

35. PROPOSED ACQUISITION OF VACANT FEDERAL LANDS THROUGH EXCHANGE PROCEDURE, EXCHANGE NO. 67 - S-6154.

After consideration of Calendar Item 11 attached, and upon motion duly made and carried, the following resolution was adopted:

THE COMMISSION:

1. FINDS THAT, IN ITS JUDGMENT, IT IS TO THE ADVANTAGE OF THE STATE TO EXCHANGE WITH THE UNITED STATES THE STATE LANDS HEREINAFTER DESCRIBED;
2. AUTHORIZES EXECUTION, ON BEHALF OF THE STATE LANDS COMMISSION, OF THE CERTIFICATE PROVIDED FOR UNDER SECTION 6444 OF THE PUBLIC RESOURCES CODE, CERTIFYING TO THE GOVERNOR THAT IT IS TO THE ADVANTAGE OF THE STATE TO EXCHANGE WITH THE UNITED STATES THOSE LANDS OF APPROXIMATELY EQUAL VALUE IN SAN BERNARDINO COUNTY DESCRIBED AS FOLLOWS:

OFFERED STATE LANDS (SEE EXHIBIT "A")

<u>SUBDIVISION</u>	<u>SEC.</u>	<u>TWP.</u>	<u>RGE.</u>	<u>MER.</u>	<u>ACRES</u>
NE $\frac{1}{2}$, N $\frac{1}{2}$ of SE $\frac{1}{4}$, SE $\frac{1}{4}$ of SE $\frac{1}{4}$	16	4 N.	8 E.	SB	280.
All	36	4 N.	8 E.	SB	640.
All	16	4 N.	9 E.	SB	640.
All	36	4 N.	9 E.	SB	640.
All	16	4 N.	10 E.	SB	640.
All	36	4 N.	10 E.	SB	640.
N $\frac{1}{2}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ of SE $\frac{1}{4}$, SW $\frac{1}{4}$ of SE $\frac{1}{4}$	16	4 N.	11 E.	SB	600.
				TOTAL	4,080.

FOR SELECTED FEDERAL LANDS (SEE EXHIBIT "B")

<u>SUBDIVISION</u>	<u>SEC.</u>	<u>TWP.</u>	<u>RGE.</u>	<u>MER.</u>	<u>ACRES</u>
W $\frac{1}{2}$ of SE $\frac{1}{4}$	22	4 N.	2 E.	SB	80.
E $\frac{1}{2}$ of NE $\frac{1}{4}$	26	4 N.	2 E.	SB	80.
NE $\frac{1}{4}$ of SW $\frac{1}{4}$, S $\frac{1}{2}$ of SW $\frac{1}{4}$	1	4 N.	3 E.	SB	120.
Lot 1 of NW $\frac{1}{4}$, W $\frac{1}{2}$ of Lot 1 of NE $\frac{1}{4}$, N $\frac{1}{2}$ of S $\frac{1}{2}$	3	4 N.	3 E.	SB	280.
N $\frac{1}{2}$ of SE $\frac{1}{4}$	4	4 N.	3 E.	SB	80.
				TOTAL	640.

3. UPON ACQUISITION FROM THE FEDERAL GOVERNMENT OF THE SELECTED LANDS, PROCEEDS, UNDER REGULATIONS IN EFFECT AS OF JULY 1955, WITH THE SALE OF THOSE LANDS UNDER PRIVATE APPLICATION, PROVIDED THE APPLICATIONS ARE MAINTAINED IN GOOD STANDING; OTHERWISE THE SAID LANDS ARE TO BE SOLD UNDER REGULATIONS CURRENTLY IN EFFECT, WITH ALL BIDS TO BE REFERRED TO THE COMMISSION FOR FINAL CONSIDERATION AND ACTION;
4. PLACES THOSE LANDS NOT UNDER PRIVATE APPLICATION ON THE CURRENT SAN BERNARDINO COUNTY SALES LIST.

Attachment
Calendar Item 11 (2 pages)

A 73
S 20

Minute item 35, meeting of 7/31/69
as to Item 3 only
by minute item 21, meeting of 9/24/70. *WHL*
RESCINDED
845
(Initials)

11.

PROPOSED ACQUISITION OF VACANT FEDERAL LANDS THROUGH EXCHANGE PROCEDURE,
EXCHANGE NO. 67 - S.W.O. 6154.

During 1955, pursuant to established procedure under which members of the public could apply to the State Lands Commission for the acquisition of vacant Federal land through the medium of a State exchange with the United States, applications were received from private individuals. Following receipt of applications for 4,250.27 acres of land, the State, in July 1955, pursuant to the provisions of Sections 6443 and 8552 of the Public Resources Code and Section 8 of the Taylor Grazing Act (Act of Congress approved June 28, 1934, as amended), filed an exchange application with the United States Bureau of Land Management. The selected Federal lands at that time were scattered parcels situated in San Bernardino County. The State school lands offered in exchange therefor were situated within the Twentynine Palms Artillery and Anti-aircraft Weapons Training Area, San Bernardino County. By amendments during the pendency of the exchange application, the State is now selecting five parcels of Federal land in San Bernardino County totaling 640.00 acres, and offering in exchange therefor, on an approximately equal-value basis, 4,080.00 acres in the above-mentioned military base.

