.20 acres, more or less. Conveyance to be at the appraised price of \$50.00 per acre.

7. ST. JOHNS COUNTY - John B. L'Engle, on behalf of Florida East Coast Hotel Company. A parcel of submerged land in North River marsh being part of unsurveyed Section 31, Township 6 South, Range 30 East, being a narrow strip extending into Ponce de Leon Golf Course and bounded on three sides by property of upland applicant. The parcel comprises 20 acres. Conveyance to be at not less than the appraised price.

MONROE COUNTY - Gulf Oil Corporation, holder of oil and gas Leases Nos. 826-K, 826-L, 825-M, 826-N, 826-V, 826-W, 826-X, 826-Y and 826-Z, proposed to drill a single well to a depth of twelve thousand feet (12,000') and requests that the same be approved as complying with the requirements of nine (9) wells to a depth of six thousand feet (6,000'), one for each lease. Mr. Cody Fowler, Attorney of Tampa, Florida, represented the Gulf Oil Corporation and explained that a twelve thousand foot well would involve expense four times or more the cost of a six thousand foot well. Explorations developed that a six thousand foot well in that area was of no value and not productive.

Gulf further requests that upon the drilling of the well to a depth of 12,000 feet, the term of each of the nine (9) leases will be extended for a period of five years from March 1, 1959.

The proposal was discussed and the Trustees were agreeable to granting the request, subject to the view expressed by the Governor that the ratio of one to nine was not a good policy and that the minutes should show that this action is not recognized as establishing a precedent, and that any similar application will be considered on individual merits; that the Attorney General should be requested to formulate the modification of the leases.

Motion was made, seconded and adopted, that the Trustees approve the proposal from Gulf Oil Corporation that a single well drilled to a depth of 12,000 feet under any of the leases mentioned shall extend the term of each of the nine (9) leases for a period of five (5) years from March 1, 1959, but no further concession as to rentals or other provisions shall be changed or amended; that the drilling of the twelve thousand foot well will entitle lessee to designate two sections only in the lease block in which the well shall be located and shall be designated as the well site.

MONROE COUNTY - Ernest A. Davis, holder of ten-year leases Nos. 702 and 894 dated respectively April 25, 1950 and April 27, 1953, covering two (2) strips of land 50 x 650 feet each in Card Sound, has executed partial assignment of said leases to Edward Hollinghoff and Jack Taylor, covering all except a parcel 50 x 100 feet reserved to himself. Executed copy of the assignment, together with executed acceptance of the original lease terms, has been filed with the Land Office, and is submitted for approval of the Trustees.

Motion was made, seconded and adopted, that the Trustees approve the assignment as requested, the assignees having agreed by the acceptance to abide by all the terms and conditions of the original leases as applicable to the area assigned.

OKEECHOBEE COUNTY - Motion was made, seconded and adopted, that the following applications for purchase of land in the City of Okeechobee be advertised for competitive bidding based on the offers submitted:

Fred T. Wilson offers \$75.00, which is in excess of the appraised value, for Lot 12, Block 118, City of Okeechobee;

T. W. Conely, Jr., on behalf of Bobby F. Paige, offers the appraised price of \$50.00 per lot for Lots 1 and 10, Block 145 of the City of Okeechobee, in Sections 15, 16, 21 and 22, Township 37 South, Range 35 East.

All sales to be subject to outstanding municipal and drainage taxes and assessments.

OKEECHOBEE COUNTY - Judge G. E. Bryant, on behalf of J. G. Kelley, requested quitclaim deed to clear title to 90 acres described as the NE $\frac{1}{4}$ of NW $\frac{1}{4}$, and W $\frac{1}{2}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$ and N $\frac{1}{2}$ of SE $\frac{1}{4}$ of NW $\frac{1}{4}$ and NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32, Township 37 South, Range 36 East. Tax sale certificate No. 2576, sale of 1933, was certified to the State under Chapter 18296, the Murphy Act, and the apparent title of the State was subsequently deeded to the Trustees in 1950 at the regular bid. It has since been proven that the said tax sale certificate represented Okeechobee Flood Control District taxes and not unpaid state and county assessment. The Drainage District tax liens were cancelled under Chapter 18039, Acts of 1937, and J. G. Kelley is shown to be the present owner through chain of title from St. Andrews Lumber Company, owner at the time of apparent reversion, and state and county taxes have been paid.

The Attorney General's office has reviewed the request and approved issuance of the deed. Also, the Director recommended that quitclaim deed be executed in favor of Mr. Kelley upon payment of the amount that the Trustees paid the Murphy Act - \$45.00.

Motion was made, seconded and adopted, that the Trustees approve the recommendations from the Attorney General's office and from the Director and authorize issuance of quitclaim deed in favor of Mr. Kelley upon payment of \$45.00.

PALM BEACH COUNTY - Ralph O. Johnson, on behalf of the City of Pahokee, Florida, requested grant, without cost, for public park purposes of strip of reclaimed Lake Okeechobee bottom land lying between the United States Levee right of way and Lots A-45 to A-51, both inclusive, and E $\frac{1}{2}$ of Lot A-52, subdivision of Section 18, Township 42 South, Range 37 East. Mr. Johnson represents that the lots mentioned are owned by the city and include its swimming pool.

The Director recommends that such portion of the strip not required by the U. S. Engineers as right of way for the levee, be dedicated for public park purposes, with provision for reversion to the Trustees, at their option, for non-use of the property for three (3) consecutive years.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the Director as the action of the board and authorize execution of the dedication instrument as outlined.

PALM BEACH COUNTY - Notice having been received from the U. S. Engineer Office, Jacksonville, Florida, that Lease No. 868 covering 97.5 acres of land in Section 17, Township 43 South, Range 43 East, Palm Beach Air Force Base, is no longer required, motion was made, seconded and adopted, that the said lease be cancelled and that the U. S. Engineer Office be requested to execute release in favor of the Trustees.

PALM BEACH COUNTY - Request was presented from Marshall M. Criser, on behalf of the Board of Public Instruction, that the Trustees release special use clause for school purposes in Deed No. 16839-A conveying Lots 25 and 26, Subdivision of Sections 23 and 24, Township 42 South, Range 36 East, containing 1.54 acres at Pahokee. These lots are a part of a tract involved in an exchange by the School Board for other more suitable lands, from which the Trustees were paid \$3,620.00 for release of a similar special use clause involving adjoining lots 25-A and 26-A and it was an oversight that the Lots 25 and 26 were not included. The School Board requests that the Trustees not require additional payment to secure release of the special use clause covering said lots 25 and 26 as the full amount originally contemplated has been paid.

Motion was made, seconded and adopted, that the Trustees authorize release of the special use clause against Lots 25 and 26, conveyed in Deed No. 16839-A, without further payment.

PALM BEACH COUNTY - Paul S. Knowles of Delray Beach, Florida, made application for salvage lease covering an old ship in the sands of Turbot Reef directly east of the North 200 feet of the south 300 feet of Government Lot 1, Section 28, Township 46 South, Range 43 East, about 700 feet offshore in 20 to 25 feet of water. Applicant proposes to salvage ballast or cargo of granite blocks.

Since the area to be worked is less than 1 acre, the Director recommended that an exclusive lease be granted for a period of two (2) years at annual rental of \$100.00, plus twelve and one-half cents (12½¢) royalty on the fair market value of the material taken, and deposit with the Trustees of surety bond in the sum of \$500.00.

Motion was made, seconded and adopted, that the recommendation of the Director be approved and exclusive two-year lease executed in favor of Mr. Knowles with annual payment of \$100.00 plus royalty stated and \$500.00 surety bond.

PALM BEACH COUNTY - Humble Oil and Refining Company, holder of Oil and Gas Lease No. 1004 has filed notice of intention to drill a well at the center of Section 2, Township 48 South, Range 35 East, designated Lease No. 1004 - Well No. 1, and has designated Sections 1 and 2 of said township and range as the two sections to which the well shall apply under the provisions of Section 2 of said lease.

Motion was made, seconded and adopted, that the Trustees approve the drill site described as applicable to Lease No. 1004-Well No. 1.

PASCO COUNTY - J. Hardin Peterson, on behalf of John Tsavaris and wife, offered the appraised price of \$150.00 per acre to purchase 1,475 feet square in the Gulf of Mexico, the southeast corner of the submerged parcel being 19,070 feet north from Anclote Key Lighthouse, and containing 50 acres. The Board of County Commissioners of the County has tentatively approved and agreed to advertise and hold hearing to establish a bulkhead line in accordance with the provisions of Chapter 57-362, Acts of 1957, and applicants request that the Trustees' advertisement be published concurrently with the County's notice. The Director recommends that the parcel be advertised for objections and bids but that deed not be issued until the sale has been conformed to the bulkhead line.

Motion was made, seconded and adopted, that the recommendation of the Director be approved and that the land be advertised for objections and competitive bids as outlined.

PINELLAS COUNTY - Motion was made, seconded and adopted, that the Trustees deny request from David Golf of Tarpon Springs, Florida, for permission to erect deep water fence out into Lake Tarpon in front of his upland property, described as Lots A and 39 of Lakeview Subdivision, Section 8, Township 27 South, Range 16 East, and for conveyance to submerged land in front of Lot A.

PINELLAS COUNTY - Authority is requested for new deed to the City of Dunedin, Florida, conveying right of way for causeway to Caladesi Island, which conveyance is authorized by Chapter 29030, Special Acts of 1953, in lieu of conveyance by Deed No. 21198, dated May 7, 1956. Change in the location of right of way will necessitate the City of Dunedin reconveying right of way already conveyed and receiving deed to a revised description.

Motion was made, seconded and adopted, that the Trustees authorize exchange of deeds as outlined for the purpose of providing the City of Dunedin with right of way according to the new location.

SARASOTA COUNTY - On September 24, 1957, the Trustees deferred action on application of Wood & Scheb, on behalf of Clifford C. Whiteford, et al, for purchase of 6.8 acres in Little Sarasota Bay adjacent to upland of applicants in Sections 20, 21, 28 and 29, Township 37 South, Range 18 East. Sarasota County Water & Navigation Control Authority filed objections to the sale, although the proposed sale conformed to a resolution of the Board of County Commissioners of Sarasota County, November 26, 1956, which declared a limit for filling in front of applicants' upland. Upon instructions from the Trustees for clarification of the County's position, the Director reported that the matter had been taken up by telephone and by letter, and subsequently the Attorney General's office advised that the local Water Control Authority, created after the application was pending, was not required to make a determination pursuant to its local act, and that deed should be issued upon waiver of the county's objection but subject to the provision that the area cannot be filled until permit has been obtained by the Authority. The Water Control Authority has modified the limits for filling established by the Resolution of November 26, 1956, and applicants have agreed to reduce their application to less than 4 acres and to fully conform to the modification by the Authority.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Clifford C. Whiteford, et al, upon payment of the appraised price of \$200.00 per acre, subject to filing with the Trustees waiver of the Authority's objection of September 24, 1957, and upon approval of the amended purchase area and dredging location by the Trustees' engineers.

SARASOTA COUNTY - Mr. Ferguson reported an unauthorized seawall being constructed in Longboat Shores Subdivision on Longboat Key by W. Ray Mathis. The seawall, which was begun without compliance with Chapter 57-362, is 494 feet long and protrudes 35 feet from the old seawall fronting Mathis' property. Numerous complaints by residents of the area resulted in a joint investigation by the Trustees' Engineer and Dr. Per Bruun of the University of Florida Coastal Engineering Laboratory. It was determined that the seawall as designed would be detrimental to adjoining property by aggravating erosion conditions. It was further determined that the seawall was in violation of public rights by encroaching on the beach beyond the ordinary high water line. Construction of the seawall is nearly complete, but work was discontinued on notice from the Trustees' office to Mathis on September 18th. Recommendations from the Coastal Engineering Laboratory were made in a report to the Engineering Division dated October 16th, based on field investigation in the area. The report offered two possible alternatives to correct the existing situation:

- A. The wall can be removed entirely and rebuilt further inland.
- B.
 1. In order to avoid or minimize the erosion in front of the wall, a mound of rock rubble composed and shaped to give it a high energy-absorbing ability could be laid down in front of the wall.
 2. At the same time, in order to minimize the effect of the wall as "littoral barrier", both ends of the walls could be streamlined by extending the rubble section - eventually supported by a low sheet piling - out over the 30 foot wide public property on both sides at the proper angle. This operation cannot be expected to restore the beach in front of the wall but it will permit the littoral drift to pass freely and will minimize the adverse effect of the structure on the adjacent beaches.
 3. Moreover it will help the situation if some suitable sand material for beach nourishment is dumped in front of the wall periodically.

In regard to the latter, recommendation was made that stairways be required at both ends of the seawall and a sidewalk be maintained for public use behind the seawall.

Upon motion duly adopted, the Trustees authorized that Mr. Mathis be directed either to remove the seawall or to modify it in accordance with the engineering report.

COLLIER COUNTY - Robert A. Scott, representing Collier Development Corporation, requested consideration of issuance of a disclaimer, or conveyance by purchase, of four parcels of land in Sections 15, 22 and 23, Township 50 South, Range 25 East, containing 34.6 acres, more or less.

Mr. Ferguson reported that investigation by the Engineering Division supports the claim by applicant that the correct location for Naples Bay and its tributary waterways is west of the positions as shown by the erroneous meander lines of original Federal survey for this township. Parcels 1 and 2 are upland in character, adjoining Government Lot 1, Section 15, and parcels 3 and 4, also upland in character, separate the government lots owned by the Collier Development Company in Sections 22 and 23.

Mr. Scott stated that the original Government survey in 1875 was in error in showing the location of Naples Bay and as a result, the title of his client has been clouded; that the State claims the land but he does not feel that his client should pay twice for the same property. Maps were displayed showing the location of the lands in question and Mr. Scott conceded that the Trustees have the right to claim the bottom lands, although his clients have record title to all the area and have paid taxes thereon. He made an offer of \$50.00 per acre for the four parcels.

Mr. Ferguson and Mr. Wallis called attention to the fact that recent sales to other clients in that area had been on a voluntary offer of \$200.00 per acre and the most recent appraisal had been \$150.00 per acre for high land and \$50.00 for water areas.

At the suggestion of the Governor, motion was made, seconded and adopted that the application be referred to the Attorney General for study and report.

VOLUSIA COUNTY - Magnolia Development Corporation requests that the Trustees issue correction deed for correcting discrepancy in description of original deeds Nos. 17820 dated May 13, 1927 and No. 17820-A dated August 7, 1953.

Motion was made, seconded and adopted, that issuance of correction deed as requested be authorized in favor of Magnolia Development Corporation.

Coastal Engineering Laboratory, University of Florida, represented by Dr. M. E. Forsman, Assistant Director, College of Engineering, requests that the Trustees authorize payment of per diem and transportation expense of the Coastal Engineering staff incurred in field inspections at the request of the Trustees' office. Dr. Forsman stated that expense for this work last year amounted to in excess of \$2,000.00.

Mr. Ferguson explained that this work was done on behalf of the State Land Use Commission and the Trustees.

Motion was made, seconded and adopted, that necessary travel and per diem costs in work of the Laboratory Staff upon written request of the Trustees' office be approved for payment by the Trustees when accompanied by report citing the purpose for the trip and expense statement for approval by the Director on proper forms provided by the Comptroller.

Chapter 57-775, Laws of Florida, Acts of 1957, authorized and directed the Trustees of the Internal Improvement Fund to make available \$10,000.00 annually for carrying out a cooperative topographic mapping program in conjunction with the U. S. Geological Survey. The State Road Department, which was authorized and directed by the same act to make available \$30,000.00 for this purpose, has appropriated the money and initiated steps to get the program under way. On October 15, 1957, a meeting was held among the interested state and federal agencies to formulate plans for this program. It was recommended that the Trustees authorize release of \$10,000.00 for the fiscal year 1958, to be matched by an equal sum from the federal government, for the topographic mapping program as designed and supervised by the cooperating agencies.

Motion was made, seconded and adopted, that the Trustees authorize allocation of \$10,000.00 for cooperating in the topographic mapping program as outlined in the recommendation.

SALES OF SUBMERGED LANDS UNDER CHAPTER 57-362, Acts of 1957. The recent "bulkhead act" requires that the Trustees send notices of sales by registered or certified mail to all owners of riparian lands situate within one thousand feet (1,000') of the area to be sold, as well as to publish notice of such sale. It was recommended that an application fee of \$50.00 be required in each case and that the same be in full payment for the issuance of notices by mailing and publication costs.

Motion was made, seconded and adopted, that the recommendation be approved as the action of the board.

Motion was made, seconded and adopted, that the Trustees adopt as a policy for release of oil and mineral reservations in deeds conveying state lands a charge of \$10.00 for the first parcel of land and \$1.00 for each additional parcel covered in the same deed.

Motion was made, seconded and adopted, that the Director be authorized to transfer a clerical assistant from the Land Office, who has had drafting experience, to the Trustees office where the services of a skilled draftsman is necessary and that the present salary of the employee be raised from \$275.00 per month to \$360.00 with the position of draftsman.

Motion was made, seconded and adopted, that the Trustees authorize release of an additional amount of from six to seven thousand dollars for expense not originally contemplated in remodeling the Governor's offices.

ESTABLISHMENT OF BULKHEAD LINES - Formal approval was recommended of the following bulkhead lines established in accordance with the provisions of Chapter 57-362, Acts of 1957:

- (a) Charlotte County - Resolution adopted by the Board of County Commissioners September 3, 1957, establishing the bulkhead lines for the navigable tidal waters of Charlotte County,
- (b) Collier County - City of Naples Resolution No. 633 establishing bulkhead line for a portion of the navigable tidal waters within the corporate limits of the City of Naples.
- (c) Collier County - City of Naples Resolution No. 634 establishing bulkhead line for a portion of the navigable tidal waters within the corporate limits of the City of Naples.

- (d) Indian River County - City of Sebastian Ordinance Chapter No. 155 establishing bulkhead line for the navigable tidal waters within the corporate limits of the City of Sebastian.
- (e) Palm Beach County - West Palm Beach City Ordinance No. 614 establishing bulkhead line for Lake Worth within the corporate limits of the City of West Palm Beach.
- (f) Palm Beach County - Town of Riviera Beach Ordinance No. 432 establishing bulkhead line for Lake Worth within the corporate limits of the Town of Riviera Beach.

Motion was made, seconded and adopted, that the Trustees approve the bulkhead lines established by the six (5) counties and municipalities listed, such approval to be evidenced by proper instrument.

FINANCIAL STATEMENTS FOR THE MONTH OF SEPTEMBER, 1957

UNDER CHAPTER 610

Balance as of September 1, 1957	\$388,592.59
Receipts for the Month:	
Land Sales	\$133,402.86
Quitclaim Deeds	657.00
Fill Material	732.50
Advertising	476.62
Shell and Sand Leases	10,588.48
Revenue Bonds	10,356.25
Trustee Minutes	16.50
Farm Lease	510.00
Mineral Leases	25.00
Grazing Lease	2,626.30
Rental Property	300.00
Miscellaneous	<u>273.25</u>
Total Receipts for the Month of September, 1957	<u>159,974.76</u>
GRAND TOTAL	\$548,567.35
Less: Disbursements for the Month of September, 1957	<u>104,661.41</u>
BALANCE AS OF SEPTEMBER 30, 1957	<u>\$443,905.94</u>

DISBURSEMENTS FOR THE MONTH OF SEPTEMBER, 1957

<u>DATE</u>	<u>WARRANT NUMBER</u>	<u>PAYEE</u>	<u>AMOUNT</u>
9-5-57	59246	Warren Miller	\$ 15.00
	59247	Dell Hart Typewriter Co.	4.50
	59248	Geo. G. Crawford, CCC	2.00
	59249	W. A. Parish, Inc.	25.00
	59250	James L. Taylor	135.00
	59251	The Miami Herald	79.80
	59252	The Coral Tribune	27.60
	59253	Clay County Crescent	16.10
	59254	Enterprise Recorder	16.10
	59255	Monticello News	16.61
	59256	The Herald Advocate	13.80
	59257	G. A. Casson	7.42
	59258	Capital Paper Company	11.50
9-10-57	63328	W. H. Morse	4.52
	63329	W. H. Morse	156.65
9-11-57	65257	Southeastern Telephone Co.	31.50
	65258	G. M. Simmons, CCC	2.00
	65259	J. M. Coleman	14.00
	65260	Citrus County Chronicle	13.03
	65261	Tarpon Springs Leader	18.40
	65262	Ocala Star Banner	14.95
	65263	C. J. McCarey	30.00
	65264	Geo. G. Crawford	8.00

DISBURSEMENTS FOR THE MONTH OF SEPTEMBER, 1957

(Continued)

DATE	WARRANT NUMBER	PAYEE	AMOUNT
9-11-57	65265	E. D. Keefer	\$ 200.00
	65266	F. J. Anderson	350.00
	65267	Capital Office Equipment Co.	13.99
	65268	Linderbeck Office Supply, Inc.	11.00
	65269	R. A. Gray	24.50
	65270	Demco Library Supplies	11.70
	65271	Capital Paper Company	6.13
9-12-57	67651	T. M. Shackelford, Jr.	15.60
	67652	A. R. Williams	55.50
	67653	Hugo R. Broleman, Jr.	6,669.00
	67654	Law-Barrow-Agee Laboratories	1,648.80
	69624	State Office Supply Co.	617.81
	69625	Capital Plymouth, Inc.	25.00
9-13-57	71106	Western Union Telegraph Co.	18.77
	71107	Joh S. Beazley	1,122.00
	71108	Gilchrist County Journal	16.10
	71109	The Okeechobee News	18.40
	71110	The Clearwater Sun	13.80
	71111	The Key West Citizen	19.17
	71112	The Coral Tribune	34.50
	71113	Linderbeck Office Supply, Inc.	54.95
	71114	General Office Equipment Co.	8.10
	71115	American Hardware Mutual Ins. Co.	8.70
	71911	JEL to Principal of St.School Fund	51,295.21
	71912	JEL to St.Bd. of Conservation	12,353.15
9-15-57	71105	Ray E. Green, Comptroller	284.74
9-17-57	75332	JEL to Board of Commissioners	20.00
9-18-57	78540	City of Tallahassee	112.35
	79602	JEL to Supreme Court	7,000.00
9-24-57	84698	R. M. McLane	17.80
	84699	N. C. Landrum	14.50
	84700	Southeastern Telephone Co.	264.75
	84701	The Key West Citizen	43.76
	84702	Standard Oil Co.	1.79
	84703	Capital Paper Co.	53.00
	84704	Linderbeck Office Supply	40.00
	84705	Buckley-Newman Printing Co.	83.75
9-30-57	89547	T. M. Shackelford, Jr.	2,500.00
		SEPTEMBER SALARY	
	72716	F. C. Elliot	\$1,050.00
	72716	W. T. Wallis	875.00
	72718	A. R. Williams	627.85
	72719	A. C. Bridges	540.75
	72720	V. H. Ferguson	525.00
	72721	C. L. Vocelle	250.00
	72722	N. C. Landrum	472.50
	72723	W. H. Morse	425.00
	72724	L. D. Plumb	250.00
	72725	M. O. Barco	550.33
	72726	J. L. Dedge	483.00
	72727	M. C. Pichard	355.66
	72728	B. G. Shelfer	355.66
	72729	Y. Scalera	275.00
	72730	L. M. Shelfer	225.00
	72731	W. Wells, Jr.	150.00
	72732	C. A. Gray	15.00
	72733	Blue Cross of Florida	44.90
	72734	Wilson Life Ins. Co.	22.38
	72735	S.C.O.E. Retirement	423.31
	72736	Lewis State Bank	1,099.20
	72709	E. O. Roland	520.01
	72710	M. Denton	450.06
	72711	H. G. Morton	478.05
	72712	M. M. Livingston	228.00
	72713	Blue Cross of Florida	15.70
	72714	S.C.O.E. Retirement	129.50
	72715	Lewis State Bank	337.00
	61068	Transfer to G.R.	9,793.22
TOTAL DISBURSEMENTS FOR THE MONTH OF SEPTEMBER, 1957			\$105,089.06

DISBURSEMENTS FOR THE MONTH OF SEPTEMBER, 1957

(Continued)

TOTAL DISBURSEMENTS FOR THE MONTH OF SEPTEMBER, 1957 \$105,089.06

The following warrants issued August 31, 1957, were cancelled and restored to this account by the Comptroller's Office during the month of September:

8227	F. C. Elliot	\$220.95	
8228	W. T. Wallis	206.70	427.65

TOTAL DISBURSEMENTS LESS ADJUSTMENTS \$104,661.41

U. S. G. S. COOPERATIVE FUND

Balance as of September 1, 1957	\$ 300.00
Receipts	-0-
Disbursements	-0-

Balance as of September 30, 1957 \$ 300.00

UNDER CHAPTER 18296

Receipts to General Revenue:	
September 3, 1957	\$ 24,133.90
September 17, 1957	4,045.75

Total Receipts for the Month \$ 28,179.65

Disbursements from General Revenue:

DATE	WARRANT NUMBER	PAYEE	SALARY AMOUNT	AMOUNT
9-30-57	70223	E. Hewitt	\$495.68	\$ 419.99
	70224	J. C. Conner	262.50	192.10
	70225	Provident Life and Accident Insurance Co.		7.75
	70226	Blue Cross of Florida		7.85
	70227	State Retirement		45.49
	70228	Federal Tax		85.00

TOTAL DISBURSEMENTS FOR THE MONTH \$ 758.18

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 679, listing 59 bids received for sale of lands under Chapter 18296 and the following deeds approved for issuance by the Attorney General's office:

- Hillsborough County Deed No. 418 - Duplicate to E. A. Bodden and wife;
- Hillsborough County Deed No. 1158 - Duplicate to John Crawford;
- DeSoto County Deed No. 91 - Supplemental to City of Arcadia;
- Hillsborough County Deed No. 4958 - Supplemental to Pedro Villadonga;
- Liberty County Deed No. 6 - Corrective to A. S. Shuler;
- Pasco County Deed No. 505 - Corrective to Etta B. Mendenhall, and
- St. Johns County Deed No. 599-A to Sidney J. Roche.

CLAY COUNTY - Ted Krol, the present owner of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 34, Township 8 South, Range 23 East, requests that the Trustees issue non-use commitment to explore or permit exploration by other than the owner for oil and gas, etc., covering the reserved interest of the State in said lands which were conveyed by Deed No. 326 to S.E. Kennedy August 5, 1945. The Attorney General's office has indicated there may be a question of authority in this connection.

Motion was made, seconded and adopted, that the request of Mr. Krol be denied.

COLUMBIA COUNTY - O. T. Harrell and P. A. Hutchinson filed application under Chapter 28317, Acts of 1953 - the Hardship Act - for conveyance of 146 $\frac{2}{3}$ acres of land in Sections 20 and 21, Township 5 South, Range 17 East, and made an offer of \$1,470.00 for the tract. Recommendation from the Trustees office was that the application be granted but payment be on the basis of \$20.00 per acre.

Motion was made, seconded and adopted, that application of Messrs. Harrell and Hutchinson be granted upon payment of \$20.00 per acre as recommended.

HERNANDO COUNTY - The Board of County Commissioners of Hernando County made application under provisions of Chapter 21684, Acts of 1943; for purchase of Lot 2, Garrison's Addition in Section 22, Township 22 South, Range 19 East, containing 0.50 of an acre.

Motion was made, seconded and adopted, that the Trustees authorize conveyance of the lot as requested upon payment of \$350.00.

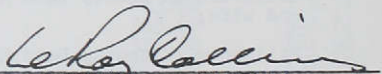
HERNANDO COUNTY - Motion was made, seconded and adopted, that the Trustees reject all bids by Florida Real Estate Bureau of Miami Beach, represented by Bernard M. Shotkin, offered at sale of July 16, 1957, Report No. 239, for the reason that Mr. Shotkin stopped payment on the check given in payment for the land.

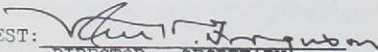
MARION COUNTY - The Board of County Commissioners offered \$50.00 for purchase of the North 30 feet of Lot 2, except the West 100 feet thereof, Block 17, Old Survey of Ocala, Florida, the parcel being necessary for development of the Court House site.

Motion was made, seconded and adopted, that the offer be accepted and deed issued in favor of Marion County under provisions of Chapter 21684, without advertising and public sale.

Motion was made, seconded and adopted, that the Trustees disclaim interest in certain Murphy Act certificates certified to the State under Chapter 18296 covering land in Citrus, Columbia, Escambia, Hernando, Liberty, Marion, Pinellas and Polk Counties, the Attorney General's office having advised that said certificates vested no title in the state to the lands covered thereby.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
DIRECTOR - SECRETARY

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

Present: LeRoy Collins	Governor
Ray E. Green	Comptroller
J. Edwin Larson	Treasurer
Richard W. Ervin	Attorney General
<hr/>	
Van H. Ferguson	Director
W. Turner Wallis	Engineer

At the request of Pinellas County Water and Navigation Control Authority this date was arranged for a joint meeting with the Trustees to discuss procedures under Chapter 57-362, Laws of Florida, 1957. The delegation from Pinellas County consisted of Mr. Charles R. Fischer, Chairman of the Control Authority, Mr. Hosey Wick, member, Mr. L. O. Hester, County Engineer, and Mr. C. Ray Smith, County Attorney.

Attorney General Ervin reported that prior to this meeting Mr. Ralph McLane, Assistant Attorney General, and Mr. Smith, for the Control Authority, discussed most of the points involved and reached an agreement and memorandum of such agreement was then explained to the board.

Mr. Smith stated that the meeting was sought with a view to establishing policies under the two Acts - the 1955 Special Act, Chapter 31182, which created Pinellas County Water and Navigation Control Authority, and Chapter 57-362, Laws of 1957 - the general Bulkhead Act. He expressed the opinion that the result of the conference, if adopted, will solve most of the problems and divergence of opinion as to notice requirements and the handling of applications coming before the Pinellas County Authority and the Trustees.

Discussion was had on several phases of both laws and how the duties and requirements could be coordinated and it was generally understood that where an application has been approved by the Pinellas Authority, the Trustees are not bound by such approval although great weight and deference is given to the action of the county authority. Also, the Trustees desired its position to be clear that in instances where land has been conveyed to purchasers who indicated no intention of filling, that they have no vested right to fix a bulkhead line at the outer perimeter of the lands conveyed.

Governor Collins explained that while the local board has authority to fix bulkhead lines in the municipality, the Trustees cannot abdicate any legal responsibility it has in reviewing a decision by the local board and final approval would rest with the Trustees. The Governor also desired it made clear that the action of the local authority to set a bulkhead line, and the subsequent approval by the Trustees of said bulkhead line, is no commitment by the Trustees to make the sale or recommend sales out to the bulkhead fixed, but is merely a limit beyond which no sale will be made.

Provisions of the local laws were mentioned and the control to be exercised by the municipalities, the Board of County Commissioners, and the Water Control Authority. The question was also raised as to the obligation of the Water Control Authority to set the bulkhead and whose obligation it would be in the event no bulkhead was established within sixty (60) days. Representatives of the Water Control Authority expressed the preference that the said Authority should establish the bulkhead line, with the ultimate and final word to rest with the Trustees. The Trustees were of the opinion that the law required the Authority to establish the bulkhead line.

In considering advertisement for sale of the land and for hearing on the establishment of the bulkhead, it was deemed expedient to use one advertisement for both, the notice to be published once each week for four weeks, with the Clerk of the Circuit Court of Pinellas County acting as the agent of the Trustees in the preparation and publication of the joint notices.

County Commissioner LaVoie raised the question as to the status of applications to the Water Control Authority for establishment of bulkhead lines which have been pending for more than sixty days; that pursuant to subsection (2) of Chapter 57-362, the applicant may by-pass the County Authority and request establishment of the bulkhead by the Trustees.

The Trustees expressed the view that in the initiatory stages of the program, the Water Control Authority should not be held to strict requirement of sixty days and suggested that, if the said Authority was willing, all applications where the time element has elapsed, be processed and recommendations made to the Trustees in the usual manner; that it would be desirable to have the County fix the bulkhead line as there is no disposition on the part of the Trustees to bypass the local authority.

In discussing cases where lands have heretofore been conveyed but not filled, and the bulkhead line when established would exclude a portion of the land, consideration should be given to refunding so much of the purchase price as represented by the land excluded.

Mr. Wallis suggested that the Trustees clarify a general misunderstanding to the effect that on the lapse of sixty days, if the county commission has not established the bulkhead line, the applicant can apply to the Trustees and immediately have the bulkhead fixed. They do not realize that when the Trustees take over there is the same requirement for advertisement and hearing as governs the local agency.

Mr. Harris requested information as to whether the proposed memorandum applied to lands heretofore purchased, or only those applied for and purchased after the Bulkhead Act went into effect, and what the Trustees' position would be as to permits to dredge and fill land already conveyed, and also where an application had been submitted prior to the date of the bulkhead act, but final determination had not been made until after the effective date of the Act.

The Trustees considered that the proposed policy would apply to lands acquired after the passage of the act, but would also have bearing on prior conveyances to the extent that the bulkhead line in front of such properties would necessarily follow a proper pattern consistent with public interest, and regardless of when the purchase was made a permit to fill will not be granted until the bulkhead has been established.

Mr. McLane, Assistant Attorney General, explained that with informal construction placed on the Act, where the Trustees take over after the lapse of sixty days, the same notice must be published and the same hearing must be had before the bulkhead line is fixed.

On the question as to the number of weeks the notice should be published, Pinellas County Authority considered once a week for three weeks sufficient, while Mr. McLane felt the State should require four weekly advertisements. Assessment of costs for engineering surveys and other expense in connection with establishment of the bulkhead was discussed.

Mr. Smith requested information as to what steps would be necessary after establishment of the bulkhead by the County, with recommendations thereon made to the Trustees, and whether it would be necessary for the Trustees to hold a hearing in Tallahassee before taking action.

It was understood that after the County has taken action and notified the applicant of decision reached, that the Authority will furnish the Trustees with its recommendation, including recommendation of the County Engineer, along with a copy of the minutes with any testimony taken, as well as a copy of the application for the bulkhead or purchase of lands. The Trustees will then have the county's action reviewed by the engineers and director and their views will be submitted to the board for final disposition. If the applicant should desire a hearing before the Trustees, they may make such request.

Mr. Wallis expressed the belief that regardless of what the applicant's interest might be, he could initiate one application to be addressed to the county, the Trustees and the Corps of Engineers, and each agency could engage itself to the extent of the separate or joint responsibilities.

The memorandum recommended, with amendments and suggestions, was read and approved by Pinellas County delegation and the Trustees, whereupon motion was made by Comptroller Green, seconded and unanimously adopted, that the following memorandum be approved as the action of the Trustees:

It was the thought that the only logical construction which could be placed upon the words found in Section 2 (2) of the act - "within the area or vicinity" - would be within 1,000 feet on each side of the land of the upland owner requesting that a bulkhead line be fixed.

Under subsection (2) of said Section 2 the Attorney General expressed the view that where the applicant is the upland owner all riparian owners within 1,000 feet should be notified by registered letter and notice published three consecutive weeks at least thirty days prior to a hearing.

It was also agreed that notice of application to purchase and application for establishment of a bulkhead line might be properly published in one and the same notice.

It was further agreed that the bulkhead line might be established not exceeding 1,000 feet each direction from the limits of the applicant upland owner property under subsection (2).

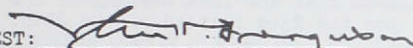
The local authority shall have the authority to fix bulkhead lines in a municipality, but shall request approval of the municipality.

It was also agreed that multiple applications might be considered at one and the same time provided that such applications were not separated by more than 1,000 feet.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST:


DIRECTOR - SECRETARY

(Complete transcript of the meeting is in the files "Pinellas County Water and Navigation Control Authority".)

Tallahassee, Florida
November 12, 1957

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director-Secretary
W. Turner Wallis, Engineer

Attention was called to the last meeting of the Trustees in December, which is scheduled for the 24th, and that date being Christmas Eve, an alternate date was suggested.

Without objection, it was agreed that the last meeting of the Trustees in December be set for the 23rd instead of the 24th.

Without objection, the Governor was requested to make the appointment of a representative from the Trustees to the Florida Keys Interagency Committee, composed of personnel from the State Road Department, the Florida Board of Parks and Historic Memorials and the Trustees. The purpose of the committee is to deal with the problem of administering the dedication of land along the Overseas Highway and Florida Keys for park purposes.

BAY COUNTY - The United States Navy Department requests issuance of corrective deed on a parcel 100 feet square in the Gulf of Mexico, approximately $2\frac{1}{2}$ miles offshore from Panama City, the center of said parcel being intersection of parallel of Latitude $30^{\circ}07'12''$ North, and Longitude $85^{\circ}46'30''$ West, lying due North-South and East-West, comprising ten thousand square feet. Trustees' Deed No. 21370 containing indefinite description has been recorded in Bay County and the Navy Department proposes to reconvey the area granted in exchange for corrective deed.

Motion was made, seconded and adopted, that the Trustees authorize issuance of correction deed, in favor of the United States and its assigns, with the provision for reversion when the area ceases to be used for Federal purposes, upon reconveyance from the Federal Government of the land described in Trustees' Deed No. 21370.

BREVARD COUNTY - On September 10, 1957, the Trustees authorized execution of deed to the City of Cocoa Beach, Florida, for a parcel 500 feet x 1000 feet in the NE $\frac{1}{4}$ of Section 16, Township 25 South, Range 37 East, in the Banana River, for municipal purposes only. The grant was authorized conditioned upon the city filing with the Trustees certified copies of resolutions or other documentary evidence showing official approval by

the State Board of Health, and by the Board of Public Instruction and Board of County Commissioners of Brevard County that the land be granted as the site for sewage treatment plant, and subject to compliance with opinion of the Attorney General as to the Bulkhead Act, Chapter 57-362, Acts of 1957. This parcel lies west of submerged land granted in November 1956 to the Board of Public Instruction.

The Board of Public Instruction and the Board of Commissioners have both filed resolution approving the area as location for the sewage treatment plant and photostatic copies of the plan designating the sewage treatment site and dredging area show approval of the State Board of Health.

Motion was made, seconded and adopted, that the Trustees approve the conveyance but refer the matter to the Attorney General for determination as to whether or not it will be necessary to advertise the grant for objections.

The following applications were presented for purchase of submerged land abutting upland property of applicants:

1. CHARLOTTE COUNTY - File No. 34-08-253.12 - Wood & Scheb, Attorneys of Sarasota, Florida, on behalf of L. M. Danklefs, agreed to pay the appraised price of \$100.00 per acre for 21.39 acres in Lemon Bay, Section 29, Township 41 South, Range 20 East.
2. MONROE COUNTY - File No. 41-44-253.12 - G. A. Crawshaw & Associates, on behalf of Kenneth P. Hutson, applied for a parcel of submerged land in the Straits of Florida, in Section 32, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.83 of an acre, to be sold at the appraised price of \$300.00 per acre.
3. MONROE COUNTY - File No. 40-44-253.12 - G. A. Crawshaw & Associates, on behalf of George F. Bennett, applied for a parcel of submerged land in the Straits of Florida in Section 32, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.76 of an acre. Sale to be at the appraised price of \$300.00 per acre.
4. MONROE COUNTY - File No. 39-44-253.12 - G. A. Crawshaw & Associates, on behalf of Walter S. Geiser, applied for a parcel of submerged land in the Straits of Florida in Section 32, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.94 of an acre, to be sold at the appraised price of \$300.00 per acre.
5. MONROE COUNTY - File No. 38-44-253.12 - G. A. Crawshaw & Associates, on behalf of Donald W. Smith, et al, applied for a parcel of submerged land in Sections 23 and 24, Township 62 South, Range 38 East, Key Largo, containing 5.2 acres, to be sold at the appraised price of \$200.00 per acre.
6. MONROE COUNTY - File No. 36-44-253.12 - G. A. Crawshaw & Associates, on behalf of Frederick C. Berg, applied for a parcel of submerged land in the Straits of Florida in Section 8, Township 62 South, Range 38 East, Plantation Key, containing 0.72 of an acre, to be sold at the appraised price of \$200.00 per acre.
7. MONROE COUNTY - File No. 37-44-253.12 - G. A. Crawshaw & Associates, on behalf of John A. Gautier, applied for a parcel of submerged land in Florida Bay in Section 7, Township 63 South, Range 38 East, Plantation Key, containing 4.3 acres, to be sold at the appraised price of \$200.00 per acre.
8. MONROE COUNTY - File No. 35-44-253.12 - G. A. Crawshaw & Associates, on behalf of I. W. Riggs, applied for a parcel of submerged land in Florida Bay in Section 2, Township 62 South, Range 39 East, Key Largo, containing 0.66 of an acre, to be sold at the appraised price of \$250.00 per acre.

9. MONROE COUNTY - File No. 33-44-253.12 - Clement C. Reetz and wife applied for a parcel of submerged land in Section 35, Township 66 South, Range 28 East, Summerland Key, containing 0.49 of an acre, to be sold at the appraised price of \$350.00 per acre.
10. MONROE COUNTY - File No. 17-44-253.12 - Hudgins & Alfonso applied for a parcel of submerged land in the Straits of Florida in Sections 1 and 2, Township 67 South, Range 28 East, Summerland Key, containing 4.0 acres, to be conveyed at the appraised price of \$300.00 per acre.
11. OSCEOLA COUNTY - File No. 31-49-253.36 - Rogers & Kelley, on behalf of Clay S. Partin, applied to purchase a parcel of permanently reclaimed lake bottom in Lake East Tohopekaliga in Section 28, Township 25 South, Range 30 East, containing 3.9 acres, to be conveyed at the appraised price of \$50.00 per acre.

Motion was made, seconded and adopted, that the Trustees authorize advertised for objections only, the eleven (11) parcels of land applied for by the abutting upland owners based on the appraised price.

The following applications were submitted for purchase of swamp and overflowed land owned by the state:

1. CITRUS COUNTY - Simon J. Marcadis of Tampa, Florida, offered the appraised price of \$20.00 per acre for purchase of the SW $\frac{1}{4}$ of Section 18, Township 20 South, Range 17 East, containing 160.52 acres, the land to be used for pasture.
2. OKEECHOBEE COUNTY - Judge Otis Whitehurst offers \$55.00 for a small tract of land described as "Begin 460 feet South and 196 feet West of the Northeast Corner of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and run West 49 feet, South 178 feet, East 49 feet and North 178 feet, in Section 22, Township 37 South, Range 35 East." The Trustees have an appraisal of \$50.00 for the parcel and sale will be made subject to outstanding municipal and drainage taxes with a minimum of \$100.00 for the parcel.
3. SUWANNEE COUNTY - George A. Bush of Jacksonville, Florida, offers \$37.00 per acre, which exceeds the appraised value of \$35.00, for the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 20, Township 3 South, Range 13 East, containing 39.69 acres, more or less. Applicant proposes to use the parcel for a homesite.

Motion was made, seconded and adopted, that the Trustees agree to advertise the three (3) parcels of land described for competitive bids, starting with the offers submitted as outlined above.

COLLIER COUNTY - Smith & Carroll, on behalf of Elva B. Griffis and Elsie B. Vogstad, requested quitclaim deed to the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32, Township 46 South, Range 29 East, to clear cloud on title arising out of quitclaim deed from the L and N Railroad to the Trustees dated March 12, 1908. Records show that the land was owned by the United States at that time and was patented into private ownership in 1916, the applicants holding title by chain of conveyances under the United States patentee. The State has never owned the land and recommendation was made for issuance of disclaimer upon payment of the handling charge of \$10.00.

Motion was made, seconded and adopted, that the Trustees allow the request and authorize issuance of disclaimer in favor of Elva B. Griffis and Elsie B. Vogstad, as recommended.

Motion was made, seconded and adopted, that the Trustees approve assignment from Irving Garten of one-half interest in Contract No. 21195 to his sons, Arthur Garten, one-fourth interest, and Herbert Garten, one-fourth interest. The contract covers lots in West Miami Park Section "B", a subdivision in Section 26, Township 53 South, Range 39 East, recorded in Plat Book 25, Page 5, public records of Dade County.

DUVAL COUNTY - J. Henry Blount, Attorney for the Board of County Commissioners of Duval County, accompanied by Commissioners J. B. Mallard, Julian Warren and Joe Hammond, presented a resolution adopted by the Board of County Commissioners October 14, 1957, together with certified copy of Chapter 57-502, authorizing conveyance of an area comprising approximately 1,500 acres in Township 1 South, Range 28 East, known as Goat Island, in the St. Johns River. The resolution requested that the Trustees execute a deed to Duval County for the land and submitted a check in the sum of \$3,750.00 payable to the Trustees.

Governor Collins stated that the board would receive the resolution and check but with no obligation until such time as an analysis can be made by the Attorney General of the legal responsibilities of the Trustees. The Governor expressed the view that he did not think it sound procedure for the state's land to be divested in such manner without consulting the Trustees as to what was considered a fair price for the property. He called attention to previous action taken in connection with this land when the Canal Authority executed a deed to the Trustees conveying whatever claim it might have in Goat Island. It was made clear at that time that no commitment was being made to convey the land to Duval County but that would be a matter for consideration at a later date. The Governor pointed out that this act was passed as a local bill without the knowledge of the Trustees; that he felt it was not an act of good faith on the part of the County to by-pass the Trustees in this manner; that the sovereign lands of the State are for all the people of the State and they should not be divested of their rights by passage of laws in this manner.

The Governor further asked who fixed the price of \$2.50 per acre as payment for the land, to which Mr. Blount replied that he believed he took it from a Dade County local act.

In answering the Governor, Mr. Blount stated that the County Commissioners had no intention of by-passing the Board in this matter and they were under the impression that the Trustees had knowledge of the introduction of the bill and that its provisions had been made known to them; that Duval County felt that this was a public project and that a nominal consideration would be proper and its use would be for all the people of the State the same as a public road. He further stated that he had discussed this subject with the Attorney General and it was at his suggestion that he (Mr. Blount) write the bill for introduction in the legislature; that the Attorney General even suggested that there should be no price.

Other members of the board stated that they had no knowledge of the passage of the bill with reference to Goat Island and Mr. Mayo remarked that his understanding was that after the Trustees received release from the Canal Authority, then the matter could be taken up with Duval County and see what kind of program could be worked out.

The Governor advised the Duval County delegation that the matter would be referred to the Attorney General for study as to what obligations of the Trustees are.

GLADES COUNTY - File No. 32-22-253.36 - Application was submitted by J. J. Williams, Jr., on behalf of Don B. Newburn, et al, the abutting upland owners, for purchase of permanently reclaimed lake bottom land in Lake Okeechobee below the 17 foot contour in Section 13, Township 40 South, Range 32 East, containing 0.38 of an acre.

Motion was made, seconded and adopted, that the Trustees authorize conveyance in favor of applicants of the parcel described, without advertising, upon payment of the minimum price of \$100.00.

GLADES COUNTY - The Director recommends granting one year grazing lease in favor of Ira H. Mason covering 3200 acres of Lake Okeechobee bottom lands owned by the State. It was explained that an attempted conveyance of this land was made by Ralph Robinson to J. J. Wiggins, and the Attorney General's Office has authorized Special Assistant Attorney General Charles Vocelle, to take legal proceedings to set aside such deed. The land is located easterly from the Government Levee and northerly of the old Moorehaven Canal.

Motion was made, seconded and adopted, that the Trustees authorize one year lease in favor of Mr. Mason on the basis of \$1.00 per acre rental payment.

HIGHLANDS COUNTY - On October 22, 1957, the Trustees received a high bid of \$210.00 per acre from Anthony d'Alessandro for purchase of Government Lot 16 of Section 12, Township 35 South, Range 30 East, containing 6.91 acres. The next high bid was \$155.00 per acre from Rudolph Ashton. After the bidding it was disclosed that the lot was landlocked by ownerships of Mr. Ashton and L. H. Alsmeyer and Mr. d'Alessandro was given the opportunity of withdrawing his bid, which he has elected to do. The Trustees were requested to determine whether readvertisement should be ordered.

Motion was made, seconded and adopted, that the lot described be advertised for competitive bids starting with the offer of \$155.00 per acre.

HILLSBOROUGH COUNTY - Capt. F. M. Hendry made application for grazing lease of 100.0 acres of land lakeward of the original meander of Lake Thonotosassa in front of his uplands in Sections 12 and 13, Township 28 South, Range 20 East, situate between the normal shore line (1948) and a dike constructed in 1942. In 1954 a dam and water control structure were constructed across Flint Creek, at the northeast corner of the lake, resulting in the dike being eroded and flooding of cultivated pasture lands. A long term lease is sought in order to restore the dike and install the necessary control works to enable lessee to cultivate and use the area for pasture. This will involve an expenditure of approximately \$70,000.00. It does not appear that this work would infringe upon rights of other owners or adverse to public interest. The Director recommends authorization of a lease for a term of ten (10) years at \$1.00 per acre annually with privilege of negotiation for renewal, and appropriate clauses saving the Trustees harmless, and allowing dikes on the perimeter and/or within the leased area.

Motion was made, seconded and adopted, that the recommendation of the Director be approved as the action of the board and that the lease be issued with conditions as outlined.

LEE COUNTY - Motion was made, seconded and adopted, to deny the application from Julian D. Clarkson, on behalf of Cayo Cost Land, Inc., for purchase of several islets located offshore westward from Cayo Costa Island owned by applicant, for the reason that the islets have the prospect of future reclamation and development as public beaches.

MONROE COUNTY - Recommendation was made that the Trustees reconsider action taken October 22, 1957, on application of

Beulah A. Cass, represented by Paul E. Sawyer, and that deed be issued without advertising. Subsequent investigation disclosed that this land was filled prior to enactment of Chapter 57-362, Acts of 1957, and applicant was entitled to conveyance without advertising.

Motion was made, seconded, and adopted, that the recommendation be approved and deed issued to Mrs. Cass at the appraised price of \$200.00 per acre without advertising for objections.

MONROE COUNTY - Mrs. Sophie Smith, holder of campsite lease No. 919, covering land in Section 18, Township 59 South, Range 40 East, made application for one-year extension of said lease from October 30, 1957, under the same terms and conditions.

Motion was made, seconded and adopted, that the extension of one year be granted on lease No. 919 under the same terms and conditions with rental of \$100.00.

PALM BEACH COUNTY - Robert J. Birdsall, in conjunction with Central and Southern Florida Flood Control District, requested quitclaim deed to a small triangular shaped parcel of reclaimed lake bottom land, approximately 250 feet square, in Lake Clarke in Section 5, Township 44 South, Range 43 East. Explanation was made that Trustees' deed No. 19030 issued in 1945 conveyed a tract of lake bottom land lying west of the right of way for West Palm Beach Canal being 200 feet each side of the centerline of the canal. The 250 foot square parcel lies inside of right way and lakeward of the meander. The Flood Control District has agreed to release the triangular parcel from the right of way in exchange for an easement across Mr. Birdsall's lot abutting the canal, provided Mr. Birdsall is granted the quitclaim deed requested.

Motion was made, seconded and adopted, that the Trustees authorize quitclaim deed to the triangular parcel upon payment of \$10.00.

PALM BEACH COUNTY - Madison F. Pacetti, on behalf of Philip Strazzulla, holder of Contract No. 20752 covering land in Section 3, Township 45 South, Range 41 East, requests forty day extension from November 4, 1957 in which to make payment of \$1,957.57 which is overdue.

Motion was made, seconded and adopted, that the Trustees grant extension of forty days for making payment of \$1,957.57 with interest on said amount till paid.

PALM BEACH COUNTY - Hon. Ralph J. Blank, Jr., representing a number of individual clients, came before the Trustees with reference to two proposed bridges in Lake Worth, to be constructed by Point Manalapan Development Corporation, at Manalapan to connect a United States permit fill with Hypoluxo Island and the upland at the east shore of Lake Worth, at applicant's property in Sections 10 and 15, Township 45 South, Range 43 East.

Mr. Ferguson reported that an investigation disclosed that the main fill appears to qualify under Section 11 of Chapter 57-362, Acts of 1957, application having been filed with the United States District Engineer prior to enactment of the bulkhead act, and the fill proper being within bulkhead lines long established by the town. The U. S. Engineers received application for the bridges prior to June 12, 1957 and issued notices thereon but failed to notify the Trustees, and permit for the two bridges was issued although the Trustees have granted no right of way for such bridges nor causeway fills outside of the old bulkhead line. Construction of the bridges and/or causeways will be in violation of Chapter 57-362, Acts of 1957. The Director recommended that formal protest of the Trustees by resolution be directed to the District Engineer, U. S. Army Corps of Engineers, and to the firm which seeks to construct such bridges; also that any work or construction on the state-owned bottoms of Lake Worth, other than within the existing bulkhead line will be construed as trespass and violation of the provisions of Chapter 57-362, Acts of 1957.

Mr. Blank stated that he was in accord with the agenda recommendation and his request was that the Trustees do everything possible to prevent construction of the bridges, especially the bridge to the east. He submitted photographs and maps showing the location of Hypoluxo Island and the two bridges contemplated, with the depths of water given. Further, that the causeway fills and bridges would completely cut off the Sound, which is nearly two miles long and over one thousand feet wide, from use except for small boats and would deprive owners on each side of the Sound of navigation privileges for boats of considerable length and draft. This Sound is also valuable for protection of small craft in hurricane time. The proposed bridges are fixed span type with small openings, and while the permits for construction have already been granted by the Corps of Engineers, the grants are now under review by the U. S. Corps of Engineers in Washington. Attention was also called to the fact that no title has been granted by the Trustees to the bridge approaches or entry.

Mr. Blank urged that the Trustees direct a notice to the U. S. Engineers in Jacksonville and also to the Secretary of the Army in Washington, who has this matter under review, as to the facts in the case with a view to preventing consummation of this plan. He also suggested that in addition to the recommended resolution, that the Attorney General be requested to ask for an injunction against completion of the fills and bridges and to protect the sovereign lands and water bottoms of the state.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the staff with the further direction that the Attorney General take such action as may be necessary to effectively carry out the purposes and intent of the resolution.

Mr. Blank stated that, speaking as Representative of Palm Beach County, he would like to take this opportunity to complement the staff of the Trustees on the tremendous job they are doing in handling the volume of work coming before them in connection with submerged land, especially since the recently enacted laws during the 1957 legislature. He recommended and urged that the Trustees expend some of its funds in increasing the staff so that it can cope with the immense load of work; and suggested three or four field representatives for inspection and investigation to prevent encroachment upon the submerged lands of the State and various other matters that need supervision which the present staff cannot possibly handle; and the need for a full time attorney to handle the legal phase of the work.

The Governor thanked Mr. Blank for the suggestions and advised that the Trustees have been proceeding along the same lines suggested by him, starting with the appointment of a Director. The Attorney General has offered to make available to the Trustees all of Mr. McLane's time that is necessary for the work. Also, that the Director is proceeding with reorganization of the Department and is expected to make recommendations for expansion as needed. Other phases of the work are being considered, such as beach erosion and damage caused by erosion.

PALM BEACH COUNTY - George H. Wedgeworth, on behalf of Wedgeworth Farms, Inc., made application under provisions of Sections 253.42 and 253.43 to exchange Section 9, Township 43 South, Range 38 East, for which he was high bidder at \$41.00 per acre at sale in February this year, for Section 31 of the same township and range and offers and additional cash consideration of \$20.50 per acre. Section 31 is held under ten-year lease issued August 1, 1954, which provided for graduated rental. Information was furnished that each of these two sections have the same raw land value and are subject to annual Highlands-Glades Drainage District tax of about \$2.50 per acre annually. The Director submitted further information showing costs for clearing the land and estimation of enhancement of values since 1954; also record from the

office file showing that Wedgeworth Farms applied to purchase Section 31 and accepted lease only because of the fact that the land had been withdrawn from sale.

Based on facts disclosed and consideration of an element of moral obligation, together with memorandum from the Attorney General's Office that equal value exchanges of lands are authorized, the Trustees' staff recommended the exchange, effective August 1, 1957, upon payment of \$20.50 per acre.

Motion was made, seconded and adopted, that the Trustees authorize exchange of the two sections as outlined and recommended by the staff upon payment by Wedgeworth Farms, Inc., of \$20.50 per acre for the land in Section 31, Township 43 South, Range 38 East, effective August 1, 1957.

Wedgeworth Farms, Inc., offered, in event the above exchange was authorized, the amount of \$41.00 per acre for Section 9, involved in said exchange, which was the high bid at the February sale.

No action was taken as to disposition of Section 9, pending conclusion of exchange with Wedgeworth Farms, Inc., as to Section 31.

PINELLAS COUNTY - The Director presented request from the Pinellas County Water and Navigation Control Authority that the Trustees of the Internal Improvement Fund appoint Avery W. Gilkerson, Clerk of the Circuit Court of Pinellas County, as agent for the Trustees in handling notices for advertising State lands in Pinellas County under the provisions of Chapter 57-362, Laws of Florida, Acts of 1957. It was recalled that at the joint meeting October 14, 1957, with Pinellas County Water and Navigation Control Authority, it was indicated that the Clerk of the Circuit Court would be the proper party to handle notices for advertising land sales since he would be performing similar services for the Pinellas County Control Authority, and such coordination would eliminate considerable cost to applicants.

Motion was made, seconded and adopted, that the Trustees of the Internal Improvement Fund appoint Avery W. Gilkerson, Clerk of the Circuit Court of Pinellas County, as the agent of the Trustees in handling notices in connection with sales of State lands in Pinellas County coming under provisions of Chapter 57-362, Laws of Florida, Acts of 1957.

SARASOTA COUNTY - The State Road Department requested temporary easement to dredge and remove sand and other material from submerged lands, and bars, fills, islands and other lands in Sarasota Bay in Sections 24 and 25, Township 36 South, Range 17 East, containing 26 acres, more or less, needed in connection with State Road No. 780 - Section 1703-109, Sarasota County.

Motion was made, seconded and adopted, that temporary easement be granted to the State Road Department to dredge the areas described.

VOLUSIA COUNTY - Thomas T. Cobb, on behalf of Mrs. Mae Godfrey, made application for a disclaimer under Section 9 of Chapter 57-362, Laws of Florida, Acts of 1957, to a parcel of land now contiguous to a part of the Jane Murray Grant, being in Section 49, Township 18 South, Range 34 East, containing 5.0 acres, more or less. This area was filled prior to 1951, which was the date of enactment of Section 253.12 Florida Statutes 1955, under authority contained in Section 271.01 Florida Statutes 1955.

Motion was made, seconded and adopted, that the Trustees authorize execution of disclaimer as requested upon payment of \$10.00 handling charge.

VOLUSIA COUNTY - Mr. Ferguson called attention to sale September 25, 1956 to Magnolia Development Corporation of three parcels of land at New Smyrna and in working out details of the purchase incident to preparation of purchase contracts there appears to be conflict in the records of that meeting. The following report was presented for clarifying the minutes of September 25, 1956, and for approval of the contracts:

R E P O R T

We wish to report that the three instruments of conveyance, in the form of contracts, have been prepared, consummating the sale to the Magnolia Development Corporation of the three tracts of marsh lands lying easterly of New Smyrna Beach as authorized by the Trustees in the meeting of September 25, 1956. The stipulation and agreements as set forth in the minutes of this meeting have been rigidly adhered to, as we interpreted them, in the preparation of these instruments and are incorporated therein.

In order to clarify the minutes covering this transaction, authority is requested to delete from said minutes, this language: "It was generally agreed that the waterway should be dredged so as to maintain free flow of water at all times and that the material dredged should be placed on the tracts described as A, B and C." This language is in conflict with the later provisions concerning this waterway.

It was our understanding that one-half of the entire tract would have to be filled within five (5) years, with the balance to be filled within ten (10) years. As the developers are starting at the South end, the waterway adjoining the lower half of the property is scheduled to be opened within five (5) years. The requirement as to the opening of the waterway adjoining the Northerly half has been designed to coincide with the ten-year filling requirement on the Northerly half of the land.

It was the understanding of the Trustees and the purchasers that the area Easterly of the lands being sold, to the Hillsborough River, constituted a perpetual spoil area for the use of the U. S. Army Engineers in maintaining the Intracoastal Waterway. As the purchasers were given verbal assurance of their right to remove all material from this spoil area, subject always to the rights of the Government to deposit spoil material there, the agreements have been drafted to include that right.

The land area of each tract being purchased has been reduced to reflect the public waterways disclosed by the plat of the developers attached to each contract, in accordance with the usual practice.

The instruments for this transaction are:

1. Three (3) land purchase contracts in the usual form, covering parcels A, B and C.
2. An agreement whereby the purchaser is required to remove the material from the waterway in accordance with the instrument of dedication, and whereby the purchaser is given the right to remove the material from the spoil area designated "MSA-V8" lying easterly of the lands involved.
3. Dedication of the 500 foot waterway, containing stipulations for the removal of the material, the depth of the cut at the centerline, and the requirement for bridges across the waterway.
4. Deed of 22 acre park area in Tract A to City of New Smyrna Beach.

Mr. T. T. Cobb of New Smyrna Beach, attorney for Magnolia Development Corporation, stated that his client was in agreement with what has been worked out by the Trustees' staff, which is according to the understanding he had at the time of sale.

He requested that the Trustees allow deletion of the paragraph referred to in the report, which is in conflict with the understanding that one half of the entire purchase would be filled within five (5) years without reference to specific tracts, and the remainder to be filled within ten (10) years.

Mr. Wallis stated that there was reason for uncertainty from the record of the previous transaction and the recommendation is for clarifying the intention that the requirement was for filling one-half of the whole tract rather than one-half of each of the several parcels; that it is for the Trustees to decide whether the interpretation of the staff was correct.

After hearing the report read, the Trustees expressed the view that it was in accord with their understanding of the action taken at the September 1956 meeting.

Motion was made that the recommendation and report by the staff be approved as the action of the Trustees and that the minutes of September 25, 1956, be clarified by deletion of the paragraph mentioned in the report; also, that the three land purchase contracts as presented with the report be approved for execution, and that all other agreements outlined be carried out.

Mr. James F. Robinson, representing Anderson C. Bouchelle and James J. Cunningham, asked that the subject be re-opened as he desired to file protest to former action taken following sale of the land under discussion. The acreage advertised and sold, with respect to one parcel, called for 317 acres but after the sale was cut to 221 acres, which meant a reduction in the purchase price of \$25,000.00 and could have had some bearing on bidders at the sale.

Mr. Ferguson explained that this difference in acreage came about when definite plans for development of the area were discussed and the advantage of having title to the canals remain in the State for the use and benefit of the public. The purchasers agreed to eliminate from the sale certain areas to be dredged as canals, from which material would be taken to fill other areas, and title to such canals would remain in the State.

Governor Collins asked that the record show that Magnolia Development Corporation has agreed that the dedicated waterway will be opened by dredging in order that sufficient depth be assured for normal ingress and egress to property in the area. This is in accordance with the executed agreement with the Magnolia Corporation.

No action was taken on the protest from Mr. Robinson but he was advised that the sale having been made in September 1956, that phase of the matter was closed. Subsequently, when definite plans were being worked out for the development, it was deemed desirable to retain title in the state to the canal areas and for that reason the area to be conveyed was reduced.

Action on the motion was called for. The motion was duly seconded and upon vote unanimously adopted approving the recommendation and report by the staff.

VOLUNSA COUNTY - Anderson C. Bouchelle, holder of contract No. 21694, and on behalf of James J. Cunningham, holder of contract No. 21304-Rev., each for purchase of marsh lands at New Smyrna Beach, requests that the Trustees allow credit on their purchases at time deeds issue of the unit price for all portions which shall be unfilled and planned to remain public water areas in the development plans. (Same condition as in sale of September 25, 1956, to Magnolia Development Corporation, which contracts excluded such water areas from purchase).

Recommendation was made that adjustment in the total contract payments be made at time of issuance of deeds, for conveyance to exclude all areas which, by the development plans made a part of the conveyances, are shown as public water areas. Preservation of title to such water areas in the State is desirable to prevent sale of filled lots in submerged areas held by vendors.

Motion was made, seconded and adopted, that the recommendation of the staff be approved and that adjustment in payments be made at the time deeds shall be issued.

Motion was made, seconded and adopted, that formal approval be given of informal action taken that Mr. F. C. Elliot be retained, pending retirement, in an advisory capacity at a salary of \$350.00 per month, effective October 1, 1957.

CAPITOL CENTER - Motion was made, seconded and adopted, that the Trustees authorize the Director to send notices to two tenants occupying property owned by the State in the Capitol Center in order to allow clearing to proceed.

Mr. E. O. Rolland, Expeditor of State Office Building Projects, Board of Commissioners of State Institutions, submitted a price of \$35,000.00 for purchase of an entire block desired as the site of the state office building at Winter Park, Florida. The block is described as being 450 feet by 437 feet bounded by Canton Avenue on the North, Maitland Avenue on the East, Symonds Avenue on the South and Cherokee Avenue on the West.

Motion was made, seconded and adopted, that the Trustees authorize purchase of the block from the owners, Mrs. Anna L. Ihrig and Rodney Ihrig at the price of \$35,000.00 with the understanding that when revenue certificates are sold the property will be purchased from the Trustees.

Action was deferred on the question of employment of Harley G. Morton as fiber technologist with the Everglades Experiment Station, suggestion having been made that it might be proper that his employment should be by the Development Commission.

The Board of Commissioners of State Institutions on October 29, 1957, accepted the low bid of not exceeding \$6,400.00 from Winchester Construction Company for construction at some location in the Capitol Center of the Liberty Bell Tower and hanging the bell in said tower, and requested that this cost be paid by the Trustees of the Internal Improvement Fund.

Motion was made, seconded and adopted, that the Trustees authorize payment for construction of Liberty Bell Tower and the hanging of the bell, including necessary fees in connection therewith, not to exceed \$6,400.00.

On the same date the Budget Commission authorized release of said amount from Trustees' funds.

FINANCIAL STATEMENT FOR THE MONTH OF OCTOBER, 1957

UNDER CHAPTER 610

Balance as of October 1, 1957		\$443,905.94
Receipts for the Month:		
Land Sales	\$36,225.32	
Quitclaim Deeds	471.00	
Fill Material	1,810.00	
Advertising	90.40	
Shell and Sand Leases	10,270.74	
Revenue Bonds	8,125.00	
Trustees Minutes	55.00	
Campsite Lease	50.00	
Mineral Leases	150.00	
Oil Lease	69,760.32	
Rental Property	401.50	
Miscellaneous	1,286.11	
Total Receipts for the month of October, 1957		<u>128,695.39</u>

GRAND TOTAL		\$572,601.33
Less Disbursements for the month of October, 1957		<u>108,610.17</u>
BALANCE AS OF OCTOBER 31, 1957		\$463,991.16

DISBURSEMENTS IN DETAIL FOR MONTH OF OCTOBER, 1957

DATE	WARRANT NO.	PAYEE	AMOUNT
10/2/57	93342	E. O. Rolland	\$ 89.00
10/3/57	94388	The Franklin Press	6,076.00
10/4/57	96235	M. Denton	212.91
10/7/57	98550	International Business Machine Corp.	420.00
	98551	State Office Supply Co.	404.85
	98549	Oklawaha Basin Recreation and Water Conservation and Control Authority	25,000.00
10/8/57	101117	Southeastern Telephone Co.	4.30
	101118	Nathan Mayo	9.25
	101119	Dell Hart Typewriter	40.00
	101120	Marchant Calculators, Inc.	42.00
	101121	Citrus County Chronicle	13.80
	101122	New Smyrna Beach News	28.18
	101123	DeLand Sun News	14.95
	101124	Palm Beach Post-Times	27.50
	101125	General Office Equipment Co.	18.38
	101126	State Office Supply Company	4.65
	101127	Theis Duplicating Products, Inc.	4.50
	101128	The H & W B Drew Company	10.50
10/9/57	101515	W. T. Wallis	209.30
	101516	W. H. Morse	154.50
	101517	W. H. Morse	4.62
	101492	JEL to Prin. State School Bd.	31,633.90
	101493	JEL to St. Bd. Conservation	8,942.55
	101491	JEL to University of Florida	20,000.00
10/14/57	108871	T. M. Shackelford	21.50
10/15/57	110249	M. O. Barco	10.00
	110250	Southeastern Telephone Co.	44.15
	110251	The Geo. D. Barnard Co.	408.22
	110252	Jon S. Beazley	1,769.05
	110253	The Okeechobee News	20.70
	110254	The Miami Herald	164.08
	110255	The Palatka Herald	14.50
	110256	Ft. Pierce Newspaper	32.20
	110257	Linderbeck Office Supply Co.	4.55
	110258	John Wiley and Sons	7.62
	110259	State Office Supply Co.	4.40
	110260	General Office Equipment Co.	31.21
	111951	JEL Trans. to General Revenue	686.52
	110261	State Office Supply Co.	16.00
10/16/57	112493	H. G. Morton	9.92
10/17/57	115139	H. G. Morton	838.91
	115138	Ray E. Green, Comptroller	252.40
10/21/57	119421	E. O. Rolland	46.25
	119420	City of Tallahassee	81.80
10/22/57	121567	State Office Supply Co.	235.25
	121559	Western Union Telegraph Co.	16.57
	121560	Southeastern Telephone Co.	266.50
	121561	U. S. Army Engineers	7.80
	121562	Leon Electric Supply Co.	34.60
	121563	Standard Oil Company	58.01
	121564	DeLand Sun News	29.90
	121565	Capital Office Equipment Co. Inc.	19.28
	121566	General Office Equipment Co.	6.71
10/25/57	123746	JEL Trans. to Bd. Commissioners	20.00
10/29/57	130271	R. M. McLane	23.56
10/31/57	132439	R. M. McLane	23.10
	132440	M. Denton	246.70

10/31/57	133341	Southeastern Telephone Co.	30.30
	133342	Aida S. Green	93.50
	133343	Stuart Daily News, Inc.	40.25
	133344	The Palm Beach Post-Times	22.50
	133345	DeLand Sun News	14.95
	133346	The Key West Citizen	23.77
	133347	Tallahassee Democrat	16.50

October
Salary

125477	W. T. Wallis	\$1,000.00	772.15
125478	A. R. Williams	627.85	495.51
125479	A. C. Bridges	540.75	409.08
125480	V. H. Ferguson	1,041.66	791.66
125481	C. L. Vocelle	250.00	161.20
125482	N. C. Landrum	472.50	366.50
125483	W. H. Morse	425.00	342.10
125484	L. D. Plumb	250.00	235.00
125485	M. O. Barco	550.33	425.26
125486	J. L. Dedge	483.00	372.77
125487	M. C. Pichard	355.66	303.71
125488	B. G. Shelfer	355.66	281.96
125489	Y. Scalera	275.00	238.80
125490	L. M. Shelfer	250.00	191.75
125491	W. Wells	150.00	133.15
125492	C. A. Gray	15.00	15.00
125493	Blue Cross of Florida		49.70
125494	Wilson Life Insurance Co.		22.38
125495	State Retirement		400.31
125496	Federal Tax	1,	034.40
125470	E. O. Rolland		520.01
125471	M. Denton		447.01
125472	H. G. Morton		478.05
125473	M. M. Livingston		228.00
125474	Blue Cross of Florida		18.75
125475	State Retirement		129.50
125476	Federal Tax		337.00
134100	F. C. Elliot	350.00	303.35
134101	Blue Cross of Florida		3.05
134102	State Retirement		21.00
134103	Federal Tax		22.60

TOTAL DISBURSEMENTS FOR MONTH OF OCTOBER, 1957 \$108,610.17

U. S. G. S. COOPERATIVE FUND

Balance as of October 1, 1957	\$	300.00
Receipts		- 0 -
Disbursements		- 0 -
Balance as of October 31, 1957	\$	300.00

UNDER CHAPTER 18296

Receipts to General Revenue:		
October 2, 1957	\$	831.90
October 29, 1957		1,061.00
Total Receipts for the Month	\$	1,892.90

DISBURSEMENTS FOR THE MONTH:

<u>DATE</u>	<u>WARRANT NO.</u>	<u>PAYEE</u>	<u>AMOUNT</u>
10/9/57	101864	U. S. Postmaster	\$ 150.00
10/11/57	107245	J. and Sarah Skolnick	11.40
10/16/57	112939	E. Hewitt	October Salary 48.75
10/31/57	126674	E. Hewitt	\$ 550.00
	126675	J. C. Conner	262.50
	126676	Provident Life & Accident Insurance Co.	7.75
	126677	Blue Cross of Florida, Inc.	7.85

10/31/57	126678	State Retirement	48.75
	126679	Federal Tax	95.80
TOTAL DISBURSEMENTS FOR THE MONTH			\$ 1,022.65

SUBJECTS UNDER CHAPTER 18296

Report No. 689 was presented listing 29 bids for sale of lands under Chapter 18296, and two correction deeds approved by the Attorney General's office: Dade County Deed No. 3532-Cor. to Harold and Norman Lichtenberg, and Monroe County Deed No. 70-Cor. to Good Lands, Inc.

