

Re_ [EXTERNAL] Deed violations of former US Nat....pdf

From: [Barrett, John](#)
To: [Williams, Michael C](#); [Muyskens, Stephen G](#); [Putnam, Patrick A](#); [Roth, Aaron T](#)
Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.
Date: Friday, October 16, 2020 8:01:02 AM

David Siegenthaler is your Federal Lands to Parks (FLP) contact for Arizona.

However, (b) (5)

So, I think Michael (b) (5)

Good luck in your hunt.

John

John Barrett
Program Manager
Federal Lands to Parks
National Park Service
100 Alabama St., SW
Atlanta, GA 30303

john_barrett@nps.gov | 404.507.5689

www.nps.gov/flp

From: Williams, Michael C
Sent: Thursday, October 15, 2020 6:18 PM
To: Muyskens, Stephen G ; Putnam, Patrick A ; Roth, Aaron T
Cc: Barrett, John
Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.

I'm curious if (b) (5)

Michael C. Williams
Attorney-Adviser, Southwest Region
Office of the Solicitor
755 Parfet St., Suite 151

Lakewood, CO 80215
Tel. (303) 445-0596
Fax: (303) 231-5363

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Superintendent
Southern Arizona Office
NPS Region 8
602-350-1291

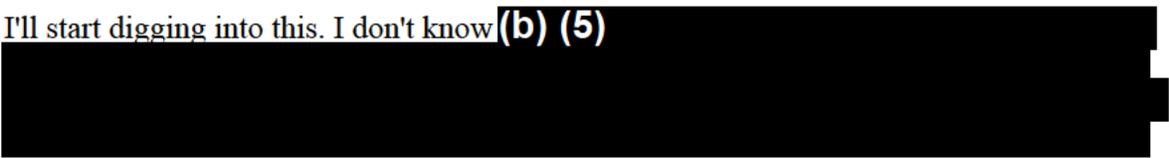
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Brandon S. Bies
Deputy Chief of Staff (Acting)
National Park Service

202-439-7330 (cell)

From: Bies, Brandon

Sent: Thursday, October 8, 2020 8:20 AM

To: Roth, Aaron T ; Putnam, Patrick A ; Reynolds, Michael T

Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.

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National Park Service

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Cc: Roth, Aaron T

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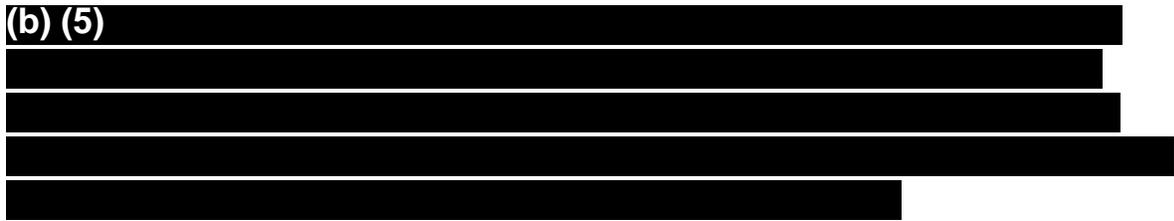
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[REDACTED]

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Superintendent
Southern Arizona Office
NPS Region 8
602-350-1291

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Michael Reynolds
NPS Regional Director
Interior Regions 6,7,8
Lakewood, CO
303 969 2503 office
209 347 6500 cell
Sent from mobile

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Cc: Romanik, Peg A ; Edelstein, Joshua A ; Petersen, Erik E
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Brandon, for your ongoing info--
SOL folks - fyi.

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To: Caminiti, Mariagrazia ; Putnam, Patrick A ; Smith, Paul (Dan) D ; EXSEC, EXSEC ;
katharine.macgregor@ios.doi.gov
atharine.macgregor@ios.doi.gov>
Cc: Friends of Papago Park
Subject: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.

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Mr. David L. Bernhardt - Secretary of the Interior

Ms. Kate MacGregor - Deputy Secretary

Mr. Daniel Jorjani - Solicitor

Department of the Interior

C/O Marigrace Caminiti

RE: Deed violations of former US Park Lands. Intent to submit injunction to halt work.

For over nine months we have been trying to raise consciousness of the damage being inflicted upon desert habitat in Papago Park and the illegal nature of construction therein by a private corporation -- all this done with the approbation of City officials in Phoenix and

Scottsdale. We have sent more than 100 emails and phone calls. Our efforts have been to no avail.

In June, we requested that federal agencies in the Department of the Interior (Solicitor, OIG and BLM) review our claims of improper use of former federal lands, examine the pertinent title documentation made available to them and, at the very least, investigate these accusations to determine if there is merit to our claims. There was an onsite visit by a BLM/NPS inspector on July 15. We formally requested that the DOI issue an opinion or ruling about the alleged misuse of Papago Park. As far as we know, this has not been done; it has been months and we have received no response.

Therefore we have decided to request an injunction from a US Court to halt the construction in progress and enforce the deed restrictions and remedies found in all Papago Park title documents. For example:

Papago Park was a US National Monument before it was transferred to the state of Arizona (and later to Phoenix). That 1937 transfer states: *“This patent is issued upon the express condition, that the lands so granted shall be used only for municipal, park, recreation, or public convenience purposes, and if the lands or any part thereof, shall be abandoned for such use, such lands, or such part, shall revert to the United States”* (signed President Franklin D. Roosevelt).

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The matter is simple. The injunction will compel a federal judge to examine the title documents and rule if the construction of an enclosed, restricted access, training facility for a private corporation is or isn't compatible with the concept of “public park, only” or “public convenience” in the deeds and ownership titles. That is it.

We plan to submit the injunction at the end of this month, October 2020. If there is any intention to by the DOI to take action on this matter, please let us know before that deadline. If there is a hearing, the DOI will certainly be involved.

We will do this with reluctance, because it involves hundreds of jobs and millions of dollars spent by that corporation. Should this be action be granted, there will be a myriad of legal actions to determine consequences, responsibilities and recover costs. It will be messy. Unfortunately, this drastic legal action seems to be the only way to protect historic public lands from this and further devastation.

This injunction process will include references to rulings in legal databases to other cases in which there were attempts by authorities in different parts of the country to use park lands

for purposes inconsistent with the title covenants. We could find no cases in which deed restrictions on public park lands were invalidated. Emails sent and received, along with contracts, and copies of ownership documents will be included to substantiate our understanding of the legal complexities and our efforts to resolve this without resorting to the extreme instrument that is an injunction.

