Docket Number: 127

GRANITE SPRINGS (S015623)

Preliminary Docket Information

DOCKET INFORMATION FORM

Compiled by: Alexa Kreiling Date: 6/10/2024

Initial Docket Information Form ☒ Amendment # _____ (1,2,3 ...)

Includes Confidential Content ☐

Park Unit: MOJA **Docket #:** 127 **Docket Title** Granite Springs (S015623)

Docket Type:
Select all applicable: ☐ PC/V (pre-code/vested) ☐ APP (appropriative) ☒ RIP (riparian)
☐ FRR (federal reserved right) ☐ PWR (public water reserve) ☒ ACQ (acquired)
☐ GW (groundwater) ☐ Own (ownership) ☐ Other _____

Region:
☐ NER & NCR ☐ IMR
☐ SER ☐ MWR
☐ IMR ☒ PWR
☐ AKR

Source:
☐ Groundwater
☒ Spring (When recognized by the State as separate from groundwater and surface water)
☐ Surface Water
☐ Direct Diversion ☐ Diversion to Storage ☐ Instream Flow
Name: Granite Springs

State: CA
County: San Bernardino

Owner: Blincoe Farms Inc, An Idaho Corporation (As listed by the State)

Application #: S015623 **Date:** 11/20/2000

Permit #: _____ **Date Issued:** _____

License / Certificate #: _____ **Priority Date:** _____

Ruling/Order/Decree #: _____ **Date Issued:** _____

Quantity: Rate: _____ Duty: _____

Units: ☐ cfs ☐ gpm ☐ afy ☐ other _____ Units: ☐ cfs ☐ gpm ☐ afy ☐ other _____

Use(s): ☐ Domestic ☐ Livestock ☐ Irrigation ☐ Municipal ☐ Industrial/Commercial ☐ Wildlife ☐ Instream ☐ other _____

POD Name / Location: _____ ☐ Multiple PODs (see water right)

Qtr: _____ Qtr: _____ Sec: _____ T: _____ R: _____ PM: _____

Latitude: 35.34616183 Longitude: -115.81664473

UTM _____ , _____ Datum: _____

POU Name / Location: _____ ☐ Multiple POUs (see water right)

Qtr: _____ Qtr: _____ Sec: _____ T: _____ R: _____ PM: _____

Latitude: _____ Longitude: _____

UTM _____ , _____ Datum: _____

Narrative / Remarks: Enter short narrative in the space below, attach additional page(s) as needed.

-2/17/2002 Blincoe Farms Inc, statement accepted by SWRCB.

-4/2003 Blincoe Farms (Valley View & Valley Wells) grazing allotment retired by National Park Foundation.

-8/20/2014 Blincoe Farms Inc informs SWRCB to transfers statement to NPS.

-eWRIMS Data: Holder: Blincoe Farms Inc.

☐ Additional Page(s) Attached

CIWQS

e-WRIMS Public Summary Page

[Return to Water Right Search] [Return to Water Right Search Results]

Application ID:	S015623 View Statement	**Water Right Type:**	Statement of Div and Use
Permit ID:	None	**Water Rights Status:**	Inactive (11/20/2000)
License ID:	None	**Primary Owner:**	BLINCOE FARMS INC, AN IDAHO CORPORATION

Current Parties	Relationship	Effective Date
BLINCOE FARMS INC, AN IDAHO CORPORATION	Primary Owner	08/31/2005
Need to report a change of ownership or agent? Click Here		

Historical Parties

Historical Parties	Relationship	Date Range

Record Summary	
Application Acceptance Date	12/17/2002
Permit Issuance Date	
License Issuance Date	
Face Value Amount	0.0
Subtypes (Statements Only)	Riparian

Name(s) of Sources of Water	County Location	Parcel Number	Diversion Site Name	Lat/Long Coordinates
GRANITE SPRINGS	San Bernardino	570-091-10		35.34616183 ; -115.81664473

Map It

Beneficial Uses	Acres	Direct Diversion Season	Collection to Storage Season

Electronic Reports

Year	Revision	Report Type	Date Received	View Report PDF
no reports submitted				

*For reports submitted prior to 2009, please contact our records room.

Water Rights Associated with Primary Owner

Application ID	Water Right Type	Water Right Status
S015623	Statement of Div and Use	Inactive
G363742	Groundwater Recordation	Inactive
G363743	Groundwater Recordation	Inactive
G363744	Groundwater Recordation	Inactive
G363745	Groundwater Recordation	Inactive
G363746	Groundwater Recordation	Inactive
G363747	Groundwater Recordation	Inactive
G363748	Groundwater Recordation	Inactive
G363749	Groundwater Recordation	Inactive
G363750	Groundwater Recordation	Inactive
G363751	Groundwater Recordation	Inactive
G363753	Groundwater Recordation	Inactive

Associated Decisions/Orders

Decision/Order Number	Date	Description	View Document

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02 STATE

Mojave National Preserve

GRANITE SPRINGS (S015623)

State Water Rights Documentation

208-431-4166 BLINCOE FARMS, INC. Fax: 208-678-4752
Richard Blincoe
225 S 700 W
HEYBURN, IDAHO 83336

2014 AUG 20 AM 8:49

FAX TRANSMISSION COVER SHEET

TO: DIVISION OF WATER RIGHTS FAX# 916-322-8465

ATTENTION: MARCIA ROCKWELL DATE: August 20,2014

FROM: Richard L Blincoe/BLINCOE FARMS, INC.

NUMBER OF PAGES (INCLUDING COVER): 3

REF: DIVERTER CHANGE (NAME) FORM

5015623

State Water Resources Control Board
DIVISION OF WATER RIGHTS

Supplemental Statement for Change in Diverter Name, Address or Responsible Party

A Supplemental Statement must be filed if there is a change in the name or address of the person diverting water. (Wat. Code, § 5104, subd. (b).)

If Mailing, please send to the following address:
State Water Resources Control Board
Division of Water Rights
PO Box 2000
Sacramento, CA 95812-2000

1. Current Diverter Information

This is a Change of (Select all that apply): [✓] Diverter [ ] Diverter Address [ ] Responsible Party (Agent)

Enter the Statement number(s) (e.g. S123456)
Separate multiple ID's with Commas: S015623

Assessor's Parcel Number(s) (APN) associated with the place of diversion:

Diverter Name: First	Middle	Last
Blincoe	FARMS	INC

Mailing Address	City	State	Zip
225 South 700 West	Heyburn	Ida	83336

Phone Number:	Email Address (if available):
208 431 4166	

Person Filing Statement, if different from Diverter: ~~First~~ LAST	Middle	~~Last~~ FIRST
Blincoe	LARRY	Richard

Mailing Address	City	State	Zip:
225 South 700 West	Heyburn	Ida	83336

Phone Number:	Email Address (if available):
208 431 4166	blincoefarms@qwestoffice.net

Official Mail Receiver: [✓] Diverter [ ] Responsible Party

2. New Diverter/Responsible Party Information

New Diverter Name (if applicable): Mojave Nations Park

Date Upon Which Change in Name or Address Became Effective: 2000

New Diverter Mailing Address (if applicable)	City	State	Zip
unkown			

Phone Number:	Email Address (if available):

New Responsible Party/Agent Mailing Address (if applicable)	City	State	Zip
unkown			

Phone Number:	Email Address (if available):

Use the space below for any additional comments:

Signature:	Printed Name:	Date:	
[signature]	Richard L Blincoe	Aug 20 2014	Submit Form

YOU MUST STILL FILE A SUPPLEMENTAL STATEMENT REPORTING YOUR WATER DIVERSION AND USE AT THREE-YEAR INTERVALS. (Wat. Code, § 5104, subd. (a).)

