

Thank you for your comment, Jennifer Godfrey.

The comment tracking number that has been assigned to your comment is SolarM60268.

Comment Date: September 15, 2009 00:00:16AM
Solar Energy Development PEIS
Comment ID: SolarM60268

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Attachment: sept 14 2009 comments on renewable energy.wps

Comment Submitted:

Thank you for the opportunity to comment. It is attached.

Jennifer G. Godfrey

9/16/2009

(Please do not give out any other identifiable information other than that listed above.)

To those concerned with comments regarding the applications for renewable energy sources in the area east of Twentynine Palms California and south of the eastern portion of the MCAGCC,

I have a land patent. I live underneath the purple-boxed area proposed to be a solar thermal project that is applied for near the same area that has been applied for border as the MCAGCC's "southern expansion area" border. This area is south of the proposed base expansion and is a populated area. There are way too many people living under those proposed project applications and many of them also hold land patents (see attached information re: the USCODE on land patented by the United States Government).

The other projects in the area east of Twentynine Palms would ruin our view and our freedom to have our land and use it as it was chosen for the purpose of peace and quiet. The spoils of energy should be considered much longer than it has and it seems these applications were made in haste and those applicants did not check out landowners and their property rights. In addition, we have water rights to speak about. The Dale Basin Well Owners Association, of which I am a member, will not loose this precious resource because we are working on governing ourselves more and being governed less, as it should be.

There has been some confusion within the San Bernardino County government and its officials that govern property owner's deed information that has, largely, prevented us from any development. This should NOT be happening. Our local government has been largely silent on this issue causing many to be either uninformed of these applications or misinformed. Either way, we need more time.

Thank you for your time, for the extension period for comments and for your part in getting maps and information to our community as limited as it was. We look forward to working with you all to solve the energy problems, just not in my yard unless it is on my roof.

Regards,

Jennifer G. Godfrey
Wonder Valley, Ca.

-CITE-

30 USC Sec. 83

01/08/2008

-EXPCITE-

TITLE 30 - MINERAL LANDS AND MINING

CHAPTER 3 - LANDS CONTAINING COAL, OIL, GAS, SALTS, ASPHALTIC

MATERIALS, SODIUM, SULPHUR, AND BUILDING STONE

SUBCHAPTER II - COAL LAND ENTRIES UNDER NONMINERAL LAND LAWS WITH

RESERVATION OF COAL TO UNITED STATES

-HEAD-

Sec. 83. Homestead or desert-land and other entries

-STATUTE-

Unreserved public lands of the United States exclusive of Alaska
which have been withdrawn or classified as coal lands, or are
valuable for coal, shall be subject to appropriate entry under the
homestead laws by actual settlers only, the desert-land law, to

selection under section 641 of title 43, and to withdrawal under the Act approved June seventeenth, nineteen hundred and two, known as the Reclamation Act, whenever such entry, selection, or withdrawal shall be made with a view of obtaining or passing title, with a reservation to the United States of the coal in such lands and of the right to prospect for, mine, and remove the same. But all homestead entries made hereunder shall be subject to the conditions, as to residence and cultivation, of entries under section 218 of title 43. Those who have initiated nonmineral entries, selections, or locations in good faith, prior to June 22, 1910, on lands withdrawn or classified as coal lands may perfect the same under the provisions of the laws under which said entries were made, but shall receive the limited patent provided for in sections 83 to 85 of this title.

-SOURCE-

(June 22, 1910, ch. 318, Sec. 1, 36 Stat. 583; June 16, 1955, ch. 145, Sec. 1, 69 Stat. 138.)

-REFTEXT-

REFERENCES IN TEXT

The Act approved June seventeenth, nineteen hundred and two, referred to in text, is act June 17, 1902, ch. 1093, 32 Stat. 388, popularly known as the Reclamation Act, which is classified generally to chapter 12 (Sec. 371 et seq.) of Title 43, Public Lands. For complete classification of this Act to the Code, see Short Title note set out under section 371 of Title 43 and Tables.

-MISC1-

AMENDMENTS

1955 - Act June 16, 1955, removed 160-acre limitation on desert entry.

ADDITIONAL DESERT-LAND ENTRY

Section 3 of act June 16, 1955, as amended by Pub. L. 85-641, Sec. 2, Aug. 14, 1958, 72 Stat. 596, provided that: "Any person who, prior to June 16, 1955, made a valid desert-land entry on lands subject to such Act of June 22, 1910 [sections 83 to 85 of

this title], or of July 17, 1914 [sections 121 to 123 of this title], may, if otherwise qualified, make one additional entry, as a personal privilege, not assignable, upon one or more tracts of desert land subject to the provisions of such Acts, as hereby amended, and section 7 of the Act entitled 'An Act to stop injury to the public grazing lands by preventing overgrazing and soil deterioration, to provide for their orderly use, improvement, and development to stabilize the livestock industry dependent upon the public range, and for other purposes', approved June 28, 1934, as amended (48 Stat. 1269, 1272; 43 U.S.C. 315f). The additional land entered by any person pursuant to this section shall not, together with his original entry, exceed three hundred and twenty acres, and all the tracts included within the additional entry authorized by this section shall be sufficiently close to each other to be managed satisfactorily as an economic unit, as determined under rules and regulations issued by the Secretary of the Interior.

Additional entries authorized by this section shall be subject to

all the requirements of the desert-land law."

SUPPLEMENTAL PROVISIONS

Section 90 of this title, act Apr. 30, 1912, ch. 99, 37 Stat.

105, supplements this section by making provisions for the

selection of coal lands by the several States, and for their sale

under the laws providing for the sale of isolated or disconnected

tracts of public lands.

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-CITE-

30 USC Sec. 52

01/08/2008

-EXPCITE-

TITLE 30 - MINERAL LANDS AND MINING

CHAPTER 2 - MINERAL LANDS AND REGULATIONS IN GENERAL

-HEAD-

Sec. 52. Patents or homesteads subject to vested and accrued water

rights

-STATUTE-

All patents granted, or homesteads allowed, shall be subject to any vested and accrued water rights, or rights to ditches and reservoirs used in connection with such water rights, as may have been acquired under or recognized by section 51 of this title.

-SOURCE-

(R.S. Sec. 2340; Mar. 3, 1891, ch. 561, Sec. 4, 26 Stat. 1097.)

-STATAMEND-

REPEALS

Provision of this section, ", or rights to ditches and reservoirs used in connection with such water rights," was repealed by Pub. L. 94-579, title VII, Sec. 706(a), Oct. 21, 1976, 90 Stat. 2793,

effective on and after Oct. 21, 1976, insofar as applicable to the
issuance of rights-of-way over, upon, under, and through the public
lands and lands in the National Forest System.

-COD-

CODIFICATION

R.S. Sec. 2340 derived from act July 9, 1870, ch. 235, Sec. 17,

16 Stat. 218.

Section is also set out as the second par. of section 661 of

Title 43, Public Lands.

-MISC1-

SAVINGS PROVISION

Repeal by Pub. L. 94-579, title VII, Sec. 706(a), Oct. 21, 1976,

90 Stat. 2793, insofar as applicable to the issuance of rights-of-

way not to be construed as terminating any valid lease, permit,

patent, etc., existing on Oct. 21, 1976, see note set out under

section 1701 of Title 43, Public Lands.

SUBMERGED LANDS ACT

Provisions of this section as not amended, modified or repealed
by the Submerged Lands Act, see section 1303 of Title 43, Public
Lands.

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