

MINUTE ITEM

23. RESCISSION OF WITHDRAWAL ORDER, 20 ACRES OF STATE SCHOOL LAND, MARIPOSA COUNTY - S.W.O. 8056.

After consideration of Calendar Item 10 attached, and upon motion duly made and unanimously carried, the following resolution was adopted:

THE COMMISSION ADOPTS A RESOLUTION RESTORING THE EAST HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 5 SOUTH, RANGE 15 EAST, M.D.M., CONTAINING 20 ACRES IN MARIPOSA COUNTY, FROM THE WITHDRAWAL ESTABLISHED BY RESOLUTION OF JANUARY 26, 1961, AND DIRECTS THAT SAID PARCEL BE HELD ON THE "LEASE LIST" PENDING THE FILING OF A PURCHASE APPLICATION BY THE MERCED IRRIGATION DISTRICT.

Attachment

Calendar Item 10 (1 page)

CALENDAR ITEM

10.

RESCISION OF WITHDRAWAL ORDER, 20 ACRES OF STATE SCHOOL LAND, MARIPOSA COUNTY - S.W.O. 8056.

In 1959 and 1960 two private purchase applications were filed on the east half of the southwest quarter of the southwest quarter of Section 2, Township 5 South, Range 15 East, M.D.M., containing 20 acres in Mariposa County. The land was appraised and advertised for receipt of sealed bids, and was submitted to the Commission for consideration of the sale to the qualified bidder at its meeting of January 26, 1961.

At the time of considering the matter of sale to the successful bidder, the Chief Engineer and Manager of the Merced Irrigation District and certain members of the District's Board of Directors appeared before the Commission and objected to any sale of the land into private ownership. These objections were based on the fact that the District had a proposal to elevate its existing reservoir on the Merced River, which, if carried to completion, would have the effect of flooding approximately three to five acres of the parcel in question. The District felt that the land should be retained under the jurisdiction of the Commission at least until such time as the District's plans had been further developed. Additionally, the District felt that any sale into private ownership at that time would have the effect of increasing land values in the immediate vicinity, which would be a detriment to the District when acquiring land for its reservoir project at some future date. In view of these objections, the Commission adopted the following resolution at the meeting of January 26, 1961.

"UPON MOTION DULY MADE AND UNANIMOUSLY CARRIED, A RESOLUTION WAS ADOPTED REJECTING APPLICATION NUMBER 5438 OF WILLIAM R. DAYSON, AND WITHDRAWING FROM AVAILABILITY FOR SALE AT THIS TIME THE LANDS IN THE E $\frac{1}{2}$ OF THE SW $\frac{1}{4}$ OF THE SW $\frac{1}{2}$ OF SECTION 2, T. 5 S., R. 15 E., M.D.M., CONTAINING 20 ACRES IN MARIPOSA COUNTY."

The District, by letter dated December 9, 1964, indicated it is ready to proceed with the purchase of the land from the Commission, and stated that approximately 6.2 acres will be flooded by the waters of the McSwain reservoir, 1.68 acres will be utilized for the relocation of the county roadway, and the balance of 12.12 acres will be utilized for public recreation purposes.

Before an application to purchase may be officially filed, it will be necessary for the Commission to rescind its action of January 26, 1961, which withdrew the land from sale for an indefinite period. In view of the District's desire to proceed with the purchase at the earliest possible date, it is necessary for the Commission to restore the land from the withdrawal, thereby making it available for the filing of a purchase application.

IT IS RECOMMENDED THAT THE COMMISSION ADOPT A RESOLUTION RESTORING THE EAST HALF OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 5 SOUTH, RANGE 15 EAST, M.D.M., CONTAINING 20 ACRES IN MARIPOSA COUNTY, FROM THE WITHDRAWAL ESTABLISHED BY RESOLUTION OF JANUARY 26, 1961, AND DIRECT THAT SAID PARCEL BE HELD ON THE "LEASE LIST" PENDING THE FILING OF A PURCHASE APPLICATION BY THE MERCED IRRIGATION DISTRICT.

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