THIS FORM ONLY SATISFIES THE REQUIREMENT THAT THE BOARD BE NOTIFIED OF A CHANGE IN THE NAME OR ADDRESS OF THE DIVERTER. (Wat. Code, § 5104, subd. (b).)

2014 AUG 20 AM 8:30

03 HISTORY

Mojave National Preserve

GRANITE SPRINGS (S015623)

Land History

National Park Service
U. S. Department of the Interior
Natural Resource Stewardship & Science
Water Resources Division

1201 Oakridge Dr., Ste. 250
Fort Collins, CO 80525
970-225-3548 phone
970-225-9965 fax

Water Rights Branch

Note to File

Date: May 23, 2016
From: Joseph Chafey, WRB Hydrologist
File: MOJA Dockets with Grazing Allotment Water Rights
Subject: Land History
From Neglected Space to Protected Place: An Administrative History of Mojave National Preserve by Eric Charles Nystrom, March 2003

Nystrom EC and Great Basin CESU. 2003. From Neglected Space to Protected Place: An Administrative History of Mojave National Preserve. Administrative History
IRMA – Data Store – Published Report – (Code: 650008)
https://irma.nps.gov/DataStore/Reference/Profile/650008

Description

Report on the formation and management of Mojave National Preserve. Information on mining issues, resources, and threats to the Preserve are included.

Chapter 8 – Administrative History (excerpt)

For Mojave National Preserve, grazing is a controversial and important issue that cannot be ignored. Widespread political and cultural overtones help make grazing a sensitive issue for everyone involved. As such, park management tread carefully but deliberately in the arena of grazing management. The Park Service has long viewed grazing as antithetical to its mission, permitting the activity in certain parks only when political circumstances absolutely required it. Park Service culture and policy have historically limited grazing in national parks, initially to differentiate itself from the Forest Service, and in later years to help maintain ecosystems. The long history of grazing in Mojave National Preserve and permission for its continuation in perpetuity by legislative action complicates natural resource decisions, making the goal of a functioning pre-grazing ecosystem frustratingly difficult to achieve.

At the time Mojave National Preserve was established, all or part of eleven BLM grazing allotments, established under the 1934 Taylor Grazing Act, were included within the park. Superintendent Marvin Jensen brought a background in range conservation with him and established a friendly management tone toward grazers. All existing operations were issued NPS permits to continue with their ranching activity, and management of the range did not differ substantially from BLM activity.

The Park Service also took concrete steps toward limiting grazing when possible, providing that the situation was politically feasible. The portion of the Piute allotment within the park was for ephemeral forage only and was in desert tortoise habitat. Management decided that any ephemeral forage must, at behest of the Desert Tortoise Recovery Plan, be used by the desert tortoise, so a permit to graze ephemeral forage would never be issued. A second allotment, Crescent Peak, was owned by a conservation group, who had purchased it as part of a move to

eliminate grazing in southern Nevada. Since no active grazing was taking place, the permit was retired. Not long after the creation of the Preserve, the rancher who held the Clark Mountain grazing allotment passed away, and Park Service regulations forbid the issue of a permit for renewed operations there. Irene Ausmus held the Round Valley allotment, just large enough for her to keep her two pet cows in feed, but not so big as to cause significant resource issues for the park.

Major cattle operations in Mojave National Preserve were essentially controlled by three groups. The Overson family was responsible for the largest share of the acreage, with the OX and Kessler Springs ranches owned by Gary and Linda Overson, and the Granite Mountains ranch owned by their son, Clay Overson. Next in size were the Valley View and Valley Wells allotments, both owned by Richard Blincoe, an Idaho agriculturalist, and managed by Tim Overson. The Blair family operated the 7IL Ranch on the Colton Hills and Gold Valley allotments. During the CDPA debate, the Blairs worked to preserve their ranching way of life, and an original clause that specified a twenty five year sunset on Mojave ranching was removed from the bill largely as a result of their efforts. In 2001, the park concluded an arrangement begun in 1998 where the 40 acres of park land that included the 7IL Ranch headquarters were swapped to the Blairs for 40 acres of undisturbed land in critical desert tortoise habitat owned by the ranching family. Touted as a "win-win" situation for the Blairs and the Park Service, the deal also showed locals that the government was not out to destroy family ranchers in the Preserve.

Ranch lands are identified in the California Desert Protection Act as top priorities for acquisitions. In contrast to the Blairs' opposition to the CDPA, Gary Overson specifically requested that his ranchlands be included in the park, to guarantee an acceptable purchase price should he decide to sell his property. Beginning in 1995, Deputy Superintendent Mary Martin worked to coordinate the sale of Overson's ranch to the National Parks Conservation Fund, but after years of contract negotiations, the deal fell through at least in part as a result of strict timelines and reluctance on the part of BLM. Undaunted, Martin sought another donor, but Overson doubted the ability of the Park Service to complete a buyout, as a result of the earlier failed experiment. Overson looked for another private buyer for his ranch, but the park made it clear to the buyer that issuance of a new grazing permit "is not certain" and that "the application process ... is subject to lengthy and potentially costly delays and complex administrative and legal procedures and challenges." As a trial run, Mojave National Preserve and the National Park Foundation worked to move the Granite Mountains Ranch, owned by Overson's son, to NPS control. The deal was completed in April 2000, and set the stage for the park's successful acquisition of Gary Overson's holdings in January 2001. In 2002, Blincoe also agreed to sell his ranches to the park.

The effect of the Overson and Blincoe allotment acquisitions cannot be overstated. Total grazing in the Mojave National Preserve was reduced from some 37,000 Animal Unit Months (AUMs) to approximately 4,000 AUMs, leaving the 7IL as the only major cattle ranch in the Preserve. The elimination of grazing will move the formerly grazed lands closer toward a goal of a more naturally functioning ecosystem. The Park Service also gained control of a tremendous number and variety of structures associated with cattle ranching in the eastern Mojave desert. In 2002, a consultant produced a National Register district nomination for the Overson properties, signifying their historic importance to the east Mojave; future plans may include interpretive programs and utilizing some structures for NPS employee housing. The ranches acquired by Mojave National Preserve included some private lands among the holdings, but the most valuable assets to the park were the grazing permits and the ranchers' water rights.

