

Director, BSWF, Washington, D. C. (RF)

March 21, 1972

Acting Regional Director

Needles Wilderness Proposal, Havasu NWR

We understand that our Needles Wilderness Proposal is being held pending comment on the proposal by the Santa Fe Pacific Railroad Company. In response to a verbal request from the Division of Refuges, the attached letter was sent to the president of the company. A copy of Mr. Rodger's response is also attached. No comment upon the wilderness proposal was included. In view of the stated intent to retain subsurface mineral rights, a decision on the wilderness proposal must now be made.

We feel that the lands involved are under the jurisdiction of the Secretary of the Interior, in that he does control occupancy and use to the 7,417 acres in question, as defined in the Solicitor's opinion of November 5, 1971. This jurisdiction is subject to certain qualifications. The Santa Fe Pacific Railroad Company has retained the right to prospect for and develop any mineral deposit. The company also has reserved the right to construct surface facilities to develop any such deposit. The Division of Realty has reviewed the reservations held by the Company, see attached memo, and has determined that the Company can construct any facility to recover a mineral deposit including roadways and surface structures.

With the pattern of mineral reservations, alternate sections throughout the proposal, designation of a wilderness area outside of the subject lands is not practical. The small unit on the California side of the Colorado River would not make a suitable wilderness in itself.

It is possible that contact by someone in the Secretary's office could influence the Santa Fe Pacific Railroad Company to reconsider its position on the mineral reservations. I would suggest that such a contact would be appropriate, considering the truly unique and outstanding wilderness qualities of the proposal.

If the position taken by the company is final and closed to further negotiation, we recommend that the Needles wilderness package be rewritten as a nonproposal.

This action will result in considerable comment and pressure from the conservation groups and individuals who supported wilderness designation, particularly the Wilderness Society and the Sierra Club. Despite this, we feel that a nonproposal is the only reasonable recommendation that can be made concerning the Needles Wilderness Study.

Tc/William M. White

SURNAME

Regional Supervisor  
Division of Realty

March 13, 1972

Regional Supervisor  
Division of Wildlife Refuges

Santa Fe Mineral Reservation - Needles Wilderness Proposal

We have been corresponding with the Santa Fe Pacific Railroad Company concerning their mineral reservations on 7,417 acres within the Needles Wilderness Proposal. I understand that your Division has contacted the BLM office in Phoenix concerning these same mineral reservations.

I would appreciate your comments as to what rights the Santa Fe Company actually holds on the subject lands. We understand that the reservation of minerals includes, (1) the right to purchase surface lands to permit development of any mineral resource, and (2) the right to construct roadways, railroad ways and water facilities to support mineral development. Your comments concerning these "rights" on the subject lands would be of particular value to our evaluation of the Needles Wilderness Proposal.

Marcus C. Nelson

BDGraves:dw

RETURN TO OFFICE



# United States Department of the Interior

## BUREAU OF LAND MANAGEMENT

Arizona State Office  
3022 Federal Building  
Phoenix, Arizona 85025

COLE HARDY \_\_\_\_\_  
KIMBELL \_\_\_\_\_  
FISHBACK \_\_\_\_\_  
FILE \_\_\_\_\_  
2800 (943)

March 3, 1972

RECEIVED  
WILDLIFE REFUGES

MAR 6 1972

### Memorandum

To: Regional Supervisor, Division of Realty  
Bureau of Sport Fisheries and Wildlife  
P. O. Box 1306, Albuquerque, New Mexico 87103

From: Chief, Branch of Lands

Subject: Land Status -- Your memorandum of February 29, 1972  
Reference: LA-Wilderness Areas Arizona-Havas

<input checked="" type="checkbox"/>	SUPERVISOR	
<input checked="" type="checkbox"/>	ASSOCIATE	
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<input checked="" type="checkbox"/>	FOR ACTION	X

Exchanges have been consummated on lands involving reserved minerals and rights-of-way.

However, our primary concern was with the "right to repurchase" in the reservations and with the reassurance contained in the third paragraph of the Railroad's letter of October 3, 1966, we determined the reservations were administratively acceptable as to lands being reconveyed which would become public domain.

We have not set up procedures for eliminating right-of-way reservations as outlined in the second paragraph of the letter of October 3, 1966.

*Roy T. Helmandollar*

RECEIVED

1972

UNITED STATES GOVERNMENT

# Memorandum

BUREAU OF SPORT FISHERIES & WILDLIFE  
Region 2, Albuquerque, New Mexico 87103

TO : Realty Files

DATE: July 22, 1969

FROM : Regional Supervisor, Division of Realty

2-LA-Arizona  
Havasu NWR  
Wilderness Study

SUBJECT: Meeting with Santa Fe Railroad

On Tuesday morning, July 8, Jerry Wilson, Pat O'Halloran, Elmer Nitzschke and I met with representatives of the Santa Fe Pacific Railroad Company in their office at 4549 Produce Plaza, Los Angeles, California. We met with T. H. Rodgers, Land Commissioner, Santa Fe Pacific Railroad Company and D. J. Walsh, Chanslor-Western Oil and Development Company.

Wilson briefly explained the purpose of our meeting, showing maps and photos taken of the proposed wilderness area including the general procedures involved in establishing wilderness areas, and the fact that sometime in the future a public hearing would be held at which time the company would undoubtedly be represented.

Rodgers and Walsh then brought out the fact that the company is not divesting itself of minerals as this is a matter of potential value to the company. They appeared to be in favor of a primitive area but wondered how possible mining development of the future would be compatible with our purpose. There was some brief discussion as to the sale of the minerals including a value since nothing has been established as to the mineral potentialities. We then suggested the possibility of an agreement with the company wherein it could recover the minerals but under controls to prevent mineral disturbance and damage. We also pointed out the public relation aspect wherein the Santa Fe would cooperate with the Government in setting up the wilderness area. This seemed to strike a responsive favorable cord.

We were advised that the company would request its chief geologist stationed in Albuquerque to make an examination of the area as to its mineral possibilities. This would probably be sometime in the fall. We offered to furnish four-wheel drive transportation and that Mr. O'Halloran, who is thoroughly familiar with the area, would accompany the geologist.

