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(b)(5) ACP, AWP
[REDACTED]
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[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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Per our conversation this morning, attached is a very short writeup describing (b)(5) ACP, AWP
[REDACTED]
[REDACTED]
[REDACTED]

Happy to talk. Thanks, as always, for the time.

-Aaron

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(D.C. Cir. Oct. 18, 2002), also decided today.

protected."

all references to marine life were dropped from the Proclamation.

436 U.S. 32, *37; 98 S. Ct. 1662, **1665; 56 L. Ed. 2d 94, ***98; 1978 U.S. LEXIS 7, ****10

29, 43 U. S. C. § 1301 et seq., subsequently transferred dominion over them to California.

[***11] LEdHN/2I] [2]The very purpose of the Submerged [***99] Lands Act was to undo the effect of this Court's 1947 decision in United States v. California, 332 U.S. 19.HN3I] In enacting it, Congress "recognized, confirmed, established, and vested in and assigned to," § 6 (a), 67 Stat. 32, 43

5 (a), upon which the United States relies, exempted from the grant "any rights the United States has in lands presently and actually occupied by the United States under claim of right." ¹³ The legislative history shows that this "claim of right" clause was added to preserve unperfected claims of federal title from extinction under § 3's general "conveyance or quitclaim or assignment." ¹⁴ [***14] In the words [***1666] of the [***100] Acting Chairman of the Senate Committee on

similarly in this section concerning exceptions to that cession.

On the face of the statute, it might be asked how any claim of right — act under claim of right, it is hard to surmise how he did act.

Rivers . . . and its interests and rights in water utilization and control. Forest Service either for development or programs, improvements, or

court nor does it challenge the deletion in its brief before this Court. Wheatey, Corker, Stetson & Reed, *supra* n. 3, at 211.

protect streams used for navigation or for irrigation).

[SB]Even if the 1960 Act expanded the reserved water rights of the

appropriation of water under state law dating to before 1960. might apply.

which I think we all would agree. Cf. *ante*, at 713–714, n. 21. But — of 1960 or later in the Gila National Forest.

two purposes, or only one. See *ante*, at 711–713.

designated the Sierra National Forest.

appropriators.