National Park Service
U. S. Department of the Interior
Natural Resource Stewardship & Science
Water Resources Division

1201 Oakridge Dr., Ste. 250
Fort Collins, CO 80525
970-225-3548 phone
970-225-9965 fax

Water Rights Branch

Note to File

Date: May 9, 2016
From: Joseph Chafey, WRB Hydrologist
File: MOJA Dockets (All)
Subject: Land History
1) California Desert Protection Act of 1994
2) MEMORANDUM Activation: California Desert Protection Act of 1994 – July 3, 1995

1) California Desert Protection Act of 1994
IRMA – Data Store – Published Report – (Code: 2229501)
https://irma.nps.gov/DataStore/Reference/Profile/2229501

Description

An act to designate certain lands in the California Desert as wilderness, to establish the Death Valley and Joshua Tree National Parks, to establish Mojave National Preserve, and for other purposes.

2) MEMORANDUM Activation: California Desert Protection Act of 1994 – July 3, 1995
IRMA – Data Store – Memorandum – (Code: 2229521)
https://irma.nps.gov/DataStore/Reference/Profile/2229521

Description

Outlines the actions that need to be taken to implement the California Desert Protection Act of 1994 and indicates the responsible officials.

United States Department of the Interior

NATIONAL PARK SERVICE
Pacific West Region
Pacific Land Resources Program Center
1111 Jackson Street, Suite 700
Oakland, California 94607

IN REPLY REFER TO:

L1429

SEP 24 2003

Memorandum

To: Chief, National Program Center, Land Resources Division, WASO

From: Chief, Pacific Land Resources Program Center, PWR

Subject: Transmittal of Deed Assembly

Area: Mojave NP

Tract No.: See Exhibit "A"

Landowner: PUBLIC DOMAIN (BLM)

Deed No.: 2

State: California

County: San Bernardino

The original documents for this subject acquisition are transmitted herewith as follows:

( ) 1. Recorded Deed

( ) 2. Final Title Opinion

( ) 3. Final Title Insurance

( ) 4. Certificate of Inspection & Possession

( ) 5. Payment and Closing Sheet

( ) 6. Accepted Offer to Sell

( ) 7. Hazardous Materials Survey

( ) 8. Administrative Certificate/ Waiver

( ) 9. Lis Pendens

( ) 10. Complaint/DT

( ) 11. Judgment

(X) 12. Public Law 103-433 10/31/94

Jordan L. Humphrey

MOJAVE NP

TRACT	LANDOWNER	MOA	ACRES	CONVEYED
101-01	PUBLIC DOMAIN (BLM)	WITHDR	35,429.09	10/31/94
102-01	PUBLIC DOMAIN (BLM)	WITHDR	17,922.00	10/31/94
103-01	PUBLIC DOMAIN (BLM)	WITHDR	12,321.46	10/31/94
104-01	PUBLIC DOMAIN (BLM)	WITHDR	10,176.00	10/31/94
105-01	PUBLIC DOMAIN (BLM)	WITHDR	2,591.00	10/31/94
106-01	PUBLIC DOMAIN (BLM)	WITHDR	21,553.00	10/31/94
107-01	PUBLIC DOMAIN (BLM)	WITHDR	21,983.00	10/31/94
108-01	PUBLIC DOMAIN (BLM)	WITHDR	22,089.43	10/31/94
109-01	PUBLIC DOMAIN (BLM)	WITHDR	20,342.00	10/31/94
110-01	PUBLIC DOMAIN (BLM)	WITHDR	22,294.00	10/31/94
111-01	PUBLIC DOMAIN (BLM)	WITHDR	22,214.00	10/31/94
112-01	PUBLIC DOMAIN (BLM)	WITHDR	14,578.00	10/31/94
113-01	PUBLIC DOMAIN (BLM)	WITHDR	6,075.00	10/31/94
114-01	PUBLIC DOMAIN (BLM)	WITHDR	11,490.00	10/31/94
115-01	PUBLIC DOMAIN (BLM)	WITHDR	21,417.00	10/31/94
116-01	PUBLIC DOMAIN (BLM)	WITHDR	22,170.00	10/31/94
117-01	PUBLIC DOMAIN (BLM)	WITHDR	23,271.00	10/31/94
118-01	PUBLIC DOMAIN (BLM)	WITHDR	17,577.30	10/31/94
119-01	PUBLIC DOMAIN (BLM)	WITHDR	15,608.11	10/31/94
120-01	PUBLIC DOMAIN (BLM)	WIHTDR	16,152.35	10/31/94
121-01	PUBLIC DOMAIN (BLM)	WITHDR	24,392.45	10/31/94
122-01	PUBLIC DOMAIN (BLM)	WITHDR	13,071.47	10/31/94
123-01	PUBLIC DOMAIN (BLM)	WITHDR	11,511.00	10/31/94
124-01	PUBLIC DOMAIN (BLM)	WITHDR	6,331.00	10/31/94
125-01	PUBLIC DOMAIN (BLM)	WITHDR	20,490.00	10/31/94
126-01	PUBLIC DOMAIN (BLM)	WITHDR	10,236.00	10/31/94
127-01	PUBLIC DOMAIN (BLM)	WITHDR	16,674.48	10/31/94
128-01	PUBLIC DOMAIN (BLM)	WIHTDR	18,071.41	10/31/94
129-01	PUBLIC DOMAIN (BLM)	WITHDR	15,640.23	10/31/94
130-01	PUBLIC DOMAIN (BLM)	WITHDR	22,456.00	10/31/94
131-01	PUBLIC DOMAIN (BLM)	WITHDR	23,522.00	10/31/94
131-04	PUBLIC DOMAIN (BLM)	WITHDR	80.00	10/31/94
132-01	PUBLIC DOMAIN (BLM)	WITHDR	21,867.27	10/31/94
133-01	PUBLIC DOMAIN (BLM)	WITHDR	22,860.12	10/31/94
134-01	PUBLIC DOMAIN (BLM)	WITHDR	19,882.57	10/31/94
135-01	PUBLIC DOMAIN (BLM)	WITHDR	9,575.00	10/31/94
135-10	PUBLIC DOMAIN (BLM)	WITHDR	146.60	10/31/94
136-01	PUBLIC DOMAIN (BLM)	WITHDR	10,189.04	10/31/94
137-01	PUBLIC DOMAIN (BLM)	WIHTDR	21,619.27	10/31/94
138-01	PUBLIC DOMAIN (BLM)	WITHDR	21,766.02	10/31/94
139-01	PUBLIC DOMAIN (BLM)	WITHDR	21,727.94	10/31/94
140-01	PUBLIC DOMAIN (BLM)	WITHDR	23,664.00	10/31/94
141-01	PUBLIC DOMAIN (BLM)	WITHDR	22,647.00	10/31/94
142-01	PUBLIC DOMAIN (BLM)	WITHDR	21,549.00	10/31/94
143-01	PUBLIC DOMAIN (BLM)	WITHDR	20,157.47	10/31/94
144-01	PUBLIC DOMAIN (BLM)	WITHDR	10,660.77	10/31/94

