

NOTICE OF EXEMPT RULEMAKING
TITLE 12. NATURAL RESOURCES
CHAPTER 4. GAME AND FISH COMMISSION

PREAMBLE

- 1. Article, Part, or Section Affected (as applicable) Rulemaking Action**

| | |
|-----------|-------|
| R12-4-801 | Amend |
| R12-4-802 | Amend |
| R12-4-803 | Amend |
- 2. Citations to the agency’s statutory authority to include the authorizing statute (general) and the implementing statute (specific):**

Authorizing statute: A.R.S. § 17-231(A)(1)
Implementing statute: A.R.S. § 17-231(B)(2) and 17-231(B)(3)
- 3. The effective date of the rule and the agency’s reason it selected the effective date:**

The rule will become effective in sixty days after filing with the Secretary of State’s office as authorized under A.R.S. § 41-1032(A).
- 4. A list of all previous notices published in the Register as specified in R1-4-409(A) that pertain to the record of the exempt rulemaking:**

Not applicable.
- 5. The agency’s contact person who can answer questions about the rulemaking:**

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Please visit the AZGFD web site to track progress of this rule and any other agency rulemaking matters at http://www.azgfd.gov/inside_azgfd/rules/rulemaking_updates.shtml.
- 6. An agency’s justification and reason why a rule should be made, amended, repealed, or renumbered, to include an explanation about the rulemaking:**

Laws 2009, Third Special Session, Chapter 7, Section 28(B)(3) allows an agency to pursue rulemaking to prevent a threat to the public health, peace, or safety; Section (B)(6) allows an agency to pursue rulemaking for a rule or other item that is exempt from A.R.S. Title 41, Chapter 6, pursuant to A.R.S. § 41-1005, Arizona Revised Statutes. On May 20, 2011, the Governor’s office approved the Department’s request to pursue exempt rulemaking for Article 8.

The Commission proposes to amend R12-4-801 to allow the Department to take any actions deemed necessary to better manage the access and use of Commission-owned real property and facilities to benefit wildlife, protect property, and ensure public safety.

The Commission proposes to amend R12-4-802 to restrict the use of all motorized vehicles to designated and administrative roads only in the Cibola Valley Conservation Area to protect sensitive wildlife habitat; establish restrictions for the new Fool Hollow Lake Wildlife Area; restrict overnight camping in designated areas of the Raymond Ranch Wildlife Area to limit wildlife and human conflicts; and establish restrictions for the Department controlled property Hirsch Conservation Education Area and Biscuit Tank.

The Commission proposes to amend R12-4-803 to establish boundary descriptions for the new Fool Hollow Lake Wildlife Area and Hirsch Conservation Education Area and Biscuit Tank.

Changes are also made to ensure conformity to Arizona Administrative Procedures Act, Secretary of State, and Governor's Regulatory Review Council rulemaking format and style requirements.

7. A reference to any study relevant to the rule that the agency reviewed and proposes to either rely on or not rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:

The agency did not rely on any study in its evaluation of or justification for the rules.

8. A showing of good cause why the rule is necessary to promote a statewide interest if the rulemaking will diminish a previous grant of authority of a political subdivision of this state:

Not applicable

9. The summary of the economic, small business, and consumer impact, if applicable:

Exempt under A.R.S. § 41-1005(A)(1).

10. A description of the changes between the proposed rules, including supplemental notices, and the final rulemaking package (if applicable):

11. A summary of the public stakeholder comments made about the rulemaking and the agency response to the comments, (if applicable):

The agency has not received any public stakeholder comments about the rulemaking.

12. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules. Additional matters include but are not limited to:

a. Whether the rule requires a permit, whether a general permit is used, and if not, the reason why a general permit is not used:

The rule does not require a permit.

b. Whether a federal law is applicable to the subject of the rule, whether the rule is more stringent than federal law, and if so, citation to the statutory authority to exceed the requirements of federal law:

Federal law is not applicable to the subject of the rule.

c. Whether a person submitted an analysis to the agency that compares the rule's impact on the competitiveness of business in this state to the impact on business in other states:

The agency did not receive an analysis that compares the rule's impact on the competitiveness of business

in this state to the impact on business in other states.

