

108TH CONGRESS
2D SESSION

S. 2951

IN THE SENATE OF THE UNITED STATES

OCTOBER 8, 2004

Mr. HATCH introduced the following bill; which was read twice and referred
to the Committee on Indians Affairs

A BILL

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,*

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

4 (a) AUTHORIZATION FOR CONVEYANCE.—Not later
5 than 90 days after the Secretary receives a written request
6 from the Tribe and the City to convey all right, title, and
7 interest of the United States and the Tribe in and to the
8 Property to the City, the Secretary shall take the Property
9 out of trust status and convey the Property to the City.

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

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

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

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

14 (c) PROCEEDS OF SALE.—The proceeds from the
15 conveyance of the Property under this section shall be
16 transferred by the City directly to the Tribe in accordance
17 with the terms of the tribal resolution. Such proceeds shall
18 become funds of the Tribe and shall not be subject to the
19 trust responsibility of the United States.

20 **SEC. 2. TRIBAL RESERVATION.**

21 Land acquired by the United States in trust for the
22 Tribe after February 17, 1984, and prior to the enactment
23 of this Act, shall be part of the Tribe's reservation.

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

2 If requested to do so by a tribal resolution of the
3 Tribe, the Secretary shall take land held in trust by the
4 United States for the benefit of the Tribe out of such trust
5 status and take that land into trust for the Shivwits or
6 Kanosh Bands of the Paiute Indian of Utah, as so re-
7 quested by the Tribe, subject to the approval of the respec-
8 tive Band.

9 **SEC. 4. CEDAR BAND OF PAIUTES TECHNICAL CORREC-**
10 **TION.**

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

18 **SEC. 5. DEFINITIONS.**

19 For the purposes of this Act:

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

22 (2) PROPERTY.—The term “Property” means
23 the parcel of land held by the United States in trust
24 for the Paiute Indian Tribe of Utah located in Sec-
25 tion 2, Township 24 South, Range 3 West, Salt
26 Lake Base and Meridian, Sevier County, Utah and

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

14 (3) SECRETARY.—The term “Secretary” means
15 the Secretary of the Interior.

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

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