Motion was made, seconded and adopted, that the Trustees approve Report No. 689 and authorize issuance of deeds corresponding thereto.

BREVARD COUNTY - Motion was made, seconded and adopted, that the Trustees authorize refund of \$65.00 to Mrs. Thelma Wick as reimbursement of amount paid for land conveyed by Deed No. 1755 dated January 15, 1957, for the reason that all except a small parcel of the land was owned by the Florida East Coast Railway Company, Mrs. Wick to execute quitclaim deed to the state reconveying the land described in Deed No. 1755.

Brannon

COLUMBIA COUNTY - Judge W. Brantley requested that the Trustees reconsider action taken October 22, 1957, on application from O. T. Harrell and P. A. Hutchinson for conveyance under provisions of Chapter 28317, Acts of 1953 - the Hardship Act - of 146 2/3 acres of land in Sections 20 and 21, Township 6 South, Range 17 East. The Trustees agreed at that meeting to issue deed upon payment of \$20.00 per acre.

Mr. Ferguson stated that he was contacted by attorneys for applicants and had agreed that he would not oppose an offer of \$15.00 an acre.

Judge Brannon stated that applicants had owned this land since 1925 and have paid taxes ever since. It was only recently discovered that the old certificate was outstanding. He requested that the Trustees accept the offer of \$1,470.00 for the land.

Motion was made, seconded and adopted, that the Trustees rescind action of October 22, 1957, and authorize execution of deed in favor of Messrs. Harrell and Hutchinson upon payment of \$1,470.00, plus depositing with the Clerk of the Circuit Court all taxes, assessments and tax liens that are due on this property or would have been due had title not vested in the state.

INDIAN RIVER COUNTY - On September 16, 1957, the Clerk of the Circuit Court held sale of 2,398 lots in Fellsmere and the high bid of \$10.50 per lot for all lots was made by Henry Wolfson. Since the sale, requirements by the City of Fellsmere have made it almost prohibitive for Mr. Wolfson to carry out the purchase. None of the bids at said sale have been accepted and Mr. Wolfson requests that he be allowed to withdraw his bid and that the sums tendered the Clerk, as agent for the Trustees, be refunded, less proper costs to the Clerk and for advertising the lots.

Upon recommendation of the Director, motion was made, seconded and adopted, that Mr. Wolfson and other bidders at said sale be allowed to withdraw and cancel their respective bids and that the sums tendered the Clerk by each be fully refunded, less proper costs and advertising fees, and that statement of such refunds and costs deducted therefrom be furnished by the Clerk to the Trustees.

Action was deferred for 30 days on proposal to dedicate 86 entire lots and five fractions, or until disposition has been completed of the bids referred to above.

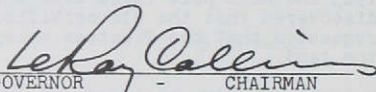
JEFFERSON COUNTY: Clerk of the Circuit Court Ike Anderson requested that the Trustees reconsider action taken on application from Miles E. Groover for conveyance under the Hardship Act of the E $\frac{1}{2}$ of E $\frac{1}{2}$ of Fractional Section 21, Township 3 North, Range 6 East, containing 70 acres, and offers \$350.00 for the land. The Trustees had heretofore declined the offer and fixed a price of \$10.00 per acre for the land, which is the minimum bid for regular sales.

Motion was made, seconded and adopted, that in view of circumstances related by Mr. Anderson, the Trustees rescind former action and authorize conveyance of the land to Miles E. Groover, the former owner, at the price offered - \$350.00, the Clerk having advised that all necessary amounts representing unpaid and delinquent taxes had been deposited with him.

NASSAU COUNTY - Motion was made, seconded and adopted, to decline offer from J. L. Silva of \$10.00 per acre for 55 acres of land in Sections 46 and 49, Township 2 North, Range 28 East, offered at sale of October 21, 1957, Report No. 146, and that the lots and acreage be sold as a whole rather than allow choice parcels to be bid in and the State holding the undesirable areas.

Motion was made, seconded and adopted, that the State disclaim interest in certain certificates certified under the Murphy Act covering land in Alachua, Citrus, Columbia, Marion and Pinellas Counties, the Attorney General's office having approved such action.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
DIRECTOR - SECRETARY

**

**

**

**

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

Present:	LeRoy Collins,	Governor
	Ray E. Green,	Comptroller
	J. Edwin Larson,	Treasurer
	Richard W. Ervin,	Attorney General
	Nathan Mayo,	Commissioner of Agriculture

	Van H. Ferguson,	Director
	W. Turner Wallis,	Engineer

The minutes of the Trustees dated September 24th and October 22nd, 1957, having been presented were, upon motion duly adopted, approved.

The following sales were advertised to be considered on this date:

1. DUVAL COUNTY - File 13-16-253.12: On October 22, 1957, the Trustees considered offer of the appraised price, or the minimum of \$100.00 for the parcel, from John W. Ball of Jacksonville, on behalf of St. Regis Paper Company and Mrs. Nell L. C. Bostwick, for purchase of a parcel of submerged land in the Broward River lying northerly of and abutting Lots 5 and 6 of the Subdivision of the William Drummond Grant, Section 47, Township 1 South, Range 27 East, containing 3 acres, more or less. The land was advertised for objections only in the Florida Times Union and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

2. MONROE COUNTY - File 01-44-253.12: On September 10, 1957, the Trustees considered the offer of the appraised price of \$150.00 per acre from G. A. Crawshaw, on behalf of Mrs. Erdell Mutchler, for purchase of a parcel of submerged land in the Straits of Florida in Section 2, Township 60 South, Range 40 East, Key Largo, lying easterly of and abutting the North 460 feet of Government Lot 2 of said section, containing 3.2 acres, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

3. MONROE COUNTY - File 02-44-253.12: On September 10, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre, or the minimum of \$100.00 for the parcel, from G. A. Crawshaw, on behalf of Arden A. Schwartz, et ux, for purchase of a parcel of submerged land in the Straits of Florida in Section 33, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.23 of an acre, said parcel abutting a portion of Lot 3, Block 10 of Stratton's Subdivision, in said section, township and range. The land was advertised for objections only in the Key West Citizen, and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

4. MONROE COUNTY - File 03-44-253.12: On September 10, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from G. A. Crawshaw, on behalf of Sub-Tropic Developers, Inc., for purchase of two parcels of submerged land in

the Straits of Florida in Section 15, Township 64 South, Range 36 East, Lower Matecumbe Key, lying southerly of and abutting Lots 1 and 24 of Mate-Lido Beach Subdivision, containing a total of 0.40 of an acre, more or less. The land was advertised for objections only in the Key West Citizen, and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

5. MONROE COUNTY - File 06-44-253.12: On September 10, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from G. A. Crawshaw, on behalf of Frank V. Birch, et al, for purchase of a parcel of submerged land in the Straits of Florida in Sections 8 and 17, Township 63 South, Range 38 East, Plantation Key, lying southeasterly of and abutting Tract "C" of Plantation Beach, containing 1.8 acres, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

6. MONROE COUNTY - File 07-44-253.12: On September 10, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from G. A. Crawshaw, on behalf of Frederick T. Bond, et ux, for purchase of a parcel of submerged land in Florida Bay in Section 23, Township 62 South, Range 38 East, Key Largo, more particularly described as commencing from the intersection of the South line of Government Lot 2 of said section and range, and thence by metes and bounds description to the point of beginning, containing 1.5 acres, more or less. The land was advertised for objections only in the Key West Citizen, and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

7. MONROE COUNTY - File 08-44-253.12: On September 10, 1957, the Trustees considered offer of the appraised price of \$250.00 per acre from G. A. Crawshaw, on behalf of Arthur Lenssen, Jr., et ux, for purchase of a parcel of submerged land in the Straits of Florida in Section 6, Township 62 South, Range 39 East, Key Largo, lying southerly of and abutting Tract 2 of Amended Plat of Mandalay, containing 0.83 of an acre, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

8. MONROE COUNTY - File 11-44-253.12: On September 10, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from W. Curry Harris, on behalf of Thomas Gordon, et ux, for purchase of a parcel of submerged land in Bogie Channel in Section 23, Township 66 South, Range 29 East, Big Pine Key, lying easterly of and abutting the South 1,118 feet of Government Lot 2 of said section 23, containing 2.6 acres, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offers made for the eight (8) parcels of land advertised for sale on this date and confirm sale in favor of each applicant as the abutting upland owner .

BREVARD COUNTY - Henry Wolfson of Miami, Florida, offered the appraised price of \$75.00 per acre for Government Lots 1, 2 and 4 of Section 6, Township 22 South, Range 37 East, containing 74.45 acres, more or less. Applicant proposes to use the land for development purposes.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land for competitive bids starting with the offer of \$75.00 per acre.

DADE COUNTY - City Manager E. A. Evans and City Attorney George O'Kell, presented request that the Trustees waive restrictions in deed conveying to the City of Miami land known as Watson Park. The request was for the purpose of authorizing the city to permit the Miami Jaycees Mayflower II Exposition, Incorporated, to enter into an agreement for docking space on the West side of Watson Park for the vessel MAYFLOWER II.

Mr. Evans explained that a resolution is being passed by the City Commission of Miami declaring this to be in the public interest and allowing the proper officials to enter into contract with the Jaycees allowing the docking space, provided the Trustees would waive restriction in the deed to allow such use. The Orange Bowl Commission is very anxious to have the vessel docked at Miami as an added attraction for the Orange Bowl game the first of January.

The delegation further stated that 80 percent of the net proceeds will go to the National Foundation to perpetuate the Mayflower, 10 percent to the operators, and 10 percent to the Jaycees.

The Trustees indicated that they could see no objection to allowing the request for docking the Mayflower.

Motion was made, seconded and adopted, that the Trustees approve granting the waiver in the form to be worked out and approved jointly by the Attorney General and officials of the City of Miami.

DADE COUNTY - Sinclair and Nicholson, attorneys for John A. Haynsworth and wife, made application for a disclaimer under Section 9, Chapter 57-362, Laws of Florida 1957, to an area within the Revised Plat of Royal Palm Point in Section 14, Township 52 South, Range 42 East, as recorded in Plat Book 65, Page 27, Public Records of Dade County. Affidavit on file shows the area to have been filled prior to June 11, 1957, and it is recommended that authority be granted for issuance of a disclaimer.

Motion was made, seconded and adopted, that the request be granted and disclaimer issued upon payment of \$10.00.

DUVAL COUNTY - The Board of County Commissioners of Duval County requested formal approval by the Trustees of a bulkhead line established by the County November 4, 1957, pursuant to provisions of Chapter 57-362, Acts of 1957, being a line in Broward River offshore of Lots 5 and 6 of the Sub-division of the William Drummond Grant in Section 47, Township 1 South, Range 27 East.

Motion was made, seconded and adopted, that the Trustees formally approve the bulkhead line as established by the Board of County Commissioners of Duval County November 4, 1957, covering an area in Broward River.

HIGHLANDS COUNTY - E. B. Long made application for a quitclaim deed covering Government Lots 9 and 13, Section 18, Township 35 South, Range 29 East, containing 68.58 acres, claiming to hold title under the Murphy Act and as equitable owner. The records show that the United States patented this land to the

State of Florida in 1896, and it was subsequently sold in 1925 to Ira Rigdon and secured by mortgage which was satisfied in 1929, by reconveyance to the Trustees. Reconveyance instrument was not placed of record until July 17, 1930. The land was assessed for the year 1930 as privately owned, became delinquent and tax sale certificate issued in 1930, resulting in certification to the State under Chapter 18296, 1937 laws. Thereafter Murphy Act Deed No. 103 was issued to J. F. Armstead, predecessor of E. B. Long, and Mr. Long has furnished certificate from a licensed title company evidencing his ownership, also, certificate by the Clerk of the Circuit Court showing all taxes have been paid, since issuance of the Murphy Act deed, through 1956. Three affidavits were submitted from residents who have known Mr. Long more than 20 years setting forth the improvements to the land. The file has been submitted as proof required by the Attorney General's office as evidence of estoppel of the State to question Mr. Long's title, and for issuance of quitclaim deed to clear title. Recommendation was that the land be withdrawn from the open lists and quitclaim deed issued.

Motion was made, seconded and adopted, that the Trustees approve the recommendation and authorize issuance of quitclaim deed upon payment of \$10.00.

HILLSBOROUGH COUNTY - Norman S. Brown, on behalf of Hillsborough County Port Authority, requested quitclaim deed from the Trustees of approximately 125 acres of land southerly of the Port of Tampa terminal, which lies within the boundary of the submerged area granted to the Authority by Chapter 23338, Special Acts of 1945. The deed is desired for the purpose of clearing the title. The area in question involves four (4) small sand banks created by dredging of the U. S. channel and the Authority proposes to fill the area with spoil from proposed improvement of channels and a turning basin and develop as a public beach. Also, the State Road Department will be granted a right of way, without cost, for the Mid-Bay Bridge project. A reasonable offer was suggested for the deed conveying the area for use exclusively for public purposes, with reversion clause. Title to the property appears to be confirmed in the Authority by Final Decree entered in July 1956 - Hillsborough County Port Authority, et al, vs LeRoy Collins, Governor, etc., Chancery No. 103251-C Circuit Court, 13th Judicial Circuit, and the Attorney General has indicated that there appears to be no objection to approval of the request.

Recommendation was made that the request be granted subject to advertisement for objections, without prejudice to riparian owners, and that the instrument when drawn include the Public Purpose clause with provisions for reversion in the event of breach of said clause.

Motion was made, seconded and adopted, that the Trustees approve the recommendation as the action of the board and authorize issuance of quitclaim deed upon payment of the \$10.00 handling charge.

INDIAN RIVER COUNTY - Recommendation was made that the Trustees authorize issuance of Disclaimer as to Government Lots 5 and 6 of Section 10, Township 31 South, Range 39 East. Title to said lots remained in the United States until patent issued December 15, 1927 to Amanda G. Holtz. The land was erroneously assessed for 1893 taxes and sold, and a tax deed based on the invalid certificate was issued in 1921 to Charles Harris who obtained a refund and quitclaimed the land to the State September 20, 1922. Disclaimer is necessary to clear the record title of cloud. Henry J. Simmonite made request for disclaimer.

Motion was made, seconded and adopted, that the Trustees authorize issuance of disclaimer to Government Lots 5 and 6

as described, for the purpose of clearing a cloud on the title.

LEE COUNTY - H. H. Ford made application for quitclaim deed covering natural accretion to remnants of Government lots in Sections 13 and 14, Township 46 South, Range 21 East, located at the westerly end of Sanibel Island. Mr. Ford holds record title to the Government lots but severe erosion has altered the areas, taking away parts and building up accretion attached to upland remnants but outside the original meanders of his lots. Affidavits have been furnished as evidence that the accretion is natural and Mr. Ford, as the upland owner, claims to be equitable owner of the areas sought. Recommendation was made that the Trustees quitclaim the accretions to Mr. Ford for clearing his title at the minimum handling charge of \$10.00.

Motion was made, seconded and adopted, that the Trustees authorize quitclaim deed in favor of Mr. Ford as recommended.

MONROE COUNTY - Request was made for authority to refund \$188.00 to J. Y. Porter, IV, on behalf of Neal J. Hardy and wife, representing overpayment for land conveyed by Trustees Deed No. 21647, sale of August 13, 1957. The land was advertised and paid for as 2.5 acres, but conveyed as 1.56 acres, at the appraised price of \$200.00 per acre.

Motion was made, seconded and adopted, that the Trustees authorize refund of \$188.00 to Mr. Porter's clients and issuance of deed reciting the correct consideration.

MONROE COUNTY - Request was presented for extension of thirty (30) days for execution of contract on behalf of Ed Germain, Tropic-South, Inc., purchaser of approximately 165 acres of submerged land at Boot Key, sale of August 13, 1957. The area in question is supplement to an earlier sale under Contract No. 20979. Mr. Germain's engineer is endeavoring to reconcile technical differences in order to verify the acreage for new contract.

Motion was made, seconded and adopted, that the Trustees authorize extension of thirty (30) days from this date for execution of the contract.

The following applications were presented for purchase of submerged land adjacent to upland property of applicants:

1. MONROE COUNTY - File 45-44-253.12 - Paul E. Sawyer, on behalf of J. Avery Guyton and Lucien J. Ragsdale, offered the appraised price of \$200.00 per acre for submerged land in the Bay of Florida in Section 7, Township 65 South, Range 35 East, Long Key, containing 10.1 acres, more or less.
2. ORANGE COUNTY - File 47-48-253.36 - Edwards and McCormick, on behalf of Coluso Corporation, Mary H. Dale et vir, and Edward H. Vick et ux, offered the appraised price of \$300.00 per acre for two contiguous parcels of reclaimed lake bottoms in Lake Apopka in Section 11, Township 22 South, Range 27 East containing 3.91 acres.
3. OSCEOLA COUNTY - File 46-49-253.36 - Rogers and Kelley, on behalf of Joe E. Johnston, offered the appraised price of \$50.00 per acre for purchase of a parcel of reclaimed lake bottoms in Lake East Tohopekaliga in Sections 3, 4, 9 and 10, Township 25 South, Range 30 East, containing 9.03 acres, more or less.

Motion was made, seconded and adopted, that the Trustees authorize the advertisement for objections only of the three parcels of land described, based on the offers submitted by the abutting upland owners.

PALM BEACH COUNTY - Point Manalapan Development Corporation - Construction of two bridges across an arm of Lake Worth, in the Town of Manalapan, Florida.

It was explained that this matter was brought to the attention of the Trustees November 12, 1957, by Mr. Ralph J. Blank, Jr., on behalf of clients, protesting construction of two bridges in Lake Worth at Manalapan, and action was taken on that date that the Trustees make formal protest to the U. S. Army, Corps of Engineers to construction of the bridges and that the Attorney General of the State take necessary action to prevent violation of the provisions of Chapter 57-362, Laws of 1957.

The Director submitted a telegram from Blakeslee and Herring, Attorneys of West Palm Beach, stating that in confirmation of telephonic agreement with the Attorney General's Office, construction on the East bridge in Manalapan had been discontinued, and the further statement that it was understood the Trustees would not seek to intervene in the local litigation until after the hearing which had been scheduled for November 26, 1957.

Mr. John Moriarty, of the law firm of Caldwell, Parker & Foster of Tallahassee, representing Point Manalapan Development Corporation, introduced Mr. William Benjamin, principal owner and president of the corporation, Mr. George S. Brockway, Engineer for the company, Mr. Kirk Sullivan, Town Manager, Town of Manalapan, and Harold S. Vanderbilt, Mayor of Manalapan.

Mr. Ralph J. Blank, Jr., representing eleven property owners on Lake Worth in the Town of Manalapan, was present, together with Mr. L. C. Pasley and Mr. Herb Lewis, two of the owners, all protesting the construction of two proposed bridges.

Mr. Benjamin and associates represented that his company had carried out all requirements in connection with the proposed development; that the engineers, Brockway, Weber and Brockway, had submitted the necessary plans to the U. S. Engineers and had received permits to do the work; that the project had been approved by the Town Council of the Town of Manalapan and the bulkhead line established; that a resolution was adopted by the County Commissioners of Palm Beach County approving the development; that they understood the U. S. Engineers would notify the Trustees and were not aware that the Trustees had not been notified of the bridge construction; that upon notice of the amount required for the fill material, his company had sent up a check for \$5,100.00; that they took the position that they were not required to come under the 1957 bulkhead Act as all negotiations had been started and permits granted prior to application of the bulkhead law, that there was never any question but that the bridges were included as they were a part of the project; that plans for the fills and bridges were shown on plats furnished the Army Engineers when application for permits were first made; that property owners in that area were aware of the plans for the development and had opportunity to be heard, and in every way the Point Manalapan Company had acted in good faith and urged that the Trustees allow the development to proceed as any delay would mean great financial loss and would prevent completion of the project in time for the coming season.

Mr. Blank presented protest from eleven (11) owners of property on Lake Worth at Manalapan and eight (8) in the Town of Lantana on the grounds that the construction of the proposed bridges, especially the East Bridge, would materially affect not only the value of their upland property but would deprive them of their riparian rights; that Point Manalapan Company had not complied with the 1957 Bulkhead Law, which they were required to do since the East Bridge was outside of the established bulkhead line. He outlined the requirements of the Bulkhead Law and stated that none of them had been complied with by the applicants. He further submitted that should the East Bridge be constructed, his clients would be cut off from use of the Sound because the water would be too shallow to allow even small boats to navigate, and that the bridge as planned would not permit passage from outside to their property; that of the 52 separate ownerships in the Town of Manalapan his clients comprise 11.

Also, from investigation by a competent, qualified, engineer it was believed that the Army Engineers data was erroneous and misleading and based on sketchy and not up-to-date information; that from careful soundings made according to charts, the water was found to be considerably deeper than reported by the Army Engineers.

Mr. L. C. Pasley and Mr. Herb Lewis, owners of property on Lake Worth, who are objecting to construction of the East bridge, furnished information as to the size of boats owned by them, including cabin cruisers 45 feet long drawing not less than 4 feet of water, which they will not be able to get in and out if the bridge is built.

The parties protesting requested that the Trustees petition for re-opening of the application for permit in order that proper investigation could be made as to actual conditions and determination arrived at as to the damage to private owners in the area.

Comptroller Green suggested that the Trustees join in requesting the U. S. Engineers for a re-hearing on the application for construction of the causeway and bridges.

Governor Collins agreed that the Trustees should ask for a re-hearing by the U. S. Engineers and suggested that the Trustees let it stand on that basis and go on record as making formal request for re-hearing. That when the Engineers take action, the Trustees can move from that point.

Mr. Benjamin was asked if he would agree to suspend action on his development until the Army Engineers have acted on the request for re-hearing. He stated that he would go no further with construction of the bridges until the Trustees had had opportunity to take whatever action they desired, but should the matter bog down he would give ten (10) days formal notice before starting work.

Governor Collins stated with that understanding it would be unnecessary for the Trustees to get out an injunction.

Without objection it was agreed that no action be taken on application of Point Manalapan or on the protests presented; that the Trustees join in filing formal application to the U. S. Engineers for re-hearing with request that prompt ruling be given; that Point Manalapan Development Corporation will proceed no further with the work until action by the Army Engineers, unless there be undue delay, in which event the Trustees will be given ten (10) days notice of the company's intention to resume work on the project.

PALM BEACH COUNTY - Brockway, Weber and Brockway submitted two applications for disclaimers under the provisions of Section 9, Chapter 57-362, Laws of Florida, 1957, in each instance the fill in question having been made prior to June 11, 1957:

1. Request on behalf of Miramar Park, Inc., for disclaimer to a parcel of land in Section 28, Township 42 South, Range 43 East, containing 1.9 acres.
2. Request on behalf of Zinke-Smith, Inc., for disclaimer to a parcel of land in Section 22, Township 45 South, Range 43 East, containing 7.8 acres.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the Director and authorize issuance of disclaimers as requested on behalf of Miramar Park, Inc., and Zinke-Smith, Inc., upon payment of \$10.00 each to cover cost of handling.

PINELLAS COUNTY - PARADISE ISLAND - Recommendation was made that correction deed be issued to Joseph V. Klingel in order to meet requirements of the City of Treasure Island that all inside corners of yacht basins be curved rather than angular. Map was submitted showing the minor changes to be made for complying with the City's request.

Motion was made, seconded and adopted, that correction deed be issued in favor of Mr. Klingel for the purpose of carrying out the requirements of the City of Treasure Island as outlined.

PINELLAS COUNTY - Mr. Floyd T. Christian, Superintendent of Public Instruction for Pinellas County, reported that pursuant to action taken by the Trustees September 10, 1957, bids have been received for filling the eighteen acre site near Bay Pines given to the county as a school site and the lowest bid received was \$114,000.00; that the budget for this year included \$35,000.00 available for that work and the School Board has requested that the Trustees make available at least \$50,000.00 of the \$70,000.00 paid by the Paradise Island developers as liquidated damages for over-fill.

Motion was made, seconded and adopted, that the Trustees donate to the Board of Public Instruction of Pinellas County \$50,000.00 to be used in preparing a school site, such amount to be paid from the \$70,000.00 received in the settlement of damages on the Paradise Island over-fill.

ST. JOHNS COUNTY - The State Game and Fresh Water Fish Commission, represented by Mr. E. B. Chamberlin, Chief of Game Management, submitted verbal progress report on Guano River project and outlined the agreement reached between State Investment Company of Jacksonville, Florida, and the Commission.

This agreement provides for a waterfowl management area and public hunt area on the Guano River in St. Johns County in line with the authorization for use granted by the Trustees on 26 March 1957. State Investment Company will build a dam and control structure to Commission specifications. This will be paid for by the Commission over a ten year period, at which time title will go to the Commission. Continued rental of the 2,200 acre impoundment for an additional 15 years will secure title for the Commission. Copy of the agreement, which is satisfactory to the Attorney General's office, the Commission, and the U. S. Fish and Wildlife Service, is on file with the Trustees.

The Commission desired to inform the Trustees of the status of the work and the proposed agreement with State Investment Company and have concurrence of the Trustees noted in the minutes. Without objection the Trustees concurred in action taken by the Game and Fresh Water Fish Commission.

VOLUSIA COUNTY - Formal approval was recommended of the bulkhead line in the Halifax River as established by the City Council of Holly Hill, Florida, by Ordinance No. 449 dated November 12, 1957, according to the terms of Chapter 57-362, Laws of 1957. The area covered is described as lying between the southerly boundary of Second Street as extended easterly, and the northerly line of Third Street as extended easterly, to a point 660⁰ feet easterly of the easterly line of Riverside Drive. Certified copy of the Ordinance has been filed with the Trustees.

Motion was made, seconded and adopted, that the Trustees approve the bulkhead line as established by the City Council of Holly Hill by Ordinance No. 449 dated November 12, 1957.

VOLUSIA COUNTY - File 48-64-253.12 - Raymond, Wilson & Karl, on behalf of Publix Super Markets, Inc., made application to purchase a parcel of submerged land in the Halifax River abutting upland property in the Thomas Fitch Grant, Section 37, Township 15 South, Range 33 East, containing 2.9 acres, more or less, sale to be at the appraised price of \$600.00 per acre.

Motion was made, seconded and adopted, that the Trustees authorize advertisement for objections only of the land applied for by Publix Super Markets, Inc., based on payment of the appraised price of \$600.00 per acre.

VOLUSIA COUNTY - In connection with above application of Publix Super Markets, Inc., was request from Samuel V. Holch, on behalf of the City of Holly Hill for grant of submerged lands for extensions of Second Street and Third Street into Halifax River 660 feet easterly from Riverside Drive (Beach Street). One extension will lie south of and adjacent to submerged lands conveyed heretofore by the Trustees of the Internal Improvement Fund, for which filling permit has been granted. The other extension lies north of and adjacent to the last described area.

Recommendation was made that the strips requested by the City of Holly Hill be dedicated for public street purposes under supervision and control of the City of Holly Hill, together with the right to fill with material to be taken from an area approved by the Engineering Department of the Trustees. Also, that the dedication contain a provision for the land to revert to the Trustees, at their option, upon non-use or failure to maintain the area as public streets for three consecutive years.

Motion was made, seconded and adopted, that the recommendation be adopted as the action of the Trustees and authority given for issuance of the dedication instrument as outlined.

CAPITOL CENTER - Mr. Wilson Carraway, on behalf of Mrs. Jewett Moore, requested extension of six (6) months from January 1, 1958, in which to vacate Lots 5 and 6, Capitol Place, at the Southeast corner of Gaines and Duval Streets, with privilege of removing the building within ninety (90) days from expiration of the six months' extension period. It was explained that Mrs. Moore operates the MONROE INN and has 30 tenants who have been unable to locate elsewhere; and that she has been unsuccessful in finding property to operate as MONROE INN.

Motion was made, seconded and adopted, that the Trustees rescind the notice to vacate sent Mrs. Moore, and grant extension of six months from January 1, 1958 to vacate the property, with additional ninety days for removal of the building.

CAPITOL CENTER - The Board of Commissioners of State Institutions at the meeting November 19, 1957, requested that the Trustees allot \$9,000.00 from funds under Chapter 610 to be used for renovating two (2) state-owned duplex houses on Gaines Street, for occupancy of the Sheriffs' Bureau.

Action was taken at the same meeting releasing \$9,000.00 from Chapter 610 Fund - Trust - for the purpose outlined.

Motion was made, seconded and adopted, that the Trustees authorize allocation of \$9,000.00 for the purpose requested.

CAPITOL CENTER - McMillan House, Tallahassee Junior Museum. Mr. John S. Gwynn, a member of the Board of Trustees of Tallahassee Junior Museum, appeared before the Board and requested that the Junior Museum be granted the use of a building in Capitol Center for a year, if possible. He stated the Association plans to erect its own building as soon as funds are available, but in the meantime there is a dire need for housing.

He specifically requested the use of the McMillan house located at Adams and Madison Streets. The members of the Association plan to do whatever renovating, cleaning, improving, etc., may be necessary to place the house in usable condition.

The Comptroller brought up the question regarding condemnation suit, and was advised by the Attorney General that, since the State does not plan to use the old house for offices and it is not for rent, it is his opinion that it will not be involved in the condemnation suit.

Governor stated there should be some agreement regarding the question of liability of the State in the event of accidents, etc. Mr. Gwynn stated the State would not be held liable in any way and that a safety clause would be included in any agreement prepared.

It was moved and seconded and unanimously agreed that the request of the Tallahassee Junior Museum be granted, and that the Association be granted the use of the old McMillan house for a period of one year, with the possibility of renewal from time to time as circumstances may warrant, with appropriate protection to the State against liability, subject to agreement with the parties involved.

The Board requested the Attorney General to prepare the proper Agreement for execution.

SUBJECTS UNDER CHAPTER 18296

Report No. 681 was submitted recommending acceptance of 61 bids for purchase of land under Chapter 18296, and approval for issuance of Hillsborough County Deed No. 625-Suppl. Cor. to Hillsborough County, recommended for execution by the Attorney General's Office.

Motion was made, seconded and adopted, that the Trustees approve Report No. 681 and authorize execution of deeds corresponding thereto.

MARION COUNTY - The Board of County Commissioners request conveyance under Chapter 21684, Laws of 1943, of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 14, Township 18 South, Range 22 East, containing 10 acres, title to which came to the State under the Murphy Act. The County foreclosed on this property without knowledge of the Trustees and later conveyed into private ownership. The County desires to procure deed from the State in order to perfect title in its grantee.

Motion was made, seconded and adopted, that the Trustees authorize conveyance to the county under Chapter 21684 upon payment of \$12.50 per acre.

INDIAN RIVER COUNTY - The City of Vero Beach requested that the Trustees release the public purpose clause and revert in Deed No. 267, dated May 25, 1942, as to Lots 8, 9 and 10, Block 5, City of Vero Beach, Section 5, Township 25 South, Range 42 East, in order for conveyance to be made to the American Red Cross as a site for a \$15,000.00 building. It was indicated that the Attorney General's Office would approve issuance of such deed without the oil and mineral reservations and without the public clause.

Motion was made, seconded and adopted that the Trustees authorize conveyance to the City of Vero Beach of Lots 8, 9 and 10, Block 5, City of Vero Beach as outlined upon payment of \$40.00 per lot.

Motion was made, seconded and adopted, that the Trustees approve issuance of disclaimers covering certain land in Liberty and Pinellas Counties, as approved by the Attorney General's office.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
DIRECTOR - SECRETARY

-- -- -- --

Tallahassee, Florida
December 10, 1957

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director
W. Turner Wallis, Engineer

The minutes of the Trustees dated October 14 and November 12, 1957 were approved without objection.

The following sales were advertised for competitive bids to be received on this date:

DADE COUNTY: On October 22, 1957, the Trustees considered offer of

(1) \$18,000.00 from Eagle Docks & Warehouses, Inc., for purchase of a parcel of land in the City of Miami lying southwesterly of the intersection of Northwest 28th Street and North River Drive in the SW $\frac{1}{4}$ of Section 28, Township 53 South, Range 41 East, beginning at the northernmost corner of Lot 1, Block 11, Riverside Manor, thence South 238.59 feet to right of way of Miami Canal; northwest 151.45 feet along right of way; northeast 180 feet to point of beginning, containing 0.31 of an acre, more or less, and

(2) Consideration of an application to lease a parcel of land in the City of Miami lying southwesterly of the intersection of NW 28th Street and NW North River Drive in the SW $\frac{1}{4}$ of Section 28, Township 53 South, Range 41 East, described as being bounded on the North by NW 28th Street; Southwest by right of way of Miami Canal; northeast by Seaboard Airline Railway;

Southeast by a line at right angles from the northern-most corner of Lot 1, Block 11 Riverside Manor, containing 1.39 acres, more or less. The lease to be for a term of 10 years.

The sale and lease were advertised for competitive bids in the Miami Herald and proof of publication was filed with the Trustees.

Description of the parcel for sale was called out and the highest bid received was \$18,000.00 from Jack A. Falk, on behalf of Eagle Stevedores, Inc., of Miami, Florida.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$18,000.00 from Eagle Stevedores, Inc., for purchase of the parcel referred to in (1) and authorize execution of purchase contract.

Description of the parcel advertised to be leased was called out and competitive bidding resulted in a high bid of \$395.00 per month being made by Max Singer for a ten-year lease.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$395.00 per month for ten-year lease on parcel (2) as advertised, the said lease to contain the usual provisions, including cancellation clause upon forfeiture of the terms and conditions.

JEFFERSON COUNTY - On October 22, 1957, the Trustees considered offer of the appraised price of \$20.00 per acre from Warren D. Budnick of Chicago, Illinois, for purchase of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 32, Township 1 North, Range 6 East, containing 40.08 acres. The land was advertised for competitive bids in the Monticello News and proof of publication was filed with the Trustees.

Description of the land was called out and a higher bid of \$1100.00 was received by mail from Cecil E. Platt. Competitive bidding resulted in a high bid of \$1535.00 being made by Nick Sagonias and John Sagonia for the 40.08 acres.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$1535.00 for the land described and confirm sale in favor of Nick Sagonias and John Sagonia.

OKEECHOBEE COUNTY - On October 22, 1957, the Trustees considered offer of \$75.00 from Fred T. Wilson of Okeechobee for purchase of Lot 12, Block 118 Okeechobee City, a subdivision in Sections 15, 16, 21 and 22, Township 37 South, Range 35 East. The land was advertised for competitive bids in the Okeechobee News and proof of publication was filed with the Trustees.

Description of the land was called out and two higher bids were reported: \$100.01 from J. R. Minehan, Sr., and \$110.00 from Cecil E. Platt.

Competitive bidding resulted in a high bid of \$235.00 for Lot 12 being offered by Max Singer.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$235.00 for the lot and confirm sale in favor of Mr. Singer, subject to outstanding municipal and drainage taxes and assessments as advertised.

OKEECHOBEE COUNTY - On October 22, 1957, the Trustees considered offer of \$50.00 per lot from T. W. Conely, Jr., on behalf of Bobby F. Paige, for purchase of Lots 1 and 10, Block 145, Okeechobee City, a subdivision of Sections 15, 16, 21 and 22, Township 37 South, Range 35 East. The land was advertised for competitive bids in the Okeechobee News and proof of publication was filed with the Trustees.

Description of the land was called out and two higher bids were reported: \$75.01 per lot from J. R. Minehan, Sr., and \$130.00 for the two lots from Cecil E. Platt. Competitive bidding resulted in a high bid of \$750.00 for the two lots being offered by Max Singer.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$750.00 for Lots 1 and 10 and confirm sale in favor of Mr. Singer, subject to all outstanding municipal and drainage taxes and assessments as advertised.

The following parcel of land was advertised for competitive bids and objections:

PASCO COUNTY - File 19-51-253.12 - October 22, 1957, the Trustees considered offer of the appraised price of \$150.00 per acre from J. Hardin Peterson, on behalf of John Tsavaris and wife, for purchase of a parcel of submerged land in the Gulf of Mexico in Township 26 South, Range 15 East, lying north of the North Anclote Keys, described as commencing from the center of Anclote Key Light, located on the most southerly point of Anclote Key and thence by metes and bounds description to the point of beginning, containing 50 acres, more or less. The land was advertised for competitive bids and objections in the Dade City Banner and proof of publication was filed with the Trustees.

Description of the land was called out and the highest bid received was \$10,100.00 from Mr. Tsavaris. Mr. Ferguson reported that the City of St. Petersburg registered protest to the sale unless the waterfront property is reserved for the public use and benefit. Also, the Garden Club of St. Petersburg protested the sale on the ground that the contemplated fill will cause changes in the natural shoreline and shallow waters. At the time the land was advertised it was understood that a bulkhead line would be established, and until that was done the sale could not be confirmed.

Mr. Peterson stated that there were local problems to be worked out and that it would be satisfactory with his clients to have the matter held in abeyance; that establishment of the bulkhead would resolve some of the objections, and also the suggestion has been made to the County Commissioners of Pinellas County that a committee be appointed to discuss plans with the applicant, Mr. Tsavaris.

Motion was made, seconded and adopted, that action on the sale be taken under advisement, without prejudice to the applicant, and when Mr. Peterson indicates he desires to be heard further, that all interested parties be advised and have opportunity to be heard.

The following described lands were advertised for objections only, based on applications from adjacent upland owners with offers of the appraised price:

1. INDIAN RIVER COUNTY - File 15-31-253.12. On October 22, 1957, the Trustees considered offer of the appraised price of \$50.00 per acre from General Development Corporation, represented by Mitchell, Smith and Mitchell, for purchase of a parcel of submerged land in the Indian River in Section 6, Township 31 South, Range 39 East, lying easterly of and across State Road No. 5 (U. S. No. 1) from Lots 10, 11 and 12, Block 2, Edgewater Park Subdivision, containing 0.65 of an acre, more or less. The land was advertised for objections only in the Vero Beach Press Journal and proof of publication has been filed with the Trustees.

Description of the land was called out and no objections were filed to the sale. It was also stated that the bulkhead line has been established in this area.

2. MONROE COUNTY - File 04-44-253.12. On September 10, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from Samuel Tucker and John Croft, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in Florida Bay in Section 32, Township 63 South, Range 37 East, Upper Matecumbe Key, lying northerly of and abutting Tract "A" of Palm Harbor, containing 1.2 acres, more or less, and also a parcel of submerged land in the Straits of Florida in Section 5, Township 64 South, Range 37 East, Upper Matecumbe Key, lying southerly of and abutting Tract "C" of Palm Harbor, containing 1.3 acres, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication has been filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

3. MONROE COUNTY - File 09-44-253.12 - On September 10, 1957, the Trustees considered offer of the appraised price of \$250.00 per acre from William O. Allen and wife, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida in Section 6, Township 62 South, Range 39 East, Key Largo, lying southerly of and abutting Tract 1 of Amended Plat of Mandalay as recorded, containing 0.83 of an acre, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication has been filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

4. MONROE COUNTY - File 18-44-253.12 - On October 22, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from Howard J. Ward and wife, represented by Ralph E. Cunningham, for purchase of a parcel of submerged land in the Straits of Florida in Section 11, Township 66 South, Range 32 East, Key Vaca, lying southerly of and abutting Tract 11, Edmunds Acreage Tracts as recorded, containing 2.3 acres, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication has been filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

5. MONROE COUNTY - File 22-44-253.12 - On October 22, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from Fred P. Yoars, represented by John P. Goggin, for purchase of a parcel of bay bottom land in Bogle Channel, Section 25, Township 66 South, Range 29 East, Big Pine Key, described as commencing at the intersection of the south line of Section 25, said township and range, and the easterly right of way line of U. S. Highway No. 1, as existing July 8, 1956, and thence by metes and bounds description to the point of beginning, containing 1.2 acres, more or less. The land was advertised for objections only in the Key West Citizen, and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

6. POLK COUNTY - File 20-53-253.36 - On October 22, 1957, the Trustees considered offer of the appraised price of \$50.00 per acre from J. M. Hemphill, et al, represented by J. Hardin Peterson, for purchase of a parcel of reclaimed lake bottom land in Lake Bonny in Section 20, Township 28 South, Range 24 East, described as beginning at the Government Meander Corner on the north line of said Section 20, and thence by metes and bounds description to the point of beginning, containing 4.2 acres, more or less. The land was advertised for objections only in the Lakeland Ledger and proof of publication was filed with the Trustees.

Description of the land was called out and Mr. Ferguson reported that no objections were filed to the sale, although an owner to the south had indicated that he would make protest but had failed to do so.

7. ST. JOHNS COUNTY - File 21-55-253.12 - On October 22, 1957, the Trustees considered offer of the appraised price of \$60.00 per acre from Florida East Coast Hotel Company, represented by John B. L'Engle of Jacksonville, for purchase of a parcel of submerged land in the unsurveyed part of Section 31, Township 6 South, Range 30 East, described as commencing at the southwest corner of Section 42 of Joseph S. Sanchez Grant of said township, and thence by metes and bounds description to the point of beginning, containing 20.0 acres, more or less. The land was advertised for objections only in the St. Augustine Record and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Mr. Ferguson reported that a bulkhead line had not been established at this point for the reason that it would serve no useful purpose, as the parcel is a small pocket running into the golf course which, together with abutting property on three sides, is owned by applicant.

Motion was made, seconded and adopted that the Trustees accept the offers submitted for the foregoing seven (7) parcels of submerged land, applied for by abutting upland owners, and confirm sale in favor of each applicant.

APPLICATIONS TO PURCHASE LAND

1. LAKE COUNTY - Donald G. Gunkowski offered the appraised price of \$20.00 per acre for Lot 6, less part east of Shell Creek, in Section 26, Township 17 South, Range 29 East, containing 32.17 acres, more or less. Applicant desires to develop the property as a grove and commercial hunting and fishing camp.

2. UNION COUNTY - John Taaffee offered the appraised price of \$10.00 per acre for the E $\frac{1}{2}$ of Section 28, Township 4 South, Range 20 East, containing 320 acres, more or less, for development as a cattle ranch and raising of horses.

Motion was made, seconded and adopted, that the Trustees agree to advertise for competitive bids the land in Lake and Union Counties, starting with the offers submitted by Donald G. Gunkowski and John Taaffee.

APPLICATIONS TO PURCHASE SUBMERGED LANDS

1. MONROE COUNTY - File 43-44-253.12 - Hugh Brown and wife, abutting upland owners, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre for a parcel of submerged land in the Straits of Florida in Section 23, Township 63 South, Range 37 East, Windley Key, containing 0.4 of an acre.

2. MONROE COUNTY - File 53-44-253.12 - Herbert J. Shaw and wife, adjacent upland owners, represented by G. A. Crawshaw, offered the appraised price of \$200.00 per acre for a parcel of submerged land in Largo Sound in Section 14, Township 61 South, Range 39 East, Key Largo, containing 3.4 acres, more or less.

3. MONROE COUNTY - File 54-44-253.12 - Harry H. Goodwin and wife, abutting upland owners, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre for a parcel of submerged land in Florida Bay in Section 15, Township 65 South, Range 34 East, Conch Key, containing 0.36 of an acre, more or less.

4. MONROE COUNTY - File 55-44-253.12 - Edward R. McCarthy and wife, abutting upland owners, offered the appraised price of \$125.00 per acre for a parcel of submerged land in the Bay of Florida in Section 22, Township 67 South, Range 26 East, Big Coppitt Key, containing 4.94 acres, more or less.

5. MONROE COUNTY - File 56-44-253.12 - Joseph Ule and wife, abutting upland owners, represented by E. R. McCarthy, offered the appraised price of \$125.00 per acre, or the minimum of \$100.00 in this instance, for purchase of a parcel of submerged land in the Bay of Florida in Section 22, Township 67 South, Range 26 East, Big Coppitt Key, containing 0.72 of an acre, more or less.

6. POLK COUNTY - File 51-53-253.36 - L. G. Bruce, abutting upland owner, represented by Monte J. Tillis, Jr., offered the appraised price of \$100.00 per acre for a parcel of reclaimed marsh land in the Kissimmee River bottoms in Section 12, Township 29 South, Range 29 East, containing 4.83 acres, more or less.

7. SARASOTA COUNTY - File 52-58-253.12 - Kenneth D. Strayer and wife, abutting upland owners, represented by J. Douglas Arnest, offered the appraised price of \$200.00 per acre for a parcel of submerged land in Little Sarasota Bay in Section 20, Township 37 South, Range 18 East, containing 0.50 of an acre, more or less. (This application was conditioned upon establishment of a bulkhead line, which was approved by the Trustees at this meeting.)

Motion was made, seconded and adopted, that the Trustees authorize advertisement for objections only of the foregoing seven (7) parcels of land, based on offers by the abutting upland owners of the appraised price for each parcel.

ESTABLISHMENT OF BULKHEAD LINES

SARASOTA COUNTY Water and Navigation Control Authority requested approval by the Trustees of the Internal Improvement Fund of bulkhead lines established under Chapter 57-362, Acts of 1957, affecting the following areas:

(a) By action taken October 9, 1957, a bulkhead line was established for Southpointe Shores, Unit No. 4, beginning at a point on the northerly boundary of submerged lands owned by the applicant, Clifford C. Whiteford, where such boundary line is intersected by a bulkhead line established by the Board of County Commissioners of Sarasota County October 7, 1957; thence extending southeasterly a distance of approximately 850 feet to intersect the southerly boundary line of such submerged lands at a point 580 feet from the existing high water line of the upland property of applicant, measured along said southerly boundary line. Establishment of the bulkhead line carries with it the approval for permit to fill an area between applicant's upland property and the bulkhead line to an elevation of from 5 to 8 feet above mean sea level; and

(b) By action taken November 20, 1957, a bulkhead line was established in Little Sarasota Bay beginning at the northwest corner of Section 20, Township 37 South, Range 18 East, thence south along the west line of said Section 20, 97 feet to the center line of Stickney Point Road, and thence by metes and bounds description to the shore of Little Sarasota Bay to connect with an existing seawall.

Recommendation was made that the two bulkhead lines as established be approved.

Motion was made, seconded and adopted, that the Trustees approve the two bulkhead lines established by Sarasota County Water and Navigation Control Authority October 9 and November 20, 1957, under provisions of Chapter 57-362, Laws of 1957.

COLUMBIA COUNTY - H. E. Corry and J. E. Corry, represented by Mr. Dewey Johnson, requested that the Trustees release them from the purchase of land sold to them by the Trustees under Purchase Contract 20389, dated May 20, 1953, for the reason that the land has been damaged by the muck having been burned off. The land was sold at the rate of \$10.00 per acre.

Motion was made, seconded and adopted, that the Trustees deny the request and require payment of the contract under the terms agreed upon.

DUVAL COUNTY - The Jacksonville Area Chamber of Commerce requests easements in favor of the United States covering the following areas necessary in connection with proposed dredging for maintenance of the St. Johns River, Jacksonville to the Ocean:

Spoil Area No. 55-7 covering those portions of Quarantine Island and Radcliffe Island in Township 1 South, Ranges 27 and 28 East; those portions of Government Lot 1 of Section 30, and Government Lot 8 of Section 29, Township 1 South, Range 28 East, and an area in Back River between Radcliffe Island and Government Lot 1; also

Spoil Area 57-1 covering a certain tract or parcel of upland, created by deposit of dredged material contiguous to and northwesterly from Quarantine Island, along the southerly side of the St. Johns River, and that part of the submerged land lying southwesterly of the aforementioned land created by the deposit of dredged material, all in Township 1 South, Range 27 East.

The easements to expire in 1960.

Motion was made, seconded and adopted, that the Trustees authorize easements in favor of the United States covering the two spoil areas described, with expiration date in 1960.

MARTIN COUNTY - Harry B. Donley, on behalf of Griscom Bettle, Allapattah Ranch, requests exchange of oil and mineral rights in order to clear the Trustees' reservation of one-half of oil and three-fourths of minerals as applying to 1700 acres of land which is proposed for industrial development in the Pratt-Whitney area. It was explained that this tract is part of 17,459 acres purchased by Woodlands Corporation, predecessor in title to Allapattah Ranch, from the Trustees in Deed No. 43-1 dated November 11, 1938. Title to the land vested in the Trustees under provisions of Chapter 14572 of 1929. Applicant offers mineral and oil rights in other lands within the area covered by said deed, being twenty-five percent of oil rights in 3400 acres, and twelve and one-half percent of mineral rights in 6800 acres, one-half of said area being the same 3400 acres on which oil rights are offered. Applicant agrees to furnish title certificates evidencing ownership and status of the oil and mineral rights and deliver the same free and clear.

In view of the prospect for development which would be in the interest of the state, the Director recommended that exchange of equivalent oil and mineral rights be authorized upon approval by the Attorney General.

Motion was made, seconded and adopted, that the Trustees authorize the exchange as requested, subject to approval by the Attorney General, and upon such approval authority for the execution and delivery of the necessary instruments.

MONROE COUNTY - The Director requested authority for advertising for objections only, subject to approval of the Attorney General, issuance of corrective Deed No. 21613 in favor of Carl Stockholm and Marguerite Stockholm covering 5.75 acres, being spoil islands, shallow banks and submerged land in the Bay of Florida in Section 31, Township 63 South, Range 37 East. Sale of this property was confirmed July 9, 1957, at a price of \$901.00 per acre, based on a survey, furnished by applicant, which erroneously described the land as being in Section 30 instead of 31.

Motion was made, seconded and adopted, that the issuance of a corrective deed be authorized, subject to advertising for objections only.

MONROE COUNTY - Willard C. Wilkinson, represented by Unruh and Jordan, attorneys of Homestead, Florida, applied for permit to erect signs on state land along U. S. Highway No. 1, to be located approximately 15 feet from the road right of way, for which he offered \$50.00 per year for each sign.

Motion was made, seconded and adopted, that the request be denied.

CAPITOL CENTER - Mrs. Ethel Hawes, holder of one-year lease from August 31, 1957, was recently notified under the 90-day cancellation clause, to vacate premises at 219-223 West St. Augustine Street and 615 South Bronough Street, owned by the state. Mrs. Hawes explained that she was renting to University students with families, comprising 10 adults and 5 children and it would be very difficult for them to procure similar accommodations.

In view of the fact that the property is not immediately needed for Capitol Center purposes, the Director recommended that the notice to vacate be revoked and that Mrs. Hawes be allowed to remain under the terms of her present lease, with the 90-day cancellation clause.

Motion was made, seconded and adopted, that the Trustees authorize revocation of the notice as recommended by the Director.

Reports for the period July to October were submitted from Harley G. Morton, Ramie Technologist at Everglades Experiment Station. Attention was called to expense accounts of Mr. Morton, and former action of the Trustees extending his employment to January 1, 1958.

Without objection, action on this matter was deferred and the Director was requested to submit a report at the next meeting as to expense accounts of Mr. Morton and whether any part of such expense was incurred for private interests.

DADE COUNTY - Mr. Ed Swann, representing the Miami Jaycees Mayflower II Exposition, Incorporated, and Jack Rice, city attorney of Miami, submitted further information as to the plans for docking of the Mayflower at Watson Island under lease with the City of Miami.

On November 26, 1957, the Trustees agreed to grant waiver and allow the City of Miami to enter into lease with the Jaycees for docking the Mayflower upon approval by the Attorney General and the City of Miami as to form of waiver.

Attorney General Ervin explained that the reason his office desired the matter brought back to the Trustees was that they did not feel that it was made clear that additional concession areas were contemplated. The project is evidently civic in nature, no material protests have been received to granting the request, the Jaycees have obligated themselves to the extent of \$35,000.00 to have the vessel docked at Miami, based on the action of the Trustees November 26; and in view of all circumstances the Attorney General's office would recommend granting the requested waiver.

The Miami delegation explained that with a crowd such as is expected to visit the Mayflower it was necessary to make provision for feeding the people, providing sanitary facilities, lounges and concessions for souvenirs, all of which will have to be

approved by the Jaycees as to price and material. The project has the approval of the city, the Jaycees, the School Board and the Orange Bowl Organization.

After full discussion of the subject, motion was made, seconded and adopted, that the Trustees approve issuance of the waiver upon two conditions:

- (1) That the City Commission of the City of Miami will formally approve by resolution the specific plan covering the details of the operation contemplated, and
- (2) That the City Commission of the City of Miami shall retain the authority and responsibility to revoke all operating privileges in the event any development should occur in connection with such operations which is inimical to the general public interest.

Preparation of the proper Waiver of Deed Restrictions was referred to the Attorney General, and later during the meeting the following instrument was presented and executed:

WAIVER OF DEED RESTRICTIONS

WHEREAS, the Trustees of the Internal Improvement Fund of the State of Florida conveyed to the City of Miami certain lands commonly referred to as Watson Island as more particularly described in Deed No. 19447, recorded in Deed Book 3130, page 257, of the Public Records of Dade County, Florida, Clerk's File No. Y-29610, and

WHEREAS, the above described deed contained the following restrictions:

PROVIDED, HOWEVER, anything herein to the contrary notwithstanding, this deed is given and granted upon the express condition subsequent that the the Grantee herein or its successors and assigns shall never sell or convey or lease the above described land or any part thereof to any private person, firm or corporation for any private use or purpose, it being the intention of this restriction that the said lands shall be used solely for public purposes, including municipal purposes and not otherwise.

PROVIDED, FURTHER, anything herein to the contrary notwithstanding, this deed is given and granted upon the further express condition subsequent that the Grantee herein or its successors or assigns shall not give or grant any license or permit to any private person, firm or corporation to construct or make by any means, any islands, fills, embankments, structures, buildings or other similar things within or upon the above described lands or any part thereof for any private use or purpose, as distinguished from any public or municipal use or purpose.

It is covenanted and agreed that the above conditions subsequent shall run with the land and any violation thereof shall render this deed null and void and the above described lands shall, in such event, revert to the Grantors or their successors; and

WHEREAS, the Commission of the City of Miami desires to enter into a lease with the Miami Jaycees MAYFLOWER II Exposition Incorporated for docking space on the West side of Watson Park for the Vessel MAYFLOWER II and for sufficient area on Watson Island for the erection of a tent in conjunction therewith in order

that the Vessel MAYFLOWER II a replica of the vessel which brought our forebears to this continent, and the showing of historical documents, memorabilia and antiques may be viewed by the children and citizens of the City of Miami and Dade County, said exhibition deemed by the Commission to be a public or municipal purpose, and

WHEREAS, prior to entering into the foregoing lease agreement, the Commission has requested the Trustees of the Internal Improvement Fund of the State of Florida to waive the restrictions in the deed heretofore set forth and to obtain an expression of the Trustees of the Internal Improvement Fund that said use of the property is in fact a public and municipal purpose use,

NOW, THEREFORE, IT IS HEREBY COVENANTED AND AGREED: THAT the deed restrictions heretofore set forth are hereby waived by the Trustees of the Internal Improvement Fund of the State of Florida for the sole purpose of permitting the City of Miami, a municipal corporation of the State of Florida, to enter into a lease agreement with the Miami Jaycees MAYFLOWER II Exposition Incorporated for docking space on the west side of Watson Park for the vessel MAYFLOWER II and for sufficient area on Watson Park for the erection of a tent for the housing of exhibitors and concessionaires in conjunction therewith. It is understood and agreed that the term of said lease shall be for the winter season 1957-58, which shall include the months of December, 1957, January, February and March 1958, and it is further the finding of this Board that the purposes heretofore outlined as to the leasing of Watson Island to the Miami Jaycees MAYFLOWER II Exposition Incorporated is deemed to be a public purpose and not in violation of the aforementioned deed restrictions.

PROVIDED, however, this waiver is executed subject to the following conditions:

1. That the City Commission of the City of Miami formally approved by resolution the specific plan governing details of the operation and the use of the property.
2. The City Commission retains authority and the responsibility to revoke all operating privileges in the event any development should occur in said operations which is inimical to the general public interest.

IN WITNESS WHEREOF, the Trustees of the Internal Improvement Fund of the State of Florida 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 10th day of December, A.D. Nineteen Hundred and Fifty-Seven.

(s) LeRoy Collins (Seal)
Governor
(s) Ray E. Green (Seal)
Comptroller
(s) J. Edwin Larson (Seal)
Treasurer
(s) Richard W. Ervin (Seal)
Attorney General
(s) Nathan Mayo (Seal)
Commissioner of Agriculture

LAKE COUNTY - Treasurer Larson presented request from Douglas Igou of Eustis, Florida, for an appointment during January 1958, to discuss with the Trustees the matter of filling operations in Lake Joanna in Lake County, Florida.

Date for hearing was fixed for January 14, 1958.

Financial Statements for the Month of November 1957 are as follows:

UNDER CHAPTER 610

Balance as of November 1, 1957	\$463,991.16
Receipts for the Month:	
Land Sales	\$ 44,691.68
Quitclaim Deeds	565.00
Fill Material	689.69
Advertising	92.00
Shell & Sand Leases	8,413.07
Revenue Bonds	4,438.50
Trustees Minutes	25.00
Campsite Lease	100.00
Grazing Lease	100.00
Mineral Leases	1,056.92
Timber Lease	28.40
Rental Property	1,296.11
Repayment of Loan	313,541.65
Miscellaneous	1,052.35
Total Receipts for Month of November, 1957	\$376,090.37
GRAND TOTAL	840,081.53
Less Disbursements for the month of November, 1957	76,436.00
BALANCE AS OF NOVEMBER 30, 1957	763,645.53

DISBURSEMENTS FOR THE MONTH OF NOVEMBER, 1957

Date	Warrant No.	Payee	Amount
11/5/57	139229	B. Lamar Folsom Co.	\$ 6,857.67
11/6/57	142615	General Electric Co.	100.80
11/7/57	144018	Southeastern Telephone Co.	36.75
	144019	Aircraft Printers	129.00
	144020	Nathan Mayo, Comm. of Agriculture	26.00
	144021	Maude B. Clingan	3.37
	144022	The Titusville Star-Advocate	13.80
	144023	General Office Equipment Co.	6.85
	144024	Capital Paper Co.	33.30
	144025	Linderbeck Office Supply, Inc.	5.00
	144026	Midyette-Moor Insurance Agency	56.68
11/12/57	146423	M. Denton	45.05
	148974	JEL transfer to Principal of State School Fund	22,892.93
	148975	JEL transfer to State Board of Conservation	9,306.33
11/13/57	149127	JEL transfer to Inst. and Maintenance Exp. Roads	30.00
	152847	W. T. Wallis	225.50
11/14/57	152848	Stetson O. Sproul, T. C.	24,259.06
	152849	Cecile Y. Pape, T. C.	316.58
	152850	J. B. Roberts, T. C.	1.86
	152851	W. E. Pound, T. C.	.40
	152852	J. C. DeSong, T. C.	3.29
	152853	T. C. Moody, T. C.	562.05
	152854	A. O. Ward, T. C.	1.38
	152885	W. H. Meeks, Jr., T. C.	38.28
	152856	Ernest Overstreet, T. C.	245.22
	152857	Athleon Alderman, T. C.	2.61
11/15/57	155346	W. H. Morse	9.44
11/18/57	156675	E. O. Rolland	63.04
	156676	C. P. Mason	22.50
11/19/57	159929	Ray E. Green, Comptroller	129.82
	159930	W. H. Morse	194.50
11/20/57	161235	Southeastern Telephone Co.	266.75
	161236	Western Union Telegraph Co.	3.47
	161237	Jon H. Beasley	918.80
	161238	James A. Colee, Agency	25.00
	161239	J. T. Ferreira & Son	40.00
	161240	Sarasota Herald-Tribune	26.45

161241	The Highlands County News	14.95
161242	The Key West Citizen	16.10
161243	Citrus County Chronicle	16.10
161244	Capital Office Equipment Co. Inc.	6.43
161245	General Office Equipment Co.	59.36
161246	T. M. Shackelford, Jr.	41.30
161247	City of Tallahassee	56.99
11/25/57 163940	JEL Trans. for Maintenance	20.00
11/30/57 171341	Orlando Sentinel-Star	31.53

		Nov. Salary	
138366	F. C. Elliot	350.00	306.40
138367	W. T. Wallis	1,000.00	772.15
138368	A. R. Williams	627.83	495.51
138369	A. C. Bridges	540.75	409.08
138370	V. H. Ferguson	1,041.66	791.66
138371	C. L. Vocelle	250.00	161.20
138372	N. C. Landrum	472.50	366.50
138373	W. H. Morse	425.00	342.10
138374	L. D. Plumb	250.00	235.00
138375	M. O. Barco	550.33	425.26
138376	J. L. Dedge	483.00	372.77
138377	M. C. Pichard	355.66	303.71
138378	B. G. Shelfer	355.66	281.96
138379	L. M. Shelfer	250.00	199.60
138380	Willie Wells, Jr.	150.00	133.15
138381	C. A. Gray		15.00
138382	Blue Cross of Fla., Inc.		41.85
138383	Wilson Life Insurance Co.		22.38
138384	State Retirement		404.81
138385	Federal Tax		1,037.30
138386	E. O. Rolland	666.66	520.01
138387	M. M. Livingston	300.00	228.00
138388	M. Denton	566.66	447.01
138389	H. G. Morton	625.00	478.05
138390	Blue Cross of Fla., Inc.		18.75
138391	State Retirement		129.50
138392	Federal Tax		337.00
59248	Geo. G. Crawford (Cancelled and Restored)		-2.00

TOTAL DISBURSEMENTS FOR MONTH OF NOVEMBER, 1957 \$76,436.00

U. S. G. S. COOPERATIVE FUND

Balance as of November 1, 1957	\$300.00
Receipts	-0-
Disbursements	-0-
Balance as of November 30, 1957	\$300.00

UNDER CHAPTER 18296

Receipts to General Revenue:	
November 20, 1957	\$ 5,698.69
Total Receipts for the Month	\$ 5,698.69

Disbursements from General Revenue:

Date	Warrant No.	Payee	Nov. Salary	Amount
11/30/57	140509	E. Hewitt	550.00	\$ 460.25
	150510	J. C. Conner	262.50	192.10
	150511	Provident Life & Accident Ins. Co.		7.75
	150512	Blue Cross of Florida, Inc.		7.85
	150513	State Retirement		48.75
	150514	Federal Tax		95.80

Total Disbursements for the Month \$ 812.50

SUBJECTS UNDER CHAPTER 18296

Report No. 682 was submitted listing 10 bids for purchase of land under Chapter 18296 and two corrective deeds which were approved for issuance by the Attorney General's office.

Motion was made, seconded and adopted, that the Trustees approve Report No. 682 listing 10 bids and the issuance of Hillsborough County Deed No. 4567-Cor. Suppl. in favor of L. C. Philippus, Jr., and wife, original deed dated August 12, 1946, and Hillsborough County Deed No. 625-Cor. Suppl. to the County of Hillsborough, original deed dated Dec. 31, 1940, both for the purpose of correcting description in original deeds.

MARION COUNTY - Milton F. Sanders of Ocala, Florida, made application for conveyance under Chapter 28317, Laws of 1953, of the E $\frac{1}{2}$ of E $\frac{1}{2}$ of Section 7, Township 15 South, Range 20 East, containing 40 acres, for which he offered \$400.00. It was recommended that the request be granted as applicant was the record owner of the property on June 9, 1939, and has complied with the law and requirements of the Trustees.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$400.00 and authorize execution of deed in favor of Mr. Sanders under provisions of Chapter 28317 of 1953.

OSCEOLA COUNTY - J. Howard Young and wife requested that the Trustees accept their bid of \$30.00 for Lots 8, 10 and 12, Block "P", Old Town of Narcoossee, which was offered at sale on September 2, 1957 - Report No. 163.

Motion was made, seconded and adopted, that recommendation of the Director be approved and that offer from Mr. Young be declined, and that \$20.00 per lot be fixed as the base bid for these lots.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
DIRECTOR - SECRETARY

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

Present: LeRoy Collins,	Governor
Ray E. Green,	Comptroller
J. Edwin Larson,	Treasurer
Richard W. Ervin,	Attorney General
Nathan Mayo,	Commissioner of Agriculture

Van H. Ferguson,	Director-Secretary
W. Turner Wallis,	Engineer

The Director presented the following sales advertised for competitive bids to be received on this date:

CITRUS COUNTY - On November 12, 1957, the Trustees considered offer of the appraised price of \$20.00 per acre from Simon J. Marcadis of Tampa, Florida, for purchase of the SW $\frac{1}{4}$ of Section 18, Township 20 South, Range 17 East, containing 160.52 acres, more or less. The land was advertised for competitive bids in the Citrus County Chronicle and proof of publication was filed with the Trustees.

Description of the land was called out and \$20.00 per acre was the highest bid received. Mr. Marcadis withdrew his original offer and assigned his bid to William Nechtman and Nick Sagonias.

Motion was made, seconded and adopted, that the Trustees defer action on the sale pending establishment of clear title in the state, in view of claim by an individual based on tax deed.

OKEECHOBEE COUNTY - On November 12, 1957, the Trustees considered offer of the appraised price of \$55.00 from Otis Whitehurst for purchase of a parcel of land beginning 460 feet south and 196 feet west of the northeast corner of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ and run west 49 feet, south 178 feet, east 49 feet and north 178 feet, in Section 22, Township 37 South, Range 35 East. The land was advertised in the Okeechobee News for competitive bids, subject to outstanding municipal and drainage taxes, and proof of publication was filed with the Trustees.

Description of the land was called out and the highest bid received was \$60.00 from Murray Field of Brooklyn, New York.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$60.00 for the parcel and confirm sale in favor of Mr. Field.

SUWANNEE COUNTY - On November 12, 1957, the Trustees considered offer of \$37.00 per acre, which is in excess of the appraised value, from George A. Bush of Jacksonville, Florida, for purchase of the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 20, Township 3 South, Range 13 East, containing 39.69 acres, more or less. The land was advertised for competitive bids in the Live Oak Democrat and proof of publication was filed with the Trustees. Description of the land was called out and competitive bidding resulted in a high bid of \$50.00 an acre from Nick Sagonias of Tarpon Springs, Florida.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$50.00 an acre, and confirm sale in favor of Nick Sagonias.

LAND ADVERTISED FOR OBJECTIONS ONLY

MONROE COUNTY - File 05-44-253.12 - On September 10, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from Iroquois Builders, Inc., represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida in Section 29, Township 64 South, Range 36 East, Lower Matecumbe Key, lying southerly of and abutting Tract "A" and Lot 24, Block 2 of Lower Matecumbe Beach, containing 6.4 acres, more or less. The land was advertised for objections only and proof of publication was filed with the Trustees.

The description of the land was called out and the Director reported that two objections had been filed to the sale, one by Arthur J. Miller, who stated the sale would damage his property, and one from Chester C. Kroeger, who stated that he was advised applicant intended taking sand and re-selling it for profit. The Director recommended that the objections be overruled as they were not valid objections.

Motion was made, seconded and adopted, that the Trustees overrule the objections filed by Miller and Kroeger and confirm the sale in favor of Iroquois Builders, Inc., at the price of \$300.00 per acre.

MONROE COUNTY - File 10-44-253.12 - September 10, 1957, the Trustees considered offer of the appraised price of \$150.00 per acre from Sidarlen Development Corporation, represented by G. A. Crawshaw, for purchase of two parcels of submerged land in Long Key Bight in Sections 3 and 4, Township 65 South, Range 35 East, Long Key, lying northerly of and abutting Government Lots 3 and 4 of said Section 3, and Government Lots 4 and 5 of said Section 4, containing a total of 62.0 acres, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$150.00 per acre and confirm sale in favor of Sidarlen Development Corporation.

MONROE COUNTY - File 12-44-253.12 - On September 10, 1957, the Trustees considered offer of the appraised price of \$150.00 per acre from Brown Brothers Contractors, Inc., represented by Popper and Tittle, for purchase of a parcel of submerged land in Section 5, Township 66 South, Range 33 East, northeasterly of and adjacent to a part of Government Lot 3, and more particularly described as commencing at the intersection of the west line of said Section 5 and the centerline of U. S. Highway No. 1, and thence by metes and bounds description to meander the shoreline of the Bay of Florida in a southeasterly direction for a distance of 281 feet, more or less, back to the point of beginning, containing 0.32 of an acre, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$150.00 per acre and confirm sale in favor of Brown Brothers Contractors, Inc.

MONROE COUNTY - File 33-44-253.12 - November 12, 1957, the Trustees considered offer of \$350.00 per acre from Clement C. Reetz and wife for purchase of a parcel of submerged land in Hawk Channel in Section 35, Township 66 South, Range 38 East, Summerland Key, lying southerly of and abutting Lot 2 of Amended Plat of Dobi's Subdivision, containing 0.49 of an acre, more or less.

The land was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$350.00 per acre and confirm sale in favor of Mr. Reetz and wife.

MONROE COUNTY - File 35-44-253.12 - November 12, 1957, the Trustees considered offer of \$250.00 per acre from I. W. Riggs and wife, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in Florida Bay in Section 6, Township 62 South, Range 39 East, Key Largo, more particularly described as starting from a point on the northwesterly side of Overseas Highway (State Road No. 5) at the dividing line between Lots 10 and 11, and thence by metes and bounds description to the point of beginning, containing 0.66 of an acre, more or less. The land was advertised for objections only in the Key West Citizen proof of publication was filed with the Trustees. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$250.00 per acre and confirm sale in favor of I. W. Riggs and wife.

