

113TH CONGRESS
1ST SESSION

S. 1415

To provide for the conveyance of certain Federal land in the State of Oregon
to the Cow Creek Band of Umpqua Tribe of Indians.

IN THE SENATE OF THE UNITED STATES

JULY 31, 2013

Mr. WYDEN (for himself and Mr. MERKLEY) introduced the following bill;
which was read twice and referred to the Committee on Energy and Nat-
ural Resources

A BILL

To provide for the conveyance of certain Federal land in
the State of Oregon to the Cow Creek Band of Umpqua
Tribe of Indians.

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 “Canyon Mountain
5 Land Conveyance Act of 2013”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) FEDERAL LAND.—The term “Federal land”
9 means the approximately 17,826 acres of Federal

1 land, as generally depicted on the map entitled
2 “Canyon Mountain Land Conveyance”, and dated
3 June 27, 2013.

4 (2) PLANNING AREA.—The term “planning
5 area” means land—

6 (A) administered by the Director of the
7 Bureau of Land Management; and

8 (B) located in—

9 (i) the Coos Bay District;

10 (ii) the Eugene District;

11 (iii) the Medford District;

12 (iv) the Roseburg District;

13 (v) the Salem District; and

14 (vi) the Klamath Falls Resource Area

15 of the Lakeview District.

16 (3) DEFINITION OF PUBLIC DOMAIN LAND.—

17 (A) IN GENERAL.—In this subsection, the
18 term “public domain land” has the meaning
19 given the term “public lands” in section 103 of
20 the Federal Land Policy and Management Act
21 of 1976 (43 U.S.C. 1702).

22 (B) EXCLUSION.—The term “public do-
23 main land” does not include any land managed
24 in accordance with the Act of August 28, 1937

1 (50 Stat. 874, chapter 876; 43 U.S.C. 1181a et
2 seq.).

3 (4) SECRETARY.—The term “Secretary” means
4 the Secretary of the Interior.

5 (5) TRIBE.—The term “Tribe” means the Cow
6 Creek Band of Umpqua Tribe of Indians.

7 **SEC. 3. CONVEYANCE.**

8 (a) IN GENERAL.—Subject to valid existing rights,
9 including rights-of-way, all right, title, and interest of the
10 United States in and to the Federal land, including any
11 improvements located on the Federal land, appurtenances
12 to the Federal land, and minerals on or in the Federal
13 land, including oil and gas, shall be—

14 (1) held in trust by the United States for the
15 benefit of the Tribe; and

16 (2) part of the reservation of the Tribe.

17 (b) SURVEY.—Not later than 180 days after the date
18 of enactment of this Act, the Secretary shall complete a
19 survey of the boundary lines to establish the boundaries
20 of the land taken into trust under subsection (a).

21 **SEC. 4. MAP AND LEGAL DESCRIPTION.**

22 (a) IN GENERAL.—As soon as practicable after the
23 date of enactment of this Act, the Secretary shall file a
24 map and legal description of the Federal land with—

1 (1) the Committee on Energy and Natural Re-
2 sources of the Senate; and

3 (2) the Committee on Natural Resources of the
4 House of Representatives.

5 (b) **FORCE AND EFFECT.**—The map and legal de-
6 scription filed under subsection (a) shall have the same
7 force and effect as if included in this Act, except that the
8 Secretary may correct any clerical or typographical errors
9 in the map or legal description.

10 (c) **PUBLIC AVAILABILITY.**—The map and legal de-
11 scription filed under subsection (a) shall be on file and
12 available for public inspection in the Office of the Sec-
13 retary.

14 **SEC. 5. ADMINISTRATION.**

15 (a) **IN GENERAL.**—Unless expressly provided in this
16 Act, nothing in this Act affects any right or claim of the
17 Tribe existing on the date of enactment of this Act to any
18 land or interest in land.

19 (b) **PROHIBITIONS.**—

20 (1) **EXPORTS OF UNPROCESSED LOGS.**—Fed-
21 eral law (including regulations) relating to the ex-
22 port of unprocessed logs harvested from Federal
23 land shall apply to any unprocessed logs that are
24 harvested from the Federal land.

1 (2) NON-PERMISSIBLE USE OF LAND.—Any real
2 property taken into trust under section 3 shall not
3 be eligible, or used, for any gaming activity carried
4 out under Public Law 100–497 (25 U.S.C. 2701 et
5 seq.).

6 **SEC. 6. FOREST MANAGEMENT.**

7 Any commercial forestry activity that is carried out
8 on the Federal land shall be managed in accordance with
9 all applicable Federal laws.

10 **SEC. 7. LAND RECLASSIFICATION.**

11 (a) IDENTIFICATION OF OREGON AND CALIFORNIA
12 RAILROAD LAND.—Not later than 180 days after the date
13 of enactment of this Act, the Secretary of Agriculture and
14 the Secretary shall identify any land owned by the Oregon
15 and California Railroad that is conveyed under section 3.

16 (b) IDENTIFICATION OF PUBLIC DOMAIN LAND.—
17 Not later than 18 months after the date of enactment of
18 this Act, the Secretary shall identify public domain land
19 that—

20 (1) is approximately equal in acreage and con-
21 dition as the land identified under subsection (a);
22 and

23 (2) is located within the planning area.

24 (c) MAPS.—Not later than 2 years after the date of
25 enactment of this Act, the Secretary shall submit to Con-

1 gress and publish in the Federal Register 1 or more maps
2 depicting the land identified in subsections (a) and (b).

3 (d) RECLASSIFICATION.—

4 (1) IN GENERAL.—After providing an oppor-
5 tunity for public comment, the Secretary shall re-
6 classify the land identified in subsection (b) as land
7 owned by the Oregon and California Railroad.

8 (2) APPLICABILITY.—The Act of August 28,
9 1937 (50 Stat. 874, chapter 876; 43 U.S.C. 1181a
10 et seq.) shall apply to land reclassified as land
11 owned by the Oregon and California Railroad under
12 paragraph (1)(B).

○