We will seek judicial recourse because public authorities (city governments, the State of Arizona, our representatives in Congress and even the Department of the Interior) have been unresponsive. We find it very strange that, while common citizens believe it is not just inappropriate but illegal to build a private corporate compound in a public park, government authorities remain silent and do nothing. Of course, this inaction is understandable because they did this and they would want nothing more than to sweep the whole mess under the proverbial bureaucratic rug. There is a very good reason that the National Park Service includes covenants and restrictions on public land transferred to third parties: it is so that those lands will continue to benefit the public.

J. Arthur Deal

Friends of Papago Park (Facebook)

Lasse Norgaard-Larsen

Re_ [EXTERNAL] Deed violations of former US Nat...(1).pdf

From: [Pederson, Brian](#)
To: [Putnam, Patrick A](#); [Williams, Michael C](#)
Cc: [Roth, Aaron T](#); [Muyskens, Stephen G](#)
Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.
Date: Monday, October 19, 2020 4:45:03 PM

Anything in that time range works for me Patrick. If Michael is not available or able to respond beforehand, feel welcome to set up a time for you and I to talk if Michael is not available for this initial call.

Brian

From: Putnam, Patrick A
Sent: Monday, October 19, 2020 4:15 PM
To: Pederson, Brian ; Williams, Michael C
Cc: Roth, Aaron T ; Muyskens, Stephen G
Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.

I am available from 8am to 10am AZ Time. How about a TEAMS call

Patrick Putnam
Superintendent
Southern Arizona Office
NPS Region 8
602-350-1291

From: Pederson, Brian
Sent: Monday, October 19, 2020 3:12 PM
To: Williams, Michael C ; Putnam, Patrick A
Cc: Roth, Aaron T ; Muyskens, Stephen G
Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.

Hi Michael and Patrick,

I just wanted to let you know the Region's Chief Realty Officer, Steve Musykens, has assigned me to assist with this realty issue. I will begin reviewing the electronic and physical records in the NPS Land Resources Program files. I'm available to discuss this with you by telephone or a Teams connection if that would be helpful. My calendar is open all day tomorrow (Tuesday) if you are available.

Brian

From: Muyskens, Stephen G

Sent: Monday, October 19, 2020 4:02 PM

To: Pederson, Brian

Cc: Roth, Aaron T

Subject: Fw: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.

Thanks for taking this on, Brian.

Stephen Muyskens
National Park Service
Chief, Land Resources Division, Interior Regions 6, 7 & 8
12795 W. Alameda Pkwy., Room 161G
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303-969-2610 (w); 720-774-0771 (c)
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Fwd_ [EXTERNAL] Deed violations of former US Na....pdf

From: [Williams, Michael C](#)
To: [Pederson, Brian](#)
Subject: Fwd: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.
Date: Tuesday, October 20, 2020 8:01:39 AM

Brian,
I'm on leave today and not available until after noon tomorrow.

Michael C. Williams
Attorney-Adviser, Southwest Region
Office of the Solicitor
755 Parfet St., Suite 151
Lakewood, CO 80215
Tel. (303) 445-0596
Fax: (303) 231-5363

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From: Williams, Michael C
Sent: Monday, October 19, 2020 5:03:17 PM
To: Roth, Aaron T
Subject: Fwd: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.
Aaron,

See the below email from Frank. BLM-Arizona has been working on the Papago Park issue.

(b) (5)

I'm on leave til Wednesday

Michael C. Williams
Attorney-Adviser, Southwest Region
Office of the Solicitor
755 Parfet St., Suite 151
Lakewood, CO 80215
Tel. (303) 445-0596
Fax: (303) 231-5363

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From: Pederson, Brian

Sent: Monday, October 19, 2020 4:45:03 PM

To: Putnam, Patrick A ; Williams, Michael C

Cc: Roth, Aaron T ; Muyskens, Stephen G

Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.

Anything in that time range works for me Patrick. If Michael is not available or able to respond beforehand, feel welcome to set up a time for you and I to talk if Michael is not available for this initial call.

Brian

From: Putnam, Patrick A

Sent: Monday, October 19, 2020 4:15 PM

To: Pederson, Brian ; Williams, Michael C

Cc: Roth, Aaron T ; Muyskens, Stephen G

Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.

I am available from 8am to 10am AZ Time. How about a TEAMS call

Patrick Putnam

Superintendent

Southern Arizona Office

NPS Region 8

602-350-1291

From: Pederson, Brian

Sent: Monday, October 19, 2020 3:12 PM

To: Williams, Michael C ; Putnam, Patrick A

Cc: Roth, Aaron T ; Muyskens, Stephen G

Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.

Hi Michael and Patrick,

I just wanted to let you know the Region's Chief Realty Officer, Steve Musykens, has assigned me to assist with this realty issue. I will begin reviewing the electronic and physical records in the NPS Land Resources Program files. I'm available to discuss this with you by telephone or a Teams connection if that would be helpful. My calendar is open all day tomorrow (Tuesday) if you are available.

Brian

From: Muyskens, Stephen G
Sent: Monday, October 19, 2020 4:02 PM
To: Pederson, Brian
Cc: Roth, Aaron T
Subject: Fw: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.
Thanks for taking this on, Brian.

Stephen Muyskens
National Park Service
Chief, Land Resources Division, Interior Regions 6, 7 & 8
12795 W. Alameda Pkwy., Room 161G
Lakewood CO 80228
303-969-2610 (w); 720-774-0771 (c)
[Lands Sharepoint](#) (NPS only)

From: Muyskens, Stephen G
Sent: Thursday, October 15, 2020 3:13 PM
To: Putnam, Patrick A ; Roth, Aaron T
Cc: Williams, Michael C ; Barrett, John
Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.
Sounds like we'd better get John Barrett from the Federal Lands to Parks program involved.
I've copied him on this email and here is his contact information:

John Barrett
Program Manager
Federal Lands to Parks
National Park Service
100 Alabama St., SW
Atlanta, GA 30303
john_barrett@nps.gov | 404.507.5689
www.nps.gov/flp

Stephen Muyskens
National Park Service
Chief, Land Resources Division, Interior Regions 6, 7 & 8
12795 W. Alameda Pkwy., Room 161G
Lakewood CO 80228
303-969-2610 (w); 720-774-0771 (c)
[Lands Sharepoint](#) (NPS only)

From: Putnam, Patrick A
Sent: Thursday, October 15, 2020 3:03 PM
To: Roth, Aaron T ; Muyskens, Stephen G
Cc: Williams, Michael C
Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit

injunction to halt work at Papago Park.

Steve, I am available at your convenience. I will share all that I have and what I know about this situation.

Patrick Putnam
Superintendent
Southern Arizona Office
NPS Region 8
602-350-1291

From: Roth, Aaron T

Sent: Thursday, October 15, 2020 1:56 PM

To: Muyskens, Stephen G

Cc: Putnam, Patrick A ; Williams, Michael C

Subject: Fw: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.

