

**ARIZONA STATE LAND DEPARTMENT  
BOARD OF APPEALS AGENDA  
FINAL**

**Thursday, November 14, 2019**

**Location: Arizona State Land Department  
1616 West Adams Street, Room 321  
Phoenix, AZ 85007**

Pursuant to Arizona Revised Statutes (A.R.S.) § 38-431.02, notice is hereby given to the members of the Arizona State Land Department Board of Appeals and to the public that the Board will hold a meeting open to the public on Thursday, November 14, 2019 at 9:00 a.m. at the Arizona State Land Department, 1616 West Adams Street, Room 321, Phoenix, AZ 85007.

The agenda for this meeting follows. Any amendments or additions to the agenda will be made available at least twenty-four (24) hours prior to the meeting. The Board may discuss, deliberate, or vote on any item listed on the agenda. Pursuant to A.R.S. § 38-431.03(A)(3), the Board may vote to hold an executive session for consultation with its attorney for legal advice concerning any item on the agenda. Executive sessions are not open to the public. Except for matters listed for a specific time, the Board may take any item on the agenda out of order. Members of the Board may appear by telephone.

Pursuant to Title II of the Americans with Disabilities Act (ADA), the Board will not discriminate on the basis of disability in admission to and observation of its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, by contacting the ADA Coordinator at (602) 542-2629 to make their needs known. Requests should be made as early as possible to allow time to arrange the accommodation.

**I. CALL TO ORDER**

Roll call

**II. MINUTES**

Approval of September 12, 2019 and October 10, 2019 Minutes

**III. REPORT BY LAND DEPARTMENT STAFF**

- A. Report by Land Department staff and discussion by the Board regarding recent and future land auctions (See attached list)
- B. Future Board Agenda Items

**IV. REAL ESTATE AND RIGHTS OF WAY-AG-MIN DIVISIONS**

Review, discussion, & possible legal action regarding the following:

- A. Rights of Way & Commercial Leases-Short Term (for periods 10 years or less) on Consent Agenda (See attached) \*
- B. Commercial Leases-Long Term-for periods longer than 10 years (See attached) \*

C. Land Sales (See attached) \*

\* Please note: The attachment with a detailed listing of agenda items I, II, and III will be available in the Board's office after November 4, 2019 or at least twenty-four (24) hours prior to the scheduled meeting.

V. **BOARD APPEALS**

None

VI. **OTHER BUSINESS**

A. Arrangements for Future Meetings:

| <u>Date</u>       | <u>Location</u> |
|-------------------|-----------------|
| December 12, 2019 | Pending         |
| January 9, 2020   | Pending         |
| February 13, 2020 | Pending         |

B. Schedule of Pending Appeals:


None

VII. **EXECUTIVE SESSION**

The Board may vote to go into Executive Session on any of the above agenda items for legal advice from its attorney, pursuant to A.R.S. § 38-431.03(A)(3).

VIII. **BOARD ADJOURNS**

STATE LAND DEPARTMENT  
BOARD OF APPEALS

  
\_\_\_\_\_  
Trinity Perlberg, Clerk to the Board  
1616 West Adams Street, Room 152  
Phoenix, AZ 85007  
Telephone: 602-542-2505

**PRE-BOARD OF APPEALS  
IV. AGENDA  
Thursday, November 14th, 2019**

**A. CONSENT AGENDA**

**RIGHTS OF WAY - ROW-AG-MIN DIVISION**

|    | <u>Application #</u>         | <u>Applicant and County</u>                                 | <u>Purpose</u>   |
|----|------------------------------|---|--|
| 1. | 14-034206<br>Laura Gilbreath | APS<br>(Maricopa County)                                    | Widens and adds, to purpose an overhead 69kV (see Rec Sheet) |
| 2. | 14-094618<br>Gloria Nichols  | Arizona Electric Power Coop.<br>(Cochise County)            | 230kV/69kV Electric Substation                               |
| 3. | 14-106059<br>Susan Russell   | City of Tucson<br>(Pima County)                             | One monitoring well  |
| 4. | 16-091513<br>Gloria Nichols  | Mount Tipton Water Company, Inc.<br>(Mohave County)         | Berm   |
| 5. | 16-111118<br>Gloria Nichols  | Flood Control District of Maricopa County<br>(Pinal County) | Cut-off wall for fissure mitigation                          |
| 6. | 16-120718<br>Laura Gilbreath | Mohave County<br>(Mohave County)                            | Drainage Channel   |

