Pursuant to Government Code Section 126 the State Lands Commission is authorized on behalf of the State of California to cede concurrent criminal jurisdiction to the United States upon finding:

(a) the land is held for the erection of forts, arsenals and other needful buildings within the purview of Clause 17 of Section 8 of Article 1 of the United States Constitution;

(b) the cession is in compliance with the laws of the United States;

(c) the United States has in writing requested such cession; and

(d) the State reserves jurisdiction over the land for purposes of water acquisition and management.

On May 14, 1991 Mr. Marvin Fisher, Chief, Real Estate Division, U.S. Army, Corps of Engineers, wrote the State Lands Commission and requested a cession of concurrent criminal jurisdiction over
Fort Hunter Liggett Military Reservation pursuant to Government Code Section 126. Currently the United States has only proprietary jurisdiction over the Reservation.

On July 15, 1991 the State Lands Commission authorized a public hearing for the purpose of determining whether it is in the best interest of the State to make the requested cession. Notice of the hearing was published in the Salinas Californian and served upon the Clerk of the Board of Supervisors for Monterey County. Affidavits of the publication and service are found in the Commission's files.

The Hearing was held on August 27, 1991 in the Commission's offices in Sacramento, California. There were no personal appearances by any members of the public and no written comments were received. Mr. Benjamin Dudek of the Corps of Engineers represented the United States.

In its application, the United States indicated that concurrent criminal jurisdiction is desirable to preserve security, good order and discipline on the Reservation. Further, State and local law enforcement agencies lack sufficient resources to patrol the Reservation and prevent incidents from occurring. The United States is specifically concerned with poaching of game and the growing of marijuana on the Reservation.

The Commission staff believes that the cession of concurrent criminal jurisdiction is in the best interest of the State of California in connection with the exercise of criminal jurisdiction over the facility.

AB 884:
N/A

OTHER PERTINENT INFORMATION:
1. Pursuant to the Commission's delegation of authority and the State CEQA Guidelines, the staff has determined that this activity is exempt from the requirements of the CEQA because the activity is not a project as defined by CEQA and the State CEQA Guidelines.

EXHIBITS:
A. Property Description
B. Site Map
IT IS RECOMMENDED THAT THE COMMISSION:

1. FIND THAT THE ACTIVITY IS EXEMPT FROM THE REQUIREMENTS OF CEQA PURSUANT TO 14 CAL. CODE REGS. C. 15061 BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY P.R.C. 21065 AND 14 CAL. CODE REGS. C. 15378.

2. DETERMINE THAT THE PUBLIC HEARING HELD ON AUGUST 27, 1991 COMPLIED WITH THE STATUTES AND REGULATIONS DEALING WITH THE CESSION OF CONCURRENT CRIMINAL JURISDICTION AND THAT THE FOLLOWING REQUIREMENTS HAVE BEEN SATISFIED:

A. THE UNITED STATES HAS REQUESTED, IN WRITING, THAT THE STATE OF CALIFORNIA CEDE CONCURRENT CRIMINAL JURISDICTION OVER THE LAND DESCRIBED IN EXHIBIT "A" ATTACHED AND BY REFERENCE MADE A PART HEREOF, SAID LANDS BEING WITHIN THE STATE OF CALIFORNIA.

B. THE LAND IS HELD BY THE UNITED STATES FOR THE ERECTION OF FORTS, MAGAZINES, ARSENALS, DOCKYARDS, AND OTHER NEEDFUL BUILDINGS WITHIN THE PURVIEW OF CLAUSE 17 OF SECTION 8 OF ARTICLE 1 OF THE CONSTITUTION OF THE UNITED STATES.

C. THE LANDS WERE ACQUIRED BY THE UNITED STATES BY PURCHASE OR WERE WITHDRAWN FROM THE PUBLIC DOMAIN.

D. JURISDICTION Ceded Herein shall continue for the lesser of five years or so long as the United States owns the lands.

E. IN CEDING CONCURRENT CRIMINAL JURISDICTION THE LEGISLATURE AND THE STATE RESERVE JURISDICTION OVER THE LAND, WATER AND USE OF WATER WITH FULL POWER OF CONTROL AND REGULATE THE ACQUISITION, USE, CONTROL, AND DISTRIBUTION OF WATER WITH RESPECT TO THE LAND AFFECTED BY SUCH CESSION.

