

Calendar No. 282

109TH CONGRESS
1ST SESSION**H. R. 680****[Report No. 109–175]**

IN THE SENATE OF THE UNITED STATES

MARCH 15, 2005

Received; read twice and referred to the Committee on Indian Affairs

NOVEMBER 7, 2005

Reported by Mr. MCCAIN, without amendment

AN ACT

To direct the Secretary of Interior to convey certain land held in trust for the Paiute Indian Tribe of Utah to the City of Richfield, Utah, 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. LAND CONVEYANCE TO CITY.**

4 (a) **AUTHORIZATION FOR CONVEYANCE.**—Not later
5 than 90 days after the Secretary receives a request from
6 the Tribe and the City to convey all right, title, and inter-
7 est of the United States and the Tribe in and to the Prop-

1 erty to the City, the Secretary shall take the Property out
2 of trust status and convey the Property to the City.

3 (b) TERMS AND CONDITIONS.—The conveyance
4 under subsection (a) shall be subject to the following con-
5 ditions:

6 (1) TRIBAL RESOLUTION.—Prior to conveying
7 the Property under subsection (a), the Secretary
8 shall ensure that the terms of the sale have been ap-
9 proved by a tribal resolution of the Tribe.

10 (2) CONSIDERATION.—Consideration given by
11 the City for the Property shall be not less than the
12 appraised fair market value of the Property.

13 (3) NO FEDERAL COST.—The City shall pay all
14 costs related to the conveyance authorized under this
15 section.

16 (c) PROCEEDS OF SALE.—The proceeds from the
17 conveyance of the Property under this section shall be
18 given immediately to the Tribe.

19 (d) FAILURE TO MAKE CONVEYANCE.—If after the
20 Secretary takes the Property out of trust status pursuant
21 to subsection (a) the City or the Tribe elect not to carry
22 out the conveyance under that subsection, the Secretary
23 shall take the Property back into trust for the benefit of
24 the Tribe.

1 **SEC. 2. TRIBAL RESERVATION.**

2 Land acquired by the United States in trust for the
3 Tribe after February 17, 1984, shall be part of the Tribe's
4 reservation.

5 **SEC. 3. TRUST LAND FOR SHIVWITS OR KANOSH BANDS.**

6 If requested to do so by a tribal resolution of the
7 Tribe, the Secretary shall take land held in trust by the
8 United States for the benefit of the Tribe out of such trust
9 status and take that land into trust for the Shivwits or
10 Kanosh Bands of the Paiute Indian Tribe of Utah, as so
11 requested by the Tribe.

12 **SEC. 4. CEDAR BAND OF PAIUTES TECHNICAL CORREC-**
13 **TION.**

14 The Paiute Indian Tribe of Utah Restoration Act (25
15 U.S.C. 761) is amended by striking "Cedar City" each
16 place it appears and inserting "Cedar". Any reference in
17 a law, map, regulation, document, paper, or other record
18 of the United States to the "Cedar City Band of Paiute
19 Indians" shall be deemed to be a reference to the "Cedar
20 Band of Paiute Indians".

21 **SEC. 5. DEFINITIONS.**

22 For the purposes of this Act:

23 (1) CITY.—The term "City" means the City of
24 Richfield, Utah.

25 (2) PROPERTY.—The term "Property" means
26 the parcel of land held by the United States in trust

1 for the Paiute Indian Tribe of Utah located in Sec-
2 tion 2, Township 24 South, Range 3 West, Salt
3 Lake Base and Meridian, Sevier County, Utah and
4 more particularly described as follows: Beginning at
5 a point on the East line of the Highway which is
6 West 0.50 chains, more or less, and South 8° 21°
7 West, 491.6 feet from the Northeast Corner of the
8 Southwest Quarter of Section 2, Township 24
9 South, Range 3 West, Salt Lake Base and Meridian,
10 and running thence South 81° 39° East, perpen-
11 dicular to the highway, 528.0 feet; thence South 26°
12 31° West, 354.6 feet; thence North 63° 29° West,
13 439.3 feet to said highway; thence North 8° 21°
14 East, along Easterly line of said highway 200.0 feet
15 to the point of beginning, containing 3.0 acres more
16 or less.

17 (3) SECRETARY.—The term “Secretary” means
18 the Secretary of the Interior.

19 (4) TRIBE.—The term “Tribe” means the Pai-
20 ute Indian Tribe of Utah.

Calendar No. 282

109TH CONGRESS
1ST Session

H. R. 680

[Report No. 109-175]

AN ACT

To direct the Secretary of Interior to convey certain land held in trust for the Paiute Indian Tribe of Utah to the City of Richfield, Utah, and for other purposes.

NOVEMBER 7, 2005

Reported without amendment