13. A list of any incorporated material and its location in the rule:

Not applicable

14. Whether the rule was previously made, amended, repealed, or renumbered as an emergency rule? If so, shall state where the text changed between the emergency and exempt rulemaking packages:

The rule was not previously made, amended, repealed, or renumbered as an emergency rule.

15. The full text of the rules follows:

TITLE 12. NATURAL RESOURCES
CHAPTER 4. GAME AND FISH COMMISSION
ARTICLE 8. WILDLIFE AREAS AND DEPARTMENT PROPERTY

Section

R12-4-801. General Provisions

R12-4-802. Wildlife Area and Department Controlled Property Restrictions

R12-4-803. Wildlife Area and Department Controlled Property Boundary Descriptions

ARTICLE 8. WILDLIFE AREAS AND DEPARTMENT PROPERTY

R12-4-801. General Provisions

- A.** Wildlife areas shall be established to:
1. Provide protective measures for wildlife, habitat, or both;
 2. Allow for special management or research practices; and
 3. Enhance wildlife and habitat conservation.
- B.** Wildlife areas shall be:
1. Lands owned or leased by the Commission and managed by the Department;
 2. Federally-owned lands of unique wildlife habitat where cooperative agreements provide wildlife management and research implementation; or
 3. Any lands with property interest conveyed to the Commission by any entity, through approved land use agreement, including but not limited to deeds, patents, leases, conservation easements, special use permits, licenses, agreement, management agreement, inter-agency agreements, letter agreements, and right-of-entry, where said property interest is sufficient for management of the lands consistent with the objectives of the wildlife area.
- D.** Land qualified for wildlife areas shall be:
1. Lands with unique topographic or vegetative characteristics that contribute to wildlife,
 2. Lands where certain wildlife species are confined because of habitat demands,
 3. Lands that can be physically managed and modified to attract wildlife, or
 4. Lands that are identified as critical habitat for certain wildlife species during critical periods of their life cycles.
- E.** The Department may restrict public access to and public use of wildlife areas and the resources of wildlife areas for up to 90 days when necessary to protect property, ensure public safety, or to ensure maximum benefits to wildlife. Closures or restrictions exceeding 90 days shall require Commission approval.
- F.** Closures of all or any part of a wildlife area to public entry, and any restriction to public use of a wildlife area, shall be listed in this Article or shall be clearly posted at each entrance to the wildlife area. No person shall conduct an activity restricted by this Article or by such posting.
- G.** When a wildlife area is posted against travel except on existing roads, no person shall drive a motor-operated vehicle over the countryside except by road.
- H.** The Department may take action to manage the access and use of any Commission-owned real property or facilities. Such actions may include restrictions on the timing, type, or duration of certain activities, including the prohibition of access or type of use, as determined by the Department.
- I.** No person shall access or use any Commission real property or facilities in violation of any Department actions authorized under subsection H, if the Commission real property or facilities are posted with signs providing notice of the actions.

R12-4-802. Wildlife Area and Department Controlled Property Restrictions

A. No person shall violate the following restrictions on Wildlife Areas:

1. Alamo Wildlife Area (located in Units 16A and 44A):
 - a. Wood collecting limited to dead and down material, for onsite noncommercial use only.
 - b. Overnight public camping in the wildlife area outside of Alamo State Park allowed for no more than 14 days within a 45-day period.
 - c. Motorized vehicle travel permitted on designated roads, on designated trails, or in designated areas only.
 - d. Open to all hunting as permitted under R12-4-304 and R12-4-318.
2. Allen Severson Wildlife Area (located in Unit 3B):
 - a. No open fires.
 - b. No firewood cutting or gathering.
 - c. No overnight public camping.
 - d. Posted portions closed to discharge of all firearms from April 1 to July 31 annually.
 - e. Open to all hunting as permitted under R12-4-304 and R12-4-318, except posted portions closed to hunting from April 1 through July 31 annually.
3. Aravaipa Canyon Wildlife Area (located in Units 31 and 32):
 - a. Access to Aravaipa Canyon Wilderness Area is by permit only, available through the Safford Office of the Bureau of Land Management.
 - b. Closed to discharge of all firearms.
 - c. Open to all hunting as permitted under R12-4-304 and R12-4-318.
4. Arlington Wildlife Area (located in Unit 39):
 - a. No open fires.
 - b. No firewood cutting or gathering.
 - c. No overnight public camping.
 - d. Motorized vehicle travel permitted on designated roads, on designated trails, or in designated areas only. This subsection does not apply to Department authorized vehicles or law enforcement, fire response, or other emergency vehicles.
 - e. Target or clay bird shooting permitted in designated areas only.
 - f. Closed to discharge of rifled firearms.
 - g. Open to all hunting as permitted under R12-4-304 and R12-4-318.
5. Base and Meridan Wildlife Area (located in Units 39, 26M, and 47M):
 - a. No open fires.
 - b. No firewood cutting or gathering.
 - c. No overnight public camping.
 - d. Motorized vehicle travel permitted on designated roads, on designated trails, or in designated areas only.