MOJAVE NP

TRACT	LANDOWNER	MOA	ACRES	CONVEYED
145-01	PUBLIC DOMAIN (BLM)	WIHTDR	11,189.11	10/31/94
146-01	PUBLIC DOMAIN (BLM)	WITHDR	25,688.24	10/31/94
147-01	PUBLIC DOMAIN (BLM)	WITHDR	19,509.74	10/31/94
148-01	PUBLIC DOMAIN (BLM)	WITHDR	16,796.72	10/31/94
149-01	PUBLIC DOMAIN (BLM)	WITHDR	16,861.68	10/31/94
150-01	PUBLIC DOMAIN (BLM)	WITHDR	22,481.49	10/31/94
151-01	PUBLIC DOMAIN (BLM)	WITHDR	22,605.00	10/31/94
152-01	PUBLIC DOMAIN (BLM)	WITHDR	23,379.00	10/31/94
153-01	PUBLIC DOMAIN (BLM)	WIHTDR	23,366.00	10/31/94
153-04	PUBLIC DOMAIN (BLM)	WIHTDR	1.95	10/31/94
153-05	PUBLIC DOMAIN (BLM)	WIHTDR	2.07	10/31/94
154-01	PUBLIC DOMAIN (BLM)	WITHDR	21,753.18	10/31/94
155-01	PUBLIC DOMAIN (BLM)	WITHDR	15,679.47	10/31/94
156-01	PUBLIC DOMAIN (BLM)	WITHDR	8,996.12	10/31/94
157-01	PUBLIC DOMAIN (BLM)	WITHDR	4,917.25	10/31/94
158-01	PUBLIC DOMAIN (BLM)	WITHDR	17,587.00	10/31/94
159-01	PUBLIC DOMAIN (BLM)	WITHDR	19,822.00	10/31/94
160-01	PUBLIC DOMAIN (BLM)	WITHDR	19,802.00	10/31/94
161-01	PUBLIC DOMAIN (BLM)	WIHTDR	10,099.00	10/31/94
162-01	PUBLIC DOMAIN (BLM)	WITHDR	14,894.00	10/31/94
163-01	PUBLIC DOMAIN (BLM)	WITHDR	13,298.00	10/31/94
164-01	PUBLIC DOMAIN (BLM)	WITHDR	14,153.00	10/31/94
165-01	PUBLIC DOMAIN (BLM)	WITHDR	13,437.00	10/31/94
166-01	PUBLIC DOMAIN (BLM)	WITHDR	5,163.00	10/31/94
167-01	PUBLIC DOMAIN (BLM)	WITHDR	3,678.00	10/31/94
168-01	PUBLIC DOMAIN (BLM)	WITHDR	15,863.00	10/31/94
169-01	PUBLIC DOMAIN (BLM)	WITHDR	15,487.00	10/31/94
170-01	PUBLIC DOMAIN (BLM)	WIHTDR	16,168.00	10/31/94
171-01	PUBLIC DOMAIN (BLM)	WITHDR	12,696.00	10/31/94
172-01	PUBLIC DOMAIN (BLM)	WITHDR	21,093.00	10/31/94
173-01	PUBLIC DOMAIN (BLM)	WITHDR	22,260.00	10/31/94
174-01	PUBLIC DOMAIN (BLM)	WITHDR	19,754.00	10/31/94
175-01	PUBLIC DOMAIN (BLM)	WITHDR	2,609.00	10/31/94
176-01	PUBLIC DOMAIN (BLM)	WITHDR	22,344.16	10/31/94
177-01	PUBLIC DOMAIN (BLM)	WITHDR	18,354.00	10/31/94
178-01	PUBLIC DOMAIN (BLM)	WIHTDR	12,696.00	10/31/94
179-01	PUBLIC DOMAIN (BLM)	WITHDR	4,515.00	10/31/94
180-01	PUBLIC DOMAIN (BLM)	WITHDR	2,518.00	10/31/94
181-01	PUBLIC DOMAIN (BLM)	WITHDR	280.00	10/31/94
184-01	PUBLIC DOMAIN (BLM)	WITHDR	5,141.65	10/31/94
185-01	PUBLIC DOMAIN (BLM)	WITHDR	3,180.89	10/31/94
186-01	PUBLIC DOMAIN (BLM)	WITHDR	4,162.70	10/31/94
189-01	PUBLIC DOMAIN (BLM)	WIHTDR	3,274.77	10/31/94

09-24-2003: Memorandum to Chief, National Program Center, Land Resources Division, WASO from Chief, Pacific Land Resources Program Center
PWR regarding Transmittal of Deed Assembly

NATIONAL PARK SERVICE
TRACTS CONVEYED BETWEEN 10/31/1994 AND 10/31/1994 FOR MOJAVE NATIONAL PRESERVE
RUN DATE: 09/18/2003

AREA: MOJAVE NATIONAL PRESERVE

AREA	TRACT	LANDOWNER	ACRES	CONVEYED	AMOUNT	ESTATE	MOA	STATUS	ST	COUNTY	NEGOTIATOR
8386	101-01	PUBLIC DOMAIN (BLM)	35,429.09	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	102-01	PUBLIC DOMAIN (BLM)	17,922.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	103-01	PUBLIC DOMAIN (BLM)	12,321.46	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	104-01	PUBLIC DOMAIN (BLM)	10,176.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	105-01	PUBLIC DOMAIN (BLM)	2,591.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	106-01	PUBLIC DOMAIN (BLM)	21,553.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	107-01	PUBLIC DOMAIN (BLM)	21,983.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	108-01	PUBLIC DOMAIN (BLM)	22,089.43	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	109-01	PUBLIC DOMAIN (BLM)	20,342.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	110-01	PUBLIC DOMAIN (BLM)	22,294.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	111-01	PUBLIC DOMAIN (BLM)	22,214.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	112-01	PUBLIC DOMAIN (BLM)	14,578.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	113-01	PUBLIC DOMAIN (BLM)	6,075.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	114-01	PUBLIC DOMAIN (BLM)	11,490.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	115-01	PUBLIC DOMAIN (BLM)	21,417.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	116-01	PUBLIC DOMAIN (BLM)	22,170.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	117-01	PUBLIC DOMAIN (BLM)	23,271.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	118-01	PUBLIC DOMAIN (BLM)	17,577.30	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	119-01	PUBLIC DOMAIN (BLM)	15,608.11	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	120-01	PUBLIC DOMAIN (BLM)	16,152.35	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	121-01	PUBLIC DOMAIN (BLM)	24,392.45	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	122-01	PUBLIC DOMAIN (BLM)	13,071.47	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	123-01	PUBLIC DOMAIN (BLM)	11,511.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	124-01	PUBLIC DOMAIN (BLM)	6,331.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	125-01	PUBLIC DOMAIN (BLM)	20,490.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	126-01	PUBLIC DOMAIN (BLM)	10,236.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	127-01	PUBLIC DOMAIN (BLM)	16,674.48	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	128-01	PUBLIC DOMAIN (BLM)	18,071.41	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	129-01	PUBLIC DOMAIN (BLM)	15,640.23	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	130-01	PUBLIC DOMAIN (BLM)	22,456.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	131-01	PUBLIC DOMAIN (BLM)	23,522.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	131-04	PUBLIC DOMAIN (BLM)	80.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	132-01	PUBLIC DOMAIN (BLM)	21,867.27	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	133-01	PUBLIC DOMAIN (BLM)	22,860.12	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	134-01	PUBLIC DOMAIN (BLM)	19,882.57	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	135-01	PUBLIC DOMAIN (BLM)	9,575.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	135-10	PUBLIC DOMAIN (BLM)	146.60	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	136-01	PUBLIC DOMAIN (BLM)	10,189.04	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	137-01	PUBLIC DOMAIN (BLM)	21,619.27	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	138-01	PUBLIC DOMAIN (BLM)	21,766.02	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	139-01	PUBLIC DOMAIN (BLM)	21,727.94	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	140-01	PUBLIC DOMAIN (BLM)	23,664.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	141-01	PUBLIC DOMAIN (BLM)	22,647.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	CHULLA
8386	142-01	PUBLIC DOMAIN (BLM)	21,549.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	