F. IN CEDING CONCURRENT JURISDICTION, THE LEGISLATURE AND THE STATE EXCEPT AND RESERVE TO THE STATE ALL DEPOSITS OF MINERALS, INCLUDING OIL AND GAS, IN THE LAND, AND THE RIGHT TO PROSPECT FOR, MINE, AND REMOVE SUCH DEPOSITS FROM THE LAND.
3. DETERMINE THAT A CESSION OF CONCURRENT CRIMINAL JURISDICTION OVER THE LANDS DESCRIBED IN EXHIBIT "A" ATTACHED HERETO AND BY REFERENCE MADE A PART HEREOF IS IN THE BEST INTERESTS OF THE STATE OF CALIFORNIA.


A parcel of land situate in the County of Monterey, State of California, Mount Diablo Meridian, more particularly described as follows:

Township 21 South, Range 5 East
Section 35
S1/2 SE1/4,
SE1/4 SW1/4;

Section 36
SW 1/4 NE1/4;

Township 21 South, Range 6 East
Section 23
Lot 1 according to an official plat of said land filed in the District Land Office;

Section 24
Lot 3,
Lot 4 according to an official plat of said land filed in the District Land Office;

Section 31
Lot 1,
Lot 2,
Lot 3,
Lot 4,
Lot 5,
Lot 6 according to an official plat of said land filed in the District Land Office,
SW1/4 SE1/4,
SE1/4 SW1/4;

Section 32
Lot 1 according to an official plat of said land filed in the District Land Office;

Township 22 South, Range 5 East
Section 1;
Section 2;
Section 10;
Section 11;
Section 12;
Section 13;

Section 14
N1/2,
SE 1/4;

Section 15
N1/2;
Section 16
E1/2 E1/2 NE1/4;

Section 24
N1/2,
SE1/4;

Township 22 South, Range 6 East
Section 4
Lot 1,
Lot 2,
Lot 3,
Lot 4 according to an official plat of said land filed in the District Land Office,
SW1/4 SE1/4,
SE1/4 SW1/4,
W1/2 SW1/4;

Section 5
Lot 1,
Lot 2,
Lot 3,
Lot 4 according to an official plat of said land filed in the District Land Office,
SW1/4 NE1/4,
S1/2,
S1/2 NW1/4;

Section 6;
Section 7;
Section 8;

Section 9
Lot 1,
Lot 2,
Lot 3,
Lot 4 according to an official plat of said land filed in the District Land Office,
W1/2 E1/2,
W1/2;

Section 17;
Section 18;
Section 19;

Section 20
NE1/4 NE1/4,
W1/2 NE1/4,
SE1/4 SE1/4,
W1/2 SE1/4,
W1/2;

Section 21
Lot 1,
Lot 2,
Lot 4 according to an official plat of said land filed in the District Land Office, W1/2 NW1/4, SW1/4 SW1/4;

Section 28
Lot 1,
Lot 2 according to an official plat of said land filed in the District Land Office, NW1/4 NW1/4;

Section 29
NW1/4 NW1/4;

Section 30
NE1/4 NE1/4;

Section 31
S1/2;

Section 32
SW1/4 SW1/4;

Section 33
Lot 3,
Lot 4 according to an official plat of said land filed in the District Land Office;

Township 23 South, Range 5 East
Section 1;
Section 2;

Section 3
SE1/4,
E1/2 SW1/4;

Section 10
NE1/4 NW1/4;

Section 12;

Section 13
E1/2;

Township 23 South, Range 6 East
Section 3
Lot 1,
Lot 2,
Lot 3,
Lot 4 according to an official plat of said land filed in the District Land Office, W1/2 SW1/4;
Section 4
Lot 1,
Lot 2,
Lot 3,
Lot 4 according to an official plat of said land filed in the District Land Office,
SE1/4 NE1/4,
SW1/4 SE1/4,
SW1/4,
S1/2 NW1/4;

