

Description	Section	Acres
<b>Township 3 South, Range 5 West:</b>		
Lots 1 & 2; SE/4 NE/4 .....	3	118.86
Lot 4; SW/4 NW/4; W/2 SW/4; SE/4 SW/4 .....	2	199.58
S/2 NE/4; N/2 SE/4 .....	5	160.00
NW/4; W/2 NE/4; NE/4 SW/4; NW/4 SE/4 ..	11	320.00
W/2 E/2 .....	12	160.00
W/2 E/2 .....	13	160.00
SW/4 NW/4; N/2 SW/4; SW/4 SW/4 .....	21	160.00
E/2 NE/4 .....	34	80.00
<b>Total .....</b>		<b>1,358.44</b>
<b>Township 3 South, Range 7 West:</b>		
Lots 3 & 4 .....	7	66.55
S/2 .....	13	320.00
NW/4 SW/4 .....	16	40.00
E/2 SE/4; SW/4 SE/4; W/2 NW/4 .....	17	200.00
E/2 NE/4; Lots 1 & 2 .....	18	147.16
<b>Total .....</b>		<b>773.71</b>
<b>Township 3 South, Range 8 West:</b>		
E/2; NW/4; E/2 SW/4 .....	35	560.00
S/2 S/2 .....	1	160.00
SW/4 .....	2	160.00
W/2 SE/4 .....	3	80.00
Lots 3; SE/4 NW/4; NE/4 SW/4 .....	6	120.04
SE/4 .....	9	160.00
NE/4 .....	10	160.00
S/2 NW/4 .....	11	80.00
NW/4; SE/4 .....	12	320.00
N/2 NE/4; SE/4 NE/4; SE/4; NE/4 NW/4 ..	13	320.00
NE/4; S/2 .....	14	480.00
S/2 .....	15	320.00
W/2 NE/4; S/2 NW/4 .....	27	160.00
<b>Total .....</b>		<b>3,080.04</b>
<b>Township 3 South, Range 9 West:</b>		
SW/4 NW/4; NW/4 SW/4 .....	27	80.00
<b>Township 4 South, Range 2 West:</b>		
Lot 3; NE/4 SW/4; N/2 SE/4 .....	7	159.70
E/2 NE/4; SW/4 NE/4 .....	12	120.00
E/2 NW/4; SW/4 NW/4 .....	16	120.00
SE/4 NE/4; NW/4; NW/4 SW/4; N/2 SE/4 ..	17	320.00
Lot 1 .....	18	39.91
SE/4, S/2 NE/4; S/2 SW/4 .....	21	320.00
S/2 .....	22	320.00
W/2 SW/4 .....	23	80.00
Lot 4 .....	26	6.89
Lots 1-4, Incl .....	27	26.59
Lots 1-4, Incl .....	28	126.64
Lots 1-6, Incl.; NE/4; E/2 NW/4 .....	30	475.16
<b>Total .....</b>		<b>2,114.89</b>
<b>Township 4 South, Range 3 West:</b>		
Lot 10 .....	2	40.90
E/2 NE/4; NE/4 SE/4 .....	13	120.00
Lots 1 & 2; N/2 SE/4; SW/4; N/2 .....	25	622.29
All .....	26	640.00
Lots 1-6, Incl.; NW/4 NW/4 .....	35	237.96
Lot 1 .....	36	25.75
<b>Total .....</b>		<b>1,686.90</b>
<b>Township 4 South, Range 4 West:</b>		
S/2 .....	25	320.00
<b>Township 4 South, Range 8 West:</b>		
N/2 .....	29	320.00
<b>Township 4 South, Range 9 West:</b>		
S/2 .....	9	320.00
All .....	10	640.00
All .....	11	640.00
S/2 .....	12	320.00
N/2; N/2 S/2; SE/4 SE/4 .....	13	520.00
N/2 .....	14	320.00
N/2 .....	15	320.00
N/2 .....	16	320.00
N/2 .....	17	320.00
Lots 3 & 4; E/2 SW/4; SE/4 .....	18	319.09
Lots 1 & 2; E/2 NW/4; NE/4 .....	19	319.37
<b>Total .....</b>		<b>4,358.46</b>
<b>Township 4 South, Range 10 West:</b>		
S/2 .....	13	320.00
SE/4 NW/4; E/2 SW/4 .....	17	120.00
NE/4 NW/4 .....	20	40.00
<b>Total .....</b>		<b>480.00</b>
<b>Township 5 South, Range 7 West:</b>		
S/2 SW/4 .....	35	80.00
<b>Township 5 South, Range 9 West:</b>		
SE/4 NW/4; S/2 NE/4 .....	34	120.00