- e. Closed to discharge of rifled firearms.
 - f. No target or clay bird shooting.
 - g. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.
6. Becker Lake Wildlife Area (located in Unit 1):
- a. No open fires.
 - b. No overnight public camping.
 - c. Motorized vehicle travel permitted on designated roads, on designated trails, or in designated areas only.
 - d. The Becker Lake boat launch access road and parking areas along with any other posted portions of the wildlife area will be closed to all public entry from one hour after sunset to one hour before sunrise daily.
 - e. Posted portions closed to public entry from December through July 31 annually.
 - f. Open to all hunting in season as permitted under R12-4-304 and R12-4-318, except posted portions closed to public entry.
7. Bog Hole Wildlife Area (located in Unit 35B):
- a. No open fires.
 - b. No firewood cutting or gathering.
 - c. No overnight public camping.
 - d. Motorized vehicle travel permitted on designated roads, on designated trails, or in designated areas only.
 - e. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.
8. Chevelon Canyon Ranches Wildlife Area (located in Unit 4A):
- a. No open fires.
 - b. No firewood cutting or gathering.
 - c. No overnight public camping.
 - d. Motorized vehicle travel permitted on designated roads only, except as permitted under R12-4-110(G). This subsection does not apply to Department authorized vehicles or law enforcement, fire response, or other emergency vehicles.
 - e. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.
9. Chevelon Creek Wildlife Area (located in Unit 4B):
- a. No open fires.
 - b. No firewood cutting or gathering.
 - c. No overnight public camping.
 - d. Motorized vehicle travel permitted on designated roads only, except as permitted under R12-4-110(G). This subsection does not apply to Department authorized vehicles or law enforcement, fire response, or other emergency vehicles.
 - e. Posted portions closed to all public entry.

- f. Additional posted portions closed to public entry from October 1 to February 1 annually.
 - g. Open to all hunting in season as permitted under R12-4-304 and R12-4-318, except posted portions closed to hunting from October 1 through February 1 annually.
10. Cibola Valley Conservation and Wildlife Area (located in unit 43A):
- a. No open fires.
 - b. No firewood cutting or gathering.
 - c. No overnight public camping.
 - d. Motorized vehicle travel permitted on designated roads only, ~~except as permitted under R12-4-110(G)~~ and on administrative roads only for the purpose of retrieving lawfully taken big game animals. This subsection does not apply to Department authorized vehicles or law enforcement, fire response, or other emergency vehicles.
 - e. Open to all hunting in season as permitted under R12-4-304 and R12-4-318, except posted portions closed to public entry.
11. Clarence May and C.H.M. May Memorial Wildlife Area (located in Unit 29):
- a. Closed to discharge of all firearms.
 - b. Closed to hunting.
12. Cluff Ranch Wildlife Area (located in Unit 31):
- a. Open fires allowed in designated areas only.
 - b. Wood collecting limited to dead and down material, for onsite noncommercial use only.
 - c. Overnight public camping allowed in designated areas only, for no more than five days within a 14-day period.
 - d. Motorized vehicle travel permitted on designated roads, on designated trails, or in designated areas only.
 - e. Posted portions around Department housing closed to discharge of all firearms.
 - f. Posted portions around Pond Three closed to discharge of all firearms.
 - g. Closed to discharge of centerfire rifled firearms.
 - h. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.
13. Colorado River Nature Center Wildlife Area (located in Unit 15D):
- a. No open fires.
 - b. No firewood cutting or gathering.
 - c. No overnight public camping.
 - d. Motorized vehicle travel prohibited except as permitted under R12-4-110(G). This subsection does not apply to Department authorized vehicles or law enforcement, fire response, or other emergency vehicles.
 - e. Closed to hunting.
14. Fool Hollow Lake Wildlife Area (located in Unit 3C):
- a. No open fires.

