

CHAPTER 9—ALLOTMENT OF INDIAN LANDS

- Sec.
331 to 333. Repealed.
334. Allotments to Indians not residing on reservations.
335. Extension of provisions as to allotments.
336. Allotments to Indians making settlement.
337. Allotments in national forests.
337a, 338. Repealed.
339. Tribes excepted from certain provisions.
340. Extension of certain provisions.
341. Power to grant rights-of-way not affected.
342. Removal of Southern Utes to new reservation.
343. Correction of errors in allotments and patents.
344. Cancellation of allotment of unsuitable land.
344a. Repealed.
345. Actions for allotments.
346. Proceedings in actions for allotments.
347. Limitations of actions for lands patented in severalty under treaties.
348. Patents to be held in trust; descent and partition.
348a. Extension of trust period for Indians of Klamath River Reservation.
349. Patents in fee to allottees.
350. Surrender of patent, and selection of other land.
351. Patents with restrictions for lots in villages in Washington.
352. Cancellation of trust patents within power or reservoir sites.
352a. Cancellation of patents in fee simple for allotments held in trust.
352b. Partial cancellation; issuance of new trust patents.
352c. Reimbursement of allottees or heirs for taxes paid on lands patented in fee before end of trust.
353. Sections inapplicable to certain tribes.
354. Lands not liable for debts prior to final patent.
355. Laws applicable to lands of full-blooded members of Five Civilized Tribes.
356. Allowance of undisputed claims of restricted allottees of Five Civilized Tribes.
357. Condemnation of lands under laws of States.
358. Repeal of statutory provisions relating to survey, classification, and allotments which provide for repayment out of Indian moneys.

§ 331. Repealed. Pub. L. 106-462, title I, § 106(a)(1), Nov. 7, 2000, 114 Stat. 2007

Section, acts Feb. 8, 1887, ch. 119, § 1, 24 Stat. 388; Feb. 28, 1891, ch. 383, § 1, 26 Stat. 794; June 25, 1910, ch. 431, § 17, 36 Stat. 859, related to allotments of irrigable and nonirrigable land on reservations.

CODIFICATION

Section was based on section 1 of act Feb. 8, 1887, as amended generally by section 1 of act Feb. 28, 1891, which was amended generally, by act June 25, 1910. The amendment by act June 25, 1910, to section 1 of act Feb. 28, 1891, was treated as an amendment to section 1 of act Feb. 8, 1887, to reflect the probable intent of Congress, and this section was based on the text of section 1 of act Feb. 28, 1891, as so amended. The repeal by Pub. L. 106-462 of section 1 of act Feb. 8, 1887, was executed by repealing this section, to reflect the probable intent of Congress.

SHORT TITLE OF 2018 AMENDMENT

Pub. L. 115-399, § 1, Dec. 31, 2018, 132 Stat. 5331, provided that: "This Act [enacting and amending provisions set out as notes under section 355 of this title] may be cited as the 'Stigler Act Amendments of 2018'."

SHORT TITLE OF 1987 AMENDMENT

Pub. L. 100-153, § 1, Nov. 5, 1987, 101 Stat. 886, provided that: "This Act [amending sections 373, 1401, and 2301 of this title and section 4421 of Title 20, Education, and amending provisions set out as a note under this section] may be cited as the 'Indian Law Technical Amendments of 1987'."

SHORT TITLE

Act Feb. 8, 1887, ch. 119, 24 Stat. 388, as amended, enacting this section and sections 332 to 334, 339, 341, 342, 348, 349, 354, and 381 of this title, is popularly known as the "Indian General Allotment Act".

BLACKFEET RESERVATION, MONTANA

Act June 30, 1919, ch. 4, § 10, 41 Stat. 16, which provided for the allotment of lands within the Blackfeet Indian Reservation in Montana, was amended by act June 4, 1953, ch. 99, § 1, 67 Stat. 42, in order to remove the restrictions on alienation of the homestead allotments by making 80 acres of each allotment subject to sale, partition, issuance of patent in fee, or other disposition in accordance with the laws relating to the other allotments on the Reservation.

Act June 30, 1919, had provided that the 80-acre homestead allotment should remain inalienable. This restriction was removed on the alienation of homestead allotments after the death of the original allottee by act June 2, 1924, ch. 231, 43 Stat. 252, formerly set out as a note under this section. The restriction was completely removed by section 1 of act June 4, 1953, ch. 99, 67 Stat. 42. Section 2 of act June 4, 1953, ch. 99, 67 Stat. 42, repealed act June 2, 1924.

CREEK NATION

Act Mar. 2, 1917, ch. 146, § 18, 39 Stat. 986, provided in part as follows: "Hereafter no allotments of land shall be made to members of the Creek Nation".

CROW INDIAN RESERVATION

Act June 4, 1920, ch. 224, § 6, 41 Stat. 753, as amended by acts May 25, 1926, ch. 403, 44 Stat. 658; Sept. 16, 1959, Pub. L. 96-283, 73 Stat. 565; May 17, 1968, Pub. L. 90-308, 82 Stat. 123, provided for a reservation in perpetuity, for the benefit of the Crow Indian Tribe, of the minerals on or underlying the allotted lands on the Crow Indian Reservation.

Act Aug. 15, 1953, ch. 502, § 4, 67 Stat. 587, repealed act June 4, 1920, ch. 224, § 9, 41 Stat. 754, formerly set out as a note under this section. The act June 4, 1920, provided for allotment of lands of the Crow Tribe and section 9 of the act had provided that lands of the Crow Reservation should "be subject to all laws of the United States prohibiting the introduction of intoxicating liquors into the Indian country until otherwise provided by Congress".

Act June 4, 1953, ch. 100, 67 Stat. 42, permitted the Indian owners of homestead, irrigable, or agricultural land on the Crow Indian Reservation in Montana to sell such land, upon application in writing and subject to the approval of the Secretary of the Interior or his authorized representative. Restrictions against such sales were contained in act June 4, 1920, ch. 224, 41 Stat. 751. The act of June 4, 1920, set out as a note below, provided for the allotment of lands on the Crow Reservation.

Provisions for the allotment of lands of the Crow Tribe of Indians within the Crow Indian Reservation in Montana, and for the distribution of tribal funds, were made by act June 4, 1920, ch. 224, 41 Stat. 751. The time for making allotments on the Crow Reservation, Montana, as provided by this act was extended for a period of two years from Dec. 4, 1921, by act Sept. 21, 1922, ch. 367, 42 Stat. 994.

EASTERN BAND OF CHEROKEE INDIANS OF NORTH CAROLINA

Act June 4, 1924, ch. 253, 43 Stat. 376, provided: "That the Eastern Band of Cherokee Indians of North Caro-