File	
ST. Hughes	
Key 2-9-72	

Reg. Engr.	
Assistant	
Planning	
Design	
Const'n	
Hydraulic	
Surveyors	
Drafting	
Secretary	
Office	
X File	

February 9, 1972

Mr. T. H. Rodgers, President  
Santa Fe Pacific Railroad Company  
80 E. Jackson Boulevard  
Chicago, Illinois 60604

Dear Mr. Rodgers:

We have been communicating with your company concerning our wilderness study of the Havasu National Wildlife Refuge for the past 2-1/2 years. In the meeting on July 8, 1969, between members of our Bureau staff, a representative of the Solicitor's Office, and representatives of the Santa Fe Company, it was established that a mineral examination of the wilderness study area would be made by your company. Unfortunately, this examination could not be made prior to the public hearing on the wilderness proposal, conducted on December 10 and 11, 1971.

Your office was notified of the above public hearing, and while Mr. D. J. Walsh attended the hearing held in Lake Havasu City, Arizona, no expression of your company's position was made.

Recommendations are now being prepared for submission to Congress and we feel that a statement representing the position of your company concerning wilderness should be included. We have recommended wilderness designation for the study area and would like your support for this proposal. I would like to invite your attention to the proposal and request that you submit a statement, to be included with the proposal, indicating your support or objection to wilderness designation and whether your company will negotiate for disposal of the subsurface mineral rights within the proposal. An early response would be appreciated.

Sincerely yours,

(SGD) W. O. NELSON, JR.

Regional Director

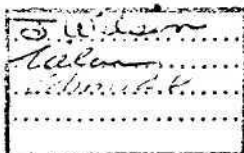
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RETURN TO REFUCES

Refugees

RECEIVED  
WILDLIFE REFUGES  
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104  
10 11  
DEADLINE





November 5, 1970

Mr. T. H. Rogers, Land Commissioner  
Santa Fe Pacific Railroad Company  
4549 Produce Plaza  
Los Angeles, California 90058

Dear Mr. Rogers:

You will recall the meeting held at your office on July 8, 1969, with members of our Bureau staff and the Solicitor's office concerning the wilderness study of the Havasu National Wildlife Refuge. It was established at this time that a mineral examination of the wilderness study area would be made in the fall by your company. This would be beneficial to you and our Bureau in order to discuss possible options dealing with your mineral holdings on the refuge wilderness study prior to our required public hearing.

We understand in a phone discussion with Chief Geologist Crutchfield on November 4, that needed aerial photo interpretation is delayed and a definite date to meet our field wilderness specialists on the ground cannot be set for the present.

We are required to submit a "Washington Package" containing all pertinent study material and recommendations to the Director not less than 120 days prior to the public hearing. Past experience in securing published material such as the wilderness brochure indicates that more than this is frequently needed.

Our regional schedule for the Havasu Wilderness Public Hearing is set for April of the coming year. Our requirements for completion of all wilderness reviews set forth by the Wilderness Act leave us little available time.

My purpose in writing your office is to request your urgent review to see if a field investigation between your geologist and our Yuma Wilderness Team can be made in the immediate future. Otherwise we are forced to go into the public hearing without this basic information.

Sincerely yours,

/s/ Robert F. Stephens

Robert F. Stephens  
Acting Regional Director

cc: Realty  
Yuma Refuge (Wilderness)  
Geologist Crutchfield, Albuquerque  
J. Wilson/dv

RETURN TO REFUGES



UNITED STATES  
DEPARTMENT OF THE INTERIOR  
OFFICE OF THE SOLICITOR

Room 7102

FEDERAL BUILDING AND U.S. COURT HOUSE

POST OFFICE BOX 1696

ALBUQUERQUE, NEW MEXICO 87103

July 16, 1969

MEMORANDUM

TO : Field Solicitor, Albuquerque

FROM : Attorney-Advisor, Albuquerque

SUBJECT: Trip Report - July 7-9, 1969 - Los Angeles, Calif.

At the request of the Bureau of Sport Fisheries and Wildlife, and at your direction, I traveled to Los Angeles, California, to attend a pre-arranged meeting with officials of the Santa Fe Pacific Railway Company and to attend to other matters of the Bureau while in the area.

I departed Albuquerque on July 7 at 2:30 p.m. via commercial airlines in company with Mr. T.M. Conrardy, Regional Supervisor of the Division of Realty, and Mr. Jerald J. Wilson of the Division of Refuges, both of the Bureau of Sport Fisheries and Wildlife. We arrived in Los Angeles at approximately 5:30 p.m. that same day and were joined that evening by Mr. Patrick L. O'Halloran, Refuge Manager-Wilderness Specialist, Yuma, Arizona.

The following day, July 8, at 10:00 a.m., the above-mentioned persons met with T.H. Rogers, Land Commissioner, Santa Fe Pacific Railway Company and P.J. Walsh, Chanslor-Western Oil and Development Company at their offices at 4549 Produce Plaza, Los Angeles, California. The purpose of the meeting was to acquaint the Railway Company with the fact that there is a proposal under study to designate a portion of the Navasu Refuge a Wilderness Area, and since the Railroad owns the minerals to approximately 10-1/2 sections of the lands proposed for inclusion, it was felt desirable to determine what their attitude toward such a proposal might be, and also to obtain from them information concerning the history of mineral activity in the area.



An explanation of the Wilderness Act was given to the Railroad people and a copy of the Act left for their further study. In discussing the Wilderness Act and the possible effect on the mineral ownership of the Railroad if the proposed area is designated under the Act, the following points were covered:

1. Could the Government purchase the mineral rights of the Railroad - no Federal funds presently available for such purpose;
2. Would the railroad consider donating their mineral interest in the proposed Wilderness Area - such possibility exists, but would have to be considered at a higher level;
3. Would the Railroad consider subordinating their mineral interest to the Wilderness use of the area - this might be agreeable to the Railroad if in so doing they were assured of the right of access to their areas and if feasible, the right to explore and develop, subject to reasonable control by the Government in preserving the area as a wilderness.

Messrs. Rogers and Walsh indicated that they felt the Railroad was willing to cooperate in considering the Wilderness proposal, and would immediately contact their geologist who is located in Albuquerque for a mineral report on the area. Mr. O'Halloran offered to give assistance to the geologist if he found it necessary to come onto the area. Mr. Conrardy will contact the geologist upon return to Albuquerque. The mineral lands in question are not currently under lease.

After the Railroad people in Los Angeles receive the mineral report from their geologist, they will make recommendations to their people in Chicago who are at the policy-making level and who will ultimately make any decision on the matter.

