


Janice K. Brewer
Governor

ARIZONA STATE  LAND DEPARTMENT

Maria Baier
State Land
Commissioner

July 19, 2011

Mr. Robert Bergier
General Partner
Bergier Family Limited Partnership
P.O. Box 73
Patagonia, Arizona 85624

Dear Mr. Bergier:

This correspondence is the result of information received at a recent meeting of Arizona State Land Department (ASLD) and Arizona State Parks Department (ASP) regarding ASP's commercial lease at Patagonia Lake State Park.

ASLD received information about Bergier cattle grazing within the confines of the park, especially in the area adjacent to the lake and along Sonoita Creek.

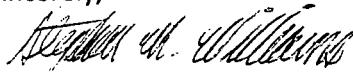
ASLD considers this use to be unacceptable since the Bergier family has no authorization whatsoever to graze its livestock on State Trust Land within the park. Your cattle are trespassing on State Trust land per Arizona Revised Statutes 37-501.

You are hereby instructed to remove your livestock immediately from the park, and report the number of animals and their duration of occupancy on the Actual Use form provided. Appropriate charges need to be assessed for this unauthorized use.

You are also reminded, per A.R.S. 37-322.03.A., that "a lessee of state land shall maintain all improvements that are pertinent to the lease in a serviceable condition for the term of the lease..." This pertains to your south boundary fence for that portion of your lease 05-103 which adjoins the park.

If you would like to discuss these matters please call me at 602-542-2693.

Sincerely,



Stephen M. Williams
Director
Natural Resources Division

Enclosure:

cc: 05-103 file

Jay Ream, Arizona State Parks Department
Robert Noon, Oro Blanco Ranch