

105TH CONGRESS  
1ST SESSION

# H. R. 2742

To provide for the transfer of public lands to certain California Indian Tribes.

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IN THE HOUSE OF REPRESENTATIVES

OCTOBER 24, 1997

Mr. YOUNG of Alaska (by request) introduced the following bill; which was referred to the Committee on Resources

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## A BILL

To provide for the transfer of public lands to certain California Indian Tribes.

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 “California Indian Land  
5 Transfer Act”.

6 **SEC. 2. LANDS HELD IN TRUST FOR VARIOUS TRIBES OF**  
7 **CALIFORNIA INDIANS.**

8 (a) IN GENERAL.—Subject to valid existing rights,  
9 all right, title, and interest of the United States in and  
10 to the lands, including improvements, described in a para-

1 graph of subsection (b) in connection with the respective  
 2 tribe, band, or group of Indians named in such paragraph  
 3 are hereby declared to be held in trust by the United  
 4 States for the benefit of such tribe, band, or group.

5 (b) LANDS DESCRIBED.—The lands described in this  
 6 subsection, comprising approximately 3805.8 acres, and  
 7 the respective tribe, band, or group, are as follows:

8 (1) PIT RIVER TRIBE.—Lands to be held in  
 9 trust for the Pit River Tribe are comprised of ap-  
 10 proximately 561.69 acres described as follows:

11 Mount Diablo Base and Meridian

12 Township 42 North, Range 13 East

13 Section 3:

14  $S^{1/2}$   $NW^{1/4}$ ,  $NW^{1/4}$   $NW^{1/4}$ , 120 acres.

15 Township 43 North, Range 13 East

16 Section 1:

17  $N^{1/2}$   $NE^{1/4}$ , 80 acres,

18 Section 22:

19  $SE^{1/4}$   $SE^{1/4}$ , 40 acres,

20 Section 25:

21  $SE^{1/4}$   $NW^{1/4}$ , 40 acres,

22 Section 26:

23  $SW^{1/4}$   $SE^{1/4}$ , 40 acres,

24 Section 27:

25  $SE^{1/4}$   $NW^{1/4}$ , 40 acres,

1 Section 28:

2 NE<sup>1</sup>/<sub>4</sub> SW<sup>1</sup>/<sub>4</sub>, 40 acres,

3 Section 32:

4 SE<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub>, 40 acres,

5 Section 34:

6 SE<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub>, 40 acres,

7 Township 44 North, Range 14 East,

8 Section 31:

9 S<sup>1</sup>/<sub>2</sub> SW<sup>1</sup>/<sub>4</sub>, 80 acres.

10 (2) BRIDGEPORT PAIUTE INDIAN COLONY.—

11 Lands to be held in trust for the Bridgeport Paiute

12 Indian Colony are comprised of approximately 40

13 acres described as follows:

14 Mount Diablo Base and Meridian

15 Township 5 North, Range 25 East

16 Section 28:

17 SW<sup>1</sup>/<sub>4</sub> of NE<sup>1</sup>/<sub>4</sub>.

18 (3) UTU UTU GWAITU PAIUTE TRIBE.—Lands

19 to be held in trust for the Utu Utu Gwaitu Paiute

20 Tribe, Benton Paiute Reservation are comprised of

21 approximately 240 acres described as follows:

22 Mount Diablo Base and Meridian

23 Township 2 South, Range 31 East

24 Section 11:

25 SE<sup>1</sup>/<sub>4</sub> and E<sup>1</sup>/<sub>2</sub> of SW<sup>1</sup>/<sub>4</sub>.

1           (4) FORT INDEPENDENCE COMMUNITY OF PAI-  
2           UTE INDIANS.—Lands to be held in trust for the  
3           Fort Independence Community of Paiute Indians are  
4           comprised of approximately 200.06 acres described  
5           as follows:

6                           Mount Diablo Base and Meridian

7                           Township 13 South, Range 34 East

8           Section 1:

9                           W $\frac{1}{2}$  of Lot 5 in the NE $\frac{1}{4}$ , Lot 3, E $\frac{1}{2}$  of Lot  
10           4, and E $\frac{1}{2}$  of Lot 5 in the NW $\frac{1}{4}$ .

