

50. PROPOSED ACQUISITION OF VACANT FEDERAL LANDS THROUGH EXCHANGE PROCEDURE, EXCHANGE NO. 77 - S.W.O. 6553.

After consideration of Calendar Item 36 attached, and upon motion duly made and unanimously 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 TRINITY AND SHASTA COUNTIES 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>
Lot 2	16	3 S	7 E	H.B.	40.16

FOR SELECTED FEDERAL LANDS DESCRIBED AS: (SEE EXCHANGE "B")

<u>County - California</u>	<u>Subdivision</u>	<u>Sec.</u>	<u>Twp.</u>	<u>Rge.</u>	<u>Mer.</u>	<u>Acres</u>
Trinity	Lot 13	30	32 N	8 W	M.D.	41.15
Shasta	Lot 1	19	33 N	2 E	M.D.	10.67
					Total	51.82

3. UPON ACQUISITION FROM THE FEDERAL GOVERNMENT OF THE SELECTED LANDS, PROCEED WITH THE SALE OF 41.15 ACRES THAT ARE UNDER PRIVATE APPLICATION, UNDER REGULATIONS IN EFFECT AS OF JANUARY 1957, PROVIDED THE APPLICATION IS 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 THE REMAINING 10.67 ACRES ON THE CURRENT SHASTA COUNTY SALES LIST.

Attachment
Calendar Item 36 (2 pages)

36.

PROPOSED ACQUISITION OF VACANT FEDERAL LANDS THROUGH EXCHANGE PROCEDURE,
EXCHANGE NO. 77 - S.W O. 6553.

During 1956, pursuant to established procedure whereunder 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, an application was received from a private individual. Following receipt of the application for 41.15 acres of land, the State, in January 1957, pursuant to the provisions of Sections 6441 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 in one parcel, situated in Trinity County. The State school lands offered in exchange therefor are situated within the Six Rivers National Forest, Trinity County. By amendments during the pendency of the exchange application, the State is now selecting two parcels of federal land in Trinity and Shasta counties totaling 51.82 acres, and offering in exchange therefor, on an approximately equal-value basis, 40.16 acres in the Six Rivers National Forest, Trinity County.

It is proposed to sell 41.15 acres under rules and regulations in effect in January 1957, with the remaining 10.67 acres to be added to the current sales list for Shasta County.

By Decision dated October 30, 1963, 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 40.16 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 40.16 acres of State school land are embraced within the exterior boundaries of an officially established national forest, namely, Six Rivers National Forest, 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

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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 Six Rivers National Forest.

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 TRINITY AND SHASTA COUNTIES DESCRIBED AS FOLLOWS:

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