MONROE COUNTY - File 36-44-253.12 - On November 12, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from Frederick C. Berg and wife, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida in Section 8, Township 62 South, Range 38 East, Plantation Key, lying southeasterly of and abutting Lot 23, Block 1 of Key Heights Section 1, containing 0.72 of an acre, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 per acre and confirm sale in favor of Mr. Berg and wife.

MONROE COUNTY - File 37-44-253.12 - November 12, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from John A. Gautier and wife, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in Florida Bay in Section 7, Township 63 South, Range 38 East, Plantation Key, and described as commencing from the intersection of the northwesterly right of way line of State Road No. 5 (Overseas Highway) and the dividing line between Government Lots 1 and 2 of said Section 7, and thence by metes and bounds description to the point of beginning, containing 4.3 acres, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 an acre and confirm sale in favor of Mr. Gautier and wife.

MONROE COUNTY - File 38-44-253.12 - November 12, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from Donald W. Smith, et al, represented by G. A. Crawshaw, for purchase of a tract of submerged land in the Straits of Florida in Sections 23 and 24, Township 62 South, Range 38 East, Key Largo, described as commencing from the

northeast corner of Government Lot 6 in said Section 23, and thence by metes and bounds description to the point of beginning, containing 5.2 acres, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 per acre and confirm sale in favor of Donald W. Smith, et al.

MONROE COUNTY - File 39-44-253.12 - November 12, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from Walter S. Geiser and wife, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida in Section 32, Township 63 South, Range 37 East, described as commencing from the intersection of the dividing line between Lots 2 and 3, according to plat made by George L. MacDonald, recorded in Plat Book 1, page 41, and the mean high tide line on the shore of the Atlantic Ocean, and thence by metes and bounds description to the point of beginning, containing 0.94 of an acre, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$300.00 per acre and confirm sale in favor of Walter S. Geiser and wife.

MONROE COUNTY - File 40-44-253.12 - November 12, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from George E. Bennett, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida in Section 32, Township 63 South, Range 37 East, Upper Matecumbe Key, described as commencing from the intersection of the dividing line between Lots 2 and 3, according to plat made by George L. MacDonald, and the mean high tide line on the shore of the Atlantic Ocean, thence by metes and bounds description to the point of beginning, containing 0.76 of an acre, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication was filed in the office of the Trustees. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$300.00 per acre and confirm sale in favor of Mr. Bennett.

MONROE COUNTY - File 41-44-253.12 - November 12, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from Kenneth P. Hutson and wife, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida in Section 32, Township 63 South, Range 37 East, Upper Matecumbe Key, more particularly described as beginning at the intersection of the mean high tide line at the shore of the Atlantic Ocean and the southeasterly prolongation of the southwesterly line of Palm Avenue as shown on plat of Grove Park Addition, and thence by metes and bounds description to the point of beginning, containing, 0.83 of an acre. The land was advertised for objections only in the Key West Citizen and proof of publication was filed in the office of the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$300.00 and confirm sale in favor of Kenneth P. Hutson and wife.

MONROE COUNTY - File 17-44-253.12 - November 12, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from Hudgins & Alfonso, Inc., for purchase of a parcel of submerged land in the Straits of Florida in Sections 1 and 2, Township 67 South, Range 28 East, Summerland Key, lying southeasterly of and abutting Lot 11, except the northerly 100 feet thereof, of Summerland Estates Subdivision, containing 4.0 acres, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees.

Description of the land was called out and objections were filed by Howard R. Paul, owner of the northerly 100 feet of Lot 11 on the ground that the sale will affect the value of his property for building, re-sale, and view.

Motion was made, seconded and adopted, that the Trustees overrule the objections by Mr. Paul, and confirm sale of the land in favor of Hudgins & Alfonso, Inc., at the price of \$300.00 per acre.

OSCEOLA COUNTY - File 31-49-253.36 - November 10, 1957 the Trustees considered offer of the appraised price of \$50.00 per acre from Clay S. Partin, represented by Rogers & Kelley, for purchase of a parcel of reclaimed lake bottom land in Lake East Tohopekaliga in Section 28, Township 25 South, Range 30 East, lying easterly of the S $\frac{1}{2}$ of Government Lot 1 and the N $\frac{1}{2}$ of Government Lot 2 of said Section 28, containing 3.9 acres, more or less. The land was advertised for objections only in the St. Cloud News and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Partin at the price offered - \$50.00 per acre.

The following applications were submitted from abutting upland owners for purchase of submerged lands:

1. MONROE COUNTY - File 14-44-253.12 - Maryland Holding Company, by William W. King, president - A parcel of submerged land in the Straits of Florida in Section 1, Township 66 South, Range 32 East, Key Vaca, containing 1.2 acres, more or less. Appraised price \$200.00 per acre.
2. MONROE COUNTY - File 26-44-253.12 - Floyd W. Davis and wife, represented by Paul E. Sawyer - A parcel of submerged land in Boot Key Harbor in Sections 9 and 16, Township 66 South, Range 32 East, Key Vaca, containing 8.0 acres, more or less. Appraised price \$200.00 per acre.
3. MONROE COUNTY - File 50-44-253.12. M. Curtis Miller and wife - A parcel of submerged land in the Straits of Florida in Section 25, Township 65 South, Range 33 East, Grassy Key, containing 1.0 acres, more or less. Appraised price \$200.00 per acre.
4. MONROE COUNTY - File 58-44-253.12. William W. Spruance, represented by John P. Goggin - A parcel of submerged land in the Straits of Florida, Section 15, Township 66 South, Range 32 East, Boot Key, containing 0.7 of an acre, more or less. Appraised price \$150.00 per acre.
5. MONROE COUNTY - File 61-44-253.12. Curtis and Ristiegen, represented by Richard H. Hunt - A parcel of submerged land in Long Key Bight in Sections 34 and 35, Township 64 South, Range 35 East, and Section 3, Township 65 South, Range 35 East, Long Key, containing 79.8 acres, more or less. Appraised price \$150.00 per acre.

Motion was made, seconded and adopted, that the Trustees agree to advertise the land applied for by the five applicants, as abutting upland owners, at the appraised price for each parcel, subject to objections only.

The following applications were submitted for purchase of land in Okeechobee County:

Mrs. Sharon Bell offered the appraised price of \$30.00 per lot for Lots 8 to 13, both inclusive, Block 2, DeBerry Gardens in Section 17, Township 37 South, Range 35 East.

T. W. Conely, Jr., on behalf of Jackson Davis, offered the appraised price of \$50.00 per lot for Lot 3, Block 2, Davis Subdivision in Section 20, Township 37 South, Range 35 East.

Motion was made, seconded and adopted, that the Trustees authorize advertisement of the lots applied for by Mrs. Bell and Mr. Conely, subject to competitive bids starting at the appraised price.

DISCLAIMERS

The following applications were submitted for issuance of Disclaimers:

1. PALM BEACH COUNTY - Edward E. Haas, represented by Brockway, Weber and Brockway, requested disclaimer under Section 9 of Chapter 57-362, Laws of Florida 1957, to an area in Riviera Beach in Section 28, Township 42 South, Range 43 East, containing 1.3 acres, more or less. The area was filled prior to June 11, 1957, and it was recommended that disclaimer be issued upon payment of the handling charge of \$10.00.

2. PALM BEACH COUNTY - Brockway, Weber & Brockway, on behalf of Neva Mae Brockway and L. Phillips Clarke, made application for

(a) Disclaimer under Section 9 of Chapter 57-362, Laws of 1957, to an area in West Palm Beach in Section 34, Township 43 South, Range 43 East, containing 1.1 acres, more or less. The area was filled prior to June 11, 1957, and it was recommended that disclaimer be issued upon payment of the handling charge of \$10.00.

(b) A deed from the Trustees under the provisions of Section 11 of Chapter 57-362, Laws of Florida 1957, to that area of submerged land in Lake Worth lying immediately East of and abutting that parcel included in "a" above outward to the established bulkhead line, containing 0.35 of an acre. Applicants offer the appraised price of \$300.00 for the parcel. It was recommended that the deed be issued to applicants without advertising, for the consideration of \$300.00.

3. VOLUSIA COUNTY - Otto N. Stein, represented by Alfred E. Hawkins, requested disclaimer as to a parcel of land in Section 27, Township 15 South, Range 33 East. The Trustees conveyed by Deed No. 20387 dated May 28, 1953, to Anderson Bouchelle, predecessor in title to Mr. Stein, certain property which extended from the high water mark of the Halifax River. It now appears that prior to time of deed the shore line could have been easterly of that location described in said Deed 20387, and to remove cloud on the title, disclaimer is recommended without cost.

Motion was made, seconded and adopted, that the Trustees authorize issuance of disclaimers and execution of deed under (b) of Brockway and Clarke application, as recommended by the Director.

APPLICATIONS FOR QUITCLAIM DEEDS

BREVARD COUNTY - Merritt Development Corp., represented by Dixon, DeJarnette, Bradford and Williams, applied for quitclaim deed for the purpose of clearing title to Government Lot 3 of Section 11, Township 21 South, Range 36 East, which includes

Fractional SE $\frac{1}{4}$ of SW $\frac{1}{4}$ and Fractional SW $\frac{1}{4}$ of SE $\frac{1}{4}$, containing a total of 30.45 acres. In 1891 the state acquired patent as SE $\frac{1}{4}$ of SW $\frac{1}{4}$, but selected and was entitled to the entire Lot 3. In 1906 the state conveyed Lot 2 (SW $\frac{1}{4}$ of SE $\frac{1}{4}$), containing 40 acres, which was then United States land, as 30.45 acres, to predecessor in title of the applicant. The Bureau of Land Management has advised that Fractional SW $\frac{1}{4}$ of SE $\frac{1}{4}$, for which no patent ever issued, was in fact passed to the State of Florida.

The Attorney General has approved the issuance of quitclaim deed since the state clearly could not have conveyed any other U. S. Lot in Section 11 containing 30.45 acres. Recommendation was made that quitclaim deed be granted, containing statutory oil and mineral reservations, for the handling charge of \$10.00.

Motion was made, seconded and adopted, that the Trustees authorize issuance of quitclaim deed in favor of applicant as recommended by the Director and approved by the Attorney General.

HILLSBOROUGH COUNTY - Donald D. Steele and wife, represented by Fowler, White, Gillen, Yancey & Humkey, requested quitclaim deed at a nominal price to an unimproved parcel 73 feet 11 inches east and west by 589 feet 2 inches north and south in SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 10, Township 29 South, Range 18 East, having an estimated value of \$3,000.00. Opinion of the Tampa law firm shows Mr. Steele holds deed since 1953, based on City of Tampa foreclosures for 1927-1939 city taxes, but that the land was exempt, appearing to have escheated to the state on the death of owner in 1926, intestate, no heirs of whom could be located. The administrators failed to pay the taxes and failed to sell the land and remit proceeds to the State Treasury in accordance with procedures under 1927 Compiled General Laws.

The Office of the Attorney General has reviewed the case but cannot determine a proper consideration to be charged for conveyance of the State's interest or title. Attorneys of applicant indicate no outstanding taxes or liens due through 1955.

Motion was made, seconded and adopted, that the Trustees agree either to sell to Mr. Steele the state's interest at a price of \$1,000.00, or to pay Mr. Steele \$1,000.00 for his interest.

LAKE COUNTY - Request was made on behalf of Joseph Eichelberger, as owner of Government Lot 9 in Section 18, Township 19 South, Range 27 East, for quitclaim deed to an area adjacent to the shore of Lake Joanna. The subject area lies within the Government Lot according to the United States survey under which patent issued and under which Mr. Eichelberger holds title to the upland. The 1928 U. S. Survey relocated the lake meander landward of the subject parcel which is swampy lake margin and which Mr. Eichelberger has partially filled.

The application has been reviewed by the office of the Attorney General and it is recognized that Mr. Eichelberger is the equitable owner of the area filled, and for which quitclaim deed is sought to clear the question of title created by relocation of the meander line. Any further filling will be done with material from owner's upland. It is recommended that the filled area be quitclaimed to the adjacent upland owner, upon receipt of proof of upland ownership and survey, for the handling charge of \$10.00.

The Director reported that objection has been filed in the form of a petition signed by approximately fifty (50) parties who are understood to own property on Lake Joanna.

Without objection the Trustees approved the suggestion of the Attorney General that all parties protesting be advised that title appears to be in Mr. Eichelberger and there is nothing the Trustees can do to approve donating the land for a bird refuge. It was also agreed that any objector may be heard if he so desires.

SUMTER COUNTY - Request was presented from Joe Priest, Inc., represented by Robert S. Edwards, for quitclaim deed to clear title to fractional $E\frac{1}{2}$ of $W\frac{1}{2}$ of Section 3-20-22 consisting of three small parcels of upland adjacent to Lake Panasoffkee. The entire $E\frac{1}{2}$ of $W\frac{1}{2}$ was patented as 160 acres to the state in 1884, but the area was and is mainly within the meander of the lake and such area in the lake had already vested in the state as sovereignty land. The issuance of the cited U. S. patent to the state was irregular and by the U. S. survey the small fractions would, by rules generally followed, have been patented as parts of Government Lots, which include the lands presently owned by applicants. The office of the Attorney General has reviewed the case and approved granting of quitclaim deed to clear title to what is considered rightful ownership. It is recommended that quitclaim deed be authorized, containing the statutory reservations of oil and minerals, for the handling charge of \$10.00.

Motion was made, seconded and adopted, that the recommendation of the Director be approved and authority given for issuance of quitclaim deed upon payment of \$10.00.

LEASES

COLLIER COUNTY - The Director recommends cancellation of Treasure Lease No. 1081 issued November 1, 1956 to James Carr, with expiration date of November 1, 1957. Lessee has advised that he does not care to continue the lease another year.

Motion was made, seconded and adopted, that the Trustees authorize cancellation of Lease No. 1081.

WASHINGTON COUNTY - T. M. Creel submitted application for timber lease on the $SW\frac{1}{4}$ of $NE\frac{1}{4}$ of Section 34-4N-14W, for which he offers \$200.00. Recommendation is for granting request.

Motion was made, seconded and adopted, that the Trustees accept the offer and authorize issuance of two-year lease in favor of Mr. Creel.

MISCELLANEOUS

BROWARD AND PALM BEACH COUNTIES: Request was presented from Humble Oil and Refining Company for consideration of requirements under Section 2 of oil and gas lease No. 1004 covering "Indian Lands", issued jointly by the Board of Commissioners of State Institutions and Trustees of the Internal Improvement Fund. Section two (2) of the lease requires a well drilled to completion to a minimum depth of 6000 feet on or before February 9, 1958. Lessee reported a well begun October 28, 1957, in the center of the $SW\frac{1}{4}$ of Section 2, Township 48 South, Range 35 East, Palm Beach County, within the lease block, has been drilled to a depth of 8380 feet as of December 16, 1957. Lessee is willing and desirous of drilling to a greater depth in the search for oil and gas, but will plug and abandon the same if required to do so by the Trustees as compliance with the provisions of the lease.

The Attorney General has reviewed the lease and finds that abandonment and plugging are not required within the period ending February 9, 1958.

Motion was made, seconded and adopted, that the Trustees approve continuation of the drilling of the well to such further depth as lessee may determine proper, and that such continuation shall not be in violation of Section 2 of the lease, lessee having complied with the requirements of minimum depth within the required period.

The above request from Humble Oil and Refining Company was also presented to the Board of Commissioners of State Institutions on this date and similar action was taken.

DADE COUNTY - The Board of Public Instruction of Dade County, by Resolution No. 57-28 adopted December 18, 1957, requested that the Trustees convey to said School Board the following lots:

Lots 1 to 36 inclusive, Block 2,
Lots 1 to 24 inclusive, Block 3,
Lots 1 to 5 inclusive, Block 6,
All in REDONDO, a subdivision in Section 12,
Township 54 South, Range 38 East.

Edward F. Boardman, attorney for the Dade County School Board, was present and represented that the land was desired for school purposes.

Jesse Warren, attorney of Tallahassee, together with his client, Max Singer, were present in connection with claim heretofore made by Mr. Singer for this property. Mr. Singer affirmed an offer previously made to quitclaim or deed any rights he might have in the land to the Board of Public Instruction concurrently with the execution and delivery of deed from the Trustees to said board.

Motion was made, seconded and adopted, that the Trustees authorize conveyance of the lots described to the Board of Public Instruction of Dade County, the deed to carry the clause that the land will be used for public school purposes and provision for reversion of title to the state in the event of non-use or abandonment of the property for the purpose granted.

HIGHLANDS COUNTY - Harry Lee, on behalf of clients, made application for permits as follows:

1. Triangle Iron Works, in conjunction with Frederick Nelson, requested permit to remove 4000 cubic yards of material from the bottoms of state owned Little Lake Jackson in front of applicants upland in Section 6, Township 34 South, Range 29 East, said material to be used to raise low areas in said upland. Recommend permit be issued upon payment for the material at the rate of five cents (5¢) per cubic yard, or \$200.00 in this instance.
2. Steven Hudeck requested permit to remove 500 cubic yards of material from bottoms of state owned Lake June-in-Winter in front of uplands owned by applicant in Section 26, Township 36 South, Range 29 East, said material to be used in back-filling borrow pits dug by the State Road Department many years ago. Recommend permit be issued upon payment for the material at the rate of five cents (5¢) per cubic yard, or \$25.00 total in this instance.

Motion was made, seconded and adopted, that the Trustees authorize issuance of permits in favor of Mr. Lee's clients upon payment of the amounts recommended.

LAKE COUNTY - The Director submitted report filed by Oklawaha Basin Recreation and Water Conservation and Control Authority, and said report was ordered copied into the minutes.

OKLAWAHA BASIN RECREATION & WATER CONSERVATION & CONTROL
AUTHORITY, TAVARES, LAKE COUNTY, FLORIDA

DISBURSEMENTS AND RECEIPTS FROM SEPTEMBER, 1953
THROUGH SEPTEMBER, 1956

Disbursements:

1.	Administration	
a.	Board Members Per Diem	1,560.00
b.	Board Members Travel Expense	440.87
c.	Other Travel Expense	298.50
d.	Other Administrative Expense	2,826.89
2.	Surveys	
a.	H. O. Peters	11,182.96
3.	Engineering	
a.	Fees	25,961.00
b.	Expenses & Reimbursements	8,961.41
4.	Construction	
a.	Palatlahaha Channel	29,620.30
b.	Palatlahaha Spillway	24,512.64
c.	Villa City Culvert	6,601.30
d.	Haines Creek Dredging	52,071.39
e.	Haines Creek Clearing & Dragline Work	12,322.32
f.	Haines Creek Structures	125,973.17
g.	Access Road Palatlahaha	810.00
h.	Access Road Haines Creek	1,099.79
5.	Land Acquisition	
a.	Palatlahaha	325.07
b.	Haines Creek	11,133.65
6.	Commissions	
a.	Commission of Tax Collector	4,070.29
b.	Commission of Tax Assessor	4,217.55
c.	Payment of Loan	3,000.00
d.	Authority's Share Cooperative Agree- ment with U. S. Geological Survey	925.00
	TOTAL DISBURSEMENTS	327,914.10

Receipts:

Loan from Bank	3,000.00
Loan from Trustees Internal Improvement Fund	200,000.00
Reimb. Overburden	532.50
Taxes	136,107.47
TOTAL RECEIPTS	339,639.97
TOTAL DISBURSEMENTS	327,914.10
BALANCE	11,725.87

DISBURSEMENTS AND RECEIPTS FROM OCTOBER 1956
THROUGH SEPTEMBER 1957

Disbursements:

1.	Administration	
a.	Board Members Per Diem	970.00
b.	Board Members Travel Expense	84.34
c.	Other Administration Expense	746.64
d.	Legal Service - C. E. Duncan	175.00
2.	Engineering	
a.	Fees	9,652.00
b.	Expenses & Reimbursements	4,268.44
3.	Construction	
a.	Haines Creek Dredging	3,145.00
b.	Haines Creek Clearing & Dragline Work	14,385.00
c.	Haines Creek Structures	57,770.14
d.	Haines Creek Channel	52,633.51
4.	Commissions	
a.	Commission of Tax Collector	1,481.37
b.	Commission of Tax Assessor	1,525.58
c.	Authority's Share Cooperative Agree- ment with U. S. Geological Survey	1,075.00
5.	Incidentals and Maintenance	4,299.45
6.	Salary & Travelling Expense Lock Tender and Maintenance Man	3,001.78
	TOTAL DISBURSEMENTS	155,213.25

Receipts:	
Balance 9/30/56	11,725.87
Loan from Trustees Internal Improvement Fund	100,000.00
Taxes	49,595.28
TOTAL RECEIPTS	<u>161,321.15</u>
TOTAL DISBURSEMENTS	155,213.25
BALANCE SEPTEMBER 30, 1957	6,107.90

MANATEE COUNTY - Authority was requested for issuance of correction to Deed No. 20603 dated February 11, 1954, in favor of F. W. Zigman. The land was conveyed as being in only Section 25, Township 35 South, Range 16 East, and it now appears that a portion of the land is in Section 24.

Motion was made, seconded and adopted, that the Trustees approve issuance of correction deed in favor of Mr. Zigman without charge.

PINELLAS COUNTY - The following requests were submitted from Pinellas County Water and Navigation Control Authority:

- (a) Formal approval of Dredging Permit No. 596 to Boca Ciega Development Corporation for dredging in Boca Ciega Bay and the depositing of the material on uplands owned by the said corporation. The area from which the material will be taken was conveyed by Trustees Deed No. 19142 dated April 30, 1946.
- (b) Formal approval of Dredging Permit No. 604, and the bulkhead line for the area to be filled, to A. W. Bailis for dredging and filling applicant's property in Smith Bayou in Section 10, Township 28 South, Range 15 East. The area from which material will be dredged and deposited as fill has been conveyed by the Trustees.

Motion was made, seconded and adopted, that the Trustees approve a permit for a period of two (2) years in favor of Boca Ciega Development Corporation as requested under (a), and that action on request under (b) be deferred pending opinion from the Attorney General.

MARTIN COUNTY: Request was presented from the Board of County Commissioners of Martin County that the Trustees approve bulkhead lines established August 13, 1957, under the provisions of Chapter 57-362, Laws of 1957, designated as:

- (a) A bulkhead line on the western side of Hutchinson Island, description of which commences at a point on the North line of Martin County that is 75 feet westerly of (as measured on the perpendicular) the northwest corner of Government Lot 2, Section 14, Township 37 South, Range 41 East, thence by metes and bounds description to the westerly end of the centerline of the north jetty of the St. Lucie Inlet; and
- (b) The bulkhead line for all of the navigable waters of Martin County, excluding the Indian River east of that part of Hutchinson Island in Martin County, and waters contained in or adjacent to incorporated municipalities, is established on a line uniformly one foot (1 ft.) out from the Mean High Water Mark and "as shown on the map as recorded in the Martin County, Florida, public records and by reference incorporated herein."

Motion was made, seconded and adopted, that the Trustees of the Internal Improvement Fund approve the bulkhead lines designated (a) and (b) above, established August 13, 1957 by the Board of County Commissioners of Martin County under the provisions of Chapter 57-362, Laws of 1957.

Part
rescinded
See
Minutes
Jan. 14,
1958

OKEECHOBEE COUNTY - Ben Herr presented request on behalf of J. E. Lee of Lake Worth, Florida, for permit to use the east bank of Taylor Creek between Road 441 and Lake Okeechobee as a base for fishing boats and such improvements in connection therewith as may be approved by the Corps of Engineers, U. S. Army. The parcel is subject to an easement held by the United States and designated as Parcel 4-1-TC (also known as Parcel 980) of the right of way for the Taylor Creek improvement.

Motion was made, seconded and adopted, that the Trustees authorize permit in favor of Mr. Lee for use of the parcel described, subject to approval by the U. S. Engineers.

The Director submitted the following recommendations as to personnel in the Trustees' office:

Employment of a part-time draftsman, who is a student at Florida State University, on a probationary period of thirty days at \$1.50 per hour with increase to \$1.60 per hour if fully satisfactory.

Transfer of Mrs. Lillie Mae Shelfer from receptionist-secretary to auditor's assistant with increase in salary from \$250.00 to \$285.00 per month, effective January 1, 1958.

Replacement for Mrs. Shelfer as receptionist-secretary with a starting salary of \$235.00 per month on a 90-day probation period with advance in salary to \$250.00 per month if satisfactory.

Motion was made, seconded and adopted, that the Trustees approve the recommendations of the Director and authorize employment and transfer of personnel as outlined.

Pursuant to action taken December 10, 1957, that the Director report on services and expenses of Harley G. Morton, Fiber Technologist, Mr. Ferguson stated that Mr. Morton had been employed by the Trustees 35 months as of December 1957, at a salary of \$7,500.00 per annum, with travel and per diem allowance:

Salary 35 months at \$625.00	\$21,875.00
Travel expense paid by Trustees	<u>11,285.63</u>
	\$33,160.63

In addition, Trustees made grant for machinery and building to promote the fiber industry (Everglades Experiment Station)

16,576.05
\$49,736.68

Attention was also called to expense item which appeared to be for private interests.

Upon consideration of the report, motion was made, seconded and adopted, that the Trustees retain Mr. Morton for a period of three (3) months, but that he be notified that any trips or expense for private interests will not be paid by the Trustees; also, that he be required to reimburse the Trustees for any payments made to him for work not clearly in the state's behalf, and that caution be exercised by him as to any private or promotional plans.

The Director submitted a proposed plan for cooperative arrangements with the U. S. Geological Survey to undertake investigations of selected fresh water lakes where attention has recently been focused by problems of ownership, use and development involving public interest. The investigations are designed to provide data on hydrology, shorelines, vegetation

and other information necessary for proper management of the lakes. The proposed project is estimated to cost \$3,800.00, of which the Trustees would pay fifty percent or \$1900.00. This amount is in addition to the existing cooperative program with the U. S. Geological Survey. It was recommended that the proposed agreement be approved.

Motion was made, seconded and adopted, that the Trustees authorize expenditure of \$1900.00 for participation in the cooperative agreement with the U. S. Geological Survey for investigations of fresh water lakes as outlined and recommended by the Director.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 683, listing two bids for purchase of Murphy Act land and authorize issuance of deeds corresponding thereto.

ALACHUA COUNTY - Recommendation was made to approve application from Mrs. Eula Hadsock Fernandez for conveyance under Chapter 28317 of 1953 - the Hardship Act - of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 8, Township 8 South, Range 17 East, containing 40 acres, upon payment of \$10.00 per acre. Information furnished shows that Mrs. Fernandez was the record owner of the land June 9, 1939, and is entitled to consideration under said Act.

Motion was made, seconded and adopted, that the Trustees authorize conveyance to Mrs. Fernandez of the land described upon payment of \$10.00 per acre.

Motion was made, seconded and adopted, that the Trustees authorize disclaiming interest in certain Murphy Act certificates certified to the state under Chapter 18296, the Attorney General's Office having approved such disposition on the ground that said certificates vested no title in the state to the lands covered thereby.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST:


DIRECTOR - SECRETARY

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

Present: LeRoy Collins, Governor
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director-Secretary
W. Turner Wallis, Engineer

LANDS ADVERTISED FOR COMPETITIVE BIDS

The Director presented the following sales advertised for receiving competitive bids on this date.

BREVARD COUNTY: On November 26, 1957, the Trustees considered offer of the appraised price of \$75.00 per acre from Henry Wolfson for purchase of Government Lots 1, 2 and 4, Section 6, Township 22 South, Range 37 East, containing 74.45 acres, more or less. The lots were advertised for competitive bids in the Star Advocate, Titusville, Florida, and proof of publication was filed with the Land Office.

Description of the land was called out and the following high bids were received:

C. E. Yoder bid \$81.00 per acre for Lots 1 and 4;
William Nechtman bid \$105.00 per acre for Lot 2.

Motion was made, seconded and adopted, that the Trustees accept the high bids offered and confirm sale in favor of Messrs. Yoder and Nechtman for the respective lots for which they were high bidders.

HIGHLANDS COUNTY: On November 12, 1957, the Trustees considered offer of \$155.00, which is in excess of the appraised price, from Rudolph Ashton for purchase of Government Lot 16, Section 12, Township 35 South, Range 30 East, containing 6.91 acres, more or less. The land was advertised for competitive bids in the Sebring News, and proof of publication was filed in the Land Office.

Description of the land was called out and the only offer received was \$155.00 per acre from Rudolph Ashton.

Mr. Ferguson reported that this parcel had been withdrawn from sale upon request of Central and Southern Florida Flood Control District but the request was later cancelled and the advertisement was published the required number of times. Also, information was given that Mr. Ashton is the adjacent owner and the only access to Lot 16 is through his property. Notice of this was carried in the advertisement.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$155.00 per acre for the lot and confirm sale in favor of Mr. Ashton.

LAND ADVERTISED FOR OBJECTIONS ONLY

The Director presented the following sales advertised for objections only to be considered on this date:

CHARLOTTE COUNTY: File 34-08-253.12 - On November 12, 1957, the Trustees considered offer of the appraised price of \$100.00 per acre from L. M. Danklefs and wife, represented by John R. Wood, for purchase of a parcel of submerged land including a mangrove flat or island in Lemon Bay in Section 29, Township 41 South, Range 20 East, lying southeasterly and abutting Government Lot 1 of said Section 29, containing 21.4 acres, more or less. The land was advertised for objections only in the Punta Gorda Herald and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$100.00 per acre and confirm sale in favor of Mr. Danklefs and wife.

HILLSBOROUGH COUNTY: File 49-29-253.12 - On November 12, 1957, the Trustees considered request from Hillsborough County Port Authority, represented by Norman S. Brown, for conveyance of submerged land comprising four (4) spoil islands in Old Tampa Bay, in unsurveyed Sections 18, 19 and 31, Township 30 South, Range 18 East, more particularly described as commencing at the Southeast Corner of Government Lot 2, Section 19, said township and range, and thence by metes and bounds description to the point of beginning, containing 125 acres, more or less. The land was advertised for objections only in the Tampa Tribune and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale. Mr. Ferguson reported that this tract of land lies within the area granted to the Authority by Chapter 23338, Laws of 1945, and recommendation was made that deed be issued with clauses showing that conveyance will be made without prejudice to riparian upland owners; that the public purpose clause be made a part of the deed and provision made for non-use. A handling charge of \$10.00 will be required from the Authority.

Motion was made, seconded and adopted, that the Trustees authorize conveyance to Hillsborough County Port Authority of the tract of land requested, subject to the provisions as recommended by the Director, upon payment of \$10.00.

MONROE COUNTY: File 45-44-253.12 - On November 26, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from J. Avery Guyton and Lucien G. Ragsdale, represented by Paul E. Sawyer, for purchase of a parcel of bay bottom land in the Bay of Florida lying northerly of and adjacent to a part of Government Lot 1, Section 7, Township 65 South, Range 35 East, at Long Key, commencing at the intersection of the East line of said Section 7, and the centerline of U. S. Highway Number 1 and thence by metes and bounds description to the point of beginning, containing 10.1 acres, more or less. The land was advertised for objections only in the Coral Tribune, Key West, Florida, and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 per acre and confirm sale in favor of Messrs. Guyton and Ragsdale.

MONROE COUNTY: On December 10, 1957, the Trustees considered request from Carl Stockholm for correction of an error in Trustees Deed Number 21613 conveying a parcel of submerged land, shallow banks and spoil islands in Florida Bay in the unsurveyed part of Section 31, Township 63 South, Range 37 East. The land was advertised for objections only in the Key West Citizen, and proof of publication was filed with the Trustees.

The Director reported that an error in survey furnished by applicant's surveyor made it necessary for correction deed to be issued, and no objections have been filed to issuance of such deed.

Motion was made, seconded and adopted, that the Trustees authorize issuance of deed in favor of Carl Stockholm for the purpose of correcting error in original deed, no charge to be made for such deed.

OSCEOLA COUNTY: File 46-49-253.36 - On November 26, 1957, the Trustees considered offer of the appraised price of \$50.00 per acre from Joe E. Johnston, represented by Rogers & Kelley, for purchase of a parcel of reclaimed lake bottom land in Lake East Tohopekaliga in Sections 3, 4, 9 and 10, Township 25 South, Range 30 East, starting from a point 55.0 feet West of the Northeast Corner of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 10, said township and range, and thence by metes and bounds description to the point of beginning, containing 9.03 acres, more or less. The land was advertised for objections only in the Gazette Newspaper, Kissimmee, Florida, and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$50.00 per acre and confirm sale in favor of Mr. Johnston.

PINELLAS COUNTY: Pinellas County Water and Navigation Control Authority advertised for sale, subject to objections only, submerged lands surrounding two islands in Anclote River lying in Government Lot 1 and part in Government Lot 2 of Sections 11 and 12, Township 27 South, Range 15 East, said islands lying South and West of the Anclote River, North and East of Tarpon Bayou and West of the channel which lies West of Lutean Shores Subdivision. The land was applied for by S. A. Chrysostomides, Lucas L. Pappas, Jack L. Pappas and Louis Geracl, riparian upland owners; the land to be sold at the appraised price which has not been determined as yet. The said application has been advertised by the Pinellas Authority for establishment of a bulkhead line and recommendation as to sale, and for consideration by the Trustees this date (January 14) of any objections which may be filed. This application has not been before the Trustees prior to this date.

Mr. Ferguson stated that this was one of the first projects under joint notice. Recommendation from the Authority has not been received either as to the bulkhead line or sale of the land. Recommendation was made that if any one desires to object, that they be heard, but that no definite action be taken pending recommendation from the Pinellas County Authority.

No objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees defer action on the sale pending recommendation from the Pinellas County Water and Navigation Control Authority.

PINELLAS COUNTY: Globe Development Company made application to Pinellas Water and Navigation Control Authority for approval of the purchase of a parcel of submerged land commencing at the SW Corner of Section 31, Township 29 South, Range 15 East, containing 5.31 acres, more or less, located in Clearwater Harbor at Belleair Beach, Florida, and also requested establishment of a bulkhead line. The Pinellas County Water and Navigation Control Authority on December 26, 1957, approved the application to purchase and also approved establishment of the bulkhead line. The application was advertised for consideration on January 14, 1958.

Mr. Ferguson stated that Mr. Harvey S. Plummer, representing clients was present to protest the sale.

Mr. William Davenport, Jr., presented request from his client, Globe Development Company, that the Trustees approve sale of the submerged area applied for, the County Authority having already approved the purchase and the establishment of the bulkhead line. Maps and photographs were displayed and the area applied for pointed out showing its connection with property, title to which was acquired from the Trustees approximately 11 years ago. The present application is to provide an additional finger. Applicants have agreed to deed back to the State water areas that will not be filled, and have filed with the Trustees a letter stating that the filled area will not be seen except by those purchasing from the applicant. Further statements by Mr. Davenport and Mr. Cedio S. Saltorelli were, in effect, that their engineer had made a survey of the area and felt the development was proper; that the plan was submitted to the Town of Belleair and was approved. It was then presented to the County Commissioners and Mr. Plummer and associates were the only objectors. Applicants committed themselves to the County to stay within the confines of the land presently owned.

Mr. Plummer, representing parties protesting, stated that two fills are involved; that the land owned by applicants was sold by the Trustees many years ago and when purchasers proposed building fingers no objections were raised because there was a purpose accomplished. Applicants hold title coming down from original grantee of the State. Maps and photos were displayed showing how the additional finger will further fill up the bay with silt.

Upon inquiry from the Governor as to whether he protested the bulkhead line, Mr. Plummer replied that he did not. He requested that the Trustees send some one down to investigate the proposed fill and make report back to the board.

Governor Collins explained that there were two basic questions: (1) To approve the bulkhead line, and (2) Granting of further sovereignty land to be filled. He stated that hundreds of protests had been made to the Trustees against further filling in the waters of Pinellas County and the Trustees proposed proceeding with caution in authorizing any further fills; that applicants request seemed premature since they had not developed an area heretofore acquired.

Attorney General Ervin remarked that he did not think the Governor, Mr. Mayo and himself could pass on this matter in the absence of Mr. Green and Mr. Larson, and until the staff has had opportunity to check the proposal and investigate the charges that the additional finger will silt the bay. Until he had more information about the objections and the proposed development he would not be in position to pass on them.

Governor Collins stated that the Trustees desired to permit filling where it would serve the public good but would not infringe where it meant damage to the bays. The Governor further expressed the desire to find a reasonable and sound course to pursue. In the particular area there seemed to be no objection to the bulkhead, however, Comptroller Green had requested that no action be taken involving fills in Pinellas County until he had opportunity to examine the application.

Without objection, the Trustees agreed to defer action on the bulkhead line and the proposed sale, pending investigation and report by the staff and for Mr. Green to be present.

VOLUSIA COUNTY: File 48-64-253.12 - On November 26, 1957, the Trustees considered offer of the appraised price of \$600.00 per acre from Publix Super Markets, Inc., represented by Raymond, Wilson and Carl, for purchase of a parcel of submerged land in the Halifax River in Section 5, Township 15 South, Range 33 East, lying Easterly of Lot 1 Block 6 of Shore Acres Riverside Addition as recorded in Map Book 11, Page 34, and easterly of that parcel of land lying easterly of Beach Street (also known as Riverside Drive), between the easterly extensions of the northerly and southerly boundaries of Lot 18, Block 26, Mason and Carswell Subdivision of

Holly Hill, containing 2.9 acres, more or less; also to be dedicated to the City of Holly Hill for the use of the public the easterly extensions of Second and Third Streets in the Halifax River, 660 feet easterly from Riverside Drive (Beach Street) in said City of Holly Hill. The land was advertised for objections only in the Daytona Beach News and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$600.00 per acre for the land advertised and confirm sale in favor of Publix Super Markets, Inc., and dedication of the street extensions to the City of Holly Hill.

LEE COUNTY: Application was presented from Carl A. Norberg and wife to purchase 188.97 acres of submerged land adjacent to Government Lots 1 and 2 in Section 14; Government Lot 2 in Section 23 and Government Lot 2 in Section 13, Township 46 South, Range 22 East, within bulkhead line established by the county under Chapter 57-362, Laws of 1957. The Government Lots are owned by the applicant who offers the appraised value of \$35.00 per acre for the submerged land. The Director recommended that the land be advertised for objections only conditioned upon approval of the bulkhead line by the Trustees.

In connection with the Government lots described the Director reported that the United States Survey gave the aggregate acreage as 101.16 and the said lots were sold as such to the Norbergs April 24, 1956, at competitive sale for \$306.00 per acre. Recent survey by Captain George L. Anderson, U. S. Geodetic Survey (retired), disclosed that 98,902 acres of the U. S. Lots are below mean high water. 2,258 acres are above mean high water. Appraised value fixed on the lots was \$150.00 per acre. The same appraiser has fixed a submerged land value of \$35.00 per acre for the current application.

Mr. and Mrs. Norberg request a credit allowance for the difference between the \$306.00 per acre paid for 101.16 acres and the current submerged land value of \$35.00 per acre for the 98,902 acres purchased at the 1956 sale. They request that payment under the current application be charged against said credit as reflected in the following tabulation:

Deed No. 21191 dated April 24, 1956:

Gov. Lots deeded as 101.16 acres @ \$306.00 per acre	\$30,954.96	paid
Actual upland value 2,258 acres @ 306.00 " "	690.95	
Submerged land purchased as Gov. Lots 98,902 acres @ 306.00 " "	30,264.01	
Current appraisal of sovereignty 98,902 acres @ 35.00 " "	3,461.57	
Credit allowance sought by reason of shortage in upland area	26,802.44	
Less proposed purchase 188.97 acres additional submerged land under current application	6,623.95	
Balance of claimed overpayment	\$19,178.49	

ESTABLISHMENT OF BULKHEAD LINE

The Director presented the resolution adopted by the Board of County Commissioners of Lee County, Florida, October 23, 1957, establishing a bulkhead line along Government Lot 2, Section 23; Government Lots 1 and 2, Section 14, and Government Lot 2, Section 13, all in Township 46 South, Range 22 East, under the provisions of Chapter 57-362, Laws of 1957. The said bulkhead line was established pursuant to request from Carl A. Norberg and wife, Marie C. Norberg.

Motion was made, seconded and adopted, that the Trustees of the Internal Improvement Fund approve the bulkhead line established by resolution of the Board of County Commissioners of Lee County, Florida, October 23, 1957.

Reverting to the request of Mr. Norberg for credit allowance, discussion brought out that Mr. Norberg had gone out in a boat and made an examination of the land; that after he bought the land a competent engineer had discovered that it was below mean high water.

Mr. Ferguson explained the procedure of the sale and subsequent correspondence with Mr. Norberg as to the difference in acreage of what he thought was firm land but later was found to be submerged.

Attorney General Ervin suggested that Mr. Norberg reconvey the land and request refund of the amount he paid the Trustees if he was dissatisfied; that an inspection of the land was made by him prior to purchase. It was advertised for competitive bids as Government Lots as shown on maps according to the Government Survey, and he felt the Trustees were under no obligation to make any adjustment.

Governor Collins having been called out of the meeting returned and the Attorney General explained Mr. Norberg's request and his (Mr. Ervin's) position to the effect that the Trustees are not due Mr. Norberg any credit or adjustment on his purchase as he made an examination of the land, then applied for it on the basis of an appraisal of \$150.00 an acre and at the sale raised the bid to \$306.00 per acre; that Mr. Ferguson later advised Mr. Norberg that if there was an actual shortage in acreage he would recommend some adjustment; that Mr. Norberg stated he had spent money on surveys and does not feel he should lose that. He desires a credit for the shortage in land, which would mean him being treated as an upland owner and allowed to purchase the submerged land at \$35.00 per acre, using his credit as payment therefor. The Attorney General expressed himself as being opposed to any such proposal, and he would be agreeable to allowing Mr. Norberg to reconvey to the Trustees all the land purchased and receive refund of amount paid as well as the interest paid, or allow him to reconvey what has been determined to be submerged; he did not feel Mr. Norberg should profit by the transaction by claiming to be upland owner with the right to purchase submerged area at \$35.00 per area and use the credit as payment.

Governor Collins remarked that he did not feel that the Trustees could grant Mr. Norberg's request since he had examined the lots and should certainly accept some responsibility for not having knowledge that a great portion of the land was submerged.

Mr. Norberg replied that the area fooled many people until he had secured the services of George L. Anderson, retired captain from the U. S. Coast and Geodetic Survey, who determined what part of the deeded land was upland and what part was submerged.

Attorney General reiterated that he would be willing to refund the per-acre purchase price indicated as not applying to firm land that he thought he was buying.

Mr. Norberg's attention was called to the fact that another party, apparently having knowledge of the character of the land, had made a bid of \$305.00 per acre.

Governor Collins suggested that as a matter of adjustment of the claim of Mr. Norberg for overpayment, he would be agreeable to a transfer to him of the submerged lands estimated as 188.97 acres for the amount he has paid which would mean a settlement or adjustment of \$6,623.95, and in order that the records be kept straight conveyance should be made for the consideration of \$35.00 per acre and then credit an equivalent amount as overcharge because of discrepancy in survey. The Governor also suggested that working out details of the deed should be referred to the Attorney General.

Motion was made, seconded and adopted, that the Trustees approve the suggestion of the Governor as the action of the board, subject to the land being advertised for objections only, the Attorney General to work out the wording of the deeds. Mr. Norberg was advised that he would be given a new deed which would include the entire area, both submerged and upland.

MONROE COUNTY: File 63-44-253.12 - Raymond L. Rearick and wife, adjacent upland owners, made application for the purchase of a parcel of submerged land in Niles Channel in Section 1, Township 67 South, Range 28 East, Summerland Key, containing 0.42 of an acre. Recommendation was made that the land be advertised for objections only at the appraised price of \$300.00 per acre.

Motion was made, seconded and adopted, that the Trustees authorize the land advertised for objections only based on the appraised price of \$300.00 per acre.

OKEECHOBEE COUNTY: W. L. Hendry, on behalf of George W. Spann, offered the appraised price of \$50.00 per lot for Lots 3 and 4, Block 78, Okeechobee City Subdivision.

Without objection the Trustees withheld action on the offer pending receipt of information as to what use would be made of the lots, and also to consider whether or not it would be advisable to retain ownership in the state for a while.

PALM BEACH COUNTY: Carl Stockholm offered the appraised price of \$40.00 per acre for purchase of Section 9, Township 43 South, Range 38 East, stating that the land was desired for development purposes. This section was advertised to sell at public auction on February 26, 1957, and a high bid of \$41.00 per acre was made by George Wedgeworth. Since that date Mr. Wedgeworth has relinquished his right to purchase. Recommendation was made that the land be advertised for competitive bids starting with the offer of \$41.00 per acre.

Motion was made, seconded and adopted, that the Trustees authorize the land advertised for bids as recommended.

ESTABLISHMENT OF BULKHEADS

BREVARD COUNTY: Request was presented from the City of Titusville, Florida, that the Trustees approve a bulkhead line established by City Ordinance No. 1957-14 adopted December 10, 1957, covering all sovereign tidal waters and submerged lands lying within the corporate limits and subject to jurisdiction of the municipality. Recommendation by the staff was for approval.

Motion was made, seconded and adopted, that the Trustees approve the bulkhead line as adopted by said Ordinance No. 1957-14 for the City of Titusville.

BROWARD COUNTY: The City of Fort Lauderdale, Florida, by its attorney, Julian E. Ross, and City Manager W. J. Veeder, presented request for approval of a bulkhead line in Middle River established by City Ordinance C-1371, adopted November 26, 1957, pursuant to provisions of Chapter 57-362, Laws of 1957. No notice of appeal has been received. The bulkhead line is proposed as the boundary for filling and development by the city of a commercial parking lot which the city represents to be a public municipal purpose. Such development necessitates relocation of the channel of Intracastal Waterway and transfer of titles or easements for the new waterway location. Letter from Mr. Ross September 20, 1957, outlined a proposed three-step procedure whereby the waterway right of way requirements would be satisfied and the bascule bridge (Las Olas Boulevard project of State Road Department) would be completed and new waterway channel cut ahead of any conveyance by the Trustees to the city for the parking lot. It was explained that the proposed fill and use for commercial purposes has been protested by citizens and owners in the vicinity of the project. Consideration of the bulkhead line necessitates consideration of the proposed filling and commercial use, and attention is called to the fact that the city expects a donation of the submerged land for the parking lot rather than to purchase the bottom lands sought. Title certificate has not been furnished showing the city is upland riparian owner in front of proposed fill. Recommendation was that action be deferred.

The delegation from Fort Lauderdale represented that the city had followed Chapter 57-362, Laws of 1957, in establishing the bulkhead line and called attention to the critical need for parking facilities. Maps were displayed showing location of the bulkhead line, the proposed parking area, and location of the new channel to be dredged by the Federal Government. Relocation of the channel originated with the U. S. Engineers and before any dredging is done deed from the Trustees will be required to the bottoms. The city requested assurance that the Trustees will deed to it the lands within the bulkhead lines, as the city is upland owner of all land within the bulkhead lines except two parcels, and has consent of those owners to establishment of the bulkhead line. The city acquired right of way for widening Las Olas Boulevard and the bridge, practically completed, would be deeded to the State Road Department. Dredging would be done by the city, thereby relieving the State Road Department and the U. S. Engineers of that cost; at the same time the city would be benefitted by using the material to fill the parking lot. Bonds would be sold to finance the project.

The city indicated three steps necessary to be taken:

1. Approval by the Trustees of the bulkhead line established
2. City will agree to deed to Trustees title to the old channel, and
3. The Trustees will deed to the city that portion of the old channel which lies within the bulkhead line, conditioned that the city will not obstruct navigation until the new channel is open.

It was further brought out that the city has agreed to trade fill material for certain upland needed for the project.

Mr. J. A. Fitzsimmons, Fort Lauderdale, attorney for adjacent upland owners, protested application of the city on the ground that the map used in giving notice to the public of the proposed bulkhead and parking lot did not reflect as large area as now proposed. Maps were submitted showing the early plans calling for about 9 acres as compared with the present expansion to almost three times the original size. Attention was called to the benefit one of the City Commissioners will receive in the exchange of upland for filled area and the tremendous waste of the tax payers' money on a parking area which should be a private enterprise.

Mr. Fitzsimmons submitted information as to the bond issue and the fact that the resolution did not state what the issue was for. Also, he brought out the point that the bulkhead law calls for approval by the Trustees before there could be a bulkhead and thirty days thereafter was allowed for appeals. He contended the thirty day period had not expired since the Trustees had not approved the bulkhead.

In discussing the subject, the Trustees felt the board should be concerned with how the project would affect adjacent owners and the effect on navigation; that location of the channel by the United States was not contingent upon the parking lot project but was relocated in the public interest and the State Road Department would not build the bridge unless it had been decided where the channel would be. Further, the Trustees should not question the city's program for the parking lot unless it could be shown that the bulkhead line would injure private property and disturb the waterway.

The Trustees were also concerned with the plan of the city to convey into private ownership a portion of the submerged lands requested from the state. It was suggested that the private ownership necessary be acquired through condemnation.

Final decision was that the matter be taken under advisement for further study and possible examination on the ground by the Director; that the proposed area should be reduced so as to prevent obstruction into the waterway; that private ownerships including city officials be eliminated from the picture and that the city have clearance from the State Road Department and the U. S. Engineers as to rights of way and navigation.

MARTIN COUNTY: At the meeting of the Trustees on December 23, 1957, approval was given of a bulkhead line established by the Board of County Commissioners of Martin County under provisions of Chapter 57-362, Laws of 1957, for a portion of Hutchinson Island. Subsequently the Trustees were notified that one or more appeals were taken in the Circuit Court in protest of the county's action and the Attorney General's office has advised that the Trustees, under the circumstances, may properly rescind their approval of the bulkhead lines which were under appeal at the time of approval by the Trustees.

Motion was made, seconded and adopted, that the Trustees rescind action taken December 23, 1957, as to approval of the bulkhead line fixed by Martin County where appeals were made to the Court prior to December 23, 1957.

PINELLAS COUNTY: Request was presented from Pinellas County Water and Navigation Control Authority that the Trustees of the Internal Improvement Fund approve the bulkhead line established by said Authority November 14, 1957, under provisions of Chapter 57-362, Acts of 1957, in Smith Bayou in front of upland property of A. W. Baylis at Ozona, Florida.

Motion was made, seconded and adopted, that the Trustees approve the bulkhead line established by Pinellas County Water and Navigation Control Authority November 14, 1957, adjacent to upland property of A. W. Baylis ~~containing 4.450 acres~~ in Section 10, Township 28 South, Range 15 East, Pinellas County.

ORANGE COUNTY: M. J. Carroll, represented by E. J. Steed, requested deed issued for correcting description shown in Trustees Deed No. 21394 dated October 12, 1956, two calls in the metes and bounds description having been inadvertently omitted. It was recommended that the correction deed be authorized.

Motion was made, seconded and adopted, that the Trustees authorize issuance of the correction deed requested, without cost.

PINELLAS COUNTY: West Coast Title Company, on behalf of Eloise B. Stauffer, owner of Lot 14 of Block 4, First Addition to Gay Shores Subdivision, in Section 32, Township 30 South, Range 15 East, submitted application for a deed under Section 1, Chapter 57-362, Laws of 1957, to the easterly eleven feet of the 60-foot wide Lot 14, said eleven feet being an area overfilled prior to June 11, 1957. Recommendation was made the deed be issued, without advertising, upon payment of the minimum price of \$100.00.

Motion was made, seconded and adopted, that the Trustees authorize issuance of deed in favor of Eloise B. Stauffer upon payment of \$100.00.

VOLUSIA COUNTY: Mrs. Mae Godfrey, represented by Thomas T. Cobb of Daytona Beach, submitted application for a deed under Section 1 of Chapter 57-362, Laws of 1957, to a parcel of land lying easterly of and contiguous to a part of the Jane Murray Grant, Section 49, Township 18 South, Range 34 East, said parcel having been filled prior to June 11, 1957, and containing 5.1 acres. Issuance of the deed was recommended without advertising, at the appraised price of \$100.00.

Motion was made, seconded and adopted, that the Trustees authorize issuance of deed to Mrs. Godfrey upon payment of \$100.00 as recommended.

LAKE COUNTY: Robert C. Holmes, represented by James Spillers, made application for permit to remove one thousand (1000) cubic yards of fill material from the bottoms of Lake Minnehaha within the extension of Mr. Holmes' upland, Tracts 10 and 11 of Clermont Farms Subdivision in Section 1, Township 23 South, Range 25 East, said material to be used for filling low areas on the upland.

Motion was made, seconded and adopted, that the Trustees authorize permit to remove the fill material requested upon payment of \$50.00.

LAKE COUNTY: At the meeting December 10, 1957, the Trustees fixed this date to hear any objections that might be presented concerning the fill in the margin of Lake Joanna by Joseph Eichelberger, owner of Government Lot 9 in Section 18, Township 19 South, Range 27 East. Explanation was made that the fill was made by pumping from the lake, but was stopped on notice from the Director. The fill lies within the Government lot according to the old U. S. Survey and patent issued thereon, under which patent Mr. Eichelberger holds deed. A United States survey of 1928 relocated the meander of the lake landward of the parcel in question, which was swampy lake margin. Protests were filed to the pumping and filling, and all objectors were notified two weeks in advance that they could be heard on this date. Since notice was sent, the attorney who filed petition bearing forty-four (44) names has advised that he will not appear but requests that no further pumping be permitted in the lake. Mr. Ferguson also advised that this matter has been reviewed by the Attorney General's office and it appears that Mr. Eichelberger is the equitable owner of the area which was filled and for which quitclaim deed was sought in order to clear question of title created by change in location of the meander line.

Recommendation was made that the filled area be quitclaimed to the riparian upland owner on receipt of upland ownership proof and survey, payment for the deed to be the handling charge of \$10.00.

Motion was made, seconded and adopted, that the recommendation of the director be approved as the action of the board.

MARION COUNTY: Request was presented from W. B. Dehn for permit to remove one hundred (100) cubic yards of fill material from the bottom of Lake Weir abutting his lakefront upland, said material to be used as improvement to the upland.

Motion was made, seconded and adopted, that the Trustees authorize permit in favor of Mr. Dehn for removal of the fill requested, upon payment of the minimum of \$25.00.

DUVAL-NASSAU-ST. JOHNS COUNTIES: Freeman, Inc., holder of Mineral Lease No. 925, covering submerged land in said counties, requests approval of assignment of its lease to Inter-Continental Engineering and Export Company, Inc., of Jacksonville, Florida.

Motion was made, seconded and adopted, that the Trustees adopt the recommendation of the Director and approve assignment as requested.

FRANKLIN COUNTY: Florida Gravel Company, holder of Sand and Gravel Lease No. 296, which expired January 1, 1958, covering all that portion of the Apalachicola and Chattahoochee Rivers in the State of Florida from Apalachicola in Franklin County to the line between the states of Alabama and Florida, applied for a five-year extension of said lease under the same terms and conditions as currently in effect. Payments have been on the basis of ten cents (10¢) per cubic yard for all sand and gravel removed, but not less than a monthly payment of twenty-five dollars (\$25.00).

The Director stated that this file contained a memorandum that upon request for renewal the lease should provide that charges to State Institutions for gravel covered under the lease be no

more than the minimum amount charged to any other person or concern. It was recommended that a four (4) year lease be authorized on the basis of fifteen cents (15¢) per cubic yard.

Motion was made, seconded and adopted, that the recommendation of the Director be approved with the provisions outlined, with payment at the rate of fifteen cents per cubic yard.

GLADES COUNTY: C. Q. Bussell offered one dollar (\$1.00) per acre per annum for a five-year grazing lease on Government Lot 4, Section 34, Township 40 South, Range 32 East, containing 50.87 acres, more or less.

Motion was made, seconded and adopted, that the application be granted and a five-year grazing lease be issued upon payment of \$1.00 per acre per annum.

GLADES COUNTY: C. Q. Bussell requests cancellation of Grazing Lease No. 1090, covering 40 acres of reclaimed lake bottom land in Lake Okeechobee in Section 18, Township 40 South, Range 33 East, with expiration date of January 1, 1962. Mr. Bussell advises that the land is under two or three feet of water a greater part of the time.

Motion was made, seconded and adopted, that the Trustees authorize cancellation of Lease No. 1090 as recommended.

Pursuant to September 10, 1957 instructions of the Trustees, the Director submitted a report regarding expansion of the staff to meet beach preservation needs imposed by Chapter 57-791, Acts of 1957, which designated the Trustees as the erosion agency for the state. The report cited previous activities of the Trustees in this capacity, and concluded:

"Expansion of the staff of the Trustees' Office does not appear expedient nor necessary to implement the Beach Preservation Program during the current fiscal year. The immediate concern is the gathering of data and the analysis of critical areas and formulation, by the Coastal Engineering Laboratory, of practical recommendations for prevention, control or correction of erosion in the critical situations, and assurances that the recommended procedures will be effective at the location application is made, without adverse effects on other areas of public or private welfare. Suggestions have been received urging addition to the Trustees' staff of a specialist in the field of erosion. Expansion appears undesirable until necessary to implement the practical recommendations of the Laboratory which is staffed with recognized experts and whose operations are well coordinated with the engineering activities of the Office of the Trustees. Reports of the work are furnished and conferences held at frequent intervals.

"Except for an emergency situation or a planned pilot project or demonstration, it is impracticable to launch cost-sharing projects or undertake extensive regulation of beach protection work at this time."

Several of the most acute beach erosion problems of the state were listed, and special mention was made of erosion conditions at Fort Clinch State Park in Nassau County. In regard to the latter, the Coastal Engineering Laboratory has made a preliminary inspection and recommends that a more detailed study be made to become the basis of remedial work necessary to save the historic fort from being undermined by tidal and wave action. The cost of such survey is estimated at \$3,200.00. The Director recommended that \$5,000.00 be granted to the Coastal Engineering Laboratory for continuance of its program, with \$3,200.00 designated for the Fort Clinch Survey.

Florida Board of Parks and Historic Memorials, by resolution adopted January 11, 1958, requested that the Trustees of the Internal Improvement Fund, as the Beach Erosion agency created by the 1957 Legislature, assist in the Fort Clinch beach erosion survey by providing \$3,200.00 from the funds authorized by Chapter 57-791 for such purposes.

Mr. Emmet L. Hill, Director of the Park Service, reported that similar problems of beach erosion are being experienced at several other state parks.

In a discussion of the request, the Governor suggested that with several areas needing protective and restoration work it would appear desirable to allocate the entire sum of \$5,000.00 directly to the Park Board to be used for surveys or other beach erosion work on state parks where the need is acute.

Motion was made, seconded and adopted, that the Trustees make available \$5,000.00 to the Florida Board of Parks and Historic Memorials for the beach erosion work in accordance with the Governor's suggestion.

PALM BEACH COUNTY: At the meeting April 23, 1957, the Trustees approved request of Central and Southern Florida Flood Control District, on behalf of the Corps of Engineers, U. S. Army, for a Temporary Spoil Area Easement over three small areas in the open waters of Lake Okeechobee in unsurveyed parts of Sections 15 and 22, Township 40 South, Range 37 East, Palm Beach County, for maintenance purposes in dredging St. Lucie Canal. These easements were to expire September 30, 1957.

The District now requests that two of the areas nearest the shore line be included in a Temporary Spoil Area Easement to the United States to expire December 31, 1958, and that the third area, lying some 2000 feet from the shore line, be included in a perpetual spoil easement to Central and Southern Florida Flood Control District for the use and benefit of the United States. Recommendation was that the requests be granted.

Motion was made, seconded and adopted, that the Trustees authorize the easements as requested by Central and Southern Florida Flood Control District.

PALM BEACH COUNTY: Florida Inland Navigation District, on behalf of the United States of America, requests a perpetual easement for additional right of way purposes in the open waters of Loxahatchee River in Section 31, Township 40 South, Range 43 East, comprising 4.5 acres, for further improvement of the Intracoastal Waterway from Jacksonville to Miami.

Motion was made, seconded and adopted, that the Trustees authorize perpetual easement in favor of the United States covering the area requested.

TIDELANDS CASE - U. S. COURT: Motion was made, seconded and adopted, that the Trustees authorize payment of necessary travel and per diem to Mrs. Grace R. Maxwell, for research in the Tidelands case, including work in Washington, such services being performed under direction of the Attorney General.

HILLSBOROUGH COUNTY: On December 23, 1957, the Trustees considered request of Fowler, White, Gillen, Yancey and Humkey, on behalf of Donald D. Steele, for quitclaim deed to an unimproved parcel of land 73 feet, 11 inches east and west by 589 feet 2 inches north and south, in the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 10, Township 29 South, Range 18 East. Attorneys have furnished only their opinion that Mr. Steele holds title from the City of Tampa based on foreclosure of city taxes.

The Trustees fixed a price of \$1,000.00 for the quitclaim deed or offered to pay that amount to purchase from Mr. Steele. Applicants now show expenditure of \$1123.32 representing taxes, survey, abstract and improvements to the land and ask credit be allowed for that amount.

The parcel was conveyed out of the state in 1881 with reservation for oil and minerals.

Upon consideration of the request, motion was made, seconded and adopted, that the Trustees make a charge of \$100.00 for a quitclaim of the state's interest, without oil and mineral reservations.

ST. JOHNS COUNTY: Request was presented from the Florida Game and Fresh Water Fish Commission for permission from the Trustees to remove approximately 250,000 cubic yards of material from the bed of Guano River, St. Johns County for use in the construction of a dam across said river, which was discussed with the Trustees November 26, 1957.

Motion was made, seconded and adopted, that the Trustees grant permission for the Game and Fresh Water Fish Commission to remove not in excess of 250,000 cubic yards of material.

Motion was made, seconded and adopted, to authorize the purchase of a desk and chair for the Trustees' office at an approximate cost of \$250.00, and purchase of file cabinet for the Land Office for an approximate cost of \$150.00.

CAPITOL CENTER - ACQUISITION OF CAROLINE BREVARD SCHOOL

Mr. E. O. Rolland, Expeditor of State Office Building Projects, appeared before the Board of Commissioners of State Institutions and stated that the Leon County Board of Public Instruction and the State Road Department independently had the Caroline Brevard School and the one block building site appraised; that an evaluation of \$490,000.00 was determined by negotiation to be a fair value; that he and the State Road Department think it a feasible purchase for Capitol Center, and he recommended that the property be acquired from Leon County Board of Public Instruction on the following basis:

1. The Trustees of the Internal Improvement Fund purchase the Caroline Brevard School property directly from the Leon County Board of Public Instruction for the sum of \$490,000.
2. The State Road Department will purchase government securities with their secondary road funds from the Trustees in the amount of \$490,000. The purchase is to be made at par value for the securities.
3. The State Road Department enter into a lease purchase agreement with the Trustees to purchase the school property. The Road Department will repay the Trustees \$490,000 plus interest over a period of eight years starting January 1, 1960.
4. As the Road Department makes their annual payments to the Trustees, the Trustees will re-purchase the government securities purchased by the Road Department as provided in No. 2 above upon the request of the State Road Department.
5. That area of the building not required by the Road Department will be assigned to state agencies now outside the Capitol Center. These agencies will then pay rent to the State Road Department at a rate mutually agreeable to the Trustees of the Internal Improvement Fund, the state agencies involved, and the State Road Department. It is anticipated that the Road Department will require the entire building in about 12 years.

Motion was made by the Comptroller, seconded by the Commissioner of Agriculture, and without objection the Trustees of the Internal Improvement Fund approved the plan presented by Mr. Rolland for acquisition of Caroline Brevard School for Capitol Center, and directed the Construction Division to proceed to consummate the transaction, subject to the approval of the Attorney General as to details.

Further details concerning the transaction have been developed in conference between the office of the Attorney General and resident attorney for the State Road Department. Said details will be included in formal instruments and submitted to the Trustees for final approval.

Financial Statements for the month of December are as follows:

UNDER CHAPTER 610

Balance as of December 1, 1957		\$763,645.53
Receipts for the Month:		
Land Sales	31,043.34	
Quitclaim Deeds	315.00	
Fill Material	25.00	
Advertising	14.95	
Shell & Sand Leases	3,808.25	
Revenue Bonds	20,474.50	
Trustees Minutes	2.50	
Campsite Lease	150.00	
Grazing Lease	3,414.00	
Mineral Lease	150.00	
Oil Lease	21,141.37	
Rental Property	1,386.11	
Repayment of Loan	10,000.00	
Miscellaneous	79.90	
Total Receipts for the Month of December, 1957		92,004.92
GRAND TOTAL		855,650.45
Less Disbursements for December, 1957		174,873.21
BALANCE AS OF DECEMBER 31, 1957		\$680,777.24

DISBURSEMENTS FOR DECEMBER:

Date	Warrant No.	Payee	Amount
12/2/57	172953	Bd County Commrs Marion County	\$ 6,000.00
	172954	Bd County Commrs Marion County	1,870.28
12/5/57	174100	Transfer to General Revenue	14,361.27
12/5/57	179113	Southeastern Telephone Co.	21.80
	179114	The Key West Citizen	15.20
	179115	The Florida Times Union	49.00
	179116	D. T. Farabee, CCC	4.00
	179117	E. W. Bowles, CCC	3.00
	179118	Avery W. Gilkerson, CCC	2.00
	179119	J. A. Causey	50.00
	179120	Capital Paper Company	18.90
	179121	Theis Duplicating Products, Inc.	4.50
	179122	General Office Equipment Co.	14.27
	179123	M. G. Garris	285.00
	179124	The Florida Times Union	86.63
	179125	Bd of Pub. Inst. Pinellas County	50,000.00
12/10/57	186721	N. C. Landrum	30.25
	186722	R. J. Kelly	31.65
	186723	W. H. Morse	68.00
	186724	B. Lamar Folsom Company	5,163.38
	186725	Prentice Huddleston	1,104.22
12/12/57	192104	M. Denton	257.80
	192105	F. M. Burns	23.75
	192106	V. H. Ferguson	5.50
12/13/57	193888	JEL to State School Fund	11,783.45
	193889	JEL to State Board Conservation	7,238.22
	193091	Ray E. Green, Comptroller	409.39
	193092	E. O. Rolland	29.65
	193093	T. M. Shackelford, Jr.	40.90
	193094	Neal J. & Dorothy C. Hardy	188.00
12/16/57	194875	C. P. Mason	31.50
	194876	Western Union Telegraph Co.	25.60

194877	Nathan Mayo, Commr. of Agricul.	26.20		
194878	Jon S. Beazley	1,345.90		
194879	Buckley-Newman Printing Co.	84.35		
194880	Rose Printing Co. Inc.	160.00		
194881	Standard Oil Company	37.03		
194882	Jess Mathas, CCC	3.50		
194883	Geo. G. Crawford, CCC	7.30		
194884	H. B. Harrell & Son	59.96		
194885	G. F. Andrews	75.00		
194886	Capital Paper Co.	6.60		
194887	General Office Equipment Co.	15.55		
12/17/57	198327	Walter Butler Co.	24,300.00	
12/18/57	199515	R. M. McLane	15.50	
*2/20/57	202486	J. R. McClure	243.04	
	203408	W. T. Wallis	156.90	
	203409	W. T. Wallis	1.75	
	203410	JEL for maintenance	20.00	
	203411	City of Tallahassee	62.72	
12/27/57	205865	Anna Lydia Thrig	35,000.00	
12/31/57	207662	Dove Sheet Metal Works	3,588.00	
	209359	Wm. McCheaney	30.25	
	209360	Frances Thigpen	21.00	
	209361	Southern Telephone Co.	322.70	
	209362	Tallahassee Democrat	19.50	
	211826	G. R. Maxwell	December	162.57
	211827	J. H. Davis	Salary Amt.	173.75
	188230	E. O. Rolland	666.66	520.01
	188231	M. M. Livingston	300.00	228.00
	188232	M. Denton	566.66	447.01
	188233	H. G. Morton	625.00	478.05
	188234	Blue Cross of Fla., Inc.		18.75
	188235	State Retirement		129.50
	188236	Federal Tax		337.00
	188237	F. C. Elliot	350.00	303.35
	188238	W. T. Wallis	1000.00	772.15
	188239	A. R. Williams	627.83	495.51
	188240	A. C. Bridges	540.75	409.08
	188241	V. H. Ferguson	1041.66	791.66
	188242	C. L. Vocelle	250.00	143.20
	188243	N. C. Landrum	472.50	366.50
	188244	W. H. Morse	425.00	342.10
	188245	L. D. Plumb	250.00	235.00
	188246	M. O. Barco	550.33	425.26
	188247	J. L. Dedge	483.00	372.77
	188248	M. C. Pichard	355.66	303.71
	188249	B. G. Shelfer	355.66	281.96
	188250	L. M. Shelfer	250.00	199.60
	188251	Willie Wells, Jr.	150.00	133.15
	188252	C. A. Gray	15.00	15.00
	188353	Blue Cross of Florida, Inc.		44.90
	188254	Wilson Life Insurance Co.		22.38
	188255	State Retirement		404.81
	188256	Federal Tax		1,055.30
	207208	G. R. Maxwell	290.32	267.72
	207209	Federal Tax		22.60
	207210	G. R. Maxwell		150.00
TOTAL DISBURSEMENTS FOR DECEMBER, 1957				174,873.21

U. S. G. S. COOPERATIVE FUND

Balance as of December 1, 1957	300.00
Receipts	300.00
Disbursements	-0-
Balance as of December 31, 1957	600.00

UNDER CHAPTER 18296

Receipts to General Revenue:

Dec. 31, 1957	19,220.20
Total Receipts for the Month	19,220.20

Disbursements from General Revenue:

Date	Warrant No.	Payee.	December	Amount
12/31/57	183684	E. Hewitt	Salary	460.25
	183685	J. C. Conner	262.50	192.10
	183686	Provident Life & Accident Ins.		7.75
	183687	Blue Cross of Florida, Inc.		7.85
	183688	State Retirement		48.75
	183689	Federal Tax		95.80
Total Disbursements for the Month				812.50

SUBJECTS UNDER CHAPTER 18296

Recommendation was made that Report No. 684 be approved listing four (4) bids for sale of land under Chapter 18296, and the following deeds that have been approved by the Attorney General's office:

Broward County Deed No. 2052-EDDJ-Cor.-Suppl. to Leo J. Rosen and wife for the purpose of more fully describing a portion of the land in original deed;

Broward County Deed No. 3181-Cor.-Suppl., to Leo J. Rosen, to more fully describe a portion of the land conveyed by original deed.

Motion was made, seconded and adopted, that Report No. 684 be approved with authority for issuance of deeds corresponding thereto.

HILLSBOROUGH COUNTY - The State Road Department offers \$10.00 for conveyance of a strip of land 19.91 feet on the west side and 19.88 feet on the east side, off the south end of Lot 8, Block 1, Hanan Estates, a subdivision in the $W\frac{1}{2}$ of $NW\frac{1}{4}$ of Section 21, Township 29 South, Range 18 East.

Motion was made, seconded and adopted, that the offer be accepted and conveyance of the parcel authorized in favor of the State Road Department.

