

Public Law 97-344
97th Congress

An Act

To provide for the partitioning of certain restricted Indian land in the State of Kansas.

Oct. 15, 1982

[S. 478]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any owner of an interest in the following lands:

Certain
restricted Indian
land, Kans.
Partitioning.

(1) the north half southeast quarter of section 25, and 14 acres on the south side of southeast quarter northeast quarter of section 25 township 11 south, range 22 east, sixth principal meridian, Kansas, containing 94 acres and also known as the Newton McNeer Shawnee Reserve Numbered 206;

(2) the southeast quarter northwest quarter of section 12, township 12 south, range 23 east, sixth principal meridian, Kansas, containing 20 acres and also known as the Black Snake Shawnee Allotment Numbered 69;

(3) the east half, southwest quarter, section 13, township 19 south, range 24 east, sixth principal meridian, Kansas, containing 80 acres and known as the Maria Christiana Miami Allotment, lands derived from a patent under the Act of March 3, 1859 (11 Stat. 430) may commence an action in the United States District Court for Kansas to partition the same in kind or for the sale of such land in accordance with the laws of the State of Kansas. Moneys resulting from a sale in lieu of partition shall be distributed and administered through trust accounts of the Bureau of Indian Affairs in the case of Indian heirs. Moneys of non-Indian heirs shall be turned over to the appropriate State court in Kansas for distribution and administration in accordance with the laws of Kansas. For the purpose of such action, the Indian owners shall be regarded as vested with an unrestricted fee simple title to their interests in the land and the United States shall be a necessary party to the proceedings. Any conveyance ordered by the court in such proceedings will be made in unrestricted fee simple to non-Indian grantees and in a restricted fee to Indian grantees.

Approved October 15, 1982.

LEGISLATIVE HISTORY—S. 478:

HOUSE REPORT No. 97-341 (Comm. on Interior and Insular Affairs).

SENATE REPORT No. 97-107 (Comm. on Indian Affairs).

CONGRESSIONAL RECORD:

Vol. 127 (1981): May 21, considered and passed Senate.

Dec. 15, considered and passed House, amended.

Vol. 128 (1982): Oct. 1, Senate concurred in House amendment.