Upon concluding our business with the Santa Fe people, Mr. Conrardy and I, after a brief visit at the office of the Regional Solicitor, proceeded to the office of the Metropolitan Water District where we met with Mr. M.L. Sien of their right-of-way division. Mr. Sien advised that when the lands which now comprise part of the Havasu Refuge were purchased by the District, title was acquired only to the bank of the Colorado River. No attempt was made to acquire the river bed. This was substantiated by the description in one of the old conveyances which he furnished for our examination. This information relates to a question raised recently as to the jurisdiction of the Bureau to regulate water skiing on the River.

The following day, July 9, at 9:30 a.m., Mr. Conrardy and I met with Mr. E.O. Churchill, General Manager of Minerals for the Union Pacific Railroad. The purpose of this meeting was to discuss with Mr. Churchill the proposal by the Bureau to acquire lands owned by the Union Pacific within the Seedskadee Refuge in Wyoming. Although the negotiation for the acquisition of these lands was with the Union Pacific offices in Omaha, Nebraska who are responsible for the administration of Union Pacific-owned Railroad lands, the proposal had been referred to Mr. Churchill inasmuch as the acquisition would be subject to a mineral reservation by the Railroad company.

Mr. Churchill advised that he had recently written to the Railroad offices in Omaha advising that after reviewing the proposed acquisition, it was their recommendation that, first of all they would rather not have the Union Pacific lands included within the proposed refuge, but that if provision were made in a sale to provide for full exploration and development of the minerals, his office would have no particular objection. This letter apparently was written some time in June and the Bureau has not yet been contacted by the Omaha office.

In an effort to lay to rest some of the fears which the Union Pacific apparently has concerning mineral development when surface rights have been sold to the United States, Mr. Conrardy related to Mr. Churchill his experience in other areas where mineral rights were developed on existing refuges, and that the two operations were quite compatible. This

seemed to reassure Mr. Churchill, but I am sure that any purchase agreement will have to clearly set forth the retained rights of the Railroad company to explore and develop retained minerals.

Upon concluding our meeting with Mr. Churchill, my business in Los Angeles was completed and I departed that city at 3:05 p.m., arriving back in Albuquerque at 6:30 p.m. that same day.

*Elmer T. Nitzschke Jr.*  
Elmer T. Nitzschke, Jr.  
Attorney-Advisor

NOTED & APPROVED:

*Miss [Signature]*  
Field Solicitor

cc: RD/BSFW, Reg. 2

ETNitzschke:sr

ORTEGA.....

NITZSCHKE.....

GARRITY.....

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FILE.....

Realty Files

July 2, 1969

Regional Supervisor, Division of Realty

2-LA-Arizona  
Havasupai NWR  
Wilderness Study

Meeting with Santa Fe Railroad

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We were advised that the company would request its chief geologist stationed in Albuquerque to make an examination of the area as to its mineral possibilities. This would probably be sometime in the fall. We offered to furnish four-wheel drive transportation and that Mr. O'Halloran, who is thoroughly familiar with the area, would accompany the geologist.

Copy to: Jerry Wilson, Division of Refuges, Albq.

Mr. Pat O'Halloran, Imperial Refuge, Yuma, Arizona

Elmer T. Nitzschke, Solicitor's Office, Albuquerque

The meeting closed with the understanding that the company would call this matter to its higher officials and would also request a mineral investigation by its geologist.

I have today located and identified the company's geologist, who is William H. Crutchfield, Chief Geologist, Santa Fe Pacific Railroad Company, Room 1219 Simms Building, Telephone No. 243-7246. Mr. Crutchfield was in the field today and will be back tomorrow. I intend to call on him.

T. M. Comrady



UNITED STATES  
DEPARTMENT OF THE INTERIOR

BUREAU OF LAND MANAGEMENT

Land Office  
3022 Federal Building  
Phoenix, Arizona 85025

IN REPLY REFER TO:

2800  
LO

CONRADY

BEARD

KIMMEL

JULY 1, 1969  
FILE

Memorandum

To : Ted Conrady, Bureau of Sport Fisheries & Wildlife  
Albuquerque, New Mexico

From : Glendon E. Collins, Manager, Land Office

Subject: Negotiations with the Santa Fe Railroad Company

Attached are copies of correspondence which reflect our negotiations with the Santa Fe Railroad Company regarding the reservations in deeds from the Santa Fe Railroad Company. They may be of help to you in your negotiations with the Railroad.

Enclosures

BUREAU OF SPORT FISHERIES  
AND WILDLIFE, REGION 2  
JUL 3 1969  
RECEIVED  
DIVISION OF REALTY



In reply refer to:

June 4, 1969

IA - Arizona  
Havasu BGR

Mr. T. H. Rodgers, Land Commissioner  
Santa Fe Pacific Company  
4505 Producers Plaza  
Los Angeles, California 90058

Dear Mr. Rodgers:

This Bureau is considering a major proposal involving a portion of our Havasu National Wildlife Refuge. Your company owns the mineral interest on a considerable acreage of the area under consideration. A copy of our map of the Refuge, showing in color your lands of concern, is attached.

As conveyed to you by Mr. Conrardy in yesterday's telephone call, representatives of this office would like to discuss this matter with you and will as presently understood arrange to meet with you in your office at 10 a.m., July 8. Should it become necessary for you to change this date, please contact Mr. Conrardy and we will adjust our schedule accordingly.

Sincerely yours,

TKConrardy:ph

William T. Krueger  
Regional Director

Attachment

Copy to: Field Solicitor, Albuquerque w/o attachment  
Attn: Mr. Elmer Nitzschke

Division of Refuges w/map attachment

Regional Supervisor  
Division of Wildlife Refuges (RF)

Regional Supervisor  
Division of Realty

May 19, 1969  
LA-Arizona  
Havasu NWR  
Wilderness Study

Wilderness Study Land Status

Your memorandum of May 7 solicited our comments regarding certain aspects of land status which have been uncovered by your study team. Comments follow in the order presented in your memorandum.

1. Santa Fe Railway Mineral Rights:

We see little hope of obtaining any type of a subordination agreement from Santa Fe regarding these minerals, whatever their value may be at present. Our experience with railroad companies is that economics is their first concern and they are highly unlikely to jeopardize a possible return even though it might be many years away. Mr. Nitzschke advises that the Wilderness Area Study process provides for a mineral survey to be made by Geological Survey. Perhaps if this were done it would provide a basis on which better to decide what course of action to take, although such a survey would in no way be binding on the Santa Fe Railway.