NASSAU COUNTY - The following recommendations were made as to bids received at sale of October 14, 1957, Report No. 145:

Reject the highest bid of \$20.00 by E. M. McKendree for Lots 7 and 9, Block 37, Old Town of Fernandina, and fix a base bid of \$25.00 per lot.

Reject all bids by Rayonier, Inc., at said sale and fix a starting bid of \$25.00 per acre for the lots comprising acreage.

Motion was made, seconded and adopted, that the recommendation of the Director be followed and the base bid of \$25.00 per lot be fixed as the starting bid.

Motion was made, seconded and adopted, that the Trustees authorize disclaiming interest in certain Murphy Act certificates covering land in Alachua, Citrus, Columbia and Pinellas County, the Attorney General's Office having approved such disposition on the ground that said certificates vested no title in the state to the land covered.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
DIRECTOR - SECRETARY

January 21, 1958

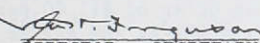
The Trustees of the Internal Improvement Fund met on this date in the Board Room, offices of the Governor, at the Capitol.

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

The Trustees of the Internal Improvement Fund took affirmative action to review the decision, which was made January 14, 1958, in the matter of adjustment of Mr. Carl Norberg's request, with hearing to be held at the regular meeting January 28, 1958; Mr. Norberg to be invited to be present if he so desires.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
DIRECTOR - SECRETARY

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

Present: Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director-Secretary
W. Turner Wallis, Engineer

Minutes of the Trustees dated December 10 and 23, 1957, were presented and upon motion duly adopted, were approved.

LAND ADVERTISED FOR COMPETITIVE BIDS

LAKE COUNTY: On December 10, 1957, the Trustees considered offer of the appraised price of \$20.00 per acre from Donald G. Gunkowski of Milford, Connecticut, for purchase of Lot 6, West of Shell Creek, in Section 26, Township 17 South, Range 29 East. The offer was in excess of the appraised value. The land was advertised for competitive bids in Tavares Citizen and proof of publication was filed in the Land Office.

Description of the land was called out and the following higher bids had been received for the land:

Abner Esterman, Miami, Florida	\$22.00 per acre
George R. Riley, Greenwood Lake, N. Y. . . .	25.00 " "
Mrs. Edith Gifford, Dania, Florida	33.00 " "

Competitive bidding resulted in a high bid of \$37.00 per acre being made by Nick Sagonias for the part of Lot 6 west of Shell Creek, the acreage to be determined by survey to be made by Mr. Sagonias.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$37.00 per acre from Nick Sagonias for the land west of the Creek, purchaser to furnish the Trustees with survey of the land.

UNION COUNTY: On December 10, 1957, the Trustees considered offer of the appraised price of \$10.00 per acre from John Taaffe of Tampa, Florida, for purchase of the E $\frac{1}{2}$ of Section 28, Township 4 South, Range 20 East, containing 320 acres, more or less. The land was advertised for competitive bids in the Union County News and proof of publication was filed in the Land Office.

Description of the land was called out and the Director reported that he had subsequently received an offer of \$11.00 per acre from Robert Wasdon of Lake O'Lakes, Florida, and \$15.00 per acre from Hugh H. Sutton of St. Petersburg, and \$15.00 per acre from Cecil E. Platt of Melbourne.

Competitive bidding resulted in a high bid of \$34.00 per acre being made by Owens-Illinois Glass Company.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$34.00 per acre and confirm sale in favor of Owens-Illinois Glass Company.

LAND ADVERTISED FOR OBJECTIONS ONLY

MONROE COUNTY: File 43-44-253.12 - The Trustees on Dec. 10, 1957 considered offer of the appraised price of \$300.00 per acre from

Hugh Brown and wife, abutting upland owners, represented by G. A. Crawshaw, for purchase of a tract of submerged land in the Straits of Florida in Section 23, Township 63 South, Range 37 East, Windley Key, described as starting from the Northwest corner of Lot 8, as shown on "George L. McDonald's Plat of Government Lots 1 and 2, in said Section 23, lying South of the right of way of the Florida East Coast Railway" and thence by metes and bounds description to the point of beginning, containing 0.4 of an acre, more or less. The land was advertised for objections only in the Key West Coral Tribune and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$300.00 per acre and confirm sale in favor of Hugh Brown and wife.

MONROE COUNTY: File 53-44-253.12 - On December 10, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from Herbert J. Shaw, abutting upland owner, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in Largo Sound in Section 14, Township 61 South, Range 39 East, Key Largo, lying southerly of and abutting Lots 37, 38 and 43, in said Section 14, containing 3.4 acres, more or less. The land was advertised for objections only in the Key West Coral Tribune and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Herbert J. Shaw upon payment of the amount offered - \$200.00 per acre.

MONROE COUNTY: File 54-44-253.12 - On December 10, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from Harry H. Goodwin, abutting upland owner represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Bay of Florida in Section 15, Township 65 South, Range 34 East, Conch Key, lying westerly of and abutting Lots 8 and 9 of Conch Key, containing 0.36 of an acre, more or less. The land was advertised for objections only in the Key West Coral Tribune and affidavit of publication was file with the Trustees.

Description of the land was called out and Mr. Ferguson reported that objections were filed by Ralph E. Cunningham, on behalf of Pearl V. Jacobs, George A. Mitchell, J. G. Jones, C. Russell Morgan, H. Brooker, Jr., R. F. Brewer, John R. Pate, Charles E. Spieth, Dale Doolittle and Charles W. Weber, on the ground that the land in question is not bay bottom but forms part of an existing channel which, if filled as proposed, will narrow said channel to the extent of interfering with navigation; that if the land proposed for sale should be filled, a dead water area will result in front of objectors property where debris will accumulate and not be carried away by the ebb and flow of the tide; and the proposed fill will obstruct the view. Mr. Cunningham asked that action be deferred until investigation on the ground can be had, and stated that there would be no objection to applicant purchasing a twenty-five foot strip but the additional sixty feet proposed to be filled would go practically across the entire channel now being used by boats and for docking.

Mr. Ferguson recommended that the applicant to purchase be requested to modify his request and that the matter be brought back to the Trustees, if in the meantime the objections have not been worked out.

Motion was made, seconded and adopted, that the sale and objections thereto be held in abeyance, with action to be taken February 25th, if possible.

MONROE COUNTY: File 55-44-253.12 - The Trustees on December 10, 1957 considered offer of the appraised price of \$125.00 per acre from Edward R. McCarthy and wife, abutting upland owner, for purchase of two parcels of submerged land in the Bay of Florida in Section 22, Township 67 South, Range 26 East, Big Coppitt Key, Parcel No. 1 lying northerly of and abutting Tract "B" and Emerald Canal between Tracts "B" and "C" of Similar Sound, Section "A", and Parcel No. 2 lying northerly of and abutting the East 155 feet of Tract "C" of said Similar Sound, Section "A" Subdivision, and the East 345 feet of the West 1,073 feet of Government Lot 2 of said Section 22, containing a total of 4.94 acres, more or less. The land was advertised in the Key West Coral Tribune and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale of the land in favor of Edward McCarthy and wife at the price offered - \$125.00 per acre.

MONROE COUNTY: File 56-44-253.12 - On December 10, 1957, the Trustees considered offer of the appraised price of \$125.00 per acre from Joseph Ule and wife, abutting upland owner, represented by E. R. McCarthy, for purchase of a parcel of submerged land in the Bay of Florida in Section 22, Township 67 South, Range 26 East, Big Coppitt Key, lying northerly of and abutting the West 130 feet of Tract "C" of Similar Sound, Section "A", containing 0.72 of an acre, more or less. The land was advertised for objections only in the Key West Coral Tribune and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Ule and wife at the price offered - \$125.00 per acre.

ORANGE COUNTY: File 47-48-253.36 - On November 26, 1957, the Trustees considered offer of the appraised price of \$300.00 per acre from Coluso Corporation, Mary H. Dale and husband, Neil E. Dale, and Edward H. Vick and wife, Jeanette C. Vick, represented by Edwards and McCormick, for purchase of two parcels of reclaimed lake bottom land in Lake Apopka in Section 11, Township 22 South, Range 27 East. Parcel No. 1 begins 86.8 feet South and 1044.78 feet West of the East quarter-corner of said Section 11, and contains 2.75 acres, more or less. Parcel No. 2 begins at a point on the Government Traverse Line 495.22 feet South and 1139.12 feet West of the northeast corner of the SE $\frac{1}{4}$ of said Section 11, containing 1.16 acres, more or less. The land was advertised for objections only and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale. Mr. Wallis reported that the lake was permanently reclaimed to the 66-foot contour.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of applicants at the price offered - \$300.00 per acre.

POLK COUNTY: File 51-53-253.36 - On December 10, 1957, the Trustees considered offer of the appraised price of \$100.00 per acre from L. G. Bruce, represented by Monte J. Tillis, Jr., for purchase of a parcel of reclaimed land in the bottom of the Kissimmee River in Section 12, Township 29 South, Range 29 East, described as commencing from the southwest corner of the NW $\frac{1}{4}$ of said Section 12, and thence by metes and bounds description to the point of beginning, containing 4.83 acres, more or less. The land was advertised for objections only in the Bartow Democrat, and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale, however, a letter from Central and Southern Florida Flood Control District requested that the Trustees exclude from the sale that portion of the land located within the right of way for Canal C-37, comprising 0.23 of an acre in the NW $\frac{1}{4}$ of said Section 12.

Motion was made, seconded and adopted, that the Trustees confirm sale of the land in favor of L. G. Bruce at the price offered - \$100.00 per acre - excluding from sale, however, that parcel of land requested by the Central and Southern Florida Flood Control District.

SARASOTA COUNTY: File 52-58-253.12 - On December 10, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from Kenneth D. Strayer, represented by J. Douglas Arnest, for purchase of a parcel of submerged land in Little Sarasota Bay in Section 20, Township 37 South, Range 18 East, described as beginning at the Northwest corner of said Section 20, and thence by metes and bounds description to the point of beginning, containing 0.50 of an acre, more or less. The land was advertised for objections only and proof of publication was filed with the Trustees.

The Director called out description of the land and reported that the bulkhead line had been established by the county in that area. No objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Strayer at the price offered - \$200.00 per acre.

APPLICATIONS UNDER CHAPTER 57-362
ACTS OF 1957

The following applications were submitted on behalf of the respective abutting upland owners:

1. PALM BEACH COUNTY: Brockway, Weber and Brockway, on behalf of Palm Cove Marina Corporation, applied for disclaimer under the provisions of Section 9, Chapter 57-362, Acts of 1957, for a parcel of formerly submerged land in Section 10, Township 43 South, Range 43 East, containing 0.47 of an acre, more or less, said parcel having been filled prior to June 11, 1957. Recommended for disclaimer upon payment of the handling charge of \$10.00.
2. PINELLAS COUNTY: Leo M. Butler, on behalf of A. C. Olsen, applied for a quitclaim deed under provisions of Section 1 of said Chapter 57-362 to a parcel of formerly submerged land in Clearwater Harbor abutting his upland in Section 32, Township 29 South, Range 15 East, which was bulkheaded and filled prior to June 11, 1957. The parcel contains 0.09 of an acre. Recommended for quitclaim deed upon payment of the minimum charge of \$100.00.
3. SARASOTA COUNTY: Sydney S. Breese applied for quitclaim deed under provisions of Section 1 of said Chapter 57-362 to a parcel of land in Hanson Bayou containing 0.09 of an acre, abutting his upland in Section 1, Township 37 South, Range 17 East, which was filled and seawalled prior to June 11, 1957. Recommended for quitclaim deed upon payment of the minimum of \$100.00.
4. VOLUSIA COUNTY: J. E. Clinton applied for:
 - (a) A disclaimer under provisions of Section 9 of Chapter 57-362 to a parcel of land abutting his upland in Section 49, Township 18 South, Range 34 East, containing 8.0 acres, said parcel having been filled prior to 1951. Recommended for disclaimer upon payment of \$10.00 handling charge;
 - (b) A quitclaim deed under provisions of Section 1 of Chapter 57-362 to a parcel of land abutting his upland in Section 49, Township 18 South, Range 34 East, containing 5.60 acres, said parcel having been filled prior to June 11, 1957. Recommended for quitclaim deed upon payment of

the appraised price before filling of \$100.00 per acre. Motion was made, seconded and adopted that the Trustees approve recommendations of the Director in each case and authorize issuance of the respective instruments upon payment of the amount indicated for each.

MISCELLANEOUS ITEMS

DADE COUNTY: Lehigh Portland Cement Company, represented by George F. Gilleland, requests disclaimer of the corall rock and limestone in, on and under the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32, Township 53 South, Range 39 East, owned by said company. The request has been reviewed by the Attorney General's office and recommendation was made that disclaimer be granted, similar authority having been given previously based on an opinion from former attorney General J. Tom Watson.

Motion was made, seconded and adopted, that the Trustees authorize disclaimer in favor of Lehigh Portland Cement Company upon payment of the handling charge of \$10.00.

DADE COUNTY: Central and Southern Florida Flood Control District requested that the Trustees of the Internal Improvement Fund make available for right of way purposes for the extension of the North Line Canal in Dade County the South 100 feet of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 28, Township 53 South, Range 40 East. The Trustees of the Internal Improvement Fund have title to this parcel and it is recommended that the right of way easement be granted.

Motion was made, seconded and adopted, that the Trustees authorize right of way easement as requested by the Flood Control District across the land described.

DADE COUNTY: On December 10, 1957, the Trustees accepted the high bid of \$395.00 per month from Max Singer for a ten-year lease on a parcel of land in the SW $\frac{1}{4}$ of Section 28, Township 53 South, Range 41 East, containing 1.39 acres, more or less.

Mr. Singer reported that he had made an examination of the premises and found that large mounds of concrete have been left on the premises which will cost a considerable sum of money to have removed. He asked that the Trustees consider extending his lease fifteen (15) years, in view of the cost of clearing and also for the reason that he contemplates building warehouses for rent, with ownership of the buildings to revert to the Trustees at the end of the twenty-five year period. He also agreed to increase the rent \$50.00 per month for each succeeding five year period after the first ten years.

The question was raised as to whether there might be an element of unfairness to other bidders at the December 10, 1957 sale, should the Trustees extend the lease in favor of Mr. Singer. Also, removal of the large mounds of concrete was discussed and upon review of the conditions of Lease No. 583 in favor of Eagle Docks & Warehouses, which does not expire till April 15, 1958, Mr. Ferguson was requested to call to the attention of lessee and sub-lessee the requirements in the lease for clearing the premises at expiration of the lease period.

Motion was made, seconded and adopted, that the Director be requested to investigate the new proposal from Mr. Singer for extension of the lease to ascertain if there might be an element of bad faith in so far as other bidders are concerned, with written report and recommendations to be submitted when the Governor will be present.

DUVAL COUNTY: Jacksonville Area Chamber of Commerce submitted application for an easement in favor of the United States of America covering Spoil Area Parcel No. 58-1 over land in Township 1 South, Ranges 27 and 28 East, northerly of Dames Point-Fulton Cut-Off section of Jacksonville Harbor.

Motion was made, seconded and adopted, that the Trustees authorize temporary spoil easement in favor of the United States across the land described.

LAKE COUNTY: Av-Lon Groves, Inc., represented by Jerome J. Bornstein, applied for a disclaimer of the $3\frac{1}{2}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29, Township 22 South, Range 25 East, to clear a question of title. It was explained that the subject land was approved to the State of Florida by the United States for the use and benefit of Florida Central & Peninsular Railroad in 1858. No patent was ever issued to the state and no conveyance from the state was made. Av-Lon Groves represent themselves as being the present owners of the land. It was recommended that the disclaimer be authorized for the handling charge of \$10.00.

Motion was made, seconded and adopted, that the Trustees authorize disclaimer in favor of Av-Lon Groves, Inc., to the land described upon payment of the handling charge of \$10.00.

MARTIN COUNTY: Request was presented from Tuscaby Properties, Inc., and Falmouth, Ltd., that the Trustees approve fill permit granted to said companies by the Board of County Commissioners of Martin County August 13, 1957, to construct bulkheads and to dredge in Indian River at the easterly shore of applicants' property near the southerly end of Hutchinson's Island, westerly of part of Government Lot 2 and all of Government Lots 4 and 5, Section 8, Township 38 South, Range 42 East, within the bulk-head lines established under Section 2, Chapter 57-362 Laws of Florida, 1957, by Martin County August 13, 1957.

Upon recommendation from the Director, and subject to review and approval of the Attorney General's office, the Trustees agreed to give formal approval of the fill permit granted by the Board of County Commissioners of Martin County August 13, 1957, involving the area described.

MONROE COUNTY: Harry Gilbert, operator of Gilbert's Fishing Camp and Marina, just North of Jewfish Creek Bridge, requests lease or permit to erect three 10 X 4 foot signs outside of State Road right of way on state-owned property. One is to be located 200 yards North, one 500 yards north, and the third one or two miles north of applicant's property. Mr. Gilbert explained that the approach to his camp is overlooked since signs which he had been renting had been removed as they were within the State Road Department's 200-foot right of way; that shortly before removal of the signs he had added a restaurant and small motel and the lack of signs has caused his business to suffer drastically.

The Director recommended that a lease or permit be authorized for three signs, on an annual rental basis of \$50.00, subject to cancellation in whole or in part on ninety (90) days notice, the lessee or permittee to maintain the premises in good repair at all times so there will be no objectionable appearance, and also subject to compliance with the State Outdoor Advertising Law and all local regulations.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the Director and authorize issuance of permit in favor of Mr. Gilbert under the conditions outlined and upon payment of the annual fee of \$50.00.

OKEECHOBEE COUNTY: On January 14, 1958, W. L. Hendry offered the appraised price of \$50.00 per lot for Lots 3 and 4, Block 78 Okeechobee City Subdivision. At that time consideration was given to the advisability of withholding lots in this area from sale and also for the reason that no information was given as to the proposed use of the lots. Information has since been obtained from Mr. Hendry, on behalf of his client, George W. Spann, that the lots adjoin his home property and will not be used for speculative purposes.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the Director and authorize the lots advertised for competitive bids starting at the appraised price of \$50.00 per lot.

OKEECHOBEE COUNTY: The Director recommended cancellation of Grazing Lease 989 held by Clarence Arnold, dated May 9, 1955 for a term of five (5) years, with rental at the rate of \$1.00 per acre. The lease involved 53.64 acres in Section 5, Township 38 South, Range 35 East. After several notices requesting payment on the lease, a letter was received from Mr. Arnold stating that the land had been under water ever since the lease was granted.

Motion was made, seconded and adopted, that Lease No. 989 be cancelled for non-performance.

PINELLAS COUNTY: The Director reported that application from E. F. Andrews was advertised by Pinellas County Water and Navigation Control Authority with joint notice for objections to be made to Trustees of the Internal Improvement Fund on this date. It was recommended that the Trustees receive objections, if any, but defer action until the staff has opportunity to analyze the application and make further recommendations.

Mr. Wallis reported that he had recently made a trip to Pinellas County for the purpose of investigating several applications, among which were the Andrews and Globe Development Corporation applications. Since no recommendation has been received from the Pinellas County Board and the fact that the two applications are in the same area, with much to be said about one being applicable to the other, one report could cover both. Mr. Wallis explained the status of each application as to action taken by the local authority.

Mr. Wallis was requested to submit his report on both applications for consideration at a later date.

PALM BEACH COUNTY: Discussion was had as to further consideration of Point Manalapan Development Company's application and objections thereto filed by Ralph J. Blank, Jr., on behalf of his clients to construction of the East Bridge.

Attorney General Ervin urged that the Trustees' staff make available for the hearing on this subject all information as the matter will hinge around whether the Trustees will enter the litigation now pending in the County against the construction of the bridge and what has occurred will be a point at issue; that it will be necessary for the Trustees to review all facts and understand the case; that by the next meeting his office would be in better position to report on the subject.

The Director advised that the file is ready to be turned over to the Attorney General with all information and correspondence.

The Trustees' staff was also requested to make available to the Attorney General the file in the Carl Norberg case involving purchase of land on Sanibel Island, Lee County.

Several other areas were mentioned which have been the subject of study by the Trustees' staff, among which were

Sarasota County, with a water control act similar to Pinellas County, is interested in exploring the methods used by the Pinellas County Authority;

Lake Maitland litigation involving Orange County land around that lake;

Lake Joanna in Lake County, in which Mr. Joe Eichelberger is interested.

In reference to Lake Maitland, Mr. Wallis advised that a memorandum circularized by the Land Use Commission was in no way intended as criticism of the Trustees, but was simply a report of thoughts that had been expressed by various agencies and individuals and was intended as a basis for recommendations to be made to the Trustees.

As to the Lake Joanna case, Mr. Wallis submitted photographs of the area taken at different times, which show a different picture to that heretofore brought out; that the Trustees have not had all the facts before them; that he and Mr. Ferguson have been in complete accord and they felt it was desirable that the fill by Mr. Eichelberger be stopped, which has been done.

It was agreed by the Trustees that the matter be left up to Mr. Ferguson and Mr. Wallis to work out.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 685 listing 19 regular bids for sale of land under Chapter 18296, and Dade County Deed No. 3931-Cor.- Suppl. to L. E. Potter and Fannie G. Potter, his wife, and authorize issuance of deeds corresponding thereto.

ALACHUA COUNTY: Recommendation was made that the Trustees reject the following bids listed on Report No. 161, sale of January 30, 1957, said offers being less than the base bid, and that a starting bid be fixed by this board:

David Rome - Bid of \$38.60 for Lots 2 and 3 and $W\frac{1}{2}$ of Lot 4, Block 2, and \$80.00 for Blocks 10 and 11, D. E. Whetstone Add. to High Springs.
W. E. Kiser - Bid of \$20.60 for Lots 3 and 4, Block 16, D. E. Whetstone Add. to High Springs.

Motion was made, seconded and adopted, that the Trustees decline the offers made by Messrs. Rome and Kiser for lots bid in at sale of January 30, 1957, - Report No. 161 - and fix a base bid of \$140.00 for Lots in Block 2; \$200.00 for lots in Blocks 10 and 11, and \$40.00 for lots in Block 16.

Motion was made, seconded and adopted, that the Trustees disclaim interest in Okaloosa County Certificate No. 139, sale of 1913, the Attorney General's Office having advised that said certificate vested no title in the State to the land covered thereby.

Upon motion duly adopted, the Trustees adjourned.

Richard W. Ewing
ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST: *W. E. Ferguson*
DIRECTOR - SECRETARY

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director-Secretary
W. Turner Wallis, Engineer

LAND APPLICATIONS

The following applications were presented for purchase of submerged lands abutting upland ownerships:

1. MONROE COUNTY: File 70-44-253.12 - W. Curry Harris, on behalf of Gordon-Wilder, Inc., offered the appraised price of \$200.00 per acre for purchase of a parcel of submerged land in Bogle Channel in Sections 23 and 24, Township 66 South, Range 29 East, Big Pine Key, containing 2.8 acres, more or less.
2. ORANGE COUNTY: File 69-48-253.36 - Neil Rollins and wife, represented by Julius G. Petruska, offered the minimum price of \$200.00 for a parcel of reclaimed lake bottom land in Lake Conway in Section 30, Township 23 South, Range 30 East, containing 0.06 of an acre.

Motion was made, seconded and adopted, that the Trustees authorize advertisement for objections only of the two parcels of land applied for based on the offers submitted.

MISCELLANEOUS REQUESTS

DADE COUNTY: Mr. Howard Bailey of the law firm of Brigham, Black, Wright, Dressler & Bailey of Miami, Florida, on behalf of the estate of Douglas D. Felix, requested release of the reserved oil and minerals and a corrective deed to submerged land conveyed by Deed No. 19066. Mr. Bailey explained that the owners have a contract for sale of the land and the title attorney has raised two points necessary to be cleared, one being correction of description and the other that the marketable title would be acceptable to the buyer only if the reservations were released. He asked that the Trustees execute the correction deed leaving out the metes and bounds description and describe the land by natural monuments running to the shore of Biscayne Bay. In discussing the request, it developed that it would be necessary to clarify the status of the land in question.

Motion was made, seconded and adopted, that the Trustees defer action on the request and refer the matter to the Attorney General for further study and report.

DIXIE COUNTY: The Board of County Commissioners of Dixie County presented request for an easement in favor of the United States covering an entrance channel and turning basin in Horseshoe Cove at the Village of Horseshoe. The channel is designed for a depth of six feet (6') with a width of seventy-five feet (75') from water that depth in the Gulf of Mexico to and including an irregular shaped basin of like depth at the Village of Horseshoe.

Motion was made, seconded and adopted, that the Trustees authorize issuance of easement in favor of the United States covering the area applied for.

The following applications were presented for permission to remove fill material:

1. DUVAL COUNTY: North Shore Corporation applied to remove 4500 cubic yards of material from the bottoms of Browns Creek in front of upland property owned by applicant in Section 13, Township 1 South, Range 27 East, said material to be used in raising elevation of upland property.
2. SARASOTA COUNTY: Smally, Wellford, Scott & Associates, on behalf of Rite Development Corporation, applied to remove 4000 cubic yards of material from the tidal bottoms of the Myakka River in front of applicant's upland in Section 2, Township 40 South, Range 20 East, said material to be used in improvement of applicant's upland.
3. HIGHLANDS COUNTY: Harry Lee, on behalf of Sebring Shores Development, Inc., applied to remove 2000 cubic yards of material from the bottoms of state-owned Lake Jackson in front of uplands owned by applicant in Lake Jackson Boulevard Subdivision of the City of Sebring, the material to be used in raising low areas in said uplands.

Motion was made, seconded and adopted, that the Trustees authorize issuance of permits in favor of the three applicants at the rate of five cents (5¢) per cubic yard or \$225.00 for North Shore Corporation, \$200.00 for Rite Development Corp., and \$100.00 for Sebring Shores Development, Inc.

LEE COUNTY: The Director submitted the following report on application from Carl A. Norberg and wife for adjustment of land purchase under Deed No. 21191 dated May 21, 1956:

Jan. 27, 1956 - Appraiser reports the land all low and wet with mangroves growing over entire tract and no land visible at high tide. Appraiser thought present day survey would show at least 140 acres. Cited a proposed bridge "is in the work" and fixed value \$150.00 per acre. Viewed the area from boat.

February 17, 1956 - Norberg reports to Land Agent that the area is covered at high tide and seeks lower price before deciding to make offer.

April 24, 1956 - Competitive sale. 101 acres bid in at \$306.00 per acre by Norberg.

October 4, 1956 - Norberg expressed wish to buy 50 to 100 acres of submerged land for a source of material to fill the 101 acres.

October 19, 1956 - Appraiser reports submerged land "is worthless except as an addition to the above listed Government Lots or as fill dirt to be dredged or pumped on to the Government Lots in question....As a rule such lands or bottoms have brought from \$25. to \$35 per acre adjacent to tracts that had previously sold at good value per acre. I believe a fair market value of the submerged area of approximately 50 to 60 acres fronting the Government Lots in question to be \$35.00 per acre." Appraiser mentioned also belief that "there was considerably more land there than the 101 acres by reason of continued tidewash on these lots." (Emphasis added)

Mar. 25, 1957 - Norberg submits survey by registered land surveyor disclosing apparent accretion of 78 acres to his Gov. Lots (101 acres) Offers \$100.00 per acre for "the newly discovered lands". Trustees' field agent made some investigation and reported the accretion survey was made with reference to mean low water instead of mean high water.

Sept. 4, 1957 - Director declined to accept the March 1957 survey as basis for claim of accretion.

Sept. 25, 1957 - Director advised Norberg he would recommend shortage in actual area of the U. S. Lots (101 acres) be adjusted in terms of purchase price paid and same credited on purchase of submerged lands, in event of survey acceptable to Trustees.

Oct. 23, 1957 - Bulkhead line fixed by Lee County outward from limits of 101 acres sold Apr. 24, 1956.

Nov. 16, 1957 - Norberg submits survey by U. S. Coast Guard and Geodetic Surveyor (retired) showing the 101 acres consists of 8 fragments of land, each less than 1 acre, aggregating 2.258 acres above mean high water, 98.9 acres below mean high water.

Jan. 14, 1958 - Bulkhead line fixed by county approved by Trustees. Norberg's claim of overpayment presented to Trustees.

Governor Collins reviewed action taken January 14, 1958, which was based on presentation by Mr. Norberg and recommendation from the Director. The Trustees agreed to an adjustment as set forth in the Minutes of January 14, 1958. Subsequently it was disclosed by Frank Trippett, representative for the St. Petersburg Times, that Mr. Norberg admitted in a letter to the Trustees dated February 17, 1956, in advance of his purchase, that he fully understood the actual nature of the land, which appeared to be in complete refutation of the statement made by Mr. Norberg. Said letter was a part of the file when the application was presented January 14, but inadvertently failed to be called to the attention of the Trustees at the time. Governor Collins stated that after disclosure of said letter, it appeared there was misrepresentation and his recommendation was that action of the Trustees be voided and set aside. As a result this date was set for hearing, with Mr. Norberg invited to be present.

Mr. Norberg was represented on this date by his attorneys, Jesse F. Warren and W. Paul Shelley of Tallahassee. Mr. Warren reviewed the circumstances of the purchase and reaffirmed statements made by Mr. Norberg at the earlier meeting, that regardless of the letter referred to Mr. Norberg did not have knowledge that the area purchased was in fact submerged. He called attention to misrepresentation in the newspapers which could have had some influence on the feeling of the board. Maps and photographs were displayed, one of which, dated in 1876, was the basis of determination that the property was a Government lot. Definition of a Government lot was given as being supposedly high ground above high water; that after the sale Mr. Norberg had difficulty in securing a surveyor to go on the land until recently when he had a survey made by a U. S. Coast and Geodetic Surveyor, retired, who reported that there was only a little over 2 acres of the 101 that could be classed as high land. The remainder was under water. The appraiser confirmed the fact that the land was submerged and placed a value of \$35.00 per acre on it. Mr. Warren further stated that his client felt the Trustees knew the land was submerged when it was sold to him and that this knowledge was withheld from him.

The Trustees took the position that Mr. Norberg must have had knowledge that the land was partly submerged especially since he had written the letter February 17, 1956, stating that he had made a personal inspection of the property by row boat; that there was no other vegetation on the land but mangrove; that all of the land was submerged at high tide and no approach to the land except by flat bottomed rowboat, with the nearest mainland 6 miles away. In spite of that Mr. Norberg had come up and raised the bid to \$306.00 per acre. The Trustees felt that Mr. Norberg would not have a case in court based on the sale of Government lots in view of the letter from Mr. Norberg, the letter from the appraiser and the competitive bidding. This would bear out the fact that the Trustees had in no way misrepresented the land.

Mr. Norberg spoke on his own behalf to the effect that while the letter referred to was damning, he was not aware of the true character of the land until he was able to get the retired

U. S. Coast Guard Surveyor to make an examination; that in the letter he referred to "mean high tide" and not "mean high water"; that the entire file, with his letter, was before the Trustees on January 14, and they should have had knowledge of it.

Mr. Warren asked what disposition would be made of the January 14th action. After discussion it was agreed that approval of the bulkhead line should stand.

Motion was made, seconded and adopted, that the Trustees take affirmative action rescinding the agreement of January 14th to convey submerged lands to Mr. Norberg at \$35.00 per acre and denying his claim for adjustment on the purchase price of the land conveyed by Deed No. 21191, on the ground that the Trustees find there was no mutuality of mistake in respect to the character of the land purchased by him, and further find that there was evidence that Mr. Norberg, by his letter, had determined the character of the land which served as an inducement to our understanding regarding his failure to know the nature of the lands he purchased.

The Trustees' action declining to accept Mr. Norberg's offer of \$35.00 per acre for submerged land was taken without prejudice; that any application made by him in the future will be considered at that time.

PALM BEACH COUNTY: Point Manalapan Development Corporation's proposed construction of two bridges to connect a fill in Lake Worth with the Town of Manalapan, Florida, was scheduled for hearing on this date. The Director made the following report on the subject.

Proposed easterly bridge to connect fill in Lake Worth with Town of Manalapan. Pursuant to directive of Trustees at meeting Nov. 26, 1957, request was made to the office of Chief of Engineers, Department of the Army, that the approval of bridge plans of Point Manalapan Development Corp. by the Chief of Engineers and Secretary of the Army be reopened for public hearing and that pending such hearing, the U. S. Permit be suspended or revoked. Consideration of certified water depth data taken by a private surveyor or engineer was requested. Copies of the request were directed to Hon. Dewey Short, Assistant Secretary of the Army, and to Hon. Paul G. Rogers, M. C. On Jan. 15, 1958, Hon. Dewey Short advised Congressman Rogers by letter that the bridge application had been thoroughly considered from standpoint of public rights of navigation and that other elements could not be taken into consideration; that the bridge with 12-foot clearance would not unreasonably obstruct navigation; that public notice on the bridge application was issued June 13, 1957, but no copy addressed to the Trustees but a copy was sent to the State; that no basis is found to support a finding that the previous action by the Department of the Army, Corps of Engineers, should be revoked; that approval of the Department of the Army does not infringe on rights of property owners to seek redress for damages in local court nor does it prevent the state from taking legal action.

The easterly bridge is not within the bulkhead line fixed by the Town March 22, 1957. On April 9, 1957 the Trustees authorized Permit to Point Manalapan Development Corporation, pursuant to Notice by the U. S. Engineers, for bulkhead construction and filling, and sale of 350,000 cubic yards of material.

On April 11, 1957 the U. S. Engineers notified the Trustees that the bridge would be the subject of a subsequent application and Notice. The office of the Trustees did not receive the bridge notice issued June 13 and cited by Hon. Dewey Short. On May 13 the Trustees' Engineer

requested that the U. S. Permit to construct bulkhead and fill be withheld pending arrangements between Point Manalapan Development Corporation and the Trustees' office. On June 3, 1957, this request was withdrawn, applicant having paid for the material.

Telegraphic Notice was issued Jan. 23, 1958 and confirmed by letters, to all parties who had evidenced interest, that this matter would be considered by the Trustees on Jan. 28, 1958. Date changed to Feb. 4 by telegraphic notices Jan. 27.

Mr. Ferguson stated that the question now was whether or not the Trustees approved construction of the two bridges, under provisions of the Butler Act, without any formal grant of right of way, and the matter was again before the Trustees for consideration.

Mr. Ralph J. Blank, Jr., representing clients owning property on Lake Worth at Manalapan and Lantana, Mr. L. C. Pasley of Manalapan and Mr. Herb Lewis of Lantana, submitted substantially the same argument as presented at the November 26, 1957 meeting. They urged that the Trustees do not allow construction of the East bridge unless a draw span be provided in order that property owners may have access for boats.

Attorney General Ervin reported that the matter was referred to his office, and from an examination of the documents bearing on the subject the question seemed to be whether the Trustees had information from the applicant that the two bridges were in contemplation, and if so did the Trustees approve the right of way for the bridge in question; that Mr. Moriarty contends the whole matter was brought to the attention of the Trustees resulting in sale of fill for the bridge approach; that on the other hand Mr. Blank claimed that the Trustees never had notice of the bridge construction and the property owners in the area never had opportunity to protest; that if the case should go to court the issue would be whether the Trustees were put on notice that there would be bridge constructed.

Mr. Moriarty and Mr. Benjamin again brought out that the Attorney General was instructed to intervene in a suit to stop construction of the bridge, however, before this was done the applicants were before the Trustees for a hearing which resulted in application to the U. S. Engineers for rehearing on the application. The application for rehearing was denied and applicants now request the Trustees to cancel its directive that the Attorney General intervene in the suit. It was contended that the first application called for the bridges, showing the location and height. Later plans were modified and a higher span was agreed on. The amount required by the Trustees was paid (\$5,100.00) and applicants are desirous of proceeding with their development. A majority of the objectors indicated that if the bridge were constructed with a draw sufficient to allow passage of boats of the size now owned by them, they would not object.

Mr. Emil J. Rossadovita, who owns a home in the area, protested any bridge being constructed on the ground that the location of the East bridge would be directly in front of his home and the traffic would destroy the value of his property and create a nuisance.

Mr. Blank stated that it could be shown that the water in the sound was deep enough to carry all kinds of boats; that the major point was that the U. S. Engineers had only considered what the channel had been used for in the past and not what its potential use would be in the near future; that the area was just coming into development and without a draw bridge the property owners would be unable to use their boats.

Upon inquiry from Governor Collins, Mr. Wallis explained the procedure followed by the U. S. Engineers as being limited to authorized Federal projects and navigation but have not extended their interest where navigation was considered recreational in character; that said department is now going through a transitory period and will probably take into consideration a much broader field than in the past.

Mr. Blank's contention was that all approaches and any fills or structures would be subject to the 1957 Bulkhead Act regardless of the fact that the U. S. Engineers, in so far as navigation was concerned, issued permits, and the developers would still have to get permission from the state since the state had no authority to sell submerged lands in Palm Beach and Dade Counties till the 1957 Act.

Mr. Moriarty claimed that his clients had already secured all rights necessary and did not come under the 1957 Act as they had acquired their rights in the submerged bottoms prior to passage of the Bulkhead Act; that the Trustees consented to the application that covered the bridges, the drawings having shown the location of the bridges, copies of which were in the Trustees' files since April of last year; the bridge designed for a fixed span was approved by the Trustees April 9, 1956.

The Trustees were of the opinion that they had not approved the permit for the East bridge since they had never had notice from the U. S. Engineers that such application had been made. It is conceded that a bridge is needed for the development, but it should be a draw bridge as a closed span would bottle up water traffic.

Mr. Blank called attention to the fact that Point Manalapan Development Corporation could not claim that the Trustees had approved construction of the bridge at the time the fill was allowed, two notices with different numbers having been sent out separately for the two projects.

Mr. Blank stated that he and associates had offered a preliminary plan for a draw span to Point Manalapan Development Corporation and for very little more than the present plans cost, the draw bridge could be constructed, and the type bridge proposed would satisfy objections of a large majority of people in the area.

Mr. Benjamin, president of Point Manalapan Development Corporation, felt that the question was settled when the U. S. Engineers declined to review their findings on applications from his company, which had been tied up for months and was losing considerable money. As stated before, everything required had been done, all plans were approved by the Town of Manalapan and Palm Beach County, the bulkhead line established before the 1957 Bulkhead Act was passed, and any type of bridge - draw or fixed - would bring protests from someone.

Colonel James C. Smoot, Mr. L. C. Pasley and Mr. Herb Lewis requested that the Trustees do not approve construction of anything except a draw-bridge that would allow passage of boats from their property out to open water.

Governor Collins suggested that the interested parties get with Mr. Wallis and try to arrive at some mutually agreeable basis to be submitted at the next meeting. The Trustees have admitted that the developers should have a bridge and access from State Road A-1-A, but also that the property owners on the other side should have access for their boats.

Mr. Moriarty asked if the instructions of November 12, 1957 to the Attorney General were still in effect, and he was advised that pending outcome of the suggested conference, the action would stand.

Later in the meeting Mr. Benjamin returned to the meeting and reported that he would be willing to explore the possibility of a compromise and would get with the Trustees' Engineer and the parties protesting; and should it be impossible to reach an agreement his company would have to pursue whatever course it deemed necessary even should it mean intervention by the Trustees in a civil suit.

PALM BEACH COUNTY: James W. Clark submitted application for a 10-year lease for the purpose of raising cattle and farming 4,301 acres of land owned by the state in Sections 3, 4, 5, 9, 10, 15, 21 and 22, and 514 acres owned by the State Board of

Education in Section 16, all in Township 43 South, Range 39 East, being known as Pelican Bay Veterans Co-Op Project No. 1, formerly under Farm Lease No. 716 cancelled June 21, 1955.

It was explained that at the meeting July 26, 1955, the Trustees authorized C. M. Greene, then superintendent of Glades Prison Farm, to use such area needed by the prison farm and lease the remainder, however the tract was never used. It was reported that informal authority had been given to a Mr. Willard A. Connell to go on the land and that he had kept the machinery and equipment in very good condition.

Mr. Mayo suggested that the Trustees consider possible use of the area by the Division of Corrections in connection with Glades Prison Farm.

Mr. Ferguson presented application from Ralph O. Johnson to purchase land in Section 5, Township 43 South, Range 39 East, and also stated that a letter has been received from the Division of Correction that request will be made to the Trustees and to the State Board of Education that this land be held for the Glades Prison Farm, but will not be in position to take over till about July.

Motion was made by Mr. Mayo, on behalf of the Trustees, seconded and adopted, that the land in question owned by the Trustees be withheld from sale or other disposition and be made available to the Division of Correction for use of Glades Prison Farm.

Motion was made by Mr. Green, on behalf of the State Board of Education, seconded and adopted, that the land owned by the Board of Education be withheld from sale or other disposition and made available to the Division of Correction for the use of Glades Prison Farm.

It was also agreed that Mr. Connell be given permission to continue occupying the land referred to until such time as the Division of Correction takes over management, Mr. Connell to be given thirty (30) days notice in advance for vacating the property.

PINELLAS COUNTY: The Director reported that the Engineering Division was preparing reports concerning pending applications from Globe Development Company and E. F. Andrews, and it was recommended that authority be given to furnish applicants with copies of such reports in advance of the meeting February 25, at which meeting staff recommendations will be made.

The Director also recommended that general authority be given the office to furnish applicants such reports in similar cases in advance of consideration by the Trustees of staff recommendations.

Motion was made, seconded and adopted, that the Trustees approve the recommendations of the Director to furnish applicants copies of staff reports in advance of consideration by the board.

PINELLAS COUNTY: Mr. J. Velma Keen, attorney of Tallahassee, came before the Trustees on behalf of his client, Lee L. Ratner, owner of the area referred to as the "Furen Fill", with report that the appeal made by local agencies in the St. Petersburg area, joined by the Trustees of the Internal Improvement Fund, had been denied by Judge Harris of the Circuit Court on the 16th of January, and he requested that the Trustees now take action that the state will go no further with the suit, but allow the owners to proceed with development of the property. He reviewed the history of the fill, emphasizing the fact that the City of St. Petersburg, an adjacent upland owner, had not protested; that the application had been approved by the Pinellas County Water and Navigation Control Authority after various hearings had been held; that the Court had held the owners had a good and valid deed to the property; that the owners were willing to make any reasonable adjustments in the fills.

Mr. Ralph McLane of the Attorney General's office reported that Mr. T. M. Shackelford, Jr., special attorney for the Trustees, had recommended that in the event the appeal was taken by the local agencies, the Trustees join in that appeal.

Attorney General Ervin expressed the view that he would be in favor of the Trustees intervening should the appeal be initiated by the local interests; that the opinion was that the Trustees were in better position now than in the other suit.

State Treasurer Larson was in favor of allowing the owners to proceed with the development since the Circuit Court has denied the appeal of parties protesting, since the City of St. Petersburg had not protested, and the development had been delayed long enough.

Discussion on the question as to applicants being the upland owner of adjoining property brought out the fact that had the Trustees been aware that the City of St. Petersburg was the riparian upland owner, the sale would have been for competitive bids rather than for objections only.

Governor Collins called attention to a statement made at a former meeting with the City of St. Petersburg, that it would be advantageous and to the interest of the public to have some rearrangement of the plan for development.

Mr. Keen stated that his clients would get with the interested parties and undertake to work out arrangements for the change; also that it would be necessary to have a correction deed issued to his clients in order to close a description.

The Trustees were in agreement that if all interests in the original group involved in the suit made the appeal the Trustees would join them but would not initiate the appeal; that for the time being the case would stand in status quo.

Financial Statements for the month of January are as follows:

UNDER CHAPTER 610

Balance as of January 1, 1958		\$680,777.24
Receipts for the Month:		
Land Sales	50,860.25	
Quitclaim Deeds	463.00	
Fill Material	300.00	
Advertising	754.30	
Shell & Sand Leases	11,435.90	
Revenue Bonds	6,426.50	
Timber Lease	189.20	
Campsite Lease	50.00	
Grazing Lease	1,040.40	
Mineral Lease	100.00	
Oil Lease	6,971.64	
Farm Lease	7,389.08	
Miscellaneous	1,312.06	
Total Receipts for January, 1958		87,292.33
GRAND TOTAL		768,069.57
Less Disbursements for January, 1958		61,305.42
BALANCE AS OF JANUARY 31, 1958		706,764.15

DISBURSEMENTS FOR MONTH OF JANUARY, 1958

<u>Date</u>	<u>Warrant No.</u>	<u>Payee</u>	<u>Amount</u>
1-7-58	218048	J. H. Davis	254.00
	218049	T. M. Shackelford, Jr.	2,500.00
	218050	The Monticello News, Inc.	14.95
	218051	U. S. Postmaster	150.00
1-9-58	222623	M. Denton	27.25
	222624	Southeastern Telephone Co.	21.75
	222625	U. of F. Law Review	2.50
	222626	Jon S. Beazley	1,146.00
	222627	Capital Chrysler-Plymouth Co.	21.03
	222628	The Fernandina News-Leader	13.80
	222629	The Okeechobee News	46.00

1-9-58	222630	The Key West Citizen	15.83
	222631	Ledger Publishing Co., Inc.	19.00
	222632	The St. Augustine Record	23.43
	222633	The Miami Herald	126.00
	222634	Tallahassee Democrat	8.75
	222635	Loran L. Cook, CCC	1.75
	222636	H. B. Harrell & Son	53.80
	222637	General Office Equipment Co.	37.35
	222638	Capital Office Equipment Co.	55.09
1-10-58	223727	R. M. McLane	24.60
1-14-58	227821	JEL Trans. to State School Fund	13,089.34
	227822	JEL Trans. to State Bd. Conservation	8,859.03
	227897	H. G. Morton	10.67
	227898	R. H. Jones	100.00
1-15-58	231381	Frances Thigpen	41.00
	231382	Western Union Telegraph Co.	5.81
	231383	Nathan Mayo	6.00
	231384	The Key West Citizen	171.93
	231385	A. W. Newell, CCC	110.50
	231386	W. A. Parish, Inc.	25.00
	233591	Ray E. Green	166.62
	236069	W. H. Morse	66.70
	236070	T. M. Shackelford, Jr.	55.35
	236071	H. G. Morton	501.58
	237506	JEL Trans. to General Revenue	17,897.83
1-20-58	238476	M. Denton	249.50
1-21-58	240306	City of Tallahassee	100.95
	240307	Southeastern Telephone Co.	289.80
	240308	The Key West Citizen	74.10
	240309	The Okeechobee News	20.70
	240310	The Titusville Star	13.80
	240311	Standard Oil Co.	53.09
	240312	Linderbeck Office Supply, Inc.	95.00
1-22-58	243552	JEL Trans. to Fla. Bd. Parks & Historic Memorials	5,000.00
1-23-58	210498	F. C. Elliot	155.70
	210499	Blue Cross of Florida, Inc.	3.05
	210500	State Retirement	6.77
	210501	Social Security Retirement Fund	3.83
1-28-58	248702	Frances Thigpen	94.00
	248703	U. S. Postoffice	15.00
	248704	The H. & W. B. Drew Company	135.23
	248705	Marchant Calculator	42.00
	248706	The Key West Citizen	122.87
	248707	The St. Cloud News	16.15
	248708	The Titusville Star Advocate	16.10
	248709	The Highlands County News	16.10
	248710	Jewett Appraisal Service	75.00
	248711	General Office Equipment Co.	4.44
	248712	Theis Duplicating Products, Inc.	12.30
1-28-58	248385	JEL Trans. to Bd. Comm. of State Institutions	20.00
1-29-58	250151	N. C. Landrum	41.63
1-31-58	221482	M. O. Barco	423.78
	221483	A. C. Bridges	407.64
	221484	J. L. Dedge	371.52
	221485	J. H. Dull	108.70
	221486	V. H. Ferguson	789.05
	221487	C. A. Gray	15.00
	221488	N. C. Landrum	365.26
	221489	W. H. Morse	341.04
	221490	M. C. Pichard	303.71
	221491	L. D. Plumb	234.38
	221492	B. G. Shelfer	280.97
	221493	L. M. Shelfer	218.24
	221494	C. L. Vocelle	142.58
	221495	W. T. Wallis	769.65
	221496	Willie Wells, Jr.	133.15
	221497	A. R. Williams	493.88
	221498	Blue Cross of Florida, Inc.	49.70
	221499	Wilson Life Ins. Co.	22.38
	221500	State Retirement	266.04
	221501	Social Security Retirement Fund	145.04
	221502	Federal Tax	1,064.70
	221503	M. Denton	445.51
		566.66	

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General

Van H. Ferguson, Director-Secretary

The Board of Commissioners of State Institutions authorized Honorable R. A. Gray, Secretary of State, to secure bids for construction of an office at the south end of the north-south corridor, main floor of the Capitol Building, for use of the Secretary of State. The low bid of \$2,439.00 submitted by Albritton-Williams, Inc., was accepted by the Board of Commissioners of State Institutions, and the Trustees of the Internal Improvement Fund was requested to pay for the construction work.

Motion was made, seconded and adopted, that the Trustees authorize payment of \$2,439.00 in favor of Albritton-Williams, Inc., for the contract referred to.

CAPITOL CENTER - Sale of 13 Houses. The following report to the Board of Commissioners of State Institutions was ordered made a part of the minutes of the Trustees.

The Coordinator reported to the Board that the thirteen houses in Capitol Center which were authorized to be advertised and sold at auction, for which minimum sale prices were fixed by two appraisers at a total amount of \$1,250.00, were sold to the high bidders on February 12, 1958, for a total sum of \$6,195.00.

Without objection the Board stated it was highly pleased with amount of the proceeds, and authorized said amount to be placed in the Internal Improvement Fund.

Without objection the Board authorized the Coordinator, with the Trustees of the Internal Improvement Fund, to complete the sale of said buildings, and granted the Coordinator permission to sign such contracts for the Board.

The Board directed the Coordinator to request the State Road Department to have its prisoners clean and level the vacant lots from which houses have heretofore been removed, so they may be used as parking lots.

SUBJECTS UNDER CHAPTER 18296

PINELLAS COUNTY: H. H. Baskin, Sr., on behalf of David Bilgore & Co., Inc., requests that the Trustees withdraw from sale lots in Dellwood Subdivision, which appear to have vested in the state under the Murphy Act under Certificates 4477 to 4480, sale of 1927. Plat of this subdivision was vacated January 5, 1926 but the land was assessed as lots and sold for unpaid 1926 taxes. Subsequently the land was assessed as acreage and sold for 1934 unpaid assessments, was foreclosed by the county in 1944, and conveyed by the county to Bilgore Products, Inc., predecessor in title of the applicants. Consideration paid to the county was \$2,050.00. The office of the Attorney General suggests that the land be withheld from sale for analysis and determination of title. This property is now being advertised under the Murphy Act for sale February 24, 1958.

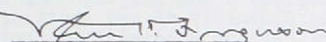
Motion was made, seconded and adopted, that the land be withdrawn from sale without prejudice as suggested by the Attorney General's Office.

PINELLAS COUNTY: The Board of County Commissioners requests withdrawal from sale of Lot 15, southwest of Pinellas Groves, said land appearing to have vested in the state under the Murphy Act by Tax Certificate No. 2677, sale of 1926, No. 4639 sale of 1927, and No. 24311 sale of 1933. The lot is being advertised under the Murphy Act for sale February 24, 1958. The county advised that the land is adjacent to the county-owned St. Petersburg-Clearwater International Airport and is included in the master plan and considered necessary and desirable for future expansion of the airport.

Motion was made, seconded and adopted, that the Trustees withdraw the lot from sale, without prejudice, pending study of the plans for the county-owned airport.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
DIRECTOR - SECRETARY

* * * * *

Tallahassee, Florida
February 25, 1958

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Erwin, Attorney General
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director
W. Turner Wallis, Engineer

The minutes of the Trustees dated November 26, 1957, January 14 and 21, 1958, having been presented to each member, were approved without objection.

The Director reported the following sales advertised for consideration February 11, 1958, but a quorum not being present on that date action was deferred till this date.

OKEECHOBEE COUNTY: On December 23, 1957, the Trustees considered offer of the appraised price of \$50.00 from Jackson Davis, represented by T. W. Conely, Jr., for the purchase of Lot 3, Block 2, Davis Subdivision, in Section 20, Township 37 South, Range 35 East. The land was advertised for competitive bids in the Okeechobee News subject to outstanding drainage and municipal taxes and proof of publication was filed with the Land Office.

Description of the land was called out on the date advertised and competitive bidding resulted in the high bid of \$180.00 being made by Nick Sagonias of Tarpon Springs, Florida.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$180.00 for the lot and confirm sale in favor of Mr. Sagonias, subject to outstanding drainage and municipal taxes.

OSKEECHOBEE COUNTY: On December 23, 1957, the Trustees considered offer of the appraised price of \$30.00 per lot from Mrs. Sharon Bell for purchase of Lots 8 to 13, both inclusive, Block 2, DeBerry Gardens in Section 17, Township 37 South, Range 35 East. The land was advertised for competitive bids in the Okeechobee News, subject to outstanding drainage and municipal taxes and proof of publication was filed with the Land Office.

Description of the land was called out on the date advertised, and competitive bidding resulted in a high bid of \$150.00 per lot being offered by Roy C. Jones and William Moser, both of Ft. Lauderdale, Florida.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$150.00 per lot and confirm sale in favor of Messrs. Jones and Moser, subject to outstanding drainage and municipal taxes.

MONROE COUNTY: File 26-44-253.12 - On December 23, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from Floyd W. Davis, adjacent upland owner represented by Paul E. Sawyer, for the purchase of a parcel of submerged land in Boot Key Harbor in Sections 9 and 16, Township 66 South, Range 32 East, Key Vaca, lying Southerly of and abutting Lots 7 to 14, inclusive, Block 1 of Parrish Subdivision, containing 8.0 acres, more or less. The land was advertised for objections only in the Key West Coral Tribune and proof of publication was filed with the Trustees.

Description of the land was called out on the date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 per acre and confirm sale in favor of Floyd W. Davis.

MONROE COUNTY: File 14-44-253.12 - On December 23, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from Maryland Holding Company, adjacent upland owners, represented by William W. King, for purchase of a parcel of bay bottom land in the Straits of Florida, southeasterly of and adjacent to a part of Government Lot 4, Section 1, Township 66 South, Range 32 East, at Key Vaca, commencing at the intersection of the west line of Government Lot 4, of said section, township and range, and the southeasterly right of way line of U. S. Highway No. 1, and thence by metes and bounds description to the point of beginning, containing 1.2 acres, more or less. The land was advertised for objections only in the Key West Coral Tribune and proof of publication was filed with the Trustees.

Description of the land was called out on the date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 per acre and confirm sale in favor of Maryland Holding Company.

MONROE COUNTY: File 50-44-253.12 - On December 2, 1957, the Trustees considered offer of the appraised price of \$200.00 per acre from M. Curtis Miller and wife, adjacent upland owners, for purchase of a parcel of submerged land in the Straits of Florida in Section 25, Township 65 South, Range 33 East, Grassy Key, lying southeasterly of and abutting Lots 2 and 3, Block 53 of Crain's Subdivision, containing 1.0 acre, more or less. The land was advertised for objections only in the Key West Coral Tribune and proof of publication was filed with the Trustees.

Description of the land was called out on the date advertised and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$200.00 per acre and confirm sale in favor of Mr. Miller and wife.

The following sales were advertised for consideration on February 25, 1958:

PALM BEACH COUNTY: On January 14, 1958, the Trustees considered offer of \$4.00 per acre from Carl G. Stockholm for purchase of Section 9, Township 43 South, Range 38 East, containing 640.00 acres, more or less. The land was advertised for competitive bids in the Palm Beach Post and proof of publication was filed in the Land Office.

Description of the land was called out and competitive bidding resulted in a high bid of \$76.50 per acre being offered by William Moser.

The bidding having taken place subsequent to the meeting, action was deferred till the next meeting of the board.

MONROE COUNTY: File 61-44-253.12 - On December 23, 1957, the Trustees considered offer of the appraised price of \$150.00 per acre from Curtis and Ristegen, abutting upland owners, represented by Richard H. Hunt, for purchase of a tract of submerged land in Long Key Bight in Sections 34 and 35, Township 64 South, Range 35 East, and Section 3, Township 65 South, Range 35 East, Long Key, lying northerly of Government Lot 3 of said Section 34; Government Lot 1 of said Section 35, and Government Lots 1 and 2 of said Section 3, containing 79.6 acres, more or less. The land was advertised for objections only in the Key West Coral Tribune and proof of publication was filed with the Trustees.

Description of the land was called out and objections were filed by Sidarlen Development Corporation.

Motion was made, seconded and adopted, that action on the sale be deferred till the next meeting.

See
April 8,
1958
action

MONROE COUNTY: File 63-44-253.12 - On January 14, 1958, the Trustees considered offer of the appraised price of \$300.00 per acre, or in this case \$125.00 for the property, from Raymond L. Rearick of Gary, Indiana, adjacent upland owner, for purchase of a parcel of submerged land in Miles Channel in Section 1, Township 67 South, Range 28 East, Summerland Key, lying southeasterly of and abutting Lot 9 of Summerland Beach Addition No. 3, containing 0.42 of an acre, more or less. The land was advertised for objections only in the Key West Coral Tribune and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed up to the time of the meeting.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$125.00 for the parcel and confirm sale in favor of Mr. Rearick, conditioned upon no objections being filed by 2:00 o'clock P. M., the time advertised for hearing objections. (There were no objections filed by the time specified and the sale was therefore confirmed.)

The following applications were presented for purchase of submerged areas adjacent to upland ownership of applicants:

1. **BREVARD COUNTY:** File 62-05-253.12 - George H. Valdyke applied for a parcel of submerged land in the Indian River in Section 10, Township 22 South, Range 35 East, containing 0.75 of an acre. Conveyance to be at the appraised price of \$200.00 per acre.
2. **MONROE COUNTY:** File 65-44-253.12 - Raymond H. Baur, represented by G. A. Crawshaw, applied for a parcel of submerged land in Florida Bay in Section 27, Township 68 South, Range 38 East, Key Largo, containing 1.0 acre, more or less. Conveyance to be at the appraised price of \$300.00 per acre.
3. **MONROE COUNTY:** File 72-44-253.12 - Ring, McChesney and Moylan, represented by G. A. Crawshaw, applied for a parcel of submerged land in the Straits of Florida in Sections 11, 12, and 13, Township 64 South, Range 36 East, Indian Key, containing 75.6 acres, more or less. Conveyance to be at the appraised price of \$100.00 per acre.

4. PALM BEACH COUNTY: File 73-50-253.12 - Edward E. Haas represented by Brockway, Weber and Brockway, applied to purchase a parcel of submerged land in Lake Worth in Section 28, Township 42 South, Range 43 East, Riviera Beach, containing 1.3 acres, more or less. Conveyance to be at the appraised price of \$540.00 per acre.

Motion was made, seconded and adopted, that the Trustees authorize advertisement of the four parcels of land subject to objections only based on offer of not less than the appraised value.

The following applications were received for purchase of land in Lake and St. Johns Counties:

1. LAKE COUNTY: Ellis G. Greendale offered \$30.00 per acre for Lot 10, Section 5, Township 18 South, Range 30 East, containing 7.25 acres, more or less, desired as a future camp site. A recent appraisal gave the value of the land as \$20.00 per acre.

2. ST. JOHNS COUNTY: Mrs. Nettie Moore of New Haven, Connecticut, offered \$100.00 per acre for purchase of Lot 1, Section 10, Township 5 South, Range 29 East, containing 14.0 acres, more or less, with information that she intended building a home on the property. The lot was appraised at \$35.00 per acre.

Motion was made, seconded and adopted, that the Trustees authorize advertisement of the two parcels of land - Lake and St. Johns Counties - for competitive bids starting with the offers submitted with each application.

COLLIER COUNTY: Collier Corporation, holder of record title under United States Patents to submerged lands in Naples Bay, which were erroneously shown on the original U. S. Surveys, proposes to quitclaim such sovereignty areas to the Trustees of the Internal Improvement Fund in exchange for a disclaimer of uplands erroneously shown as sovereignty land on the U. S. Surveys. The uplands requested to be quitclaimed are bounded by uplands of Collier Corporation and the proposed transaction will clarify the interests of the parties and assist in clearing title.

The Director recommended that the proposal be approved, subject to advertisement for objections only.

Suggestion from the Attorney General to straighten out the situation was conveyance of the water areas to the State by the Collier Corporation and a disclaimer by the Trustees to the Collier Corporation of the uplands involved.

Motion was made, seconded and adopted, that the Trustees authorize the conveyance of uplands requested in Section 34, Township 49 South, Range 25 East, and Sections 3, 10, 11, 22 and 27, Township 50 South, Range 25 East, subject to advertisement for objections only, in exchange for conveyance to the Trustees of the submerged land held by the Collier Corporation.

BULKHEADS

INDIAN RIVER COUNTY: Three applications were presented for approval of bulkhead lines for the following areas:

1. Bulkhead line established by the Board of County Commissioners of Indian River County, under provisions of Chapter 57-362, Acts of 1957, approved by resolution of the County Commissioners January 21, 1958, offshore from any existing lands bordering on and being in the navigable waters of Indian River County.

2. The Town Council of the Town of Indian Shores adopted a resolution December 17, 1957, establishing a bulkhead line under the provisions of Chapter 57-362 of 1957 offshore from any existing lands bordering on and being in the navigable waters of the Town of Indian Shores.

3. The City of Vero Beach by ordinance adopted January 10, 1958 - Chapter No. 770 - established a bulkhead line for said City under provisions of Chapter 57-362, Acts of 1957, offshore from any existing lands bordering on and being in the navigable waters of the City of Vero Beach.

Motion was made, seconded and adopted, that the Trustees give formal approval to the three bulkhead lines as established by the County Commissioners of Indian River County, The Town of Indian Shores and the City of Vero Beach as outlined in the resolutions and ordinances of each.

L E A S E S

Lamar Johnson, holder of Mineral Lease No. 1015, requests that a moratorium be granted until the pending litigation with Coastal Petroleum Company has been settled. The Director recommended that the moratorium on royalty payments be allowed without prejudice, until the litigation has been concluded, subject however to the condition that no mining and removal of minerals shall be done on the leased premises.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the Director and grant the moratorium on royalty payments subject to the condition as outlined.

Inter-Continental Engineering & Export Company, Inc., present holder of Mineral Lease No. 925, advised that exploratory operations had been completed and that minerals in sufficient quantities had been found to justify mining. Request was made for an operating lease covering the lands described therein and under the terms specified.

Motion was made, seconded and adopted, that the Trustees authorize preparation by the Attorney General of the proper operating lease in favor of applicants.

Notice was presented that Nuclear Magnetic Mining, Inc., holder of Lease No. 844 dated March 28, 1952, has merged with four other corporations under the corporate name of Chesapeake and Colorado Corporation and copy of the agreement of merger, certified by the Secretary of State, has been filed with the Trustees. It was recommended that the corporation be recognized as the successor of Nuclear Magnetic Mining, Inc.

Motion was made, seconded and adopted, that the Trustees recognize the Chesapeake and Colorado Corporation as successors to Nuclear Magnetic Mining, Inc.

Request was presented by Chesapeake and Colorado Corporation, holder of Mineral Lease No. 844, dated March 28, 1952, for modification of Item 15 concerning construction or acquisition of a plant for mining and refining of minerals,

- (a) To define "plant" to mean ownership within the State of Florida of all minerals, machinery and equipment, fixed and/or mobile, ordinarily used in the processing of minerals from beach or other sands of the type embraced in this lease; and
- (b) To extend the time one year for the requirement of the plant.

The Director advised that the Trustees have a number of outstanding mineral leases, two of which do not require construction of plants. Also extensions have been granted on three leases which affected date for construction of the plant. Lease 844 as amended May 22, 1956, requires the plant by May 22, 1958. Lessee has advised that the exploratory work is nearing completion and the report of the mining potential is being studied by the Directors and copies of said report will be filed with the Trustees and the State Geological Survey.

Motion was made, seconded and adopted, that the recommendation of the Director be approved with authority to amend Lease 844 to define the word "plant" in Item 15 as set forth above and extend requirement for the plant to May 22, 1959.

CIRCUIT COURT ORDER - Coastal Petroleum Company Litigation. Attention was called to the recent order by Circuit Judge Hugh Taylor in the litigation of Coastal Petroleum Corporation Complainant, vs. LeRoy Collins, Governor, et al., as Trustees of the Internal Improvement Fund, and Lamar Johnson and Charlotte Properties, Inc., Defendants, in which opinion was rendered in favor of Coastal Petroleum. The Trustees expressed the view that they did not assume that Judge Taylor's position would be sustained but were hopeful of obtaining a more favorable decision on appeal.

Motion was made by Mr. Larson, seconded and adopted, that the Trustees specifically authorize the Attorney General to proceed with the appeal in the above styled case.

OIL LEASE PROCEDURE - In connection with the litigation of Coastal Petroleum Company, the Trustees requested that in future all applications for extension, modification or any change in oil, gas and mineral leases be specifically called to the attention of the Trustees at regular meetings in order that the Trustees' position may be thoroughly understood and no chance for misinterpretation of the intent.

The Trustees also considered that it would be desirable to have the minutes of the Trustees reviewed by the Attorney General prior to being submitted for formal approval; and if any question might occur as to preparation of the minutes it could be presented for reconsideration.

Without objection the secretary was instructed to submit the minutes to the Attorney General before presenting them for approval by the board.

PINELLAS COUNTY - FUREN FILL

The Board asked for information as to status of the "Furen Fill" appeal.

Mr. Ralph McLane, Assistant Attorney General, reported that the Alliance for Conservation of Natural Resources was the only agency so far to appeal, and the action of the Trustees was that unless all parties entered in the appeal the Trustees would not do so. Sixty (60) days was allowed in which appeals could be filed.

Mr. Larson stated that in view of the fact that all the interested parties had not indicated that they would appeal, he wondered if the Trustees could not take action as to their position.

Governor Collins expressed himself as not being willing to indicate that the Trustees were agreeable to the developer, Lee L. Ratner, commencing dredging; that it would be necessary to consider rearrangement of the boundaries of the fill to make a more acceptable plan of development from the standpoint of the City of St. Petersburg; that the City had indicated that there were certain modifications it desired to work out with Mr. Ratner which would be better than the original proposal; that even should the courts rule against the State, the Trustees could still negotiate with the developer for modification of the original plan; that the Attorney General and Mr. T. M. Shackelford, Jr., were handling the matter and would submit a report at a later date.

Attorney General Ervin advised that he had notified Mr. Shackelford of the Trustees' desires in the matter and was awaiting word from him as to whether appeal would be taken by all the interested parties or not.

PALM BEACH COUNTY: James W. Clark made application for a ten (10) year Farm Lease on Sections 1, 2, 12 and 13, Township 42 South, Range 38 East, 2544 acres, more or less. The proposal was that the first two years would be rent free, and the following schedule for the remaining eight years:

\$1.00 per acre per annum for the 3rd year
\$2.00 per acre per annum for the 4th and 5th years
\$3.00 per acre per annum for the 6th year
\$4.00 per acre per annum for the 7th, 8th, and 9th years, and
\$5.00 per acre per annum for the 10th year

The lessee will be required to improve the land during the two-year exemption from rental by providing an access bridge, construct roads and fences, corrals and other facilities within the leased area having a value of not less than \$34,750.00.

It was suggested that the lease be conditioned upon the improvements listed being made within the first two-year period and provision for cancellation upon failure to do so.

Motion was made, seconded and adopted, that the Trustees authorize issuance of the lease in favor of Mr. Clark, with payments as scheduled above and conditioned upon lessee making the improvements suggested; lease to be drawn by the Attorney General's Office.

MISCELLANEOUS SUBJECTS

ALACHUA COUNTY: Request was submitted by James Stuart Wershow, on behalf of Turner Alligood, for quitclaim deed to clear cloud or question of title to the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 8, Township 7 South, Range 18 East. Information furnished was that the land was patented by the United States to Cary Ann and Verrien Cason August 15, 1860, and tax deed was issued in 1870 to the Surveyor-General of the State of Florida, from whom no conveyance was found. Mr. Alligood has furnished evidence of record ownership with affidavits showing long possession. Taxes have been kept paid and the land did not vest in the State under Chapter 18296, the Murphy Act. Recommendation was made for issuance of disclaimer upon payment of the handling charge of \$10.00.

Motion was made, seconded and adopted, that the Trustees issue disclaimer in favor of Mr. Alligood as recommended by the Director.

BREVARD COUNTY: Clarence M. Thacker, on behalf of James M. Venable, Jr., made application for quitclaim deed under provisions of Section 1, Chapter 57-362, Laws of 1957, to a parcel of land abutting applicant's upland in Section 34, Township 24 South, Range 37 East, containing 1.68 acres. The parcel applied for was filled prior to June 11, 1957, and recommendation was made that quitclaim be authorized subject to applicant meeting the appraised price, not yet received.

Motion was made, seconded and adopted, that the recommendation of the Director be approved and authority given for issuance of quitclaim deed provided applicant offers the appraised price for the land.

BREVARD COUNTY: The following recommendations were submitted:

- (1) Formal approval of the bulkhead line in the Banana River as established by resolution of the Board of County Commissioners February 22, 1958, in accordance with the provisions of Chapter 253.122, Florida Statutes.
- (2) Formal approval of two fill permits granted by the Board of County Commissioners February 22, 1958, in favor of C. Sweet Smith, Jr., his wife, Virginia W. Smith, and Causeway Beach Company, under provisions of Chapter 253.124, Florida Statutes, for the filling of the areas for which the bulkhead line in (1) was established. The areas involved were conveyed by the Trustees of the Internal Improvement Fund August 28, 1956, by Deed No. 21317 in favor of C. Sweet Smith, Jr., and Virginia W. Smith, his wife.
- (3) Authority to issue a corrective deed in favor of original grantees, C. Sweet Smith, Jr., and Virginia W. Smith, his wife, for the purpose of correcting two errors in Deed No. 21317 dated August 28, 1956, conveying a parcel of submerged land in Sections 27 and 34, Township 24 South, Range 37 East, 53.0 acres, more or less. No charge will be made for the deed.

Motion was made, seconded and adopted, that the Trustees approve the recommendations of the Director and formally approve the bulkhead line established and the two fill permits and authorize issuance of correction deed requested.

BROWARD COUNTY: Harold S. Winner, on behalf of Charles E. Wright applied to purchase Lot 4, Block 4 of Seabreeze Estates, South Addition, in Section 25, Township 50 South, Range 42 East, containing 0.55 of an acre. It was recommended that the sale be approved at the appraised price of \$300.00 per acre. This lot and the accreted lands adjacent thereto had been advertised previously and conveyance by metes and bounds was to perfect title in the applicant who was the original owner of the lot in question. Question as to title was brought about by erosion on the Atlantic Ocean side and accretion on the New River Sound frontage to the area subdivided several years ago.

Motion was made, seconded and adopted, that the recommendation of the Director be approved and authority given for issuance of deed in favor of Mr. Wright at the price of \$300.00 per acre.

