

Public Law 98-282
98th Congress

An Act

To declare that the United States holds certain lands in trust for the Makah Indian Tribe, Washington.

May 14, 1984

[H.R. 3376]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) Subject to subsection (c), all right, title, and interest of the United States in the lands described in subsection (b) are declared—

(1) to be held in trust by the United States for the Makah Indian Tribe, Washington, and

(2) to be a part of the Makah Indian Reservation.

(b) The lands referred to in subsection (a) are the islands described as follows:

The unsurveyed island of Tatoosh together with its islets and rocks, located between latitude 48 degrees 23 minutes north and 48 degrees 24 minutes north (protracted township 33 north, range 16 west, in section 2 and protracted township 34 north, range 16 west, in section 35), containing approximately 47.2 acres in Clallam County, Washington, West Willamette Meridian.

The island known as Waadah Island, described as lot 1 in section 1, containing 1.89 acres; lot 1 in section 2, containing 22.94 acres; lot 11 in section 11, containing 3.50 acres, and lot 16 in section 12, containing 5.89 acres, all in township 33 north, range 15 west, West Willamette Meridian, Plat of Survey approved February 5, 1926.

(c) Nothing in subsection (a) shall deprive the United States of any right to use, occupy, maintain, replace, expand, or reconstruct any Coast Guard facility on any island described in subsection (b), including any aid to navigation and access to any such aid to navigation. If the United States Coast Guard shall at any time cease to have need for any such facilities, the Secretary of Transportation (or the Secretary of Defense when the Coast Guard is operating as a service in the Navy) shall notify the Makah Indian Tribe and the Secretary of the Interior of that fact. Upon any such notification, any reservation of right under this subsection shall terminate.

Coast Guard
facility.

(d) No existing fishing right of the Makah Indian Tribe shall be enlarged, impaired, or otherwise affected by subsection (a).

Fish and
fishing.

Approved May 14, 1984.

LEGISLATIVE HISTORY—H.R. 3376 (S. 2468):

HOUSE REPORT No. 98-462 (Comm. on Interior and Insular Affairs).

SENATE REPORT No. 98-403 accompanying S. 2468 (Comm. on Indian Affairs).

CONGRESSIONAL RECORD:

Vol. 129 (1983): Nov. 18, considered and passed House.

Vol. 130 (1984): Apr. 26, considered and passed Senate.