2. Private Lands:

No funds are available for acquisition of any private lands within the Havasu Refuge.

3. Private Mineral Rights:

As you point out, this is a very confusing picture. We have no data in our office to support or refute the claims made. We doubt that all claims have been identified. The only method by which mineral claims can be wiped out is through an invalidation procedure by BLM and even then some claims may escape invalidation. We see no point in approaching BLM with this matter until it is decided if this definitely is to be a wilderness area. Invalidation is a long and costly process with our Bureau footing the bill.

4. General:

In further discussion with Mr. Nitzschke, it seems as though the first step should be for the Bureau to decide if this area is or is not to be recommended as a wilderness area using biological

and esthetic standards and then proceed in the direction indicated. Admittedly, we are not cognizant of the procedural steps involved, but your memorandum seems to be asking for action in advance of decisions which would determine the kind of action and if any should be taken.

Maybe we should discuss the matter.

T. M. Conrardy

The meeting closed with the understanding that the company would call this matter to its higher officials and would also request a mineral investigation by its geologist.

I have today located and identified the company's geologist, who is William H. Crutchfield, Chief Geologist, Santa Fe Pacific Railroad Company, Room 1219 Simms Building, Telephone No. 243-7246. Mr. Crutchfield was in the field today and will be back tomorrow. I intend to call on him.

*T. M. Conrardy*  
T. M. Conrardy

T. H. RODGERS

LAND COMMISSIONER  
SANTA FE PACIFIC RAILROAD COMPANY

LUOW 1-6233  
4349 PRODUCE PLAZA  
LOS ANGELES 58

D. J. WALSH

CHANSIOR-WESTERN OIL AND DEVELOPMENT COMPANY  
SANTA FE PACIFIC RAILROAD COMPANY

LUOW 1-6233  
4349 PRODUCE PLAZA  
LOS ANGELES 58

71-6356-56

Santa Fe Pacific Railroad Company

OFFICE OF LAND COMMISSIONER

4549 Produce Plaza

Los Angeles, California 90053

T. M. RODGERS  
LAND COMMISSIONER

October 3, 1966

Mohave County, Arizona Area

U. S. Department of the Interior

L-2-4-STP

M-9-STP

Mr. Richard Petrie  
District Manager  
U. S. Department of the Interior  
Bureau of Land Management  
3041 Federal Building  
Phoenix, Arizona 85025

Dear Mr. Petrie:

Your P20

This refers to correspondence ending with your letter of July 29, 1966, relative to the meaning and intent of reservation in Santa Fe Pacific Railroad Company deeds.

In connection with working out procedures whereby the railroad reservation could be released only on exchanges which were consummated, it has occurred to us that perhaps an arrangement could be made by which Santa Fe Pacific would deliver to a title company a release of its railroad reservation with instructions to place of record if the exchange was consummated. With this release in its hands, the title company would be in a position to issue a policy of title insurance showing the title to be clear, if it was otherwise clear. This would probably comply with existing Government regulations requiring the applicant to submit a warranty deed to the United States, together with the satisfactory evidence of title. As part of the same transaction, there could be the placing of a further railroad reservation on the selected lands when they are acquired from the United States.

With respect to the matter set forth in Paragraph 5 of your letter of July 29, it is our understanding that an appropriation under the mineral reservation does not allow the appropriator thereafter to use the lands for any purpose. The form of the mineral

U. S. Department of the Interior

Page 2

October 3, 1966

reservation is simply that the Santa Fe Pacific reserves all oil, gas, coal and minerals whatsoever in the lands, together with the right to use so much of the surface of the lands as is necessary and convenient for the working of any mines or wells which may be operated on the lands. This would be implied anyway, but there is the further provision that Santa Fe Pacific, its successors or assigns, will pay a fixed price per acre for the surface of all lands "appropriated under this exception and reservation" equal to the average price paid for the lands. It is our understanding that only so long as the surface of the land is appropriated under the mineral reservation can it be used, and if the mineral runs out there can be no further appropriation under the mineral reservation, and the surface of the land would be free for the use of the grantee in the deed.

If you have any further or different ideas, please advise.

Very truly yours,

*W. H. Rogers*



Santa Fe Pacific Railroad Company

OFFICE OF LAND COMMISSIONER

4549 Produce Plaza

Los Angeles, California 90058

*h.c.*  
FR. 035656

*Shirley Collins*  
*photo printing*

T. H. RODGERS  
LAND COMMISSIONER

July 8, 1966

Mohave County, Arizona Area

U. S. Department of the  
Interior

L-24-STP

M-9-STP

Mr. Richard Petrie  
District Manager  
U. S. Department of the Interior  
Bureau of Land Management  
3041 Federal Building  
Phoenix, Arizona 85025

Dear Mr. Petrie:

Your ZDO 2410.12

This refers to correspondence ending with your letter of June 22, 1966, relative to the classification of certain public lands in the vicinity of Kingman, Arizona, and the problems presented in land exchanges because of the reserved rights of the Santa Fe Pacific Railroad Company.

We have presented the problems outlined in your letter of April 18, 1966, to our various people who are familiar with such matters and particularly to our Mr. C. D. Cheim of Amarillo, Texas, who has had several years' experience in assisting both the land owners and the Bureau of Land Management in exchange of property. The Santa Fe Pacific has been most cooperative in these matters to date and has gone to a great deal of work only to find that in the vast majority of cases exchanges are declined and our efforts are for naught.

We think that perhaps there is a misunderstanding among your people with respect to the difference between the appropriation provision in our mineral reservation from the appropriation provision in the so-called railroad reservation. The mineral reservation does not call for a conveyance of the appropriated lands and the payment provision thus might be termed merely a fixed price for surface

U. S. Department of the Interior  
July 8, 1966  
Page 2

damages. In the usual situation in the absence of such a payment provision, Santa Fe Pacific would have the free right to use the surface to extract its minerals. The appropriation for future railroad purposes is a different matter entirely as it calls for a conveyance of the land so appropriated.