**COMMERCIAL LEASES - REAL ESTATE DIVISION – Short Term (for periods 10 years or less)**

*New*

|    | <u>Application #</u>      | <u>Applicant and County</u>        | <u>Purpose</u>                            |
|----|---------------------------|------------------------------------|---|
| 7. | 03-121005<br>Van Robinson | Barbara Stockwell<br>(Pima County) | Beekeeping operation for honey production |

*Renewals*

|     | <u>Application #</u>      | <u>Applicant and County</u>                     | <u>Purpose</u>  |
|-----|---------------------------|---|---|
| 8.  | 03-000801<br>Van Robinson | Casa Grande Trap Club LLC<br>(Pinal County)     | The operation and maintenance of a trap shooting club (see Rec Sheet) |
| 9.  | 03-071897<br>Van Robinson | Arizona State Parks Board<br>(Apache County)    | Lyman Lake Recreation Center  |
| 10. | 03-095776<br>Van Robinson | Univision Radio Phoenix Inc<br>(Yavapai County) | A wireless telecommunications facility                                |

*Amendments*

|  | <u>Application #</u> | <u>Applicant and County</u> | <u>Purpose</u> |
|--|----------------------|-----------------------------|----------------|
|  | NONE                 |                             |                |

**B. COMMERCIAL LEASES – REAL ESTATE DIVISION – Long Term (for periods longer than 10 years)**

*Urban Planning Projects*

|  | <u>Application #</u> | <u>Applicant and County</u> | <u>Purpose</u> |
|--|----------------------|-----------------------------|----------------|
|  |                      |                             |                |

*Other*

|     | <u>Application #</u>   | <u>Applicant and County</u>                       | <u>Purpose</u>                 |
|-----|------------------------|---|--------------------------------|
| 11. | 03-118531<br>Ray Moore | Invenergy Solar Development, LLC<br>(Yuma County) | Photovoltaic Solar Power Plant |

**C. LAND SALES – REAL ESTATE DIVISION**

*Urban Planning Projects*

|  | <u>Application #</u> | <u>Applicant and County</u> | <u>Purpose</u> |
|--|----------------------|-----------------------------|----------------|
|  |                      |                             |                |

*Other*

|     | <u>Application #</u>   | <u>Applicant and County</u>                              | <u>Purpose</u>                             |
|-----|------------------------|--|--|
| 12. | 53-119746<br>Ray Moore | Per Commissioner's Initiative (PCI)<br>(Maricopa County) | 107 <sup>th</sup> Avenue and Hatfield Road |

03-COMMERCIAL-LONG TERM LEASE  
 14-RIGHT-OF-WAY (LONG TERM)  
 16-RIGHT-OF-WAY (PERPETUAL)

**RESULTS / ARCHIVE PAGE  
 OCTOBER 2019**

04-MINERAL  
 21-WATER  
 53-LAND

| <b>APP. NO.</b>  | <b>AUCTION DATE</b> | <b>LOCATION, COUNTY &amp; ACREAGE +/-</b>                                 | <b>APPRAISED VALUE</b> | <b>BENEFICIARY</b>  | <b>TOTAL SELLING PRICE</b> | <b>SUCCESSFUL BIDDER &amp; # OF BIDS</b> | <b>TERMS</b>                     |
|------------------|---------------------|---|------------------------|---|----------------------------|--|----------------------------------|
| <b>16-119197</b> | 10/23               | T15S, R15E, SEC. 34;<br>T16S, R15E, SECS. 11 & 3<br><br>PIMA<br><br>7.036 | \$17,889.00            | LEGISLATIVE, EXECUTIVE AND JUDICIAL BUILDINGS; MINERS HOSPITAL FOR DISABLED MINERS (2/20/1929); SCHOOL FOR DEAF AND BLIND | \$17,889.00                | PIMA COUNTY<br><br>&<br>1                |                                  |
| <b>53-120259</b> | 10/29               | T4N, R3E, SEC. 19<br><br>MARICOPA<br><br>80.413                           | \$22,400,000.00        | PERMANENT COMMON SCHOOLS  | \$22,400,000.00            | FAE HOLDINGS 507512R, LLC<br><br>&<br>1  | 10% DOWN, BALANCE DUE IN 30 DAYS |
| <b>16-120434</b> | 10/29               | T5N, R4E, SEC. 36<br><br>MARICOPA<br><br>1.084                            | \$91,219.00            | PERMANENT COMMON SCHOOLS  | \$91,219.00                | CITY OF SCOTTSDALE<br><br>&<br>1         |                                  |

