

I N V E N T O R Y O F A R I Z O N A L A N D S

As of June 30, 1965

COMPILED BY

ARIZONA DEPARTMENT OF MINERAL RESOURCES

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SOURCES

GENERAL SERVICES ADMINISTRATION REPORT of June 30, 1965

STATE LAND COMMISSIONER'S 53rd ANNUAL REPORT

Fiscal Year, 1965

July, 1966

INVENTORY OF ARIZONA LANDS AS OF JUNE 30, 1965

Compiled by: Arizona Department of Mineral Resources, July, 1966
Sources: G.S.A. Inventory Report, As of June 30, 1965
53rd Annual Report of State Land Commissioner,
Fiscal Year 1965.

The General Services Administration has made a complete inventory of Federal real property holdings, and has rendered a report February 28, 1966. From the G.S.A. report, as well as from the 53rd Annual Report of the Arizona State Land Commissioner, the Arizona Department of Mineral Resources has compiled some tables summarizing Arizona's land distribution as of June 30, 1965.

Of the 72,688,000 acres of land area in Arizona, it was found that the Federal Government owned and controlled 52,125,678 acres (including 19,650,415 acres of Indian Reservation or "trust lands"). The federally owned lands amounted to 44.68% of the land area of the State, while the trust lands amounted to 27.03% - total 71.71%. There were 9,166,781 acres under the control of the State Land Department, amounting to 12.61% of Arizona's land area. The remaining 11,395,541 acres or 15.68%, consists of privately owned lands and other lands belonging to State, County and City Agencies other than the State Land Department.

Table II shows the distribution of federally owned land in Arizona, by predominant usage. The largest acreage consists of grazing lands, approximately 13.0 million acres; forest and wildlife about the same; military and airfields about 3.5 million acres; reclamation, irrigation, flood control and power development about 1.5 million acres; and parks and historic sites 1.4 million acres.

As of June 30, 1964, Arizona had the largest percentage (31.2%) outside of Alaska, of unsurveyed lands in any of the United States, a total of 22.64 million unsurveyed acres. (Table III)

STATE LANDS

The total amount of lands granted to the State is estimated at 10,815,697 acres (See Table IV). Of this total the state has sold, patented and deeded 858,728 acres. Deducting 650,339 acres of Indemnity Base Land in Forest and 139,849 acres for Adjustment due to Exchange and Survey, leaves 9,166,781 acres owned by the State Land Department, as of June 30, 1965. Of the total land granted to the State, 8,333,986 acres are school lands, otherwise known as Grant N and S Lands.

University, College and other Institutional Grants amount to 2,453,197 acres. A total of 22,238 acres were acquired by the State through a Farm Loan program enacted by the State Legislature, March 14, 1944. Special grants for use as airfields and described under Table IV amount to 6,276.

Table V shows the distribution of Arizona State owned land, the largest items being grazing lands, land and oil leases, agricultural land, mineral leases, etc. Included are 650,339 acres of State lands in National Forests, and administered by the Forest Service.

Table VI shows the record of State Land Department acreage under lease, and receipts therefrom, for the year ending June 30, 1965. The total receipts from surface and sub-surface acreage under lease amounted to \$2,103,855.

Table VII shows the grand total receipts from all sources by the State Land Department, and remitted to the State Treasurer for the fiscal year ending June 30, 1965. The total of \$5,604,245 included \$748,450 Federal Government receipts remitted direct to the State Treasurer.

ARIZONA MINERAL LANDS

At first glance, vast areas in Arizona appear to comprise vacant, unappropriated and unreserved public lands (or public domain) and would seem to be open to unrestricted prospecting and the location of mining claims; but the actual status of such lands may be quite complex. It is suggested that the best maps be obtained to determine the legal description of the land and that the Bureau of Land Management records be checked for withdrawals or restrictions to mining before making any extensive mineral exploration plans. The records of the county recorder's office should also be checked.

Federal lands that are vacant, unappropriated and unreserved are open to mineral location, while other federal lands are open to mining with restrictions brought about by many Acts of Congress and regulations by the controlling agencies. 1/ Large areas of government lands are withdrawn from mining. A few such withdrawals are: National Parks and Monuments, Military Reservations (or lands withdrawn for military purposes), Reclamation withdrawals, Recreational areas, Wildlife Refuges, Administrative sites, etc. Lands in Indian Reservations are not subject to the United States mining laws; however, mining can be done if approval is granted by the Tribal Council. Railroad lands and privately owned lands in most cases have their own mineral rights and mining can be done only with the owner's permission.

It is quite possible that the land does belong to the United States Government and that a grazing lease has been issued for the surface rights; but the mineral rights may belong to the State of Arizona, or in some cases to private parties. The same is true where the State of Arizona owns the surface; the minerals may belong to the United States Government. If the land is property of the State of Arizona, inquiry should be made to the State Land Commissioner, State Office Building, Phoenix for the regulations pertaining to prospecting permits or mineral leases on State land.

