

109TH CONGRESS
1ST SESSION

H. R. 3507

To transfer certain land in Riverside County, California, and San Diego County, California, from the Bureau of Land Management to the United States to be held in trust for the Pechanga Band of Luiseno Mission Indians, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 28, 2005

Mr. ISSA (for himself and Mr. CALVERT) introduced the following bill; which was referred to the Committee on Resources

A BILL

To transfer certain land in Riverside County, California, and San Diego County, California, from the Bureau of Land Management to the United States to be held in trust for the Pechanga Band of Luiseno Mission Indians, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Pechanga Band of
5 Luiseno Mission Indians Land Transfer Act of 2005”.

1 **SEC. 2. TRANSFER OF LAND IN TRUST FOR PECHANGA**
2 **BAND OF LUISENO MISSION INDIANS.**

3 (a) **TRANSFER AND ADMINISTRATION.**—

4 (1) **TRANSFER.**—Effective on the date of the
5 enactment of this Act and subject to valid existing
6 rights, all right, title, and interest of the United
7 States in and to the Federal lands described in sub-
8 section (b), including all improvements thereon, ap-
9 purtenances thereto, and rights to all minerals
10 thereon or therein, including oil and gas, water, and
11 related resources, shall be held by the United States
12 in trust for the Pechanga Band of Luiseno Mission
13 Indians, a federally recognized Indian tribe.

14 (2) **ADMINISTRATION.**—The transferred land
15 shall be declared part of the Pechanga Indian Res-
16 ervation and administered in accordance with—

17 (A) the laws and regulations generally ap-
18 plicable to property held in trust by the United
19 States for an Indian tribe; and

20 (B) a memorandum of understanding en-
21 tered into between the Pechanga Band of
22 Luiseno Mission Indians and the United States
23 Fish and Wildlife Service.

24 (b) **DESCRIPTION OF LAND.**—The lands referred to
25 in subsection (a) consist of approximately 990.74 acres in
26 Riverside County, California, and San Diego County, Cali-

1 fornia, as referenced on the map titled, “H.R. 4908,
2 Pechanga Land Transfer Act” and dated September 13,
3 2004, which, before the transfer under such subsection,
4 were administered by the Bureau of Land Management
5 and are more particularly described as follows:

6 (1) Sections 29, 30, and 32 of township 8
7 south, range 2 west, San Bernardino base and me-
8 ridian.

9 (2) Section 6 of township 9 south, range 2
10 west, San Bernardino base and meridian.

11 (3) Mineral Survey 3540, section 22 of town-
12 ship 5 south, range 4 west, San Bernardino base
13 and meridian.

14 (c) SURVEY.—Not later than 180 days after the date
15 of the enactment of this Act, the Office of Cadastral Sur-
16 vey of the Bureau of Land Management shall complete
17 a survey of the lands transferred under subsection (a) for
18 the purpose of establishing the boundaries of the lands.

19 (d) MAP ON FILE.—The map referred to in sub-
20 section (b) shall be on file in the appropriate offices of
21 the Bureau of Land Management.

22 (e) LEGAL DESCRIPTIONS.—

23 (1) PUBLICATION.—On approval of the survey
24 completed under subsection (c) by the duly elected
25 tribal council of the Pechanga Band of Luiseno Mis-

1 sion Indians, the Secretary of the Interior shall pub-
2 lish in the Federal Register—

3 (A) a legal description of the boundary
4 lines; and

5 (B) legal description of the lands trans-
6 ferred under subsection (a).

7 (2) EFFECT.—Beginning on the date on which
8 the legal descriptions are published under paragraph
9 (1), such legal descriptions shall be the official legal
10 descriptions of the boundary lines and the lands
11 transferred under subsection (a).

12 (f) RULES OF CONSTRUCTION.—Nothing in this Act
13 shall—

14 (1) enlarge, impair, or otherwise affect any
15 right or claim of the Pechanga Band of Luiseno
16 Mission Indians to any land or interest in land that
17 is in existence before the date of the enactment of
18 this Act; or

19 (2) affect any water right of the Pechanga
20 Band of Luiseno Mission Indians in existence before
21 the date of the enactment of this Act.

22 (g) RESTRICTED USE OF TRANSFERRED LANDS.—
23 The lands transferred under subsection (a) may be used

- 1 only for the protection, preservation, and maintenance of
- 2 the archaeological, cultural, and wildlife resources thereon.

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