09-24-2003: Memorandum to Chief, National Program Center, Land Resources Division, WASO from Chief, Pacific Land Resources Program Center
PWR regarding Transmittal of Deed Assembly

NATIONAL PARK SERVICE
TRACTS CONVEYED BETWEEN 10/31/1994 AND 10/31/1994 FOR MOJAVE NATIONAL PRESERVE
RUN DATE: 09/18/2003

AREA: MOJAVE NATIONAL PRESERVE

AREA	TRACT	LANDOWNER	ACRES	CONVEYED	AMOUNT	ESTATE	MOA	STATUS	ST	COUNTY	NEGOTIATOR
8386	143-01	PUBLIC DOMAIN (BLM)	20,157.47	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	144-01	PUBLIC DOMAIN (BLM)	10,660.77	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	145-01	PUBLIC DOMAIN (BLM)	11,189.11	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	146-01	PUBLIC DOMAIN (BLM)	25,688.24	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	147-01	PUBLIC DOMAIN (BLM)	19,509.74	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	148-01	PUBLIC DOMAIN (BLM)	16,796.72	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	149-01	PUBLIC DOMAIN (BLM)	16,861.68	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	150-01	PUBLIC DOMAIN (BLM)	22,481.49	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	151-01	PUBLIC DOMAIN (BLM)	22,605.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	152-01	PUBLIC DOMAIN (BLM)	23,379.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	153-01	PUBLIC DOMAIN (BLM)	23,366.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	153-04	PUBLIC DOMAIN (BLM)	1.95	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	153-05	PUBLIC DOMAIN (BLM)	2.07	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	154-01	PUBLIC DOMAIN (BLM)	21,753.18	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	155-01	PUBLIC DOMAIN (BLM)	15,679.47	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	156-01	PUBLIC DOMAIN (BLM)	8,996.12	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	157-01	PUBLIC DOMAIN (BLM)	4,917.25	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	158-01	PUBLIC DOMAIN (BLM)	17,587.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	159-01	PUBLIC DOMAIN (BLM)	19,822.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	160-01	PUBLIC DOMAIN (BLM)	19,802.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	161-01	PUBLIC DOMAIN (BLM)	10,099.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	162-01	PUBLIC DOMAIN (BLM)	14,894.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	163-01	PUBLIC DOMAIN (BLM)	13,298.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	164-01	PUBLIC DOMAIN (BLM)	14,153.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	165-01	PUBLIC DOMAIN (BLM)	13,437.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	166-01	PUBLIC DOMAIN (BLM)	5,163.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	167-01	PUBLIC DOMAIN (BLM)	3,678.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	168-01	PUBLIC DOMAIN (BLM)	15,863.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	169-01	PUBLIC DOMAIN (BLM)	15,487.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	170-01	PUBLIC DOMAIN (BLM)	16,168.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	171-01	PUBLIC DOMAIN (BLM)	12,696.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	172-01	PUBLIC DOMAIN (BLM)	21,093.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	173-01	PUBLIC DOMAIN (BLM)	22,260.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	174-01	PUBLIC DOMAIN (BLM)	19,754.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	175-01	PUBLIC DOMAIN (BLM)	2,609.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	176-01	PUBLIC DOMAIN (BLM)	22,344.16	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	177-01	PUBLIC DOMAIN (BLM)	18,354.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	178-01	PUBLIC DOMAIN (BLM)	12,696.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	179-01	PUBLIC DOMAIN (BLM)	4,515.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	180-01	PUBLIC DOMAIN (BLM)	2,518.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	181-01	PUBLIC DOMAIN (BLM)	280.00	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	184-01	PUBLIC DOMAIN (BLM)	5,141.65	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	185-01	PUBLIC DOMAIN (BLM)	3,180.89	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
8386	186-01	PUBLIC DOMAIN (BLM)	4,162.70	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	

NATIONAL PARK SERVICE
TRACTS CONVEYED BETWEEN 10/31/1994 AND 10/31/1994 FOR MOJAVE NATIONAL PRESERVE
RUN DATE: 09/18/2003

AREA: MOJAVE NATIONAL PRESERVE

AREA	TRACT	LANDOWNER	ACRES	CONVEYED	AMOUNT	ESTATE	MOA	STATUS	ST	COUNTY	NEGOTIATOR
8386	189-01	PUBLIC DOMAIN (BLM)	3,274.77	10/31/1994	0.00	FEE	WTHDR	FED	CA	SAN BERNARDINO	
	89 TRACTS		1,355,599.04		0.00						

00-00-0000:

AREA: MOJAVE NATIONAL PRESERVE, CALIFORNIA

AUTHORIZATION
Act of October 31, 1994 (P.L. 103-433), established Mojave National Preserve.

ACQUISITION AUTHORITY
Act of October 31, 1994, authorized acquisition by donation, purchase or exchange. Privately owned lands may be acquired only with the consent of the owner unless the owner's use or proposed use of the land is deemed incompatible with the purposes of the preserve. Construction or modification of a single-family residence shall not be considered incompatible with purposes of the preserve. Lands or interests owned by the State of California, or any political subdivision thereof, may be acquired only by donation or exchange, except for lands managed by the California State Lands Commission. The act authorized the transfer to the National Park Service (NPS), without consideration, of described lands under the jurisdiction of the Bureau of Land Management (BLM). The act provides that if a person holding a grazing permit is willing to convey to the United States any base property with respect to which such permit was issued, the Secretary shall make the acquisition of such base property a priority.

ESTABLISHED
October 31, 1994

BOUNDARY REVISIONS
None

ACREAGE LIMITATIONS
None

STATUTORY CEILING FOR LAND ACQUISITION
Act of October 31, 1994, authorized appropriations for land acquisition by NPS and BLM not to exceed a total of $300,000,000.