DADE COUNTY: The State Road Department requests issuance of perpetual and temporary easements across submerged lands in Section 19, Township 53 South, Range 42 East, desired in connection with State Road 25 - Section 2709-402, SRD 101.

Motion was made, seconded and adopted, that the request be granted and the two easements issued across the land described.

DADE COUNTY: Mr. W. L. Cameron, on behalf of the Miami Junior Chamber of Commerce, requested that the Trustees extend the waiver of deed restrictions in the Watson Park area and allow the Mayflower II to be exhibited through April 6, 1958. A telegram was presented from E. A. Evans, City Manager of Miami, endorsing the extension requested by the Jaycees.

Motion was made, seconded and adopted, that the Trustees authorize extension to April 15, 1958, of the waiver requested in connection with the exhibition of Mayflower II, and use of other facilities on Watson Island, subject to terms and condition of the original agreement, conditioned upon the City of Miami making formal request or recommendation to the Trustees of the Internal Improvement Fund that such extension be granted.

POLK COUNTY: G. W. Stewart requests a permit to remove 340 cubic yards of material from the bottoms of state-owned Lake Reedy in front of uplands owned by applicant in Section 28, Township 31 South, Range 28 East, said material to be used in improving applicant's upland.

Motion was made, seconded and adopted, that the Trustees authorize permit as requested at the rate of five cents (5¢) per cubic yard, or a minimum of \$25.00 in this instance.

SUMTER COUNTY: Robert S. Edwards, on behalf of Joe Priest, Inc., for disclaimer to clear question of title to
E $\frac{1}{2}$ of W $\frac{1}{2}$ of Section 22; E $\frac{1}{2}$ of W $\frac{1}{2}$ and SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of
Section 27, Township 19 South, Range 22 East, and
SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 3, Township 20 South, Range 22 East.

The said land was approved by the United States to the State of Florida for use and benefit of Florida Central and Peninsular Railroad Company March 2, 1893 and January 23, 1896. No patent was issued to the state and no deed was executed by the Trustees. Mr. Edwards submitted sworn certificate of examination of abstracts of title showing Joe Priest, Inc., holds under chain of title from the year 1896; that Joe Priest, Inc., and predecessors, had been in possession and ownership of the land more than the past twenty (20) years; and that all taxes had been paid through the year 1956. Recommendation was that disclaimer be issued for the handling charge of \$10.00.

Motion was made, seconded and adopted, that the Trustees authorize disclaimer upon payment of \$10.00 handling charge.

GULF OIL CORPORATION, holder of Oil and Gas Leases Nos. 826-K-L etc. covering areas westerly from Key West, proposed making a reflection-seismic survey of its leasehold, which operation was planned to extend into the margin of adjacent areas under Leases Nos. 373 and 374, held by the California Company. Map was furnished with photostatic copies of approvals by the California Company, U. S. Engineers, U. S. Department of the Interior, and approval was given this date by State Board of Conservation.

The Director recommended that the proposed survey be approved, insofar as the interest of the Trustees extends, said survey to be completed on or before August 1, 1958, said Gulf Oil Company to take all proper precautions and be liable for any damage caused by the operations of its representatives and contractors making such survey.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the Director as the action of the board and authorize the seismic survey under conditions as outlined.

FLORIDA BOARD OF PARKS AND HISTORIC MEMORIALS - BEACH PRESERVATION PROGRAM. On January 14 the Trustees considered the need for an engineering survey and practical recommendations by Coastal Engineering Laboratory of the University of Florida, for control at Fort Clinch State Park. The estimated cost was \$3200.00. Recommendation was made that the Trustees consider an allocation of \$5000.00 to the Laboratory for the study at Fort Clinch and other work on beach erosion. Since the Board of Parks and Historic Memorials is faced with serious erosion problems at several state parks, the Trustees authorized the transfer of \$5000.00 to the Park Board for erosion study and control work in the state parks. The office of the Comptroller has cited provisions of Chapter 57-791, Acts of 1957, wherein the Trustees are authorized to expend surplus funds not to exceed 50% of the total cost of any project approved by the Trustees. The Park Board finds it is not in position to guarantee matching funds during the biennium and inasmuch as the full sum of \$5000.00 is needed for work by the Laboratory on state parks, it is recommended that the action of January 14 authorizing transfer of \$5000.00 to the Park Board be rescinded and that sum be transferred to Coastal Engineering Laboratory for use only in survey work and preparation of recommendations for control measures at locations in state parks designated by the Board of Parks and Historic Memorials and that said Laboratory furnish the Trustees with statement showing application of said funds to such work for the Park Board, together with copy of its reports of findings and recommendations.

Motion was made, seconded and adopted, that the action of January 14, 1958, on the subject, be rescinded and authority given for transfer of the \$5000.00 to the Coastal Engineering Laboratory of the University of Florida for use only as outlined in the recommendation of the Director, said expenditure to be subject to the control of the Board of Parks and Historic Memorials.

The Director requested authority to expend approximately \$200.00 for purchasing of miscellaneous supplies and equipment in the Engineering Department of the Trustees' Office, and also authority to purchase an electric typewriter for the office at a cost of \$423.00.


Motion was made, seconded and adopted, that authority be given for expenditure of not exceeding \$200.00 for purchase of the engineering supplies and miscellaneous items in the Trustees' Office, and also to approve purchase of an electric typewriter for a new employee in the office.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees disclaim interest in certain certificates which were certified to the Trustees under the Murphy Act covering land in Bay, Liberty, Okaloosa and Pinellas Counties, the Attorney General's Office having approved such disposition for the reason that said certificates vested no title in the state to the lands covered thereby.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
DIRECTOR - SECRETARY

* * * * *

Tallahassee, Florida
March 18, 1958

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director-Secretary

BROWARD COUNTY: City of Fort Lauderdale - Further consideration was requested of the proposed filling by the City outward from the easterly shore of New River Sound for development of a municipal commercial parking lot with State Road traffic loop. The Trustees on January 14th, considered this application and requested that the Director make an investigation of the proposed project and submit his recommendations. The following report as to the pertinent features, was submitted from the Director:

-REPORT-

City has amended its proposed filling to extend only from the upland owned by and under condemnation by the City. The amendment eliminates areas originally proposed for filling in front of private upland not under acquisition. Bulkhead line is not required for a municipal or state proprietary or governmental use.

The Director stated that he inspected the area and while satisfied that it would be most desirable to have no filling, and that the proposed filling would in some measure spoil the scenic charm of this part of the river, and that there would be some depreciation of or injury to private properties on the westerly side of the river, it was recognized that additional parking areas were presently needed and that future needs in the beach area near Las Olas Boulevard would be acute. The Director proposed that the parking area on the fill be reduced and limited to the fill next to the shore and that the 170 feet which would be riverfront be dedicated and developed as a public park. Immediately thereafter, the State Road Department submitted its plan requiring part of the area for a public road traffic loop which would save expensive land acquisition and construction of a traffic interchange near the beach.

The City agreed to plant and maintain suitable shrubbery along the perimeter of the fill to prevent the nuisance of vehicular lights projecting from the fill across the river. Plans of the U. S. Engineers and Road Department are advanced, requiring closure of the old bridge April 10 and removal and disposition by the City of material in making the new navigation channel.

Mr. Joseph A. Fitzsimmons, representing objectors, has been notified of this meeting and should be heard. The most recent objections registered appear to concern legal aspects of bond issues and uses of funds thereunder.

The Road Department's requirement of a traffic loop has become an integral part of the city's proposed development, made possible by the relocation of the navigation channel required for the new bridge. The combination of the mutual interests of the city, the United States, and State Road Department, strongly tend to justify the city's proposal in the face of the destruction of natural beauty of the open river and the possibility of depreciation of or injury to private property on the westerly shore. The objectors should present evidence of the depreciation or injury. Unless the objectors show that the damage to their rights and property is acute, the Director feels that he must recommend:

1. That the city's application to fill in front of its own upland, and in front of areas it is now seeking to appropriate by eminent domain proceedings, be approved subject to the city's filing proof of its upland ownership and adequate assurance or guarantee that it will prosecute the condemnation to judgement without delay, and that no filling will be done in front of such private upland until the same has been acquired in the name of the city by condemnation judgment or deed.

2. That the sovereignty land proposed to be filled by the city be granted by deed from the Trustees to the city for public purposes only with clauses restricting against sale, lease or other private concessions, development and use, within 2 years; reversion on option of Trustees, for violation of 2 consecutive years of non-use; that in the event the city cannot accept deed with the limitations then the said area, less portion required by the State Road Department, should be sold to the city, after advertisement for objections only, at the appraised value as unfilled river bottom land.

3. That the deed include requirement that the city shall provide and maintain, at all times, screening or landscaping and planting of the perimeter of the fill along the river, adequate to prevent vehicular lights from projecting from the filled area across the river.

Mr. Julian E. Ross, City Attorney for the City of Fort Lauderdale, Florida, presented request of the City for approval by the Trustees of the modified plan for filling an area near Las Olas Bridge to be used as a municipal, commercial parking area, with a traffic loop access road to be provided by the State Road Department. He explained that further modification had eliminated any private ownership, except those areas now being sought by eminent domain proceedings; that the old bridge was to be closed April 10, 1958; at which time the new bridge being constructed by the State Road Department would be open; that the city committed itself to complete dredging and removal of material from the proposed new channel being dredged by the United States and placing said material at the location proposed for the parking area. Photographs were displayed showing the entire improvement, including the new channel, the new bridge and the perimeter road recommended by the State Road Department.

Mr. Ross further stated that the City of Fort Lauderdale would plant large shrubbery sufficient to eliminate the lights from cars in the park area that might be seen by property owners on the west shore of the Sound; that the U. S. Engineers had approved a form of deed suggested for transfer of title from the Trustees to the City to the parcel desired, which involved an area 190' x 880' x 285' to be used for public purposes only. Attention was called to financial arrangements made for this project which was started in 1955; that the City has worked with the U. S. Engineers and the Road Department in all phases of the plans, and the greater majority of the citizens of the City of Ft. Lauderdale are in favor of the Development.

The Trustees expressed concern over the implications of filling in the natural channel of the waterway and whether the value of progress should be considered as compared with the value being given up.

Mr. Joseph Fitzsimmons stated that he had signatures of three hundred private citizens protesting construction of the parking lot; that they had no opportunity to have their objections considered and that the City Council was not unanimously in favor of the proposal, one of the Commissioners - Mr. Charles Knight having expressed opposition and Mayor Russell having indicated that the matter should be looked into further. Also, Mr. Fitzsimmons reported on legal matters pending and plans for appeals in pending litigation. Maps were displayed showing the extent of the fill to be made which would extend 390 feet out into the Sound, which would mean one-third of the waterway being filled. Attention was called to several areas suitable for parking lots that could be purchased and improved at much less cost than the beach area; also, that the traffic problem would be greater with the perimeter road proposed by the Road Department; that the change in the flow of water draining into New River would cause cross currents and be a danger to navigation; that the City had not acquired land from private owners to be included in the park; that the question of legality of the proceedings by the City had not been decided on by the Supreme Court; that the City has a zoning and planning board and this plan had never been presented to them or approved by the citizens of the town, and that it was only recently that the State Road Department came into the picture.

Mr. Ross stated that all points raised by the opponents had been argued in court and any further legal questions should be referred to the courts and not to the Trustees; that the Inland Navigation District and the U. S. Engineers had given support to the improvement as an aid to navigation and the Road Department engineers had supported the project as a means of having a turn off from the bridge.

A letter from the Road Department was presented indicating support of the proposed improvements, and as a traffic aid it was considered desirable.

Establishment of a bulkhead line under provisions of Chapter 57-362, Laws of 1957, was discussed and also the possibility, in the absence of a bulkhead line, that private ownerships in the vicinity would feel justified in requesting permission to fill out as far as the proposed parking area.

Motion was made, seconded and adopted, that action on the request from the City of Fort Lauderdale and objections thereto be postponed until the regular meeting March 25, 1958.

DADE COUNTY: Max M. Singer made application for modification of lease of 1.39 acres in Section 28, Township 53 South, Range 41 East, Miami, which was bid on December 10 for a 10-year term at \$395.00 per month, a 10-year total of \$47,480.00. He requested extension of 15 years in order to finance improvements and offered a total rental for the 25 years of \$140,480, with buildings and other fixed improvements to remain the property of the Trustees. The 1.39 acres is part of a tract currently under lease to Eagle Docks & Warehouses, Inc., which expires April 14, 1958.

Eagle Stevedores Inc. filed protest of any extension of the Singer lease without readvertisement for bids, but later withdrew the protest and advised they did not care to have readvertisement of the parcel purchased.

Pursuant to directive of the Trustees January 28, the Eagle Docks firm was notified that under Item 5 of its lease the Trustees expected it to clear the 1.39 acres of waste concrete mix and other materials. The bonding company was also notified of this condition.

In the event of failure of the Eagle Docks firm to clean up the 1.39 acres, the same appears to be an expense to be borne by the Trustees subject to recovery under the bond of Columbia Casualty Company, surety under the current lease.

Mr. Singer has consented for the lease to be readvertised on condition that Eagle Stevedores allow its purchase contract on the triangle to be annulled and readvertised for sale along with the 1.39 acres. There appears to be no technical or legal obligation for the Trustees to readvertise the lease for modification.

In the event Eagle Stevedores will surrender its purchase contract covering the sale, it is recommended that the lease be advertised for bids for a 25-year rental period, and the triangle for cash sale. In the event both the Eagle firm and Mr. Singer do not surrender their interests and rights, it is recommended that the extension of the Singer lease be approved for a total of 25 years with rentals \$395.00 per month for the first 10 years, \$450.00 per month for the 11th through the 15th years, \$500.00 per month for the 16th through the 20th year and \$600.00 per month for the last 5 years, and that suitable instrument be prepared by the Attorney General, and surety bond in the sum of \$5000.00 be required of the lessee.

In discussing the proposal it was brought out that the Trustees had no information as to the possible value of the lease fifteen or twenty years from now and the opinion was that an appraiser should be contacted on that point.

The Director stated that based on an appraisal of \$100,000.00 for the property it was considered that rental after the first ten-year period should be increased six percent for the last fifteen years thereby scaling the rent from \$395.00 per month to \$600.00 per month during the 1st five year period, which was the recommendation made.

Motion was made, seconded and adopted, that the Trustees request the Attorney General to draw a ten year lease in favor of Mr. Singer with rental at the rate of \$395.00 per month which was the high bid at the meeting December 10, 1957; that the Director contact an appraiser and request evaluation of the land from the standpoint of rental for a twenty (20) year lease; that Mr. Singer be allowed one month without payment of rental with date of his ten-year lease to commence May 15, 1958, and within the period from expiration of the present lease, April 15, 1958 to May 15th, he would be expected to take possession of the land and commence clearing of concrete and debris at no cost to the Trustees, if not removed by present lessee, Eagle Docks & Warehouses, Inc.

Mr. Singer agreed that such conditions would be satisfactory with him and renewed his request to negotiate an extension of his ten-year lease.

HILLSBOROUGH COUNTY: Mr. Paul Kickliter of Tampa, Florida, presented request on behalf of owners of the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 4, and S $\frac{1}{2}$ of NE $\frac{1}{4}$ and N $\frac{1}{2}$ of SE $\frac{1}{4}$, and SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5, Township 28 South, Range 20 East, for disclaimer to clear question of title revealed by abstract. S $\frac{1}{2}$ of SE $\frac{1}{4}$ of Section 5 was patented to the State of Florida September 27, 1858, and quit-claimed by Trustees deed No. 14210 to Florida Central and Peninsular Railroad Company. The remaining lands were approved to the State for use and benefit of Florida Central and Peninsular Railroad Company but no patent issued nor deed by the Trustees. It was recommended that disclaimer be authorized for the handling charge of \$10.00.

Motion was made, seconded and adopted, that the Trustees approve issuance of disclaimer of the land described as recommended by the Director.

PALM BEACH COUNTY: On February 25, 1958, the Trustees authorized ten-year farm lease on 25 $\frac{1}{4}$ acres of land in Sections 1, 2, 12 and 13, Township 42 South, Range 38 East, to James W. Clark at rental averaging \$2.50 per acre per year. Mr. Clark's application included request that the lease provide for renewal at renegotiated rental, which request was overlooked at the time.

Motion was made, seconded and adopted, that in the event sale of the land was not contemplated at the expiration of the ten-year lease, Mr. Clark would have the right to renegotiate a ten-year renewal of his lease at rental to be agreed upon at the time.

PALM BEACH COUNTY: J. H. French and wife, Jean T. French, made request for conveyance of 0.73 of an acre between the established bulkhead line in Lake Worth and Flagler Drive in front of their upland ownership described as Lot "A", Seville Subdivision, West Palm Beach, being an area filled by the city for Mr. and Mrs. French as compensation for extension of Flagler Drive and sewer easements in front of said Lot "A". The City has agreed to pay the appraised price of \$850.00 per acre for a deed in favor of Mr. and Mrs. French. It was recommended that conveyance be made pursuant to the provisions of Section 11 of Chapter 58-362, Acts of 1957.

Motion was made, seconded and adopted, that the request be granted and authority given for issuance of the deed upon payment for the parcel at the rate of \$850.00 per acre.

The Board of Commissioners of State Institutions requested appraisal of property on North Adams Street, East and Southeast of the Governor's Mansion and appraisal has been submitted by H. Pierce Ford with bill for \$250.00. The Board requested that the Trustees issue warrant in payment of the appraisal cost.

Motion was made, seconded and adopted, that the Trustees authorize payment of \$250.00 in favor of H. Pierce Ford for appraisal on the property described as:

Lot 21, Long Grove Sub. - 85' x 131'
R. A. Gray property

Lot 16, Long Grove Sub. - 85' x 131'
Mrs. Brock Wilharm property

Lot 9, Long Grove Sub. - 85' x 131'
Moseley Collins property

Lot 4, Long Grove Sub. - 85' x 131'
J. R. Harris property

Lot 174, Sub. of Old Plan City of Tallahassee -
130' x 170' - George H. Gwynn Estate.

Motion was made, seconded and adopted, that the Trustees make available an additional \$6,000.00 to \$7,000.00 for remodeling in connection with the Governor's Office.

Financial statements for the month of February, 1958, are as follows:

UNDER CHAPTER 610

Balance as of February 1, 1958	\$ 706,764.15
Receipts for the Month:	
Land Sales	91,903.02
Quitclaim Deeds	966.00
Fill Material	1,222.23
Advertising	231.16
Shell & Sand Leases	8,244.24
Revenue Bonds	6,527.50
Timber Lease	42.40
Campsite Lease	100.00
Grazing Lease	123.00
Mineral Lease	50.00
Trustee Minutes	12.00
Miscellaneous	9,962.01
Total Receipts for the month of February, 1958	119,383.56
GRAND TOTAL	826,147.71
Less Disbursements for the month of February, 1958	48,477.48
BALANCE AS OF FEBRUARY 28, 1958	777,670.23

DISBURSEMENTS FOR FEBRUARY:

Date	Warrant No.	Payee	Amount
2/4/58	257485	M. Denton	92.50
2/6/58	245637	G. R. Maxwell	42.60
	245638	Federal Tax	7.20
	260789	G. R. Maxwell	482.65
	260790	J. R. McClure	49.22
	260791	F. M. Burns	41.32
2/7/58	262543	U. S. Postmaster, Tallahassee	158.40
	262544	W. H. Morse	122.10
	262545	Law-Barrow-Agee Laboratories	317.25
	262546	Walter Butler Company	6,176.77
	262547	Hugo Broleman, Jr.	6,608.32
2/11/58	268108	Capital Printers, Inc.	12.65
2/12/58	270478	Southeastern Telephone Company	19.35
	270479	Avery W. Gilkerson	6.00
	270480	Nathan Mayo	2.50
	270481	Geo. D. Barnard Company	77.04
	270482	Clerk Circuit Court, Orange County	13.00
	270483	Blue Print & Supply Company	4.50
	270484	Joe Wilson Typewriter Company	4.50
	270485	Vero Beach Press Journal	15.20
	270486	Key West Citizen	77.26
	270487	Ted Brown & Son	150.00
	270488	Paul F. Randolph, Inc.	50.00
	270489	W. Lansing Gleason	50.00
	270490	Standard Oil Company	32.82
	270491	Capital Paper Company	59.50
	270492	General Office Equipment Company	8.22
	270493	Commercial Office Supply Company	29.84
	271265	JEL to Trustees Geo. Survey Coop.	6,225.00
	271266	JEL to Principal State School	10,222.85
	271267	JEL to State Board of Conservation	4,066.77
2/13/58	272265	Ralph M. McLane	27.90
	272266	C. P. Mason	114.20
	272267	Ray E. Green, Comptroller	244.75
	274653	J. R. McClure	33.69
2/14/58	274654	T. M. Shackelford, Jr.	55.35
	276383	The Tribune Company	57.96
2/19/58	281863	V. H. Ferguson	19.40
	281864	Southeastern Telephone Company	303.85
	281865	Western Union Telegraph	36.04
	281866	J. S. Beazley	1,083.00
	281867	Monroe Co. General Revenue Fund	6.00
	281868	Wyatts Business Machines	6.88
	281869	City of Tallahassee	102.94
	281870	Suwannee Democrat	12.65
	281871	Daytona Beach Evening News	20.90
	281872	The Coral Tribune	13.30
	281873	Sarasota Journal	21.85
	281874	D. D. Moody	35.00
	281875	R. B. Underwood	50.00
	281876	American Hardware Mutual Ins. Co.	114.95
	281877	G. P. McCord	25.00
	281878	Tallahassee Democrat	27.50
	281879	Wingert Laboratories, Inc.	1,166.00
	281880	Howard Cranston	619.50
	281881	General Office Equipment Company	234.00
2/21/58	284694	E. O. Rolland January	34.30
2/28/58	291411	W. T. Wallis <u>Salary Amt.</u>	131.19
2/28/58	250847	M. Denton	566.66
	250848	M. M. Livingston	300.00
	250849	H. G. Morton	625.00
	250850	Blue Cross of Fla., Inc.	3.05
	250851	State Retirement	65.67
	250852	Social Security	26.89
	250853	Federal Tax	238.20
	250854	M. O. Barco	550.33
	250855	A. C. Bridges	540.75
	250856	J. L. Dedge	483.00
	250857	J. H. Dull	235.00
	250858	V. H. Ferguson	1,041.66
	250859	C. A. Gray	15.00
	250860	N. C. Landrum	472.50
	250861	W. H. Morse	425.00
	250862	M. C. Pichard	355.66

2/28/58	250863	L. D. Plumb	250.00	234.38
	250864	B. C. Shelfer	355.66	280.97
	250865	L. M. Shelfer	285.00	218.24
	250866	C. L. Vocelle	250.00	142.58
	250867	W. T. Wallis	1,000.00	769.65
	250868	W. Wells, Jr.	150.00	133.15
	250869	A. R. Williams	627.83	493.88
	250870	F. Vidzes		94.30
	250871	Blue Cross of Fla., Inc.		49.70
	250872	Wilson Life Insurance Co.		22.38
	250873	State Retirement		274.67
	250874	Social Security		149.88
	250875	Federal Tax		1,103.20

TOTAL DISBURSEMENTS FOR THE MONTH OF FEBRUARY, 1958, \$48,477.48

U. S. G. S. COOPERATIVE FUND

Balance as of February 1st, 1958	\$5,100.00
Receipts	7,225.00
Disbursements	6,100.00
Balance as of February 28, 1958,	6,225.00

UNDER CHAPTER 18296

Receipts to General Revenue:

February 14, 1958 \$3,905.00

Total Receipts for the Month 3,905.00

Disbursements from General Revenue:

Date	Warrant No.	Payee	February Salary	Amount
2/12/58	269781	Art Craft Printers		94.00
2/28/58	248119	J. C. Conner	262.50	192.10
	248120	E. Hewitt	550.00	438.87
	248121	Provident Life & Accident Ins. Co.		7.75
	248122	Blue Cross of Fla., Inc.		7.85
	248123	State Retirement		37.75
	248124	Social Security		12.38
	248125	Federal Tax		115.80

TOTAL DISBURSEMENTS FOR THE MONTH \$906.50

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
DIRECTOR-SECRETARY

* * * * *

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
Richard W. Ervin, Attorney General (present part of time)
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director-Secretary
W. Turner Wallis, Engineer

The minutes of the Trustees dated January 28, 1958, were presented and upon motion duly adopted, were approved.

Motion was made, seconded and adopted, that the Trustees formally approve action taken by three members informally on the agenda for the meeting of February 25, 1958, including acceptance of bids offered and confirmation of sales for February 11 and 25, as follows:

SALES OF FEBRUARY 11, 1958

For competitive bids:

OKEECHOBEE COUNTY: High bid of \$180.00 offered by Nick Sagonias
OKEECHOBEE COUNTY: High bid of \$150.00 per lot from Roy C. Jones and William Moser

For objections only:

MONROE COUNTY: File 26-44-253.12 - Offer of \$200.00 per acre from Floyd W. Davis for 8.0 acres
MONROE COUNTY: File 14-44-253.12 - Offer of \$200.00 per acre from Maryland Holding Co. for 1.2 acres
MONROE COUNTY: File 50-44-253.12 - Offer of \$200.00 per acre from M. Curtis Miller and wife for 1.0 acre.

SALES OF FEBRUARY 25, 1958

For competitive bids:

PALM BEACH COUNTY: High bid of \$76.50 per acre offered by William Moser for 640 acres.

For objections only:

MONROE COUNTY: File 61-44-253.12 - Offer of \$150.00 per acre from Curtis and Risteigen for 79.6 acres;
MONROE COUNTY: File 63-44-253.12 - Offer of \$300.00 per acre or in this case \$125.00 for the parcel, by Raymond L. Rearick for 0.42 of an acre.

The entire agenda was formally approved as submitted.

Attorney General Ervin advised that he would be unable to attend the full meeting but would like to indicate his approval of the following items listed on the agenda:

- Item 27: Duval County - Transfer of title from the Trustees to the County of property designated as "Goat Island", under conditions as set forth in resolution adopted by the Board of County Commissioners.

Item 67: Jefferson County - Murphy Act Subject - Request from Kenneth E. Cooksey on behalf of Henry C. Aman and wife for disclaimer of tax sale certificates listed and for conveyance of a parcel of land under provisions of Chapter 28317.

Item 52: Pinellas County - Furen Fill - Mr. Ervin reported that all parties who made objection to the fill, and who appealed from the decision of Pinellas County Water and Navigation Control Authority, have joined in the appeal of the circuit court's decision. Also, he understood that Mrs. Dolores Bigelow had a statement to present to the Trustees in reference to the Furen Fill, and he would like to have Mr. Ralph McLane, Assistant Attorney General, represent him in the discussions in the event there might be necessity for additional litigation.

The following sales were advertised for consideration on this date:

COMPETITIVE BIDS:

OKEECHOBEE COUNTY: On January 28, 1958, the Trustees considered offer of the appraised price of \$50.00 per lot from George W. Spann, represented by W. L. Hendry, for purchase of Lots 3 and 4, Block 78, Okeechobee City Subdivision, subject to outstanding municipal and drainage taxes and assessments. The land was advertised for competitive bids in the Okeechobee News and proof of publication was filed in the Land Office.

Description of the land was called out and the highest bid received was \$55.00 per lot from R. C. Jones and Wm. Moser.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$55.00 per lot and confirm sale in favor of Mr. Jones and Mr. Moser.

Following discussion of advisability of retaining ownership in the state of the remaining land held by the Trustees in Okeechobee County, it was agreed that all other lots in that area be withdrawn from sale until further notice.

ADVERTISED FOR OBJECTIONS ONLY:

MONROE COUNTY: File 58-44-253.12 - On December 23, 1957, the Trustees considered offer of the appraised price of \$150.00 per acre from William W. Spruance, the abutting upland owner, represented by John P. Goggin, for purchase of a parcel of submerged land in the Straits of Florida in Section 15, Township 66 South, Range 32 East, Boot Key, commencing at the intersection of the west line of Government Lot 2 of said Section 15, and the southerly right of way line of Florida State Highway S-931, as existing October 5, 1957, and thence by metes and bounds description to the point of beginning, containing 0.7 of an acre, more or less. The land was advertised for objections only in the Coral Tribune and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Spruance at the appraised price of \$150.00 per acre.

MONROE COUNTY: File 70-44-253.12 - On February 4, 1958, the Trustees considered offer of the appraised price of \$200.00 per acre from Gordon-Wilder, Inc., abutting upland owners, represented by W. Curry Harris, for purchase of three small parcels of submerged land in Bogie Channel in Sections 23 and 24, Township 66 South, Range 29 East, Big Pine Key, lying easterly of and abutting Government Lot 2 of said Section 24, less the South 540 feet thereof, and Government Lot 3 of said Section 23, containing 2.8 acres, more or less. The land was advertised for objections only in the Coral Tribune of Key West, Florida, and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that sale of the three parcels be confirmed in favor of Gordon-Wilder, Inc., at the appraised price of \$200.00 per acre.

PINELLAS COUNTY: Two applications were presented for consideration by the Trustees, Pinellas County Water and Navigation Control Authority having published joint notices for sale of land, advertised for objections only, and for establishment of the bulkhead lines affecting said lands. The applications were as follows:

1. Edward F. Andrews, adjacent upland owner, offered the appraised price of \$250.00 per acre for purchase of 2.1 acres of submerged land in Clearwater Harbor in Section 30, Township 29 South, Range 15 East, located west of County Road No. 20E and Howard Estates Subdivision No. 1, to the south, and Biltmore Isle Subdivision to the north, in the Town of Belleair Beach, Florida.

Notice was received by the Trustees that Pinellas County Water and Navigation Control Authority had approved the sale of the land and establishment of the bulkhead line.

Description of the land was called out and the Director reported that objections had been filed to the sale and that parties were present to protest in person.

2. Globe Development Company, represented by Cedio G. Salterelli, adjacent upland owner, offered the appraised price of \$250.00 per acre for purchase of 5.31 acres of submerged land in the vicinity of 18th Street, north to Howard Point, Belleair Beach, commencing at the southwest corner of Section 31, Township 29 South, Range 15 East, located in Clearwater Harbor.

Notice was received that Pinellas County Water and Navigation Control Authority had approved sale of the land and establishment of the bulkhead line.

Description of the land was called out and the Director reported that objection had been filed to the sale and that parties were present to protest in person.

The following report and recommendations were made by the Director on the two applications - Edward F. Andrews and Globe Development Company.

REPORT

- a. Bulkhead lines established by Pinellas County Water and Navigation Control Authority pursuant to Chapter 57-362, Acts of 1957
- b. Application of E. F. Andrews to purchase submerged lands in Clearwater Harbor within bulkhead line, adjacent to filled sovereignty land of applicant;
- c. Application of Globe Development Company to purchase 5.31 acres of submerged lands in Clearwater Harbor, adjacent to filled sovereignty lands of applicant.

The bulkhead lines and proposed purchases have been advertised under joint notice of the Authority and Trustees, and the Authority has fixed the bulkhead lines subject to formal approval of the Trustees and filed recommendation that the sales be approved. The two areas have been inspected by the Chief Engineer.

Each application being for relatively small areas, is represented as needed to complete existing fills. The Harbor being about 6 miles long and 1 mile wide, the proposed extensions will not materially affect overall tidal movement and currents in the Harbor or at the inlet at Little Pass. Features of the existing fills which may be objectionable will not be rendered more acute by filling of the two

areas under consideration nor will the same within themselves affect shoaling or erosion nor create stagnant pockets. The local Authority made reduction in the area sought by Mr. Andrews and no possible inconvenience or hardship on owners or residents will result from the filling of either or both.

Attention is directed to the fact that unbalance and interference with harbor currents appears to be reflected by shoaling in the inlet. Any further filling other than modest extensions from the upland may be expected to aggravate conditions in the inlet and create an undesirable effect in the Harbor.

Since the two applications and bulkhead lines have been approved by the local authority and the proposed filling will not create any adverse physical effects in themselves, it is recommended that each of the bulkhead lines for these applications be approved and that sale of the two areas be confirmed, subject to the payment of \$250.00 per acre. The appraisers have placed a value of \$225.00 to \$250.00 per acre. Engineering Staff and Director concur in the foregoing recommendation.

Maps were submitted showing the proposed fills to be made by Mr. Andrews and by Globe Development Company. Mr. Leo Butler, engineer for the two applicants, pointed out the extent of the fills and advised that they would improve conditions in those areas rather than damage; that the fills will result in dredging out objectionable mud flats and causing a better flow of water than now exists, and both are within the bulkhead line fixed by the county.

Mr. Wallis reported that he had made an investigation of the areas in question as well as other locations and that each circumstance is different; that the staff took into consideration the entire bay in making the recommendation on these two applications, and any further fills should have sufficient extenuating circumstances to justify favorable consideration.

Mr. Harvey S. Plummer presented protest to both the Andrews and Globe applications and related the circumstances of a meeting he and a number of his neighbors had with a representative of the Trustees and a discussion of a report that was prepared in the Trustees' office on the subject of fills in the Pinellas County waters.

Mr. Plummer introduced Mr. Guy Long as an engineer with forty years experience. Mr. Long expressed protest to both the fills, claiming that shoaling would result from the fills and damage to improved private property would justify denial of the applications if for no other reason.

Mr. William Wightman, on behalf of Mr. Andrews, stated that his client claimed that the proposed filling would greatly improve the harbor; that it will clear up mud flats that have been a breeding ground for mosquitoes; that Mr. Plummer objected to any fills proposed in that area and that his statement to the effect that Belleair Beach Properties protested the fill was in error as that company had gone on record that they were not taking any action proposing or opposing; also, that other parties he represented as opposing the fill had written the Trustees denying that Mr. Plummer had authority to speak for them. Further, that fills in question are three-fourths of a mile from Mr. Plummer's property and could not cause him any damage; that public hearings were held by the County Authority and objectors and proponents had opportunity to be heard; that the objections were overruled and the applications were approved. In answer to a question from the Trustees as to why the area had not been filled before as the owner had held the land since the 1920's, Mr. Wightman stated that his client was making application for the fill when the Trustees declared a "freeze" for Pinellas County and also that their War Department permit was about to expire and he had to fill what he could; that the 2.1 acres covered by their application would round out their property and provide a suitable harbor. He urged that the Trustees approve the application and the bulkhead line as fixed by the county.

Mr. William Davenport of St. Petersburg, representing Globe Development Company, explained that the area sought was comprised largely of a mud flat which would be eliminated by the dredging; that Mr. Salterelli proposed now to fill the additional area applied for and agreed to reconvey to the Trustees the water areas in between the fingers. He also brought out that this application was heard before the Pinellas County Authority in 1956, at which time Mr. Plummer and associates presented objections; that again in January this year the matter was before the County Authority and Mr. Plummer again protested. Mr. Davenport urged that the Trustees approve the sale and the bulkhead line as approved by the Pinellas County Water and Navigation Control Authority.

Mr. Charles W. Michel, with three home owners from Harbor Bluffs, differed with the report from the Trustees' staff as to shoaling in the area and offered to take the engineers on a trip over the area and show the damage being done. He also called attention to the unsanitary features caused by these and other fills in the Bay.

Mr. Samuel A. Riligh expressed the view that the Trustees should take into consideration the effect these fills will have on home owners in the entire area and not just these two particular fills; that the beaches have eroded and he suggested that moratorium be called until the state can examine the over-all picture and have created an authority of competent engineers to look into all proposed fills and he felt their recommendation would be to stop any further filling.

Mr. Butler called attention to the distance from the proposed fill to the Harbor Bluffs property and stated that any developer is required to provide acceptable sanitary system to meet the regulations of the state and county Sanitary Departments.

The Trustees raised the point as to why these fills and bulkheads were being approved by the County Authority when they were damaging private property to such an extent.

Mr. Long replied that it was very difficult to get any of the public agencies to realize the damage being done by the fills to private property.

Mr. Wallis expressed the view that there was not as much difference of opinion between the views of the staff and those expressed by the objectors as some statements would indicate; that the staff feels this is an area where filling heretofore done has caused ill effects and any further filling should be carefully scrutinized. Action taken by the county was taken into consideration since that body was by law given the authority to pass on fills. The staff does not feel that these or any other fills in that area or similar areas are without consequence.

Governor Collins was of the opinion that since only three members of the board were present, no action should be taken at this meeting. He suggested that the application be taken under advisement by the full board without further hearings, unless specific circumstances justified further presentation, with final action to be taken April 8, 1958.

Without objection, it was ordered that the suggestion of the Governor be followed and action deferred till April 8th.

PINELLAS COUNTY: Without objection the Trustees deferred action on the sale of two parcels of land which were advertised jointly with Pinellas County Water and Navigation Control Authority, which sales, together with bulkhead lines for each, were approved by the Pinellas County Authority. The Trustees deferred action in order to secure appraisals as to the value of the land and for opportunity for study by the staff before making recommendations. The applications were made by:

Frank P. Caldwell, Jr., et al, represented by Wm. F. Davenport, and Milton Roy Company, et al, represented by Wm. C. Kaleel. Both applications were for submerged land in the vicinity of Long Bayou and Cross Bayou northeast of the Seaboard Airline Railroad right of way, located in Sections 1 and 2, Township 31 South, Range 15 East.

APPLICATIONS TO PURCHASE LAND

The following applications were presented for purchase of submerged land adjacent to upland ownership of applicants:

1. CHARLOTTE COUNTY:- File 84-08-253.12 - Glenn Griggs and wife, abutting upland owners, represented by Leo Wotitzky, applied for a parcel of submerged land in Lemon Bay in Section 28, Township 41 South, Range 20 East, containing 5.81 acres, conveyance to be at the appraised price of \$200.00 per acre.
2. HENDRY COUNTY - File No. 92-26-253.36 - Horatio Lowe, abutting upland owner, applied to purchase a parcel of reclaimed bottom land in the Caloosahatchee River in Section 5, Township 43 South, Range 29 East, containing 1.0 acre, more or less, with conveyance to be at the appraised price of \$100.00 per acre.
3. MONROE COUNTY - File No. 64-44-253.12 - L. R. Coman and wife, abutting upland owners, applied to purchase a parcel of submerged land in the Straits of Florida in Section 27, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.32 of an acre, with conveyance to be at the appraised price of \$300.00 per acre.
4. MONROE COUNTY - File No. 71-44-253.12 - Ross Sawyer, Jr., abutting upland owner, represented by E. R. McCarthy, applied to purchase four (4) parcels of submerged land in Cudjoe Bay in Sections 29, 31 and 32, Township 66 South, Range 28 East, containing a total of 9.57 acres, more or less, with conveyance to be at the appraised price of \$150.00 per acre.
5. MONROE COUNTY - File No. 74-44-253.12 - Albert S. Dubbin and Jerome Weinkle, abutting upland owners, applied for a parcel of submerged land in Bonefish Bay in Section 4, Township 66 South, Range 33 East, Crawl Key, containing 3.78 acres, more or less, to be conveyed at the appraised price of \$300.00 per acre.
6. MONROE COUNTY - File No. 76-44-253.12 - Key Sand Holding Corporation, abutting upland owner, represented by G. A. Crawshaw, applied to purchase a parcel of submerged land in the Straits of Florida in Section 23, Township 63 South, Range 37 East, Windley Key, containing 8.8 acres, more or less, to be conveyed at the appraised price of \$300.00 per acre.
7. MONROE COUNTY - File No. 80-44-253.12 - Floyd Lamb and Brooks Bateman, abutting upland owners, applied to purchase a parcel of submerged land in the Straits of Florida in Section 25, Township 65 South, Range 33 East, Grassy Key, containing 5.0 acres, more or less, to be conveyed at the appraised price of \$150.00 per acre.
8. MONROE COUNTY - File No. 82-44-253.12 - Robert Yahn and wife, abutting upland owners, represented by G. A. Crawshaw, applied to purchase a parcel of submerged land in the Straits of Florida in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.41 of an acre, more or less, to be conveyed at the appraised price of \$300.00 per acre.
9. MONROE COUNTY - File No. 85-44-253.12 - George A. Coffin and wife, abutting upland owners, represented by G. A. Crawshaw, applied to purchase a parcel of submerged land in the Straits of Florida in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.71 of an acre, to be conveyed at the appraised price of \$300.00 per acre.
10. MONROE COUNTY - File No. 86-44-253.12 - Treasure Harbor, Inc., abutting upland owner, represented by G. A. Crawshaw, applied to purchase two (2) parcels of submerged land in the Straits of Florida in Section 24, Township 63 South, Range 37 East, Plantation Key, containing 1.96 acres, more or less, to be conveyed at the appraised price of \$200.00 per acre.
11. MONROE COUNTY - File No. 87-44-253.12 - W. F. Blanton and wife, abutting upland owners, represented by G. A. Crawshaw, applied to purchase a parcel of submerged land in the Straits of Florida

in Section 24, Township 63 South, Range 37 East, containing 0.20 of an acre, to be conveyed at the appraised price of \$200.00 per acre or in this case the minimum of \$100.00 for the parcel.

12. MONROE COUNTY - File No. 88-44-253.12 - George G. Mooney and wife, abutting upland owners, represented by G. A. Crawshaw, applied to purchase a parcel of submerged land in the Straits of Florida in Section 24, Township 63 South, Range 37 East, Plantation Key, containing 0.50 of an acre, more or less, to be conveyed at the appraised price of \$200.00 per acre.

13. PINELLAS COUNTY - File No. 83-52-253.12 - Ben Evans, et al, abutting upland owners, represented by Leo Butler, applied to purchase a parcel of submerged land in Old Tampa Bay in Section 29, Township 29 South, Range 16 East, containing 38.3 acres, more or less, to be conveyed at the appraised price, which had not been received.

Request was also made that the Trustees approve the bulkhead line established by the Pinellas County Water and Navigation Control Authority, under provisions of Section 253.122, Florida Statutes of 1957, affecting the parcel applied for by Ben Evans.

14. PINELLAS COUNTY - File No. 93-52-253.12 - Joseph Constantine, the abutting upland owner, represented by Wightman, Rowe and Tanney, applied to purchase a parcel of submerged land in Old Tampa Bay in Section 20, Township 29 South, Range 16 East, containing 90 acres, more or less, subject to offer of the appraised price which had not been received.

Request was also made that the Trustees approve the bulkhead line established by the Pinellas County Water and Navigation Control Authority under provisions of Section 253.122, Florida Statutes of 1957, affecting the parcel applied for by Joseph Constantine.

Motion was made, seconded and adopted, that the fourteen (14) applications for purchase of the land described be approved subject to advertisement for objections only, with payment to be at not less than the appraised price for each parcel.

Motion was made, seconded and adopted, that the Trustees approve the bulkhead line as established by the Pinellas County Water and Navigation Control Authority affecting the two parcels of land in Pinellas County applied for by Ben Evans and Joseph Constantine.

ESTABLISHMENT OF BULKHEAD LINE

PINELLAS COUNTY: Boca Ciega Land Company, Inc., represented by Adrian S. Bacon, requested that the Trustees approve the bulkhead line established by the Pinellas County Water and Navigation Control Authority February 27, 1958, and permit to fill an area including Rabbit Key (Archibald Island) and adjacent submerged lands owned by applicant. The land involved was conveyed out of the state several years ago.

Mrs. Dolores L. Bigelow of St. Petersburg submitted protest to the application, stating that the applicants had stated they would destroy this marshy area; that it will be just one more fill extending out into the Bay and would be objectionable to private property owners.

Motion was made, seconded and adopted, that the Trustees defer action on the application from Mr. Bacon and consideration be given at a later date.

RECONSIDERATION: REQUEST OF CITY OF FORT LAUDERDALE

BROWARD COUNTY: March 18, 1958, the Trustees deferred action on application from the City of Fort Lauderdale, Florida, for conveyance by the Trustees of submerged land in front of upland owned by the city and the abutting areas now in process of being

acquired by the city; also, the filling of the submerged land for development of a commercial parking area in New River Sound, Section 12, Township 50 South, Range 42 East, at Las Olas Boulevard, the city having agreed to convey to the Trustees certain submerged lands in New River acquired from the Trustees in 1937, across which the new Government Channel would be cut.

Mr. Julian E. Ross, City Attorney, Mr. W. J. Veeder, City Manager, and Mr. John V. Russell, Mayor-Commissioner, were present on behalf of the City of Fort Lauderdale and renewed application submitted at former meeting. Mr. Veeder displayed maps showing the entire project and filed with the Trustees letters recommending and approving the proposal by the city, from the Fort Lauderdale Chamber of Commerce, Fort Lauderdale Hotel Association, Fort Lauderdale Apartment House Association, Fort Lauderdale Junior Chamber of Commerce, Beach Kiwanis Club, Fort Lauderdale Beach Lions Club, Beach Merchants Improvement Association, Broward Builders Exchange and Associates, and Broward County Chapter of the American Institute of Architects.

The arguments submitted by the delegation were substantially as presented at the former meeting with the added approval of Mayor Russell, also the agreement by the city officials to plant and maintain a tall, heavy shrubbery hedge along the boundary of the parking area as a screen to eliminate lights from cars and noise objected to by owners of privately owned property. The importance of the perimeter road to be provided by the State Road Department was stressed.

Mr. Wilbur E. Jones, Chairman of the State Road Department, recommended that the application be approved by the Trustees as it would provide a perimeter road which would be the solution to the traffic problem at that point.

Mr. Charles E. Knight, one of the City Commissioners, protested the application on the ground that it would mean the loss of a considerable portion of his property, would fill in the waterway which was of far more value to the city and the public generally than the parking lot, that it would greatly depreciate the value of privately owned property, and that there were other available locations which could be acquired for parking purposes at much less cost.

Mr. Joseph A. Fitzsimmons submitted objections from approximately 300 clients owning valuable property in that area and submitted photographs showing how the property would be damaged by the parking lot. He also pointed out that the section involved was not zoned for such development but was highly restricted. The disadvantage from the standpoint of traffic and navigation was urged as opposition to granting the request of the city.

The Trustees expressed concern that in the absence of a bulkhead line in that area private owners would feel justified in making application to fill out the same distance as the city. The board urged that the city immediately proceed to establish the bulkhead line.

Governor Collins expressed a willingness to go along with the proposal, acceding to the apparent majority in favor of the city's plan in order to facilitate traffic movement and also to provide additional parking areas. The suggestion was that the Trustees agree to approve the proposal, subject to affirmative action being taken by the city to assure establishment of the bulkhead line at the present water line.

Without objection, the Trustees postponed action on the application of the city for final disposition April 1, 1958, with the understanding that no further hearings will be held.

DUVAL COUNTY: Senator Fletcher Morgan of Jacksonville, and Mr. J. Henry Blount, attorney for the Board of County Commissioners, presented certified copy of a resolution adopted by the Board of County Commissioners of Duval County March 24, 1958, making formal request that the Trustees of the Internal Improve-

ment Fund consummate conveyance of the property described in and authorized by Chapter 57-502, Laws of Florida, Acts of 1957. The subject property described in said resolution is designated as certain lands comprising islands, swamp and submerged lands commonly known as Quarantine Island, Radcliffe Island, Vicks Island, Long Island and Lebaron Island, including part of Coon Point, together with all lands and swamp lands and bottoms lying northerly of the right of way of "Cut 42" of the Fulton-Dames Point Cutoff, and bounded on the East, North and West by the channel of the St. Johns River and being located in Township 1 South, Ranges 27 and 28 East, excepting from said deed that part of said land conveyed as right of way of "Cut 42" of Fulton-Dames Point Cutoff, Jacksonville Harbor Project of Engineers, U. S. Army. Property also commonly known as Goat Island.

Governor Collins thanked the Duval County legislative delegation and the Board of County Commissioners for working out the proposed port development, and adoption of the resolution which was gone over with the Attorney General and which was satisfactory to them. The Governor further suggested that the Trustees consummate the transaction by executing a deed in favor of Duval County, subject to conditions of the resolution, and expressed the desire that the port development proceed as rapidly as possible.

Before having to leave the meeting, the Attorney General stated he was in favor of conveying the land to Duval County, under conditions set forth in resolution of said county.

Motion was made, seconded and adopted, that the Trustees approve issuance of deed in favor of Duval County pursuant to the provisions of Chapter 57-502, Laws of Florida, Acts of 1957, upon payment of two dollars and fifty cents (\$2.50) per acre, subject to the description being checked by the engineers and upon approval of deed by the Attorney General's office under conditions set forth in resolution adopted by the Board of County Commissioners of Duval County.

DEEDS AND CONTRACTS

DADE COUNTY: Recommendation was made that request from Dade County be approved for dedication of a small parcel of land, approximately 10 ft. x 20 ft. in size, described as Block 2-A, Greater Miami Subdivision in Section 5, Township 55 South, Range 40 East, referred to as an island in the intersection of streets.

Motion was made, seconded and adopted, that the parcel be dedicated to Dade County for public purposes only, without cost.

DUVAL COUNTY: Buck & Buck, Inc., made application for disclaimer of the unsurveyed marsh comprising 209 acres, more or less, which was patented to the state June 23, 1882, and conveyed by the Trustees to Jacksonville and Atlantic Railroad Company by Deed No. 14894 dated December 22, 1893. The same land appears to have been deeded, along with filled sovereignty lands, to Buck & Buck, holder under chain of title from the railroad deed, but subject to the reservation of one-half of petroleum and three-fourths of phosphate, minerals and metals. Recommendation was made that disclaimer be authorized to clear reservation as to the land sold in 1893 without reservation.

Motion was made, seconded and adopted, that the recommendation be approved and disclaimer of the 209 acres be issued.

HENDRY COUNTY: The Trustees' Office requested confirmation of three deeds issued in 1955 conveying land in the abandoned portion of the old Caloosahatchee River bed, Riverview Subdivision in Section 5, Township 43 South, Range 29 East, abutting lots owned by grantees in said deeds. Explanation was given that approval for issuance of deeds was inadvertently omitted from the agenda at the time.

Motion was made, seconded and adopted, that the Trustees approve the following deeds:

No. 21027 to J. R. Spratt and Elizabeth Harris Spratt, his wife
No. 21033 to Robert E. Byrd and Margaret Thompson Byrd, his wife
No. 21034 to The Atlantic Land and Improvement Company.

INDIAN RIVER COUNTY: Request was presented from Julian W. Lowenstein for amendment of his Contract No. 21550 dated April 24, 1957, covering 34.02 acres of submerged land in Indian River extending outward 400 feet from the shore. He desires to purchase out only 200 feet. The contract is in good standing and it was recommended that the purchase be reduced and all sums paid be credited on the revised contract. The request represents voluntary compliance with the bulkhead line.

Motion was made, seconded and adopted, that the Trustees authorize reduction of the contract held by Mr. Lowenstein as recommended.

LEE COUNTY: J. Hardin Peterson made application on behalf of H. H. Ford for quitclaim of natural accretion to remnants of upland in Government Lot 7, Section 11, and Government Lot 1 of Section 14, Township 46 South, Range 21 East, at the westerly end of Sanibel Island. Mr. Ford holds record title to the entire Government lots but erosion has altered the areas and shapes, taking away part of the lots and building up accretions to upland remnants. Affidavit has been filed evidencing that the accretion is natural.

Motion was made, seconded and adopted, that action on the request be deferred and referred to the Attorney General for study and report.

PALM BEACH COUNTY: Thomas Handley and J. T. Clamp request clarification of description in Trustees' Deed No. 20488-B dated July 15, 1954, which will consist of describing the area by metes and bounds description. Cost for the deed will be the handling fee of \$10.00.

Motion was made, seconded and adopted, that the request be granted and deed issued upon payment of \$10.00.

PALM BEACH COUNTY: Charles R. Barton, Lee Rhodenizer and Stafford Beach, represented by George S. Brockway, submitted application for disclaimer under the provisions of Section 253.122 - Section 9 of the Bulkhead Act - to the following described areas which had been filled prior to June 11, 1957:

- (a) A parcel of land in Section 28, Township 42 South, Range 43 East, containing 1.17 acres, more or less.
- (b) A parcel of land in Section 28, Township 42 South, Range 43 East, containing 1.07 acres, more or less.
- (c) A parcel of land in Section 28, Township 42 South, Range 43 East, containing 2.74 acres, more or less.

Recommendation was made that the disclaimers be issued upon payment of the handling charge of \$10.00 each.

Motion was made, seconded and adopted, that the request be granted and disclaimers issued as recommended by the Director.

PALM BEACH COUNTY: On July 19, 1939 the Trustees conveyed by Deed No. 18505 to the Board of Public Instruction of Palm Beach County, for school purposes only, Lots 46-A, 47-A and 48-A, Supplemental Plat of Section 18, Township 42 South, Range 37 East, containing 0.77 of an acre. Mr. Marshall M. Criser, representing the Board of Public Instruction, requested that title to the lots be vested in the City of Pahokee for use as a City Park.

It was recommended that upon transfer of the title by quitclaim deed from the School Board back to the Trustees, the land be dedicated for public purposes, under supervision and control by the City of Pahokee, in pursuance of a city resolution requesting said lots for public purposes, subject to adoption of a resolution by the Palm Beach County Board of Public Instruction accompanied by said quitclaim deed.

Motion was made, seconded and adopted, that the Trustees approve disposition of the application as recommended by the Director, conditioned upon the proper resolutions being adopted by the two local agencies involved and execution of quitclaim deed from the Board of Public Instruction of Palm Beach County to the Trustees.

PINELLAS COUNTY: Andrew C. Olsen, represented by Leo M. Butler, requested that the Trustees issue deed to correct an error in description furnished by applicant's engineer which was used in Deed No. 21744 dated February 7, 1958, issued to Mr. Olsen.

Motion was made, seconded and adopted, that the Trustees authorize issuance of correction deed as requested upon payment of the handling charge of \$10.00.

PINELLAS COUNTY: Trustees of the Internal Improvement Fund issued Deed No. 20917 dated May 24, 1955, to Sea Island Development Company of St. Petersburg, conveying certain lands in Boca Ciega Bay in Sections 10 and 15, Township 31 South, Range 15 East. Subsequent to date of deed and prior to June 11, 1957, the effective date of Chapter 57-362, 1957 Acts of the Legislature, (Section 253.122 Florida Statutes) the parcel included in said deed was filled to above mean high water. It has developed that during the filling operations a deflection or angle occurred in the lineage of the guide stakes at the northerly end of the parcel and land outside of the original description was filled.

N. W. Berger, representing the Sea Island Development Company, requested that the Trustees accept deed reconveying the parcel originally described in Deed No. 20917 and authorize conveyance to Sea Island Development Company of the parcel as filled under provisions of Section 1 of said Chapter 57-362. It was recommended that Mr. Berger's request be granted.

Motion was made, seconded and adopted, that the Trustees grant request of Sea Island Development Company and, upon reconveyance to the Trustees of the land described in Deed No. 20917, a new deed be issued to said company conveying the parcel filled under Section 1 of Chapter 57-362, 1957 Laws, the areas of both parcels being identical.

PINELLAS COUNTY: Arnold W. Higgins and wife, represented by Adrian S. Bacon of St. Petersburg, Florida, made application for conveyance under provisions of Section 253.122, Florida Statutes of 1957, of a parcel of filled sovereignty land in Section 29, Township 30 South, Range 15 East, containing 1.26 acres, more or less, at the appraised price of \$200.00 per acre. Applicant is riparian owner of the abutting upland property.

Motion was made, seconded and adopted, that recommendation of the Trustees' staff be approved and that the request be granted upon payment for the land at the rate of \$200.00 per acre.

MISCELLANEOUS SUBJECTS

BREVARD COUNTY: The State Road Department agreed to furnish borrow pit for use of the contractor in construction of State Road No. 5 - Section 7001-106, but the James H. Craggs Construction Company, subcontractor for bridge approaches, desires to use material from an area in Section 2, Township 28 South, Range 37 East, which land is under non-exclusive Sand Lease

No. 1091 to Mrs. Florence Vorkeller. Mrs. Vorkeller has agreed to allow removal of approximately 23,831 cubic yards of material upon approval by the Trustees. Since the material is to be furnished by the Contractor without charge to the State Road Department, it was recommended that approval be given for removal of material for use on the said project.

Motion was made, seconded and adopted, that the Trustees grant request for removal of the material desired conditioned upon written consent from Mrs. Vorkeller being filed with the Trustees.

BREVARD COUNTY: Request was presented from James R. Peek of Eau Gallie, Florida, for a 90-day permit to gather seaweed from the shore at Eau Gallie and Melbourne, as well as other points where there might be an accumulation between Cocoa and the South line of Brevard County. Mr. Peek contemplates making application for a lease but desires the 90-day permission to do experimental work with a view to processing the seaweed for use in fertilizer and livestock feed.

The Director recommends that the request be granted with provisions requiring consent of owners, municipalities and county affected, as well as compliance with local and general laws, and covenant that his operations will not create any nuisance or injury to marine life, public or private property. Payment for such permit to be \$25.00.

Motion was made, seconded and adopted, that the application be approved and permission granted for 90 days under terms and conditions recommended by the Director.

DADE COUNTY: Application was presented from Daniels Towing & Drydock Company for renewal of Sand Lease No. 640 involving approximately 266 acres southwest of and 1500 feet offshore from Key Biscayne, which lease expires April 25, 1958. The present lease is non-exclusive, Des Rocher Sand Company having a lease in the same area.

Motion was made, seconded and adopted, that a two-year non-exclusive sand lease be authorized with increase in royalty payments from ten cents (10¢) to fifteen cents (15¢) per cubic yard.

GLADES COUNTY: Central and Southern Florida Flood Control District requested perpetual easement for canal right of way purposes for Canal C-41 across the sovereign bottoms of Lake Okeechobee in unsurveyed Section 13, Township 40 South, Range 32 East, and in Section 18, Township 40 South, Range 33 East.

Motion was made, seconded and adopted, that the request be granted and perpetual easement issued to Central and Southern Florida Flood Control District.

HIGHLANDS COUNTY: At the meeting December 23, 1957, the Trustees approved issuance of permit to Frederick Nelson, the upland owner, represented by Harry Lee, for removal of four thousand (4000) cubic yards of material from Little Lake Jackson. The applicant later decided not to pump the material and requested refund of the amount paid - \$200.00.

Motion was made, seconded and adopted, that the permit in favor of Mr. Nelson be cancelled and refund of his \$200.00 deposit authorized.

HIGHLANDS COUNTY: Consimo Martinetto of Sebring, Florida, made application to remove 500 cubic yards of material from the bottoms of state owned Lake Jackson from an area in front of his upland property in Lake Sebring Subdivision, said material to be used in improving applicant's upland property.

Motion was made, seconded and adopted, that the Trustees authorize permit for taking the material upon payment at the rate of five cents (5¢) per cubic yard, or in this case the minimum of \$25.00.

HIGHLANDS COUNTY: Motion was made, seconded and adopted, to grant request from Tom Emerson, upland owner, represented by Harry Lee, and increase Permit No. 1142 dated August 27, 1957, by fifteen hundred (1500) cubic yards for additional material already excavated from the bottoms of Lake Jackson upon payment for said material at the rate of five cents (5¢) per cubic yard, or \$75.00.

LAKE COUNTY: Applications were presented from Peter T. Carpenter and Mrs. E. N. Dailey, both of Eustis, for permission to pump sand from the bottom of Lake Joanna onto the shore of their lakefront property in order to build beaches and eliminate existing undesirable conditions.

The Director reported that an inspection was made by the Trustees' field representative, who stated that there were no apparent objections to the improvements and that there was sufficient sand available in front of applicants properties to permit removal of the quantity required without undue disturbance of bottom conditions. It was recommended that permission be granted in both cases, subject to payment for the material at the usual rate of five cents (5¢) per cubic yard and full compliance with provisions of the permit form. No extension of the upland into the lake was recommended.

Motion was made, seconded and adopted, that the Trustees authorize permits in favor of Mr. Carpenter and Mrs. Dailey for removal for the material desired upon terms and conditions as recommended by the Director.

MONROE COUNTY: Paul E. Sawyer, on behalf of Monroe County, requested that the Trustees of the Internal Improvement Fund deed to the County a parcel of submerged land in Section 35, Township 67 South, Range 25 East, extending from Stock Island to Cow Key, a distance of approximately 2600 feet, to be used by the County for road right of way purposes. The Director recommended issuance of a perpetual easement in lieu of deed to Monroe County for roadway purposes, with non-use reversionary clause contained therein, and subject to the easement being advertised for objections only, the county to bear the advertising costs.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the Director and authorize perpetual easement in favor of Monroe County, subject to advertisement for objections only, with advertising cost to be paid by the county.

PALM BEACH COUNTY: Report was made that the City of West Palm Beach, Florida secured permit of the U. S. Engineers prior to enactment of Chapter 57-362, Acts of 1957, Sec. 253.122, Florida Statutes 1957, to fill submerged land outward from the shore of Lake Worth to the existing bulkhead line in front of properties north of Gregory Place and South of the north line of Lot 17, Miramar Shores. Such filling was exempt from the provisions of the 1957 Act under Section 11 thereof. However, Section 1 of the Act provides that the Trustees may convey areas filled by cities not actually required for city purposes.

The minutes of the meeting by the Trustees on July 23, 1957, record the adoption of a recommendation by the Engineer that, in those instances where the City of West Palm Beach had agreed to fill without cost to the upland owner the submerged land between the present shoreline of Lake Worth and westerly boundary of the easement to be acquired by the city for extensions of Flagler Drive, the Trustees under the authority of Section 1 of Chapter 57-362 would convey such areas at no charge. Through inadvertence no mention was made of the limited number of instances where the city was committed to fill areas between the easterly boundary of the easement for Flagler Drive and the bulkhead line without cost to the upland owners. In both situations it seems significant that it is the obligation of the city to fill without cost and that the omission of a charge for the land results in a saving to the city rather than the upland owner.

In addition, the city agreed to construct bulkheads on the bulkhead line for owners who wished to have the filling carried out that far, and this filling qualifies under Sec. 11 of the Act. As to Lots 17, 18 and 35 of Miramar Shores and Lot A of Seville, right of way for Flagler Drive was required from the upland lots which fronted the Lake and no filling was required between the upland lots and the Drive. Filling was offered between the Drive and bulkhead line and may qualify under both Section 11 and Section 1, but such filling is compensation for right of way granted for the Drive and it is suggested that the Trustees should not make charge for conveyance of such sovereignty land in this category or for submerged land filled between the shore and Flagler Drive as compensation to the upland owners. The Trustees granted the area filled in front of Lot A, Seville to J. H. French and wife March 18 and secured agreement for payment at the rate of \$850.00 per acre by the city.

Since the filling in front of Lot A, Seville and between the shore and Drive in front of other lots was done by the City at its own expense and under agreement whereby the city would have title to these filled areas vested in the upland riparian owner, it is recommended that since the same was compensation for damages to such owners arising out of extension of Flagler Drive that payment for these filled areas be waived, but that the areas filled lakeward of Flagler Drive in front of lots which were extended out to the drive by filling during and in connection with the filling of Flagler Drive be sold at the appraised price of \$850.00 per acre.

The City urged that if the fill was done by the municipality without cost the area filled be conveyed without cost.

Motion was made, seconded and adopted, that the report of the Director be approved as the action of the board, with no charge to be made for those areas filled by the city without cost, but for those filled lakeward of Flagler Drive in front of lots extended out to the drive, sale to be at appraised price of \$850.00 per acre.

SEMINOLE-VOLUSIA COUNTIES: The State Road Department requested perpetual easement across the bottoms of the St. Johns River in Section 2, Township 19 South, Range 30 East, Volusia County, and in Section 16, Township 19 South, Range 30 East, Seminole and Volusia Counties, necessary in the construction of two bridges on State Road No. 400 - Sections 7911-401 and 7716-401.

Motion was made, seconded and adopted, that perpetual easement be authorized covering the area applied for by the State Road Department.

VOLUSIA COUNTY: Attention was called to copy of a resolution adopted March 13, 1958, by the Peninsula Taxpayers & Voters Association of Volusia County, condemning the granting of mining permits and resolving that the permits heretofore granted be rescinded and that the Trustees refuse to grant permits in future.

Mr. Ferguson reported that none of the outstanding leases appeared subject to cancellation under their terms; that he understood the basis for this resolution was an application from Inter-Continental Engineering & Export Company for lease as provided in its exploration contract. The company agreed that all types of equipment and methods for removing the sand would be cleared with the Trustees prior to any mining operations; that the company was notified that all plans should be approved by the Coastal Engineering Laboratory of the University of Florida, at the expense of the company, and report on the plans made to the Trustees by the Coastal Laboratory. Attention was also called to conditions and restrictions in leases for the protection of private and public property and interest, with bond guaranteeing performance; that in the case mentioned there was a possibility of expanding those clauses to insure greater protection.

BEACH PRESERVATION PROGRAM: The Director submitted a report, which was made a part of the agenda, stating that suggestions had been made that the Trustees regulate installation of groins and other structures upon sovereignty water bottoms, foreshore areas and public lands which obstruct access to foreshore and beaches or which deflect currents in the navigable waters. Reference was made to applications pending before the U. S. District Engineer and to protests filed by the Trustees and the Board of County Commissioners to an application for a single groin involving Hutchinson Island in Martin County. However, permit was granted by the United States for the reason that it did not interfere with navigation. Several protests were filed with the Trustees to the last mentioned groin. The report called attention to the possible necessity for a program for regulating permits, requiring evidence of upland ownership, maps and other data, with report from the Coastal Engineering Laboratory of the University of Florida as to beneficial and harmful effects of the proposed installation; that it might be advisable for the formal permit to contain conditions for modification or removal of the groins based on certain conditions or reasons, with surety bond to be furnished guaranteeing expense of necessary removal or changes in the installation. Report from the Coastal Engineering Laboratory should provide data as to whether the groin or obstruction would be justified, with the processing fee to be moderate.

Should the control program be undertaken, legislation might be necessary in order to make it effective, especially in the event of legal action. Any staff recommendations on the subject would be guided by reports and findings of the Coastal Engineering Laboratory, as the recognized erosion authority affiliated with the state.

Mr. Ferguson further stated that Col. Paul D. Troxler of the U. S. Engineer Office, Jacksonville, would be in Tallahassee soon and plans for beach preservation would be discussed with him. Heretofore the Trustees had no affiliated agency to depend on for reports and if there did not appear to be any interference with navigation, the United States Engineers granted permits for such projects; that if any progress was to be made under the 1957 Act, it would be necessary to set up regulations for procedure under control of the Trustees, and that no permits should be granted without recommendation from the Coastal Engineering Laboratory.

Without objection, the Trustees agreed that Mr. Ferguson take the matter up with the Attorney General with a view to developing rules and regulations for governing beach erosion and also that the Attorney General examine into the authority of the Trustees on this question. It was so ordered.

PINELLAS COUNTY: At the beginning of the meeting the Attorney General reported that he had a letter from Mr. T. M. Shackelford advising that all interested parties had entered into the appeal in the "Furen Fill" case and that the necessary papers had been filed.

PINELLAS COUNTY: Mrs. Dolores L. Bigelow, Executive Secretary of the Alliance for Conservation of Natural Resources in Pinellas County, read a prepared statement with reference to the "Furen Fill" in which she stated she would make some startling and dramatic disclosures regarding findings of their attorney, Knight Guild Aulbrook, of undeniable proof that certain deeds to Al W. Furen were obtained from the state directly as a result of fraudulent misrepresentations and concealment of material facts by the applicants. Mrs. Bigelow urged that the Attorney General be authorized to make a study of the proof the attorney for the Alliance has in his possession with a view to adoption of procedure for the protection of the public interest in the matter of sale and use of submerged lands; also, to instruct the Alliance regarding the disposition of the proof of fraud in the hands of its attorney and the necessary legal steps to be taken.

Mrs. Bigelow was advised that the Trustees would like to have any showing of fact in respect to allegations as to any misdoings either intentional or unintentional. She was urged to provide the Attorney General's office with any facts or information about the transactions referred to in order that the Trustees may safeguard the public interest; that the Trustees' staff have instructions to clear all applications through the several agencies affected, such as the Board of Conservation, the U. S. Engineers, the Boards of County Commissioners and municipalities. Mention was also made of reorganization of the Trustees' staff and closer coordination of the various phases of the work for more efficient handling.

PROMOTION OF RAMIE AND KENAF FIBERS: The Director called attention to action taken by the Trustees December 2, 1957, continuing the services of Mr. Harley G. Morton, Fiber Technologist, for an additional period of three (3) months from said date, which extension would expire April 1, 1958. Request has been made that Mr. Morton's services be retained for the remainder of this year.

Without objection, it was agreed to extend Mr. Morton's service to May 1, 1958, with further discussion on the subject at the meeting of April 8, 1958.

Motion was made, seconded and adopted, approving employment commencing March 1, 1958, of Mrs. Lois C. Roberts as secretary in the Director's office at a salary of \$300.00 per month with a probationary period of three (3) months, and if satisfactory the salary to be increased to \$325.00 per month. Mrs. Roberts replaces Mrs. Maud Barco who retired February 28.

Motion was made, seconded and adopted, formally approving action taken by three members for expenditure of \$220.00 for carpentry work, painting, etc., and additional authority for the purchase of an electric typewriter, lighting fixtures and equipment and a drafting table, for the office of the Trustees.

Mr. Lester D. Plumb, who was resigning as Land Clerk, effective April 1, stated that he had enjoyed the work with the Trustees and felt that the experience had been very beneficial to him but circumstances had made it necessary for him to return to his home in Pinellas County.

The Trustees thanked Mr. Plumb for his cooperation during the time he was with the Land Office.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, to approve Report No. 687 listing 9 regular bids for purchase of land under Chapter 18296, also approving Polk County Deed No. 618-Dupl., to Townsend Sash, Door & Lumber Company, Inc., original deed reported lost, and Broward County Deed No. 653-Cor., to Betty Pickell for more fully describing the property conveyed in original deed.

COLUMBIA COUNTY: J. C. Marsh and Company requested conveyance under Chapter 28317, Acts of 1953, of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 24, and E $\frac{1}{2}$ of NE $\frac{1}{4}$ of Section 25, Township 2 South, Range 16 East, containing 120 acres, for which applicants offered \$120.00. Recommendation was made that the request be denied unless applicants make an offer equal to the minimum bid of \$10.00 per acre.

W. Brantley Brannon of Lake City, Florida, explained that in 1937 Mr. Marsh went to the Clerk's office and stated that he wanted to take up all tax certificates on his property including this parcel but through error of the Clerk one certificate was not redeemed; that taxes had been paid on the 120 acres since 1931 to 1957 and applicants did not know the land had reverted to the state until a few months ago. Since the land had not been assessed in the name of the State it was not known that it had reverted under the Murphy Act. Mr. Brannon asked that the Trustees accept the offer of \$1.00 per acre.

In discussing the application the Trustees expressed the view that any reduction from the minimum bid required under the rules would not be considered as representing the value of the land but as recognition that there was default on the part of a public official.

Motion was made, seconded and adopted, that the Trustees authorize conveyance of whatever right the State has in the land upon payment of \$500.00, it being understood that said amount did not represent the value of the land.