All minerals in lands patented under the Stock-Raising Homestead Act of December 29, 1916, contain a reservation of the minerals to the Government with the right to 'prospect for, mine and remove the same.' Surface use on these lands is limited to the land necessary for mining purposes and the owner of the surface may require a bond 2/ to cover possible damages to crops or permanent improvements. It does not necessarily follow that all homestead lands patented after December, 1916, contain such mineral reservations. Many enlarged, agricultural or reclamation homesteads, as well as desert land entries, were patented after 1916 and such patents contain no mineral reservation.

1/ A good summary of these various acts and regulations can be found in this Department's booklet "Laws and Regulations Governing Mineral Rights in Arizona."

2/ Forms for this bond can be obtained at the Bureau of Land Management.

Because land records change continually the U. S. Bureau of Land Management, now on the third floor, Federal Building 230 N. 1st Avenue, Phoenix, publishes no notes or maps showing lands open for prospecting or closed to prospecting. The records are open for public inspection and a well-qualified staff is available for assistance. Township plats are available that will show the act under which the land was patented and if the patent contained a mineral reservation, notation of such reservation is shown on the plat.

A personal examination of the land is suggested, as well as a check of the Recorder's Office records in the county in which the claims are located. No public record is made of an unpatented claim except on the claim itself and in the county recorder's office until such time as patent is applied for. Such application for patent is made through the U. S. Bureau of Land Management.

MINERAL LEASING

Deposits of coal, oil, gas, oil shale, sodium, phosphate, and potash cannot be located under the general mining laws but may be acquired under the leasing laws from the United States. All other minerals, except the common varieties of sand, stone, gravel, pumice, pumicite, cinders, clay and similar surface resources, may be located under the mining laws. The acquisition of the common varieties of sand, stone, etc., is by lease under the terms of the Material Disposal Act.

Lands of the State of Arizona

Valuable mineral deposits on State lands may be located as "mineral claims." The term "mineral" includes mineral compound and mineral aggregate. Oil and gas are covered by special legislation. However, a lease must be obtained before minerals, oil and gas may be extracted.

TABLE I

DISTRIBUTION OF ARIZONA LANDS AS OF JUNE 30, 1965

Source: 53rd Annual Report of State Land Commissioner
G.S.A. Inventory Report of Real Property Owned by
The United States, As of June 30, 1965

	<u>Acres</u>	<u>% of Total</u>
Federally Owned Lands	32,475,263	44.68
Federal Trust Lands (Indian)	19,650,415	27.03
State Owned Lands (State Land Dept.)	9,166,781	12.61
Other Lands *	11,395,541	15.68
Total Land Area	72,688,000	100.00

* Patented and owned by individuals and corporations, or deeded to State and Local Government Agencies (other than State Land Department).

TABLE II

DISTRIBUTION OF FEDERALLY OWNED LANDS IN ARIZONA

Source: G.S.A. Inventory Report of Real Property Owned
by the United States, as of June 30, 1964 compared to
June 30, 1965.

<u>ARIZONA</u>	<u>ACRES</u> <u>As of June 30, 1964</u>	<u>ACRES</u> <u>As of June 30, 1965</u>
Agricultural	75.9	75.9
Grazing	13,034,173.0	12,985,869.1
Forest and Wildlife	12,937,785.5	12,944,827.2
Parks & Historic Sites	1,406,030.6	1,420,723.5
Office Building Locations	33.6	33.6
Military (except airfields)	3,562,901.0	3,562,971.9
Airfields	15,337.0	15,340.0
Power Development & Distribution	536,288.3	540,831.2
Reclamation and Irrigation	930,454.6	931,291.5
Flood Control and Navigation	38,740.0	38,900.0
Vacant	404.3	394.3
Institutional	2,066.0	2,059.7
Housing	57.6	52.9
Storage	28,385.5	28,401.4
Industrial	2,388.0	2,313.0
Research & Development	36.0	36.0
Other Land	1,323.5	1,142.2
Total Land	<u>32,496,480.4</u>	<u>32,475,263.4</u>

TABLE III

AREA OF SURVEYED AND UNSURVEYED LANDS IN ARIZONA

Source: U. S. Department of Interior
Public Land Statistics - 1965

<u>SURVEYED</u>	<u>UNSURVEYED</u>	<u>%</u> <u>UNSURVEYED</u>
50,050,196	22,637,774	31.2

TABLE IV

DISTRIBUTION OF ARIZONA LAND GRANTS

As of June 30, 1965

Source: 53rd Annual Report of State Land Commissioner

	<u>Acres</u>
School Grants <u>1/</u>	8,333,986
Univ., College and other Institutional Grants <u>2/</u>	2,453,197
Farm Loan Lands <u>3/</u>	22,238
Special Grants: Airfields <u>4/</u>	6,276
TOTAL LAND GRANTS	<u>10,815,697</u>
LESS:	
Land Sold by State (Patented)	858,728
Indemnity Base Land in Forest	650,339
Adjustment Due to Exchange & Survey	139,849
Less Sub-Total	<u>1,648,916</u>
Total Land Owned by the State Land Department	<u>9,166,781</u>