REMARKS
Act of October 31, 1994, requires that:
(1) Until acquired by the United States, no non-Federal lands within the park boundary shall be subject to rules or regulations applicable solely to Federal lands within such boundary.
(2) None of the lands within the park boundary shall be granted to or otherwise made available for use by the Metropolitan Water District pursuant to the Boulder Canyon Project Act or any similar acts.
(3) Upon request of the California State Lands Commission, the Secretary shall negotiate to acquire by exchange State School lands within the boundaries of the park system units designated by the act. Until all such State school lands have been acquired, no Federal lands or interests within the State of California may be disposed of prior to providing the State an opportunity to enter into an exchange of those Federal lands for State School lands.
(4) Lands and interests in land to be acquired pursuant to this act shall be appraised without regard to the presence of a threatened or endangered species.

AREA NUMBERS
MIS -

January 19, 1995

MOJAVE NP DEED #2

(4) the wilderness within the Mojave Desert should receive maximum statutory protection by designation pursuant to the Wilderness Act; and

(5) the Mojave Desert area provides an outstanding opportunity to develop services, programs, accommodations and facilities to ensure the use and enjoyment of the area by individuals with disabilities, consistent with section 504 of the Rehabilitation Act of 1973, Public Law 101–336, the Americans With Disabilities Act of 1990 (42 U.S.C. 12101), and other appropriate laws and regulations.

SEC. 502. ESTABLISHMENT OF THE MOJAVE NATIONAL PRESERVE.

There is hereby established the Mojave National Preserve, comprising approximately one million four hundred nineteen thousand eight hundred acres, as generally depicted on a map entitled "Mojave National Park Boundary—Proposed", dated May 17, 1994, which shall be on file and available for inspection in the appropriate offices of the Director of the National Park Service, Department of the Interior.

SEC. 503. TRANSFER OF LANDS.

Upon enactment of this title, the Secretary shall transfer the lands under the jurisdiction of the Bureau of Land Management depicted on the maps described in section 502 of this title, without consideration, to the administrative jurisdiction of the Director of the National Park Service. The boundaries of the public lands shall be adjusted accordingly.

SEC. 504. MAPS AND LEGAL DESCRIPTION.

Within six months after the date of enactment of this title, the Secretary shall file maps and a legal description of the preserve designated under this title with the Committee on Energy and Natural Resources of the United States Senate and the Committee on Natural Resources of the United States House of Representatives. Such maps and legal description shall have the same force and effect as if included in this title, except that the Secretary may correct clerical and typographical errors in such legal description and in the maps referred to in section 502. The maps and legal description shall be on file and available for public inspection in the appropriate offices of the National Park Service, Department of the Interior.

SEC. 505. ABOLISHMENT OF SCENIC AREA.

The East Mojave National Scenic Area, designated on January 13, 1981 (46 FR 3994), and modified on August 9, 1983 (48 FR 36210), is hereby abolished.

SEC. 506. ADMINISTRATION OF LANDS.

(a) The Secretary shall administer the preserve in accordance with this title and with the provisions of law generally applicable to units of the National Park System, including the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1, 2–4).

(b) The Secretary shall permit hunting, fishing, and trapping on lands and waters within the preserve designated by this Act in accordance with applicable Federal and State laws except that the Secretary may designate areas where, and establish periods

when, no hunting, fishing, or trapping will be permitted for reasons of public safety, administration, or compliance with provisions of applicable law. Except in emergencies, regulations closing areas to hunting, fishing, or trapping pursuant to this subsection shall be put into effect only after consultation with the appropriate State agency having responsibility for fish and wildlife. Nothing in this Act shall be construed as affecting the jurisdiction or responsibilities of the States with respect to fish and wildlife on Federal lands and waters covered by this title nor shall anything in this Act be construed as authorizing the Secretary concerned to require a Federal permit to hunt, fish, or trap on Federal lands and waters covered by this title.

SEC. 507. WITHDRAWAL.

Subject to valid existing rights, all Federal lands within the preserve are hereby withdrawn from all forms of entry, appropriation, or disposal under the public land laws; from location, entry, and patent under the United States mining laws; and from disposition under all laws pertaining to mineral and geothermal leasing, and mineral materials, and all amendments thereto.

SEC. 508. REGULATION OF MINING.

Subject to valid existing rights, all mining claims located within the preserve shall be subject to all applicable laws and regulations applicable to mining within units of the National Park System, including the Mining in the Parks Act (16 U.S.C. 1901 et seq.), and any patent issued after the date of enactment of this title shall convey title only to the minerals together with the right to use the surface of lands for mining purposes, subject to such laws and regulations.

SEC. 509. STUDY AS TO VALIDITY OF MINING CLAIMS.

(a) The Secretary shall not approve any plan of operation prior to determining the validity of the unpatented mining claims, mill sites, and tunnel sites affected by such plan within the preserve and shall submit to Congress recommendations as to whether any valid or patented claims should be acquired by the United States, including the estimated acquisition costs of such claims, and a discussion of the environmental consequences of the extraction of minerals from these lands.

(b)(1) Notwithstanding any other provision of law, the Secretary shall permit the holder or holders of mining claims identified on the records of the Bureau of Land Management as Volco #A CAMC 105446, Volco #B CAMC 105447, Volco 1 CAMC 80155, Volco 2 CAMC 80156, Volco 3 CAMC 170259, Volco 4 CAMC 170260, Volco 5 CAMC 78405, Volco 6 CAMC 78404, and Volco 7 CAMC 78403, Volco Placer 78332, to continue exploration and development activities on such claims for a period of two years after the date of enactment of this title, subject to the same regulations as applied to such activities on such claims on the day before such date of enactment.

(2) At the end of the period specified in paragraph (1), or sooner if so requested by the holder or holders of the claims specified in such paragraph, the Secretary shall determine whether there has been a discovery of valuable minerals on such claims and whether, if such discovery had been made on or before July 1, 1994, such claims would have been valid as of such date under the mining laws of the United States in effect on such date.

(3) If the Secretary, pursuant to paragraph (2), makes an affirmative determination concerning the claims specified in paragraph (1), the holder or holders of such claims shall be permitted to continue to operate such claims subject only to such regulations as applied on July 1, 1994 to the exercise of valid existing rights on patented mining claims within a unit of the National Park System.

SEC. 510. GRAZING.

(a) The privilege of grazing domestic livestock on lands within the preserve shall continue to be exercised at no more than the current level, subject to applicable laws and National Park Service regulations.

(b) If a person holding a grazing permit referred to in subsection (a) informs the Secretary that such permittee is willing to convey to the United States any base property with respect to which such permit was issued and to which such permittee holds title, the Secretary shall make the acquisition of such base property a priority as compared with the acquisition of other lands within the preserve, provided agreement can be reached concerning the terms and conditions of such acquisition. Any such base property which is located outside the preserve and acquired as a priority pursuant to this section shall be managed by the Federal agency responsible for the majority of the adjacent lands in accordance with the laws applicable to such adjacent lands.

SEC. 511. UTILITY RIGHTS OF WAY.

(a)(1) Nothing in this title shall have the effect of terminating any validly issued right-of-way or customary operation, maintenance, repair, and replacement activities in such right-of-way, issued, granted, or permitted to Southern California Edison Company, its successors or assigns, which is located on lands included in the Mojave National Preserve, but outside lands designated as wilderness under section 601(a)(3). Such activities shall be conducted in a manner which will minimize the impact on preserve resources.