11           (5) BARONA GROUP OF CAPITAN GRANDE BAND  
12           OF MISSION INDIANS.—Lands to be held in trust for  
13           the Barona Group of Capitan Grande Band of Mis-  
14           sion Indians are comprised of approximately 5.03  
15           acres described as follows:

16                           San Bernardino Base and Meridian

17                           Township 14 South, Range 2 East

18           Section 7, Lot 15.

19           (6) CUYAPAIPE BAND OF MISSION INDIANS.—  
20           Lands to be held in trust for the Cuyapaipe Band  
21           of Mission Indians are comprised of approximately  
22           1,360 acres described as follows:

23                           San Bernardino Base and Meridian

24                           Township 15 South, Range 6 East

25           Section 21:

1 All of this section.

2 Section 31:

3 NE<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>.

4 Section 32:

5 W<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>.

6 Section 33:

7 SE<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>, E<sup>1</sup>/<sub>2</sub>SW<sup>1</sup>/<sub>4</sub>.

8 (7) MANZANITA BAND OF MISSION INDIANS.—

9 Lands to be held in trust for the Manzanita Band  
10 of Mission Indians are comprised of approximately  
11 1,000.78 acres described as follows:

12 San Bernardino Base and Meridian  
13 Township 16 South, Range 6 East

14 Section 21:

15 Lots 1, 2, 3, and 4, S<sup>1</sup>/<sub>2</sub>.

16 Section 25:

17 Lots 2 and 5.

18 Section 28:

19 Lots, 1, 2, 3, and 4, N<sup>1</sup>/<sub>2</sub>SE<sup>1</sup>/<sub>4</sub>.

20 (8) MORONGO BAND OF MISSION INDIANS.—

21 Lands to be held in trust for the Morongo Band of  
22 Mission Indians are comprised of approximately 40  
23 acres described as follows:

24 San Bernardino Base and Meridian

1 Township 3 South, Range 2 East

2 Section 20:

3 NW<sup>1</sup>/<sub>4</sub> of NE<sup>1</sup>/<sub>4</sub>.

4 (9) PALA BAND OF MISSION INDIANS.—Lands  
5 to be held in trust for the Pala Band of Mission In-  
6 dians are comprised of approximately 59.20 acres  
7 described as follows:

8 San Bernardino Base and Meridian

9 Township 9 South, Range 2 West

10 Section 13, Lot 1, and Section 14, Lots 1, 2, 3.

11 (10) FORT BIDWELL COMMUNITY OF PAIUTE  
12 INDIANS.—Lands to be held in trust for the Fort  
13 Bidwell Community of Paiute Indians are comprised  
14 of approximately 299.04 described as follows:

15 Mount Diablo Base and Meridian

16 Township 46 North, Range 16 East

17 Section 8:

18 SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>.

19 Section 19:

20 Lots 5, 6, 7.

21 S<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>NW<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub>SE<sup>1</sup>/<sub>4</sub>.

22 Section 20:

23 Lot 1.

1 **SEC. 3. MISCELLANEOUS PROVISIONS.**

2 (a) **GAMING PROHIBITED.**—Class II gaming and  
3 class III gaming, as those terms are defined in section  
4 4 of the Indian Gaming Regulatory Act (25 U.S.C. 2703),  
5 shall not be permitted on lands taken into trust pursuant  
6 to this Act.

7 (b) **PROCEEDS FROM RENTS AND ROYALTIES**  
8 **TRANSFERRED TO INDIANS.**—Amounts which accrue to  
9 the United States after the date of the enactment of this  
10 Act from sales, bonuses, royalties, and rentals relating to  
11 any land described in section 2 shall be available for use  
12 or obligation, in such manner and for such purposes as  
13 the Secretary may approve, by the tribe, band, or group  
14 of Indians for whose benefit such land is taken into trust.

15 (c) **LAWS GOVERNING LANDS TO BE HELD IN**  
16 **TRUST.**—

17 (1) **IN GENERAL.**—Any lands which are to be  
18 held in trust for the benefit of any tribe, band, or  
19 group of Indians pursuant to this Act shall be added  
20 to the existing reservation of the tribe, band, or  
21 group, and the official boundaries of the reservation  
22 shall be modified accordingly. These lands shall be  
23 subject to the laws of the United States relating to  
24 Indian land in the same manner and to the same ex-  
25 tent as other lands held in trust for such tribe,

1 band, or group on the day before the date of enact-  
2 ment of this Act.

3 (2) SPECIAL ELECTION.—Notwithstanding  
4 paragraph (1), lands which are to be held in trust  
5 for the benefit of a tribe, band, or group of Indians  
6 pursuant to this Act shall be not be subject to State  
7 jurisdiction acquired pursuant to Public Law 280  
8 (18 U.S.C. 1162) or Public Law 90–284 (25 U.S.C.  
9 1321 et seq.), without special election by the tribe,  
10 band, or group as provided in section 406 of Public  
11 Law 90–284 (25 U.S.C. 1326).

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