

RECORDED AT THE REQUEST OF  
AND WHEN RECORDED MAIL TO:  
STATE OF CALIFORNIA  
State Lands Commission  
Attn: Legal Unit  
100 Howe Avenue, Suite 100- South  
Sacramento, CA 95825-8202

**STATE OF CALIFORNIA**  
**OFFICIAL BUSINESS**  
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pursuant to Government Code Section 27383

2012-0052419  
Recorded  
Official Records  
County of  
Tulare  
ROLAND P. HILL  
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REC FEE 0.00  
CONFORMED COPY 0.00  
DJF  
01:17PM 16-Aug-2012 Page 1 of 12

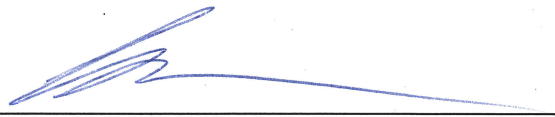
SPACE ABOVE THIS LINE FOR RECORDER'S USE

**RESOLUTION OF CESSION OF  
CONCURRENT CRIMINAL LEGISLATIVE JURISDICTION**  
(CALIFORNIA GOVERNMENT CODE SECTION 126)

Pursuant to Government Code Section 126 the State Lands Commission is authorized on behalf of the State of California to cede concurrent criminal legislative jurisdiction to the United States. Jurisdiction ceded continues only so long as the land continues to belong to the United States and is held by it for the purpose for which jurisdiction is ceded in accordance and in compliance with each and all of the limitations, conditions, and reservations prescribed in Section 126 or for five years, whichever period is less.

At its publicly held meeting on January 26, 2012, the State Lands Commission considered a request of the United States Department of the Interior, National Park Service for a cession of concurrent criminal legislative jurisdiction over 35 parcels of land within Kings Canyon and Sequoia National Parks, Tulare County. After determining that the requirements of Government Code Section 126 had been met, the State Lands Commission ceded to the United States, for the lesser of five years or so long as the United States owns the lands, concurrent criminal legislative jurisdiction over those lands described in its Agenda Item C82 a copy of which is attached hereto.

Date: AUG 8 2012

By:   
CURTIS L. FOSSUM  
EXECUTIVE OFFICER  
CALIFORNIA STATE LANDS COMMISSION

# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of Sacramento

On Aug 8, 2012 before me, Kimberly L. Lunetta, Notary Public

personally appeared Curtis L. Fossum  
Name(s) of Signer(s)



who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Kimberly L. Lunetta  
Signature of Notary Public

Place Notary Seal Above

## OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

### Description of Attached Document

Title or Type of Document: Resolution of Cases of Convicted Criminals  
Legislative Jurisdiction  
Document Date: Jan 26, 2012 Number of Pages: 11 pp

Signer(s) Other Than Named Above: \_\_\_\_\_

### Capacity(ies) Claimed by Signer(s)

Signer's Name: Curtis L. Fossum

- ☒ Individual  
☐ Corporate Officer — Title(s): \_\_\_\_\_  
☐ Partner — ☐ Limited ☐ General  
☐ Attorney in Fact  
☐ Trustee  
☐ Guardian or Conservator  
☒ Other: EXECUTIVE  
officer

Signer Is Representing: As State Lands  
Commission

RIGHT THUMBPRINT  
OF SIGNER  
Top of thumb here

Signer's Name: \_\_\_\_\_

- ☐ Individual  
☐ Corporate Officer — Title(s): \_\_\_\_\_  
☐ Partner — ☐ Limited ☐ General  
☐ Attorney in Fact  
☐ Trustee  
☐ Guardian or Conservator  
☐ Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

RIGHT THUMBPRINT  
OF SIGNER  
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## EXHIBIT A

### CALENDAR ITEM C82

A 34  
S 18

01/26/12  
W26519  
J. Frey

#### CONSIDER CESSION OF CONCURRENT CRIMINAL JURISDICTION TO THE UNITED STATES NATIONAL PARK SERVICE OVER 35 PARCELS OF LAND WITHIN KINGS CANYON AND SEQUOIA NATIONAL PARKS, TULARE COUNTY

##### PARTY:

United States National Park Service

##### AREA, LAND TYPE, AND LOCATION:

35 parcels of land within Kings Canyon and Sequoia National Parks, Tulare County.

