

MINUTE ITEM

29. SELECTION AND SALE OF VACANT FEDERAL LAND, LIEU LAND APPLICATION NO. 5034, SACRAMENTO LAND DISTRICT, SANTA CLARA COUNTY, STANLEY S. STONIER - S.W.O. 5819.

After consideration of Calendar Item 5 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION:

1. DETERMINES THAT IT IS TO THE ADVANTAGE OF THE STATE TO SELECT THE FEDERAL LAND EMBRACED IN LOTS 2, 3, 5 AND 6 OF FRACTIONAL SECTION 1, T. 8 S., R. 4 E., AND THE SE $\frac{1}{4}$ OF SW $\frac{1}{4}$ AND LOT 3 OF FRACTIONAL SECTION 7, T. 8 S., R. 5 E., M.D.M., AS SHOWN ON OFFICIAL U. S. PLATS OF SURVEY APPROVED AUGUST 15, 1882, CONTAINING A TOTAL OF 227.86 ACRES, MORE OR LESS, IN SANTA CLARA COUNTY;
2. FINDS THAT SAID LAND IS NOT SUITABLE FOR CULTIVATION WITHOUT ARTIFICIAL IRRIGATION;
3. APPROVES THE SELECTION OF SAID LAND; AND
4. AUTHORIZES THE SALE OF SAID LAND, FOR CASH, TO STANLEY S. STONIER AT THE APPRAISED PRICE OF \$3,417.90, SUBJECT TO ALL STATUTORY AND CONSTITUTIONAL RESERVATIONS INCLUDING MINERALS.

Attachment

Calendar Item 5 (1 page)

CALENDAR ITEM

5.

SELECTION AND SALE OF VACANT FEDERAL LAND, LIEU LAND APPLICATION NO. 5034, SACRAMENTO LAND DISTRICT, SANTA CLARA COUNTY, STANLEY S. STONIER - S.W.O. 5819.

An offer was received from Stanley S. Stonier of San Jose, California, on June 7, 1954, to purchase Lots 2, 3, 5 and 6 of fractional Section 1, T. 8 S., R. 4 E., and the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ and Lot 3 of fractional Section 7, T. 8 S., R. 5 E., M.D.M., as shown on official U. S. plats of survey approved August 15, 1882, containing a total of 227.86 acres, more or less, in Santa Clara County. This land has been obtained by the State under the indemnity selection procedure. The applicant made an offer of \$1,139.30, or \$5 per acre.

A staff appraisal shows that the land is not suitable for cultivation without artificial irrigation and establishes its value at \$15 per acre, for a total of \$3,417.90. The applicant deposited the necessary amount to meet this value.

The land lies at an elevation of between 1670 and 2136 feet, and is approximately 46 miles southeast of San Jose. Access is by private road and cross-country, the last nine miles of which involve six gates, four of which are locked. Coyote Creek, which runs through the parcels, is considered to be a year-round stream. Vegetative cover consists of greasewood, with grasses in open spaces and in recently burned areas. The highest and best use of the land would be for grazing, with a secondary use of hunting and recreation.

The selection of the subject land is considered to be to the advantage of the State in that it will assist in satisfying deficiencies under the School Land Grant.

The State's application to select the land has been accepted by the Bureau of Land Management, and the land was listed (conveyed) to the State on March 8, 1961.

IT IS RECOMMENDED THAT THE COMMISSION:

1. DETERMINE THAT IT IS TO THE ADVANTAGE OF THE STATE TO SELECT THE FEDERAL LAND EMBRACED IN LOTS 2, 3, 5 AND 6 OF FRACTIONAL SECTION 1, T. 8 S., R. 4 E., AND THE SE $\frac{1}{4}$ OF SW $\frac{1}{4}$ AND LOT 3 OF FRACTIONAL SECTION 7, T. 8 S., R. 5 E., M.D.M., AS SHOWN ON OFFICIAL U. S. PLATS OF SURVEY APPROVED AUGUST 15, 1882, CONTAINING A TOTAL OF 227.86 ACRES, MORE OR LESS, IN SANTA CLARA COUNTY;
2. FIND THAT SAID LAND IS NOT SUITABLE FOR CULTIVATION WITHOUT ARTIFICIAL IRRIGATION;
3. APPROVE THE SELECTION OF SAID LAND; AND
4. AUTHORIZE THE SALE OF SAID LAND, FOR CASH, TO STANLEY S. STONIER AT THE APPRAISED PRICE OF \$3,417.90, SUBJECT TO ALL STATUTORY AND CONSTITUTIONAL RESERVATIONS INCLUDING MINERALS.