

108TH CONGRESS
2D SESSION

H. R. 3982

IN THE SENATE OF THE UNITED STATES

OCTOBER 5, 2004

Received

AN ACT

To direct the Secretary of the 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,*

1 **SECTION 1. LAND CONVEYANCE TO CITY.**

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

8 (b) TERMS AND CONDITIONS.—The conveyance
9 under subsection (a) shall be subject to the following con-
10 ditions:

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

15 (2) CONSIDERATION.—Consideration given by
16 the City for the Property shall be not less than the
17 appraised fair market value of the Property.

18 (3) NO FEDERAL COST.—The City shall pay all
19 costs related to the conveyance authorized under this
20 section.

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

24 (d) FAILURE TO MAKE CONVEYANCE.—If after the
25 Secretary takes the Property out of trust status pursuant
26 to subsection (a) the City or the Tribe elect not to carry

1 out the conveyance under that subsection, the Secretary
2 shall take the Property back into trust for the benefit of
3 the Tribe.

4 **SEC. 2. TRIBAL RESERVATION.**

5 Land acquired by the United States in trust for the
6 Tribe after February 17, 1984, shall be part of the Tribe's
7 reservation.

8 **SEC. 3. TRUST LAND FOR SHIWITS OR KANOSH BANDS.**

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

15 **SEC. 4. CEDAR BAND OF PAIUTES TECHNICAL CORREC-**
16 **TION.**

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

24 **SEC. 5. DEFINITIONS.**

25 For the purposes of this Act:

1 (1) CITY.—The term “City” means the City of
2 Richfield, Utah.

3 (2) PROPERTY.—The term “Property” means
4 the parcel of land held by the United States in trust
5 for the Paiute Indian Tribe of Utah located in Sec-
6 tion 2, Township 24 South, Range 3 West, Salt
7 Lake Base and Meridian, Sevier County, Utah and
8 more particularly described as follows: Beginning at
9 a point on the East line of the Highway which is
10 West 0.50 chains, more or less, and South $8^{\circ} 21^{\circ}$
11 West, 491.6 feet from the Northeast Corner of the
12 Southwest Quarter of Section 2, Township 24
13 South, Range 3 West, Salt Lake Base and Meridian,
14 and running thence South $81^{\circ} 39^{\circ}$ East, perpen-
15 dicular to the highway, 528.0 feet; thence South 26°
16 31° West, 354.6 feet; thence North $63^{\circ} 29^{\circ}$ West,
17 439.3 feet to said highway; thence North $8^{\circ} 21^{\circ}$
18 East, along Easterly line of said highway 200.0 feet
19 to the point of beginning, containing 3.0 acres more
20 or less.

21 (3) SECRETARY.—The term “Secretary” means
22 the Secretary of the Interior.

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

 Passed the House of Representatives October 4,
2004.

Attest:

JEFF TRANDAHL,
Clerk.