Subject to the approval of our parent company, The Atchison, Topeka and Santa Fe Railway Company, we would have no objection to the release of the railroad reservation if an exchange with the Government actually is to be consummated. As we understand it, once the lands become public lands the Railway Company under proper Government filing would be able to acquire easement rights for railroad purposes as distinguished from the right to acquire actual title as it now has.

Notwithstanding the fact that our experience to date in trying to negotiate these exchanges has been anything but satisfactory, please be assured that we will continue our efforts to cooperate in the exchange of properties by giving serious consideration to the release of the so-called railroad reservation in each particular case as it comes to our attention. Each case, however, must be considered on its merits and we are not agreeable to any wholesale release of such railroad reservation nor are we agreeable to releasing any of our mineral reservations.

Very truly yours,

*W. H. Rogers*

November 5, 1970

Mr. T. H. Rogers, Lead Commissioner  
Santa Fe Pacific Railroad Company  
4540 Proctor Place  
Los Angeles, California 90033

Dear Mr. Rogers:

You will recall the meeting held at your office on July 8, 1969, with members of our Bureau staff and the Solicitor's office concerning the wilderness study of the Havasu and Wildlife Refuges. It was established at this time that a physical examination of the wilderness study area would be made in the fall by your company. This would be beneficial to you and our Bureau in order to discuss possible options dealing with your mineral holdings on the refuge wilderness study prior to our required public hearing.

We understand in a phone discussion with Chief Geologist Crutchfield on November 4, that needed aerial photo interpretation is delayed and a definite date to meet our field wilderness specialists on the ground cannot be set for the present.

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Sincerely yours,

Robert F. Stephens

Robert F. Stephens  
Acting Regional Director

cc: Realty  
Yuma Refuge (Wilderness)  
Geologist Crutchfield, Albuquerque

UNITED STATES GOVERNMENT

# Memorandum

BUREAU OF SPORT FISHERIES & WILDLIFE  
Region 2, Albuquerque, New Mexico 87103

TO : Realty Files

DATE: July 22, 1969

FROM : Regional Supervisor, Division of Realty

2-LA-Arizona  
Havasu NWR  
Wilderness Study

SUBJECT: Meeting with Santa Fe Railroad

On Tuesday morning, July 8, Jerry Wilson, Pat O'Halloran, Elmer Nitzschke and I met with representatives of the Santa Fe Pacific Railroad Company in their office at 4549 Produce Plaza, Los Angeles, California. We met with T. H. Rodgers, Land Commissioner, Santa Fe Pacific Railroad Company and D. J. Walsh, Chanslor-Western Oil and Development Company.

Wilson briefly explained the purpose of our meeting, showing maps and photos taken of the proposed wilderness area including the general procedures involved in establishing wilderness areas, and the fact that sometime in the future a public hearing would be held at which time the company would undoubtedly be represented.

Rodgers and Walsh then brought out the fact that the company is not divesting itself of minerals as this is a matter of potential value to the company. They appeared to be in favor of a primitive area but wondered how possible mining development of the future would be compatible with our purpose. There was some brief discussion as to the sale of the minerals including a value since nothing has been established as to the mineral potentialities. We then suggested the possibility of an agreement with the company wherein it could recover the minerals but under controls to prevent mineral disturbance and damage. We also pointed out the public relation aspect wherein the Santa Fe would cooperate with the Government in setting up the wilderness area. This seemed to strike a responsive favorable cord.

We were advised that the company would request its chief geologist stationed in Albuquerque to make an examination of the area as to its mineral possibilities. This would probably be sometime in the fall. We offered to furnish four-wheel drive transportation and that Mr. O'Halloran, who is thoroughly familiar with the area, would accompany the geologist.



The meeting closed with the understanding that the company would call this matter to its higher officials and would also request a mineral investigation by its geologist.

I have today located and identified the company's geologist, who is William H. Crutchfield, Chief Geologist, Santa Fe Pacific Railroad Company, Room 1219 Simms Building, Telephone No. 243-7246. Mr. Crutchfield was in the field today and will be back tomorrow. I intend to call on him.

*T. M. Conrardy*  
T. M. Conrardy

T. H. RODGERS

LAND COMMISSIONER  
SANTA FE PACIFIC RAILROAD COMPANY

LUDLOW 1-6233  
4549 PRODUCE PLAZA  
LOS ANGELES 56

D. J. WALSH

CHANSOR-WESTERN OIL AND DEVELOPMENT COMPANY  
SANTA FE PACIFIC RAILROAD COMPANY

LUDLOW 1-6233  
4549 PRODUCE PLAZA  
LOS ANGELES 56



UNITED STATES  
DEPARTMENT OF THE INTERIOR  
OFFICE OF THE SOLICITOR

Room 7102  
FEDERAL BUILDING AND U.S. COURT HOUSE  
Post Office Box 1696  
ALBUQUERQUE, NEW MEXICO 87103

July 16, 1969

MEMORANDUM

TO : Field Solicitor, Albuquerque

FROM : Attorney-Advisor, Albuquerque

SUBJECT: Trip Report - July 7-9, 1969 - Los Angeles, Calif.

At the request of the Bureau of Sport Fisheries and Wildlife, and at your direction, I traveled to Los Angeles, California, to attend a pre-arranged meeting with officials of the Santa Fe Pacific Railway Company and to attend to other matters of the Bureau while in the area.

I departed Albuquerque on July 7 at 2:30 p.m. via commercial airlines in company with Mr. T.M. Conrardy, Regional Supervisor of the Division of Realty, and Mr. Jerald J. Wilson of the Division of Refuges, both of the Bureau of Sport Fisheries and Wildlife. We arrived in Los Angeles at approximately 5:30 p.m. that same day and were joined that evening by Mr. Patrick L. O'Malloran, Refuge Manager-Wilderness Specialist, Yuma, Arizona.

The following day, July 8, at 10:00 a.m., the above-mentioned persons met with T.H. Rogers, Land Commissioner, Santa Fe Pacific Railway Company and E.J. Walsh, Chancellor-Western Oil and Development Company at their offices at 4540 Produce Plaza, Los Angeles, California. The purpose of the meeting was to acquaint the Railway Company with the fact that there is a proposal under study to designate a portion of the Navajo Refuge a Wilderness Area, and since the Railroad owns the minerals to approximately 10-1/2 sections of the lands proposed for inclusion, it was felt desirable to determine what their attitude toward such a proposal might be, and also to obtain from them information concerning the history of mineral activity in the area.