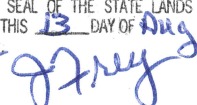
##### PROPOSED ACTION:

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 for the shorter of five years or so long as the United States owns the property upon finding:

- a. The land is held for the erection of forts, arsenals and other needful buildings, or other public purpose within the purview of Clause 17 of Section 8 of Article 1 of the United States Constitution or for the establishment, consolidation, and extension of national forests under the Act of Congress approved March 1, 1911, known as the Weeks Act, or for any other federal purpose;
- b. The cession is in compliance with the laws of the United States;
- c. The United States has in writing requested such cession subject to each and all of the conditions and reservations contained in Government Code section 126 and in Section 7 of Article X of the California State Constitution; and
- d. The State reserves jurisdiction over the land, water, and use of water with full power to control and regulate the acquisition, use, control, and distribution of water with respect to the land affected by the cession; and

THE UNDERSIGNED, ACTING IN THIS BEHALF FOR THE STATE LANDS COMMISSION, HAS HEREBY CERTIFIED THAT THE ANNEXED IS A WHOLE, TRUE AND CORRECT COPY OF THE ORIGINAL RECORD COPY, CONSISTING OF 10 PARTS, ON FILE IN THE OFFICE OF THE STATE LANDS COMMISSION, THAT SAID COPY HAS BEEN COMPARED BY THE UNDERSIGNED WITH THE ORIGINAL, AND IS A CORRECT TRANSCRIPT THEREFROM.

IN WITNESS WHEREOF, THE UNDERSIGNED HAS EXECUTED THIS CERTIFICATE AND AFFIXED THE SEAL OF THE STATE LANDS COMMISSION THIS 13 DAY OF Aug A.D. 20 12



CALENDAR ITEM NO. **C82** (CONT'D)

- e. 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; and
- f. The United States has agreed to compensate the State for costs incurred in processing the cession.

Sequoia National Park and Kings Canyon National Park (originally named General Grant National Park) are wholly located within Tulare County and were created by an Act of Congress on September 25, 1890. The California Legislature by Chapter 51, Statutes of 1919 ceded exclusive legislative jurisdiction to the United States over these lands thereby enabling the United States to enforce California's civil and criminal statutes, as well as federal statutes and regulations, over federally owned lands within the two Parks. Within the boundaries of the two Parks were/are privately owned lands or lands administered by other federal agencies over which the United States has no legislative jurisdiction. Over the years the National Park Service has acquired some of these lands and incorporated them into one or the other of the two Parks.

By letter dated July 12, 2011, the National Park Service requested the State Lands Commission cede to it concurrent criminal legislative jurisdiction as provided for in California Government Code section 126. If granted, this cession will allow the United States and its agencies to enforce California criminal law over the 35 parcels identified in Exhibits A - E below to the same extent and effect that California now presently does. The cession will be for the shorter of five years or so long as the United States owns the property.

The National Park Service believes the cession is in the best interests of California and the United States. In a November 14, 2011, letter to the Commission, the National Park Service wrote:

The Park Service protection powers presently are limited to US Constitution Property Clause crimes against the Property of the United States which do not cover other general crimes that may occur against citizens of the County and visitors to the Parks, i.e. car burglary, assaults, etc. Under the cession of concurrent criminal jurisdiction, the NPS law enforcement personnel may assimilate, as federal law, the State statutes covering those and other crimes not directly related to the protection of Federal property. The areas in question are remote to the Sheriff's staff but are constantly within the patrol range of law enforcement National Park Rangers. ... The concurrent jurisdiction arrangement will also enable the Sheriff's Deputies to work in concert with Park Rangers on all mutual aid needs that commonly arise.



**CALENDAR ITEM NO. C82 (CONT'D)**

The National Park Service has provided the Commission with a copy of a letter from Tulare County Sheriff Bill Wittman "supporting your efforts to gain concurrent jurisdiction on USPS land within Tulare County. Leveraging our resources together allows us to work more effectively and efficiently, benefitting both Tulare County and our local National Parks."

A noticed public hearing was held on December 2, 2011. Notice of the hearing was published as required by section 126 and served upon the Clerk for the Board of Supervisors for Tulare County. Affidavits of the publication and service are found in the Commission's files. No comments in opposition to the cession have been received.

The Commission staff believes that the cession of concurrent criminal jurisdiction over these 35 parcels is in the best interest of the State of California in connection with the exercise of criminal jurisdiction over them.