- b. No firewood cutting or gathering.
- c. No overnight public camping.
- d. Motorized travel permitted on designated roads, on designated trails, or in designated areas only. This subsection does not apply to Department authorized vehicles or law enforcement, fire response, or other emergency vehicles.
- e. The parking area adjacent to Sixteenth Avenue and other posted portions of the wildlife area will be closed to all public entry daily from one hour after sunset to one hour before sunrise, except for anglers possessing a valid fishing license accessing Fool Hollow Lake/Show Low Creek.
- f. Open to hunting in season as permitted under R12-4-304 and R12-4-318.

~~14~~.15. House Rock Wildlife Area (located in Unit 12A):

- a. Motorized vehicle travel permitted on designated roads, on designated trails, or in designated areas only.
- b. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.

~~15~~.16. Jacques Marsh Wildlife Area (located in Unit 3B):

- a. No open fires.
- b. No firewood cutting or gathering.
- c. No overnight public camping.
- d. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.

~~16~~.17. Lamar Haines Wildlife Area (located in Unit 7):

- a. No open fires.
- b. No firewood cutting or gathering.
- c. No overnight public camping.
- d. No motorized vehicles. This subsection does not apply to Department authorized vehicles or law enforcement, fire response, or other emergency vehicles.
- e. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.

~~17~~.18. Luna Lake Wildlife Area (located in Unit 1):

- a. Posted portions closed to public entry from February 15 to July 31 annually.
- b. Open to all hunting in season as permitted under R12-4-304 and R12-4-318, except when closed to hunting from April 1 through July 31 annually.

~~18~~.19. Mitty Lake Wildlife Area (located in Unit 43B):

- a. Open fires allowed in designated areas only.
- b. Overnight public camping allowed in designated areas only, for no more than 10 days per calendar year.
- c. Motorized vehicle travel permitted on designated roads, on designated trails, or in designated areas only.
- d. Posted portions closed to public entry from November 15 to February 15 annually.
- e. Open to all hunting in season as permitted under R12-4-304 and R12-4-318, except posted portions

closed to hunting from November 15 through February 15 annually.

~~19-20.~~ Powers Butte (Mumme Farm) Wildlife Area (located in Unit 39):

- a. No open fires.
- b. No firewood cutting or gathering.
- c. No overnight public camping.
- d. Motorized vehicle travel permitted on posted designated roads, on designated trails, or in designated areas only.
- e. Closed to discharge of centerfire rifled firearms.
- f. If conducted during an event approved under R12-4-804, target or clay bird shooting in permitted designated areas only.
- g. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.

~~20-21.~~ Quigley Wildlife Area (located in Unit 41):

- a. No open fires.
- b. No overnight public camping.
- c. Motorized vehicle travel permitted on designated roads, on designated trails, or in designated areas only.
- d. Posted portions closed to public entry from September 1 to March 31 annually.
- e. Open to all hunting in season as permitted under R12-4-304 and R12-4-318, except posted portions closed to hunting from September 1 through March 31 annually.

~~21-22.~~ Raymond Wildlife Area (located in Unit 5B):

- a. Overnight public camping allowed in designated areas only, for no more than 14 consecutive days.
- b. Motorized vehicle travel permitted on designated roads, on designated trails, or in designated areas only, except as permitted under R12-4-110(G). This subsection does not apply to Department authorized vehicles or law enforcement, fire response, or other emergency vehicles.
- ~~bc.~~ Open to all hunting in season as permitted under R12-4-304 and R12-4-318.

~~22-23.~~ Robbins Butte Wildlife Area (located in Unit 39):

- a. No open fires.
- b. No firewood cutting or gathering.
- c. No overnight public camping.
- d. Motorized vehicle travel permitted on designated roads, on designated trails, or in designated areas only from one hour before sunrise to one hour after sunset daily.
- e. Parking in designated areas only.
- f. If conducted during an event approved under R12-4-804, target or clay bird shooting permitted in designated areas only.
- g. Posted portions around Department housing closed to discharge of all firearms.
- h. Closed to discharge of centerfire rifled firearms.
- i. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.