ESCAMBIA COUNTY: O. G. Sorrell and wife applied for deed under provisions of Chapter 28317, Acts of 1953, to a parcel of land 25 x 100 feet, located in Section 34, Township 2 South, Range 30 West, for which they offered \$15.00. Recommendation was made that the request be declined as not being considered a bona fide hardship case and that a base bid of \$50.00 be fixed for advertisement and regular sale.

Motion was made, seconded and adopted, that the offer be declined and a minimum bid of \$50.00 be agreed on for advertising at public sale.

HILLSBOROUGH COUNTY: The City of Plant City, Florida, offered \$100.00 for conveyance of the East 120 feet of the S $\frac{1}{2}$ of NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29, Township 28 South, Range 22 East.

Motion was made, seconded and adopted, that recommendation of the staff be approved and deed authorized issued under provisions of Chapter 21684 upon payment of \$100.00.

JEFFERSON COUNTY: Rosa Lee Braswell offered \$165.00 for conveyance under Chapter 28317 of 1953, of the South part of Lot 147 West of State Road No. 11 and East of Miccosukee Lake, Georgia Survey of Township 3 North, Range 4 East, containing 33 acres. Recommendation was made that the application be approved, conditioned upon payment of \$330.00, which was equal to the base bid.

Mr. Ike Anderson, Clerk of the Circuit Court of Jefferson County, urged that the Trustees accept the offer as this property had been in Mrs. Braswell's family since before the war between the States and she has paid taxes on the lot since 1934, and the family had paid taxes since 1885; that they were not aware the two certificates issued in 1930 and 1931 were outstanding and had deposited with the Clerk the amount of taxes for the two years.

Motion was made, seconded and adopted, that under the circumstances related, the Trustees authorize conveyance under Chapter 28317 of the land applied for, upon payment of \$165.00, conditioned upon certificate from either the Tax Collector or the Clerk of the Circuit Court of Jefferson certifying that all taxes and assessments had been paid on the property.

PINELLAS COUNTY: Request was presented from the Board of County Commissioners for conveyance of Lots 12 and 15, Block 5, and Lots 13, 14, 15 and 18 of Block 6, Bayport Subdivision in Section 34, Township 29 South, Range 16 East, located within the boundaries of St. Petersburg-Clearwater International Airport, owned by the County.

Motion was made, seconded and adopted, that the Trustees authorize conveyance to the County of the lots described, under the provisions of Chapter 21684, upon payment of \$25.00 per lot.

Also, the Board of County Commissioners of Pinellas County offered \$2050.00 for all Unplatted Block 5; Lots 1 to 8, inclusive, Block 6; Lots 1 to 9, inclusive, Block 7, and the West 65 feet of Lots 10 to 20, inclusive, Block 7, Dellwood, all in Section 9, Township 29 South, Range 16 East, said lots to become a part of the International Airport.

Motion was made, seconded and adopted, that the Trustees authorize conveyance to Pinellas County, under Chapter 21684, of the lots in Section 34 at a price of \$25.00 per lot, and for the lots in Section 9, accept the offer of \$2,050.00, without advertisement and public sale.

PUTNAM COUNTY: The City of Palatka offered \$5.00 for two parcels of land, being the N $\frac{1}{2}$ of W $\frac{1}{2}$ and S $\frac{1}{2}$ of W $\frac{1}{2}$ of Lot 7, Block 12, Hart's Addition to the City of Palatka.

The Director recommended that the offer be declined and that a price of \$200.00 be fixed for this property.

Motion was made, seconded and adopted, that the Trustees authorize conveyance of the land described in favor of the City of Palatka, under provisions of Chapter 21684, upon payment of \$200.00, without advertisement and public sale.

VOLUSIA COUNTY: The State Road Department requested easement for drainage ditch right of way through that part of Lot 17, except the North 48 feet of the East 100 feet thereof, Hills Subdivision of Block 91, Lake Helen, lying within 20 feet each side of the centerline of drainage ditch, in Section 36, Township 17 South, Range 30 East.

Motion was made, seconded and adopted, that the Trustees authorize drainage ditch easement as requested for use in connection with State Road 400 - Section 7911-401 - SRD 96.

VOLUSIA COUNTY: The State Road Department requested conveyance under Chapter 21684, Acts of 1943, of Lot 21, Block 14, Beauty Spot Addition to Orange City, Florida, in Section 13, Township 18 South, Range 30 East, for use in connection with State Road #400 - Section 7911-401, and offered \$10.00 for said parcel.

Motion was made, seconded and adopted, that the Trustees accept the offer and authorize conveyance of the lot to the State Road Department.

JEFFERSON COUNTY: Request was submitted from Henry C. Aman and Lottie K. Aman, his wife, represented by Kenneth E. Cooksey, that the Trustees disclaim interest in tax sale certificates Nos. 152 of 1913 and 137 of 1915, and for conveyance under Chapter 28317 of 1953, of a Lot 200 x 200 feet East of Mulberry Street South of Shepherd J. D. Palmer Addition to the Town of Monticello, Florida, covered by the said certificates. It was explained that the description in the certificates was erroneous to the extent that it was almost impossible to determine the land covered, however it is possible that the lot applied for by Mr. Aman might be partly included in said certificates. The case was reviewed by the Attorney General's Office and disclaimer was approved.

Motion was made, seconded and adopted, that the Trustees authorize disclaiming interest in the two certificates referred to and authorize conveyance of the lot described under provisions of Chapter 28317, upon payment of \$25.00.

Motion was made, seconded and adopted, that the Trustees authorize disclaiming interest in certain certificates issued against land in Baker, Citrus, DeSoto, Hernando, Okaloosa and Pinellas Counties as approved by the Attorney General's Office, the reason being that said certificates vested no title in the State to the lands covered thereby.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
DIRECTOR - SECRETARY

* * * * *

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

Present: LeRoy Collins,	Governor
Ray E. Green,	Comptroller
J. Edwin Larson,	Treasurer
Richard W. Ervin,	Attorney General
Nathan Mayo,	Commissioner of Agriculture (Present part time)

Van H. Ferguson, Director-Secretary

BROWARD COUNTY: The Trustees resumed consideration of application of City of Fort Lauderdale to fill submerged New River Sound land for City Parking Lot which was continued from the meeting of March 25th.

Mr. William Veeder reviewed aerial photos with superimposed data to show channel clearances at Los Olas bridge and other points in the City; also the dredging and spoil areas which would be necessary if the parking lot was not developed. Mayor John V. Russell reported that the City had undertaken proceedings to establish bulkhead lines on the present shore line along the Easterly side of the river from Oakland Park to the South limit of the proposed parking lot and that public hearing was scheduled for May 6th. Governor Collins reported receipt of printed straw ballot coupons - 379 in opposition, 94 in favor of the City parking lot. Commissioner Porter Reynolds submitted 604 in favor and 10 against. Commissioner Edw. Johns stated that he felt the land already acquired and in City condemnation was sufficient to serve parking needs for the beach. Joseph Fitzsimmons, Esq., discussed bridge clearances for the traffic loop sought by the State Road Department and suggested possible reduction in the elevation, and raised questions of law indicating that appeals would be taken in the condemnation.

Meeting resumed after noon recess. Mr. Mayo absent.

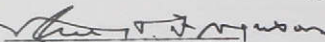
Col. Troxler, U. S. District Engineer, was present and stressed the need for decision but stated that the Corps of Engineers did not interpose itself in the consideration by the Trustees. Mr. Fitzsimmons filed copies of petitions signed by residents. Governor Collins announced hearing closed. Mr. Ervin cited the position of the Trustees prior to enactment of Chapter 57-362, Acts of 1957, in reference to conferences had by City officials with the Staff, and affirmed the acute need for parking facilities and recognized the need of State Road Department for the traffic loop on the proposed fill. He favored approval of the application and felt that failure to approve would result in local fiscal and physical problems. Mr. Green cited evidence of divided opinions in the community and press reports and questioned the suitability of the area for the intended use as a parking lot, but indicated that modification might mitigate the objection. Governor Collins recognized objectionable features but mentioned that plans had been advanced and great expenditures made for the project and suggested a middle-ground compromise. Mr. Ervin recommended and moved approval for filling outward 206 feet from the shore subject to possible modification on advice of State Road Department, also subject to the City prosecuting the establishment of a bulkhead line along the East shore of the river, all without prejudice to any party in pending litigation. Mayor Russell stated his delegation's agreement to accept. Mr. Green seconded the motion. Upon discussion it was determined that if State Road Department required more than 206 feet offshore for its traffic loop, the matter must be brought before the Trustees. The motion was adopted.

Mr. Ervin called attention to the fact that the City's acquisition by condemnation was yet incomplete and suggested that the City should remove any fill placed in front of upland not acquired. Mayor Russell said a majority of the City Commission agreed. Work was authorized

to proceed and the Director was authorized to process proper exchanges covering the channel requirements but directed to to issue no deed until the upland acquisition was complete. Commissioner Edw. Johns requested that minutes show he was not in full accord.

Upon motion seconded and adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
DIRECTOR - SECRETARY

* * * * *

Tallahassee, Florida
April 8, 1958

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

Present: Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director-Secretary
W. Turner Wallis, Engineer

The following sales were advertised for consideration on this date:

COMPETITIVE BIDS

LAKE COUNTY: On February 25, 1958, the Trustees considered offer of the \$30.00 per acre from Ellis H. Greendale for purchase of Lot 10, Section 5, Township 18 South, Range 30 East, containing 7.25 acres, more or less. The land was advertised for competitive bidding in the Tavares Citizen and proof of publication was filed with the Land Office.

Description of the land was called out and Mr. Ferguson reported two later bids were received, one of \$35.00 per acre from Richard M. Wilson and another of \$40.00 per acre from R.S. Feathers. Competitive bidding resulted in a high bid of \$150 per acre being made by A. Mailloux and Nick Sagonias.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$150.00 per acre and confirm sale in favor of A. Mailloux and Nick Sagonias.

ST. JOHNS COUNTY: On February 25, 1958, the Trustees considered offer of \$100.00 per acre, which was in excess of the appraised price, from Mrs. Nettie M. Moore for purchase of Lot 1, Section 10, Township 5 South, Range 29 East, containing 14 acres, more or less, desired for development as a home site. The land was advertised for competitive bids in the St. Augustine Record and proof of publication was filed with the Land Office.

Description of the land was called out and competitive bidding resulted in a high bid of \$105.00 per acre being made by A. Mailloux and Nick Sagonias.

Motion was made, seconded and adopted, that the Trustees accept the high bid of \$105.00 per acre and confirm sale in favor of A. Mailloux and Nick Sagonias.

OBJECTIONS ONLY

BREVARD COUNTY: File No. 62-05-253.12 - On February 25, 1958, the Trustees considered offer of the appraised price of \$200.00 per acre from George H. Valdyke, riparian owner, for purchase of a parcel of submerged land in the Indian River in Section 10, Township 22 South, Range 35 East, lying Easterly of and abutting Lots 17 to 22, inclusive, of State Street Shores, extending outward to the established bulkhead line, containing 0.75 of an acre, more or less. The land was advertised for objections only in the Titusville Star Advocate and proof of publication was filed with the Trustees.

Description of the land was called out and the Director recommended confirmation of sale in favor of applicant, subject to waiver of objection expressed by the City of Titusville, and the compliance by Mr. Valdyke with requirements by the City for removal of improperly accomplished filling outside the limits of the bulkhead and the modification of the remaining portions of such fill to conform with standards governing issuance of fill permits. Mr. Valdyke explained that no bulkhead line had been fixed last year and that he had filled to within 8 feet of the present bulkhead made of logs; that if the Trustees will approve the bulkhead line and sale of the area applied for, in order for him to secure a permit, he would be glad to comply with the requirements of the City.

Motion was made, seconded and adopted, that the application be approved subject to working out with the City of Titusville the objections filed as recommended by the Director.

MONROE COUNTY: File No. 65-44-253.12 - On February 25, 1958, the Trustees considered offer of the appraised price of \$300.00 per acre from Raymond H. Baur and wife, abutting upland owners, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in Florida Bay in Section 27, Township 62 South, Range 38 East, Key Largo, lying northwesterly of and abutting the westerly 281 feet of Tract "A" of the Bohnert Tract, containing 1.0 acre, more or less. The land was advertised for objections only in the Key West Coral Tribune and proof of publication was filed with the Trustees.

Description of the land was called out and the Director reported that objections had been filed to the sale by Patrick Ellis, Sr., and by Price & Price, attorneys of Miami, on behalf of Will Davis Temple and wife. Recommendation was made that the objections be overruled as the application conforms to the policy of conveying submerged land to abutting upland owner, and also since the application had been amended and no apparent cause for objections now existed.

Motion was made, seconded and adopted, that the Trustees overrule the objections filed as recommended and that sale be confirmed in favor of Raymond H. Baur and wife at the price offered - \$300.00 per acre.

MONROE COUNTY: File No. 72-44-253.12 - On February 25, 1958, the Trustees considered offer of the appraised price of \$100.00 per acre from Ring, McChesney & Moylan, riparian owners, represented by G. A. Crawshaw, for purchase of a tract of submerged land in the Straits of Florida in Sections 11, 12 and 13, Township 64 South, Range 36 East, abutting Indian Key and extending northerly from said Indian Key between Indian Key and Lignum Vitae Channels approximately 2000 feet, containing 75.0 acres, more or less. The land was advertised for objections only in the Key West Coral Tribune and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale of the land described in favor of King, McChesney & Moylan at the price offered - \$100.00 per acre.

MONROE COUNTY: File No. 61-44-253.12 - On February 25, 1958, the Trustees considered sale advertised to be held on that date based on application from Curtis & Risteigen, represented by Richard H. Hunt. Objections were filed to the sale by Sidarlen Development Corporation concerning the allocation of the bay bottom where its property line was common to the Risteigen boundary.

All objections have been resolved by mutual agreement of the parties and it was recommended that sale of 74.9 acres be confirmed to Curtis & Risteigen and that the 4.7 acre triangle be sold to Sidarlen Corporation. The land was advertised pursuant to action of the Trustees December 23, 1957, and there appeared to be no legal ground for local objections since there are no other upland owners within 1000 feet of the parcel.

Motion was made, seconded and adopted, that the recommendation of the Director be approved and that sale be consummated in favor of Curtis & Risteigen for the 74.9 acres, and in favor of Sidarlen Development Corporation for 4.7 acres, at the appraised price of \$150.00 per acre.

PALM BEACH COUNTY: File No. 73-50-253.12 - On February 25, 1958, the Trustees considered the appraised price of \$540.00 per acre from Edward E. Haas, riparian owner, represented by Brockway, Weber & Brockway, for purchase of a parcel of submerged land in Section 28, Township 42 South, Range 43 East, in Riviera Beach, containing 1.3 acres, more or less. The land was advertised for objections only in the Palm Beach Post and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale. It was recommended that the sale be confirmed in favor of Mr. Haas at the price of \$540.00 per acre, subject to reservation for projection of State Road Department drainage easement from the upland property.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Haas at the price offered, subject to the State Road easement as recommended by the Director.

PINELLAS COUNTY: File No. 94-52-253.12 - Warren Hammock, riparian owner, represented by Harold C. Farnsworth, requested that the Trustees accept the appraised price of \$350.00 per acre, formally approve the bulkhead line, and confirm sale to him of a parcel of submerged land in Clearwater Harbor in Section 7, Township 30 South, Range 15 East, containing 16.4 acres, more or less. Establishment of the bulkhead line and sale of the parcel described was approved by Pinellas County Water and Navigation Control Authority after being advertised in accordance with laws. No objections were filed to either the sale or the bulkhead line.

Motion was made, seconded and adopted, that the Trustees formally approve the bulkhead line as established by Pinellas County Water and Navigation Control Authority and confirm sale of the land described in favor of Mr. Hammock at the price offered - \$350.00 per acre.

PINELLAS COUNTY: File No. 98-52-253.12 - Application was presented from Milton Roy Company, riparian owner, represented by William C. Kaleel, with offer of the appraised price of \$500.00 per acre for purchase of a parcel of submerged land in the vicinity of Long Bayou and Cross Bayou, northeast of the Seaboard Airline Railroad Right of Way, starting from the northeast corner of Government Lot 1, Section 1, and thence by metes and bounds description to the point of beginning, containing 0.22 acres, more or less, in Sections 1 and 2, Township 31 South, Range 15 East. Request was also made for approval of the bulkhead line.

Notice was received from Pinellas County Water and Navigation Control Authority that the bulkhead line and sale of the parcel of submerged land had been approved by said Authority after being advertised in accordance with laws. No objections were filed to either the sale or to the bulkhead line.

Motion was made, seconded and adopted, that the Trustees formally approve the bulkhead line established by Pinellas County Water and Navigation Control Authority and confirm sale of the parcel of land described in favor of Milton Roy Company at the price offered - \$500.00 per acre.

PINELLAS COUNTY: File No. 99-52-253.12 - Application was presented from Frank P. Caldwell, Jr., riparian owner, represented by W. F. Davenport, with offer of the appraised price of \$500.00 per acre for purchase of a parcel of submerged land in the vicinity of Long Bayou and Cross Bayou, northeast of and adjacent to the Seaboard Airline Railroad Right of Way, starting from the northeast corner of Government Lot 1 in Section 1, and thence by metes and bounds description to the point of beginning, containing 34.60 acres, more or less, in Sections 1 and 2, Township 31 South, Range 15 East. Approval of the bulkhead line was also requested.

Notice was submitted from Pinellas County Water and Navigation Control Authority that the bulkhead line and sale of the submerged parcel had been approved by said Authority after being advertised in accordance with the laws.

Motion was made, seconded and adopted, that the Trustees formally approve the bulkhead line as established by Pinellas County Water and Navigation Control Authority and confirm sale of the parcel of land described in favor of Frank P. Caldwell, Jr., at the price offered - \$500.00 per acre.

PINELLAS COUNTY: File No. 100-52-253.12 - Application was presented from Paul F. Weaver and Frances W. Beazley, riparian owners, represented by W. J. Reynolds, with offer of the appraised price of \$300.00 per acre for purchase of a parcel of submerged land in Cross Bayou in Section 36, Township 30 South, Range 15 East, containing 12.45 acres, more or less. Approval of the bulkhead line was also requested.

Notice was submitted from Pinellas County Water and Navigation Control Authority that the bulkhead line and sale of the parcel of submerged land had been approved by said Authority after being advertised in accordance with laws. No objections were filed to either the bulkhead line or to the sale of the land.

Motion was made, seconded and adopted, that the Trustees formally approve the bulkhead line as established by Pinellas County Water and Navigation Control Authority and confirm sale of the parcel described in favor of Paul F. Weaver and Frances W. Beazley at the price offered - \$300.00 per acre.

PINELLAS COUNTY: File No. 101-52-253.12 - Application was presented from Walter N. Todd, Jr., and wife, riparian owners, represented by Richard T. Earle, Jr., with offer of the appraised price of \$500.00 per acre for purchase of a parcel of submerged land in Boca Ciega Bay, Sections 1 and 2, Township 31 South, Range 15 East, containing 9.8 acres, more or less.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the staff and defer action on the application pending solution of local problems.

PINELLAS COUNTY: File No. 102-52-253.12 - Application was presented from Eddie's Seafood, Inc., riparian owner, represented by Richard T. Earle, Jr., with offer of the appraised price of \$500.00 per acre for purchase of a parcel of submerged land in Boca Ciega Bay in Sections 1 and 2, Township 31 South, Range 15 East, containing 13.37 acres, more or less. Pinellas County Authority has given approval for the bulkhead line and sale of the land.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the staff and defer action on the application pending solution of certain local right of way problems, applicant having requested that such action be taken.

PINELLAS COUNTY: File No. 103-52-253.12 - Application was submitted from A. E. Mann and wife and Lloyd C. Cole and wife, riparian owners, represented by McMullen, McMullen & Baskin, for purchase of a parcel of submerged land in Cooper's Bayou and Old Tampa Bay located in Section 10, Township 29 South, Range 16 East, containing 53.71 acres, more or less.

Pinellas County Water and Navigation Control Authority notified that the bulkhead line was approved March 27, 1958, and sale of the land had also been approved. Objections to the sale were filed by Krentzman & MacKenzie, on behalf of Lillian T. Urschel, and by Joseph C. Young, on behalf of L. H. Zinsser.

Mr. Chester McMullen was present and stated that the same objections affecting navigability were raised and tabled for further study, after which recommendation was made by the County Engineer that the application be approved. Further, applicants agreed that there would be no encroachment in the area protested such as docks or warehouses but that the channel would be left open.

Motion was made, seconded and adopted, that the Trustees approve recommendation of the staff and defer action pending a study of the bulkhead lines for the entire area referred to as Cooper's Bayou.

PINELLAS COUNTY: File No. 108-52-253.12 - Louis Geraci, Lucas L. and Jack L. Pappas, and S. A. Chrysostomides, riparian owners, represented by Thomas Alexander of Tampa, Florida, requested consideration of their application, deferred from January 14, 1958 meeting. Applicants offered the appraised price of \$250.00 per acre for the submerged lands surrounding the two (2) islands in the Anclote River lying in Government Lot 1 and part of Government Lot 2, Sections 11 and 12, Township 27 South, Range 15 East.

The staff recommended approval of (1) the bulkhead line fixed January 9, 1958 by Pinellas County Water and Navigation Control Authority, and (2) sale of 18.89 acres of submerged Anclote River lands surrounding the islands at the appraised price of \$250.00 per acre. All objections filed have been withdrawn.

Motion was made, seconded and adopted, that the Trustees accept the recommendation of the staff, formally approve the bulkhead line established by Pinellas County Authority and confirm sale of the 18.89 acres in favor of applicants at the price offered - \$250.00 per acre.

PINELLAS COUNTY: The City of Tarpon Springs, Florida, applied for two (2) parcels - 0.18 of an acre in Section 12, and 0.3 of an acre in Section 11, both in Township 27 South, Range 15 East, to be used as right of way for access from the mainland across the Anclote River Bridge to the proposed development by the Geraci - Pappas - Chrysostomides in said river. The City assured the Trustees that the road causeway and whatever bridge is constructed will be as required by the U. S. Engineers at the cost of the developers. Recommendation was made that an instrument of dedication be issued for public road purposes.

Motion was made, seconded and adopted, that the Trustees approve issuance of dedication instrument as recommended by the staff.

PINELLAS COUNTY: File No. 123-52-253.12 - Edward F. Andrews and File No. 104-52-253.12 - Globe Development Co., being applications for approval of bulkhead lines and sale of land, were presented to the Trustees March 25, 1958, and hearing from applicants and objectors was concluded. Action was deferred for for final determination on this date.

Mr. William Wightman was present, representing Mr. Andrews, and renewed request that the sale of 2.1 acres be confirmed. Messrs. McDonald and Hess were present as owners of property in the same locality and recommended that sale be consummated of the two parcels applied for by Andrews and Globe Development Company.

Mr. William Davenport, representing Globe Development Company, urged that the Trustees confirm sale of 5.3 acres in favor of his client and approve the bulkhead line as fixed.

Recommendation from the Director and Engineers was for approval of the bulkhead line and sale of the two parcels applied for.

Motion was made, seconded and adopted, that the Trustees formally approve the bulkhead line established by Pinellas County Water and Navigation Control Authority applicable to the submerged areas applied for by Edward F. Andrews and Globe Development Company, and that sale of the said parcels be confirmed in applicants at the appraised price of \$250.00 per acre.

APPLICATIONS FOR PURCHASE OF LAND

DADE COUNTY: E. A. Wingfield submitted an offer of \$200.00 for purchase of a small parcel of land described as Lot 6, Block 1, Greater Miami Subdivision, being 25 feet X 114 feet in size, which adjoins other property he owns.

Motion was made, seconded and adopted, that the Trustees authorize advertisement of the lot for competitive bids starting with the offer from Mr. Wingfield.

GLADES COUNTY: Dr. James E. Blades submitted an offer of \$100.00 for a parcel of reclaimed lake bottom land below the 17-foot contour of Lake Okeechobee, southerly of applicant's upland in Section 13, Township 40 South, Range 33 East, containing 0.08 of an acre, more or less, and lying between the upland and State Road No. 78.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$100.00 and authorize conveyance of the parcel in favor of Dr. Blades without advertising.

The following applications were submitted for purchase of submerged areas adjacent to upland property of applicants:

1. MONROE COUNTY: File No. 90-44-253.12 - A. Maitland Adams, et al., abutting upland owners, represented by John P. Goggin, offered the appraised price of \$200.00 per acre for a parcel of submerged land in the Straits of Florida in Section 11, Township 66 South, Range 32 East, Boot Key, containing 18.7 acres, more or less;
2. MONROE COUNTY: File No. 25-44-253.12 - Samuel Jaffee and Gerard Ehrich, abutting upland owners, represented by Paul E. Sawyer, offered the appraised price of \$200.00 per acre for a parcel of submerged land in the Straits of Florida in Sections 23 and 24, Township 63 South, Range 37 East, Plantation Key, containing 22.7 acres, more or less;
3. MONROE COUNTY: File No. 97-44-253.12 - Clifford E. Smiley and wife, abutting upland owners, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre for a parcel of submerged land in the Straits of Florida in Section 23, Township 63 South, Range 37 East, Windley Key, containing 1.16 acres, more or less.

Motion was made, seconded and adopted, that the Trustees agree to advertise for objections only the three parcels of Monroe County land based on offers submitted by abutting upland owners.

BULKHEAD LINES

MANATEE COUNTY: Mr. Ferguson reported that the Town of Holmes Beach by Ordinance No. 61 adopted November 26, 1957, amended by Ordinance No. 65 adopted January 21, 1958, established a bulkhead line in six (6) units and that review by the staff resulted in an indicated need for further consideration before presenting the line within the limits of unit 5 and part of unit 6 for Trustees' action. As to units 1 to 4, inclusive, and that part of 6 southerly from Point "T", the staff was ready to report a favorable recommendation.

Mr. Carl F. Scott, Mayor of the Town of Holmes Beach, indicated that it would be preferable that action by the Trustees be deferred until the staff had submitted its recommendation for the omitted portions of the bulkhead line as established by the City.

Mr. Dewey A. Dye, representing affected interests along the State Road right of way, understood that the particular section in which his clients were interested had not been scheduled for consideration at this time. He stated that he had no objection to the bulkhead line established by the Town.

Mr. Scott further called attention to the proposal by which private interests would have the right to set a bulkhead line a certain distance within the right of way of the State Road Department in exchange for certain concessions. He also expressed concern over the rights of upland owners in the area between Sportsman's Harbor and the North line of Section 33.

Mr. Ferguson explained that the State Road Department holds a thousand foot easement, no part of which has been released to the Trustees by the said Department; that copy of an agreement adopted by the Road Board April 12, 1957, had been furnished by which certain private interests would be allowed to purchase from the Trustees a strip one-fourth mile inside the State Road right of way.

Motion was made, seconded and adopted, that action on the Holmes Beach bulkhead line be deferred as to the entire area pending further consideration by the Town of Holmes Beach as to those areas in which the staff was not inclined to recommend favorably.

PALM BEACH COUNTY: The Village of North Palm Beach, Florida, submitted request for approval by the Trustees of the bulkhead line fixed by Ordinance No. 31 dated February 25, 1958, pursuant to the provisions of Section 253.122, Florida Statutes 1957, and by authority of Chapter 57-1685, Special Acts of 1957.

Motion was made, seconded and adopted, that the Trustees formally approve the bulkhead line established by the Village of North Palm Beach, Florida, in the waters of Lake Worth and other tidal waters within the territorial limits of the Village of North Palm Beach as shown on maps accompanying the request.

CONTRACTS

DADE COUNTY: Request was submitted from Sylvester P. Adair, on behalf of H. G. Lofton and wife, for extension of payment due on Contract No. 20730 in amount of \$23,125.50, issued in 1955 covering 63.72 acres of land in Section 3, Township 58 South, Range 3E East.

The Director reported that last payment was made February 1, 1957 and an eight months extension was granted May 28, 1957. No taxes are delinquent and the unpaid balance with interest

amounts to \$6,419.04 as of April 1, 1958.

Motion was made, seconded and adopted, that extension be granted to July 1, 1958, with the request to be reviewed on that date.

LEE COUNTY: Request was presented from Southern Sales Company, Inc., for extension of time in making payment on Contract #20404, executed in 1953 in amount of \$13,328.75, payable in ten installments. The Director reported that the contract was past due in principal and interest in the sum of \$5,768 as of April 1, 1958, and five payments were in arrears December 4, 1957. Notice by registered mail was given March 28 that unless payment was made by April 8, the matter would be presented to the board. Since preparation of the agenda a payment in amount of \$2,000.00 was received on said contract.

Motion was made, seconded and adopted, that the Trustees authorize extension of six months for making payment on Contract 20404 conditioned upon evidence being furnished the Trustees that the 1957 taxes had been paid.

PALM BEACH COUNTY: Request was submitted from Strazzulla Brothers Company, on behalf of Phillip Strazzulla, for extension of time in making payments on Contract No. 20752 issued in 1954 in the sum of \$22,698.10. Unpaid balance, including accrued interest, is \$7,830.28 with two payments being delinquent. Taxes for 1956 were paid.

Motion was made, seconded and adopted, that the Trustees authorize extension to July 1st for making payments current, conditioned upon evidence being furnished that the 1957 taxes had been paid.

MISCELLANEOUS SUBJECTS

LAKE COUNTY: On December 23, 1957, the Trustees approved application from Joseph Eichelberger for quitclaim deed to an area filled in front of his upland at Lake Joanna within the original U. S. Meander which was relocated landward by U. S. Survey in 1927, long after patent issued under the original survey. Information then available indicated that Mr. Eichelberger owned Government Lot 9 of Section 18, Township 19 South, Range 27 East, and it was believed that the practical solution would be to sell at the appraised value after survey and proof of upland riparian ownership. Review of the file with the Attorney General's Office indicated that Mr. Eichelberger was the equitable owner of the area filled and the subject was again discussed by the Trustees January 28, 1958, after Mr. Eichelberger had furnished survey and other data disclosing ownership of the upland to which the filled area was riparian, all of which was within the original U. S. Meander of Government Lot 9. The staff recommended sale of the filled area to the upland riparian owners at the appraised value less costs incurred in filling to the present state beyond mean high water. Notice was given to objectors that the subject would be acted upon at this meeting.

Aerial photographs and maps were submitted showing the area filled, and Mr. Wallis pointed out the meander of the lake said to be erroneous; explained the significance of the Abrams conveyance and subdivision of Lot 9, under which subsequent owners took title. Another map was displayed showing the subdivision recorded by Mr. Eichelberger. Mr. Wallis further pointed out that while there was no doubt that the fill was riparian to uplands of Mr. Eichelberger, there was question of whether he has legal title beyond a shore line somewhat within the vicinity of the shore line of the 1885 Abrams plan.

Mr. Eichelberger explained that no objection was made to the fill until November 16 when he was ordered to stop dredging; that he filled what he thought he owned and if his fill was outside his property he would pay the state whatever was right.

Walker M. Kennedy, R. C. Bardwell, J. E. Fortner and a Mr. Sweiger, owners of property around the lake, appeared to protest the fill and their contention was that Mr. Eichelberger only received title to the lot by the Abrams subdivision and did not get deed to the land out in the water and the question of whether or not the area was under water or not was argued. A jar of water taken from Lake Joanna was produced and the objectors claim was that the muddy condition was caused by the dredging done by Mr. Eichelberger; that his operations damaged the use of the lake for fishing and swimming and they urged that he be required to take action to settle the waters of the lake and that the Trustees not give him a deed to the filled area to which he was not entitled.

Attorney General Ervin explained that the Trustees were faced with a showing by the engineers that Mr. Eichelberger did not have the legal title to the area filled; that the parties protesting contended that the area was actually marshy and he had no right to fill and stir up the waters of the lake; that if possible a compromise might be worked out, or if Mr. Eichelberger contends that he owns the area he could bring suit against the Trustees and people around the lake and secure court decision.

After all parties had been heard, it was agreed that Mr. Eichelberger would investigate the possibility of clearing the muddy condition of the lake by use of chemicals after consultation with the State Game and Fresh Water Fish Commission.

Attention was called to two permits granted March 25, 1958, one to Mrs. E. N. Daley and one to Peter T. Carpenter for removing sand from the bottoms of Lake Joanna for the purpose of improving upland property of each on said lake, and the parties objecting to the Eichelberger fill requested that the two permits be held up until the water of the lake can be cleared up.

Mr. Wallis reported that the permits had not been issued; that the action of the Trustees was that appropriate safeguards would be placed in the permits for preventing any damage to the lake or adjoining property.

Motion was made by Mr. Larson, seconded and adopted, that the two dredging permits authorized in favor of Mrs. Daley and Mr. Carpenter be not issued until the Eichelberger matter can be worked and settled.

Attorney General Ervin remarked that the main objection seemed to be the muddy condition of the lake water and if Mr. Eichelberger could get that cleared up as well as agreement as to the area to be acquired, he felt the Trustees would be inclined to be cooperative.

After consultation with the objectors, Mr. Eichelberger came back before the Trustees and stated that he would investigate what would be necessary to clear the lake water and would advise the Trustees of the outcome.

MARTIN COUNTY: Brockway, Weber and Brockway, on behalf of Falmouth, Ltd., and Tusclay Properties, Inc., made application for a permit to remove three hundred thousand cubic yards of fill material to be removed from the bottoms of Indian River in Township 38 South, Range 43 East, immediately in front of uplands owned by said applicants.

Motion was made, seconded and adopted, that permit be granted as requested upon payment for the material at the usual rate.

MONROE COUNTY: Mr. Ferguson reported that Sand Lease No. 1045 issued to Leo M. Haskins in 1956, and later assigned to James J. Craig, expired March 15, 1958, owing to renewal having been overlooked by original lessee due to Mr. Craig's inability to operate the business. Mr. Haskins has taken over the business and requests renewal of the lease. Mr. Craig has waived any right he might have for renewal in his name.

Recommendation of the staff was for issuance of a two-year lease in favor of Mr. Haskins with payment of royalty at the rate of fifteen cents (15¢) per cubic yard with minimum monthly payment of \$25.00 and surety bond in the sum of \$1,000.

Motion was made, seconded and adopted, that the recommendation be approved and two-year lease issued to Mr. Haskins on the basis outlined.

RAMIE AND KENAF PROMOTION: Mr. Ferguson reported that at the meeting December 23, 1957, the Trustees authorized continuation of the services of Harley G. Morton, Fiber Technologist with the Everglades Experiment Station, for a period of three months from December 31, 1957, at the present salary of \$675.00 per month plus per diem and travel expense. Action was requested as to whether extension would be granted. The Governor agreed to a six months extension with the understanding no further extensions be allowed.

Motion was made, seconded and adopted, that the Trustees authorize additional extension of six months, to October 31, 1958, of employment of Mr. Morton under the same terms and conditions.

CAPITOL CENTER: Two recent acquisitions include dwelling houses and improvements appraised for purchase at more than \$20,000.00 each. Under the terms of purchase the vendors are permitted to occupy the premises to Jan. 1, 1959 but the contracts did not require vendors to maintain insurance during such occupancy. Attorney General indicates that if insurance is not available in the State Fire Fund to compensate damage to or loss of the improvements that insurance should be procured through companies authorized to do business in Florida, also that the Trustees consider whether, in future purchases under which the vendors are permitted to remain in possession after the sale, such vendors shall be required to maintain proper insurance during the period of such occupancy. Director also requests instruction as to whether fire insurance should be maintained by Trustees on Improvements which remain unoccupied pending disposition.

Motion was made, seconded and adopted, that the Director be requested to take up with the Insurance Division of the State Treasurer's office the proper method for insuring said building.

Motion was also made, seconded and adopted, that in future the Trustees require in the contract of sale that the person or firm occupying the building shall maintain proper insurance during the period of occupancy.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 688 listing five (5) regular bids for sale of Murphy Act land, and also approval for issuance of Dade County Deed No. 2126-Correction in favor of AnSCO, Inc., to correct name of grantee.

ESCAMBIA COUNTY: O. G. Sorrell and wife request quitclaim deed to remove doubt as to claim by the State to any land which may be open under tax sale certificate 413 of 1931 and 1551 of 1933, although all description certified to the State under Chapter 18296 was conveyed in Escambia County Deed No. 328. Applicants offered \$115.00 for the deed and the Attorney General's Office has approved issuance of such deed.

Motion was made, seconded and adopted, that the Trustees authorize issuance of quitclaim deed to a parcel described as 25' X 100' being part of Lot 64, Dominiguez Grant in Section 34, Township 2 South, Range 30 West, at the price offered.

HAMILTON COUNTY: J. A. Mitchell of Jasper, Florida, offered \$75.00 for conveyance under Chapter 28317 of 1953 of a lot fronting 65 feet on Frikk Street and running East and West 110 feet, located in the southwest corner of Lot 3 of Block 129, Lang's Survey in Section 5, Township 1 North, Range 14 East. Evidence was furnished that applicant was owner of the lot on June 9, 1939, and had deposited with the Clerk an amount equal to all taxes and assessments required under the Act.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$75.00 and authorize conveyance of the parcel described to J. A. Mitchell under the provisions of Chapter 28317.

INDIAN RIVER COUNTY: Mr. Ferguson reported that at the sale held September 16, 1957, Henry Wolfson bid \$10.50 per lot for 2398 lots, or a total of \$25,179.00. Owing to complaints in connection with the sale, the Trustees at their meeting November 12, 1957, authorized bidders to withdraw their bids and receive refunds, less proper advertising and Clerk's costs. Mr. Wolfson received refund of all except \$80.00 which the Clerk-Agent for the Trustees retained as advertising and costs. Mr. Wolfson feels the charge is excessive.

The Attorney General's Office reviewed the file and advised that the Trustees would be within their rights to demand from the Clerk a statement of the fees and costs incurred in connection with the advertisement and sale of the lots.

Mr. Wallis explained that about the time this sale was held the Trustees increased the price of lots or acreage from \$5.00 to \$10.00 and bidders were given the privilege of increasing their bids or having their money refunded; that the City of Fellsmere, where the lots are located, and Indian River Farms Drainage District, were anxious that when the lots were purchased the necessary streets and drainage would be provided so that if sold to individuals and homes built the burden of those facilities would not fall upon the city and drainage district. The staff feels that these properties require a special plan for disposal to best serve the Trustees and the Town of Fellsmere.

Motion was made, seconded and adopted, that Mr. Wallis and Mr. Ferguson try to work out a solution of this problem and that the Clerk of the Circuit Court be requested to furnish a breakdown of his costs in this case.

PALM BEACH COUNTY: Without objection the Trustees deferred action till April 22, 1958, on request from the City of West Palm Beach for removal or release of the "public purpose clause" in Palm Beach County Deed No. 01-Chapter 21684 conveying 1525 lots, pending disposition of temporary injunction filed against the City of West Palm Beach restraining the sale of said lots.

PINELLAS COUNTY: On November 13, 1956, the City of Tarpon Springs, Florida, requested that the Trustees release the "Public Purpose Clause" in Pinellas County Deed No. 02-21684. The Trustees agreed to quitclaim such clause at such time as the City Commissioners were prepared to spend \$7500.00 in improvements to the municipal pier, beach or recreation area for use of the public. April 23, 1957, the City adopted Resolution No. 030 setting forth expenditures for public beach improvements in excess of \$7500.00.

Motion was made, seconded and adopted, that the Trustees authorize release of the public purpose clause upon receipt of certified statement from the City Treasurer of Tarpon Springs that such amount had been expended by the City as recited in said resolution.

Motion was made, seconded and adopted, that the Trustees disclaim interest in certain certificates certified to the State under Chapter 18296 covering land in Alachua, Citrus, Hernando and Okaloosa Counties, the Attorney General's Office having approved such disposition on the ground that said certificates vested no title in the state to the lands covered thereby.

Upon motion duly adopted, the Trustees adjourned.


ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST: 
DIRECTOR - SECRETARY

* * * * *

Tallahassee, Florida
April 15, 1958

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director

PINELLAS COUNTY: The application of Boca Ciega Land Company, Inc., represented by Adrian S. Bacon, was deferred at the meeting of March 25th, to be considered at the same time two other Pinellas County applications were discussed. Mr. Bacon could not be present on April 8th when discussion was had on other requests and asked for appointment on this date, which was granted. Pinellas County Water and Navigation Control Authority on February 27, 1958, approved establishment of a

bulkhead line to include Rabbit Key (Archibald Island), and adjacent submerged lands owned by applicant, for the purpose of connecting with an existing fill. Fill permit has been granted subject to approval by the Trustees. The area is located between the existing fill and the Intra-Coastal Waterway. The lands involved were conveyed some years ago by the Trustees.


Both Governor Collins and Mr. Ervin expressed concern over the extensive fills in Boca Ciega Bay and each stated that they felt drastic restriction must be imposed against further sales and filling in the bay. Mr. Ervin reported that while he was in Pinellas County last week Mr. Harvey Plummer had complained that the Trustees at their meeting April 8th heard proponents of the E. F. Andrews and Globe Development Corporation applications, after having announced at the meeting of March 25th that hearings had been closed. The Governor stated at that meeting that the application would be taken under advisement by the Fufl Board without further hearings, unless specific circumstances justify further presentation. Mr. Ferguson called attention to the considerable number of telegrams received just before the meeting of April 8th, representing that the senders own and reside in the immediate vicinity of the Andrews and Globe developments, urging approval. Mr. McIntosh of Time Magazine had requested opportunity to speak, without first stating his position and purpose, and he was allowed to speak briefly as a matter of courtesy. No action was taken with reference to the protest of Mr. Plummer.

Mr. Ervin also reported that while he was in Pinellas County, Honorable Avery W. Gilkerson, Clerk of the Circuit Court asked him if the Trustees would be receptive to hearing suggestions from a group of conservative, responsible, representative citizens of Pinellas County relative to an over-all policy or master plan for fills in the navigable waters of the county. Mr. Ervin stated that Mr. Gilkerson told him that the Trustees were not getting the representative sentiment of citizens of the county through the local agency; that the groups he wished to bring before the Trustees were not extremists but at the same time they represented the wishes of a majority of the people of the county who wanted to put a stop to fills, fingers and the like, which are purely speculative land developing projects which have no relation to filling up unsightly, unhealthy or stagnant areas. The Trustees indicated it is their policy to hear any citizens who want to present matters to their attention, and that if Mr. Gilkerson and his group wish to appear they will be heard.

Mr. Bacon described the study made of the area by the Marine Laboratory and reviewed the public hearings had before Pinellas County Water & Navigation Control Authority in its proceedings to establish a bulkhead line and in issuance of the fill permit. He stated no opposition was expressed at either of the hearings. After discussion, approval of the bulkhead line and fill permit was granted. The Director was instructed to write to the Pinellas Authority advising that the Trustees are satisfied that further sales and filling in Boca Ciega Bay are undesirable and that only those which appear peculiarly justified can be considered.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
DIRECTOR-SECRETARY

Tallahassee, Florida
April 22, 1958

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director-Secretary
W. Turner Wallis, Engineer

The minutes of the Trustees dated February 4, 17, 25 and April 1, 1958, having been presented to each member were approved without objection.

The following sales were advertised to be considered on this date:

FOR OBJECTIONS ONLY

PINELLAS COUNTY: File No. 114-52-253.12

Based on application from Richard T. Earle, Jr., on behalf of the First National Bank of St. Petersburg, Florida, as trustee for Benton & Company, abutting upland owner, joint notice was published by the Trustees of the Internal Improvement Fund and the Pinellas County Water and Navigation Control Authority in the St. Petersburg Independent for sale of a parcel of submerged land in Old Tampa Bay, in Section 29, Township 29 South, Range 16 East, containing 4.3 acres, more or less, and for establishment of a bulkhead line. Sale was advertised to be heard by the Trustees on this date. The Pinellas County Authority approved establishment of the bulkhead line and sale of the submerged land applied for.

Applicant offered the appraised price of \$250.00 per acre for the land, and no objections were filed to the sale.

In discussing the application it was pointed out that the area had already been filled but there was question as to whether it would qualify under the Bulkhead Act - Section 253.122 Florida Statutes of 1957.

Motion was made, seconded and adopted, that action be deferred for further information and clarification as to whether or not the application qualified under the Bulkhead Act.

PINELLAS COUNTY: File No. 115-52-253.12

Application was submitted by Milne-O'Berry Packing Company, abutting upland owner, represented by Robert H. Willis, with offer of the appraised value of \$500.00 per acre for purchase of a parcel of submerged land in Cross Bayou, in Section 1, Township 31 South, Range 15 East, containing 10.63 acres, more or less. Joint advertisement was published by the Trustees of the Internal Improvement Fund and the Pinellas County Water and Navigation Control Authority in the St. Petersburg Independent, with sale to be considered by the Trustees on this date. Sale of the land and establishment of a bulkhead line was approved by the Pinellas County Authority. Description of the land was called out and no objections were filed to the sale.

After discussing the application, the Trustees expressed the desire to have a member of the Staff go to Pinellas County for the purpose of discussing with the Pinellas County Water and Navigation Authority its policy in establishing bulkhead lines and explain that the Trustees policy was to draw in the lines rather than extend them outward, even though sales had been made beyond a point which would be considered proper for the bulkhead line; that it would be desirable for the County and the Trustees to have a better understanding of what each was trying to achieve; that the Trustees have taken the position that filling should be confined in such manner as not to interfere with the navigable channel or the public and to keep free from obstruction as much of the waterway as possible.

Mr. Wallis reported that from his recent contacts with the Pinellas County Water and Navigation Control Authority he had the impression that the County, being confronted with prior sales, felt such sales were dominant and that the bulkhead line should not encroach upon the property sold; that he felt the County Authority would appreciate a better understanding of the policies of each.

Without objection, it was agreed to take the Milne-O'Berry sale under advisement with further consideration to be given at the next meeting; that in the meantime Mr. Wallis be requested to make a trip to Pinellas County and discuss with the Pinellas Authority their views on fixing bulkhead lines and acquaint them with the desire of the Trustees that such lines be established without reference to any sales heretofore made.

APPLICATION TO PURCHASE LAND

PALM BEACH COUNTY: Leo A. Thielen offered the appraised price of \$50.00 per acre for a parcel of reclaimed lake bottom land in Lake Okeechobee lying northerly of applicant's property in Sections 18 and 19, Township 43 South, Range 35 East, located between said applicant's property and the right of way of United States Okeechobee Levee.

Motion was made, seconded and adopted, that the action on the application be deferred pending receipt of a more recent appraisal.

ESTABLISHMENT OF BULKHEAD LINE

MARTIN COUNTY: The Town of Sewalls Point, Florida, submitted certified copy of Ordinance No. 8, passed at the meeting of the Town Commission on January 8, 1958, requesting approval by the Trustees of the bulkhead line established for the Town of Sewalls Point under the provisions of Section 253.122, Florida Statutes, 1957.

Motion was made, seconded and adopted, that the Trustees take formal action approving establishment of the bulkhead line as requested, applicable to the waters adjoining the Town of Sewalls Point, Martin County, Florida.

MISCELLANEOUS SUBJECTS

BREVARD COUNTY: Resolution adopted by the City Council of the City of Cocoa, Florida, was submitted to the Trustees expressing appreciation for the loan of \$300,000.00 used in connection with construction of the water works system of the City. The said loan has been paid in full to the Trustees.

The resolution was received and ordered filed.

DADE COUNTY: The Director reported that on March 18, 1958, Max M. Singer requested amendment of his ten-year lease, authorized December 10, 1957, at \$395.00 per month. Mr. Singer seeks a 25-year lease to justify investments in industrial buildings and improvements and offered \$395.00 per month for the first ten years; \$450.00 per month for the next five years; \$500.00 per month for the next five years and \$600.00 per month for the last five years, or a total of \$140,400.00. The Trustees directed that an appraisal be obtained for a 20-year lease. The appraiser reports a value of \$80,696.00 for the property, with rental of \$400.00 per month to increase about 10% each five (5) years, or re-appraisal each five-year period and any ad valorem tax to be paid by lessee. A 20-year lease on such basis would total \$111,384.00, or a 25-year lease, \$146,522.40.

It was recommended that a long-term lease be authorized on the basis of the appraisal under which the lessee may pay semi-annually in advance; lessee to pay all taxes and assessments, with permanent buildings and improvements in the land to remain the property of the Trustees upon termination of the lease, and lessee to leave the premises clean, ordinary wear and tear excepted.

Attention was called to the adjoining parcel of land recently sold by the Trustees where the purchase had gone out approximately 30 feet into the canal, necessitating construction of a bulkhead, and that lessee from the Trustees will be forced to do the same in order to line up with the adjoining property.

After discussion of the terms of the lease and following a suggestion from the Governor, the following action was taken:

Motion was made, seconded and adopted, that the Trustees authorize execution of a lease for a period of twenty-five (25) years on the following basis:

First 10 years rental of \$395.00 per month
Third 5-year period rental to be \$450.00 per month
Fourth 5-year period rental to be \$500.00 per month
Fifth 5-year period rental to be \$600.00 per month,

subject, however, to adjustment of rental at the end of the tenth, fourteenth and nineteenth years at which time rental will become six percent (6%) of the appraised value of the land and improvements, which become permanent part of the land, if the six percent of the appraised value for annual rental should be greater than the rental set forth in the above rental schedule. Also, that lessee shall pay all taxes and assessments. Permanent buildings and improvements in the land to remain at termination of the lease, becoming the property of the Trustees, and lessee agreed to leave the premises clean, ordinary wear and tear excepted.

It was so ordered and the Attorney General was requested to prepare the lease on the basis set forth and terms and conditions applicable to leases of this kind.

HIGHLANDS COUNTY: Harry Lee, on behalf of St. Agnes Episcopal Church of Sebring, Florida, requested permission to remove 2500 cubic yards of material from the bottoms of state owned Lake Jackson in front of upland property owned by said applicant in West Beach Subdivision, the material to be used in raising the level of low areas in said upland.

Motion was made, seconded and adopted, that permit be issued for removal of the material applied for upon payment at the usual rate of five cents (5¢) per cubic yard, or \$125.00 in this instance.

Report was submitted from Harley G. Morton, Fiber Technologist, on promotion of Ramie and Kenaf, covering the period November 1957 - April 1958, and copy was furnished each member. This was the 14th report made by Mr. Morton.

The report was ordered filed in the records of the Trustees.

MARTIN COUNTY: Mr. J. Lewis Hall, Attorney of Tallahassee, representing Falmouth Limited, a Canadian Corporation, also represented by Mr. Harry Stewart of West Palm Beach, submitted request that the Trustees adopt a resolution authorizing the signing of a stipulation and agreement for issuance of confirmatory deeds describing the same land as heretofore conveyed by Deed No. 21416 issued to Superior Properties, Inc., November 15, 1956, and Deed No. 21519 issued to Falmouth Limited March 23, 1957. Mr. Hall explained that a suit, in which the Trustees were made parties, had been pending affecting these two deeds but that the owners had reconciled their differences and agreement had been reached for disposition of the cause.

Assistant Attorney General Ralph McLane reported that Mr. Fred Burns of the Attorney General's Office had reviewed the case and had found it satisfactory, subject to the description being checked and verification that it is the same land as conveyed in the two deeds mentioned.

Motion was made, seconded and adopted, that the Trustees authorize the signing of the stipulation and adoption of the following resolution, subject to final approval by the Attorney General:

R E S O L U T I O N

WHEREAS, the Trustees of the Internal Improvement Fund of the State of Florida did on the 15th day of November, A. D. 1956, authorize, execute and deliver Deed No. 21416 to Superior Properties, Inc., a Florida corporation conveying certain lands in Martin County, Florida, hereinafter referred to as Tract 1, which deed is recorded in Deed Book 67 at page 440 of the Public Records of Martin County, Florida, and

WHEREAS, the Trustees of the Internal Improvement Fund of the State of Florida did on the 23rd day of March, A. D. 1957, authorize, execute and deliver Deed No. 21519 to Falmouth Limited, a Canadian Corporation, conveying certain lands in Martin County, Florida, hereafter referred to as Tract 2, which deed is recorded in Deed Book 91 at page 199 of the Public Records of Martin County, Florida, and

WHEREAS, in a certain cause pending in chancery in the Circuit Court of the Second Judicial Circuit in and for Leon County, Florida, entitled "Superior Properties, Inc., Plaintiff, vs. LeRoy Collins, as Governor et als, as and constituting the Trustees of the Internal Improvement Fund of the State of Florida; Falmouth Limited, a Canadian corporation, et als., Defendants" and being Chancery Case No. 15412, the validity of the above deeds and the authority and power of the Trustees of the Internal Improvement Fund to execute and deliver said deeds is an issue, and

WHEREAS, the parties to said cause have agreed upon the terms for settlement and disposition of the issues in the cause, one of the terms of said settlement agreement being that the Trustees of the Internal Improvement Fund of the State of Florida would by appropriate resolution ratify and confirm the actions above referred to in respect to the execution and delivery of Deed No. 21416 and Deed No. 21519 and further would execute and deliver confirmatory deeds, and

WHEREAS, during the prosecution of said above styled cause, Superior Properties, Inc., a Florida corporation, original

plaintiff in the above cause and grantee of Deed No. 21416 above referred to did sell, convey and transfer unto Amos E. Jackson and William E. Benjamin II by deed of date of December 16, 1957 and recorded December 17, 1957 in Deed Book 97 at page 197 of the public records of Martin County, Florida, all its right, title and interest in the property conveyed to Superior Properties, Inc., a Florida corporation, by Deed No. 21416 and identified herein as Tract 1, and

WHEREAS, the said Amos E. Jackson and William E. Benjamin II have been substituted as parties plaintiff and cross-defendants in the chancery cause pending in the Circuit Court of Leon County, Florida, as aforesaid in lieu and in place of Superior Properties, Inc., a Florida corporation, original plaintiff in said cause, and

WHEREAS, Superior Properties, Inc., a Florida corporation and Amos E. Jackson and William E. Benjamin II, individually and as Trustees under the deed aforesaid, joined by their respective wives, Gertrude E. Jackson and Odette Benjamin, have stipulated and agreed that the confirmatory deed to be executed and delivered by the Trustees of the Internal Improvement Fund for Tract 1 aforesaid shall be executed and delivered to Amos E. Jackson and William E. Benjamin II, as Trustees, and

WHEREAS, the stipulation and agreement aforesaid has been presented to the Trustees of the Internal Improvement Fund and recommended by the Attorney General and said Trustees being fully advised of the contents and legal effect thereof,

THEREFORE, BE IT RESOLVED by the Trustees of the Internal Improvement Fund:

(1) That all actions and proceedings in respect to the execution and delivery of Deed No. 21416 to Superior Properties, Inc., a Florida corporation, and that all actions and proceedings in respect to the execution and delivery of Deed No. 21519 to Falmouth Limited, a Canadian corporation, are hereby ratified and confirmed and declared to be in all respects regular, valid and in accordance with and authorized by law.

(2) That the Stipulation and agreement for disposition of that certain cause pending in the Circuit Court of the Second Judicial Circuit in and for Leon County, Florida, entitled "Superior Properties, Inc., a Florida corporation, Plaintiff, vs. LeRoy Collins, as Governor, et als., as and constituting the Trustees of the Internal Improvement Fund of the State of Florida; Falmouth Limited, a Canadian corporation, et als., Defendants" copy of which is attached hereto, is approved.

(3) That the members of the Trustees of the Internal Improvement Fund, as such Trustees sign said Stipulation and agreement and cause the same to be presented to the Circuit Court of Leon County, Florida.

(4) That upon signature by all parties and approval of the Stipulation and agreement aforesaid by the Circuit Court of Leon County, Florida, that the Trustees of the Internal Improvement Fund forthwith execute and deliver confirmatory deeds as follows:

(a) Confirmatory deed to Amos E. Jackson and William E. Benjamin II, as Trustees, for lands heretofore conveyed by Deed No. 21416 to Superior Properties, Inc., a Florida corporation, said lands being hereinabove referred to as Tract 1, and lying and being in Martin County, Florida, and particularly described as follows, to-wit:

A partially submerged island in the Indian River in Sections 8 and 17, Township 38 South, Range 42 East, Martin County, Florida, described as follows:

From a concrete monument marking the common boundary of Sections 8 and 17, Township 38 South of Range 42 East and the intersection of the meander line of the East bank of the Indian River, go North 88 degrees 57 minutes West a distance of 444.82 feet for the point beginning, which is on a Westerly extension of the above described common line between Sections 8 and 17 and the intersection of the Indian River; thence go North 7 degrees 29 minutes East a distance of 260.2 feet; thence North 10 degrees 32 minutes West a distance of 735 feet to a point; thence South 8 degrees 58 minutes West a distance of 798.5 feet; thence South 80 degrees 02 minutes West a distance of 131.5 feet; thence North 33 degrees 58 minutes West a distance of 391.1 feet; thence North 88 degrees 58 minutes West a distance of 75.7 feet; thence South 20 degrees 26 minutes East a distance of 513.97 feet; thence South 8 degrees 07 minutes East a distance of 144.5 feet; thence South 22 degrees 10 minutes East a distance of 180 feet; thence South 48 degrees 10 minutes East a distance of 200 feet; thence North 85 degrees 50 minutes East a distance of 147.8 feet to a point that bears North 52 degrees 18 minutes 30 seconds East of the above mentioned concrete monument; thence go North 12 degrees 18 minutes East a distance of 433 feet to the point of beginning; said tract containing 9.37 acres, more or less.

(b) Confirmatory deed to Falmouth Limited, a Canadian corporation, for lands heretofore conveyed by Deed No. 21519 to Falmouth Limited, a Canadian corporation said lands being hereinabove referred to as Tract 2 and lying and being in Martin County, Florida, and particularly described as follows, to-wit:

A strip of submerged land in the Indian River adjacent to its eastern shore, 2554 feet wide, more or less, measured from north to south and lying substantially within the projected boundaries of Section 8, Township 38 South, Range 42 East, Martin County, Florida, and more particularly described as follows:

Begin at the point where the line between Government Lots 2 and 4 of Section 8, Township 38 South, Range 42 East, intersects the ordinary highwater line of the Indian River, which point is 70 feet, more or less, west of a concrete monument, which is 771.75 feet west of the northeast corner of Government Lot 4; thence west along said line prolonged, a distance of 2820 feet, more or less, to a point 1800 feet, northwesterly from, measured at right angles to, the average line of the said ordinary highwater line; thence South 8 degrees West a distance of 1260 feet, more or less, to a point on the projected section line between Sections 8 and 7, 1200 feet westerly from, measured at right angles to, the average line of said ordinary highwater line; thence South 7 degrees west, parallel to said average highwater line a distance of 1300 feet, more or less, to a point on the south line of Section 7 as projected by a prolongation at the South line of Section 8; thence East, following said projected Section lines, 1210 feet, more or less, to the Meander Corner between Sections 8 and 17 which Meander Corner is in the mouth of a mosquito control ditch and 4191 feet west of

the southeast corner of Section 8; thence northerly and easterly, meandering the highwater line, to the point of beginning. Containing 96.61 acres, more or less. LESS, however, all that part of that parcel of partially submerged land conveyed by the Trustees of the I. I. Fund to Superior Properties, Inc. by Deed No. 21416 dated November 15, 1956 lying North of the Westerly extension of the South line of Section 8, Township 38 South, Range 42 East, said exception containing 5.86 acres, leaving a net acreage of 90.75 acres, more or less, herein conveyed. Lying and being in Martin County, in said State of Florida.

Financial statements for the month of March 1958 are as follows:

CHAPTER 610

Balance as of March 1, 1958		\$777,670.23
Receipts for the Month:		
Land Sales	39,873.83	
Quitclaim Deeds	561.00	
Revenue Bonds	502,887.50	
Advertising	66.10	
Shell & Sand Leases	1,155.67	
Trustees Minutes	75.50	
Timber Lease	40.20	
Campsite Lease	150.00	
Grazing Lease	341.00	
Mineral Lease	350.00	
Property Rental	1,261.11	
Miscellaneous	5,287.25	
Total Receipts for March, 1958		552,049.16
GRAND TOTAL		1,329,719.39
Less Disbursements for March, 1958		606,015.49
BALANCE AS OF MARCH 31, 1958		723,703.90

DISBURSEMENTS FOR MONTH OF MARCH, 1958

Date	Warrant No.	Payee	Amount
3/3/58	294218	G. C. Crawford	1,850.60
	295161	The Cortez Company	5.74
3/5/58	300366	Board of Pub.Inst.of Leon County	490,000.00
	301224	Estelle C. Byrd	10,000.00
	301225	Estelle C. Byrd	17,500.00
3/11/58	307357	J. H. Davis	101.50
	309750	W. H. Morse	119.35
	309751	W. H. Morse	5.77
	309752	John H. Neeley	250.00
	309753	Jones & Wood, Inc.	50.00
	309754	Joe Kobelbauer	831.00
	309755	Frances Thigpen	13.00
3/12/58	310061	JEL to Bd.of County Commissioners	20.00
	310389	Southeastern Telephone Co.	35.30
	310390	Nathan Mayo	3.00
	310391	Jon S. Beazley	641.21
	310392	Blue Print & Supply Co.	4.50
	310393	Arthur W. Newell, CCC	5.00
	310394	Harry M. McWhorter	50.00
	310395	E. D. Keefer	550.00
	310396	Polk County Democrat	19.95
	310397	The Okeechobee News	36.80
	310398	The Key West Citizen	17.73
	310399	The Union County Times	16.10
	310400	Punta Gorda Herald, Inc.	14.06
	310401	The Coral Tribune	20.90
	310402	The Kissimmee Gazette	21.85
	310403	Capital Paper Company	6.60

	310404	General Office Equipment Co.	5.67
3/14/58	315518	Rose Printing Company	247.80
	315519	Randall & Hebord, Inc.	71.73
	316744	J. Culpepper, H. P. Ford & G. E. Zeigler	350.00
3/17/58	319065	Ray E. Green, Comptroller	412.25
3/20/58	323568	T. M. Shackelford	14.40
	323569	Walter Butler Company	6,664.50
	323570	Commercial Office Supply Co.	1,225.65
	323571	Geo. G. Crawford, CCC	11.75
	323572	H. Pierce Ford	250.00
3/21/58	325680	Southeastern Telephone Company	255.35
	325681	Western Union Telegraph Company	31.20
	325682	F. E. Owens, CCC	1.00
	325683	City of Tallahassee	105.55
	325684	Tallahassee Democrat	77.70
	325685	The Coral Tribune	38.00
	325686	Tavares Citizen	16.10
	325687	G. C. Crawford, CCC	4.00
	325688	W. A. Parrish, Inc.	25.00
	325689	Harry M. McWhorter	70.00
	325690	International Business Machines Corp.	14.00
	325691	General Office Equipment Co.	18.30
	325692	General Office Equipment Co.	117.78
	325693	Capitol Office Supply Co.	99.00
	325694	State Office Supply Co.	38.41
3/24/58	326924	JEL to Prin. State School Fund	18,721.79
	326925	JEL to State Board of Conservation	7,365.32
	327758	JEL to Board of County Commissioners	20.00
3/25/58	328314	N. C. Landrum	39.00
	330082	Olin Hutto's	65.50
	330083	Shaw, s Inc.	12.70
3/26/58	331129	Southeastern Telephone Co.	19.50
	331130	Tallahassee Natural Gas Co.	17.23
	331131	The Coral Tribune	45.60
	331132	The Miami Herald	140.00
3/27/58	333983	M. Denton	223.75
3/28/58	334059	Minnie C. Alligood	35,000.00

			Salary Amount	
3/31/58	291211	A. C. Bridges	540.75	407.64
	291212	J. L. Dedge	483.00	371.52
	291213	J. H. Dull	235.00	178.21
	291214	V. H. Ferguson	1041.66	789.05
	291215	C. A. Gray	15.00	15.00
	291216	N. C. Landrum	472.50	365.26
	291217	W. H. Morse	425.00	341.04
	291218	M. C. Pichard	355.66	303.71
	291219	L. D. Plumb	250.00	234.38
	291220	L. C. Roberts	300.00	227.25
	291221	B. G. Shelfer	355.66	280.97
	291222	L. M. Shelfer	285.00	218.24
	291223	C. L. Vocelle	250.00	142.58
	291224	W. T. Wallis	1000.00	769.65
	291225	W. Wells, Jr.	150.00	133.15
	291226	A. R. Williams	627.83	493.88
	291227	F. Vidzes	124.80	94.30
	291228	Blue Cross of Florida, Inc.		46.65
	291229	Wilson Life Insurance Co.		22.38
	291230	State Retirement		264.66
	291231	Social Security		144.14
	291232	Federal Tax		1,068.20
	291233	M. Denton	566.66	445.51
	291234	M. M. Livingston	300.00	228.00
	291235	H. G. Morton	625.00	484.34
	291236	Blue Cross of Florida, Inc.		3.05
	291237	State Retirement		65.67
	291238	Social Security		26.89
	291239	Federal Tax		238.20
	313244	Y. Scalera	86.48	81.07
	313245	State Retirement		3.46
	313246	Social Security		1.95
	335682	T. M. Shackelford		2,500.00

335683 J. L. Cogar 1,000.00
 TOTAL DISBURSEMENTS FOR MARCH, 1958 \$606,015.49

U. S. G. S. COOPERATIVE FUND

Balance as of March 1, 1958 \$6,225.00
 Receipts - 0 -
 Disbursements - 0 -
 Balance as of March 31, 1958 \$6,225.00

UNDER CHAPTER 18296

Receipts to General Revenue:
 March 14, 1958 \$3,987.55
 Total Receipts for the Month \$3,987.55

Disbursements from General Revenue:

Date	Warrant No.	Payee	Salary	Amount
3/31/58	294305	J. C. Conner	\$262.50	\$192.10
	294306	E. Hewitt	550.00	438.87
	294307	Provident Life & Accident Ins. Co.		7.75
	294308	Blue Cross of Florida, Inc.		7.85
	294309	State Retirement		37.75
	294310	Social Security		12.38
	294311	Federal Tax		115.80
Total Disbursements for the Month				\$812.50

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 689 listing regular bids for purchase of land under Chapter 18296, and authorize issuance of deeds corresponding thereto.

ALACHUA COUNTY: F. Y. Smith and wife offered \$30.00 for conveyance under Chapter 28317, Acts of 1953, of Lots 12, 13 and 14, Block 10, Town of Alachua, in Section 15, Township 8 South, Range 18 East. Statement was furnished that the applicants were owners of the property as of June 9, 1939, and had deposited with the Clerk of the Circuit Court an amount equal to all unpaid taxes and assessments. Recommendation from the staff was that the application be approved provided an amount equal to the base bid, or \$225.00, would be offered by Mr. Smith.

Motion was made, seconded and adopted, that the Trustees approve the recommendation and authorize issuance of deed upon payment of \$225.00.

LAKE COUNTY: C. E. Duncan of Tavares, Florida, submitted request for a quitclaim deed and disclaimer to that part of Block 65, Tavares, lying northwesterly of Government Survey line as shown by Government Survey of Section 29, Township 19 South, Range 26 East, approved September 3, 1849. Mr. Duncan further reported that this application was similar to request submitted several months ago; that he had gone into the case thoroughly with the Attorney General's office and the deed was worked out by that office.

The Director stated that owing to faulty and questionable surveys by the United States, and chain of title of applicant, it was recommended that quitclaim deed and disclaimer be issued upon payment of the handling charge of \$10.00.

Motion was made, seconded and adopted, that the Trustees authorize

issuance of quitclaim deed and disclaimer covering the parcel described, payment to be the handling charge of \$10.00.

LIBERTY COUNTY: The State Road Department requested easement for right of way desired in connection with State Road S-379-Section 5654-151, through Murphy Act lands in Section 17, Township 1 South, Range 7 West, containing 1.0 acre, more or less, and in Section 36, Township 1 South, Range 8 West, containing 0.045 of an acre, more or less, lying southerly of and within forty (40) feet of the survey line of said road.

Motion was made, seconded and adopted, that the Trustees authorize easement in favor of the State Road Department through the land described.

MONROE COUNTY: Smathers, Thompson & Dyer, attorneys of Miami, Florida, on behalf of College Park Improvement Corporation, request quitclaim deed to Lot 5 of Section 3, and Lot 1 of Section 4, both in Township 65 South, Range 35 East, Long Key, containing a total of 3 1/4 acres, being part of a tract conveyed by the Trustees to D. Z. Filer March 4, 1926, secured by purchase money mortgage which was placed in foreclosure July 6, 1942, and on which master's deed issued to the Trustees January 20, 1943. During the interval of private ownership the land sold for unpaid 1927 and 1932 taxes and reverted to the state under the Murphy Act. On June 9, 1947, Murphy Act Deed No. 1036 was issued to S. D. Austin, who is predecessor in title to College Park Improvement Corporation. No sale of the land was made pursuant to the recovered "Swamp and Overflowed" land title held by the Trustees under the foreclosure.

It was reported that the Attorney General reviewed the file and felt that the Murphy Act deed conveyed all interest of the Trustees, and that a quitclaim deed should be granted to clear the question of title. Applicant had filed certificate of title and affidavits of possession and payment of all taxes since the Murphy Act deed was issued.

Motion was made, seconded and adopted, that the Trustees authorize quitclaim deed in favor of College Park Improvement Corporation upon payment of the \$10.00 handling charge.

NASSAU COUNTY: G. C. Skaggs submitted an offer of \$20.00 for conveyance under Chapter 28317 of 1953, of Lots 1 and 2, Block 14, Seaview, a subdivision of Fractional Section 9, Township 2 North, Range 28 East. It was recommended that the request be denied as applicant produced no evidence of ownership as of June 9, 1939, at which time the property reverted to the state.

Motion was made, seconded and adopted, that the Trustees deny the request as recommended by the staff.

PALM BEACH: Mr. Egbert Beall, city attorney, on behalf of the City of West Palm Beach, requested consideration of the city's application for release of restrictions in Deed No. 01-Chapter 21684 of 1943, dated February 1, 1945, conveying 1,525 lots - approximately 100 acres - for public purposes only. It was explained that the city now desired to sell a part of the area for residential, commercial and industrial development and with the revenue received to provide two additional golf courses.

Recommendation was made by the staff that the city be requested to pay the state an amount equal to the assessed value of the land in 1932 - \$30,500.00 - or reconvey the property to the Trustees as not necessary for public purposes.

Mr. Beall explained that these lots were in the vicinity of a tract of land purchased from the West Palm Beach Water Company and in view of the fact that private golf courses in the area would probably make it unprofitable to continue operation of the county course, it was deemed advisable to sell a portion of the land for private development; that should the Trustees require payment of \$30,500.00 the city would be agreeable to that, less credit of the amount paid for the 1,525 lots, or \$1,525.00, and release of the reservations "for golf course purposes only".

Governor Collins suggested that the Trustees make conveyance for releasing the public purpose clause with the understanding from the City of West Palm Beach that none of this land will be sold for private purposes, except for a fair market value at the time, and that all proceeds derived from the sale or sales will be devoted wholly to the development of public recreational facilities in Palm Beach County; that a proper resolution to that effect be adopted by the City of West Palm Beach. The Governor's suggestion was approved by the other members.