1/ Grant for the Support of Common Schools. The Enabling Act of June 20, 1910, granted to the State of Arizona specific lands for the support of the Common Schools, namely; Sections 2, 16, 32 and 36 in every Township, upon being surveyed; and where the lands were not otherwise entered upon, sold, reserved, or otherwise appropriated at the date of this Act and, also, excepting all or any part thereof as classified mineral in character. The restraint from taking title to lands mineral in character, remained in force until the Act of January 25, 1927. Where the lands granted to the State were preempted, sold or otherwise disposed of, the State was given the right to other lands by a lieu selection of open public domain lands; and where a Township was short in the proportion of school land acres to the surveyed area of the Township, the State granted the right to claim deficiency acreage in such cases.

2/ University, Colleges and Other Institutional Grants. By an Act of February 18, 1881, the Territory of Arizona was granted 72 Sections of the unappropriated public lands within the said Territory, to be immediately selected and withdrawn from sale, and located under the direction of the Secretary of the Interior, and with the approval of the President of the United States, for the use and support of a University in said Territory, when it shall be admitted as a State into the Union. In addition to the Grants mentioned above, the Enabling Act also made a specific acreage grant for the support of various Institutions of the State.

3/ Farm Loan Lands. Resulting from a Farm Loan Program enacted by the State Legislature, March 14, 1944, the State acquired 22,226 acres.

4/ Special Grants. From the time of Statehood, the State has acquired parcels of land by Grant and Quit-claim Deeds. Other than the grant of Papago Park for recreational purposes, the lands turned over to the State were airports that had been declared surplus by the War Assets Administration.

TABLE V

DISTRIBUTION OF ARIZONA STATE-OWNED LAND

AS OF JUNE 30, 1965

Source: 53rd Annual Report of State Land Commissioner

		<u>Number of Acres</u>
State Lands Under Certificate of Purchase		117,264
State Lands Under Lease:		
Grazing *	8,683,394	
Agriculture	203,466	
Homesites	231	
Commercial	75,433	
Rights of Way & Special Use Permits (x)	74,864	
U. S. Contracts (x)	104,409	9,141,797
Total		<u>9,259,061</u>
Less (x) State Lands included in Grazing Leases		<u>92,280</u>
Total Land Owned by State Land Department		9,166,781
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* Oil and Gas Leases (Duplication of Grazing & Other Leases)		1,241,153
* Mineral Leases (Duplication of Grazing and Other Leases)		45,200
(x) Right of Way Leases Included in Grazing and also in items marked (x).		92,280

Arizona Department of Mineral Resources

July, 1966

TABLE VI

RECORD OF ACREAGES OF STATE LAND DEPARTMENT LEASES AND RECEIPTS THEREFROM

AS OF JUNE 30, 1965

Source: 53rd Annual Report of State Land Commissioner

	<u>Acres</u>	<u>Receipts</u>
Agriculture	203,466	\$ 802,976
Grazing	8,683,394	503,153
Commercial	75,433	214,428
Homesites	231	1,343
Mineral	45,200	34,696*
Oil & Gas	1,241,153	325,651*
Other Sub-Surface Leases (Commercial, Prospecting, Contracts)	174,074	174,384*
Rights of Way	74,864	57,525
Special Use Permits	-	8,619
U. S. Contracts	104,409	155,464
TOTAL		<u>\$ 2,278,239</u>

* Receipts from Sub-Surface Leases

Receipts per Acre (All)	\$.215
Grazing Receipts per Acre	.058
Mineral Receipts per Acre *	.768
Oil and Gas Receipts per Acre *	.262

*Lease rental on mineral claims is 75 cents per acre, per year, and on Oil and Gas Land is 25 cents per acre.

TABLE VII

STATE LAND DEPARTMENT RECEIPTS FROM ALL SOURCES

YEAR 1965

LAND LEASING REVENUES

Grazing Leasing Revenues	\$ 503,153.45
Other Land Leasing Revenues	1,775,085.83
Total Land Leasing Revenues	(1) \$ <u>2,278,239.28</u>

OTHER REVENUES

Land Sales Principal	(2) 1,282,956.21
All Other Receipts	(3) 1,292,738.77
Total Land Revenues (1) (2) (3)	\$ <u>4,853,934.26</u>
FEDERAL GOVERNMENT REMITTANCES	(4) \$ 748,450.07
WATER DIVISION REMITTANCES	(5) \$ <u>1,860.65</u>
TOTAL REVENUE ALL SOURCES (1) (2) (3) (4) (5)	\$ 5,604,244.98