**OTHER PERTINENT INFORMATION**

Pursuant to the Commission's delegation of authority and the State CEQA Guidelines (Cal. Code Regs., tit. 14, § 15060, subd. (c)(3), the staff has determined that this activity is not subject to the provisions of CEQA because it is not a "project" as defined by CEQA and the State CEQA Guidelines.

Authority: Public Resources Code section 21065 and California Code of Regulations, Title 14, sections 15060, subdivision (c)(3), and 15378.

**EXHIBITS:**

- A. Site Map.
- B. List of affected Assessor Parcels
- C. Map of Mineral King Area
- D. Map of Silver City Area
- E. Map of Alley Property, Chimney Rock, Buckeye Housing and Dillonwood Areas.

**RECOMMENDED ACTION:**

It is recommended that the Commission:

**CEQA FINDING:**

Find that the activity is not subject to the requirements of CEQA pursuant to California Code of Regulations, Title 14, section 15060, subdivision (c)(3) because the activity is not a project as defined by Public Resources Code section 21065 and California Code of Regulations, Title 14, section 15378.

CALENDAR ITEM NO. **C82** (CONT'D)

**AUTHORIZATION:**

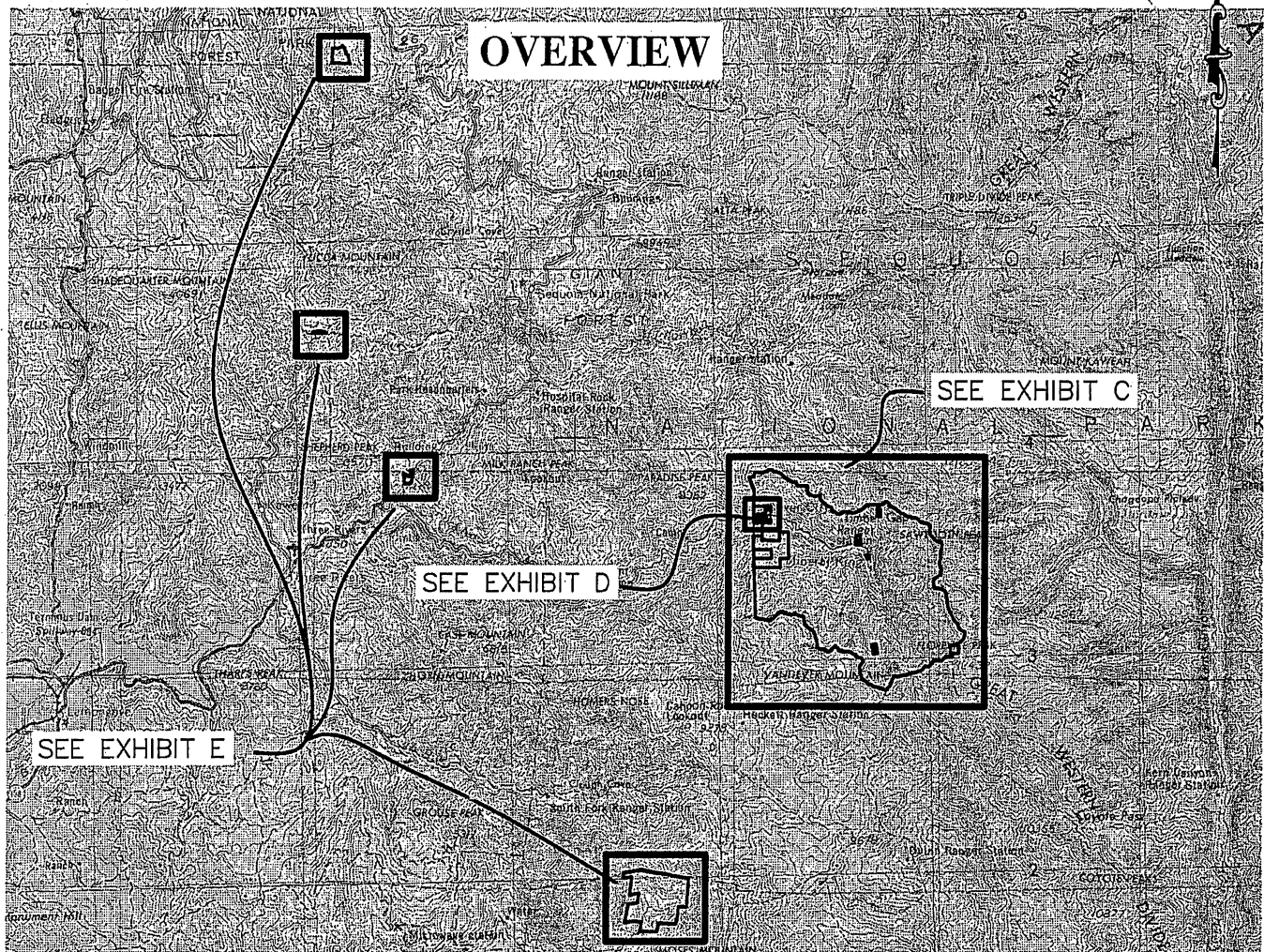
1. Determine that the public hearing held on December 2, 2011, complied with Government Code section 126 and California Code of Regulations, Title 2, section 2600 et seq. dealing with the cession of concurrent criminal jurisdiction and that the following requirements have been satisfied:
  - A. The United States has by letter dated July 12, 2011, requested in writing that the State of California cede concurrent criminal jurisdiction subject to the conditions in California Government Code section 126 and Section 7 of Article X of the California State Constitution over 35 parcels of land within Kings Canyon and Sequoia National Parks, Tulare County as identified and described by Tulare County Tax Assessor Parcel Number in Exhibit "B" attached and by reference made a part hereof, said lands being within the State of California.
  - B. The lands are held by the United States for the erection of forts, magazines, arsenals, dockyards and other needful buildings or other public purpose within the purview of Clause 17 of Section 8 of Article 1 of the Constitution of the United States, or for the establishment, consolidation, and extension of national forests under the Act of Congress approved March 1, 1911, known as the Weeks Act, or for any other federal purpose in that they are used by the United States as part of its national park system.
  - C. The lands were acquired by the United States by purchase or condemnation or transfer from another federal agency (i.e., former public domain lands).
  - 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 criminal 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.