Mr. Beall agreed, on behalf of the city, that the suggestion would be adopted.


Motion was made, seconded and adopted, that the Trustees release the restriction in Palm Beach County Deed No. 01-Chapter 21684 upon payment of \$30,000.00, contingent upon adoption of a resolution by the City of West Palm Beach, agreeing that none of the land conveyed by said deed will be sold into private ownership except for the fair market value and that all proceeds from such sales will be used for public recreational facilities in Palm Beach County.

Mr. Beall was advised that the Trustees were not agreeing that this case would be a basis on which the board would look with favor in future transactions.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR / CHAIRMAN

ATTEST:


DIRECTOR-SECRETARY

* * * * *

Tallahassee, Florida
April 29, 1958

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director

COLLIER AND LEE COUNTIES: The Humble Oil and Refining Company made application for a 10-year oil and gas lease covering the mineral interests of the Trustees of Internal Improvement Fund in the following described lands:

Collier County: Township 47 South, Range 28 East

Section 2 - All of unsurveyed section in Township 47 South, Range 28 East, said section comprising land and/or beds and other bottoms of Lake Trafford, also all other areas constituting the beds and other bottoms of said Lake Trafford, together with all bottoms, lagoons, bayous, sloughs and islands of said lake owned by the State of Florida, estimated to comprise 1320 acres, more or less.

Lee County: Township 46 South, Range 26 East

Section 2 - North half of northwest quarter, containing 80.28 acres, more or less.

The above are lands to which the Trustees of the Internal Improvement Fund own the fee simple title.

Lee County: Township 46 South, Range 27 East

Section 27 - South half, less northwest quarter of southwest quarter and northeast quarter of southeast quarter, containing 240.00 acres, more or less.

The above are lands in which the Trustees own a reserved interest in the underlying phosphate, minerals, metals and petroleum.

The Humble Oil and Refining Company offered 50¢ per acre annual rental increasing 5% of such original amount annually after the first two years, for a primary term of 10 years.

Motion was made, seconded and adopted, that the Trustees authorize advertisement of the lease, for sealed competitive bids.

BRADFORD COUNTY: Motion was made, seconded and adopted, that the Trustees concur in conveyance by Florida Board of Forestry to W. H. Edwards, Jr. of approximately 25 acres west of State Road No. 200 (formerly Road 13) in Section 36, Township 4 South, Range 22 East, being part of a tract donated by Mr. Edwards in 1939. The reconveyance was authorized by the Forestry Board March 20, 1958, the area being no longer needed.

Upon motion duly adopted, the Trustees adjourned.

ATTEST: Van H. Ferguson
DIRECTOR-SECRETARY

LeRoy Collins
GOVERNOR - CHAIRMAN

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director-Secretary
W. Turner Wallis, Engineer

The Minutes of the Trustees dated March 18 and April 15, 1958, having been presented to each member, after approval by the Attorney General, were approved without objection.

LAND SALES ADVERTISED FOR CONSIDERATION

HENDRY COUNTY: File No. 92-26-253.36 - On March 22, 1958, the Trustees considered offer of the appraised price of \$100.00 per acre from Horatio Lowe, abutting upland owner, for purchase of a parcel of reclaimed bottoms of the Caloosahatchee River in Section 5, Township 43 South, Range 29 East, lying easterly and southerly of and abutting Lots 1 to 5 inclusive, Block "A" and River Drive in Rivera Vista Subdivision, containing 1.0 acres, more or less. The land was advertised for objections only in the Clewiston News and proof of publication was filed with the Trustees. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Lowe at the appraised price of \$100.00 per acre.

MONROE COUNTY: File No. 64-44-253.12 - On March 28, 1958, the Trustees considered offer of the appraised price of \$300.00 per acre from L. R. Coman and wife, for purchase of a parcel of submerged land in the Straits of Florida, in Section 27, Township 63 South, Range 37 East, Upper Matecumbe Key, lying southeasterly of and abutting the westerly 20 feet of Tract 14 and Tract 15 of the Russell Estate, containing 0.32 of an acre, more or less. The land was advertised for objections only in the Key West Coral Tribune and proof of publication was filed with the Trustees. Description of the land was called out and a petition objecting to the sale was filed by Nellie P. Arnold and nineteen (19) other parties, representing that they owned 84.8 percent of the riparian property within one thousand feet, asserting that filling would create a stagnant pocket, erosion, storm damage, fishing damage and would obstruct the view.

The Director presented information that depth of water in that area is 1 foot for a distance of 1500 feet offshore, and that the staff is unable to find that there will be any material adverse effect on the value or character of the land, especially since one or more of the objectors have filled outward as far as the applicant seeks. It was recommended that the sale be confirmed, with deed to be held thirty (30) days from this date to allow legal action to restrain delivery.

Map of the area in question was displayed showing ownership of objectors. Since those nearest applicant's property had not done any filling outward, the Trustees felt applicant should try and resolve the differences before action was taken on the sale.

Motion was made, seconded and adopted, that the application be denied and that the applicant be advised to contact the objectors and try to work out an amicable adjustment of the protests.

MONROE COUNTY - File No. 71-44-253.12 - On March 28, 1958, the Trustees considered offer of the appraised price of \$150.00 per acre from Ross Sawyer, Jr., the abutting upland owner, represented by E. R. McCarthy, for purchase of certain areas of submerged land in Cudjoe Bay in Sections 29, 31 and 32, Township 66 South, Range 28 East, Cudjoe Key, lying southerly of and abutting part of Government Lot 2 of said Section 29, and easterly, southerly and westerly of Government Lot 1 of said Section 32, containing 9.57 acres, more or less. The land was advertised for objections only in the Key West Citizen and proof of publication was filed with the Trustees. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Sawyer at the appraised price of \$150.00 per acre.

MONROE COUNTY - File No. 74-44-253.12 - On March 25, 1958, the Trustees considered offer of the appraised price of \$300.00 per acre from Albert S. Dubbin, abutting upland owner, for purchase of a parcel of submerged land in Bonefish Bay in Section 4, Township 66 South, Range 33 East, Crawl Key, lying southerly of and abutting that portion of Government Lot 1 of said Section 4, lying easterly of Driftwood Estates, containing 3.78 acres, more or less. The land was advertised for objections only in the Coral Tribune of Key West, Florida, and proof of publication was filed with the Trustees. Description of the land was called out and the Director reported that objection was filed by Miss Lamar Louise Curry, stating that the survey was in error and claiming ownership to the submerged land in the Bay. Records do not confirm her claim which had not been supported with legal or other evidence. She was notified May 7 that the objection would have to be supported by proper evidence. Nothing further was heard.

Motion was made, seconded and adopted, that the Trustees overrule the objection from Miss Curry and confirm sale in favor of Mr. Dubbin at the appraised price of \$300.00 per acre, with delivery of deed to be withheld for a period of thirty (30) days from May 13, 1958.

MONROE COUNTY - File No. 76-44-253.12 - On March 25, 1958, the Trustees considered offer of the appraised price of \$300.00 per acre from Key Sand Holding Corporation, abutting upland owner, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida in Section 23, Township 63 South, Range 37 East, Windley Key, lying southeasterly of and abutting all that part of Government Lot 1 of said Section 23 lying east of the east line of Lot 10 and south of the right of way of the Florida East Coast Railway as shown on plat of Government Lots 1, 2 and 3 of said Section 23 south of the right of way of the Florida East Coast Railway, containing 8.8 acres, more or less. The land was advertised for objection only in the Coral Tribune of Key West, Florida, and proof of publication was filed with the Trustees.

Description of the land was called out and the Director reported that objections had been filed to the sale by George C. Mooney, owner of Lot 2, and by Mr. and Mrs. Cliff Ambrose, owners of Lot 6, charging that filling by applicant would cut off access of riparian owners to Snake Creek. However,

applicant's engineer indicated that the proposed development would open a channel to Snake Creek, and that applicant would be agreeable to furnishing a recordable instrument that a new channel would be provided if and when the old channel was blocked.

Recommendation by the Director was that the Trustees confirm sale conditioned upon applicant filing with the Trustees a recordable agreement to assure access to Snake Creek, the deed to be held until such agreement had been approved by the office of the Attorney General.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the Director and confirm sale in favor of Key Sand Holding Corporation, subject to the access agreement being approved by the Attorney General's office.

MONROE COUNTY - File No. 80-44-253.12 - On March 25, 1958, the Trustees considered offer of the appraised price of \$150.00 per acre from Floyd Lamb and Brooks Bateman, abutting upland owners, for purchase of a parcel of submerged land in the Straits of Florida in Section 25, Township 65 South, Range 33 East, Grassy Key, lying southeasterly of and abutting Lots 5 to 9 inclusive, of Block 58 Crain's Subdivision, containing 5.0 acres, more or less. The land was advertised for objections only in the Key West Coral Tribune and proof of publication was filed with the Trustees. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Messrs. Lamb and Bateman at the appraised price of \$150.00 per acre.

MONROE COUNTY - File No. 82-44-253.12 - On March 25, 1958, the Trustees considered offer of the appraised price of \$300.00 per acre from Robert Yahn and wife, abutting upland owners, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, lying southeasterly of and abutting Tract 32 of the Russell Estate, containing 0.41 of an acre, more or less. The land was advertised for objections only in the Key West Coral Tribune and proof of publication was filed with the Trustees. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Robert Yahn and wife at the appraised price of \$300.00 per acre.

MONROE COUNTY - File No. 85-44-253.12 - On March 25, 1958, the Trustees considered offer of the appraised price of \$300.00 per acre from George A. Coffin and wife, abutting upland owners, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida, in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, lying southeasterly of and abutting Tract 26 of the Russell Estate, containing 0.71 of an acre. The land was advertised for objections only in the Key West Citizen and proof of publication was furnished the Trustees. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Coffin and wife at the appraised price of \$300.00 per acre.

MONROE COUNTY - File No. #6-44-253.12 - On March 25, 1958, the Trustees considered offer of the appraised price of \$200.00 per acre from Treasure Harbor, Inc., abutting upland owner, represented by G. A. Crawshaw, for purchase of two parcels of submerged land in the Straits of Florida in Section 24, Township 63 South, Range 37 East, Plantation Key, Parcel 1 lying southerly of and abutting Lots 6 and 7 of Block 2, and Parcel 2 lying southerly of and abutting Tract C of Treasure Harbor, Section 1, both parcels containing a total of 1.96 acres, more or less. The land was advertised in the Key West Citizen and proof of publication was filed with the Trustees.

Description of the land was called out and objections were filed by Dr. I. Brooks Lindstrom, owner of submerged land under Deed No. 21109 adjacent to area sought by applicant, charging that filling by applicant would damage her channel. An injunction from Thomas B. Lipe appeared to oppose any sale that would jeopardize value of Lots 18 and 19, in the immediate vicinity of an earlier sale of a parcel held by Dr. Lindstrom.

It was recommended that the sale be confirmed in favor of applicant, since the area applied for was properly riparian to applicant's upland and no basis for valid objection was seen.

Motion was made, seconded and adopted, that the objections be overruled, and that sale of the land described be confirmed in favor of Treasure Harbor, Inc., at the appraised price of \$200.00 per acre.

MONROE COUNTY - File No. #7-44-253.12 - On March 25, 1958, the Trustees considered offer of the appraised price of \$200.00 per acre, or \$100.00 for the parcel in this case, from W. F. Blanton and wife, abutting upland owners, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida in Section 24, Township 63 South, Range 37 East, Plantation Key, lying southerly of and abutting the Blanton Tract of Treasure Harbor, Section 1, containing 0.20 of an acre, more or less. The land was advertised for objections only and proof of publication was filed with the Trustees.

Description of the land was called out and objections were filed to the sale by Dr. I. Brooks Lindstrom and Thomas B. Lipe, the same claim being made as applied to application of Treasure Harbor, Inc. It was recommended that the objections be overruled and sale confirmed in favor of Mr. Blanton and wife.

Motion was made, seconded and adopted, that the recommendation be approved and that sale be confirmed in favor of applicants at the price of \$100.00 for the parcel, the objections being overruled for the same reason as in the foregoing case.

MONROE COUNTY - File No. #8-44-253.12 - On March 25, 1958, the Trustees considered offer of the appraised price of \$200.00 per acre from George G. Mooney, abutting upland owner, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida in Section 24, Township 63 South, Range 37 East, Plantation Key, lying southerly of and abutting Lot 20 of Coral Shores, containing 0.50 of an acre, more or less. The land was advertised for objections only and proof of publication was filed with the Trustees.

Description of the land was called out and Dr. I. Brooks Lindstrom and Thomas B. Lipe filed the same objections as

applied in the Treasure Harbor and W. F. Blanton applications. It was recommended that the objections be overruled for the same reasons given in the above two cases.

Motion was made, seconded and adopted, that the objections be overruled as recommended and that sale of the land described be confirmed in favor of Mr. Mooney at the price of \$200.00 per acre.

MONROE COUNTY: At the meeting March 25, 1958, the Trustees considered request from the County Commissioners of Monroe County, and agreed to advertise for objections only an easement for public roadway purposes across a parcel of land fifty feet (50') wide lying in the Straits of Florida extending from Stock Island to Cow Key as the southerly extension of Fifth Street according to George L. McDonald's Plat of Stock Island, containing 2.9 acres, more or less. Notice was published in the Key West Citizen that any objections to issuance of said easement could be filed with the Trustees on the date specified. No objections were filed.

Motion was made, seconded and adopted, that easement for public roadway purposes be issued in favor of Monroe County for the parcel described.

Mrs. John W. Cummins, president of St. Petersburg Garden Club, filed protests to sale of any land in Boca Ciega Bay and in Tampa Bays.

The objections were received and ordered filed for consideration.

PINELLAS COUNTY: File 83-52-253.12 - On March 25, 1958, the Trustees considered offer of the appraised price of \$250.00 per acre from Ben Evans, et al, abutting upland owners, represented by Krentzman & MacKenzie, attorneys of Clearwater, for purchase of a parcel of submerged land in Old Tampa Bay in Section 29, Township 29 South, Range 16 East, lying northerly of and abutting Government Lot 1 and all that part of Government Lots 2 and 3 of said Section 29 lying westerly of a line described, containing 38.3 acres, more or less. The land was advertised for objections only in the Clearwater Sun Newspaper and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to either the sale or establishment of the bulkhead line, which were approved by the Pinellas County Water and Navigation Control Authority.

Mr. Krentzman explained the proposed plans for developing the fingers and pointed out on a map the lay-out which would be the initial development in that area. Applicants desire to purchase the fingers, dredge the bottoms and fill the area for development as residential property.

The Trustees considered whether or not the proposed development would adversely affect the tides, or cause stagnant pockets, considering the distance between the fingers, the opinion being that a better rule would be for designs having wider water openings.

Mr. Krentzman advised that the plans were developed by engineers for selling as home sites and it was believed that this type would prove successful.

In discussing the price offered, the Trustees were of the opinion that payment should be based on the entire acreage rather than only the fingers. The appraisals being received were considered entirely too low compared with property values in that area,

according to analysis of the Engineer based on examinations on the ground. It was also pointed out that approval of the subject application would be a precedent for other upland owners in that locality to assume that such price would be applicable to others.

Mr. Krentzman expressed the view that the appraisal was fair; that his clients had taken into consideration the overall effect on the general area and felt the development would improve that section.

Mr. William Wightman, who represented another client, stated that Mr. Evans' application was before the County Authority on two hearings and no objections were filed, and that it was contemplated that navigation would be improved.

The Trustees expressed a willingness to approve the request since the engineer felt that from an engineering and esthetic standpoint the fill would not be bad, especially since no objections were made to either the sale or establishment of the bulkhead line, but with payment to be for the overall area.

Motion was made, seconded and adopted, that in view of presentations made the Trustees approve the application of Mr. Evans at a price of \$250.00 per acre for the entire area within the bulkhead line riparian to his upland with deed to be issued for only such part as is filled; also that the Trustees approve the bulkhead line as established by Pinellas County Water and Navigation Control Authority.

PINELLAS COUNTY: File No. 93-52-253.12 - On March 25, 1958, the Trustees considered offer of the appraised price of \$250.00 per acre from Joseph Constantine, abutting upland owner, represented by Wightman, Rose & Tanney, attorneys of St. Petersburg, for purchase of a parcel of submerged land in Old Tampa Bay in Section 10, Township 29 South, Range 16 East, lying easterly and southerly of and abutting Government Lot 4 and the S $\frac{1}{2}$ of Government Lot 3 of said Section 20, containing 82.3 acres, more or less. The land was advertised for objections only in the Clearwater Sun Newspaper and proof of publication was filed with the Trustees.

Pinellas County Water and Navigation Control Authority approved sale of the land and establishment of the bulkhead line.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale of the land in favor of Mr. Constantine at the appraised price of \$250.00 per acre, and approve establishment of the bulkhead line fixed by the Pinellas Authority.

PINELLAS COUNTY: File No. 127-52-253.12 - Application was presented from Mildred H. McAboy, trustee, abutting upland owner, for confirmation of sale and approval of bulkhead line. Pinellas County Water and Navigation Control Authority published joint notice for sale of the land and establishment of bulkhead line applicable to property in question and subsequently approved both the bulkhead line and sale. The parcel was described as submerged land in Clearwater Harbor south of Belleair Beach Causeway, North of McKay Point, west of Indian Rocks Road, in Section 6, Township 30 South, Range 15 East.

Objections were filed to the sale and recommendation was made that action be deferred.

Motion was made, seconded and adopted, that the Trustees defer action on application from Mildred H. McAboy for examination

by the staff and study of the objection filed.

PINELLAS COUNTY: File No. 131-52-253.12 - Application was submitted by Krentzman & MacKenzie, attorneys of Clearwater, on behalf of A. W. Baliss, abutting upland owner, requesting approval for sale of a parcel of submerged land in Smith Bayou, Section 10, Township 28 South, Range 15 East, containing 5.478 acres, more or less, located near Ozona at Crystal Beach. Applicant offered the appraised price of \$175.00 per acre for the land. Joint notice was published by Pinellas County Water and Navigation Control Authority for hearing objections to the sale and to establishment of the bulkhead line, pursuant to the laws. Both the sale and the bulkhead line were approved by the county Authority.

Description of the land was called out and no objections were filed to the sale.

Explanation was made that Mr. Baliss' predecessor in title claimed ownership of the area and had been paying taxes on the parcel since 1926. From 1948 to date the applicant had paid taxes, but since no record could be found of ownership he offered to purchase at the appraised price. A map was displayed showing the location of the causeway and bridge with provision for an opening sufficient to take care of tidal flow rather than navigation.

Motion was made, seconded and adopted, that in view of the special equities of this case, the Trustees confirm the sale in favor of Mr. Baliss at the price offered, and approve issuance of the fill permit.

The bulkhead line for the area was established by Pinellas County Water and Navigation Control Authority and formally approved by the Trustees of the Internal Improvement Fund January 14, 1957.

PINELLAS COUNTY: File No. 137-52-253.12 - Mr. Wilbur Stone, on behalf of Mr. Walter Collany, abutting upland owner, requested approval of sale in favor of his client for submerged land adjacent to Island No. 9 in Section 30, Township 32 South, Range 16 East, lying between Cabbage Key and Shell Key. The appraised price of \$100.00 per acre was offered for the land. Establishment of the bulkhead line and sale of the island were approved by the Pinellas County Water and Navigation Control Authority after advertisement for objections under existing laws.

The Director recommended that action be deferred to allow time for the staff to make a study of the application since it had only been received in the office the day before; also that there might be conflict with other private ownerships in the area.

Motion was made, seconded and adopted, that action be deferred on the application from Mr. Collany pending a study by the staff, with recommendations to be submitted at the next meeting if possible.

PINELLAS COUNTY: File No. 122-52-253.12 - Lido-Pinellas Corporation, abutting upland owners, represented by Charles E. Fisher, requested that the Trustees do not approve the bulkhead line established by Pinellas County Water and Navigation Control Authority, which bounded property owned by him from Boca Ciega Isle Bridge along 46th Avenue and curving to parallel Gulf Boulevard toward the North, in Section 6, Township 32 South, Range 16 East.

Maps and aerial photographs were displayed showing the area involved and how the County Authority had cut back from the original line applied for by Mr. Fisher's clients. The Director recommended that the bulkhead line established by the county be approved by the Trustees, which would leave the matter where the applicant could file a new application; that the Trustees had the recommendation from the County Authority and it was necessary either to approve or disapprove the recommendation.

Mr. Fisher stated that his client had a new application ready to file in the event the Trustees approved the county's recommendation, but urged that the line established not be approved. He reported that the area requested to be included within the bulkhead was very shallow, having a depth of water at mean high tide of 1.8' to 2.0'; that he had understood this matter would be held in abeyance until the Navigation Authority had opportunity to consider his client's re-filed application; that if the Trustees would decline to approve the bulkhead, he was of the opinion that the objections of most of the private owners could be worked out.

Frank J. McMahon urged the Trustees to approve the bulkhead line as established by the county as 207 owners in the area are in favor of the modification approved by Pinellas County Water and Navigation Control Authority.

Motion was made, seconded and adopted, that the Trustees formally approve the bulkhead line as established by the Pinellas County Water and Navigation Control Authority and as recommended by the staff.

No action was taken with reference to sale of the submerged land.

See Minutes 8/12/58 new bulkhead line.

APPLICATIONS FOR PURCHASE OF LAND

The following applications were presented from abutting upland owners for purchase of submerged areas riparian to their ownerships:

1. HILLSBOROUGH COUNTY: File No. 110-29-253.12
Lyle C. Dickman offered the appraised price of \$65.00 per acre for a parcel of submerged land in Tampa Bay, Section 2, Township 32 South, Range 18 East, containing 35.91 acres, more or less. Also, requested approval of the amended bulkhead line established by the county.
2. MONROE COUNTY: File No. 89-44-253.12
Nelson Sturdevant and wife, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre for a parcel of submerged land in Tavernier Harbor in Section 34, Township 62 South, Range 38 East, Key Largo, containing 0.62 of an acre, more or less.
3. MONROE COUNTY: File No. 112-44-253.12
John F. Lieb, Jr., and wife, represented by E. R. McCarthy, offered the appraised price of \$200.00 per acre, or the minimum of \$100.00, for purchase of a parcel of submerged land in the Straits of Florida in Sections 13 and 14, Township 62 South, Range 38 East, Key Largo, containing 0.34 of an acre, more or less.
4. MONROE COUNTY: File No. 117-44-253.12
Frank Hatton, represented by W. A. Parrish, offered the appraised price of \$200.00 per acre for purchase of a parcel of submerged land in Bay of Florida in Section 25, Township 65 South, Range 33 East, Grassy Key, containing 0.88 of an acre, more or less.

5. MONROE COUNTY: File No. 118-44-253.12
Manchester Properties, Inc., represented by Billy Conner, offered the appraised price of \$300.00 per acre for purchase of a parcel of submerged land in the Straits of Florida in Section 21, Township 64 South, Range 36 East, Lower Matecumbe Key, containing 0.92 of an acre, more or less.
6. MONROE COUNTY: File No. 120-44-253.12
Carl Stockholm and wife offer the appraised price of \$100.00 per acre for purchase of a parcel of submerged land in Bay of Florida, in Section 31, Township 63 South, Range 37 East, containing 25.82 acres, more or less.
7. MONROE COUNTY: File No. 124-44-253.12
Louis B. Costello and wife, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre for purchase of a parcel of submerged land in the Straits of Florida in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.49 of an acre, more or less.
8. MONROE COUNTY: File No. 125-44-253.12
Harry K. Reeder, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre for purchase of a parcel of submerged land in the Straits of Florida in Section 28, Township 63 South, Range 37 East, containing 0.35 of an acre, more or less.
9. MONROE COUNTY: File No. 126-44-253.12
Donald L. Bellamy and wife, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre for purchase of a parcel of submerged land in the Straits of Florida in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.39 of an acre, more or less.
10. PALM BEACH COUNTY: File No. 105-50-253.12
Charles R. Barton and wife, represented by Brockway, Weber & Brockway, offered the appraised price of \$1035.00 per acre for purchase of a parcel of submerged land in Lake Worth, in Section 28, Township 42 South, Range 43 East, Riviera Beach, containing 0.349 of an acre, more or less.
11. PALM BEACH COUNTY: File No. 106-50-253.12
Lee Rhodenizer and wife, represented by Brockway, Weber & Brockway, offered the appraised price of \$1035.00 per acre or a minimum of \$100.00 for the parcel, in this instance, for purchase of submerged land in Lake Worth in Section 28, Township 42 South, Range 43 East, Riviera Beach, containing 0.047 of an acre, more or less.
12. PALM BEACH COUNTY: File No. 107-50-253.12
Stafford Beach, Executor of the estate of Annie B. Beach, represented by Brockway, Weber and Brockway, offered the appraised of \$1035.00 per acre, or in this instance \$100.00 for the parcel, for purchase of submerged land in Lake Worth in Section 28, Township 42 South, Range 43 East, Riviera Beach, containing 0.048 of an acre, more or less.

Motion was made, seconded and adopted, that the Trustees approve the twelve (12) applications listed subject to advertisement of the land described for objections only, based on the offers submitted.

OKEECHOBEE COUNTY: Murray Field of Brooklyn, New York, offered the appraised price of \$50.00 per lot to purchase the following:

Lots 18, 19, 20 and 25, Block 3;
Lots 7, 8, 24 and 26, Block 14;
Lots 1, 2, 4, 14, 15 and 16, Block 19;
Lots 12, 13, 14 and 19, Block 30
Okeechobee City Subdivision lying and being
in Sections 15, 16, 21 and 22, Township 37
South, Range 35 East.

Motion was made, seconded and adopted, that the Trustees agree to advertise the lots for competitive bids, starting with the offer of \$50.00 per lot; sale to be subject to outstanding drainage and municipal taxes and assessments, and subject to rejection of bids where no assurance of development was given.

VOLUSIA COUNTY: File No. 130-64-253.12
William L. Turner, represented by Gillespie & Gillespie, applied to purchase an island in the Indian River North in Section 28, Township 17 South, Range 34 East, containing 80.4 acres, more or less, the said island being located in and being part of Maintenance Spoil Area 436 - Perpetual Easement to the United States for spoiling purposes. No offer was made for the land.

Motion was made, seconded and adopted, that the Trustees deny the application from Mr. Turner.

PALM BEACH COUNTY: Reconsideration was requested of application by Leo A. Thielen, submitted April 22, with offer of the appraised price of \$50.00 per acre, for purchase of a parcel of land in Sections 18 and 19, Township 43 South, Range 35 East, lying between applicant's property and the right of way of U. S.-Okeechobee Levee. The offer was declined.

It was reported that certain circumstances in connection with previous correspondence about this sale were not called to the attention of the board. In 1955 Mr. Thielen applied for this land and was advised that he could pay one-fourth cash and the remainder within twelve months, but it was suggested that since the Trustees would not sell the property to anyone else that he wait until he had saved enough money to pay cash. Mr. Thielen has now offered cash for the land at the price agreed upon in 1955.

Owing to the circumstances, motion was made, seconded and adopted, that the Trustees rescind action taken April 22, 1958, on this application and authorize execution of deed in favor of Mr. Thielen, without advertisement, at the price of \$50.00 per acre.

ESTABLISHMENT OF BULKHEAD LINES

PINELLAS COUNTY: Marion Zanuch, represented by Adrian S. Bacon, requested that the Trustees approve the bulkhead line established by Pinellas County Water and Navigation Control Authority February 27, 1958, affecting applicant's upland in Boca Ciega Bay northwest of Welch Causeway, southwest of Duhme Road and west of Edgewater Estates Unit No. 9, in Section 4, Township 31 South, Range 15 East. Request was also made for approval of fill permit No. 746 authorized by Pinellas County Authority.

Mr. Bacon explained that no sale of land was involved and that the bulkhead line is entirely within the ownership of applicant.

Motion was made, seconded and adopted, that the Trustees formally approve the bulkhead line as established by Pinellas County Water and Navigation Control Authority and also the fill permit authorized by said Authority.

PINELLAS COUNTY: William A. Crawford, represented by Carl G. Parker, requested that the Trustees approve the bulkhead line affecting land designated as lying northwest of Welch Causeway and west of Duhme Road in Section 4, Township 31 South, Range 15 East, which bulkhead line was established by the Pinellas County Water and Navigation Control Authority February 13, 1958.

The Trustees objected to the distance from the shore at which the bulkhead line was fixed by Pinellas County, and it was explained that the bay bottoms within this bulkhead were conveyed by the Trustees in July 1957 and a bulkhead line was fixed at that time. Since that date the County Authority considered the case and approved a bulkhead line 700 feet nearer the shore than originally fixed.

The Trustees again urged that Pinellas County fix the bulkhead lines without reference to sales already made, calling attention to the fact that in most instances sales of submerged lands were made with the intention that fills would not be made of the entire area but that material to make fills would be taken from the area sold.

The Engineer explained that the County Authority was in agreement in desiring to restrict the bulkhead closer to the shore, but they desired first to dispose of old applications that have been pending for some time; that any new applications will be dealt with on a basis of restricting the bulkhead line a proper distance from the shore.

Motion was made, seconded and adopted, that the Trustees formally approve the bulkhead line as established by Pinellas County Water and Navigation Control Authority.

LEASES

BAY AND WALTON COUNTIES: Heavy Minerals Company, holder of Lease No. 930-A - Modified, requested cancellation of said lease and the surety bond therewith, owing to unfavorable mining conditions in that area. It was recommended that cancellation of the lease and bond be authorized, effective April 30, 1958, the account being in good standing with royalties paid up to said date. Lessee executed and delivered quitclaim deed covering the leased premises.

Motion was made, seconded and adopted, that the Trustees cancel Lease No. 930-A - Modified and the surety bond accompanying said lease as of April 30, 1958.

LEE COUNTY: Motion was made, seconded and adopted, that Lease No. 386 to United States Fish and Wildlife Service, covering 1799.81 acres on Sanibel Island, be renewed for one year from July 1, 1958, to June 30, 1959.

PINELLAS COUNTY: Motion was made, seconded and adopted, that request from U. S. Fish and Wildlife Service be granted for renewal of Lease No. 701 covering 260 acres at Bush or Tarpon Key, Sections 27 and 28, Township 32 South, Range 16 East; the renewal period to be from July 1, 1958 to June 30, 1959.

VOLUSIA COUNTY: Gerald P. Bohm of DeBary, Florida, owner of Tract 9, Block 3, Howe and Currier's Allotment in Section 12, Township 18 South, Range 32 East, a parcel of land riparian to Lake Ashby, requested issuance of a lease to that portion of reclaimed lake bottom lying between his upland and the existing shoreline. Mr. Bohm stated that he desired to fence the reclaimed area riparian to his upland, being a strip 170 feet wide and an average of 270 feet long, containing 1.1 acres, more or less.

Motion was made, seconded and adopted, that the recommendation of the Director be approved for issuance of a ten-year lease at the rate of \$1.00 per acre annually for the 1.1 acres, subject to the requirement that the fences be adjusted to conform to whatever changes might occur in the lake level.

SALVAGE AND TREASURE LEASES: Mr. Ferguson reported that heretofore, leases for exploration and salvage operations in navigable waters have covered areas in several counties, non-exclusive with privilege to lessee to have a one-acre area designated exclusive, annual rental \$100.00, royalty 12½% of fair market value of recovered materials. No reports of operations were required, nor surety bond. It is recommended that future leases of this character shall be based on the following unless specifically waived by the Trustees:

1. Include not more than 50 square miles, total, of sovereignty land in not more than 3 counties for a single lease.
2. Annual rental of \$100 payable in advance.
3. No salvage or treasure lease for more than 3 years, on a year-to-year basis.
4. Royalty of 25% of fair market value of material recovered, payable in cash or in recovered relics or items which may have historic or archaeological interest or value, as the Trustees may elect.
5. Require quarterly reports of operations and findings with listing of all material taken, and no sale or disposition until Trustees advise as to whether royalty shall be paid in recovered relics or other materials or in cash, or both.
6. Use of explosives forbidden in salvage operations.
7. Lessee required to furnish Trustees with written consent of all upland owners of lands in front of whose properties lessee may operate within 500 feet of the upland shore.
8. Require surety bond of \$500 or more, depending on location and extent of leased area.
9. Provision for 1-acre area to be made exclusive when same is defined and request made by lessee, without additional rental.
10. The usual clauses requiring compliance with all laws and regulations concerning navigation, conservation of marine life and statutory riparian rights of upland owners.
11. Appropriate clauses for forfeiture or cancellation for cause and recovery under bond in event of failure of lessee to comply with lease provisions or in event of wilful neglect to truthfully report operations and recovery of materials.
12. Require approval of Trustees for any assignment in whole or in part.
13. Requirement of signature of lessee accepting the provisions of the lease as covenants.

Motion was made, seconded and adopted, that the recommendations as outlined be approved as the future policy of the Trustees in leases of the character specified.

MISCELLANEOUS SUBJECTS

DADE COUNTY: Application was presented from Brigham, Black, Wright, Dressler and Bailey on behalf of Executors of Estate of Douglas D. Felix, for corrective deed, without reservations, covering a parcel of submerged land east of and adjacent to Lot 4, South Elmira, Plat Book 6, page 61. Original Deed No. 19066 issued March 3, 1948 described the parcel by measurements from the shore line but was based on map showing shore line of South Elmira according to plat filed in 1921 prior to the 1926 hurricane which is believed to have altered the shore line. Recent surveys disclose that the parcel deed fails to connect with the present shore using the measurements in the deed. Field investigations have been independently made by a private surveyor and by Trustees' Engineer and each indicates that all evidence shows the present shore line substantially the same as in 1948 and that the map from which Deed 19066 was prepared was in error. Attorney General has been informed of the results of the field inspections and investigation of records and has advised that issuance of correction deed, without reservation, is proper. It was recommended that correction deed be issued conforming to accurate recent survey for a charge based on the 1948 price of \$1000 per acre, for the area erroneously omitted.

Motion was made, seconded and adopted, that correction deed as recommended be issued, without reservations, upon payment at the rate of \$1000.00 per acre for the area erroneously omitted.

ESCAMBIA COUNTY: The Florida Board of Parks and Historic Memorials requests concurrence of the Trustees in grant of easement to the United States for deposit of spoil material on and adjacent to property of the Park Board at Fort Pickens State Park. The Park Board authorized the easement, with specific provisions, on April 28, 1958.

Motion was made, seconded and adopted, that the Trustees concur in easement to the United States as authorized April 28 by the Florida Board of Parks and Historic Memorials.

ESCAMBIA COUNTY: The U. S. District Engineer requested permit for placing of spoil on sovereignty lands adjacent to uplands of Fort Pickens State Park. Conditions set forth in proposed permit were reviewed with Director of the Park Board and were satisfactory as to the interest of the Trustees, but further provisions were considered necessary since filling would be in the Park riparian zone, such as filling in front of the picnic pavilion and parking area, which is site of other facilities, shall not be filled between the proposed drains to elevation higher than 1.5 feet above mean high water; that material be deposited so as to avoid excessive ponding of water; that U. S. Engineers take into consideration the submarine cable furnishing telephone service to Fort Pickens State Park, exercising due care to avoid damage or interrupting of service, and be responsible for prompt restoration in the event of such damage or interruption of telephone service to the Park; that in the event dredging and deposit of spoil shall damage any existing park drainage system, natural or artificial, such operations shall be suspended pending restoration of such drainage function. It was recommended that grant of permit with the above provisions be authorized.

Motion was made, seconded and adopted, that the Trustees approve issuance of permit in favor of the United States with the provisions as outlined and concurred in by the Florida Board of Parks and Historic Memorials.

OSCEOLA COUNTY: Rogers & Kelley, attorneys of Kissimmee, Florida, on behalf of Clay S. Partin, requested issuance of disclaimer covering the area between the meander line and elevation 61 of East Lake Tohopekaliga in the S₂ of Government Lot 1 and the N₂ of Government Lot 2, Sec. 28-25S-30E. On January 13, 1958, the Trustees deeded to Mr. Partin, the riparian upland owner, the permanently reclaimed lake bottom land between elevation 61 and elevation 59 of East Lake Tohopekaliga within the above described parcel, recognizing that Mr. Partin's upland ownership extended to elevation 61, the ordinary high water line. Mr. Partin is now negotiating for resale of the entire tract, and requests the Trustees to disclaim any interest in the area between the meander line and the recent sale in order to clarify any title questions which might arise.

Motion was made, seconded and adopted, that the Trustees authorize issuance of disclaimer upon payment of the handling charge of \$10.

PALM BEACH COUNTY: The City of West Palm Beach, Florida, requested that the Trustees issue deeds covering submerged lands in Lake Worth as settlement with private riparian owners for projection of Flagler Drive in front of uplands. Current request covers area from Southern Boulevard to Worth Court First Addition and from Lakewood Road to Ellamar Subdivision. On March 25th

the Trustees approved conveyances north of Gregory Place and South of Lot 17, Miramar Park, designating the areas filled between the shore and Flagler Drive for conveyance at the minimum handling charge, and the areas between Flagler Drive and the bulkhead line for a charge of \$250.00 per acre. The current request being in connection with the same project, it was recommended that no charge be made for areas filled by the city between the shore and Drive, being compensation to the upland owners, and that a charge of \$250.00 per acre, minimum \$100.00 per deed, be made for areas conveyed between the Drive and the bulkhead line.

Motion was made, seconded and adopted, that the Trustees authorize issuance of deeds in favor of the following upland owners as recommended by the Director:

City of West Palm Beach (2)
Robert C. and Alice Valier
E. Lewis Hutchens and Lois Hutchens
Vincent L. and Sara Francis Burkhardt
William F. and Marilee K. Trevail
Adele Wenzel
Alan Brombacher and the First National Bank
in Palm Beach, as Trustees
J. Y. Arnold and Kathleen Arnold
Sophie Ohlhaber (widow)
Founders Corporation
Sara O. Allen (widow)
Bertha Castino
W. Terry and Mary H. Gibson
Charles F. and Bridget S. Giaino
Sam and Lillian Yonovitz
D. H. Stuart and Margery Stuart
Thomas D. and Ruth L. Watkins
John P. and Caroline MacBean
Herbert T. and T. Alice Gibson

PINELLAS COUNTY: BEACH PRESERVATION PROJECT

The City of Treasure Island, represented by J. G. Murphy, presented plans of the City for installation of coastal structures to prevent and correct erosion in that area and displayed a series of photographs showing the damage to the shore line.

Mr. Ferguson reported that the Attorney General had requested that this matter be brought up but, since Dr. Per Bruun of the Coastal Engineering Laboratory at the University of Florida had not had opportunity to study the report from the City of Treasure Island, he could make no recommendation.

Mr. Ralph McLane, Assistant Attorney General, stated that the Attorney General had gone over the plans with Mr. Murphy and felt that the engineering studies were complete; it was essentially an engineering problem and unless there was some objection from the state's engineering standpoint he did not see any reason why it should not be brought up.

In discussing the subject it was brought out that there were some phases of the plan on which the City's engineers and the engineers of the Coastal Laboratory would not agree, but it was felt that with both sides compromising some, approval could be given for the necessary permit; that the Trustees' staff and the Coastal Laboratory should have time to study the plan and make their recommendations.

Mr. Murphy explained that the City of Treasure Island had been working on this project since 1951; that the Army Engineer's report was used as a basis for study and report was made by private engineers; that hearings have been held and no objections filed and action was requested with as little delay as possible; that the City is willing to spend about one-half million dollars on this project.

Dr. Per Bruun was asked to make the necessary investigation and try and work out with the City any differences in the plan so that report might be presented to the Trustees in two weeks if possible. Dr. Bruun outlined what would be necessary to be done and stated that he would endeavor to have the report ready within two weeks.

Without objection action was deferred on the application from the City of Treasure Island, pending report from the Coastal Engineering Laboratory and the Trustees' staff to be submitted two weeks from this date.

SARASOTA COUNTY: The Florida Board of Parks and Historic Memorials requested concurrence of the Trustees in exchange of a parcel of land in Section 14, Township 38 South, Range 18 East, fronting 300.11 feet on Tamiami Trail, with Waters Field Burrows as executor of the estate of Elsa Scherer Burrows, for conveyance of a parcel in said Section 14 fronting 518 feet on Tamiami Trail at South Creek for South Creek State Park. The proposed exchanges were approved by the Park Board and advertised for thirty (30) days for objections. No objections were filed and the exchanges were recommended.

Motion was made, seconded and adopted, that the Trustees concur in exchange of the land as outlined for South Creek State Park.

LAKE COUNTY: Roy Schreier, of Mt. Dora, made application to purchase five hundred (500) cubic yards of fill material to be taken from the bottoms of Lake Dora in an area abutting his upland in Section 23, Township 19 South, Range 26 East, the material to be used for improving his upland.

Motion was made, seconded and adopted, that the Trustees authorize permit for removing material from said lake upon payment of five cents (5¢) per cubic yard, or the minimum of \$25.

VOLUSIA COUNTY: Richard Stainer of Port Orange, Florida, applied for permit to purchase 1500 cubic yards of fill material from the bottom of Halifax River in an area abutting his upland in the City of Port Orange, the material to be used for improvement of his upland.

Motion was made, seconded and adopted, that the Trustees authorize issuance of permit in favor of Mr. Stainer upon payment for the material taken at the rate of five cents (5¢) per cubic yard, or \$75.00 for the amount applied for.

CAPITOL CENTER: Mrs. Jewett Moore, owner of Monroe Inn building, located on Lots 5 and 6, Capitol Place, purchased from her by the Trustees to become part of Capitol Center, requested permission to continue occupancy of the property until such time as the land may be required for state use. She advised that she had been unable to secure another location for operation of the Inn, which accommodates many workers employed on local projects of the State Road Department as well as University students. The Director recommended that Mrs. Moore be granted permission to continue use of the property, subject to active possession by the state upon ninety (90) days written notice to vacate and remove the building.

Motion was made, seconded and adopted, that the recommendation of the Director be approved as the action of the Trustees with payment of rental to be agreed upon for occupancy of the lots, commencing July 1, 1958.

POLK COUNTY: Walter W. Woolfolk, on behalf of Mrs. Katherine Bourbon of Lake Wales, Florida, owner of a parcel of land adjoining U. S. Highway No. 27 and Middle Lake Hamilton in Section

6, Township 28 South, Range 27 East, applied for permit to remove an estimated 1700 cubic yards of spoil from the lake bottom. Applicant desires to place the material on an area of permanently reclaimed land riparian to upland property, which reclaimed parcel Mrs. Bourbon makes application to purchase.

Motion was made, seconded and adopted, that the Trustees accept the offer of five cents (5¢) per cubic yard or \$85.00 for issuance of permit to Mrs. Katherine Bourbon to remove 1700 cubic yards of spoil from Middle Lake Hamilton for placement on an area of reclaimed sovereignty land riparian to her property, subject to the further approval by the State Road Department; also that authority be granted to advertise the reclaimed area for sale subject to objections only upon receipt from Mrs. Bourbon of a satisfactory legal description and offer of the appraised value.

LAKE AND POLK COUNTIES: Florida Department of Water Resources requested contribution by the Trustees of \$2,000.00 for participation in investigation of the Green Swamp area in Lake and Polk Counties.

Motion was made, seconded and adopted, that subject to satisfactory participation by other cooperating interests, the Trustees authorize the disbursement of \$2,000.00 toward the financing of the proposed water resources study of the Green Swamp area.

The Water Resources Department proposes to obtain contributions from other state and local sources to bring the total to \$16,000.00 for the year in order to qualify for matching funds from the U. S. Geological Survey.

CHARLOTTE COUNTY: Robert S. Baynard of St. Petersburg, Florida, presented request for modification of Grant No. 20840 to Florida Bridge Company issued in 1954, and reported that the causeway had been substantially completed and in use by means of a wooden bridge; that dredging had been completed and the steel bridge would be in use within a short time; that the delay in completing the project within the period of the grant was due to delay in dredging and delivery of steel for the swing span bridge. Applicant requested extension of the Grant to September 30, 1958.

Motion was made, seconded and adopted, that the request be granted and that sub-paragraph 3, page 3 of Grant No. 20840 be modified to read as follows:

"3. The right of way and the subservient rights running therewith, herein granted shall be exclusive and continuous so long as said causeway, road and bridges shall be used and operated by Florida Bridge Company, Inc., its successors and assigns. PROVIDED, HOWEVER, that if said causeway, road and bridges shall not have been constructed and in use by September 30, 1958, or if constructed and abandoned for a continuous period of one (1) year, all rights herein granted shall thereupon cease and become null and void, and said right of way shall revert to the Trustees of the Internal Improvement Fund. And SUBJECT FURTHER to an expiration date equal to that of the expiration date of its franchise granted by the Florida Railroad and Public Utilities Commission, to-wit: the 8th day of May, 2002, on which date the said right of way, the causeway, road and bridges thereon shall pass without cost to the State of Florida through the State Road Department."

and that all other terms and conditions of the Grant of Right of Way as heretofore granted be confirmed and approved.

Motion was made, seconded and adopted, that the Director be authorized to place the part-time draftsman, Fred Vidzes, on full time schedule for the summer months at a salary of \$400.00 per month.

Financial statements for the month of April, 1958, are as follows:

UNDER CHAPTER 610

Balance as of April 1, 1958		\$723,703.90
Receipts for the Month:		
Land Sales	42,959.30	
Quitclaim Deeds	419.00	
Revenue Bonds	8,125.00	
Advertising	60.23	
Sand & Shell Leases	6,851.89	
Fill Material	5,543.00	
Timber Lease	62.60	
Campsite Lease	100.00	
Grazing Lease	586.65	
Mineral Lease	300.00	
Property Rental	1,111.11	
Miscellaneous	355.00	
Transfer	37,776.66	
Total Receipts for the month of April, 1958		104,250.44
GRAND TOTAL		827,954.34
Less Disbursements for the month of April, 1958		441,058.75
BALANCE AS OF APRIL 30, 1958		386,895.59

DISBURSEMENTS FOR APRIL:

<u>Date</u>	<u>Warrant No.</u>	<u>Payee</u>	<u>Amount</u>
4/1/58	337464	R. W. Ervin	71.25
	337465	J. R. McClure	36.12
4/3/58	344416	McLane, Remon, Wielage & Kennedy	12,375.00
4/4/58	344993	F. M. Burns	39.92
4/8/58	348637	T. M. Shackelford, Jr.	4.40
	348638	H. P. Ford	25.00
	348639	W. P. Joyce	1.00
	348640	Frances Thigpen	90.00
	348641	Walter Butler Company	9,914.58
	348642	Albritton-Williams, Inc.	2,439.00
	348643	General Office Equipment Co.	127.85
	348644	Wyatt's Business Machines	310.00
	348645	Capital Tile Co.	48.00
	348646	H. R. Johnson	87.00
	350246	M. Denton	229.66
	350247	Southeastern Telephone Co.	19.25
	350248	Nathan Mayo, Cmmr. of Agric.	17.90
	350249	Monroe County General Revenue Fund	8.75
	350250	Coral Tribune	15.10
	350251	Titusville Star-Advocate	17.25
	350252	Simmons Moving & Storage	16.00
	350253	Paul F. Randolph, Inc.	200.00
	350254	E. D. Keefer	75.00
	350255	General Office Equip. Co.	8.73
	350256	Capital Paper Co.	14.25
	350257	W. Carson McNab Co., Inc.	13.90
	350258	Theis Duplicating Products	5.00
	350259	Capital Office Equip. Co., Inc.	16.18
4/9/58	351292	Frederick Nelson	200.00
4/10/58	352976	W. H. Morse	4.65
	352976	W. H. Morse	192.20
	352978	H. P. Ford & G. E. Zeigler	500.00

	352979	J. L. Cogar	59.29
	352980	Cogar, Lewis & Geiger	616.50
4/14/58	356868	Oklawaha Basin Authority	25,000.00
	357772	JEL to Prin. St. School Fund	7,346.28
	357773	JEL to St. Bd. Conservation	218.15
	357774	Bd. Cmmsrs. St. Institutions	159,915.62
	357775	Bd. Cmmsrs. St. Institutions	3,597.15
	357776	Bd. Cmmsrs. St. Institutions	168,000.00
4/15/58	359260	Sullivan, Humphreys & Sullivan	1,250.00
4/16/58	361196	Transfer to General Revenue	22,453.61
4/17/58	363900	R. M. McLane	20.65
	363901	Southeastern Telephone Co.	365.30
	363902	Western Union Telegraph Co.	27.72
	363903	J. H. Davis	164.75
	363904	G. G. Crawford, C.C.C.	2.00
	363905	A. W. Gilkerson, C.C.C.	2.00
	363906	Okeechobee News	18.40
	363907	J. S. Beazley	490.76
	363908	E. W. Hayes	50.00
	363909	Ted Brown & Son	400.00
	363910	H. M. McWhorter	60.00
	363911	Theis Duplicating Products	5.00
	363912	General Office Equipment Co.	14.45
	363913	City of Tallahassee	74.36
	363914	Bear Construction Co.	6,211.50
	363915	General Office Equipment Co.	44.96
4/18/58	366114	Ray E. Green, Comptroller	259.75
	366115	V. H. Ferguson	26.15
	366116	Kiser Drilling Co.	350.00
4/18/58	366117	Frances Thigpen	510.00
4/22/58	369518	State Rd. Dept. of Fla.	4,102.23
	370052	J. Frank Jones & Co.	1,356.45
4/23/58	372137	Bd. Cmmsrs. St. Institutions	1,800.00
4/30/58	377655	L. M. Shelfer	16.50
	377656	Bulkley-Newman Printing Co.	28.50
	377657	Capital Office Equip. Co., Inc.	21.74
	377658	Capital Paper Co.	10.15
	377659	W. A. Parrish, Inc.	25.00
	377660	Coral Tribune	15.20
	377661	Palm Beach Post-Times	15.00
	377662	G. G. Crawford, C.C.C.	68.95
	377663	Commercial Office Supply Co.	175.75
	377664	Mackey Davis Electric Co.	25.78
	377665	General Electric Supply Co.	93.00
	379712	W. T. Wallis	85.96
		<u>April</u>	
		Salary Amt.	
	334264	M. Denton	566.66
	334265	M. M. Livingston	300.00
	334266	H. G. Morton	625.00
	334267	Blue Cross of Fla., Inc.	3.05
	334268	State Retirement	65.67
	334269	Social Security	26.89
	334270	Federal Tax	238.20
	334271	A. C. Bridges	540.75
	334272	J. L. Dedge	483.00
	334273	J. H. Dull	133.11
	334274	V. H. Ferguson	1,041.66
	334275	C. A. Gray	15.00
	334276	N. C. Landrum	472.50
	334277	M. H. McCollum	109.62
	334278	W. H. Morse	425.00
	334279	M. C. Pichard	355.66
	334280	L. C. Roberts	300.00
	334281	Y. Scalera	335.00
	334282	E. G. Shelfer	355.66
	334283	L. M. Shelfer	285.00
	334284	C. L. Vocelle	250.00
	334285	W. T. Wallis	1,000.00
	334286	W. Wells, Jr.	150.00
	334287	A. R. Williams	627.83
	334288	F. Vidzes	124.80
	334289	Blue Cross of Fla., Inc.	46.65
	334290	Wilson Life Insurance Co.	22.38
	334291	State Retirement	268.36
	334292	Social Security	146.29
	334293	Federal Tax	1,080.00
	TOTAL DISBURSEMENTS FOR THE MONTH OF APRIL, 1958		\$441,058.75

U. S. G. S. COOPERATIVE FUND

Balance as of April 1st, 1958	6,225.00
Receipts	-0-
Disbursements	4,015.00
Balance as of April 30th, 1958	2,210.00

UNDER CHAPTER 18296

Receipts to General Revenue:

April 7, 1958	191.25
April 16, 1958	8,047.12
Total Receipts for the Month	8,238.37

Disbursements from General Revenue:

Date	Warrant No.	Payee	April Salary	Amount
4/30/58	332058	J. C. Conner	262.50	192.10
	332059	E. Hewitt	550.00	438.87
	332060	Provident Life & Accident Ins. Co.		7.75
	332061	Blue Cross of Fla., Inc.		7.85
	332062	State Retirement		37.75
	332063	Social Security		12.38
	332064	Federal Tax		115.80
TOTAL DISBURSEMENTS FOR THE MONTH				\$812.50

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 690 listing 18 regular bids for sale of land under Chapter 18296 and authorize issuance of Hillsborough County Deed No. 1706-Corrective to the Church of the Living God, The Pillar and Ground of the Truth, of Plant City, Florida, for the purpose of correcting name of grantee in original deed.

COLUMBIA COUNTY: Leola L. Tate, represented by W. B. Brannon of Lake City, Florida, submitted an offer of \$400.00 for conveyance under Chapter 28317 of 1953, of the E $\frac{1}{2}$ of SW $\frac{1}{4}$ of Section 19, Township 5 South, Range 17 East, containing 80 acres. Applicant furnished evidence of being the owner as of June 9, 1939, and advised that there had been deposited with the Clerk of the Circuit Court an amount equal to all unpaid taxes and assessments due to June 9, 1939, and an amount equal to any taxes and assessments that would have been due had said land not vested in the state.

Motion was made, seconded and adopted, that the Trustees accept the offer of \$400.00 from Mrs. Tate and authorize conveyance of the land under Chapter 28317.

INDIAN RIVER COUNTY: At the meeting of the Trustees April 8, the Director was requested to secure from the Clerk of the Circuit Court a break-down of expense charged by him in connection with the sale of Fellsmere lots offered for sale September 16, 1957, at which Henry Wolfson was high bidder. Mr. Wolfson protested the Clerk's charge of \$880.00.

The Clerk furnished a statement of his expenses, which was ordered filed.

The Trustees were of the opinion that the proper recourse for Mr. Wolfson would be in the courts.

CITRUS COUNTY: Motion was made, seconded and adopted, that the Trustees disclaim interest in Certificate No. 452 of 1933 issued against land in Citrus County, the Attorney General's Office having advised that said certificate vested no title in the state to the land covered.

Motion was made, seconded and adopted, that the Trustees resume holding meetings for the Internal Improvement Fund each week rather than the second and fourth Tuesdays in each month, owing to the volume of business to be considered, the time for the weekly meetings to be 2:30 in the afternoon.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
DIRECTOR-SECRETARY

* * * * *

Tallahassee, Florida
May 27, 1958

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director-Secretary
W. Turner Wallis, Engineer

The minutes of the Trustees of the Internal Improvement Fund dated March 25, 1958, were presented and upon motion duly adopted, were approved.

LAND SALES ADVERTISED FOR CONSIDERATION

FOR COMPETITIVE BIDS:

DADE COUNTY: On April 8, 1958, the Trustees considered offer of the appraised price of \$200.00 from E. A. Wingfield for purchase of Lot 6, Block 1, Greater Miami Subdivision, in Section 5, Township 55 South, Range 40 East. The land was advertised in the Miami Herald for competitive bids, starting with the offer of \$200.00, and proof of publication was filed with the Land Office.

Description of the land was called out and Mr. Ferguson reported the bid of \$200.00 from Mr. Wingfield and a higher bid of \$1000 by letter from Vincent Brocato of Brooklyn, New York. He explained that Mr. Wingfield claimed ownership of property on both sides of the lot and that the County Zoning Board had restrictions against granting permit for building on lots with less frontage than one hundred feet (100') which would preclude anyone other than the adjacent owner from building. Mr. Ferguson recommended that Mr. Brocato be advised of the circumstances and allow him opportunity to withdraw his bid, leaving Mr. Wingfield as the only other bidder.

Motion was made, seconded and adopted, that Mr. Brocato be given the privilege of withdrawing his bid, and should he elect to exercise such privilege that the sale be automatically confirmed in favor of Mr. Wingfield without further action.

FOR OBJECTIONS ONLY:

MONROE COUNTY: File No. 25-44-253.12 - On April 8, 1958, the Trustees considered offer of the appraised price of \$200.00 per acre from Samuel Jaffee and Gerard Ehrich, abutting upland owners, represented by Paul E. Sawyer, for purchase of a parcel of submerged land in the Straits of Florida in Sections 23 and 24, Township 63 South, Range 37 East, Plantation Key, lying southerly of and contiguous to that part of Government Lot 4 of said Section 23 lying south of U. S. Highway No. 1, and all that part of Government Lots 3 and 4 of said Section 24 lying south of U. S. Highway No. 1, containing 22.7 acres, more or less. The land was advertised for objections only in the Key West Coral Tribune and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Messrs. Jaffee and Ehrich at the price offered - \$200.00 per acre.

MONROE COUNTY: File No. 97-44-253.12 - On April 8, 1958, the Trustees considered offer of the appraised price of \$300.00 per acre from Clifford E. Smiley and wife, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida in Section 23, Township 63 South, Range 37 East, Windley Key, containing 1.16 acres, more or less. Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Mr. Smiley and wife at the appraised price of \$300.00 per acre.

PINELLAS COUNTY: File No. 121-52-253.12 - Application was presented from James T. Humphries, Jr., abutting upland owner, represented by John C. Polhill, with offer of the appraised price of \$500.00 per acre for purchase of a parcel of submerged land in the vicinity of Ine Narrows, Indian Rocks South Shore, in Section 24, Township 30 South, Range 14 East, containing 1.51 acres, more or less. Also, approval of the bulkhead line was requested. Joint notice of the proposed sale of said land and establishment of the bulkhead line was published by Pinellas County Water and Navigation Control Authority and has had the approval of said Authority. No protests were filed to either the sale or the bulkhead line.

Upon examination of the maps showing the area, the Trustees indicated objection was the extent of the encroachment into the narrow width of open water.

Motion was made, seconded and adopted, that the application to purchase and the establishment of the bulkhead line be denied.

PINELLAS COUNTY: File No. 133-52-253.12 - Application was presented from Robert Leach, Jr., abutting upland owner, represented by Casler and Douglas, offering the appraised price of \$200.00 per acre for a parcel of submerged land in the vicinity and northwest of Bay Pine, lying southwest of Lot 23, Pinellas Groves Subdivision in Section 33, Township 30 South, Range 15

East, containing 6.0 acres, more or less. Applicant also sought approval of the bulkhead line established by Pinellas County Water and Navigation Control Authority. Joint notice was published by Pinellas County Authority of the proposed sale of the parcel described and of establishment of the bulkhead line, and both were approved by the said Authority. No objections were received by the Trustees.

Information was given that the area extended approximately 800 feet offshore in shallow water, mostly less than 2 feet deep at low tide, and the only obvious feature that might be in the public interest would be filling to eliminate the shallow area.

Mr. James A. Baxter displayed an aerial photo which the Trustees had requested, showing the area in question and explaining that the applicant had donated the right of way for Bayshore Drive which left very little upland between the road and the Bay. He stated that no objections were made at any of the three hearings held by Pinellas County resulting in establishment of the bulkhead line and approval of sale, and it was not the intention of the applicant to use the land for speculative purposes but the fill would be coordinated with other ownerships and would be in the public interest.

The Governor expressed the desire of the Trustees for a uniform over-all bulkhead line for the entire eastern shore of the Bay, restricted to a reasonable distance out into the Bay rather than approving extensions out as far as the application in question.

Upon request for his suggestions, Mr. Wallis stated that as a part of his assignment in that area he was to report on the situation in question, and he would prefer to submit his views in writing. He was in complete agreement with the goal indicated by the Governor for an over-all bulkhead line, and resulting from a continuing study of various areas and specific recommendations a more uniform and consistent result will be developed in the future.

Without objection, it was ordered that the Trustees defer action on application from Mr. Leach, and that the Director make a specific request upon Pinellas County Water and Navigation Control Authority to expedite the development of a standard bulkhead line along the entire eastern shore of Boca Ciega Bay.

APPLICATIONS TO PURCHASE LAND

The following applications were submitted for purchase of submerged land adjacent to upland property of applicants:

1. MONROE COUNTY: File No. 75-44-253.12 - Flor-Mich, Inc., represented by Bernice P. Berg, offered the appraised price of \$150.00 per acre for purchase of a parcel of submerged land in Section 18, Township 59 South, Range 41 East, Key Largo, containing 4.55 acres, more or less.
2. MONROE COUNTY: File No. 81-44-253.12 - Floyd Lamb offered the appraised price of \$150.00 per acre for purchase of a parcel of submerged land in the Straits of Florida, in Section 1, Township 66 South, Range 32 East, Key Vaca, containing 1.03 acres, more or less.
3. MONROE COUNTY: File No. 128-44-253.12 - Busch Building Corp., represented by Dubbin, Blatt & Schiff, offered the appraised price of \$100.00 per acre for purchase of a parcel of submerged land in Bonefish Bay in Sections 4 and 5, Township 66 South, Range 33 East, Fat Deer Key, containing 1.5 acres, more or less.

4. MONROE COUNTY: File No. 129-44-253.12 - George W. R. Andrade, represented by G. A. Crawshaw, offered the appraised price of \$100.00 per acre for purchase of a parcel of submerged land in the Bay of Florida in Sections 20, 29 and 30, Township 64 South, Range 36 East, Lower Matecumbe Key, containing 23.5 acres.

5. MONROE COUNTY: File No. 145-44-253.12 - E. A. Strunk, Jr., and wife, represented by W. Curry Harris, offered the appraised price of \$200.00 per acre for purchase of a parcel of submerged land in Bogie Channel in Section 25, Township 66 South, Range 29 East, Big Pine Key, containing 2.75 acres, more or less.

6. MONROE COUNTY: File No. 146-44-253.12 - H. Ramos, et al, represented by W. Curry Harris, offered the appraised price of \$200.00 per acre for purchase of a parcel of submerged land in Bogie Channel in Section 25, Township 66 South, Range 29 East, Big Pine Key, containing 4.17 acres, more or less.

7. PALM BEACH COUNTY: File No. 78-50-253.12 - Palm Cove Marina Corp., represented by George W. Brockway, offered the appraised price of \$582.00 per acre for purchase of a parcel of submerged land in Lake Worth in Section 10, Township 43 South, Range 43 East, containing 0.182 of an acre, more or less.

8. PALM BEACH COUNTY: File No. 144-50-253.12 - Henry Moser, Inc., represented by George W. Brockway, made offer for:

- (a) A disclaimer under Section 9 of Chapter 57-362, Laws of Florida (Sec. 253.129 F.S.) to an area in West Palm Beach in Section 10, Township 43 South, Range 43 East, containing 3.004 acres, more or less, which area was filled prior to June 11, 1957. Offer of \$10.00 as handling charge;
- (b) Offer of \$582.00 per acre for deed to land lying immediately east of and abutting that parcel included in (a) above, outward to the established bulkhead line, containing 1.309 acres, more or less.

Motion was made, seconded and adopted, that the Trustees agree to advertise for objections only the eight (8) parcels of land described, based on the offers submitted by the abutting upland owner in each case.

ST. LUCIE COUNTY: File No. 148-56-253.12 - Fort Pierce Port and Terminal Company, abutting upland owners, represented by M. A. Ramsey, offered \$66.67 per acre, which was the value placed on the land by the applicant's appraiser, for land described as two parcels of submerged land in the Indian River in Section 2, Township 35 South, Range 40 East, containing a total of 98.58 acres, more or less, in the City of Fort Pierce, Florida.

ALSO: ST. LUCIE COUNTY: File No. 149-56-253.12 - Causeway Trailer Court, Inc., abutting upland owners, represented by M. A. Ramsey, offered \$66.67 per acre, which was the appraisal value by applicant's appraiser, for purchase of a parcel of submerged land in the Indian River in Section 2, Township 35 South, Range 40 East, containing 15.52 acres, more or less, in the City of Fort Pierce.

M. A. Ramsey and Rupert J. Smith appeared on behalf of the two St. Lucie County applicants and displayed aerial photographs showing the property in question, advising that the bulkhead line had been established by the county and city. They explained how the present upland owners acquired the property and the use which it will serve.

The Trustees advised applicants that they would not be inclined to consider the price fixed by the company's appraiser, but would have an appraiser for the Trustees make an examination and report.

Mr. Ramsey requested that the Trustees authorize advertisement of the land and in the meantime have an appraisal and agree on a price for the land.

Motion was made, seconded and adopted, that the Trustees authorize advertisement for objections only the submerged areas applied for by Ft. Pierce Port & Terminal Company and by Causeway Trailer Court, Inc., and that the terms of sale be negotiated after a new appraisal has been secured by the Trustees.

MISCELLANEOUS SUBJECTS

BROWARD COUNTY: Beach Parking Lot - Las Olas Bridge. Request from the City of Fort Lauderdale, action on which was postponed from April 1st meeting, was scheduled for final consideration at this meeting. The Director presented a memorandum from Mr. Wilbur E. Jones, Chairman of the State Road Department, recommending that the Trustees grant to the city property west of the present bulkhead line, extending out from said bulkhead 270 feet, for development of the parking lot and as right of way for the perimeter road proposed by the Road Department.

Mr. W. J. Veeder, City Manager of Fort Lauderdale, accompanied by Mayor John V. Russell, three other members of the City Commission and the City Attorney, were present and urged that the Trustees reconsider action taken April 1, and that the recommendation of the State Road Department be approved, authorizing extension of 270 feet out from the present bulkhead line rather than 206 feet approved at the April 1st meeting.

Mr. Veeder informed the Trustees that steps had been taken toward establishment of the bulkhead line along the existing bulkhead a distance of approximately two miles from a certain point to Oakland Park Boulevard. He recalled that the Chairman of the Road Department was before the Board April 1st on behalf of the city's project and the District Engineer, Winston Carlton, made a report that it would require a minimum of 270 feet in order to give adequate clearance for the perimeter road.

Governor Collins expressed a preference that the area be confined to not in excess of 206 feet, but felt since the recommendation from the Road Department and from the City of Fort Lauderdale was for the increased area, the Trustees should depend upon their judgment. The basic concern was whether there would be unreasonable injury to the public interest. The subject had been discussed on several occasions and it was now a question of whether or not the Trustees would extend the area out 270 feet instead of 206 already committed. The Governor asked if there were any new and disturbing objections to the requested extension.

Mr. Joseph Fitzsimmons reviewed former objections to construction of the proposed parking lot by the city such as violation of the law in connection with the bond issue, competition with private industry, damage to private property across the Sound from the proposed location by reduction in values, obstruction of the view and the contention that several other locations would be far more desirable and less expensive for providing parking areas, plans by competent engineers demonstrating that it would not be necessary to extend out 270 feet to provide the parking lot, and the indicated intention to deny private owners the privilege of extending their property out the same distance as the city plans to go. He suggested that the Coastal Laboratory be requested to make an investigation and report on the plan.

Governor Collins stated that he was disposed to approve the modification of the former decision and grant the extension to 270 feet, although he was opposed to going that far.

Comptroller Green agreed with the views of the Governor with the further statement that he was opposed to the proposed development in any manner; however, in view of the expenditure of money in preparation of the plans and floating the bond issue, together with the fact that the proposal was recommended by the city and by the State Road Department, he would agree to modification of former action and grant the extension out to 270 feet.

Mr. Carlton, District Engineer for the State Road Department, reported that the department had worked closely with the City of Ft. Lauderdale for several years on this project, and that several alternate routes for the perimeter road had been explored but the Las Olas site was determined to be the most desirable from the standpoint of economy and solution of the traffic hazard. He indicated on maps the plans approved and the reasons therefor, and urged adoption of the plan submitted.

Paul C. Vyff, a private property owner just 500 feet outside the city limits and representing 33 civic clubs, filed protests to the construction of the parking area by the city.

City Commissioner Edward H. Johns stated that he was not opposed to the parking lot plan but desired to know if private ownerships would be denied the right to extend their property lines out as far as the city's plan called for. The opinion of the Trustees was that the establishment of the bulkhead line would not contemplate that such line would be extended out in front of private property the same distance as proposed for the parking lot.

Mr. Mayo expressed himself as being opposed to any extension beyond the 206 feet granted by action on April 1, 1958.

Motion was made by Mr. Green and seconded by Mr. Larson, that the Trustees modify action taken April 1, 1958 which granted extension of two hundred and six feet (206'); that in lieu thereof an extension of two hundred and seventy feet (270') be authorized outward from the present bulkhead line, within which area the Trustees agreed to convey to the city certain submerged property to be used for parking lot purposes and as right of way for the perimeter road proposed by the State Road Department; that the city include in said development the planting of the margin along the bulkhead with sufficient screening shrubbery to prevent vision across the Sound; also that the city take immediate action to establish the bulkhead line on each side of the parking lot area, and work out with the United States the necessary exchanges to clear title to the area to be filled and provide the United States with right of way for the new channel. Upon call, vote on the motion was:

Governor Collins - Aye
Comptroller Green - Aye
Treasurer Larson - Aye
Commissioner Mayo - Nay

The motion was adopted, and the Attorney General was requested to pass on all instruments and details to be worked out with the city.

CHARLOTTE-LEES-SARASOTA COUNTIES: Charlotte Properties, Inc., holder of Mineral Lease No. 935, petitioned for a moratorium on payment of all lease monies required under the bond for the said lease pending settlement of litigation between the Trustees of the Internal Improvement Fund and Coastal Petroleum Company involving the area leased to Charlotte Properties, a defendant in said suit. Applicant stated that all operations had been suspended.

Motion was made, seconded and adopted, that the Trustees approve

the recommendation of the Director and approve the moratorium relieving lessee and its bond surety of payment of rentals and royalties pending settlement of said litigation, conditioned upon suspension of operations by said lessee on the leased premises during the said moratorium.

COLLIER COUNTY: Collier Development Corporation, represented by Scott and Smith, requested that the Trustees issue quitclaim deed covering certain sovereignty areas that abut and are contiguous to uplands owned by the Collier Corporation in Sections 3, 10, 15, 22 and 23, Township 50 South, Range 25 East.

Mr. Ferguson recommended that the transaction be approved in accordance with action taken by the Trustees February 25, 1958. It was agreed that Collier Corporation would quitclaim certain sovereignty areas to the Trustees in exchange for quitclaim of the uplands described, which were erroneously shown as sovereignty lands on the United States surveys. Disposition in the manner recommended was approved by the Attorney General's Office.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of Mr. Ferguson as the action of the Board and authorize exchange of quitclaim deeds as suggested.

DADE COUNTY: Recommendation was made that cancellation be authorized of Camp Site Lease No. 968 in favor of Dick Payne covering an area on Long Arsenicker Key, for the reason that rentals had been over-due since January 1956. Notices to lessee by registered mail had brought no response.

Motion was made, seconded and adopted, that Lease No. 935 be cancelled for non-payment of rentals or royalties.

DUVAL-NASSAU COUNTIES: Florida Board of Forestry requests concurrence of the Trustees under Section 589.10 Florida Statutes in two proposed timber sales:

- (1) 370 acres in Cary State Forest
- (2) 720 acres in Blackwater River State Forest.

The conditions of offering the timber for sealed bids was examined and found in order.

Motion was made, seconded and adopted, that the Trustees concur in the sale of timber as requested by the Florida Board of Forestry.