Description	Section	Acres
SW/4 NW/4 .....	35	40.00
<b>Total .....</b>		<b>160.00</b>
<b>Township 6 South, Range 9 West:</b>		
SW/4 SE/4 .....	5	40.00
W/2 NE/4; NW/4 SE/4 .....	8	120.00
<b>Total .....</b>		<b>160.00</b>
<b>Grand total .....</b>		<b>27,043.34</b>

All such sales, exchanges, or other dispositions shall be made upon such terms as said committee and said authorized representatives shall deem satisfactory and may be made pursuant to bids or at private sale, and all funds or other property derived from such sales, exchanges, or other dispositions shall be subject to the terms of this subchapter. Consent by the tribal business committee and said authorized representatives to the sale, exchange, or other disposal of the lands herein described shall relieve the United States of any liability resulting from such sale, exchange, or other disposition. The tribal business committee and said authorized representatives are further authorized to sell or dispose of tribal assigned lands to the assignees thereof under such terms and conditions as may be agreed upon by the said tribal business committee and said authorized representatives with the assignees, subject, however, to the approval of the Secretary.

(Aug. 27, 1954, ch. 1009, § 9, 68 Stat. 869.)

**§ 677i. Division of assets; basis; prior alienation or encumbrance; partition by Secretary upon nonagreement; assistance; management of claims and rights; division of net proceeds; applicability of usual processes of the law to originally owned stock of corporate representative and to corporate distributions**

The tribal business committee representing the full-blood group, and the authorized representatives of the mixed-blood group, within sixty days after the publication of the final membership roll, as provided in section 677g of this title, shall commence a division of the assets of the tribe that are then susceptible to equitable and practicable distribution. Such division shall be by agreement between them subject to the approval of the Secretary. Said division shall be based upon the relative number of persons comprising the final membership roll of each group. After such division the rights or beneficial interests in tribal property of each mixed-blood person whose name appears on the roll shall constitute an undivided interest in and to such property which may be inherited or bequeathed, but shall be subject to alienation or encumbrance before the transfer of title to such tribal property only as provided herein. Any contract made in violation of this section shall be null and void. If said groups are unable to agree upon said division within a period of twelve months from the date of such commencement, or any authorized extension of said period granted within the discretion of the Secretary, the Secretary is authorized to partition the assets of the tribe in such manner as in his opinion will be equitable and fair to both groups. Such

partition shall give rise to no cause of action against the United States and the costs of such partition shall be paid by the tribe. The Secretary is authorized to provide such reasonable assistance as may be requested by both groups, or by either group, in formulation and execution of a plan for the division of said assets, including necessary technical services of Government employees at Fort Duchesne, Utah, and arranging for necessary consultations with representatives of Federal departments and agencies, officials of the State of Utah, and political subdivisions thereof, and members of the tribe. All unadjudicated or unliquidated claims against the United States, all gas, oil, and mineral rights of every kind, and all other assets not susceptible to equitable and practicable distribution shall be managed jointly by the Tribal Business Committee and the authorized representatives of the mixed-blood group, subject to such supervision by the Secretary as is otherwise required by law, and the net proceeds therefrom after deducting the costs chargeable to such management shall first be divided between the full-blood and mixed-blood groups in direct proportion to the number of persons comprising the final membership roll of each group and without regard to the number of persons comprising each group at the time of the division of such proceeds.