Steve, could someone from Lands Resources Program be assigned to this and assist Michael and Patrick with the research? Recommend they first connect with Patrick to see what we have in possession.

From: Williams, Michael C

Sent: Thursday, October 15, 2020 2:35 PM

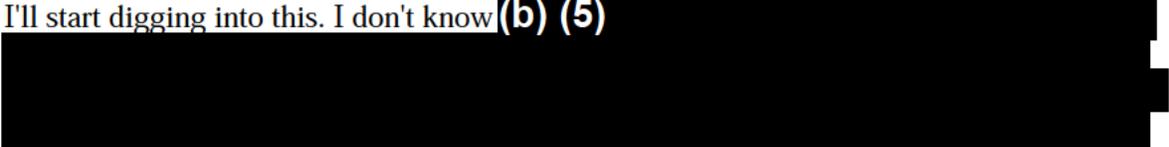
To: Roth, Aaron T

Cc: Reynolds, Michael T ; Putnam, Patrick A

Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.

Aaron,

I'll start digging into this. I don't know (b) (5)



Michael

Michael C. Williams
Attorney-Adviser, Southwest Region
Office of the Solicitor
755 Parfet St., Suite 151
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From: Roth, Aaron T

Sent: Thursday, October 15, 2020 2:27 PM

To: Williams, Michael C

Cc: Reynolds, Michael T ; Putnam, Patrick A

Subject: Fw: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.

Michael, hope you are well!

Not an urgent matter per se but when you get a chance could you review the below and be in touch with Patrick Putnam, Superintendent of the Southern Arizona Office. We have (b) (5)

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] I suppose we are seeking advice as to (b) (5)

[REDACTED]

[REDACTED]

And by all means we are just starting with you but let us know if there is someone else we should contact

thank you!

Aaron

From: Bies, Brandon

Sent: Wednesday, October 14, 2020 2:43 PM

To: Roth, Aaron T ; Putnam, Patrick A ; Reynolds, Michael T

Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.

Aaron,

I've not heard anything further back from the SOL here in MIB, so yes, why don't you go ahead and flag for your field solicitor.

Thanks

Brandon

Brandon S. Bies
Deputy Chief of Staff (Acting)
National Park Service
202-439-7330 (cell)

From: Bies, Brandon
Sent: Thursday, October 8, 2020 8:20 AM
To: Roth, Aaron T ; Putnam, Patrick A ; Reynolds, Michael T
Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.
Thanks, all, and thank you Patrick for the call yesterday afternoon.

I do think that someone from SOL needs to take a look at this, but let's give it a day to see what I hear back from SOL here in DC. If they don't indicate that they are engaging, I'll let you know and yes please then reach out to your field solicitor.

Thanks
Brandon

Brandon S. Bies
Deputy Chief of Staff (Acting)
National Park Service
202-439-7330 (cell)

From: Roth, Aaron T
Sent: Wednesday, October 7, 2020 6:22 PM
To: Putnam, Patrick A ; Reynolds, Michael T ; Bies, Brandon
Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.
Hi all, my normal course of action would be to refer this matter to field Solicitor Michael Williams for his analysis of Mr Deal's complaint. He then would consult experts as needed, potentially on the realty side. Shall I go ahead and make this referral to Michael Williams or Brandon wait for what you hear from SOL?

From: Putnam, Patrick A
Sent: Wednesday, October 7, 2020 4:14 PM
To: Reynolds, Michael T ; Bies, Brandon
Cc: Roth, Aaron T
Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit

injunction to halt work at Papago Park.

The only part of Mr. Deals complaints that have a nexus with NPS center around the construction of a Baseball training center for the San Francisco Giants. (b) (5)

[REDACTED]

Patrick Putnam
Superintendent
Southern Arizona Office
NPS Region 8
602-350-1291

From: Reynolds, Michael T
Sent: Wednesday, October 7, 2020 2:43 PM
To: Bies, Brandon ; Putnam, Patrick A
Cc: Roth, Aaron T
Subject: Re: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.
Patrick- what exactly is being built and by whom? Just curious.

Brandon- Patrick has done a good job trying to help these folks but it's a little bigger than just us fir sure as o know you understand.

Michael Reynolds
NPS Regional Director
Interior Regions 6,7,8
Lakewood, CO
303 969 2503 office
209 347 6500 cell
Sent from mobile

From: Bies, Brandon
Sent: Wednesday, October 7, 2020 3:01:06 PM
To: Putnam, Patrick A
Cc: Roth, Aaron T ; Reynolds, Michael T
Subject: Fw: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.
Patrick,

Looks like you were on it, but passing long the latest email from Mr. Deal about Papago Park. Copying Mike just because of the mention of legal action, and because this was sent direct to a number of Solicitors here in Washington and in IMR. I know this is an odd one as it doesn't fall under your purview, but just wanted to make sure all were in the loop. If I get any further direction from SOL, I'll let you know.

Brandon

Brandon S. Bies
Deputy Chief of Staff (Acting)
National Park Service
202-439-7330 (cell)

From: Caminiti, Mariagrazia
Sent: Wednesday, October 7, 2020 3:30 PM
To: Bies, Brandon
Cc: Romanik, Peg A ; Edelstein, Joshua A ; Petersen, Erik E
Subject: Fw: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.
Brandon, for your ongoing info--
SOL folks - fyi.

From: J. Deal
Sent: Wednesday, October 7, 2020 3:23 PM
To: Caminiti, Mariagrazia ; Putnam, Patrick A ; Smith, Paul (Dan) D ; EXSEC, EXSEC ;
katharine.macgregor@ios.doi.gov
atharine.macgregor@ios.doi.gov>
Cc: Friends of Papago Park
Subject: [EXTERNAL] Deed violations of former US National Park Lands. Intent to submit injunction to halt work at Papago Park.

This email has been received from outside of DOI - Use caution before clicking on links, opening attachments, or responding.

Mr. David L. Bernhardt - Secretary of the Interior

Ms. Kate MacGregor - Deputy Secretary

Mr. Daniel Jorjani - Solicitor

Department of the Interior

C/O Marigrace Caminiti

RE: Deed violations of former US Park Lands. Intent to submit injunction to halt work.

For over nine months we have been trying to raise consciousness of the damage being inflicted upon desert habitat in Papago Park and the illegal nature of construction therein by a private corporation -- all this done with the approbation of City officials in Phoenix and Scottsdale. We have sent more than 100 emails and phone calls. Our efforts have been to no avail.

