

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 680

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IN THE SENATE OF THE UNITED STATES

MARCH 15, 2005

Received; read twice and referred to the Committee on Indian Affairs

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## AN ACT

To direct the Secretary of 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  $26^{\circ}$   
16  $31^{\circ}$  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 March 14,  
2005.

Attest:

JEFF TRANDAHL,

*Clerk.*