

RESOLUTION 11-

**SUPPORTING A PROPOSED EXCHANGE OF PRIVATE LAND TO THE
UNITED STATES FOREST SERVICE**

WHEREAS, Stephen M. Brophy of Page Land & Cattle Co. is assisting the Lions Foundation of Arizona in securing property rights from the United States Forest Service in a proposed land exchange for certain Forest Service property located in Pinetop-Lakeside known as Camp Tatiyee; and in order to secure such rights for the Forest Service property, the private property (the "Property") offered to the Forest Service in the exchange, some of which is located in Cochise County and described on the letter attached hereto, has been conveyed to a title insurance company trust for purposes of effectuating the proposed land exchange with the Forest Service; and

WHEREAS, the Board of Supervisors enacted a policy dealing with federal lands, which provides in Subsection 2.E: "Any affected district within the County must be compensated for any net loss of private lands with public lands of equal value or compensated for any loss of assessed valuation resulting from these exchanges by the appropriate acquiring agency", and "A private property owner has a right to dispose of or exchange his property as he/she sees fit within applicable law";

WHEREAS, the exchange proposed by Mr. Brophy would result in a net loss of private lands and assessed valuation in Cochise County; and,

WHEREAS, the Public Lands Advisory Committee voted 4 to 1 to not support the exchange, on grounds that the exchange would be inconsistent with the County's federal lands policy; and,

WHEREAS, the Board of Supervisors, while acknowledging the reasoning of the Public Lands Advisory Committee, finds that the right of a private property owner to dispose of or exchange his property as he sees fit is paramount.

NOW, THEREFORE, BE IT RESOLVED, that the Cochise County Board of Supervisors hereby declares that it supports the proposed exchange as set forth in Exhibit A hereto and directs the County Administrator to forward a copy of this Resolution to Mr. Brophy and the United States Forest Service.

PASSED AND ADOPTED by the Cochise County Board of Supervisors this
_____ day of _____ 2011.

Patrick G. Call, Chairman
Cochise County Board of Supervisors

ATTEST:

APPROVED AS TO FORM:

Katie A. Howard,
Clerk of the Board
Attorney

Britt Hanson
Chief Civil Deputy County