CALENDAR ITEM NO. **C82** (CONT'D)

- G. The cession is pursuant to and in compliance with the laws of the United States.
  - H. The United States has agreed to compensate the State for its costs incurred in processing the request for the cession.
2. Determine that a cession of concurrent criminal jurisdiction over 35 parcels of land within Kings Canyon and Sequoia National Parks, Tulare County as identified and described by Tulare County Tax Assessor Parcel Number in Exhibit "B" attached hereto and by reference made a part hereof is in the best interests of the State of California because United States law enforcement personnel may assimilate, as federal law, the State statutes covering crimes not directly related to the protection of Federal property at these National Parks and thereby assist local law enforcement with their duties.
  3. Cede concurrent criminal jurisdiction to the United States over 35 parcels of land within Kings Canyon and Sequoia National Parks, Tulare County as identified and described by Tulare County Tax Assessor Parcel Number in Exhibit "B" for the lesser of five years or so long as the United States owns the lands; said cession to be effective upon recordation of the Certificate of Cession of Concurrent Criminal Jurisdiction in the official records of Tulare County.
  4. Authorize the Commission's Executive Officer to issue a Certificate of Cession of Concurrent Criminal Jurisdiction over 35 parcels of land within Kings Canyon and Sequoia National Parks, Tulare County as identified and described by Tulare County Tax Assessor Parcel Number in Exhibit "B", Tulare County and have it recorded in the official records of Tulare County.