In June, we requested that federal agencies in the Department of the Interior (Solicitor, OIG and BLM) review our claims of improper use of former federal lands, examine the pertinent title documentation made available to them and, at the very least, investigate these accusations to determine if there is merit to our claims. There was an onsite visit by a BLM/NPS inspector on July 15. We formally requested that the DOI issue an opinion or ruling about the alleged misuse of Papago Park. As far as we know, this has not been done; it has been months and we have received no response.

Therefore we have decided to request an injunction from a US Court to halt the construction in progress and enforce the deed restrictions and remedies found in all Papago Park title documents. For example:

Papago Park was a US National Monument before it was transferred to the state of Arizona (and later to Phoenix). That 1937 transfer states: *"This patent is issued upon the express condition, that the lands so granted shall be used only for municipal, park, recreation, or public convenience purposes, and if the lands or any part thereof, shall be abandoned for such use, such lands, or such part, shall revert to the United States"* (signed President Franklin D. Roosevelt).

The 1964 Deed of Sale (from the state of Arizona to Phoenix) states that *"this deed is issued upon the express condition that the lands so conveyed shall be used only for municipal, park, recreation, or public-convenience purposes"*.

The 1964 deed also recognizes and specifically authorizes seven leases within park lands. These are: 1. Arizona Fish and Game department (later, the Zoo), 2. SRP, 3. Arizona Highways Dept, 4. City of Tempe, 5. Arizona Cactus and Floral Society (Botanical), 6. The Army (National Guard), and 7. Highway rights-of-way. These seven leases still exist today. There is no implicit right to sublease. There is no mention of a lease to a private corporation to build a baseball training compound.

The matter is simple. The injunction will compel a federal judge to examine the title documents and rule if the construction of an enclosed, restricted access, training facility for a private corporation is or isn't compatible with the concept of "public park, only" or "public convenience" in the deeds and ownership titles. That is it.

We plan to submit the injunction at the end of this month, October 2020. If there is any intention to by the DOI to take action on this matter, please let us know before that deadline. If there is a hearing, the DOI will certainly be involved.

We will do this with reluctance, because it involves hundreds of jobs and millions of dollars spent by that corporation. Should this be action be granted, there will be a myriad of legal

actions to determine consequences, responsibilities and recover costs. It will be messy. Unfortunately, this drastic legal action seems to be the only way to protect historic public lands from this and further devastation.

This injunction process will include references to rulings in legal databases to other cases in which there were attempts by authorities in different parts of the country to use park lands for purposes inconsistent with the title covenants. We could find no cases in which deed restrictions on public park lands were invalidated. Emails sent and received, along with contracts, and copies of ownership documents will be included to substantiate our understanding of the legal complexities and our efforts to resolve this without resorting to the extreme instrument that is an injunction.

We will seek judicial recourse because public authorities (city governments, the State of Arizona, our representatives in Congress and even the Department of the Interior) have been unresponsive. We find it very strange that, while common citizens believe it is not just inappropriate but illegal to build a private corporate compound in a public park, government authorities remain silent and do nothing. Of course, this inaction is understandable because they did this and they would want nothing more than to sweep the whole mess under the proverbial bureaucratic rug. There is a very good reason that the National Park Service includes covenants and restrictions on public land transferred to third parties: it is so that those lands will continue to benefit the public.

J. Arthur Deal

Friends of Papago Park (Facebook)

Lasse Norgaard-Larsen

Re_Papago Park and DOI Conveyance.pdf

From: [Putnam, Patrick A](#)
To: [Pederson, Brian](#)
Cc: [Roth, Aaron T](#); [Muyskens, Stephen G](#); [Williams, Michael C](#); [Atnes, Roger G](#)
Subject: Re: Papago Park and DOI Conveyance
Date: Tuesday, October 20, 2020 4:44:45 PM

Absolutely agree. I think it would be good to invite BLM to our next conversation to avoid duplicate efforts, I can reach out to Lane Cowger for his availability.

Patrick Putnam
Superintendent
Southern Arizona Office
NPS Region 8
602-350-1291

From: Pederson, Brian
Sent: Tuesday, October 20, 2020 3:37 PM
To: Putnam, Patrick A
Cc: Roth, Aaron T ; Muyskens, Stephen G ; Williams, Michael C ; Atnes, Roger G
Subject: Re: Papago Park and DOI Conveyance
Patrick,

Thank you. Yes, Michael Williams is thinking (b) (5) [REDACTED]
[REDACTED] I've been developing a detailed chronological summary of events such as dates various Acts were passed, patents issued, patent restrictions, leases signed, etc... The preliminary draft summary is in the Teams site for all to see. This effort to secure and evaluate all of the documentation will involve a considerable effort. I'm wondering if we are starting off on a research effort that is duplicative of the work BLM has already developed. I'm more than happy to continue to review the agreements and develop a summary if that is helpful to us or BLM. If both NPS and BLM continue to work on the issue, it will obviously be very important that the reviews and communication with the participants is coordinated and consistent. We may want to discuss this with Michael on Thursday and then decide on the best path forward.

Brian

From: Putnam, Patrick A
Sent: Tuesday, October 20, 2020 3:44 PM
To: Pederson, Brian
Cc: Roth, Aaron T
Subject: Fw: Papago Park and DOI Conveyance

I engaged BLM and it looks like they are already involved. This email comes from the Hassayampa Field Manager in the Phoenix District Office, BLM. I have added these emails to our TEAMS Files.

Patrick Putnam
Superintendent
Southern Arizona Office
NPS Region 8
602-350-1291

From: Putnam, Patrick A
Sent: Tuesday, October 20, 2020 2:29 PM
To: Cowger, Lane D ; Thomas Jr, Leon
Cc: Andersen, James
Subject: Re: Papago Park and DOI Conveyance

Hello all, please include me in the meeting if you don't mind.

Patrick Putnam
Superintendent
Southern Arizona Office
NPS Region 8
602-350-1291

From: Cowger, Lane D
Sent: Tuesday, October 20, 2020 2:25 PM
To: Putnam, Patrick A ; Thomas Jr, Leon
Cc: Andersen, James
Subject: Re: Papago Park and DOI Conveyance

Leon and Patrick,

Jim and I just got off of a call with the Solicitor's Office on this very issue. Jim has been working with the State Office to gather all relevant records on the case. Long story made very short, the concern seems to be with the Phoenix Municipal Stadium on the south end of Papago Park or at least that general area. **(b) (5)**

[REDACTED]

[REDACTED]

[REDACTED]

John Hurst and Josh Edelstein had received a request for action from their HQ on this (I'll forward that in another email). They are going to reach out to the concerned party (J. Arthur Deal of Friends of Papago Park) to get additional information and confirm the location he's concerned about. Once received, we would confirm details and have a discussion with him. Patrick, you or staff would certainly be welcome at that meeting and/or to coordinate beforehand on our response.