~~23-24.~~ Roosevelt Lake Wildlife Area (located in Units 22, 23, and 24B):

- a. Posted portions closed to public entry from November 15 ~~to~~ through February 15 annually.
- b. Open to all hunting in season as permitted under R12-4-304 and R12-4-318, except posted portions closed to hunting from November 15 through February 15 annually.

~~24-25.~~ Santa Rita Wildlife Area (located in Unit 34A):

- a. Motorized vehicle travel permitted on designated roads as permitted under R12-5-533(D).
- b. Open to all hunting as permitted under R12-4-304 and R12-4-318, except that the take of wildlife with firearms is prohibited from March 1 through August 31.
- c. All other uses of state land will be according to the provisions of the Arizona State Land Department's Recreational Permit.

~~25-26.~~ Sipe White Mountain Wildlife Area (located in Unit 1):

- a. No open fires.
- b. No firewood cutting or gathering.
- c. No overnight public camping.
- d. Motorized vehicle travel permitted on designated roads only, except as permitted under R12-4-110(G). This subsection does not apply to Department authorized vehicles or law enforcement, fire response, or other emergency vehicles.
- e. Posted portions around Department housing closed to discharge of all firearms.
- f. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.

~~26-27.~~ Springerville Marsh Wildlife Area (located in Unit 2B):

- a. No open fires.
- b. No firewood cutting or gathering.
- c. No overnight public camping.
- d. Closed to discharge of all firearms.
- e. Closed to hunting.

~~27-28.~~ Sunflower Flat Wildlife Area (located in Unit 8):

- a. No open fires.
- b. No overnight public camping.
- c. No motorized vehicle travel. This subsection does not apply to Department authorized vehicles or law enforcement, fire response, or other emergency vehicles.
- d. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.

~~28-29.~~ Three Bar Wildlife Area (located in Unit 22): Open to hunting in season, except the area within the fenced enclosure inside the loop formed by Tonto National Forest Road 647, also known as the Walnut Canyon Enclosure, which is closed to hunting, unless otherwise provided under Commission Order.

~~29-30.~~ Tucson Mountain Wildlife Area (located in Unit 38M):

- a. Closed to discharge of all firearms.
- b. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.

- c. Archery deer and archery javelina hunters must check in with the Arizona Game and Fish Tucson Regional Office prior to going afield.

~~30-31.~~ Upper Verde River Wildlife Area (located in Unit 8 and 19A):

- a. No open fires.
- b. No firewood cutting or gathering.
- c. Overnight public camping allowed in designated areas only.
- d. Motorized vehicle travel prohibited except for Department authorized vehicles or law enforcement, fire department, or other emergency vehicles.
- e. Closed to discharge of firearms within a one mile radius of visitor parking area.
- f. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.
- g. All dogs must remain on leash except for hunting dogs during a legal open season.

~~31-32.~~ Wenima Wildlife Area (located in Unit 2B):

- a. No open fires.
- b. No firewood cutting or gathering.
- c. No overnight public camping.
- d. Motorized vehicle travel permitted on designated roads only, except as permitted under R12-4-110(G). This subsection does not apply to Department authorized vehicles or law enforcement, fire response, or other emergency vehicles.
- e. Posted portions closed to discharge of all firearms.
- f. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.

~~32-33.~~ White Mountain Grasslands Wildlife Area (located in Unit 1):

- a. No open fires.
- b. No overnight public camping.
- c. Motorized vehicle travel permitted on designated roads only, except as permitted under R12-4-110(G). This subsection does not apply to Department authorized vehicles or law enforcement, fire response, or other emergency vehicles.
- d. Posted portions closed to public entry.
- e. Open to all hunting in season as permitted under R12-4-304 and R12-4-318.

~~33-34.~~ Whitewater Draw Wildlife Area (located in Unit 30B):

- a. Open fires allowed in designated areas only.
- b. Overnight public camping allowed in designated areas only, for no more than three days within a seven-day period.
- c. Motorized vehicle travel permitted on designated roads, on designated trails, or in designated areas only.
- d. Posted portions closed to public entry from October 15 through March 15 annually.
- e. Closed to discharge of centerfire rifled firearms.
- f. Open to all hunting in season as permitted under R12-4-304 and R12-4-318, except posted portions

closed to hunting from October 15 through March 15 annually.