NO SCALE

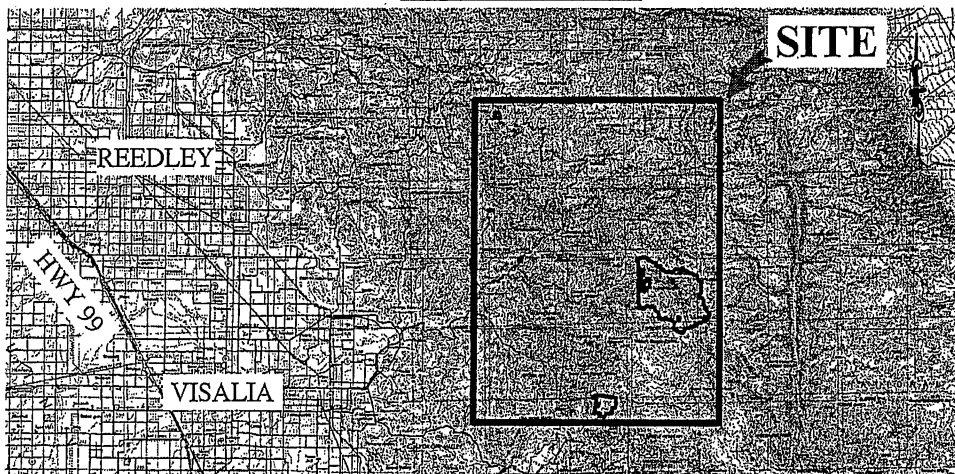
## SITE



## SEQUOIA & KINGS CANYON NATIONAL PARKS

NO SCALE

## LOCATION



## Exhibit A

W 26519  
SEQUOIA & KINGS CANYON  
NATIONAL FORESTS  
2011 JURISDICTIONAL  
CESSION  
TULARE COUNTY



This Exhibit is solely for purposes of generally defining the lease premises, is based on unverified information provided by the Lessee or other parties and is not intended to be, nor shall it be construed as, a waiver or limitation of any State interest in the subject or any other property.

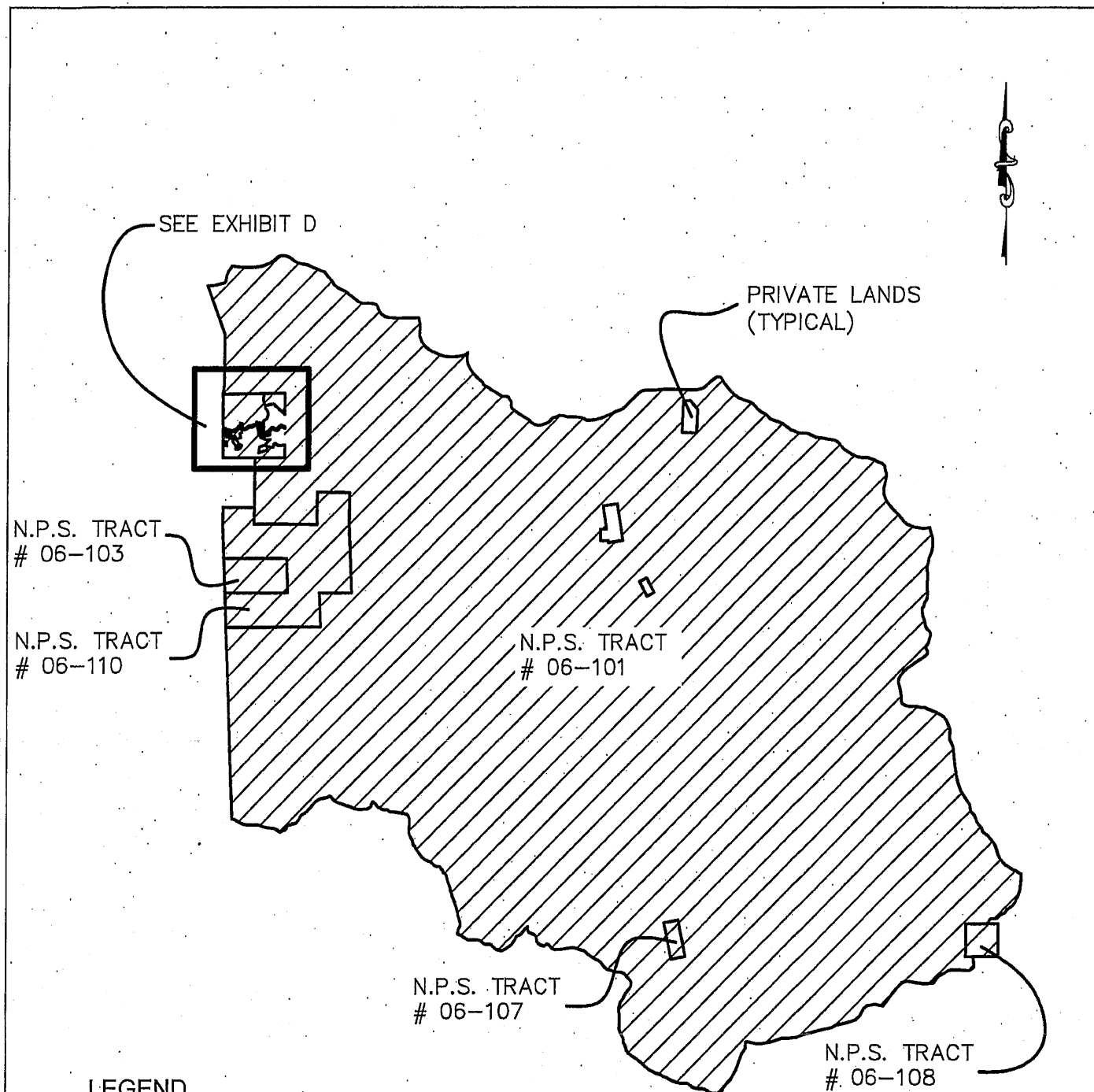
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# EXHIBIT B