By Decision dated March 7, 1969, the Bureau of Land Management advised that the selected lands are available for exchange and that the values of the selected and offered lands are approximately equal for the purpose of exchange; that there are no outstanding contests or protests of record; that the requirements pertaining to the application have been met; and that publication of the exchange was authorized.

In accordance with instructions from the Bureau, notice of the exchange application, describing both the Federal and State lands, was published as required by regulations of the Department of the Interior.

It is now necessary for the State to relinquish to the United States, by an appropriate instrument of conveyance duly executed by the Governor, all right, title and interest of the State in and to the 4,080 acres of State land offered in exchange, and to authorize execution of a certificate indicating to the Governor that the exchange, in the judgment of the Commission, is to the advantage of the State, as provided by Section 6444 of the Public Resources Code.

The exchange of the subject land is considered to be to the advantage of the State for the reason that the 4,080 acres of State school land are embraced within the exterior boundaries of an officially established military reservation, which precludes the administration of such lands for the purpose for which they were originally conveyed under the School Land Grant (Act of Congress approved March 3, 1853, 10 Stat. 244). By this exchange, the State will acquire lands that are either more salable or that are susceptible of administration in keeping with the intent and purpose of the original grant of school lands. Additionally, the United States will benefit by placing under its ownership and management a parcel of State school land vital to the administration of its military base.

CALENDAR ITEM 11. (CONTD.)

Upon acquisition of this land, it is proposed that the original applicants who have remained in good standing be allowed to purchase the lands under rules and regulations in effect in 1955. Those lands not purchased by the original applicants will be placed on the current sales list and sold under current regulations.

IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT, IN ITS JUDGMENT, IT IS TO THE ADVANTAGE OF THE STATE TO EXCHANGE WITH THE UNITED STATES THE STATE LANDS HEREINAFTER DESCRIBED;
2. AUTHORIZE EXECUTION, ON BEHALF OF THE STATE LANDS COMMISSION, OF THE CERTIFICATE PROVIDED FOR UNDER SECTION 6444 OF THE PUBLIC RESOURCES CODE, CERTIFYING TO THE GOVERNOR THAT IT IS TO THE ADVANTAGE OF THE STATE TO EXCHANGE WITH THE UNITED STATES THOSE LANDS OF APPROXIMATELY EQUAL VALUE IN SAN BERNARDINO COUNTY DESCRIBED AS FOLLOWS:

OFFERED STATE LANDS (SEE EXHIBIT "A")

<u>SUBDIVISION</u>	<u>SEC.</u>	<u>TWP.</u>	<u>RGE.</u>	<u>MER.</u>	<u>ACRES</u>
NE $\frac{1}{2}$, N $\frac{1}{2}$ of SE $\frac{1}{4}$, SE $\frac{1}{4}$ of SE $\frac{1}{4}$	16	4 N.	8 E.	SB	280.
All	36	4 N.	8 E.	SB	640.
All	16	4 N.	9 E.	SB	640.
All	36	4 N.	9 E.	SB	640.
All	16	4 N.	10 E.	SB	640.
All	36	4 N.	10 E.	SB	640.
N $\frac{1}{2}$, SW $\frac{1}{4}$, N $\frac{1}{2}$ of SE $\frac{1}{4}$, SW $\frac{1}{4}$ of SE $\frac{1}{4}$	16	4 N.	11 E.	SB	600.
				TOTAL	4,080.

FOR SELECTED FEDERAL LANDS (SEE EXHIBIT "B")

<u>SUBDIVISION</u>	<u>SEC.</u>	<u>TWP.</u>	<u>RGE.</u>	<u>MER.</u>	<u>ACRES</u>
W $\frac{1}{2}$ of SE $\frac{1}{4}$	22	4 N.	2 E.	SB	80.
E $\frac{1}{2}$ of NE $\frac{1}{4}$	26	4 N.	2 E.	SB	80.
NE $\frac{1}{4}$ of SW $\frac{1}{4}$, S $\frac{1}{2}$ of SW $\frac{1}{4}$	1	4 N.	3 E.	SB	120.
Lot 1 of NW $\frac{1}{4}$, W $\frac{1}{2}$ of Lot 1 of NE $\frac{1}{4}$, N $\frac{1}{2}$ of S $\frac{1}{2}$	3	4 N.	3 E.	SB	280.
N $\frac{1}{2}$ of SE $\frac{1}{4}$	4	4 N.	3 E.	SB	80.
				TOTAL	640.

3. UPON ACQUISITION FROM THE FEDERAL GOVERNMENT OF THE SELECTED LANDS, PROCEED, UNDER REGULATIONS IN EFFECT AS OF JULY 1955, WITH THE SALE OF THOSE LANDS UNDER PRIVATE APPLICATION, PROVIDED THE APPLICATIONS ARE MAINTAINED IN GOOD STANDING; OTHERWISE THE SAID LANDS ARE TO BE SOLD UNDER REGULATIONS CURRENTLY IN EFFECT, WITH ALL BIDS TO BE REFERRED TO THE COMMISSION FOR FINAL CONSIDERATION AND ACTION;
4. PLACE THOSE LANDS NOT UNDER PRIVATE APPLICATION ON THE CURRENT SAN BERNARDINO COUNTY SALES LIST.