

**SPECIAL MEETING  
STATE BOARD OF LAND COMMISSIONERS  
September 30, 1993**

A special meeting of the State Board of Land Commissioners was held at 3:00 p.m., Thursday, September 30, 1993, in the Governor's conference room to consider the matter of the State v. Howard litigation. Governor Cecil D. Andrus presided.

Those members present were:

Honorable Cecil D. Andrus, President, and Governor of the State of Idaho  
Honorable Pete T. Cenarrusa, Secretary of State  
Honorable Larry EchoHawk, Attorney General  
Honorable J. D. Williams, State Auditor

Stanley F. Hamilton, Secretary to the Board

Absent: Honorable Jerry L. Evans, Superintendent of Public Instruction

**State v. Howard**

**Executive Session**

J. D. Williams made the motion to go into executive session under the provisions of Idaho Code 67-2345 (f) to consider and advise its legal representatives in pending litigation. Pete Cenarrusa seconded. The motion passed unanimously.

During executive session the board heard progress reports on the case from Terry Anderson, Deputy Attorney General, and from Clive Strong, Chief of the Natural Resources Division in the Attorney General's office.

After discussion, the board resolved back in to regular session to take any necessary actions.

**Regular Session**

After resolving into regular session, J. D. Williams made the following motion:

That the board authorize Terry Anderson, legal counsel, to enter into negotiations with the Howards in an attempt to resolve this matter with the insurance involved, together with some type of assurance, some sort of certification, regarding their net worth.

The motion was seconded by Pete Cenarrusa.

Larry EchoHawk asked if the message is clear that the board does not believe the Howards have enormous assets, but that the state would offer to settle up to insurance limits provided there was some assurance they are not multimillionaires.

J. D. Williams said the motion gives broad discretion and that is the intent of the board.


The motion passed unanimously. Superintendent Jerry Evans absent.

There being no further business brought before the board, the meeting was adjourned.

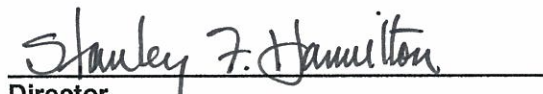
**STATE BOARD OF LAND COMMISSIONERS**

  
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President, and Governor of the State of Idaho

Countersigned:

  
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Secretary of State



  
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Director