W 26519

| SEQUOIA and KINGS CANYON NATIONAL PARKS     |               |  |         |   |   |
|---|---------------|--|---------|---|---|
| CESSION OF CONCURRENT CRIMINAL JURISDICTION |               |  |         |   |   |
| DECEMBER 2011                               |               |  |         |   |   |
| Tulare County<br>Assessor Parcel<br>Number  | National Park | National Park<br>Service Tract<br>Number | Acreage | Conveyance<br>Date to<br>National Park<br>Service | Tulare County<br>Recording<br>Data/Federal<br>Statute/Other |
| 144-050-001                                 | Sequoia       | 01-120                                   | 1541.12 | Dec 4 2001  | 2001-0091710  |
| 144-050-002                                 | Sequoia       | 01-120                                   |         | Dec 4 2001  | 2001-0091710  |
| 144-050-003                                 | Sequoia       | 01-120                                   |         | Dec 4 2001  | 2001-0091710  |
| 144-050-004                                 | Sequoia       | 01-120                                   |         | Dec 4 2001  | 2001-0091710  |
| 069-080-041                                 | Sequoia       | 05-108                                   | 2.23    | May 25 1949                                       | 1368/303  |
| 069-070-027                                 | Sequoia       | 05-109                                   | 38.53   | Jun 11 1951                                       | 1525/24   |
| 037-010-023                                 | Sequoia       | 05-110                                   | 11.83   | Jun 13 2008                                       | 2008-0042076  |
| 009-080-002                                 | Kings Canyon  | 05-122                                   | 1675    | Sep 28 1984                                       | 98 Stat. 1626   |
| Not Assigned                                | Sequoia       | 06-101                                   | 14825.2 | Jul 13 1980                                       | 92 Stat. 3467   |
| 070-100-008                                 | Sequoia       | 06-103                                   | 80.66   | Jul 13 1980                                       | 92 Stat. 3467   |
| 070-160-01                                  | Sequoia       | 06-107                                   | 20.66   | Mar 25 1998                                       | 98-020830   |
| 070-160-03                                  | Sequoia       | 06-108                                   | 40      | Feb 24 1981                                       | 3841/748  |
| 070-100-014                                 | Sequoia       | 06-110                                   | 421.55  | Apr 30 1987                                       | 4562/311  |
| Not Assigned                                | Sequoia       | 07-103                                   | 4.46    | Nov 9 1983  | 4128/954  |
| 070-007-01                                  | Sequoia       | 07-104                                   | 0.17    | Apr 4 1985  | 15939   |
| 070-070-003                                 | Sequoia       | 07-105                                   | 6.68    | Feb 27 1985                                       | 4313/636  |
| 070-070-008                                 | Sequoia       | 07-105                                   |         | Feb 27 1985                                       | 4313/636  |
| 070-080-003                                 | Sequoia       | 07-105                                   |         | Feb 27 1985                                       | 4313/636  |
| 070-080-005                                 | Sequoia       | 07-105                                   |         | Feb 27 1985                                       | 4313/636  |
| 070-180-007                                 | Sequoia       | 07-106                                   | 0.5     | Jul 8 1981  | 3880/334  |
| 070-090-045                                 | Sequoia       | 07-108                                   | 0.17    | Nov 3 1980  | 3811/731  |
| 070-090-047                                 | Sequoia       | 07-109                                   | 0.41    | Oct 24 1980                                       | 3808/684  |
| 070-090-048                                 | Sequoia       | 07-109                                   | 0.41    | Oct 24 1980                                       | 3808/684  |
| 070-090-051                                 | Sequoia       | 07-113                                   | 0.38    | Oct 24 1980                                       | 3808/684  |
| 070-090-050                                 | Sequoia       | 07-115                                   | 0.28    | Oct 17 1980                                       | 3807/150  |
| 070-070-002                                 | Sequoia       | 07-145                                   | 100.8   | Feb 5 1985  | 4272/818  |
| 070-070-004                                 | Sequoia       | 07-145                                   |         | Feb 5 1985  | 4272/818  |
| 070-070-005                                 | Sequoia       | 07-145                                   |         | Feb 5 1985  | 4272/818  |
| 070-070-006                                 | Sequoia       | 07-145                                   |         | Feb 5 1985  | 4272/818  |
| 070-070-007                                 | Sequoia       | 07-145                                   |         | Feb 5 1985  | 4272/818  |
| 070-080-006                                 | Sequoia       | 07-145                                   |         | Feb 5 1985  | 4272/818  |
| 070-080-007                                 | Sequoia       | 07-145                                   |         | Feb 5 1985  | 4272/818  |
| 070-080-011                                 | Sequoia       | 07-145                                   |         | Feb 5 1985  | 4272/818  |
| 070-180-011                                 | Sequoia       | 07-147                                   | 11.6    | Aug 16 1990                                       | 51525   |
| 070-180-011                                 | Sequoia       | 07-148                                   | 0.92    | Aug 16 1990                                       | 51525   |



