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SENATE

{ REPORT
No. 1424 }

TO RESERVE 80 ACRES ON THE PUBLIC DOMAIN FOR THE USE AND BENEFIT OF THE KANOSH BAND OF INDIANS IN THE STATE OF UTAH

JUNE 6 (calendar day, JUNE 14), 1934.—Ordered to be printed

Mr. KING, from the Committee on Indian Affairs, submitted the following

REPORT

[To accompany S. 3582]

The Senate Committee on Indian Affairs, to whom was referred the bill (S. 3582) to reserve 80 acres on the public domain for the use and benefit of the Kanosh Band of Indians in the State of Utah, having considered the same, report thereon that the bill pass without amendment.

The bill was introduced at the request of the Secretary of the Interior, as set forth in a letter which is appended hereto and made a part of this report, as follows:

DEPARTMENT OF THE INTERIOR,
Washington, May 5, 1934.

Hon. BURTON K. WHEELER,
Chairman Committee on Indian Affairs, United States Senate.

MY DEAR MR. CHAIRMAN: There is transmitted herewith a draft of a proposed bill to reserve 80 acres of the public domain for the use and benefit of the Kanosh Band of Indians in the State of Utah.

The Kanosh Band is one of several scattered bands of nontreaty Indians of Utah. Several of the members of the band have received allotments on the public domain under the provisions of section 4 of the general allotment act of February 8, 1887 (24 Stat.L. 388), as amended. In order that the Indians would have sufficient land for the grazing of a few cattle and sheep, 920 acres of public domain adjacent to the allotments were reserved for them by the act of February 11, 1929 (45 Stat.L. 1161). The draft of bill submitted herewith would add to the reserved area 80 acres, described as $W\frac{1}{2}SW\frac{1}{4}$ sec. 10, T. 23 S., R. 5 W., Salt Lake meridian. The 80 acres were included in applications for public domain allotments made many years ago by members of the band. The applications were rejected, but the Indians have always considered the land was theirs and are using it.

There are now 39 individuals in the Kanosh Band. The 80 acres proposed to be reserved for them is the only irrigable land available for their use. The members of the band have been using it in common and, therefore, if it is reserved

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all will be benefited. None of their allotted or reserved land is irrigable, and if the tract proposed to be reserved for the Indians should be lost to them, it would leave them without any lands which could be farmed.

The Commissioner of the General Land Office, under date of April 10, 1934, advised that the W $\frac{1}{2}$ SW $\frac{1}{4}$ sec. 10, T. 23 S., R. 5 W., Salt Lake meridian, is shown by the records of that office to be vacant.

In view of the foregoing, I recommend that the enclosed draft of proposed legislation receive favorable consideration.

Sincerely yours,

HAROLD L. ICKES,
Secretary of the Interior.

A BILL To reserve 80 acres on the public domain for the use and benefit of the Kanosh Band of Indians in the State of Utah

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the west half southwest quarter section 10, township 23 south, range 5 west, Salt Lake meridian, Utah, be, and the same is hereby, reserved for the sole use and occupancy of the Kanosh Band of Indians of Utah: *Provided*, That the rights and claims of any bona fide settler initiated under the public-land laws prior to the approval hereof shall not be affected by this act.

