

Fountainhead Property Land Transfer Act (Introduced in House)

HR 3570 IH

110th CONGRESS
1st Session
H. R. 3570

To take certain property in McIntosh County, Oklahoma, into trust for the benefit of the Muscogee (Creek) Nation, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

September 18, 2007

Mr. BOREN introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To take certain property in McIntosh County, Oklahoma, into trust for the benefit of the Muscogee (Creek) Nation, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the 'Fountainhead Property Land Transfer Act'.

SEC. 2. TRANSFER OF LAND; LAND INTO TRUST.

- (a) In General- Administrative jurisdiction of the Property is hereby transferred to the Secretary of the Interior. Upon receipt of consideration and costs required under subsection (d) and satisfaction of all terms specified by the Secretary under subsection (e), the Secretary shall take the Property into trust for the benefit of the Tribe.
- (b) Description- The Property is the approximately 18 acres of Federal land located in McIntosh County, Oklahoma, within the boundary of the Muscogee (Creek) Nation and located in Northwest Quarter of Section 3, Township 10 North, Range 16 East, McIntosh County, Oklahoma, at Lake Eufaula.
- (c) Survey- The exact acreage and legal description of the Property shall be determined by a survey satisfactory to the Secretary. The cost of the survey shall be paid by the Tribe.

(d) Consideration; Costs- The Tribe shall pay to the Secretary fair market value of the Property, as determined by the Secretary. All costs and administrative expenses associated with the transfer of administrative jurisdiction of the Property and taking the Property into trust pursuant to subsection (a), including costs of any environmental remediation, shall be paid by the Tribe.

(e) Other Terms and Conditions- The transfer of administrative jurisdiction of the Property and taking the Property into trust shall be subject to such other terms and conditions as the Secretary considers appropriate to protect the interests of the United States, including reservation of flowage easements consistent with the Acquisition Guide Line for Flowage Easement for the Lake Eufaula project and other applicable policies for that project.

(f) Definitions- For the purposes of this section:

(1) PROPERTY- The term `Property' means the Federal land described in subsection (b).

(2) SECRETARY- The term `Secretary' means the Secretary of the Interior.

(3) TRIBE- The term `Tribe' means the Muscogee (Creek) Nation.