## EXHIBIT C

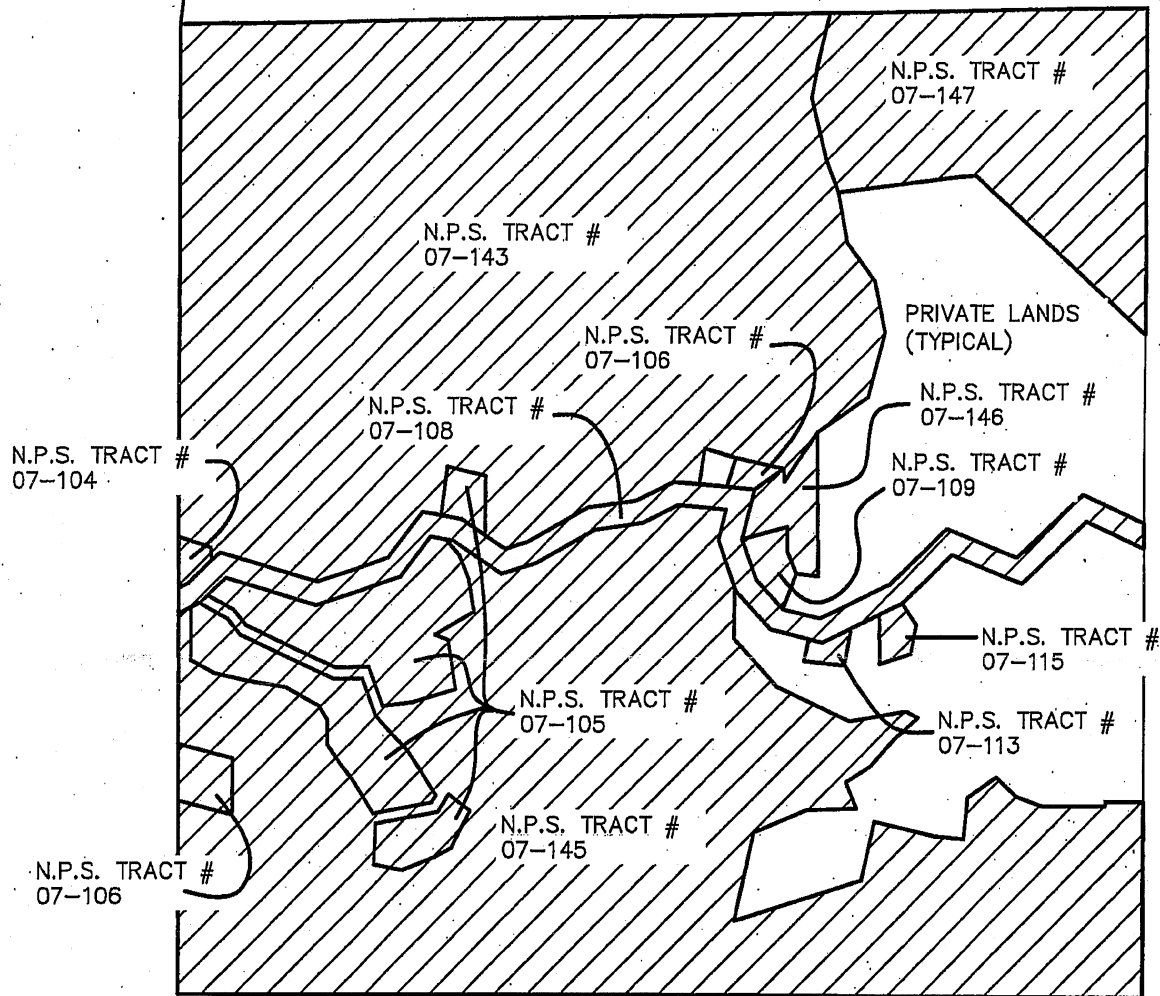
### MINERAL KING

DJF 11/30/11

2011 JURISDICTIONAL CESSION  
W 26519, SEQUOIA & KINGS CANYON  
NATIONAL PARKS  
TULARE COUNTY

CALIFORNIA STATE  
LANDS COMMISSION





#### LEGEND



CONCURRENT JURISDICTION  
CEDED IN 2011

N.P.S.

NATIONAL PARK SERVICE

## EXHIBIT D

### SILVER CITY

DJF 11/30/11

2011 JURISDICTIONAL CESSION  
W 26519, SEQUOIA & KINGS CANYON  
NATIONAL PARKS  
TULARE COUNTY

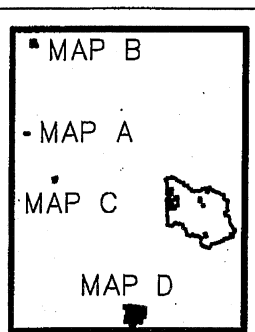
CALIFORNIA STATE  
LANDS COMMISSION