LEE COUNTY: At the meeting of March 25, 1958, the Trustees deferred action on application from H. H. Ford, represented by J. Hardin Peterson, for quitclaim of natural accretions to remnants of upland Government Lot 7, Section 11, and Government Lot 1 of Section 14, Township 46 South, Range 21 East at the westerly end of Sanibel Island. Statement was furnished that Mr. Ford holds record title to the entire United States lots but severe erosion altered the areas and shapes, taking away part of the lots and building up accretions to the remaining upland remnants. Applicant furnished affidavit evidencing that the accretion was natural and that he was the upland riparian owner and equitable owner of the areas sought.

Memorandum from the Attorney General on the subject cites his conclusions as follows:

"For an upland owner to gain title to land added to his, the accretion must be gradual and imperceptible. This is essentially a factual question, which, from the information available to us, we are not able to answer.

It is estimated that approximately forty to eighty acres have been added to the uplands of Mr. Ford.

"Assuming the accretion to be gradual and imperceptible, it would appear that Mr. Ford may claim ownership to the accretion on two principles of law. The first, that it is contiguous to his uplands, that is to say Lot 7, and second, since the accretion is in front of uplands owned by Mr. Ford, he might lawfully claim title. As was pointed out in the Waring case cited above, the broad basis for permitting an upland owner to take title by accretion is that he should not be cut off from his riparian rights.

"An accretion may be gradual and imperceptible even though witnesses may see from time to time that progress had been made if they could not perceive it while the process was going on.

"Mr. Ford owns all the property from which the accretion extends and also all the property in front of which the accretion lies separated by water.

"Therefore, if the Trustees are satisfied that the accretion is both gradual and imperceptible it would seem to be in order for them to approve Mr. Ford's application."

Motion was made, seconded and adopted, that the Trustees approve issuance of quitclaim deed as requested by Mr. Ford.

LEON COUNTY: Ochlockonee Sand Company, represented by W. E. Whitfield, on behalf of himself and W. H. Spence, holders of Sand Lease No. 1111, requested cancellation of said lease effective April 1, 1958. Representation was made that lessees ceased operations in March and it would be impossible to continue operating at that location. Rentals and royalties were paid through March.

Motion was made, seconded and adopted, that the Trustees authorize cancellation of Lease No. 1111 as of April 1, 1958, and release of surety bond of lessees.

MONROE COUNTY: File No. 64-44-253.12 - On May 13, 1958, the Trustees deferred action on sale advertised to be held on that date based on application from L. R. Coman and wife with offer of the appraised price of \$300.00 per acre, or \$100.00 for the parcel. The submerged land comprised 0.32 of an acre in Section 27, Township 63 South, Range 37 East, Upper Matecumbe Key, abutting applicants' upland property.

Objections filed by Nellie P. Arnold and nineteen others, representing ownership of 24.8 per cent of the riparian property within 1000 feet, were withdrawn except for two owners at the far end of the 1000 feet who had gone North.

Motion was made, seconded and adopted, that the Trustees overrule the two remaining objections and confirm sale of the land in favor of L. R. Coman and wife at the price offered - \$100.00 for the 0.32 of an acre.

CHARLOTTE COUNTY: File No. 96-08-253.12 - Mrs. Catherine Marshall offered the appraised price of \$350.00 per acre for purchase of a parcel of submerged land in Lemon Bay in Section 7, Township 41 South, Range 20 East, and in Section 12, Township 41 South, Range 19 East, containing a total of 38.6 acres, more or less. It was explained that the bulkhead line separates the area applied for from the upland regardless of water depth.

It was recommended that action on the application be deferred and that the file be referred to the Attorney General for determination as to whether the water depth affects the right of upland owner to buy without competitive sale beyond his bulkhead line.

Motion was made, seconded and adopted, that action be deferred on the application from Mrs. Marshall and that the file be referred to the Attorney General for determination as recommended.

PALM BEACH COUNTY: Madison F. Pacetti, on behalf of Mrs. Marie K. Cross, requested that the Trustees grant quitclaim deed to clear title resulting from discrepancy between the original Government Survey in 1855 and the subsequent survey in 1922. Mr. Pacetti submitted that Mrs. Cross is the owner of Government Lot 3, less canal right of way and less the South 210 feet of the West 420 feet thereof, in Section 6, Township 41 South, Range 43 East. It was explained that the 1855 survey established Government Lot 3 and determined the acreage as 32 acres; that the 1922 survey of Section 6 relocated the boundaries of Lot 3 and increased the area of said lot. The United States Bureau of Land Management has advised that the United States does not claim any of the erroneously omitted land. Mrs. Cross requests deed to the area between the original survey of 1855 and the re-located boundary established by the survey of 1922.

Motion was made, seconded and adopted, that the Trustees authorize issuance of quitclaim deed in favor of Mrs. Cross to clear title resulting from discrepancy between the original survey of 1855 and the subsequent survey in 1922; a handling fee of \$10.00 to be charged.

PINELLAS COUNTY: CITY OF TREASURE ISLAND - BEACH EROSION.
At the meeting May 13, 1958, the Trustees deferred action on request from the City of Treasure Island and requested that the Coastal Engineering Laboratory of the University of Florida make report, if possible at the May 27 meeting, on the requested permit for construction of groins on the beach at Treasure Island. Mr. J. G. Murphy, representing the City of Treasure Island, and Professor F. Gerritsen, of the Coastal Engineering Laboratory, were present. Prof. Gerritsen submitted a proposed plan recommended by the Coastal Laboratory for construction of groins, which modified the original plan by the City. Mr. Murphy stated that the plan submitted by the Coastal Engineering Laboratory was satisfactory with the City of Treasure Island and urged that the Trustees approve issuance of permit.

The question of whether or not bond should be required was brought up and it was considered unnecessary that bond should be posted by the City.

Motion was made by Mr. Larson, seconded and adopted, that the Trustees approve the revised plan submitted by the Coastal Engineering Laboratory of the University of Florida, dated May 26, 1958, for the City of Treasure Island, with permit to be issued based on said report, and that the posting of bond be waived.

PINELLAS COUNTY: File No. 114-52-253.12 - Action was deferred at the April 22nd meeting on application from First National Bank of St. Petersburg, as trustee for Benton & Company, represented by Richard T. Earle, Jr. Applicant has now requested that application be approved under Section 1 of Chapter 57-362, Acts of 1957, (Florida Statutes 253.12(1), the area having been filled prior to June 1957, and that the bulkhead line established by Pinellas County Water and Navigation Control Authority, after advertisement in accordance with the laws, be approved by the Trustees. The appraised price of \$250.00 per acre was offered.

Motion was made, seconded and adopted, that the bulkhead line established by the County be approved and that deed be issued under Section 1 of said chapter to 4.3 acres, more or less, of submerged land in Old Tampa Bay in Section 29, Township 29 South, Range 16 East, upon payment of \$250.00 per acre.

PINELLAS COUNTY: File No. 123-52-253.12 - Pursuant to action taken April 8, 1958, on application of Edward F. Andrews, represented by Leo M. Butler, it was recommended that approval be given for exchange of deeds between the Trustees and Mr. Andrews for the purpose of limiting ownership of the sovereignty lands riparian to Mr. Andrews upland, approval for the filling of which upland had heretofore been given; also, to correct a discrepancy in original conveyance of such lands. Mr. Andrews will deed back to the Trustees 51.3 acres conveyed by the Trustees some years ago, which included a possible error in the beginning point, in exchange for which the Trustees will deed Mr. Andrews 47.6 acres, which includes 2.1 acres, advertised for sale March 25, 1958. All of said land is located in Section 30, Township 29 South, Range 15 East.

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the staff and authorize exchange of deeds as outlined.

PINELLAS COUNTY: File No. 101-52-253.12 - Action was deferred April 8th on application from Walter N. Todd, Jr., and wife, represented by Richard T. Earle, Jr., with offer of the appraised price of \$500.00 per acre for 9.8 acres of submerged land in Cross Bayou in Sections 1 and 2, Township 31 South, Range 15 East.

Recommendation by the staff was:

- (1) Approval of bulkhead line fixed by Pinellas County Water and Navigation Control Authority March 13, 1958, and
- (2) Approval of sale advertised by Pinellas County Authority.

The recommendation was based on the bulkhead line having been coordinated with the overall plan in Cross Bayou, the major portion of which, according to aerial photo, was in need of improvement of drainage.

Mr. Earle displayed a map showing the proposed new bridge and causeway and explained the plan for extension of the fill which would improve the drainage conditions.

Motion was made, seconded and adopted, that the Trustees formally approve the bulkhead line established by Pinellas County and confirm sale of the 9.8 acres of submerged land at the appraised price of \$500.00 per acre, as recommended by the Director.

PINELLAS COUNTY: Pinellas County Water and Navigation Control Authority submitted the following permits each approved for dredging and filling in Boca Ciega Bay within 250 feet of the center line of the Government Channel of West Coast Inland Navigation District:

Permit 785 to Nathaniel B. Selleck
Permit 786 to Wm. W. Upham, trustee
Permit 787 to Kenneth Erickson

No bulkhead line having been established and approved as required by Section 253.122 Florida Statutes, and since the respective areas proposed to be filled appeared to be within the area required as right of way for the waterway, it was recommended that approval of each of said permits be denied.

Motion was made, seconded and adopted, that the recommendation of the Director be approved and each of the three permits be denied.

PINELLAS COUNTY: Resolution of the Tarpon Springs Chamber of Commerce was presented, recommending and requesting that Governor Collins, the Trustees of the Internal Improvement Fund, the State Road Department and the Florida Development Commission proceed with refinancing Sunshine Skyway Bond Issue to obtain maximum capital for financing all needed primary road improvements as might now be set up under existing priority standards.

Without objection, the resolution was ordered filed.

POLK COUNTY: Boney Smith, represented by Harry Lee, submitted application to purchase 475 cubic yards of fill material to be taken from the bottoms of Lake Reedy in an area riparian to applicant's upland in Section 33, Township 31 South, Range 28 East, for use in improving said upland.

Motion was made, seconded and adopted, that permit be authorized in favor of Mr. Smith upon payment for the material at the rate of five cents (5¢) per cubic yard, or \$25.00 minimum.

SALE OF SOVEREIGNTY LAND. Recommendation was submitted from Attorney General Ervin that certificates of title companies proving upland ownership of applicants be required to include a showing of the holders of any outstanding mortgages of record against such upland in order that copy of notice of sale may be directed to each such mortgage holder.

Motion was made, seconded and adopted, that the recommendation of the Attorney General as outlined be approved.

Motion was made, seconded and adopted, that the Director be authorized to purchase the following supplies:

- Aerial Ownership Atlases:

Pinellas County	- - - -	\$290.00	less 5%	-	\$275.50
Hillsborough County	- - - -	290.00	" 5%	-	275.50
Lee County	- - - -	290.00	" 5%	-	275.50
Brevard County	- - - -	290.00	" 5%	-	275.50
- Tracing File Folders - - - - - 95.00
- Drafting Equipment - - - - - 265.00

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 691 listing four (4) regular bids for purchase of lands under Chapter 18296, and for issuance of Dade County Deed No. 2857-Corrective for the purpose of correcting name of grantee to read J. M. Downey and Tom J. Lummus, as trustees of the West Flager Lands, Inc., a dissolved Florida Corporation.

SUWANNEE COUNTY: The Board of County Commissioners offered \$400 for release of restriction for "Armory Site Purposes" in Deed No. 05-Chapter 21684 conveying Lots 14, 15 and 16, Block "J", Live Oak.

Motion was made, seconded and adopted, that the Trustees accept the offer and authorize issuance of corrective deed for removing the restrictive clause.

Motion was made, seconded and adopted, that the Trustees disclaim interest in certain Murphy Act certificates involving land in Jefferson, Lake and Santa Rosa Counties, the Attorney General's office having advised that said certificates vested no title in the State to the land covered thereby.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST: 
DIRECTOR-SECRETARY

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

Present: J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director-Secretary

BAY COUNTY: Request was submitted from the State Road Department for temporary easement till June 1, 1960, to remove material from St. Andrews Bay for construction of State Road No. 30 - Section 4602-206, said areas being designated as:

- Dredging "A" - Submerged land in Section 33, Township 3 South, Range 15 West;
- Dredging "B" - Submerged areas in Sections 27 and 34, Township 3 South, Range 15 West;
- Dredging "C" - Submerged areas in Section 34, Township 3 South, Range 15 West.

Motion was made, seconded and adopted, that the Trustees authorize execution of temporary easement in favor of the State Road Department for removing material from St. Andrews Bay in the dredging areas designated.

CHARLOTTE COUNTY: The Florida Game and Fresh Water Fish Commission requested that the Trustees concur in lease to Finley P. Smith Inc., for mining and removal of shell and marl from Cecil Webb Wildlife Management Area, comprising approximately 62,000 acres situated in Townships 41 and 42 South, Ranges 23, 24 and 25 East. The said lease was authorized by the Commission March 26, 1958, and approved by the Attorney General's office as to form.

Motion was made, seconded and adopted, that the Trustees concur in the lease as requested by the Florida Game and Fresh Water Fish Commission.

COLLIER COUNTY: Request was submitted from the State Road Department for easement in favor of Collier County covering the West 100 feet of Section 31, Township 49 South, Range 31 East, for use in connection with State Road No. S-840-A, Sec. 0357-151, being land under contract for sale to William Moser and wife. The County obtained a quitclaim deed from Mr. Moser and wife to the strip described.

Motion was made, seconded and adopted, that the Trustees authorize easement, in favor of Collier County, subject to the contract equity which was acquired by the county.

DADE COUNTY: Notice was presented from the Civil Aeronautics Administration that it has elected to renew Lease #375 covering 160 acres in Section 28, Township 53 South, Range 40 East, and Lease No. 1149 - VHF Airways Radio Range Station in Biscayne Bay - for the year July 1, 1958 to June 30, 1959, under provisions of the original leases. It was suggested that a part of the area might be released if not needed for the Range Station purposes.

Motion was made, seconded and adopted, that the Trustees authorize renewal of the two leases in favor of the Civil Aeronautics Administration upon payment of the rental required.

DUVAL COUNTY: Dr. C. C. Collins, Jr., made application to purchase 400 cubic yards of fill material to be taken from the Arlington River in an area riparian to applicant's upland property, being Lot 2 of the Harbor Point Subdivision, and to be used for improving said upland.

Motion was made, seconded and adopted, that permit be authorized upon payment of the minimum charge of \$25.00.

LEE COUNTY: Rader and Associates, on behalf of Gulf Guaranty Land & Title Company, made application to purchase 30,000 cubic yards of material to be taken from the Caloosahatchee River in Sections 18 and 19, Township 45 South, Range 24 East, said material to be used for improvement of applicant's abutting upland.

Motion was made, seconded and adopted, that the Trustees authorize permit in favor of applicant upon payment of \$1200.00, which would be the cost for 30,000 cubic yards at the prevailing rates.

LEON COUNTY: The Director reported verbal complaints had been made to private fences in Lake Jackson which had resulted in damage to boats on the lake. Heretofore, on October 22, 1957, the Trustees directed that owners of such fences in the east arm be requested and required to remove the fences, but letters mailed to Messrs. Lowell Crowder, Lloyd Rhoden and Frank Shaw at that time and again on December 9, 1957, had brought no response. The lake level was rising and further delay would increase the hazards to persons and property and will add to the expense and difficulty of removal.

Upon recommendation from the Director, the Attorney General was requested to take appropriate action to effect removal of the fences and recover cost of such action and expense of removal from owner or owners of fences on the lake bottoms, in the event owners failed to do so.

PALM BEACH COUNTY: Brockway, Weber and Brockway, of West Palm Beach, Florida, on behalf of the following clients requested disclaimers under the provision of Section 9 of Chapter 57-362, Acts of 1957 (Section 253.129 Florida Statutes 1957):

Paul Sedlak and E. E. Carter for 12.886 acres in Section 28, Township 42 South, Range 43 East, Riviera Beach;

Max T. Schmidt for 2.27 acres in Section 28, Township 42 South, Range 43 East, Riviera Beach.

Motion was made, seconded and adopted, that the Trustees authorize disclaimers in favor of Messrs. Sedlak, Carter and Schmidt, evidence having been submitted that the areas in question were sufficiently filled prior to the Act to entitle them to disclaimers requested.

ST. LUCIE COUNTY: Request was submitted from Denison & Lewis of Fort Pierce, Florida, for modification of a permit issued by the Trustees February 28, 1957, designating areas from which material could be taken without cost to fill areas conveyed January 7, 1957, to

- (a) Rupert N. Koblegard, Jr. - Deed No. 21472
- (b) E. B. Garner - Deed No. 21475
- (c) George H. Daggett and wife - Deed No. 21476

The said permit was drawn to expire December 31, 1960.

Inasmuch as filling of said deeded areas and dredging in the Indian River is now regulated under Chapter 57-362, General Laws, and the St. Lucie County Special Act, Chapter 57-1787, it was recommended that the clause in said permit "This permission shall expire December 31, 1960" be deleted and that recordable instrument be prepared providing that any filling of the lands conveyed by said deeds should be done only pursuant to compliance with laws and regulations in effect at such time.

Motion was made, seconded and adopted, that the recommendation be approved and the proper instrument be prepared for releasing the restrictive clause and providing for future filling requirements.

VOLUSIA COUNTY: Fred Bartholomew, represented by Haines-Rainey & Co., of Daytona Beach, Florida, submitted application for permit to remove 6000 cubic yards of fill material to be taken from the bottoms of the Halifax River at applicant's property in Port Orange, Florida.

Motion was made, seconded and adopted, that the Trustees authorize sale of the material requested at the rate of five cents (5¢) per cubic yard, or \$300.00 for the above amount.

WALTON COUNTY: Request was made on behalf of Charles Stiller for deed conveying 10.606 acres of land under the provisions of Chapter 57-2034, Special Acts of 1957. The land in question is part of a tract acquired February 13, 1946 by the State Road Department in the name of the State of Florida by deed from Eugene Smith and wife. Subsequently the Road Department found it had no use for the parcel and May 28, 1956, issued a disclaimer to Charles Stiller in exchange for other lands required by the Road Department. The 1946 conveyance vested title in the state without reference to the State Road Department as beneficiary and issuance of disclaimer by the Road Department in 1956 was not effective to transfer title to Mr. Stiller. The Act directs the Trustees to execute deed in favor of Mr. Stiller. Examination of the records in the Road Department verify that set forth and it was recommended that quitclaim deed be issued to Mr. Stiller for the 10.606 acres for the handling charge of \$10.00.

Motion was made, seconded and adopted, that the Trustees authorize issuance of quitclaim deed to Charles Stiller as recommended by the Director.

Mr. Ferguson called attention to action taken May 13, 1958, allowing Mrs. Jewett Moore to continue occupancy of the property on West Gaines Street upon payment of rental but no monthly amount was fixed.

Motion was made, seconded and adopted, that the Trustees set the rental payments at \$20.00 per month.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees disclaim interest in Alachua County Certificate No. 568 of 1900, the Attorney General's office having advised that said certificate vested no title in the state to the land covered thereby.

Upon motion duly adopted, the Trustees adjourned.

Richard W. Ewen
ATTORNEY GENERAL - ACTING CHAIRMAN

ATTEST:

Gene W. Ferguson
DIRECTOR-SECRETARY

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

Present: LeRoy Collins, Governor
J. Edwin Larson, Treasurer
Richard W. Ervin, Attorney General
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director-Secretary
W. Turner Wallis, Engineer

The Minutes of the Trustees dated April 22 and 29, 1958, having been presented to each member after approval by the Attorney General, were approved without objection.

APPLICATIONS FOR PURCHASE OF LAND

The following applications were submitted for purchase of land adjacent to property of the applicants, the abutting upland owners:

1. BREVARD COUNTY: File No. 138-05-253.12
Poe Investments, Inc., offered the appraised price of \$200 per acre for a parcel of submerged land in the Indian River in Section 34, Township 21 South, Range 35 East, and in Section 3, Township 22 South, Range 35 East, containing 3.1 acres, more or less.
2. BREVARD COUNTY: File No. 140-05-253.12
C. R. McCotter and wife, offered the appraised price of \$200 per acre for purchase of a parcel of submerged land in the Indian River in Section 3, Township 22 South, Range 35 East, containing 1.9 acres, more or less.
3. BREVARD COUNTY: File No. 66-05-253.12
Gurney, McDonald & Handley, on behalf of Orlando Utilities Commission, offered \$500.00 per acre for a parcel of submerged land in the Indian River in Section 12, Township 22 South, Range 35 East, containing 5.9 acres, more or less.
4. MONROE COUNTY: File No. 151-44-253.12
John A. MacRae and wife, represented by G. A. Crawshaw, offered the appraised price of \$200 per acre, or the minimum of \$100 in this case, for purchase of a parcel of submerged land in Tarpon Basin in Section 22, Township 61 South, Range 39 East, Key Largo, containing 0.22 of an acre, more or less.
5. MONROE COUNTY: File No. 152-44-253.12
James W. Mole, represented by G. A. Crawshaw, offered the appraised price of \$200.00 per acre for purchase of a parcel of submerged land in Tarpon Basin in Section 22, Township 61 South, Range 39 East, Key Largo, containing 0.22 of an acre, more or less.
6. MONROE COUNTY: File No. 153-44-253.12
Vera Ruth Bond, represented by G. A. Crawshaw, offered the appraised price of \$200.00 per acre for purchase of a parcel of submerged land in Tarpon Basin in Section 22, Township 61 South, Range 39 East, containing 0.84 of an acre, more or less.
7. MONROE COUNTY: File No. 154-44-253.12
Fred Earl Crider and wife, represented by G. A. Crawshaw, offered the appraised price of \$200.00 per acre, or \$100.00 minimum in this case, for purchase of a parcel of submerged

land in Tarpon Basin in Section 22, Township 61 South, Range 39 East, Key Largo, containing 0.22 of an acre, more or less.

8. MONROE COUNTY: File No. 155-44-253.12
Lawrence J. Olson and wife, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre for purchase of submerged land in the Straits of Florida in Section 14, Township 64 South, Range 36 East, Lower Matecumbe Key, containing 0.46 of an acre, more or less.
9. MONROE COUNTY: File No. 156-44-253.12
John G. Larkins and wife, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre for submerged land in the Straits of Florida in Section 22, Township 64 South, Range 36 East, Lower Matecumbe Key, containing 0.34 of an acre, more or less.
10. MONROE COUNTY: File No. 160-44-253.12
Sven W. Hokanson and wife, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre, or the minimum of \$100.00 in this case, for submerged land in the Bay of Florida in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.24 of an acre, more or less.
11. MONROE COUNTY: File No. 161-44-253.12
Harry A. Smith and wife, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre for submerged land in the Straits of Florida in Section 6, Township 64 South, Range 37 East, Upper Matecumbe Key, containing 0.45 of an acre, more or less.
12. MONROE COUNTY: File No. 162-44-253.12
Harold Javes and wife, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre for submerged land in the Straits of Florida in Section 6, Township 64 South, Range 37 East, Upper Matecumbe Key, containing 0.34 of an acre, more or less.
13. MONROE COUNTY: File No. 163-44-253.12
Richard I. Berenson, represented by G. A. Crawshaw, offered the appraised price of \$200.00 per acre for submerged land in the Straits of Florida in Section 24, Township 63 South, Range 37 East, Plantation Key, containing 14.1 acres, more or less.
14. MONROE COUNTY: File No. 164-44-253.12
Dr. Fred J. Geier and wife, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre for submerged land in the Straits of Florida in Section 6, Township 64 South, Range 37 East, Upper Matecumbe Key, containing 0.46 of an acre, more or less.
15. MONROE COUNTY: File No. 166-44-253.12
James A. Bomar and wife, represented by G. A. Crawshaw, offered the appraised price of \$200.00 per acre for submerged land in Blackwater Sound in Section 11, Township 61 South, Range 39 East, Key Largo, containing 1.08 acres, more or less.
16. MONROE COUNTY: File No. 167-44-253.12
Ernest H. Guise and wife, represented by G. A. Crawshaw, offered the appraised price of \$200.00 per acre for submerged land in the Straits of Florida in Section 5, Township 62 South, Range 39 East, Key Largo, containing 2.7 acres, more or less.
17. MONROE COUNTY: File No. 168-44-253.12
Joseph J. Hines and wife, represented by G. A. Crawshaw, offered the appraised price of \$200.00 per acre for submerged land in Blackwater Sound in Section 11, Township 61 South, Range 39 East, Key Largo, containing 0.85 of an acre, more or less.

18. MONROE COUNTY: File No. 169-44-253.12
A. M. Cunningham and wife, represented by G. A. Crawshaw, offered the appraised price of \$200.00 per acre for submerged land in the Straits of Florida in Section 27, Township 62 South, Range 38 East, Key Largo, containing 6.36 acres, more or less.
19. ORANGE COUNTY: File No. 157-48-253.36
Clarence G. Tilden Trust, et al., represented by Wallace E. Davis, offered the appraised price of \$300.00 per acre, or the minimum of \$100.00 in this case, for a parcel of reclaimed lake bottom in Lake Apopka in Section 15, Township 22 South, Range 27 East, containing 0.3 of an acre, more or less.

The 19 parcels were recommended for advertising subject to objections only.

Motion was made, seconded and adopted, that the Trustees agree to advertise for objections only the nineteen parcels applied for by the abutting upland owners, based on the offers submitted.

During a discussion of appraisals affecting applications to purchase, Governor Collins stressed the importance of separate appraisals, especially for small areas of less than an acre, rather than the establishment of values by the use of a uniform rate per acre for all parcels in the same general area.

No action was taken.

MISCELLANEOUS SUBJECTS

BAY-GULF-FRANKLIN COUNTIES: J. T. Martin made application for 90-day permit to make preliminary surveys of submerged lands under coastal waters of Bay, Gulf and Franklin Counties to determine whether there were salvageable derelicts and materials which might properly be leased to him for salvage. He agreed to comply with all laws governing such permits and pay \$25.00 for the temporary permit.

Motion was made, seconded and adopted, that the Trustees decline to issue the permit requested.

BROWARD COUNTY: John W. Douglas for Tanger Investment Company requested a corrective deed to furnish a more complete description of a parcel of land conveyed under Chapter 14717, Acts of 1931, in Broward County Deed No. 27/28-B-42 dated November 10, 1944 to said company.

Motion was made, seconded and adopted, that the Trustees authorize issuance of corrective deed as requested upon payment of \$10.00 as the handling charge.

COLLIER COUNTY: The City of Naples, Florida, by Resolution No. 674 adopted May 21, 1952, established the bulkhead line for the Naples City Yacht Basin under the provisions of Section 253.122, Florida Statutes, and request was made that the Trustees approve the said bulkhead line.

Motion was made, seconded and adopted, that the Trustees formally approve the bulkhead line for Naples City Yacht Basin as established by the City of Naples Resolution No. 674.

DADE COUNTY: Motion was made, seconded and adopted, that the Trustees authorize issuance of a three-year campsite lease in favor of Earl E. Fitzhugh, covering one (1) acre in the north-east portion of Arsenicker Key in Sections 7 and 12, Township 58 South, Range 40 East, upon payment of rental in advance at the rate of \$50.00 annually.

ESCAMBIA COUNTY: On May 13, 1958, the Trustees authorized easement to the United States for deposit of dredged material adjacent to Fort Pickens State Park. Among the conditions approved was a limitation against filling higher than 1.5 feet above mean high water between two drains, which is an area in front of the Park picnic ground, parking area and other park facilities, a frontage of approximately 2000 feet. The United States District Engineer requested modification of the limit of 1.5 feet to be imposed only on a 1200 foot frontage. A revised map submitted by the U. S. Engineers was reviewed by the Director and the Park Board and the proposed modification was approved with the recommendation that a revised permit be issued to supersede the original permit which was issued for the period May 19, 1958 to May 19, 1959.

Motion was made, seconded and adopted, that the permit with the modification requested by issued to the United States according to the recommendation of the Director and the Park Board.

GLADES COUNTY: Motion was made, seconded and adopted, that the Trustees renew Grazing Lease No. 723 in favor of Mrs. J. S. Parsons, for a term of one (1) year from June 1, 1958, covering thirty (30) acres in the SE $\frac{1}{4}$ of Section 25, and NE $\frac{1}{4}$ of Section 36, Township 42 South, Range 31 East, upon payment in advance of \$30.00 per year.

GLADES COUNTY: Thomas Alexander, on behalf of Lykes Bros., Inc., and C. Q. Bussell, requested approval of proposed assignment of Grazing Lease No. 1159 covering Government Lot 4 of Section 34, Township 40 South, Range 32 East, 50.87 acres. Explanation was made that the lease was authorized in favor of Mr. Bussell January 21, 1958, and subsequently found that certain improvements of Lykes Bros., had been placed on the land; that the proposed assignment had been negotiated and Lykes Bros., had made available to Mr. Bussell other lands in lieu of State lands. Recommendation was made that the proposed assignment be approved, subject to filing of written acceptance by the assignee of all the lease provisions.

Motion was made, seconded and adopted, that the Trustees approve assignment of Grazing Lease No. 1159 subject to filing of written acceptance by assignee as recommended.

INDIAN RIVER COUNTY: Request was presented from Florida Inland Navigation District that the Trustees furnish a parcel of land to serve as right of way for realignment of the existing Intra-Coastal Waterway in Sections 7, 8, 17 and 18, Township 33 South, Range 40 East, and also a perpetual spoil deposit area in Sections 7, 8, and 17, Township 33 South, Range 40 East, to serve for maintenance of the proposed new channel.

Motion was made, seconded and adopted, that the Trustees authorize issuance of perpetual easement for right of way covering the area described and also perpetual easement for spoil deposit area requested.

LAKE COUNTY: On May 13, 1958, the Trustees authorized permit to Roy Schreier of Mount Dora to take material from the bottoms of Lake Dora in Section 23, Township 19 South, Range 26 East, at a total cost of \$25.00. Subsequently it was discovered that applicant's upland borders Lake Woodward, title to which does not appear to be in the Trustees. Authority was requested to refund the payment of \$25.00.

Motion was made, seconded and adopted, that the Trustees authorize refund of payment made by Mr. Schreier.

LEE COUNTY: Offer of \$35.00 per acre was submitted from Carl A. Norberg for purchase of 188.97 acres of submerged land adjacent to applicant's Government Lots 1 and 2, Section 14; Government Lot 2, Section 23; Government Lot 2, Section 13; all in Township 46 South, Range 28 East, within the bulkhead line fixed pursuant to Section 253.122, Florida Statutes 1957, and approved by the Trustees. Mr. Norberg has stated that he proposed to develop the area.

The Director presented an appraisal made March 22, 1958, giving a value of \$50.00 per acre for this land, or a \$25.00 value should consideration be given to the 1956 sale of the lots.

Motion was made, seconded and adopted, that the Trustees decline the offer of \$35.00 made by Mr. Norberg and agree to advertise the 188.97 acres for objections only conditioned upon Mr. Norberg agreeing to make an offer of the appraised price of \$50.00 per acre.

LEE COUNTY: Mrs. Miriam W. Cannon made application to purchase the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 24, Township 46 South, Range 22 East, containing 40 acres, for development along with her present holdings in the N $\frac{1}{2}$ of SE $\frac{1}{4}$ of said Section 24. Information was furnished that the parcel sought appeared to have no access except through private land, being a trail leading to the land already owned by Mrs. Cannon.

Mr. Ferguson reported that the land was appraised at \$100.00 per acre as mainly sawgrass; that this application was first submitted in 1957 but was withdrawn from sale. Applicant now advises that the parcel is needed for reclamation and actual development with her adjoining land.

Motion was made, seconded and adopted, that the Trustees authorize the land advertised for competitive bids starting with the offer of \$100.00 per acre.

OKALOOSA AND SANTA ROSA COUNTIES: The Florida Board of Forestry requested concurrence by the Trustees in the proposed sale of timber as follows:

OKALOOSA COUNTY: Sawtimber and pulpwood on 234 acres in Blackwater River State Forest, known as Thompson Sawtimber-Pulpwood sale; and

SANTA ROSA COUNTY: 655,000 board feet of sawtimber and 630 cords of pulpwood from Sections 10, 11 and 3, Township 5 North, Range 28 West, designated as Calvary Sawtimber-Pulpwood Sale - Blackwater River State Forest.

Conditions of sale in both areas were reviewed and it was recommended that the Trustees concur.

Motion was made, seconded and adopted, that the Trustees authorize concurrence in the sale of timber in Okaloosa and Santa Rosa Counties, conditioned upon evidence being furnished by the Florida Board of Forestry that the sales were advertised as required. (Subsequently the Board of Forestry advised that timber sales were advertised.)

ORANGE COUNTY: Florida Audubon Society requested conveyance of a swamp island in Lake Butler, mainly in Section 17, Township 23 South, Range 28 East, estimated to contain between 10 and 20 acres, to be used as a wildlife sanctuary. The Audubon Society advised that Chase Investment Company had made claim to a part of the island, but no conveyance by the State was found, and the Society had negotiated for a deed to that portion claimed to be owned by Chase Company with the provisions

that the island would be held solely for a wildlife sanctuary and no buildings would be erected on the property. It was recommended by the Director that a dedication or long term lease be authorized under certain conditions.

Governor Collins suggested that if deed was considered that conveyance be to the Board of Parks and Historic Memorials as the state agency more suitably equipped to deal with the Audubon Society.

The Attorney General advised that the legislature had never given express authority for deeding lake bottoms but that a permit or dedication could be granted without prejudice or interference with any claimant.

Motion was made, seconded and adopted, that the Trustees authorize dedication of the area in favor of Florida Audubon Society for Wildlife Sanctuary purposes, with the proper provisions deemed necessary.

PALM BEACH COUNTY: Request was made by John Adams, on behalf of Ocean Ridge Development Company, for deed covering 27.9 acres of land in Lake Worth filled by applicant in front of its upland property in Section 22, Township 45 South, Range 43 East. Filling was done pursuant to sale of fill material authorized by the Trustees December 11, 1956, and United States permit was obtained prior to enactment of Chapter 57-362, General Acts of 1957 (Sec. 253.122 Florida Statutes). The filling has been completed between upland and the bulkhead line established prior to such filling, and payment in amount of \$5200.00 was made for the material taken. The filled area covered a portion of Florida Inland Navigation District Tract 651 (Part of MSA LW-15), which area was quitclaimed to the Trustees to extinguish the spoil easement. Section 11 of Chapter 57-362 exempts the area from operation of said Act, and it was recommended that deed be authorized to evidence applicant's title of record.

Motion was made, seconded and adopted, that the Trustees authorize issuance of deed in favor of Ocean Ridge Development Company for conveying the 27.9 acres applied for.

PALM BEACH COUNTY: U. S. Civil Aeronautics Administration requested Zoning and Clearance Agreement covering that part of Pelican Bay area (Richlands, Inc., Farm Lease No. 18284), in Section 36, Township 42 South, Range 36 East, lying within a radius of 2000 feet of CAA Radio Range Station in the NW 1/4 of said Section 36. Term of the agreement to be for one year beginning July 1, 1958, at \$1.00 per year with privilege of renewal by CAA from year to year. The proposed agreement has been approved and executed by Richlands, Inc., and is for the purpose of prohibiting any obstruction over six feet (6') high within the 2000 foot radius. The restricted area will extend approximately 1200 feet into the Pelican Bay tract owned by the Trustees.

Motion was made, seconded and adopted, that the Trustees authorize the agreement requested by the Civil Aeronautics Administration as outlined.

PALM BEACH COUNTY: R. W. Crouch, holder of Contract No. 18778 for purchase of Lots 16 and 17 of Section 20, Township 43 South, Range 35 East, 33.04 acres, requested extension of time for making payments. The original principal of \$4,130.00 dated in 1943 has been paid but past due interest and drainage taxes due as of June 17, 1958, total \$835.99. One extension of eight (8) months was authorized May 28, 1957, but owing to weather conditions he was unable to market his crop and his last payment of \$400.00 was made in March this year.

Motion was made, seconded and adopted, that the Trustees authorize extension to November 15, 1958, for making payment on Contract 18778.

PASCO COUNTY: Without objection the Trustees deferred action to June 24th, on Resolution adopted by the County April 22, 1958, establishing the bulkhead line for the mainland and islands.

SARASOTA COUNTY: Russell Groner, et al., abutting upland owners, represented by Peterson, Meyers & Associates, Inc., offered the appraised price of \$250.00 per acre, or the minimum of \$100.00 in this instance, for purchase of submerged land in Roberts Bay in Section 36, Township 36 South, Range 17 East, containing 0.33 of an acre, more or less. Recommendation from the staff was that the land be advertised for objections only, also that approval be given of an amended bulkhead line established by the City of Sarasota after advertising under Chapter 27884, Acts of 1951, for which provision was made in Section 253.122(1) Florida Statutes, 1957.

Motion was made, seconded and adopted, that the recommendation be approved as the action of the board and that the land be advertised for objections only.

SARASOTA COUNTY: Sarasota County Water and Navigation Control Authority adopted a resolution April 2, 1958, establishing the bulkhead line for the easterly shore of Roberts Bay lying in the N $\frac{1}{2}$ of Section 6, Township 37 South, Range 18 East, including offshore islands.

The Director advised that Section 253.122 directs local governing bodies to establish bulkhead lines "offshore" and that the line submitted does not appear to comply with the statutory directive. Recommendation was made that approval be withheld, or rejected, whichever would be proper to allow authorities to modify or resubmit the location with a minimum of necessary procedure.

A delegation from Sarasota County Water and Navigation Control Authority was present, and also Mr. A. E. Edwards of Sarasota, objecting to the bulkhead line as fixed by the County.

Mr. Edwards expressed objection to the bulkhead line as fixed on the ground that it was premature to fix such boundary before the right of way of the Intra-Coastal Waterway had been established; that when the waterway is dredged the present high water mark would be changed; that many land owners along the coast from Tampa Bay to Charlotte Harbor have plans underway for development and if the bulkhead line as proposed by the County was approved development would be at a standstill.

Mr. Don McClellan, County Attorney advised that when the bulkhead line was established the County did not have the benefit of the Attorney General's opinion; that they would like the Trustees to withhold approval and not deny request for establishment of the bulkhead line fixed; that the County felt that to follow the coast line as closely as possible would preclude dredging and filling out into the Bay; that the County would like to submit an amended bulkhead line to meet the requirements as determined by the Attorney General; that the reason for following the shore line came about as a result of testimony at the hearings on the bulkhead.

Attorney General Ervin expressed the view that his office felt latitude was given local boards to fix the bulkhead line as close to the shore as it saw fit, but that good reason should be shown for doing so; that there was no intention to preclude

fills where necessary, like in lagoons or mangrove areas; that there might be justification but it should be borne in mind that there would be many areas where it might be arbitrary to set the line where no fills could be made.

Governor Collins stated that there should be some indication that a proper study was made of the entire area and that the line should be fixed taking into consideration reasonable needs of the public; that beach areas and industrial developments might require entirely different approach in fixing the bulkhead; that utilization of the land should be taken into account.

The question of whether or not another hearing should be held was discussed and the Trustees felt that if possible the County Authority should let it be known generally that the bulkhead was being reconsidered with a view to amending the line fixed by resolution of April 2, and allowing opportunity for interested parties to be heard on the subject.

The County delegation and Mr. Edwards were advised that action on the resolution was being withheld without prejudice pending a later proposal for amended bulkhead line to be submitted to the Trustees at a later date. It was so agreed.

SALE OF SOVEREIGNTY LAND: Mr. Ferguson reported that at the meeting May 27, 1958, the Trustees approved recommendation from the Attorney General that certificates of title proving upland ownership of applicants should include a showing of outstanding mortgages in order that notices of sale might be directed to holders of mortgages. Public records do not always disclose sufficient information for notifying mortgage holders and to secure such information from title companies would work a hardship on applicants seeking to purchase in Monroe County since the public records on lands in that county are difficult to search and report, the cost of such report being estimated to run around \$260.00 each.

The subject was discussed with the Attorney General's Office and it appeared acceptable to secure an affidavit from applicants for sovereignty land, as to whether there were any outstanding mortgages on abutting upland and if so the names and addresses of all holders of such mortgages. The affidavit appears to be an acceptable source of this information for notices.

Motion was made, seconded and adopted, that the action taken May 27, 1958, be amended to the extent that an affidavit from the applicant, giving the information desired with respect to any outstanding mortgages on upland, with names and addresses of such mortgage holders, would be sufficient for issuance of notice of sale of adjacent submerged lands to such lienors.

BEACH PRESERVATION PROGRAM: Mr. Ferguson reported that on March 25, 1958, the Trustees approved the inauguration of groins, seawalls and other structures on the foreshore and submerged lands which would obstruct beaches, deflect currents and affect erosion. The Director was instructed to prepare a set of requirements and information for distribution to applicants; that the material had been assembled with the assistance of the Attorney General and copies furnished each member. Approval of the regulations was requested.

Motion was made, seconded and adopted, that the regulations as authorized March 25, 1958, and submitted for formal approval today, be approved by the Trustees.

Financial statements for the month of May, 1958, are as follows:

UNDER CHAPTER 610

Balance as of May 1, 1958	\$386,895.59
Receipts for the Month:	
Land Sales	56,517.91
Quitclaim Deeds	1,272.00
Revenue Bonds	4,438.50
Trustee Minutes	15.00
Sand & Shell Leases	2,050.62
Fill Material	125.00
Timber Lease	91.20
Oil Lease	153.00
Campsite Lease	75.00
Grazing Lease	336.00
Mineral Lease	150.00
Property Rental	1,261.11
Miscellaneous	2,474.65
Total Receipts for the month of May, 1958	68,959.99
GRAND TOTAL	455,855.58
Less Disbursements for the month of May, 1958	53,086.37
BALANCE AS OF MAY 30, 1958	\$402,769.21

DISBURSEMENTS FOR MAY:

Date	Warrant No.	Payee	Amount
5/2/58	383351	R. M. McLane	37.75
5/5/58	383629	JEL to Bd. Cmms. of State Inst.	20.00
	384714	B. R. Jones Sheet Metal Works	2,760.25
5/6/58	387232	H. C. Nutting Co. of Fla.	423.00
	388107	M. Denton	215.38
5/7/58	390727	W. H. Morse	119.80
	390728	Walter Butler Co.	15,037.80
5/8/58	391600	Southeastern Telephone Co.	20.15
	391601	Leon Blueprinting Co.	8.36
	391602	Nathan Mayo Cmmr. of Agric.	10.00
	391603	Southern Air Surveys Inc.	25.50
	391604	Coral Tribune	26.60
	391605	Tavares Citizen	13.80
	391606	St. Augustine Record	13.03
	391607	Young & Young, Inc.	150.00
	391608	W. A. Parrish, Inc.	50.00
	391609	General Office Equip. Co.	9.23
	391610	W. H. Morse	3.87
	393200	JEL to Prin. of St. School Fund	10,190.68
	393201	JEL to St. Bd. of Conservation	5,665.90
	393464	J. Frank Jones & Co.	3,335.47
5/15/58	405556	General Office Equip. Co.	12.15
	405557	International Business Mach. Corp.	423.00
5/16/58	405550	Southeastern Telephone Co.	306.05
	405551	Western Union Telegraph Co.	24.17
	405552	Avery W. Gilkerson, CCC	2.25
	405553	Jon S. Beazley	337.65
	405554	Capital Office Equip. Co., Inc.	2.60
	405555	McLane, Ranon, Wielage, Kennedy	4,354.17
5/19/58	406721	Ray E. Green, Comptroller	357.21
5/21/58	412486	F. M. Burns	20.50
	412487	Bulkley-Newman Printing Co.	59.85
	412488	Capital Paper Co.	16.65
	412489	Demco Library Supplies	11.70
	412490	W. L. Gleason	70.00
	412491	Yee Lox Manufacturing Co.	9.78
	412492	W. A. Parrish, Inc.	25.00
	412493	Paul F. Randolph Inc.	50.00
	412494	City of Tallahassee, Fla.	83.71
	422766	Leon Blueprinting Co.	2.92
	422767	Key West Citizen	62.07
	422768	Coral Tribune	36.10
	422769	Capital Office Equip. Co.	13.35

5/21/58	422770	W. Carson McNab Co., Inc.	40.00
	422771	General Office Equip. Co.	110.40
	422772	Capital Office Equip. Co.	30.00

May

			<u>Salary Amount</u>	
5/31/58	376291	A. C. Bridges	540.75	407.64
	376292	J. D. Dedge	483.00	371.52
	376293	V. H. Ferguson	1,041.66	811.74
	376294	C. A. Gray	15.00	15.00
	376295	N. C. Landrum	472.50	365.26
	376296	M. H. McCollum	235.00	220.31
	376297	W. H. Morse	425.00	341.04
	376298	M. C. Pichard	355.66	303.71
	376299	L. C. Roberts	300.00	227.25
	376300	Y. Scalera	335.00	284.26
	376301	B. G. Shelfer	355.66	280.97
	376302	L. M. Shelfer	285.00	218.24
	376303	C. L. Vocelle	250.00	142.58
	376304	W. T. Wallis	1,000.00	787.65
	376305	W. Wells, Jr.	150.00	133.15
	376306	A. R. Williams	627.83	493.88
	376307	F. Vidzes	124.80	117.00
	376308	Blue Cross of Fla., Inc.		46.65
	376309	Wilson Life Insurance Co.		22.38
	376310	State Retirement Fund		268.06
	376311	Social Security Ret. Fund		105.37
	376312	Federal Tax		1,033.20
	376313	M. Denton	566.66	445.51
	376314	M. M. Livingston	300.00	228.00
	376315	H. G. Morton	625.00	484.34
	376316	Blue Cross of Fla., Inc.		3.05
	376317	State Retirement		65.67
	376318	Social Security		26.89
	376319	Federal Tax		238.20

TOTAL DISBURSEMENTS FOR THE MONTH OF MAY, 1958 \$53,086.37

U. S. G. S. COOPERATIVE FUND

Balance as of May 1st, 1958	\$2,210.00
Receipts	-0-
Disbursements	-0-
Balance as of May 31st, 1958	\$2,210.00

UNDER CHAPTER 18296

Receipts to General Revenue:	
May 14, 1958	\$4,250.75
May 29, 1958	4,204.50
Total Receipts for the Month	<u>\$8,455.25</u>

Disbursements from General Revenue:

<u>Date</u>	<u>Warrant No.</u>	<u>Payee</u>	<u>May</u> <u>Salary</u>	<u>Amount</u>
5/6/58	386237	U. S. Postmaster, Tallahassee		150.00
5/31/58	372952	J. C. Conner	262.50	192.10
	372953	E. Hewitt	550.00	438.87
	372954	Provident Life & Accident Ins. Co.		7.75
	372955	Blue Cross of Fla., Inc.		7.85
	372956	State Retirement		37.75
	372957	Social Security		12.38
	372958	Federal Tax		115.80
TOTAL DISBURSEMENTS FOR THE MONTH				<u>\$962.50</u>

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 692 listing two (2) regular bids for purchase of land under the Murphy Act, and also for issuance of Dade County Deed

No. 2348-Corrective-Supplemental in favor of J. E. Groover,
in lieu of deed dated February 22, 1944.

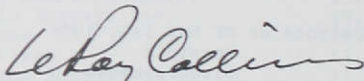
BREVARD COUNTY: Russell Snow, on behalf of F. B. Hoxie, owner, and the Board of Public Instruction of Brevard County as proposed purchaser, requested release of the reserved oil and minerals in Murphy Act Deed No. 1254 issued to Mr. Hoxie April 25, 1947 covering 21.7 acres in the N-3/4 of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 30, Township 24 South, Range 36 East, which the school board proposes to purchase as a public school site and school playground area. The Trustees do not release such reservations on acreage except "where the land is owned by a public agency or is to be used for public purposes".

Motion was made, seconded and adopted, that the Trustees approve the recommendation of the staff and authorize release of the said reservations upon receipt of proof of acquisition of title by the school board, by certificate of a licensed title company, accompanied by resolution of the school board affirming that said land will be used for public school purposes, together with payment of \$31.00 which is the standard rate for such releases.

COLUMBIA COUNTY: The Board of Public Instruction of Columbia County offered \$350.00 for land in Section 29, Township 3 South, Range 17 East, containing 7 acres, to be used in expanding the existing school.


Motion was made, seconded and adopted, that the Trustees accept the offer and authorize conveyance of the parcel described to the School Board under the provisions of Chapter 21684 of 1943.

Upon motion duly adopted, the Trustees adjourned.



GOVERNOR - CHAIRMAN

ATTEST:



DIRECTOR-SECRETARY

* * * * *

Tallahassee, Florida
June 24, 1958

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

Present: LeRoy Collins, Governor
Ray E. Green, Comptroller
J. Edwin Larson, Treasurer
Nathan Mayo, Commissioner of Agriculture

Van H. Ferguson, Director-Secretary
W. Turner Wallis, Engineer

The minutes of the Trustees dated May 13, 1958, having been presented to each member, after approval by the Attorney General, were approved without objection.

LAND SALES

The following sales were advertised for consideration on this date:

COMPETITIVE BIDS:

OSKEECHOBEE COUNTY: On May 13, 1958, the Trustees considered offer of the appraised price of \$50.00 per lot from Murray Fields of Brooklyn, New York, for purchase of:

Lots 18, 19, 20 and 25, Block 3;
Lots 7, 8, 24 and 26, Block 14;
Lots 1, 2, 4, 14, 15 and 16, Block 19;
Lots 12, 13, 14 and 19, Block 30
Oskeechobee City Subdivision, lying and being in
Sections 15, 16, 21 and 22 of Township 37 South,
Range 35 East.

The land was advertised for competitive bids in the Oskeechobee News and proof of publication was filed in the Land Office.

Description of the land was called out and competitive bidding resulted in the highest bids being made by James M. Graham, on behalf of William Moser, in the following amounts:

\$115.00 per lot for lots in Blocks 3 and 14;
\$125.00 per lot for lots in Block 19, and
\$140.00 per lot for lots in Block 30.

Mr. Ferguson reported that the lots were advertised for sale subject to outstanding drainage and municipal taxes and assessments and subject to rejection of bids where no assurance of development was given; that Mr. Fields had agreed to commence development of the property this year should he be the successful bidder. Mr. Graham stated that Mr. Moser will also agree to start development of the lots this year. The Trustees took the position that it would be necessary to have a letter from Mr. Moser agreeing to start development of the property this year before final action would be taken on the bids.

Motion was made, seconded and adopted, that the Trustees defer confirmation of the sale until receipt of a letter from Mr. Moser as to development of the lots.

OBJECTIONS ONLY:

HILLSBOROUGH COUNTY: File No. 110-29-253.12 - On May 13, 1958, the Trustees considered offer of the appraised price of \$65.00

per acre from Lyle C. Dickman, abutting upland owner, for purchase of a parcel of submerged land in Tampa Bay in Section 2, Township 32 South, Range 18 East, lying westerly of and offshore from, but connected with, a strip 400 feet in width, Government Lot 1 and the $\frac{1}{2}$ of Government Lot 2 of said Section 2, containing 35.9 acres, more or less. The land was advertised in the Tampa Tribune and proof of publication was filed with the Trustees.

Description of the land was called out and no objections were filed to the sale.

Motion was made, seconded and adopted, that the Trustees confirm sale of the land in favor of Lyle C. Dickman at the price offered - \$65.00 per acre.

MONROE COUNTY LANDS:

1. File No. 89-44-253.12 - On May 13, 1958, the Trustees considered offer of the appraised price of \$300.00 per acre from Nelson Sturdevant and wife, abutting upland owners, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in Tavernier Harbor in Section 34, Township 62 South, Range 38 East, Key Largo, lying southeasterly of and abutting Lots 5 and 6 of Prou's Subdivision, containing 0.62 of an acre, more or less. (Land advertised in Key West Citizen.)
2. File No. 90-44-253.12 - On April 8, 1958, the Trustees considered offer of the appraised price of \$200.00 per acre from A. Maitland Adams, et al., abutting upland owners, represented by John P. Goggin, for purchase of a parcel of submerged land lying southeasterly of and contiguous with a part of Government Lots 2 and 3, Section 11, Township 66 South, Range 32 East, Boot Key, described as commencing at the Section Corner common to Sections 10, 11, 14 and 15, said township and range and thence by metes and bounds description to the point of beginning, containing 18.7 acres, more or less. (Land advertised in the Key West Coral Tribune.)
3. File No. 112-44-253.12 - On May 13, 1958, the Trustees considered offer of the appraised price of \$200.00 per acre - \$100.00 for this parcel - from John F. Lieb, Jr., and wife, abutting upland owners, represented by E. R. McCarthy, for purchase of a parcel of submerged land in the Straits of Florida in Sections 13 and 14, Township 62 South, Range 38 East, Key Largo, described as commencing at the East line of Section 14, said township and range and the centerline of U. S. Highway No. 1 (State Road No. 5) and thence by metes and bounds description to the point of beginning, containing 0.68 of an acre, more or less. (Land advertised in the Key West Citizen.)
4. File No. 118-44-253.12 - On May 13, 1958, the Trustees considered offer of the appraised price of \$300.00 per acre from Manchester Properties, Inc., abutting upland owners, represented by Billy Conner, for purchase of a parcel of submerged land in the Straits of Florida in Section 21, Township 64 South, Range 36 East, Lower Matecumbe Key, lying southerly of Lots 71 and 72 of Matecumbe Ocean-Beach, Section A, containing 0.92 of an acre, more or less. (Land advertised in the Key West Citizen.)
5. File No. 120-44-253.12 - On May 13, 1958, the Trustees considered offer of the appraised price of \$100.00 per acre from Carl Stockholm and wife, abutting upland owners, for purchase of a parcel of submerged land in the Bay of Florida in Section 31, Township 63 South, Range 37 East, containing 25.82 acres, more or less. (Land advertised in the Key West Citizen.)

6. File No. 124-44-253.12 - On May 13, 1958, the Trustees considered offer of the appraised price of \$300.00 per acre from Louis B. Costello and wife, abutting upland owners, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, lying southeasterly of the southwesterly one-half of Lot 8, Block 12 of Stratton's Subdivision, containing 0.49 of an acre, more or less. (Land advertised in Key West Citizen.)

7. File No. 125-44-253.12 - On May 13, the Trustees considered offer of the appraised price of \$300.00 per acre, from Harry K. Reeder, abutting upland owner, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, described as commencing from the point of intersection of the dividing line between Tracts 33 and 34, according to plat of the Russell Estate, and thence by metes and bounds description to the point of beginning, containing 0.35 of an acre, more or less. (Land advertised in the Key West Citizen.)

8. File 126-44-253.12 - On May 13, 1958, the Trustees considered offer of the appraised price of \$300.00 per acre from Donald L. Bellamy and wife, abutting upland owners, represented by G. A. Crawshaw, for purchase of a parcel of submerged land in the Straits of Florida in Section 28, Township 63 South, Range 37 East, Upper Matecumbe Key, containing 0.39 of an acre, more or less. (Land advertised in the Key West Citizen.)

PALM BEACH COUNTY LANDS:

9. File No. 105-50-253.12 - On May 13, 1958, the Trustees considered offer of the appraised price of \$1035.00 per acre - \$100.00 minimum in this instance - from Charles R. Barton and wife, abutting upland owners, represented by Brockway, Weber and Brockway, for purchase of a parcel of submerged land in Lake Worth in Section 28 Township 42 South, Range 43 East, Riviera Beach, lying easterly of Tract "A" of Barton Park, and that part of the South 16 feet of the North 226 feet of Government Lot 3 of said Section 28, which lies East of the right of way of Avenue "A" in the Town of Riviera Beach, containing 0.349 of an acre, more or less. (Land advertised in Palm Beach Post-Times.)

10. File No. 106-50-253.12 - On May 13, 1958, the Trustees considered offer of the appraised price of \$1035.00 per acre - \$100.00 minimum in this instance - from Lee Rhodenizer and wife, abutting upland owners, represented by Brockway, Weber and Brockway, for purchase of a parcel of submerged land in Lake Worth in Section 28, Township 42 South, Range 43 East, Riviera Beach, lying easterly of and abutting the S $\frac{1}{2}$ of Lot 21 of Lee-Woof Park, Riviera Beach, Florida, containing 0.047 of an acre, more or less. (Land advertised in Palm Beach Post-Times.)

11. File No. 107-50-253.12 - On May 13, 1958, the Trustees considered offer of the appraised price of \$1035.00 per acre - a minimum of \$100.00 in this instance - from Stafford Beach, Executor of the estate of Annie B. Beach, upland owner, represented by Brockway, Weber and Brockway, for purchase of a parcel of submerged land in Lake Worth in Section 28, Township 42 South, Range 43 East, lying easterly of and abutting that part of the South 230.56 feet of the North 552.56 feet of Government Lot 3, said Section 28, same township and range, lying East of the right of way of Avenue "A", Riviera Beach, Florida, containing 0.048 of an acre. (Land advertised in Palm Beach Post-Times.)

Descriptions of the eleven (11) parcels of land, 8 in Monroe County and 3 in Palm Beach County, were called out with information that all had been advertised for objections as required by law. No objections were filed to any of the sales.

Motion was made, seconded and adopted, that the Trustees confirm the eleven (11) sales in favor of the applicants, as abutting owners, at the price offered by each.

PINELLAS COUNTY: File No. 115-52-253.12 - Milne-O'Berry Packing Company, abutting upland owner, represented by Robert H. Willis, offered the appraised price of \$500.00 per acre for a parcel of submerged land in Cross Bayou in Section 1, Township 31 South, Range 15 East, containing 10.63 acres, more or less. It was stated that Pinellas County Water and Navigation Control Authority had approved the bulkhead line and sale of the submerged parcel, after having been advertised pursuant to laws.

This application was deferred at the April 22nd meeting and has since been thoroughly studied with the result that it was recommended for approval by the staff. The bulkhead established was in accordance with an over-all plan for improvement of Cross Bayou and an aerial photograph was submitted showing the bulkhead line and the proposed development of the submerged land.

Motion was made, seconded and adopted, that the Trustees confirm sale in favor of Milne-O'Berry Packing Company at the price offered - \$500.00 per acre - and formally approve the bulkhead line established by the County Authority.

APPLICATIONS TO PURCHASE LAND

CHARLOTTE COUNTY: File No. 96-08-253.12 - (Deferred from April 27 meeting) Mrs. Catharine Marshall, offered the appraised price of \$350.00 per acre for purchase of submerged land in Lemon Bay in Section 7, Township 41 South, Range 19 East, containing 15.63 acres, more or less. It was explained that the bulkhead line separates the parcel applied for from upland property of Mrs. Marshall, regardless of water depth. Also, objection heretofore filed to the proposed sale, by John M. Hathaway had been withdrawn but with request that he be notified when the sale was to be held.

Motion was made, seconded and adopted, that the Trustees agree to advertise the parcel for objections and competitive bids, starting with the offer of \$350.00 per acre.

COLUMBIA COUNTY: J. W. Lanier offered the appraised price of \$15.00 per acre for land in Section 24 and \$35.00 per acre for land in Section 33.

SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24, Township 1 North, Range 18 East, containing 40 acres, and SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 33, Township 1 North, Range 17 East, containing 40.2 acres.

Applicant stated he proposed to plant pines on all of the land not in swamp. Appraisal shows the tract in Section 24 mostly swamp and wet, in an area burned over in recent years. Small pines and some cypress remain. Section 33 shows a few pines but land adapted to growing pines.

Motion was made, seconded and adopted, that the Trustees agree to advertise the two parcels for competitive bids, starting at the appraised prices.

The following applications were submitted for purchase of submerged land abutting upland property of applicants:

1. MONROE COUNTY: File 172-44-253.12 - Applicant C. H. Hecker, Jr., and wife, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre for a parcel in the Straits of Florida in Section 15, Township 64 South, Range 36 East,

Lower Matecumbe Key, containing 0.53 of an acre, more or less.

2. MONROE COUNTY: File No. 173-44-253.12 - C. H. Hecker, Jr., and wife, represented by G. A. Crawshaw, offered the appraised price of \$300.00 per acre for a parcel of land in Florida Bay in Section 15, Township 64 South, Range 36 East, Lower Matecumbe Key, containing 0.83 of an acre, more or less.

3. MONROE COUNTY: File No. 174-44-253.12 - C. H. Hecker and wife, represented by G. A. Crawshaw, offered the appraised price of \$200.00 per acre for purchase of land in the Straits of Florida in Section 7, Township 65 South, Range 35 East, Long Key, containing 1.14 acres, more or less.

Motion was made, seconded and adopted, that the Trustees agree to advertise for objections only the three parcels of Monroe County land applied for by Mr. Hecker.

MISCELLANEOUS SUBJECTS

BAY COUNTY: J. T. Martin submitted application for Treasure Lease covering sovereignty land between Longitude 85° 34' and 85° 36' and Latitude 30° 19' and 30° 20' near Lynn Haven in an area known as Bayhead in Township 2 South, Range 13 West, for a period of three (3) years at yearly rental of \$100.00 in advance. It was recommended that the lease be authorized subject to all conditions approved May 13, 1958, and the filing of surety bond in the penal sum of \$1,000.00.

Motion was made, seconded and adopted, that the Trustees authorize issuance of three-year Treasure lease in favor of Mr. Martin under the terms and conditions outlined.

BREVARD COUNTY: Mr. Ferguson reported that at the meeting February 25, 1958, the Trustees approved issuance of quitclaim deed to James M. Venable to a parcel of land on the Banana River at the appraised price. Through error the application to remove fill material was not presented although the amount offered included payment for the fill.

Motion was made, seconded and adopted, that the Trustees approve recommendation of the Director and authorize permit for removal of 5386 cubic yards of fill material from the Banana River as requested.

DADE COUNTY: Request was submitted from Max M. Singer for amendment of minutes of the Trustees dated April 22, 1958, at which a twenty-five (25) year lease was authorized covering 1.39 acres in Section 28, Township 53 South, Range 41 East. Proposed lease defined monthly rental and provided for appraisal of land and improvements at the end of the 10th, 14th and 19th years, with rental to be six percent (6%) of appraisal value or rental according to rental schedule, whichever was greater. Requested amendment was for appraisal to be made of the premises leased by the Trustees and not the improvements which might be placed on the land. All other provisions to remain as defined in minutes of April 22.

Assistant Attorney General Ralph McLane called attention to provisions written into the proposed lease which were not specifically discussed in the original minutes: (1) being the requirement for surety bond of \$5,000.00 as well as a lien on the property, suggesting elimination of lien as bond would take care of that, and (2) modification as to appraisal being based on land and improvements, should not require value based on improvements placed on the property by lessee as this would make it difficult to secure financing. Mention was also made of Mr. Singer's desire that the provision as to assignment of

lease be changed to provide that the Trustees' consent would not arbitrarily be withheld, and that no assignment would be required for sub-leasing or renting to tenants.

Upon consideration of the lease provisions, it was agreed, without objection, that the \$5000.00 bond would be sufficient without the additional lien feature; that appraisal at the 10th, 14th and 19th year periods should not include the improvements which would be placed on the property by lessee; that sub-leasing or renting to tenants would not require approval of Trustees; that Mr. Singer be advised that the Trustees do not intend to be arbitrary as to assignments requested but the provision as drawn in the proposed lease would remain.

PASCO COUNTY: The Board of County Commissioners of Pasco County requested consideration of a Resolution adopted April 22, 1958, establishing a county-wide bulkhead line at the mean high water line of the mainland and all islands as the bulkhead line. Mr. Fred Gill, County Commissioner, stated that since adoption of the resolution an opinion had been rendered by the Attorney General which created doubt as to whether the bulkhead line established would comply with the statutory directive. For that reason the County requested that it be allowed to withdraw the proposed bulkhead line without prejudice pending working out a line in keeping with the Attorney General's ruling.

Motion was made, seconded and adopted, that the application from Pasco County for approval of the bulkhead line established by resolution of April 22, 1958, be withdrawn without prejudice for later submission in different form.

POLK COUNTY: Harry Lee, on behalf of Lewis E. Weinberg and Alonzo C. Mathews, applied for permit to remove material from bottoms of Lake Reedy in front of uplands owned by applicants in Section 26, Township 31 South, Range 28 East, the material to be used in improving the shore line.

Motion was made, seconded and adopted, that authority be given for issuance of two permits for taking material from Lake Reedy at the usual rate of five cents per cubic yard, or a minimum of \$25.00 for each permit.

WALTON COUNTY: On July 10, 1956, Government Lots 1 and 2 in Section 9, Township 2 South, Range 20 West, containing 132.27 acres, were sold at \$35.00 per acre to Harold S. Baird, who made a down payment of \$250.00. Subsequently it was disclosed that a county deed growing out of foreclosure of a tax sale certificate, based on invalid assessment, had issued to M. T. Grimaldi, et al. December 31, 1956, the Clerk of the Circuit Court advised that the invalid deed had been cleared and re-fund made to grantee thereunder. Afterwards, it was discovered that Oil Lease No. 833 was outstanding on the land. Later Mr. Baird advised that the area appeared to be less than 132.27 acres and that he would submit a survey to the Trustees before proceeding further with his purchase. He has since advised that the survey was made but no copy has been furnished the Trustees and he has not proceeded with execution of the purchase contract nor made payment. Mr. Baird was notified by registered mail on June 4, 1958, that consideration of the sale would be given June 24th. No response was had to such letter.

The Director recommended that the Trustees declare the right to purchase under the July 10, 1956, sale terminated and tender refund of \$250.00.

Mr. Baird was present and explained difficulties he had experienced in securing the survey, which resulted in a suit coming up for hearing in October Court, and also time lost in clearing title owing to tax deed issued on invalid assessment.

Attention was called to the statement as to difference in acreage and it was explained that the Trustees do not guarantee the area of Government lots; that it was up to the purchaser to satisfy himself as to the amount of land being purchased; that if there was a mistake in description, the Trustees corrected that.

The Director reported that only the initial payment of \$250.00 had been made and that the purchase contract had never been signed.

In view of the circumstances and the lapse of time since the sale was made to Mr. Baird, the Trustees took the position that it was unreasonable to expect the old sale to be revived at this time, especially since values have probably advanced since 1956.

Motion was made, seconded and adopted, that the Trustees take no action at this time, but request that the Director secure a new appraisal on the land to be submitted to the board at a later date.

Mr. Baird was advised that he would be notified later as to further developments.

VOLUSIA COUNTY: The State Road Department requested right of way for drainage ditch purposes across submerged land in the Halifax River in Section 2, Township 16 South, Range 33 East, lying each side of and within ten feet (10') of the centerline of the ditch. The easement was requested for use in connection with State Road No. S-41A - Section 7953-150.

Motion was made, seconded and adopted, that the Trustees authorize execution of easement in favor of the State Road Department to the submerged area in Halifax River as requested.

LEON COUNTY: Comptroller Green reported that the Department of Public Safety was desirous of acquiring title to a parcel of land adjoining the new building but there was question as to whether purchase of the property could be made from funds of the Department without legislative action. It was suggested that the Trustees of the Internal Improvement Fund purchase the land with the understanding that reimbursement be made.

Motion was made, seconded and adopted, that the Trustees purchase the property described as:

A parcel of land in the NE $\frac{1}{4}$ of Section 4, Township 1 South, Range 1 East, containing 5 acres, more or less.

at a price not in excess of \$10,000.00; that temporary use of the property be given to the Public Safety Department with option to purchase and place title in said Department.

Comptroller Green was requested to work out with Colonel Kirkman the proposed purchase and whatever was necessary to be presented to the next session of the legislature to provide funds for payment of the land. Also, it was agreed that title to the land should remain in the Trustees pending reimbursement by the Public Safety Department, or until future action was taken.

SUBJECTS UNDER CHAPTER 18296

Motion was made, seconded and adopted, that the Trustees approve Report No. 693, listing 4 regular bids for purchase of land under Chapter 18296, and also approval for issuance of Hillsborough County Deed No. 5115-Corrective to Mary J. Reger, to correct name of grantee in original deed.

POLK COUNTY: Jesse H. Wilson requested that the Trustees participate in a partition of oil and mineral rights affecting claims by Mrs. Marian Menear and H. L. Clevenger to certain oil and mineral interests in 27 acres in the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 21, Township 30 South, Range 28 East. The Director explained the origin of the claims which involved Polk County Murphy Act Deed No. 3452 dated July 31, 1951, and how the partition could be effected by Mrs. Menear and Mr. Clevenger jointly quitclaiming all right and title to the State in exchange for quitclaim deeds by the State to:

- (a) Mrs. Menear, the westerly 18 acres subject to no reservation, and
- (b) Mr. Clevenger, the easterly 9 acres subject to reservation to the State of 1/2 of oil and 3/4 minerals.

By such partition the State would net the same equivalent in oil acres and mineral acres in the nine-acre tract as it now holds in the 27 acre parcel.

The Attorney General's office advised that the Trustees can, if circumstances justify, sell or otherwise dispose of the reserved oil and minerals.

The Director suggested that if the partition should be granted the consideration be \$100.00 to \$150.00, and that the applicants should submit certificates of licensed title company evidencing record ownerships.

Motion was made, seconded and adopted, that the Trustees authorize the exchange of oil and mineral interests as outlined by the Director upon payment of \$150.00 for the said partition exchange.

Motion was made, seconded and adopted, that the Trustees disclaim interest in certain Murphy Act certificates covering land in Citrus and Santa Rosa Counties, the Attorney General's Office having advised that said certificates vested no title in the state to the lands covered thereby.

Upon motion duly adopted, the Trustees adjourned.


GOVERNOR - CHAIRMAN

ATTEST:


DIRECTOR-SECRETARY

* * * * *

STATE OF CALIFORNIA
 DEPARTMENT OF REVENUE
 STATE OF CALIFORNIA

STATE OF CALIFORNIA

1917-18

1918-19

1919-20

1920-21

REVENUE FROM TAXES
 RECEIVED FROM TAXPAYERS
 RECEIVED FROM OTHER SOURCES

1917-18

REVENUE FROM TAXES RECEIVED FROM TAXPAYERS

REVENUE FROM TAXES RECEIVED FROM OTHER SOURCES

REVENUE FROM TAXES RECEIVED FROM TAXPAYERS

REVENUE FROM TAXES RECEIVED FROM OTHER SOURCES

REVENUE FROM TAXES RECEIVED FROM TAXPAYERS

REVENUE FROM TAXES RECEIVED FROM OTHER SOURCES

REVENUE FROM TAXES RECEIVED FROM TAXPAYERS

REVENUE FROM TAXES RECEIVED FROM OTHER SOURCES

REVENUE FROM TAXES RECEIVED FROM TAXPAYERS

REVENUE FROM TAXES RECEIVED FROM OTHER SOURCES

REVENUE FROM TAXES RECEIVED FROM TAXPAYERS

REVENUE FROM TAXES RECEIVED FROM OTHER SOURCES

REVENUE FROM TAXES RECEIVED FROM TAXPAYERS

REVENUE FROM TAXES RECEIVED FROM OTHER SOURCES

REVENUE FROM TAXES RECEIVED FROM TAXPAYERS

REVENUE FROM TAXES RECEIVED FROM OTHER SOURCES

REVENUE FROM TAXES RECEIVED FROM TAXPAYERS

REVENUE FROM TAXES RECEIVED FROM OTHER SOURCES