

109TH CONGRESS
1ST SESSION

H. R. 3507

IN THE SENATE OF THE UNITED STATES

NOVEMBER 16, 2005

Received; read twice and referred to the Committee on Energy and Natural
Resources

AN ACT

To transfer certain land in Riverside County, California,
and San Diego County, California, from the Bureau of
Land Management to the United States to be held in
trust for the Pechanga Band of Luiseno Mission Indians,
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. SHORT TITLE.**

4 This Act may be cited as the “Pechanga Band of
 5 Luiseno Mission Indians Land Transfer Act of 2005”.

6 **SEC. 2. TRANSFER OF LAND IN TRUST FOR PECHANGA**
 7 **BAND OF LUISENO MISSION INDIANS.**

8 (a) TRANSFER AND ADMINISTRATION.—

9 (1) TRANSFER.—Effective on the date of the
 10 enactment of this Act and subject to valid existing
 11 rights, all right, title, and interest of the United
 12 States in and to the Federal lands described in sub-
 13 section (b), including all improvements thereon, ap-
 14 purtenances thereto, and rights to all minerals
 15 thereon or therein, including oil and gas, water, and
 16 related resources, shall be held by the United States
 17 in trust for the Pechanga Band of Luiseno Mission
 18 Indians, a federally recognized Indian tribe.

19 (2) ADMINISTRATION.—The transferred land
 20 shall be declared part of the Pechanga Indian Res-
 21 ervation and administered in accordance with—

22 (A) the laws and regulations generally ap-
 23 plicable to property held in trust by the United
 24 States for an Indian tribe; and

1 (B) a memorandum of understanding en-
2 tered into between the Pechanga Band of
3 Luiseno Mission Indians and the United States
4 Fish and Wildlife Service.

5 (b) DESCRIPTION OF LAND.—The lands referred to
6 in subsection (a) consist of approximately 990.74 acres in
7 Riverside County, California, and San Diego County, Cali-
8 fornia, as referenced on the map titled, “H.R. 4908,
9 Pechanga Land Transfer Act” and dated September 13,
10 2004, which, before the transfer under such subsection,
11 were administered by the Bureau of Land Management
12 and are more particularly described as follows:

13 (1) Sections 29, 30, and 32 of township 8
14 south, range 2 west, San Bernardino base and me-
15 ridian.

16 (2) Section 6 of township 9 south, range 2
17 west, San Bernardino base and meridian.

18 (3) Mineral Survey 3540, section 22 of town-
19 ship 5 south, range 4 west, San Bernardino base
20 and meridian.

21 (c) SURVEY.—Not later than 180 days after the date
22 of the enactment of this Act, the Office of Cadastral Sur-
23 vey of the Bureau of Land Management shall complete
24 a survey of the lands transferred under subsection (a) for
25 the purpose of establishing the boundaries of the lands.

1 (d) MAP ON FILE.—The map referred to in sub-
2 section (b) shall be on file in the appropriate offices of
3 the Bureau of Land Management.

4 (e) LEGAL DESCRIPTIONS.—

5 (1) PUBLICATION.—On approval of the survey
6 completed under subsection (c) by the duly elected
7 tribal council of the Pechanga Band of Luiseno Mis-
8 sion Indians, the Secretary of the Interior shall pub-
9 lish in the Federal Register—

10 (A) a legal description of the boundary
11 lines; and

12 (B) legal description of the lands trans-
13 ferred under subsection (a).

14 (2) EFFECT.—Beginning on the date on which
15 the legal descriptions are published under paragraph
16 (1), such legal descriptions shall be the official legal
17 descriptions of the boundary lines and the lands
18 transferred under subsection (a).

19 (f) RULES OF CONSTRUCTION.—Nothing in this Act
20 shall—

21 (1) enlarge, impair, or otherwise affect any
22 right or claim of the Pechanga Band of Luiseno
23 Mission Indians to any land or interest in land that
24 is in existence before the date of the enactment of
25 this Act; or

1 (2) affect any water right of the Pechanga
2 Band of Luiseno Mission Indians in existence before
3 the date of the enactment of this Act.

4 (g) RESTRICTED USE OF TRANSFERRED LANDS.—
5 The lands transferred under subsection (a) may be used
6 only for the protection, preservation, and maintenance of
7 the archaeological, cultural, and wildlife resources thereon.

 Passed the House of Representatives November 15,
2005.

Attest:

JEFF TRANDAHL,

Clerk.