The stock of any corporation organized by the mixed-blood group for the purpose of empowering the officers of such corporation to act as the authorized representatives of said mixed-blood group in the joint management with the tribe and in the distribution and<sup>1</sup> unadjudicated or unliquidated claims against the United States, all gas, oil, and mineral rights of every kind, and all other assets not susceptible to equitable and practicable distribution shall not be subject to mortgage, pledge, hypothecation, levy, execution, attachment or other similar process, while such stock remains in the ownership of the original stockholder or his heirs or legatees, but the interest of stockholders in any distribution by such corporation shall be subject to the usual processes of the law.

(Aug. 27, 1954, ch. 1009, §10, 68 Stat. 873; Pub. L. 87-698, Sept. 25, 1962, 76 Stat. 597.)

#### REFERENCES IN TEXT

Herein, referred to in text, means act Aug. 27, 1954, ch. 1009, 68 Stat. 868, which comprises this subchapter. For complete classification of this Act to the Code, see Tables.

#### AMENDMENTS

1962—Pub. L. 87-698 inserted last paragraph providing that originally owned stock of corporate representative should not be subject to the usual processes of the law but that corporate distributions should be subject to them.

#### **§ 677j. Advances or expenditures from tribal funds; restrictions on mixed-blood group until adoption of plan for terminating supervision**

Notwithstanding any other provision of existing law, the tribal funds now on deposit or hereafter deposited in the United States Treasury to

the credit of the tribe or either group thereof, shall be available for advance to the tribe or the respective groups, or for expenditure, for such purposes, including per capita payments, as may be designated by the Tribal Business Committee for the full-blood members, and by the authorized agents of the mixed-blood members, and in either event subject to the approval of the Secretary: *Provided*, That the aggregate amount of the expenditures and advances authorized by this section for the mixed-blood group shall not exceed 50 per centum of the total funds of said mixed-blood group after such division, until said mixed-blood group has adopted a plan approved by the Secretary for termination of Federal supervision of said mixed-blood group, as required under section 677I of this title. After such termination of Federal supervision, per capita payments to the mixed-blood group shall not be subject to approval of the Secretary.

(Aug. 27, 1954, ch. 1009, §11, 68 Stat. 873.)

#### **§ 677k. Adjustment of debts in making per capita payments to mixed-blood members; execution of mortgages on property**

Fifty per centum of all per capita payments to any individual mixed-blood member made pursuant to any division or distribution hereunder shall have deducted therefrom any sum or sums of money owed by such member to the tribe, whether due or to become due, unless in the opinion of the Secretary said debts are not adequately secured in which event the entire per capita payment shall be subject to such offset. Any other division, partition or distribution of property to any individual mixed-blood member made pursuant to this subchapter shall be subject to a mortgage to be made in favor of the tribe securing the payment of all sums of money owed by him to the tribe on the date of such division, partition or distribution to such individual mixed-blood member. The Secretary shall require the execution of any mortgage required under this section as a condition to any such division, partition or distribution.

(Aug. 27, 1954, ch. 1009, §12, 68 Stat. 874.)

#### REFERENCES IN TEXT

Hereunder, referred to in text, means act Aug. 27, 1954, ch. 1009, 68 Stat. 868, which comprises this subchapter. For complete classification of this Act to the Code, see Tables.

#### **§ 677l. Distribution to individual members of mixed-blood group; preparation and approval of plan; assistance; provisions permitted in plan**

After the adoption of a plan for the division of the assets between the two groups, a plan for distribution of the assets of the mixed-blood group to the individual members thereof shall be prepared and ratified by a majority of said group, within the period of six months from such adoption and presented to the Secretary for approval. The Secretary is authorized to provide such reasonable assistance, including necessary technical service of Government employees at Fort Duchesne, Utah, and arranging for necessary consultations with representatives of Federal departments and agencies, officials of

<sup>1</sup> So in original. Probably should be "of".