



IN REPLY REFER TO

United States Department of the Interior

BUREAU OF INDIAN AFFAIRS
Pacific Regional Office
2800 Cottage Way, Room. W-2820
Sacramento, California 95825

FEB 11 2019

Notice of (Non-Gaming) Land Acquisition Application

Pursuant to the Code of Federal Regulations, Title 25, INDIANS, Part 151.10, notice is given of the application filed by the Soboba Band of Luiseno Indians, California, to have real property accepted "into trust" for said applicant by the United States of America. The determination whether to acquire this property "in trust" will be made in the exercise of discretionary authority which is vested in the Secretary of the Interior, or his authorized representative, U.S. Department of the Interior. To assist us in the exercise of that discretion, we invite your comments on the proposed acquisition. In order for the Secretary to assess the impact of the removal of the subject property from the tax rolls, and if applicable to your organization, we also request that you provide the following information:

- (1) If known, the annual amount of property taxes currently levied on the subject property allocated to your organization;
- (2) Any special assessments, and amounts thereof, that are currently assessed against the property in support of your organization;
- (3) Any government services that are currently provided to the property by your organization; and;
- (4) If subject to zoning, how the intended use is consistent, or inconsistent, with current zoning.

We are providing the following information regarding this application:

Applicant:

Soboba Band of Luiseno Indians, California

Legal Land Description/Site Location:

THE FOLLOWING DESCRIBED PROPERTY IS SITUATED IN THE CITY OF SAN JACINTO, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

PARCEL 1:

PARCEL 1 AS SHOWN ON EXHIBIT "B" MAP ATTACHED TO THAT LOT LINE ADJUSTMENT NO. 07-04, AS EVIDENCED BY DOCUMENT RECORDED JULY 12, 2007

AS INSTRUMENT NO. 2007-0454900 OF OFFICIAL RECORDS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THAT PORTION OF LOTS 1, 2, 3 AND 4 OF JOSE ESTUDILLO'S SUBDIVISION OF A PORTION OF TRACT VII OF RANCHO SAN JACINTO VIEJO, IN THE CITY OF SAN JACINTO, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA, AS PER MAP RECORDED IN BOOK 6, PAGE 304 OF MAPS, IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, STATE OF CALIFORNIA AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT CORNER NO. 1 OF TRACT VII OF THE RANCHO SAN JACINTO VIEJO PER MAP ON FILE IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY STATE OF CALIFORNIA, ALSO RECORDED IN RECORD OF SURVEY, BOOK 6, PAGE 34 AND PER TRACT MAP 2372 RECORDED IN BOOK 49, PAGES 25 AND 26, ON FILE IN THE OFFICE OF THE COUNTY RECORDER OF RIVERSIDE COUNTY, STATE OF CALIFORNIA, WHICH IS ALSO CORNER OF NO. 35 OF TRACT XXVI OF THE RANCHO SAN JACINTO VIEJO;

THENCE SOUTH 73° 54' 00" EAST, 1086.00 FEET ALONG THE NORTH BOUNDARY OF SAID RANCHO;

THENCE SOUTH 24° 06' 00" WEST, 676.00 FEET;

THENCE SOUTH 27° 23' 00" EAST, 167.86 FEET TO A POINT ON THE SOUTH LINE OF SAID TRACT 2372 AND SAID POINT BEING THE TRUE POINT OF BEGINNING;

THENCE SOUTH 27° 23' 00" EAST, 114.67 FEET;

THENCE SOUTH 43° 31' 00" WEST 130.75 FEET;

THENCE SOUTH 09° 41' 51" EAST, 259.05 FEET;

THENCE SOUTH 49° 27' 58" WEST, 265.86 FEET;

THENCE SOUTH 39° 19' 45" WEST, 494.49 FEET;

THENCE SOUTH 30° 14' 52" WEST, 124.73 FEET;

THENCE SOUTH 17° 17' 24" WEST, 105.63 FEET;

THENCE SOUTH 11° 38' 00" EAST, 172.24 FEET;

THENCE SOUTH 58° 51' 00" WEST, 203.25 FEET;

THENCE SOUTH 11° 59' 00" WEST, 195.00 FEET;

THENCE NORTH 61° 30' 00" WEST, 105.20 FEET;

THENCE SOUTH 81° 20' 00" WEST, 247.00 FEET TO THE EASTERLY LINE OF A 60 FOOT COUNTY ROAD KNOWN AS FOOTHILL ROAD OR MC DERMOTT ROAD;

THENCE NORTH 12° 13' 00" WEST, 387.00 FEET, MORE OR LESS, ALONG THE EASTERLY LINE OF SAID 60 FOOT ROAD TO THE INTERSECTION OF THE NORTHEASTERLY PROJECTION OF THE EASTERLY BOUNDARY OF AN 80 FOOT ROAD HAVING A BEARING OF NORTH 42° 01' 30" EAST;

THENCE NORTH 13° 45' 00" WEST, 433.0 FEET ALONG THE EASTERLY LINE OF SAID 60 FOOT ROAD;

THENCE NORTH 12° 53' 00" WEST, 565.00 FEET, MORE OR LESS, AS DESCRIBED IN GRANT DEED RECORDED AS INSTRUMENT NO. 02-606517, OCTOBER 25, 2002, RECORDS OF RIVERSIDE COUNTY;

THENCE NORTH 77° 28' 17" EAST, 1465.34 FEET, MORE OR LESS, AS DESCRIBED IN SAID INSTRUMENT NO. 606517, TO THE TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM THAT PORTION LYING WITHIN SOBOBA ROAD.