Thanks,

Lane Cowger
Field Manager
Bureau of Land Management, Interior Region 8 (Lower Colorado Basin)
Hassayampa Field Office
21605 N. 7th Ave
Phoenix, Arizona 85027
Office (623) 580-5530
Cell (480) 292-4015

From: Andersen, James
Sent: Tuesday, October 20, 2020 1:58 PM
To: Cowger, Lane D
Subject: Fw: Papago Park and DOI Conveyance
This just came from Patrick

Jim Andersen
Lead Realty Specialist
BLM/PDO/HFO
21605 N. 7th Avenue
Phoenix, AZ 85027
623-580-5570

From: Putnam, Patrick A
Sent: Tuesday, October 20, 2020 1:43 PM
To: Thomas Jr, Leon
Cc: Andersen, James
Subject: Papago Park and DOI Conveyance

Hey Leon!!! I am reaching out to set up a meeting to discuss an interesting situation with a parcel of land around Papago Park. (b) (5)

NPS is working on responding to concerns from local citizens and potential litigation and I was hoping that Jim could be a contact person if BLM needs to get engaged. Let me know if you have time this week to catch up on more of the details.

Thanks guys!!

Patrick Putnam

Superintendent
Southern Arizona Office
NPS Region 8
602-350-1291

Re_ Friends of Papago Park - title questions.pdf

From: [Pederson, Brian](#)
To: [Williams, Michael C](#); [Putnam, Patrick A](#)
Cc: [Muyskens, Stephen G](#); [Atnes, Roger G](#); [Roth, Aaron T](#)
Subject: Re: Friends of Papago Park - title questions
Date: Friday, October 23, 2020 9:09:32 AM

Thank you for your review and guidance on that Michael. I've added Aaron Roth to this message so he is aware of the status of this issue.

If it's helpful to anyone, the Teams site we set up includes the BLM documents, some associated historical information about the establishment and de-listing of the former Monument, and a chronological summary I prepared of the relevant events and documentation. I will discontinue any further efforts on this subject beyond our close-out call this afternoon but will be available if I can be of any assistance in the future.

Brian

LINK TO TEAMS SITE:

(b) (5)

From: Williams, Michael C
Sent: Friday, October 23, 2020 8:44 AM
To: Pederson, Brian ; Putnam, Patrick A
Cc: Muyskens, Stephen G ; Atnes, Roger G
Subject: Re: Friends of Papago Park - title questions

(b) (5)

Michael C. Williams
Attorney-Adviser, Southwest Region
Office of the Solicitor
755 Parfet St., Suite 151
Lakewood, CO 80215
Tel. (303) 445-0596
Fax: (303) 231-5363

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From: Pederson, Brian
Sent: Friday, October 23, 2020 8:23 AM
To: Williams, Michael C ; Putnam, Patrick A
Cc: Muyskens, Stephen G ; Atnes, Roger G
Subject: Re: Friends of Papago Park - title questions
Michael,

(b) (5)

I'm thinking **(b) (5)**

(b) (5)

We can

discuss this and the logistics in our call this afternoon.

Brian

From: Williams, Michael C
Sent: Wednesday, October 21, 2020 4:31 PM
To: Pederson, Brian
Subject: Fw: Friends of Papago Park - title questions
Brian,

I caught up with my Phoenix colleague today, John Hurst. He says that, (b) (5). He says the BLM has all the relevant documents and they are in communication with Mr. Deal to address his concerns. (b) (5) John at SOL has emailed Mr. Deal below. The contact at BLM is Angela Mogel:

Angela Mogel
Realty Specialist
U.S. Bureau of Land Management, Interior Region 8 (Lower Colorado Basin)
Arizona State Office
One North Central Avenue, Suite 800
Phoenix, AZ 85004-4427
Phone: 602-417-9536
Email: amogel@blm.gov

Michael C. Williams
Attorney-Adviser, Southwest Region
Office of the Solicitor
755 Parfet St., Suite 151
Lakewood, CO 80215
Tel. (303) 445-0596
Fax: (303) 231-5363

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From: Hurst, John J
Sent: Wednesday, October 21, 2020 4:12 PM
To: jdeal@hotmail.com
Cc: Edelstein, Joshua A ; Cowger, Lane D ; Andersen, James ; Williams, Michael C
Subject: Friends of Papago Park - title questions

Dear Mr. Deal,

I am an attorney with the Solicitor's Office in the United States Department of the Interior. I am in receipt of your October 6, 2020, email concerning Papago Park and your intention to ask a court for an injunction. I reached out to the local BLM Field Office, and they have access to the records related to the land patents associated with Papago Park. Because the land that was originally in the national monument has been patented to different entities, it would be helpful to know exactly where in the park you have concerns. That way, the local BLM office can review the records and then perhaps set up a meeting with you to discuss whether the deed restrictions are still applicable. If you are interested in such a meeting, please respond to this email with any relevant records, particularly those that would describe the exact location of the land at issue. Thank you and please feel free to call me if you have any questions.

Sincerely,

John Hurst

Office of the Solicitor
United States Department of the Interior, Phoenix Field Office
Sandra Day O'Connor U.S. Courthouse, Suite 404
401 West Washington Street, SPC 44
Phoenix, Arizona 85003
(602) 364-7892 (office)
(801) 792-6121 (cell)



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[EXTERNAL] Re_ Fw_ Phoenix AZ Possible Issue to....pdf

From: [Mickey Rogers](#)
To: [Knowlton, Roger A.](#)
Subject: [EXTERNAL] Re: Fw: Phoenix AZ Possible Issue to be aware of (if you are not)
Date: Thursday, November 5, 2020 4:43:28 PM

This email has been received from outside of DOI - Use caution before clicking on links, opening attachments, or responding.

Roger,
I just talked with John and explained LWCF to him. I told him to provide my contact to anyone who has questions. The Park is LWCF protected and I do not know anything about this project. Will reach out to Phoenix.

On Thu, Nov 5, 2020 at 1:09 PM Knowlton, Roger A. <Roger_Knowlton@nps.gov> wrote:
Our database is down... do you know what possible grants this could be?