(2) Nothing in this title shall have the effect of prohibiting the upgrading of an existing electrical transmission line for the purpose of increasing the capacity of such transmission line in the Southern California Edison Company validly issued Eldorado-Lugo Transmission Line right-of-way and Mojave-Lugo Transmission Line right-of-way, or in a right-of-way if issued, granted, or permitted by the Secretary adjacent to the existing Mojave-Lugo Transmission Line right-of-way (hereafter in this section referred to as "adjacent right-of-way"), including construction of a replacement transmission line: *Provided*, That—

(A) in the Eldorado-Lugo Transmission Line rights-of-way (hereafter in this section referred to as the "Eldorado rights-of-way") at no time shall there be more than three electrical transmission lines;

(B) in the Mojave-Lugo Transmission Line right-of-way (hereafter in this section referred to as the "Mojave right-of-way") and adjacent right-of-way, removal of the existing electrical transmission line and reclamation of the site shall be completed no later than three years after the date on which construction of the upgraded transmission line begins, after which time there may be only one electrical transmission line

in the lands encompassed by Mojave right-of-way and adjacent right-of-way;

(C) if there are no more than two electrical transmission lines in the Eldorado rights-of-way, two electrical transmission lines in the lands encompassed by the Mojave right-of-way and adjacent right-of-way may be allowed;

(D) in the Eldorado rights-of-way and Mojave right-of-way no additional land shall be issued, granted, or permitted for such upgrade unless an addition would reduce the impacts to preserve resources;

(E) no more than 350 feet of additional land shall be issued, granted, or permitted for an adjacent right-of-way to the south of the Mojave right-of-way unless a greater addition would reduce the impacts to preserve resources; and

(F) such upgrade activities, including helicopter aided construction, shall be conducted in a manner which will minimize the impact on preserve resources.

(3) The Secretary shall prepare within one hundred and eighty days after the date of enactment of this title, in consultation with the Southern California Edison Company, plans for emergency access by the Southern California Edison Company to its rights-of-way.

(b)(1) Nothing in this title shall have the effect of terminating any validly issued right-of-way, or customary operation, maintenance, repair, and replacement activities in such right-of-way; prohibiting the upgrading of and construction on existing facilities in such right-of-way for the purpose of increasing the capacity of the existing pipeline; or prohibiting the renewal of such right-of-way issued, granted, or permitted to the Southern California Gas Company, its successors or assigns, which is located on lands included in the Mojave National Preserve, but outside lands designated as wilderness under section 601(a)(3). Such activities shall be conducted in a manner which will minimize the impact on preserve resources.

(2) The Secretary shall prepare within one hundred and eighty days after the date of enactment of this title, in consultation with the Southern California Gas Company, plans for emergency access by the Southern California Gas Company to its rights-of-way.

(c) Nothing in this title shall have the effect of terminating any validly issued right-of-way or customary operation, maintenance, repair, and replacement activities of existing facilities issued, granted, or permitted for communications cables or lines, which are located on lands included in the Mojave National Preserve, but outside lands designated as wilderness under section 601(a)(3). Such activities shall be conducted in a manner which will minimize the impact on preserve resources.

(d) Nothing in this title shall have the effect of terminating any validly issued right-of-way or customary operation, maintenance, repair, and replacement activities of existing facilities issued, granted, or permitted to Molybdenum Corporation of America; Molycorp, Incorporated; or Union Oil Company of California (d/b/a Unocal Corporation); or its successors or assigns, or prohibiting renewal of such right-of-way, which is located on lands included in the Mojave National Preserve, but outside lands designated as wilderness under section 601(a)(3). Such activities shall be conducted in a manner which will minimize the impact on preserve resources.

Agreement to Conditions for Donation
Fee Lands
Mojave National Preserve

WHEREAS, the National Park Foundation is donating funds towards the National Park Service's acquisition of certain fee lands from Richard D. and Betty Blincoe, and Blincoe Farms, Inc. ("Sellers"), as set forth in the Contract for Sale, Valley View and Valley Wells Allotments in the Mojave National Preserve, between Sellers and the National Park Foundation, and amendment(s) thereto.

WHEREAS, said fee lands are set forth on Exhibit A attached to and incorporated and made a part of this Agreement ("fee lands").

WHEREAS, the funds donated by the National Park Foundation for this acquisition are equal to one hundred percent of the portion of the Purchase Price set forth in the Contract for Sale between Sellers and the National Park Foundation which is attributable to the acquisition of the fee lands.

WHEREAS, it is the intent of the National Park Foundation and its donors, as acknowledged by Richard D. and Betty Blincoe, and Blincoe Farms, Inc., that no future grazing will be permitted or otherwise authorized by the National Park Service on the fee lands, and that water rights thereon shall be forever conserved by the National Park Service in accordance with National Park Service laws, the mandates set forth in Mojave National Preserve law, and the terms of this Agreement.

WHEREAS, it is the intent of the National Park Foundation and its donors that the National Park Service prevent any permanent structures or alterations upon the fee lands unless

necessary for public health and safety or for permanent preservation of natural resources by the National Park Service.

WHEREAS, it is the intent of the National Park Foundation and its donors that each and every water resource and related improvement on the fee lands, including but not limited to facilities relating to livestock watering, be restored (either actively or passively) to a natural condition, removed, or maintained in such a condition as to be consistent with the promotion of natural population levels and habitat for native species.

WHEREAS, it is the intent of the donors to the National Park Foundation for this acquisition that use of the water resources and improvements on the fee lands be only for preserving natural native resources and natural population levels of native species.

WHEREAS, the National Park Service will administer the fee lands in accord with the terms of this Agreement, the California Desert Protection Act, the National Park Service Organic Act and all laws applicable to the Mojave National Preserve.

WHEREAS, the National Park Service's acceptance of each and every condition of this Agreement and this Agreement is an inducement to the National Park Foundation to make the donation, and the Foundation and its donors would not have made the donation without the National Park Service's acceptance of each and every condition described in this Agreement.

WHEREAS, in making this Agreement, and accepting the donation, through the National Park Foundation, the National Park Service acknowledges that the measure of the value to the National Park Foundation and its donors of the National Park Service committing to permanently prohibiting any future grazing-related uses upon the fee lands and carrying out each of the additional duties in this Agreement includes not only any monetary benefit that the Foundation

may obtain, if any, but also other benefits, including but not limited to the benefits of ensuring the permanent restoration and preservation of all the land resources, water resources, and scenic, aesthetic, and environmental values associated with the fee lands.

NOW THEREFORE, in consideration of and as an express condition of this Agreement and the donation, the National Park Service, on behalf of itself, and its successors, assigns, and contractors, if any, will not allow or permit livestock or feral animal grazing uses on the fee lands. Further, the National Park Service agrees to take any and all further measures, as necessary, to ensure permanent cancellation and termination of any grazing leases, permits, and allotments that may be associated with the fee lands. The National Park Service agrees that the fee lands and all estates, rights, privileges, and interests that are part of or associated with the fee lands shall be forever conserved and used in perpetuity for the preservation of natural habitat consistent with the conservation and preservation purposes of the Mojave National Preserve.

