



# ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fifth Legislature  
First Regular Session

Senate: NREW DP 8-1-0-0 | 3<sup>rd</sup> Read 29-0-1-0-0

House: LARA DP 11-0-0-0

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## **SB 1065: state lands; partial tracts; patents**

**Sponsor: Senator Kerr, LD 13**

**Caucus & COW**

### **Overview**

Allows patenting a tract of State Trust Land that is less than one-fourth of the entire tract sold or less than 10 acres.

### **History**

Congress granted State Trust Lands to Arizona when it became a territory, and later a state, for beneficiaries such as K-12 public schools and the Department of Juvenile Corrections. These lands must be sold or leased to the highest and best bidder at public auctions, provided the price paid exceeds the appraised true value of the lands ([Constitution of Arizona, Article 10, §§ 3 and 4](#)).

The State Land Department issues a patent (a document that assigns official ownership of the tract) once the purchaser makes all required payments. A purchaser can apply to patent less than the entire tract, which will be granted if the State Land Commissioner finds it is in the best interest of the applicable trust. However, a patent cannot be issued for less than one-fourth of the tract sold or less than 10 acres, whichever is smaller, except when the original tract is less than 40 acres and the patent will be issued for parcels greater than 5 acres each ([A.R.S. § 37-251](#)).

### **Provisions**

1. Allows a patent for State Trust Land to be issued for less than one-fourth of the tract sold or less than 10 acres. (Sec. 1)
2. Makes technical and conforming changes. (Sec. 1)

<input type="checkbox"/> Prop 105 (45 votes)	<input type="checkbox"/> Prop 108 (40 votes)	<input type="checkbox"/> Emergency (40 votes)	<input type="checkbox"/> Fiscal Note
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