An explanation of the Wilderness Act was given to the Railroad people and a copy of the Act left for their further study. In discussing the Wilderness Act and the possible effect on the mineral ownership of the Railroad if the proposed area is designated under the Act, the following points were covered:

1. Could the Government purchase the mineral rights of the Railroad - no Federal funds presently available for such purpose;
2. Would the railroad consider donating their mineral interest in the proposed Wilderness Area - such possibility exists, but would have to be considered at a higher level;
3. Would the Railroad consider subordinating their mineral interest to the Wilderness use of the area - this might be agreeable to the Railroad if in so doing they were assured of the right of access to their areas and if feasible, the right to explore and develop, subject to reasonable control by the Government in preserving the area as a wilderness.

Messrs. Rogers and Walsh indicated that they felt the Railroad was willing to cooperate in considering the Wilderness proposal, and would immediately contact their geologist who is located in Albuquerque for a mineral report on the area. Mr. O'Halloran offered to give assistance to the geologist if he found it necessary to come onto the area. Mr. Conrardy will contact the geologist upon return to Albuquerque. The mineral lands in question are not currently under lease.

After the Railroad people in Los Angeles receive the mineral report from their geologist, they will make recommendations to their people in Chicago who are at the policy-making level and who will ultimately make any decision on the matter.

Upon concluding our business with the Santa Fe people, Mr. Conrardy and I, after a brief visit at the office of the Regional Solicitor, proceeded to the office of the Metropolitan Water District where we met with Mr. M.L. Sien of their right-of-way division. Mr. Sien advised that when the lands which now comprise part of the Havasu Refuge were purchased by the District, title was acquired only to the bank of the Colorado River. No attempt was made to acquire the river bed. This was substantiated by the description in one of the old conveyances which he furnished for our examination. This information relates to a question raised recently as to the jurisdiction of the Bureau to regulate water skiing on the River.

The following day, July 9, at 9:30 a.m., Mr. Conrardy and I met with Mr. M.O. Churchill, General Manager of Minerals for the Union Pacific Railroad. The purpose of this meeting was to discuss with Mr. Churchill the proposal by the Bureau to acquire lands owned by the Union Pacific within the Seedskadee Refuge in Wyoming. Although the negotiation for the acquisition of these lands was with the Union Pacific offices in Omaha, Nebraska who are responsible for the administration of Union Pacific-owned Railroad lands, the proposal had been referred to Mr. Churchill inasmuch as the acquisition would be subject to a mineral reservation by the Railroad company.

Mr. Churchill advised that he had recently written to the Railroad offices in Omaha advising that after reviewing the proposed acquisition, it was their recommendation that, first of all they would rather not have the Union Pacific lands included within the proposed refuge, but that if provision were made in a sale to provide for full exploration and development of the minerals, his office would have no particular objection. This letter apparently was written some time in June and the Bureau has not yet been contacted by the Omaha office.

In an effort to lay to rest some of the fears which the Union Pacific apparently has concerning mineral development when surface rights have been sold to the United States, Mr. Conrardy related to Mr. Churchill his experience in other areas where mineral rights were developed on existing refuges, and that the two operations were quite compatible. This

seemed to reassure Mr. Churchill, but I am sure that any purchase agreement will have to clearly set forth the retained rights of the Railroad company to explore and develop retained minerals.

Upon concluding our meeting with Mr. Churchill, my business in Los Angeles was completed and I departed that city at 3:05 p.m., arriving back in Albuquerque at 6:30 p.m. that same day.

(S) E. T. NITZSCHKO, JR.

Elmer T. Nitzschko, Jr.  
Attorney-Advisor

NOTED & APPROVED:

JOSE LOPEZ B. GUTIERA

Field Solicitor

cc: RD/BSPW, Reg. 2

cc: Division of Refuges, Attn: Mr. Jerald J. Wilson  
Mr. Patrick L. O'Halloran, Refuge Manager-Wilderness Specialist,  
Yuma, Arizona  
7-28-69 ahk



UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

Land Office  
3022 Federal Building  
Phoenix, Arizona 85025

IN REPLY REFER TO:

2800  
LO

COPIES TO:  
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DATE: \_\_\_\_\_  
INITIALS: \_\_\_\_\_  
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JULY 1, 1969  
FILE \_\_\_\_\_

Memorandum

To : Ted Conrady, Bureau of Sport Fisheries & Wildlife  
Albuquerque, New Mexico

From : Glendon E. Collins, Manager, Land Office

Subject: Negotiations with the Santa Fe Railroad Company

Attached are copies of correspondence which reflect our negotiations with the Santa Fe Railroad Company regarding the reservations in deeds from the Santa Fe Railroad Company. They may be of help to you in your negotiations with the Railroad.

Enclosures

*Glendon Collins*

BUREAU OF SPORT FISHERIES  
AND WILDLIFE, REGION 2  
JUL 3 1969  
RECEIVED  
DIVISION OF REALTY

Feb. 22. 1900.

4549 Produce Plaza

T. H. RODGERS  
LAND COMMISSIONER

T. H. RODGERS  
LAND COMMISSIONER

U. S. Department of the Interior

M-9-SFP

Dear Mr. Petrie:

This refers to correspondence ending with your letter of July 29, 1966, relative to the meaning and intent of reservation in Santa Fe Pacific Railroad Company deeds.

In connection with working out procedures whereby the railroad reservation could be released only on exchanges which were consummated, it has occurred to us that perhaps an arrangement could be made by which Santa Fe Pacific would deliver to a title company a release of its railroad reservation with instructions to place of record if the exchange was consummated. With this release in its hands, the title company would be in a position to issue a policy of title insurance showing the title to be clear, if it was otherwise clear. This would probably comply with existing Government regulations requiring the applicant to submit a warranty deed to the United States, together with the satisfactory evidence of title. As part of the same transaction, there could be the placing of a further railroad reservation on the selected lands when they are acquired from the United States.

With respect to the matter set forth in Paragraph 5 of your letter of July 29, it is our understanding that an appropriation under the mineral reservation does not allow the appropriator thereafter to use the lands for any purpose. The form of the mineral

U. S. Department of the Interior  
Page 2  
October 3, 1966

reservation is simply that the Santa Fe Pacific reserves all oil, gas, coal and minerals whatsoever in the lands, together with the right to use so much of the surface of the lands as is necessary and convenient for the working of any mines or wells which may be operated on the lands. This would be implied anyway, but there is the further provision that Santa Fe Pacific, its successors or assigns, will pay a fixed price per acre for the surface of all lands "appropriated under this exception and reservation" equal to the average price paid for the lands. It is our understanding that only so long as the surface of the land is appropriated under the mineral reservation can it be used, and if the mineral runs out there can be no further appropriation under the mineral reservation, and the surface of the land would be free for the use of the grantee in the deed.