Section 5;
Section 6;
Section 7;
Section 8;
Section 9;

Section 10
SE1/4,
W1/2;

Section 11
Lot 4 according to an official plat of said land filed in the District Land Office,
SW1/4 SW1/4,
SE1/4 NW1/4 SW1/4,
W1/2 NW1/4 SW1/4;

Section 14
Lot 1,
Lot 2 according to an official plat of said land filed in the District Land Office,
W1/2 SE1/4,
W1/2;

Section 15;
Section 16;
Section 17;
Section 18;

Section 19
E1/2,
E1/2 W1/2;

Section 20;
Section 21;

Section 22
N1/2,
E1/2 SE1/4,
NW1/4 SE1/4,
W1/2 SW1/4;
Section 23
SE1/4 NE1/4,
W1/2 NE1/4,
S1/2,
NW1/4;

Section 24
Lot 2 according to an official plat of said land filed in the District Land Office;

Section 25
Lot 4 according to an official plat of said land filed in the District Land Office,
SW1/4 SE1/4,
SE1/4 SW1/4,
W1/2 W1/2;

Section 26;

Section 27
E1/2 NE1/4,
SW1/4 NE1/4,
SE1/4,
W1/2;

Section 28;
Section 29;

Section 30
E1/2,
E1/2 W1/2;

Section 31
E1/2,
E1/2 W1/2,
Lot 1,
Lot 2,
Lot 3 according to an official plat of said land filed in the District Land Office;

Section 32;
Section 33;
Section 34;
Section 35;

Section 36
Lot 1 according to an official plat of said land filed in the District Land Office,
SE1/4 NE1/4,
W1/2 NE1/4,
S1/2,
NW1/4;

Township 23 South, Range 7 East
Section 16
Lot 3 according to an official plat of said land filed in the District Land Office;
Section 31
SW1/4 SE1/4,  
E1/2 SW1/4,  
Lot 3,  
Lot 7 according to an official plat of said land filed in the District Land Office;

Township 23 South, Range 8 East  
Section 23  
The South 547.0 feet of the SE1/4 NW1/4;

Section 32  
Lot 3,  
Lot 4,  
Lot 5,  
Lot 7,  
Lot 10 according to an official plat of said land filed in the District Land Office;

Section 36  
Lot 4 according to an official plat of said land filed in the District Land Office;

Township 24 South, Range 6 East  
Section 1;  
Section 2;  
Section 3;  
Section 4;

Section 5  
N1/2,  
SE1/4;

Section 6  
Lot 1,  
Lot 2 according to an official plat of said land filed in the District Land Office;

Section 9  
NE1/4;

Section 10;  
Section 11;  
Section 12;

Township 24 South, Range 7 East  
Section 5  
Lot 1,  
Lot 2,  
Lot 3,  
Lot 4,  
Lot 5 according to an official plat of said land filed in the District Land Office,  
SE1/4 SE1/4,  
W1/2 SE1/4,  
SW1/4,  
SW1/4,
S1/2 NW1/4;

Section 6;
Section 7;
Section 8;
Section 17;

Section 18
E1/2,
Lot 1,
Lot 2,
Lot 3,
Lot 5,
Lot 6,
Lot 7 according to an official plat of said land filed in the District Land Office;

Section 20
E1/2,
NW1/4;

Township 24 South, Range 8 East
Section 19
SE1/4 SW1/4;

Section 30
SE1/4,
E1/2 W1/2,
Lot 2,
Lot 3,
Lot 4 according to an official plat of said land filed in the District Land Office;

Section 31
NE1/4,
E1/2 SE1/4,
NW1/4 SE1/4,
E1/2 NW1/4,
Lot 1 according to an official plat of said land filed in the District Land Office;

Section 32
S1/2,
SE1/4 NW1/4,
W1/2 NW1/4;

Section 33
SW1/4 SW1/4.

CONTAINING 43,678.60 acres, more or less.

END OF DESCRIPTION

DATE: 9 SEPTEMBER 1991