PUBLIC AUCTIONS BEING ADVERTISED

03-COMMERCIAL-LONG TERM LEASE  
14-RIGHT-OF-WAY (LONG TERM)  
16-RIGHT-OF-WAY (PERPETUAL)

**AUCTION CALENDAR  
NOVEMBER 2019**

04-MINERAL  
21-WATER  
53-LAND

| <b>APP. NO.</b>  | <b>AUCTION<br/>DATE<br/>&amp;<br/>TIME</b> | <b>LOCATION, COUNTY<br/>&amp;<br/>ACREAGE +/-</b> | <b>APPRAISED VALUE</b>   | <b>BENEFICIARY</b>             |
|--|--|---|--|--------------------------------|
| <b>04-111005</b><br>CEMEX<br>CONSTRUCTION<br>MATERIALS<br>SOUTH, LLC | 11/01<br>11:00 A.M.                        | T8S, R21W, SEC. 16<br><br>YUMA<br><br>80.00       | \$0.85 PER TON<br><br>250,000 MINIMUM ANNUAL<br>TONNAGE<br><br>\$4,480.00 RENT | PERMANENT<br>COMMON<br>SCHOOLS |

PUBLIC AUCTIONS BEING ADVERTISED

03-COMMERCIAL-LONG TERM LEASE  
14-RIGHT-OF-WAY (LONG TERM)  
16-RIGHT-OF-WAY (PERPETUAL)

**AUCTION CALENDAR  
DECEMBER 2019**

04-MINERAL  
21-WATER  
53-LAND

| <b>APP. NO.</b>    | <b>AUCTION<br/>DATE<br/>&amp;<br/>TIME</b> | <b>LOCATION, COUNTY<br/>&amp;<br/>ACREAGE +/-</b> | <b>APPRAISED VALUE</b> | <b>BENEFICIARY</b> |
|--------------------|--|---|------------------------|--------------------|
| <b>NO AUCTIONS</b> |  |   |                        |                    |

PUBLIC AUCTIONS BEING ADVERTISED

03-COMMERCIAL-LONG TERM LEASE  
14-RIGHT-OF-WAY (LONG TERM)  
16-RIGHT-OF-WAY (PERPETUAL)

**AUCTION CALENDAR  
JANUARY 2020**

04-MINERAL  
21-WATER  
53-LAND

| <b>APP. NO.</b>   | <b>AUCTION DATE &amp; TIME</b> | <b>LOCATION, COUNTY &amp; ACREAGE +/-</b>   | <b>APPRAISED VALUE</b>   | <b>BENEFICIARY</b>  |
|---|--------------------------------|---|--|---|
| <b>04-120654</b><br>BRYCE<br>CHRISTENSEN<br>EXCAVATING,<br>INC. | 01/02<br><br>11:00 A.M.        | T41N, R12W,<br>SECS. 1 & 2;<br>T42N, R12W,<br>SECS. 35 & 36<br><br>MOHAVE<br><br>100.00   | \$0.75 PER TON<br><br>10,000 MINIMUM ANNUAL<br>TONNAGE<br><br>\$20,928.80 RENT | PERMANENT<br>COMMON<br>SCHOOLS;<br>PERMANENT<br>COMMON<br>SCHOOLS<br>(INDEMNITY<br>SELECTIONS)  |
| <b>53-119697</b><br>FREEPORT-<br>MCMORAN<br>BAGDAD INC.         | 01/06<br><br>11:00 A.M.        | T14N, R8W,<br>SECS. 1-12, 14, 15, 17-20;<br>T14.5N, R8W, SECS. 31-<br>36;<br>T14N, R9W,<br>SECS. 1, 11-13, 20 & 24;<br>T15N, R9W, SECS. 27 &<br>36<br><br>YAVAPAI<br><br>16,670.569 | \$13,578,000.00  | PERMANENT<br>COMMON<br>SCHOOLS;<br>MINERS<br>HOSPITAL FOR<br>DISABLED<br>MINERS;<br>PERMANENT<br>COMMON<br>SCHOOLS<br>(INDEMNITY<br>SELECTIONS) |