

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

Thursday, March 14, 2024

**Location: Arizona State Land Department
1110 W. Washington, 5th Floor
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, March 14, 2024, at 9:00 a.m. at the Arizona State Land Department, 1110 West Washington Street, 5th Floor, Room 321, Phoenix, AZ 85007. Members of the public, attending in person, may enter the meeting room at 8:45 a.m., on the day of the meeting.

The meeting will also be held in virtual and telephonic formats. Members of the public may participate virtually and telephonically. Board Members and members of the public can access the meeting telephonically by dialing 1-443-671-4708 followed by the meeting pin- 938 734 741# or virtually, by video conferencing by typing in the following link: meet.google.com/jrg-evxe-yrw. After the start of the meeting, the Board Chairperson and/or staff will request that members of the public place their phones/devices on mute. Members of the public, attending in person, may enter the meeting room at 8:45 a.m., on the day of the meeting.

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 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 the February 8, 2024 Minutes

Approval of the February 8, 2024 Executive Session 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

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

A. Rights of Ways 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 Clerk's office after Monday, March 4, 2024 or at least twenty-four (24) hours prior to the scheduled meeting.

V. BOARD APPEALS

A. None

B. Scheduled Appeals

A.B. 1244-VJP Investments II LLC
Sales Application 53-121841 Havasu Investments Partners LLC
Valuation of Appraisal and Valuation of Improvements
Hearing has been continued to be heard on Thursday, April 11, 2024

A.B. 1246-Maricopa Flood Control District of Pinal County
Right of Way Application 18-108053
Valuation of Appraisal
Hearing has been continued to be heard on Thursday, May 9, 2024

A.B. 1249- Fondomonte Arizona LLC
Agriculture Leases 01-94820, 01-95645, 01-97431, 01-98258
Reclassification Order No. 029-2023/2024
Hearing has been continued to be heard on Thursday, June 13, 2024

VI. OTHER BUSINESS

A. Arrangements for Future Meetings:

<u>Date</u>	<u>Location</u>
April 11, 2024	Pending
May 9, 2024	Pending
June 13, 2024	Pending

VII. EXECUTIVE SESSION

Upon a vote of the majority of a quorum, the Board may go into Executive Session, which will not be open to the public, for discussion or consultation for legal advice with the Board's attorney(s) pursuant to A.R.S. § 38-431.03(A)(3) or for discussion or consultation with the Board's attorney(s) to consider its position and instruct its attorney(s) regarding pending or contemplated litigation pursuant to A.R.S. § 38-431.03(A)(4).

- A. Update, discussion, and potential action regarding Farmers Investment Co.; Save the Scenic Santa Ritas Assoc. v. Arizona State Land Department; Arizona State Land Department Board of Appeals, CV2024—001259.

VIII. BOARD ADJOURNS

STATE LAND DEPARTMENT
BOARD OF APPEALS



Nina Monahan, Clerk to the Board
1110 West Washington Street, Suite #160
Phoenix, AZ 85007
Telephone: 602-542-2674

**BOARD OF APPEALS
IV. AGENDA
Thursday, March 14th, 2024**

A. CONSENT AGENDA

RIGHTS OF WAY – REAL ESTATE DIVISION

	<u>Application #</u>	<u>Applicant and County</u>	<u>Purpose</u>
1.	14-109764 Amber Troidl	Metropolitan Domestic Water Improvement District (Pima County)	Change Temporary Construction Easement (TCE) Expiration Date in Additional Conditions Paragraph 8.2 & 8.3
2.	14-122484 Michael Romero	BOCA BN, LLC (Pinal County)	ADD: Thirteen underground 34.5kV single circuit electric distribution lines
3.	14-123998 Michael Romero	SR-85 Renewable Biogas LLC (Maricopa County)	3” renewable natural gas transmission lines and appurtenances
4.	14-124413 Patrick Mertz	Buckskin Sanitary District (La Paz County)	6” sewer transmission pipeline
5.	16-121689, 30-124833 Amber Troidl	City of Scottsdale (Maricopa County)	ROW – Drainage ROE – Advanced Construction of Drainage
6.	16-124519 Michael Romero	Pinal County (Pinal County)	Public Road

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>
	NONE		

Other

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

C. LAND SALES – REAL ESTATE DIVISION

Urban Planning Projects

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

Other

	<u>Application #</u>	<u>Applicant and County</u>	<u>Purpose</u>
7.	53-124185 Bryan Sparks	PCI (La Paz County)	Sale – Located along the Parker Strip in Parker, Arizona
8.	53-124186 Bryan Sparks	PCI (La Paz County)	Sale – Located along the Parker Strip in Parker, Arizona
9.	53-124365, 16-124056, 16-124659, 16-124660, 16-124661, 16-124662, 16-124841, 30-124601 Van Robinson	Miracle Development, LLC (Maricopa County)	Sale – NWC of Scottsdale Rd and SR 101. ROW's – public roadways with underground utilities, sewer pipeline, drainage facilities, public utility easement, service road, advanced construction easement, and temporary construction easement

PUBLIC AUCTIONS BEING ADVERTISED

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

**AUCTION CALENDAR
MARCH 2024**

04-MINERAL
21-WATER
53-LAND

APP. NO.	AUCTION DATE & TIME	LOCATION, COUNTY & ACREAGE +/-	APPRAISED VALUE	BENEFICIARY
16-122955 City of Tucson	April 24, 2024 11:00 AM	T 16S R 15E SEC 12,13,14 Pima County 20.32 Acres	\$2,400.00	Miners Hospital for Disabled Miners (02/20/1929) & Permanent Common Schools (Indemnity Selection)
16-124199 Somerton School District	May 01, 2024 11:00 AM	T 11S R 24W SEC 10,9 Yuma County 0.962 Acres	\$33,333.00	Miners Hospital for Disabled Miners (02/20/1929)

PUBLIC AUCTIONS BEING ADVERTISED

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

**AUCTION CALENDAR
APRIL 2024**

04-MINERAL
21-WATER
53-LAND

APP. NO.	AUCTION DATE & TIME	LOCATION, COUNTY & ACREAGE +/-	APPRAISED VALUE	BENEFICIARY
53-122665 TURQUOISE VALLEY, LLC	4/25 & 11:30 AM	T1N, R8E, SEC. 3 PINAL 373.63	\$16,000,000.00	PERMANENT COMMON SCHOOLS (INDEMNITY SELECTION)
53-123269 KAY MINE USA CORP.	4/30 & 11:00 AM	T9N, R2E, SEC. 33 YAVAPAI 39.790	\$366,100.00	PERMANENT COMMON SCHOOLS (INDEMNITY SELECTION)

PUBLIC AUCTIONS BEING ADVERTISED

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

**AUCTION CALENDAR
MAY 2024**

04-MINERAL
21-WATER
53-LAND

APP. NO.	AUCTION DATE & TIME	LOCATION, COUNTY & ACREAGE +/-	APPRAISED VALUE	BENEFICIARY
03-123811 AGUA FRIA HIGH SCHOOL	5/2/2024 & 11:00 AM	T1N, R2W, G&SRM MARICOPA 57.71	\$24,500,000.00	PERMANENT COMMON SCHOOLS (INDEMNITY SELECTIONS)
53-123709 BUSCUIT FLATS DEV, LLC	5/29/2024 & 11:00 AM	T5N, R2E, SECS. 7, 8, 9, 10, 15 AND 18 MARICOPA 2,340.534	\$56,280,000.00	PERMANENT COMMON SCHOOLS (INDEMNITY SELECTIONS)