From: Lynch, Joel <Joel_Lynch@nps.gov>
Sent: Thursday, November 5, 2020 2:02 PM
To: Knowlton, Roger A. <Roger_Knowlton@nps.gov>
Cc: Morrison, Mary (Missy) <Mary_Morrison@nps.gov>; Ferguson, Emily M <Emily_Ferguson@nps.gov>; Morgan, Elisabeth <elisabeth_fondriest@nps.gov>
Subject: Phoenix AZ Possible Issue to be aware of (if you are not)

I got a call from John Hurst, DOI-SOL out of the Phoenix. He was forwarded a message from a concerned citizen that originally went to BLM and Secretary's office about the public/private development of a baseball facility that would be used by the MLB San Francisco Giants as a spring training facility in Papago Park. Apparently, the land was originally BLM and conveyed to the city for rec. purposes, but John said the BLM requirements (whatever they were) ended in the 1980's. John mentioned there was a LWCF grant given to the park in the late 1960's. All John was asking about was some background on the program and I described our requirements and general process. I also gave him Mickey's contact info to pass along to the citizen's group.

Goggle search

<https://ballparkdigest.com/2020/01/28/giants-upgrading-spring-training-facilities/>
<https://www.azcentral.com/story/news/local/phoenix/2020/09/29/residents-raise-alarm-over-renovated-baseball-complex-papago-park/5004546002/>

Roger you might have someone reach out to Mickey and see if he has been engaged or what the situation is.

--
Mickey Rogers

Chief of Grants and Trails

Arizona State Parks & Trails

23751 N 23rd Ave, Suite 190

Phoenix, AZ 85085

(602) 542-6942

mrogers@azstateparks.gov

1-877-MY-Parks|AZStateParks.com



ARIZONA
STATE PARKS & TRAILS
BEST IN U.S.!



[EXTERNAL] 6 _f_ Map, 04-00009, Papago Park.pdf

From: [Mickey Rogers](#)
To: [Kelly Pearce](#); [Lawson, Matthew A](#)
Cc: [Knowlton, Roger](#)
Subject: [EXTERNAL] 6 "f" Map, 04-00009, Papago Park
Date: Thursday, November 12, 2020 8:07:25 AM
Attachments: [400009_Map.pdf](#)
[LWCF_6F_400009_\(1\).pdf](#)
[Papago - LWCF 6f Boundary.pdf](#)

This email has been received from outside of DOI - Use caution before clicking on links, opening attachments, or responding.

Good morning,

I have attached what we have on file for the map of this area. There is construction that is taking place just north (McDowell Road) of what we believe is the 6 "f" area. If you could check your files for this area. There is a concerned group about the construction that is taking place on this property but don't believe LWCF is involved. Thanks.

--

Mickey Rogers

Chief of Grants and Trails

Arizona State Parks & Trails

23751 N 23rd Ave, Suite 190

Phoenix, AZ 85085

(602) 542-6942

mrogers@azstateparks.gov

1-877-MY-Parks|AZStateParks.com



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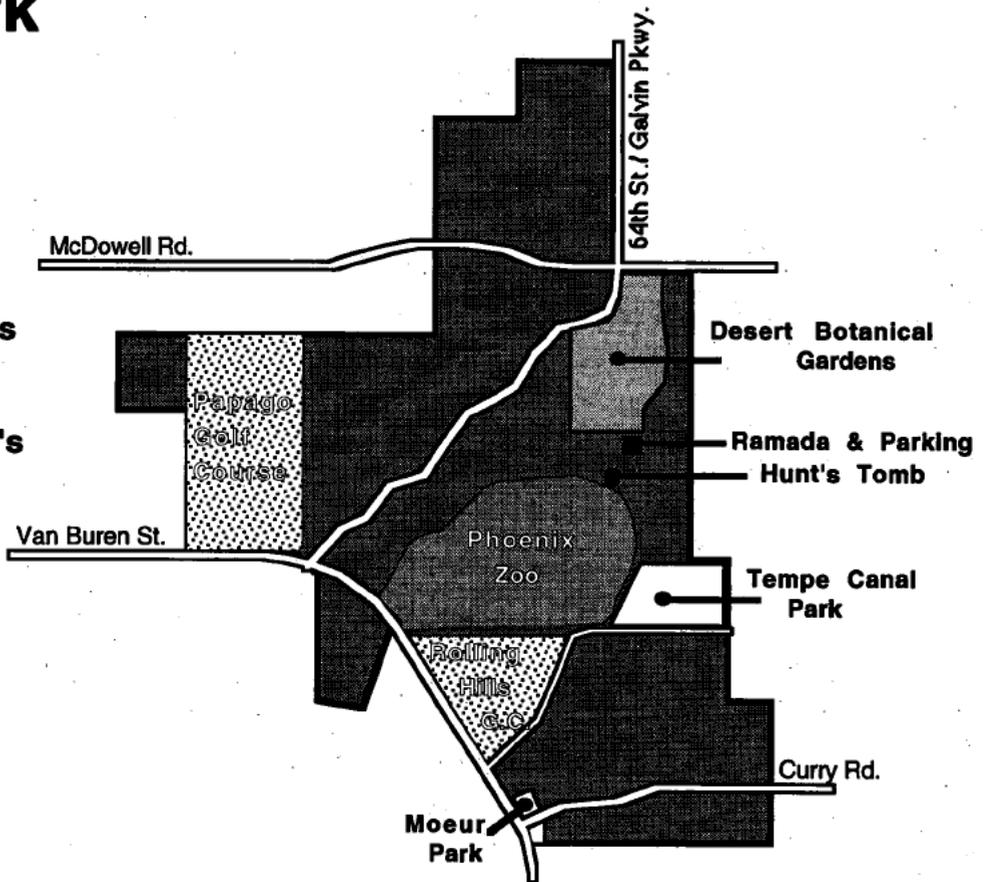
400009_Map.pdf

Papago Park

0400009XXX

Project Description:

- 1- Park drives
- 2- Parking areas
- 3- Viewpoints
- 4- Hiking & riding trails
- 5- Picnic areas
- 6- Ramadas
- 7- Completion of Hunt's Tomb area
- 8- Restrooms facilities



Instructions:

1. Click the "Info" button for a detailed project description.
2. To return back to South Phoenix, click the "Info" button to display the project description, then click the "Link" button.