If you have any further or different ideas, please advise.

Very truly yours,

*W. H. Rogers*



District Office  
3041 Federal Building  
Phoenix, Arizona 85025

July 29, 1966

Mr. E. H. Redgers,  
Chief of Land Commissioner  
Santa Fe Pacific Railway Company  
4540 Wilshire Place  
Los Angeles, California 90050

Dear Mr. Redgers:

Thank you for your letter of July 28th setting forth your interpretation of the meaning and intent of the reservations in Santa Fe Railroad Company lands.

I sincerely appreciate your willingness to work with us in resolving the problems.

I am certain we can work out procedures whereby the "Railroad" reservation can be released only on exchanges which will be consummated. This can be done by a release to the U. S. conditional upon consummation of the specific exchange involved or by other mutually acceptable methods.

Your understanding that the railroad can obtain right-of-way across public lands (at no rental costs) is correct. The enclosed Circular No. 2161 contains the Federal Regulations governing acquisition of such right-of-way. (See 2424.2-2 pages 11-13)

We are still somewhat concerned about the tenure of an appropriation as permitted in the mineral reservation. I would appreciate your company's views as to whether such an appropriation would constitute a final act and so permit the appropriator thereafter to use the lands for any purpose or whether the tenure of the appropriation would depend upon the continued use of the lands for purposes reasonably incident to a mining operation.

Thank you again for your cooperation in these matters.

Sincerely yours,

*Richard H. Helmandollar*

District Manager

RHelmandollar:jo

Enclosure

*1.0*  
*HR. 735156*  
*Shirley C. Collins*  
*Public Hearing*

Santa Fe Pacific Railroad Company

OFFICE OF LAND COMMISSIONER

4549 Produce Plaza

Los Angeles, California 90038

T. H. RODGERS  
LAND COMMISSIONER

July 8, 1966

Mohave County, Arizona Area

U. S. Department of the  
Interior

L-2-4-SFP

M-9-SFP

Mr. Richard Petrie  
District Manager  
U. S. Department of the Interior  
Bureau of Land Management  
3041 Federal Building  
Phoenix, Arizona 85025

Dear Mr. Petrie:

Your EDO 2410.12

This refers to correspondence ending with your letter of June 22, 1966, relative to the classification of certain public lands in the vicinity of Kingman, Arizona, and the problems presented in land exchanges because of the reserved rights of the Santa Fe Pacific Railroad Company.

We have presented the problems outlined in your letter of April 18, 1966, to our various people who are familiar with such matters and particularly to our Mr. C. D. Cheim of Amarillo, Texas, who has had several years' experience in assisting both the land owners and the Bureau of Land Management in exchange of property. The Santa Fe Pacific has been most cooperative in these matters to date and has gone to a great deal of work only to find that in the vast majority of cases exchanges are declined and our efforts are for naught.

We think that perhaps there is a misunderstanding among your people with respect to the difference between the appropriation provision in our mineral reservation from the appropriation provision in the so-called railroad reservation. The mineral reservation does not call for a conveyance of the appropriated lands and the payment provision thus might be termed merely a fixed price for surface

U. S. Department of the Interior  
July 8, 1966  
Page 2

damages. In the usual situation in the absence of such a payment provision, Santa Fe Pacific would have the free right to use the surface to extract its minerals. The appropriation for future railroad purposes is a different matter entirely as it calls for a conveyance of the land so appropriated.

Subject to the approval of our parent company, The Atchison, Topeka and Santa Fe Railway Company, we would have no objection to the release of the railroad reservation if an exchange with the Government actually is to be consummated. As we understand it, once the lands become public lands the Railway Company under proper Government filing would be able to acquire easement rights for railroad purposes as distinguished from the right to acquire actual title as it now has.

Notwithstanding the fact that our experience to date in trying to negotiate these exchanges has been anything but satisfactory, please be assured that we will continue our efforts to cooperate in the exchange of properties by giving serious consideration to the release of the so-called railroad reservation in each particular case as it comes to our attention. Each case, however, must be considered on its merits and we are not agreeable to any wholesale release of such railroad reservation nor are we agreeable to releasing any of our mineral reservations.

Very truly yours,

*T. H. Rogers*

2476.12  
103-25756  
7-5-1

District Office  
3041 Federal Building,  
Phoenix, Arizona - 85033

April 19, 1966

Mr. M. N. Rodgers  
General Manager  
Santa Fe Pacific Railway Company  
4900 Wilshire Blvd.  
Los Angeles, California 90048

Dear Mr. Rodgers:

Under separate cover, and marked for your personal attention, I am sending one of our new land status maps of Arizona. Superimposed on this map are national land planning units 1, 2, 3, 4, 5, and 6, and transfer unit 77.

This is furnished as requested by Mr. Burton Miroch, of our Field Solicitor's Office, when he called with you about land exchanges in the Mohave County area.

Mr. Miroch asked me to send you the map, outline our plans in this area, discuss the reservations in the lands from the Santa Fe, and solicit suggestions to the problem of blocking up private and Federal lands in this area.

The Classification and Multiple Use Act of 1964 charged this Department with making an inventory of the remaining public lands, determining, with the aid of interested and interested individuals and groups, the best present and/or future use for these lands, and to classify the lands accordingly.

Toward this end we have tentatively identified certain units for retention in Federal ownership, others for title transfer, others for cooperative management with other agencies, and others for more detailed or later study prior to determination.

Our units so identified for retention in Mohave County (units 1, 2, 3, 4, 5, and 6) involve many sections in checkerboard land patterns peculiar to railroad grants. Such a pattern, as you are well aware, makes large scale intelligent long range land planning extremely difficult.

On Feb. 23, 1934, I was shown the two specimens, one by the  
 collector, in the room at the hotel he was staying, and then shown the  
 same specimen this morning has declined to make any challenge in the  
 matter made me pondered by these reservations which contained  
 nothing of importance the limits of the copyright notice was made, and  
 in the event of serious findings on copyright. It indicated that  
 you have waived these reservations so that challenges could be con-  
 sidered.