~~34.~~35. Willcox Playa Wildlife Area (located in Unit 30A):

- a. Open fires allowed in designated areas only.
- b. No firewood cutting or gathering.
- c. Overnight public camping allowed in designated areas only, for no more than five days within a 14-day period.
- d. Motorized vehicle travel permitted on designated roads, on designated trails, or in designated areas only.
- e. Posted portions closed to public entry from October 15 through March 15 annually.
- f. Open to all hunting in season as permitted under R12-4-304 and R12-4-318, except posted portions closed to hunting from October 15 through March 15 annually.

B. No person shall violate the following restriction for the Department controlled property; Hirsch Conservation Education Area and Biscuit Tank. Notwithstanding Commission Order 40, public access and use of the property is subject to Department authorization and in accordance with the Department's special management objectives for the property, which include, but are not limited to, flexible harvest, season, and methods that:

1. Allow for a variety of fishing techniques, fish harvest, fish consumption, and catch and release educational experiences;
2. Maintain healthy, productive, and balanced fish grouping; and
3. Provide public education activities and training courses that are compatible with the management of aquatic wildlife.

R12-4-803. Wildlife Area and Department Controlled Property Boundary Descriptions

A. Wildlife Areas are described as follows:

1. No change
2. No change
3. No change
4. No change
5. No change
6. No change
7. No change
8. No change
9. No change
10. No change
11. No change
12. No change
13. No change

~~13.~~14. Fool Hollow Lake Wildlife Area: The Fool Hollow Lake Wildlife Area shall be that area lying in those

portions of the South half of Section 7 and of the North half of the North half of Section 18, T10N, R22E, G&SRB&M, described as follows: Beginning at a point on the west line of the said Section 7, a distance of 990 feet South of the West quarter corner thereof; running thence South 86 degrees 12 minutes East 2533.9 feet; thence South 41 degrees 02 minutes East 634.7 feet; thence East 800 feet; thence south 837.5 feet, more or less to the South line of the said Section 7; thence south 89 degrees 53 minutes West along the South line of Section 7 a distance of 660 feet; thence South 0 degrees 07 minutes East 164.3 feet; thence North 89 degrees 32 minutes West 804.2 feet; thence North 20 degrees 46 minutes West 670 feet; thence South 88 degrees 12 minutes West 400 feet; thence North 68 degrees 04 minutes West 692 feet; thence South 2 degrees 50 minutes West 581 feet; thence North 89 degrees 32 minutes West 400 feet; thence North 12 degrees 40 minutes West 370.1 feet, more or less, the North line of the Southwest quarter of the Southwest quarter of the Southwest quarter of said Section 7; thence West 483.2 feet, more or less, along said line to the West line of Section 7; thence North to the point of beginning.

14:15. No change

15:16. No change

16:17. No change

17:18. No change

18:19. No change

19:20. No change

20:21. No change

21:22. No change

22:23. No change

23:24. No change

24:25. No change

25:26. No change

26:27. No change

27:28. No change

28:29. No change

29:30. No change

30:31. No change

31:32. No change

32:33. No change

33:34. No change

34:35. No change

B. Department Controlled Properties are described as follows:

Hirsch Conservation Education Area and Biscuit Tank: The Hirsch Conservation Education Area and Biscuit Tank shall be that area lying in Section 3 T5N R2E. Beginning at the North East corner of Section 3, T5N, R2E, G&SRB&M, Maricopa County, Arizona; thence South 35d33'23.43" West 2938.12 feet; to the point of true

beginning; thence South 81d31'35.45" West 147.25 feet;thence South 45d46'21.90" West 552.25 feet; thence South 21d28'21.59" West 56.77 feet; thence South 16d19'49.19" East 384.44 feet; thence South 5d27'54.02" West 73.43 feet; thence South 89d50'44.45" East 431.99 feet; thence North 4d53'57.68" West 81.99feet; thence North 46d49'53.27" West 47.22 feet; thence North 43d3'3.68" East 83.74 feet; thence South 47d30'40.79" East 47.71 feet; thence North 76d2'59.67" East 105.91 feet; thence North 15d45'0.24" West 95.87 feet; thence North 68d48'27.79" East 69.79 feet; thence North 8d31'53.39" West 69.79 feet; thence North 30d5'32.34" East 39.8 feet; thence North 46d17'32.32" East 63.77 feet; thence North 22d17'26.17" West 517.05 feet to the point of true beginning.