

DEPARTMENT OF JUSTICE

Office of the Deputy Attorney General

Washington

April 10, 1951

Honorable Carl Hayden
United States Senate
Washington 25, D. C.

My dear Senator:

This refers to your letter of March 19, 1951, with which was enclosed a telegram addressed to you by Governor Pyle of the State of Arizona. In his telegram, Governor Pyle inquires as to whether title to that portion of Ft. Huachuca transferred to the State of Arizona by deed dated January 14, 1949, reverted in the United States by reason of the notification of recapture contained in the letter from the Acting Secretary of the Air Force McCone, received by the Governor on January 23, 1951, and, if so, whether title could be reconveyed to the State, notwithstanding the provisions of Public Law 910, 81st Congress, if the Air Force would agree to execute a deed of reconveyance.

Although this Department has been pleased to look into this matter for you, it is now understood informally that the Department of the Army, under whose jurisdiction Ft. Huachuca recently has been placed, has addressed a letter to Governor Pyle covering the points of his inquiry. The Department of the Army has been requested to forward to you a copy of the letter aforementioned.

The telegram forwarded with your letter is returned, in accordance with your request.

Yours sincerely,

/s/ PEYTON FORD

Peyton Ford
Deputy Attorney General

Enclosure
No. 498265

COPY FOR YOUR INFORMATION

SERVICE

is a full-rate
gram or Cable-
gram unless its de-
ferred character is in-
dicated by a suitable
symbol above or pre-
ceding the address.

WESTERN UNION

1220

SYMBOLS

DL=Day Letter

NL=Night Letter

LT=Int'l Letter Telegram

VLT=Int'l Victory Ltr.

W. P. MARSHALL, PRESIDENT

(57)
DD

The filing PA855

date line on telegrams and day letters is STANDARD TIME at point of origin. Time of receipt is STANDARD TIME at point of destination

LB336 L.PFC600 LONG L PD=PHOENIX ARIZ 16 506P=

HONORABLE CARL HAYDEN, UNITED STATES SENATOR=

SENATE OFFICE BLDG WASHDC=

WILL YOU GET OPINION FROM ATTORNEY GENERAL RE FOLLOWING:

DID THE RECEIPT OF THE LETTER ON JANUARY 23, 1951 FROM
ACTING SECRETARY OF THE AIR FORCE MCCONE BY THE GOVERNOR OF
THE STATE OF ARIZONA AUTOMATICALLY TRANSFER TITLE TO THAT
PORTION OF FORT HUACHUCA RECEIVED BY ARIZONA THROUGH DEED
FOR CONSERVATION OF WILD LIFE DATED JANUARY 14, 1949

RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF COCHISE
COUNTY, DOCKET 22, PAGE 422. WE DID NOT ACKNOWLEDGE IN
ACQUIESCENCE. IF THE TITLE DID VEST IN THE UNITED STATES
CAN A DEED BE IMMEDIATELY EXECUTED TO THE STATE OF ARIZONA
DESPITE PUBLIC LAW 910, 81ST CONGRESS, 2ND SESSION. IF A
DEED CAN BE EXECUTED WILL THE AIR FORCE AGREE TO
IMMEDIATELY EXECUTE SUCH DEED. CLARIFICATION NECESSARY
BEFORE CONTINUING LEASE PROCEDURE WE DISCUSSED=

HOWARD PYLE GOVERNOR OF ARIZONA=

181
4338
Chasen

131
71561
Major McKee
74142

PLEASE RETURN TO
SENATOR HAYDEN

25 8 PM 16 MAR 1951

THE COMPANY WILL APPRECIATE SUGGESTIONS FROM ITS PATRONS CONCERNING ITS SERVICE