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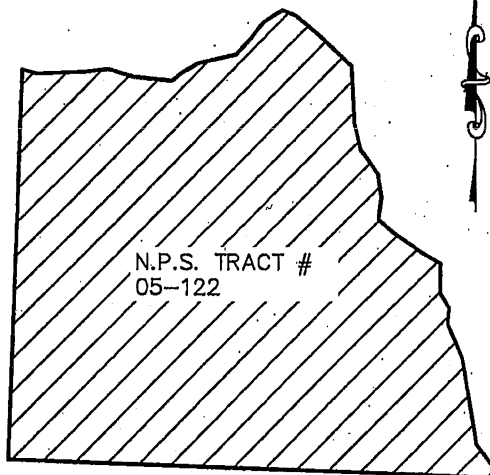


N.P.S. TRACT #  
05-110



ALLEY PROPERTY

B

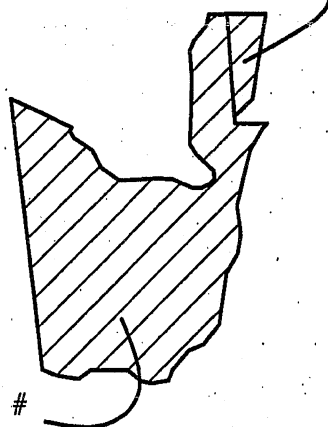


N.P.S. TRACT #  
05-122

CHIMNEY ROCK

C

N.P.S. TRACT #  
05-108



N.P.S. TRACT #  
05-109

BUCKEYE HOUSING

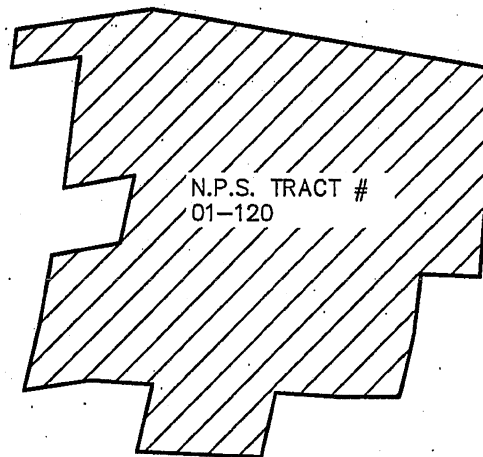
LEGEND



CONCURRENT JURISDICTION  
CEDED IN 2011

N.P.S. NATIONAL PARK SERVICE

D



N.P.S. TRACT #  
01-120

DILLONWOOD

## EXHIBIT E

DJF 11/30/11

2011 JURISDICTIONAL CESSION  
W 26519, SEQUOIA & KINGS CANYON  
NATIONAL PARKS  
TULARE COUNTY

CALIFORNIA STATE  
LANDS COMMISSION

