



RICHARD W. ERVIN
ATTORNEY GENERAL

STATE OF FLORIDA
OFFICE OF THE
ATTORNEY GENERAL
TALLAHASSEE

January 7, 1952

Mr. Sinclair Wells
Land Agent
Department of Agriculture
C A P I T O L

Dear Mr. Wells:

I am returning your file with reference to the recent sale by competitive bids for certain spoil bank to Honorable Bernie Papy by the Trustees of the I. I. Fund.

I am unable to state definitely whether or not the Navy's claim is valid. However, I do think that the claim is debatable enough and so shrouded in antiquity that I think the best course would be for the Trustees to complete the sale and explain the Navy's claim to Mr. Papy and allow him to accept the Trustees' deed at his own risk. Then if litigation ensues, he will be in position to defend the title. In this manner we can get the question of title settled one way or other in case the Navy decides to litigate with him.

Sincerely,

Richard W. Ervin
Richard W. Ervin
Attorney General

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Enclosures

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