

Form 1860-9  
(March 1965)  
(formerly 4-1043)  
AR 032193-R

*701 Mike King, 4701 E. Washington*

*12863*

*01-06-66*

# The United States of America

To all to whom these presents shall come, Greeting:

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WHEREAS

Maricopa County Board of Supervisors, Arizona

is entitled to a Land Patent pursuant to the Recreation and Public Purposes Act of June 14, 1926, 44 Stat. 741), as amended by the Act of June 4, 1954 (68 Stat. 173; 43 U.S.C. 869), as amended, for the following described lands:

Gila and Salt River Meridian, Arizona.

T. 1 S., R. 4 W.,  
Sec. 35, S $\frac{1}{2}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$ , SW $\frac{1}{4}$ NE $\frac{1}{4}$ , W $\frac{1}{2}$ SE $\frac{1}{4}$ ;

T. 2 S., R. 4 W.,  
Sec. 2, Lots 1, 2, S $\frac{1}{2}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ SE $\frac{1}{4}$ , N $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$ ;  
Sec. 11, W $\frac{1}{2}$ E $\frac{1}{4}$ ;

Containing 589.36 acres;

NOW KNOW YE, That there is, therefore, granted by the UNITED STATES unto the above said Maricopa County Board of Supervisors, the lands above described, for the development of the Buckeye Hills Recreation Area and related facilities purposes only, as part of the Maricopa County Regional Park System; TO HAVE AND TO HOLD the said lands with all the rights, privileges, immunities, and appurtenances of whatsoever nature, thereunto belonging, unto the said Maricopa County Board of Supervisors; its successors and assigns, forever;

EXCEPTING AND RESERVING TO THE UNITED STATES:

1. A right-of-way thereon for ditches and canals constructed by the authority of the United States. Act of August 30, 1890, 26 Stat. 391; 43 U.S.C. 945;
2. All minerals, together with the right to mine and remove the same under applicable laws and regulations to be established by the Secretary of the Interior, as to the lands in said sec. 11, T. 2 S., R. 4 W., and said sec. 35, T. 1 S., R. 4 W.;

SUBJECT TO:

A reservation of all minerals to the State of Arizona as appears of record in deed dated March 2, 1939, recorded in Book 331 of Deeds, page 572, of the records of Maricopa County, Arizona, as to the lands in said sec. 2, T. 2 S., R. 4 W.;

If the patentee or its successor attempts to transfer title to or control over the lands to another or the lands are devoted to a use other than public recreational purposes without the consent of the Secretary of the Interior or his delegate, or the patentee

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County of Maricopa  
I hereby certify that this  
within instrument was filed and  
recorded at request of  
JAN 16 1973-12863

9944  
362-364  
Witness my hand and official  
seal the day and year aforesaid.  
PAUL N. JACKSON  
County Recorder  
n/c

JAN 16 1973

MARICOPA CO. BO. OF SUPERVISORS

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prohibits or restricts, directly or indirectly, or permits its agents, employees, contractors, or subcontractors (including without limitation, lessees, sublessees, and permittees), to prohibit or restrict directly or indirectly, the use of any part of the patented lands or any of the facilities thereon by any person because of such person's race, creed, color, or national origin, title to the lands shall revert to the United States. Transferees must meet all the qualifications of applicants under the act and will be subject to the terms and conditions of 43 CFR 2740.

If the patentee or its successor in interest does not comply with the provisions of the approved plan of development, filed on February 9, 1971 under serial number AR 032193 with the Bureau of Land Management, or with the approved plan of management, filed February 9, 1971 under serial number AR 032193 with the Bureau of Land Management, or by any revision thereof approved by the Secretary of the Interior or his delegate, said Secretary or his delegate, after due notice and opportunity for a hearing, may declare the terms of this grant terminated in whole or in part. The patentee, by acceptance of this patent, agrees for itself and its successors in interest that such declaration shall be conclusive as to the facts found by the Secretary or his delegate and shall, at the option of the Secretary or his delegate, operate to revert in the United States full title to the lands involved in the declaration.

The Secretary, or his delegate, may in lieu of said forfeiture of title require the patentee or its successor in interest to pay to the United States an amount equal to the difference between the price paid for the land by the patentee prior to issuance of this patent and 50 percent of the fair market value of the patented lands, to be determined by the Secretary or his delegate as of the date of issuance of this patent, plus compound interest computed at four percent beginning on the date this patent is issued.

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*Richard D. Collins*  
 Secretary of the Interior

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also

The grant of the herein described lands is subject to the following reservations, conditions, and limitations:

- (1) The patentee or his (its) successor in interest shall comply with and shall not violate any of the terms or provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 241), and requirements of the regulations, as modified or amended, of the Secretary of the Interior issued pursuant thereto (43 CFR 17) for the period that the lands conveyed herein are used for the purpose for which the grant was made pursuant to the act cited above, or for another purpose involving the provision of similar services or benefits.
- (2) If the patentee or his (its) successor in interest does not comply with the terms or provisions of Title VI of the Civil Rights Act of 1964, and the requirements imposed by the Department of the Interior issued pursuant to that title, during the period during which the property described herein is used for the purpose for which the grant was made pursuant to the act cited above, or for another purpose involving the provision of similar services or benefits, the Secretary of the Interior or his delegate may declare the terms of this grant terminated in whole or in part.
- (3) The patentee, by acceptance of this patent, agrees for himself (itself) or his (its) successors in interest that a declaration of termination in whole or in part of this grant shall, at the option of the Secretary or his delegate, operate to revert in the United States full title to the lands involved in the declaration.
- (4) The United States shall have the right to seek judicial enforcement of the requirements of Title VI of the Civil Rights Act of 1964, and the terms and conditions of the regulations, as modified or amended, of the Secretary of the Interior issued pursuant to said Title VI, in the event of their violation by the patentee.
- (5) The patentee or his (its) successor in interest will, upon request of the Secretary of the Interior or his delegate, post and maintain on the property conveyed by this document signs and posters bearing a legend concerning the applicability of Title VI of the Civil Rights Act of 1964 to the area or facility conveyed.
- (6) The reservations, conditions, and limitations contained in paragraphs (1) through (5) shall constitute a covenant running with the land, binding on the patentee and his (its) successors in interest for the period for which the land described herein is used for the purpose for which this grant was made, or for another purpose involving the provision of similar services or benefits.
- (7) The assurances and covenant required by sections (1)-(6) above shall not apply to ultimate beneficiaries under the program for which this grant is made. "Ultimate beneficiaries" are identified in 43 CFR 17.12(h) (1967 edition).

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

GIVEN under my hand, in Phoenix, ARIZONA, the TWENTY-NINTH day of DECEMBER in the year of our Lord one thousand nine hundred and SEVENTY-TWO and of the Independence of the United States the one hundred and NINETY-SEVENTH.

By Glendon E. Collins  
Chief, Division of Technical Services

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