Further, the National Park Service will convert all water rights that are part of or associated with the fee lands into conservation and/or reserved water rights of the Preserve as recognized under California water law and/or mandated in the California Desert Protection Act (16 U.S.C. 410aaa-76). Further, the National Park Service will curtail groundwater extraction upon the fee lands, except to the extent necessary to provide water for conservation purposes of the Mojave National Preserve. The National Park Service will not allow water resources and water rights that are within the Preserve boundary and subject to this Agreement to be used outside the Preserve boundary, nor allow the fee lands to be used for transmission of water between locations outside of the Preserve. Further, the National Park Service will restore (either actively or passively) to a natural condition, remove, or maintain in such a condition as to be

consistent with the promotion of natural population levels and habitat for native species each and every water resource and related improvement on the fee lands, including but not limited to facilities relating to livestock watering.

Further, the National Park Service will not introduce nor authorize the introduction of non-native species (except at historic sites in connection with approved treatment plans consistent with the General Management Plan for the Mojave National Preserve as adopted pursuant to the 2001 record of decision and published April 2002 (the "General Management Plan")) upon the fee lands.

Further, in compliance with the conditions of this Agreement and the donation, the National Park Service will expressly incorporate into a grazing management plan or other activity plan or specific plan for the Mojave National Preserve a commitment that the fee lands will not be subject to any grazing or grazing-related use in the future. Further, the National Park Service will deliberately seek the special regulations to limit hunting, fishing and trapping, as committed to in the General Management Plan, and such regulations shall not be inconsistent with the conditions of this Agreement. Further, the National Park Service will prevent any permanent alterations structures or other physical improvements, and will remove from the Mojave National Preserve all range improvements or range developments upon the fee lands, unless necessary to provide for employee-related housing within or upon the site of structures currently suitable to that use, or unless essential to meet public health and safety needs or, consistent with preservation purposes, native species and habitat needs. For the purpose of preventing trespass cattle, the National Park Service will fence the perimeter of the Mojave National Preserve's satellite unit in the manner set forth in the General Management Plan.

The National Park Service agrees to these conditions by executing an acceptance below. Should the National Park Service not adhere to any of these conditions, the National Park Foundation and/or its donors, through their authorized agent, shall be entitled to pursue any and all legal remedies in equity and law.

This agreement may be signed in original counterparts, each of which shall be considered an original and which together will constitute one and the same agreement.

Executed at Washington, District of Columbia this _____ day of _____, 2003.

WITNESS:

_____

NATIONAL PARK FOUNDATION

By: _____
James Maddy, President

Acceptance of voluntary donation and conditions thereof is hereby acknowledged by:

National Park Service

By: _____
Mary Martin
Superintendent
Mojave National Preserve

Date: _____

By: _____
Regional Director,
Pacific West Region

Date: _____

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The National Park Service agrees to these conditions by executing an acceptance below. Should the National Park Service not adhere to any of these conditions, the National Park Foundation and/or its donors, through their authorized agent, shall be entitled to pursue any and all legal remedies in equity and law.

This agreement may be signed in original counterparts, each of which shall be considered an original and which together will constitute one and the same agreement.

Executed at Washington, District of Columbia this _____ day of _____, 2003.

WITNESS: NATIONAL PARK FOUNDATION

_____ By: _____
James Maddy, President

Acceptance of voluntary donation and conditions thereof is hereby acknowledged by:

National Park Service

By: _____
Mary Martin
Superintendent
Mojave National Preserve

By: _____
Regional Director,
Pacific West Region

Date: _____ Date: 4-30-03

The National Park Service agrees to these conditions by executing an acceptance below. Should the National Park Service not adhere to any of these conditions, the National Park Foundation and/or its donors, through their authorized agent, shall be entitled to pursue any and all legal remedies in equity and law.

This agreement may be signed in original counterparts, each of which shall be considered an original and which together will constitute one and the same agreement.

Executed at Washington, District of Columbia this _____ day of _____, 2003.

WITNESS:

NATIONAL PARK FOUNDATION

_____

By: _____
James Maddy, President

Acceptance of voluntary donation and conditions thereof is hereby acknowledged by:

National Park Service

By: _____
Mary Martin
Superintendent
Mojave National Preserve

Date: 4/29/03

By: _____
Regional Director,
Pacific West Region

Date: _____

07 OTHER

Mojave National Preserve

GRANITE SPRINGS (S015623)

Other Supporting Information

National Park Service
U. S. Department of the Interior
Natural Resource Stewardship & Science
Water Resources Division

1201 Oakridge Dr., Ste. 250
Fort Collins, CO 80525
970-225-3548 phone
970-225-9965 fax

Water Rights Branch

Note to File

Date: May 9, 2016
From: Joseph Chafey, WRB Hydrologist
File: MOJA Dockets (All)
Subject: Supporting Hydro Data
Water Resources Scoping Report
Technical Report NPS/NRWRD/NRTR-99/225

Report available:
IRMA – Data Store – Published Report – (Code: 2174498)
https://irma.nps.gov/DataStore/Reference/Profile/2174498

ABSTRACT

This report presents an overview of the water resources, watersheds, and principal water related issues in the National Park Service's Mojave National Preserve. The Preserve, which is located in San Bernardino County, Southern California and totals nearly 1.6million acres, provides for the preservation of natural and cultural resources, outdoor recreation, and appreciation of the California desert. The mountains of the Preserve also contain the headwaters of major desert watersheds, which are the areas where groundwater recharge occurs.

The report provides a summary of common meteorological data for the area, including precipitation, humidity, evaporation, and temperatures. The principal hydrologic basins are described, discussing the processes of surface and ground-water flows, flooding, and aquifer recharge. Details are given on the springs, seeps, and guzzlers (artificial water catches) in the Preserve, describing locations of these water features and discussing flow and water quality.

An overview of wells is presented, listing the numbers of wells, and discussing well yields, depths to water table, and quality of the ground water, with tables of data or summary lists included as appendices.

Information is provided on key sources of information, agency programs, literature, and relevant expertise related to water resources and water issues in the area, providing names of key individuals. Water resource issues in the area are discussed, including: mining activities and their water demands and potential water quality impacts; the possible deleterious effect of development at the Preserve's periphery on the springs and wells in the Preserve; the concern of attaining and protecting water rights for the Preserve; possible contamination by hazardous wastes; flooding at selected sites where resources or structures could be at risk of flash floods; how to manage guzzlers within the context of a wilderness area; and the questions of exotic vegetation and animals and their impacts on riparian zones or seep areas.

Recommendations are presented, to flag the issues which should be of concern to the Preserve and to suggest ideas or follow-up work to tackle certain problems or to collect needed information. Draft proposals (project statements) are presented for six project ideas.

Docket Information

Number of Documents in Docket : 27

Documents Dated from : 04-30-2003 to 06-10-2024

Docket Compiled: 9/18/2024