Historical Map

ARIZONA NATIONAL GUARD

FUTURE SPORTS & PICNIC AREAS

- RIFLE & PISTOL RANGE
- TENNIS
- SWIMMING STADIUM
- SOFTBALL & BASEBALL
- PARKING AREAS

RESERVED FOR FUTURE INTERCHANGE

NATIONAL GUARD ARMORY

PHOENIX TRAP & SKEET RANGE

FUTURE LOOKOUT

WM. C. ELIOT MEMORIAL

PROPOSED AMPHITHEATER AREA

BOTANICAL GARDEN

EXISTING 18 HOLE GOLF COURSE

FUTURE ADMINISTRATION AREA

EXISTING PICNIC AREA

PROPOSED LARGE PARKING

EXISTING GRADED PARKING

HURTS HOME

STADIUM AREA

ZOOLOGICAL AREA

GENERAL SITE PLAN OF
EXISTING AND PROPOSED FACILITIES AT
PAPAGO PARK
BETWEEN MCDOWELL RD. AND VAN BUREN AT PAPA40 PARKWAY

PREPARED BY THE CITY OF PHOENIX, ARIZONA, PARKS AND RECREATION DEPARTMENT - JAN. 1966

NORTH

D-660-2

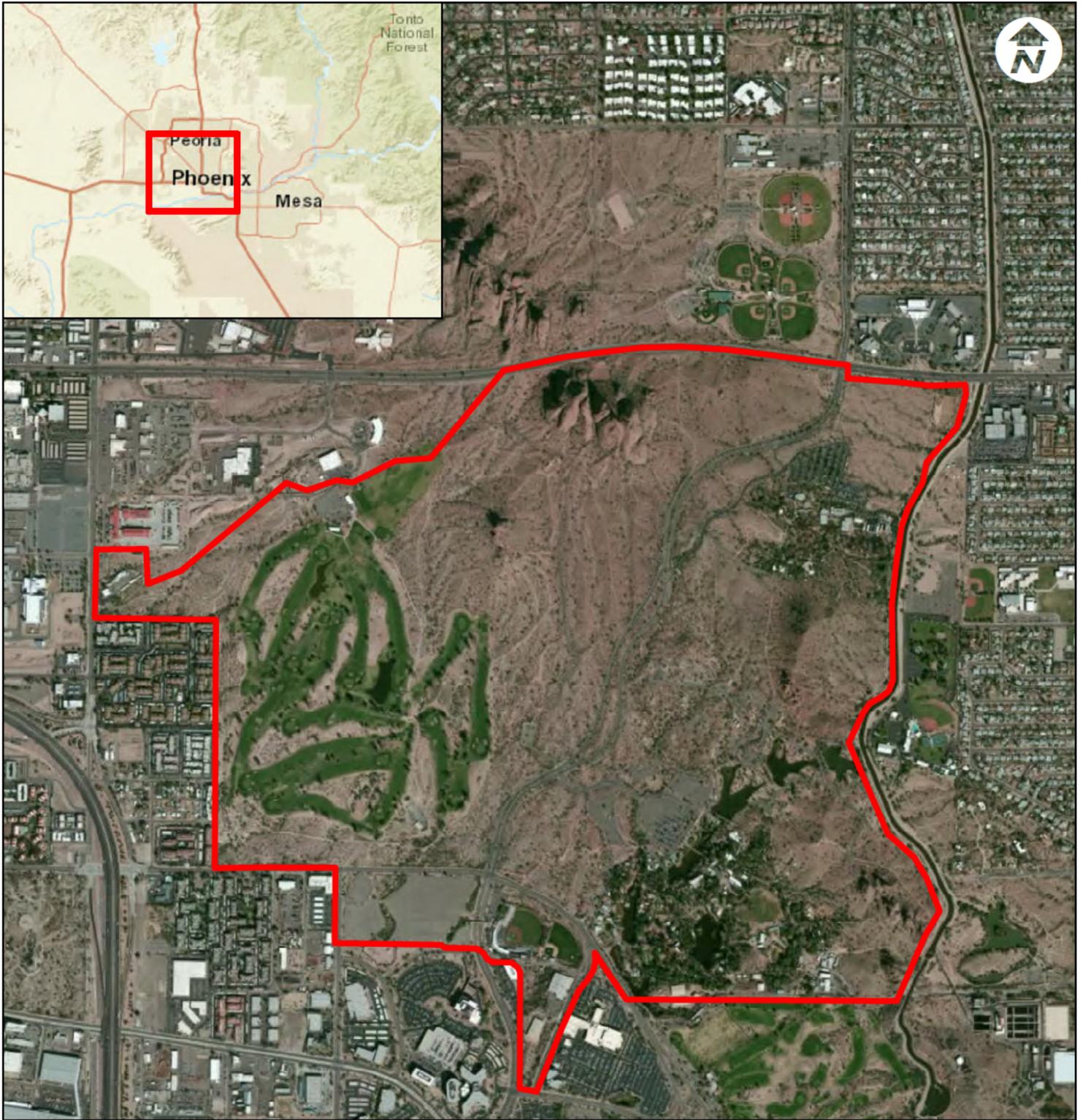
009

BAR SCALE

1" = 200'