In order to prevent bleeding up of the interests in the work would your company join with any other or preparent so that all their credit be conveyed to the U. S. of the offered lands? If so, and all the time, rendered, the U. S. would convey title to you and the other preparent. You might then in accordance with a pre-application agreement with the other preparent divide the title to the newly acquired lands in any way mutually agreeable. The other alternative your company might be willing to make only the "right of way" and in the construction upon payment of the preparent and you would then the U. S. that the other preparent be concerned in the right to the land's were yours.

If a better method is forthcoming, I would appreciate your views as to a potential solution to this problem. If you have any suggestions for handling the construction phase, submit them and I will ask the Council to review them and call on your aid.

1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 2680, 26

Richard H. Lohr

**Plots for Response**

1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2669, 2670, 2671, 2672, 2673, 2674, 2675, 2676, 2677, 2678, 2679, 2680, 26

Copy of recommendations contained in CD D-200

cc: Tom Moore  
Burton Hirsch  
John Dunn

RTHeimandollar: jo

Grantor expressly reserves and excepts all oil, gas, coal and minerals whatsoever, already found or which may hereafter be found, upon or under said lands, with the right to prospect for, mine and remove the same, and to use so much of the surface of said lands as shall be necessary and convenient for shafts, wells, tanks, pipe lines, rights of way, railroad tracks, storage purposes, and other and different structures and purposes necessary and convenient for the digging, drilling and working of any mines or wells which may be operated on said lands. Grantor or its successors or assigns, will pay to Grantee, or the legal representatives, heirs, successors or assigns of Grantee, a fixed price per acre for the surface of all lands appropriated under this exception and reservation which price shall be equal to the average price per acre paid for all the lands above described, together with the fair value of the buildings and permanent improvements, if any, on the land the surface of which is so appropriated. If the parties cannot agree upon such fair value it shall be fixed by three appraisers, of whom each party shall appoint one and the two so appointed shall appoint the third.

This conveyance is made subject to and upon condition that in the event that Grantor, or its successors or assigns or the Atchison, Topeka and Santa Fe Railway Company, or its successors or assigns or any railroad company or at least a majority of whose stock it owns may at any time hereafter desire to construct across the premise herein above described, any railroad tracks, telegraph and telephone lines, or other electric wire lines, oil or water pipe lines, roadways, ditches, flumes or aqueducts or to operate on said premises gravel and ballast pits and quarries and take material therefrom for railroad purposes, the right of way for any such tracks, telegraph, telephone or other electric wire lines, pipe lines, roadways, ditches, flume and aqueducts, of sufficient width for the proper protection, maintenance and operation thereof, and the land necessary and convenient for the operation of such gravel and ballast pits and quarries and the taking of material therefrom for railroad purposes, may be appropriated by any such Company desiring to construct such tracks, wire lines, pipe lines, roadway, ditches, flumes or aqueducts, or to operate such gravel and ballast pits and quarries, upon such Company paying or offering to pay to Grantee, or the legal representatives, heirs, successors or assigns of Grantee, a fixed price per acre for the land so appropriated, which price shall be equal to the average price per acre paid for all the land above described together with the fair value of all buildings and permanent improvements constructed upon the land so appropriated, and Grantee, or the legal representatives, heirs, successors or assigns of Grantee will convey to such Company such appropriated right of way upon demand and tender of payment as aforesaid.



In reply refer to:

June 4, 1969

LA - Arizona  
Bureau File

Mr. T. H. Rodgers, Land Commissioner  
Santa Fe Pacific Company  
4549 Woodrow Plaza  
Los Angeles, California 90050

Dear Mr. Rodgers:

This Bureau is considering a major proposal involving a portion of our Navajo National Wildlife Refuge. Your company owns the mineral interest on a considerable acreage of the area under consideration. A copy of our map of the Refuge, showing in color your lands of concern, is attached.

As conveyed to you by Mr. Conrardy in yesterday's telephone call, representatives of this office would like to discuss this matter with you and will as presently understood arrange to meet with you in your office at 10 a.m., July 8. Should it become necessary for you to change this date, please contact Mr. Conrardy and we will adjust our schedule accordingly.

Sincerely yours,

TMConrardy:ph

William T. Krumes  
Regional Director

Attachment

Copy to: Field Solicitor, Albuquerque w/o attachment  
Attn: Mr. Elmer Hitzschke

Division of Refuges w/map attachment



Regional Supervisor, Division of Wildlife  
Releases, Albuquerque (1P)

June 3, 1959

Regional Supervisor, Division of Realty,  
Albuquerque (1P)

2-1A-11111111  
Realty, Albuquerque  
Wilderness Study

Meeting with the Santa Fe re Wilderness  
Proposal--Newman

I talked to Mr. T. M. Rodgers, Land Commissioner of the Santa Fe  
Pacific Company this morning and arranged a meeting with him for  
July 8 at 10 a.m. The Company's address is 4549 Proctor Plaza,  
Los Angeles, California 90038, Telephone A/C 213 - 581-1233.

He was briefly informed of the purpose of our meeting. The under-  
standing is that we will write a letter referring to this discussion,  
summing up the meeting and send a small map showing the lands  
and general location of the lands to be discussed. This will  
enable them to prepare for our coming.

TMConrardy:ph

T. M. Conrardy

Copy to: Field Solicitor, Albuquerque  
Attn: Mr. Elmer Hitzschke

Union Pacific RR Co.  
Los Angeles, Calif.

Executive and General Offices including the  
Natural Resources Division  
located at 5480 Ferguson Drive  
Telephone: 685-4350

# Santa Fe Pacific Railroad Company

C. D. OHEIM,  
Tax Agent

900 Polk Street  
Amarillo, Texas 79101  
February 18, 1969

SP-2

Mr. Patrick L. O'Halloran  
Wilderness Specialist  
United States Department of the Interior  
Fish and Wildlife Service  
P. O. Box 1032  
Yuma, Arizona 85364

Dear Sir:

As requested in your letter of February 11, we enclose statement of the holdings of Santa Fe Pacific Railroad Company in Mohave County, Arizona, lying within the areas you are presently investigating on the Lower Colorado River.

We have no holdings in San Bernardino County, California.

Yours truly,

*C. D. Oheim*

CDO/la

Enclosure