LWCF_6F_40009 (1).pdf

LWCF Section 6(f)(3) Boundary Map



Project Title: Papago Park Development

Project Number: 04-00009.3

Sponsor: City of Phoenix

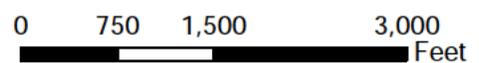
Park Name: Piestewa Peak

Total Acres: 629.575597

Address: 2701 E Squaw Peak Ln, Phoenix, AZ 85016

Project Coordinates: 33.536976, -112.020496

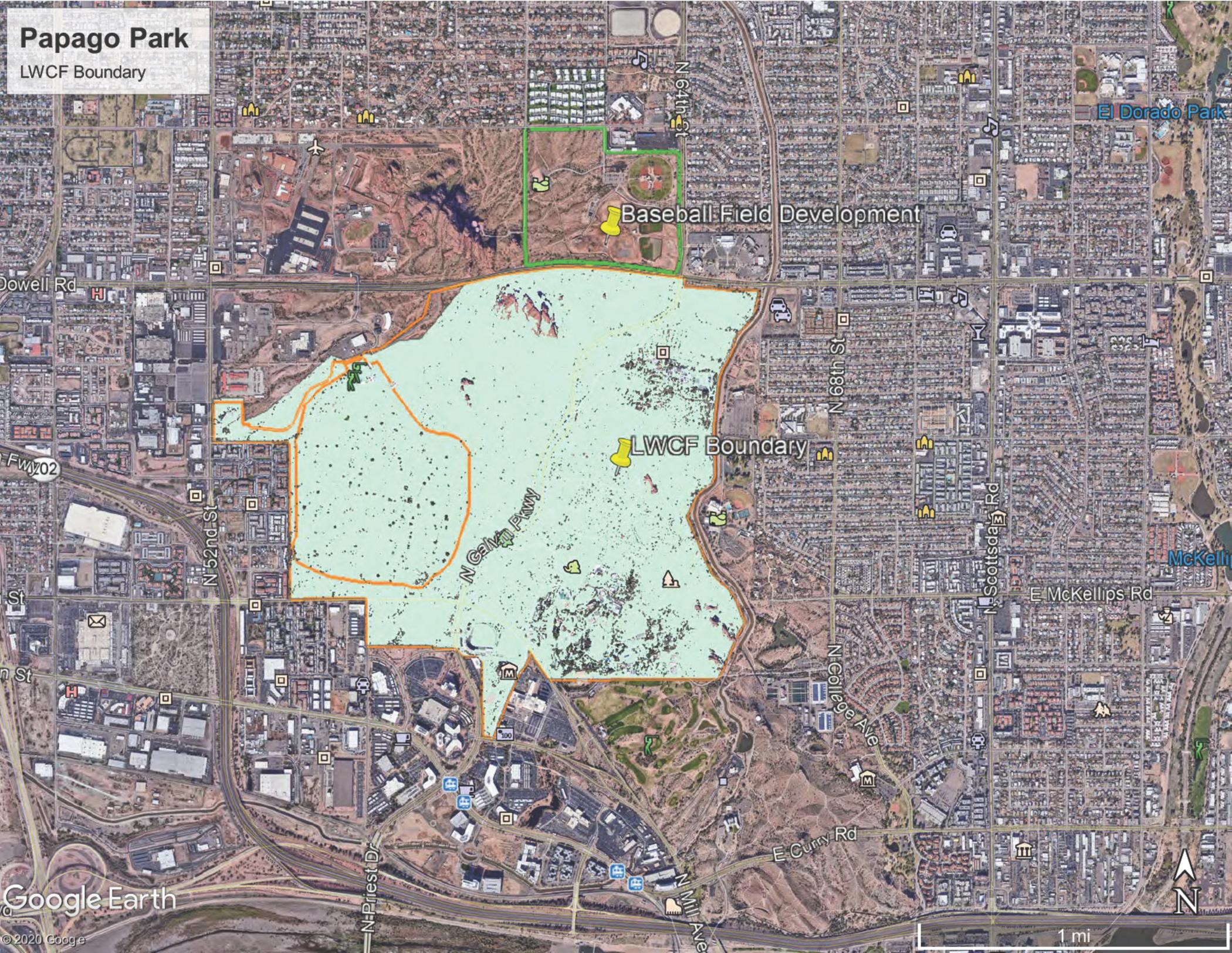
_____ Sponsor Signature	_____ Date
_____ Director	_____ Date



Papago - LWCF 6f Boundary.pdf

Papago Park

LWCF Boundary



Re_[EXTERNAL] 6 _f_ Map, 04-00009, Papago Park.pdf

From: [Knowlton, Roger A.](#)
To: [Mickey Rogers](#); [Pearce, Kelly A.](#); [Lawson, Matthew A](#)
Subject: Re: [EXTERNAL] 6 "f" Map, 04-00009, Papago Park
Date: Thursday, November 12, 2020 8:49:43 AM

Mickey,

We don't have access to digital files for Arizona.

This will have to wait until somebody has to go into the office again.

We will see what happens... Do you show that we have an encumbrance north of the highway?

Did we assist with any of the ballfield complex or archery range?

From: Mickey Rogers
Sent: Thursday, November 12, 2020 8:52 AM
To: Pearce, Kelly A. ; Lawson, Matthew A
Cc: Knowlton, Roger A.
Subject: [EXTERNAL] 6 "f" Map, 04-00009, Papago Park

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Good morning,

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[EXTERNAL] Arizona State Parks LWCF updates.pdf

From: [Mickey Rogers](#)
To: [Kelly Pearce](#); [Lawson, Matthew A](#); [Knowlton, Roger](#)
Subject: [EXTERNAL] Arizona State Parks LWCF updates
Date: Monday, December 14, 2020 2:19:21 PM
Attachments: [Updates 12-14-20.docx](#)

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Good afternoon,

Attached are pending items that need approvals. If you are waiting for anything from us, other than Los Olivos, please let me know. There are three projects that expired 9/30/2020. Two have been closed and we have requested final draw and one requested an extension. Do these funds expire after 90 days after the original project end date which is 12/31/20? Thanks.

--

Mickey Rogers

Chief of Grants and Trails

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Updates 12-14-20.pdf

Pending NPS, ASPT Action Items and Update

Project #	Name	Action	Date Sent	Notes
04-00112	Phoenix Los Olivos	EA Review	10/27/20- comment period starts	Public comment period has ended. Phoenix is going to provide comments and their response prior to requesting approval of the conversion. State Parks will resend all of the documents.
04-00760	Sierra Vista Lighting	Draw funds	8/3/20	Final Draw Sierra Vista is a small community and has called repeatedly asking when they will be receiving this \$17,208.04
04-00763	ASPT Trails Plan	draw funds Requested draw on 8/16/20— draw was never approved	12/13/20	State Parks send close out documentation. Requested final draw. Grant expired 10/1/2020. Are these funds set to expire on 1/1/2021—90 days past expiration date
04-00756	Pima County Jan 8 Memorial	Project Close out	12/13/20	State Parks send close out documentation. Requested final draw. Grant expired 9/30/2020. Are these funds set to expire on 1/1/2021—90 days past expiration date?
04-00754	Coconino County	Time Extension	8/24/20	Ok to send ASPT extension agreement to County? Waiting for NPS amendment. Project date expired 9/30/2020. Will these funds be lost if not approved by 1/1/2021
04-00317	Phoenix Cesar Chavez Park	Public Facility Request	10/25/20	Facility has had a ground breaking ceremony. Request sent to NPS
04-00750	Pinal County Peralta Regional Park	Project Agreement	Project funding approved 9/30/2020.	Sponsor has received notification project was approved, money is in the federal system, we have not received a project agreement to date?
04-00009	Papago Park	Possible Conversion		Phoenix is expanding a minor league training camp facility. They are looking into the original footprint to see if this does encroach on the protected area, will look for any facility shared use agreements, or possibly look into a conversions if needed.
04-00744 04-00745 04-00746	Various	Project Withdrawals	12/4/20	Have been completed by NPS. State Parks will be submitting projects to use existing apportionments and additional funds from our SRA to use all of this funding.

04-00748 04-00752 04-00755 04-00759 04-00764				
Tucson Peoria	ORLP Project	Status	12/11/20	Projects are supposed to announced this month. Have been asked by a sponsor for an update of announcement
All Active Projects		Required annual reporting	12/8/20	Completed
N/A		Access to ASAP	12/1/2020	Only one fiscal person in our office has access to ASAP. Request was made to give access to system to other fiscal staff. If we could be directed as to whom we contact for that?

Projects to be submitted in this funding cycle

04-00765	Springerville	\$ 184,600
04-00766	Show Low	\$ 600,000
04-00768	Chandler	\$ 750,000
04-00769	Camp Verde	\$2,500,000
04-00770	State Parks	\$ 100,000
04-00771	Parker	\$ 28,000
04-00772	Payson	\$ 207,500