ALSO EXCEPTING THEREFROM THAT PORTION LYING WITHIN PARCEL 1 OF THAT CERTAIN CERTIFICATE OF COMPLIANCE, LOT LINE ADJUSTMENT NO. COC 2-10 RECORDED DECEMBER 15, 2010 AS INSTRUMENT NO. 2010-0601354 OF OFFICIAL RECORDS.

APN: 547-120-011-7, 547-120-006-3, 547-120-007-4

PARCEL 2:

PARCEL 2 AS SHOWN ON EXHIBIT "B" MAP ATTACHED TO THAT LOT LINE ADJUSTMENT NO. 07-04, AS EVIDENCED BY DOCUMENT RECORDED JULY 12, 2007 AS INSTRUMENT NO. 2007-0454900 OF OFFICIAL RECORDS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

THAT PORTION OF GOVERNMENT LOT 1 IN SECTION 30, TOWNSHIP 4 SOUTH, RANGE 1 EAST, SAN BERNARDINO MERIDIAN, IN THE CITY OF SAN JACINTO, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA AND OF LOT 1 OF HOT SPRINGS TRACT RECORDED IN BOOK 8, PAGE 5 OF MAPS, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA, AND THAT PORTION OF LOTS 1, 2, 3, 4 AND 5 OF JOSE ESTUDILLO'S SUBDIVISION OF A PORTION OF TRACT VII OF RANCHO SAN JACINTO VIEJO, AS SHOWN BY MAP ON FILE IN BOOK 6, PAGE 304 OF MAPS, RECORDS OF SAN DIEGO COUNTY, CALIFORNIA, AND OF TRACT VII OF THE

PORTION OF THE RANCHO SAN JACINTO VIEJO, AS SHOWN BY MAP ON FILE IN
BASE NO. 277 OF THE DISTRICT COURT OF THE COUNTY OF SAN DIEGO,
BOUNDED AND DESCRIBED AS FOLLOWS BY METES AND BOUNDS;

BEGINNING AT THE MOST WESTERLY CORNER OF THAT CERTAIN TRACT
CONVEYED TO J. HORBACK BY DEED ON FILE IN BOOK 305, PAGE 369 OF DEEDS,
RECORDS OF RIVERSIDE COUNTY, CALIFORNIA;

THENCE NORTH 47° 56' 00" EAST, 435.00 FEET;

THENCE NORTH 50° 42' 00" EAST, 543.00 FEET;

THENCE NORTH 84° 01' 00" EAST, 270.00 FEET;

THENCE NORTH 61° 26' 00" EAST, 178.00 FEET;

THENCE NORTH 42° 16' 00" EAST, 415.12 FEET, MORE OR LESS, TO THE EAST LINE
OF SAID RANCHO SAN JACINTO VIEJO;

THENCE NORTH 00° 25' 00" WEST, 1524.73 FEET, MORE OR LESS, ON THE EAST LINE
OF SAID RANCHO SAN JACINTO VIEJO, TO THE SOUTHWEST CORNER OF
GOVERNMENT LOT 1 IN THE NORTHWEST QUARTER OF SECTION 30, TOWNSHIP 4
SOUTH, RANGE 1 EAST, SAN BERNARDINO MERIDIAN;

THENCE NORTH 89° 22' 00" EAST, 893.78 FEET, MORE OR LESS, ON THE SOUTH LINE
OF SAID GOVERNMENT LOT 1 TO THE SOUTHWEST CORNER OF THE NORTHWEST
QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 30;

THENCE NORTH 00° 30' 46" WEST, 1279.06 FEET, MORE OR LESS, ON THE EAST LINE
OF GOVERNMENT LOT 1 TO THE NORTH LINE OF SECTION 30;

THENCE SOUTH 89° 22' 00" WEST, 1729.34 FEET, MORE OR LESS, ON THE NORTH
LINE OF SECTION 30 TO THE NORTHEAST LINE OF RANCHO SAN JACINTO VIEJO,
SAID LINE ALSO BEING THE NORTHEAST LINE OF SAID HOT SPRINGS TRACT;

THENCE NORTH 73° 54' 00" WEST, 658.27 FEET, MORE OR LESS, ALONG SAID
RANCHO LINE TO CORNER NO. 35 OF TRACT XXVI OF RANCHO SAN JACINTO
VIEJO;

THENCE NORTH 73° 49' 00" WEST, 270.26 FEET, MORE OR LESS, ALONG THE NORTH
LINE OF RANCHO SAN JACINTO VIEJO TO THE SOUTH LINE OF THE PROPERTY
CONVEYED TO FRANCES P. NEVINS ET UX BY DEED RECORDED JUNE 14, 1968 AS
INSTRUMENT NO. 55671 OF OFFICIAL RECORDS OF RIVERSIDE COUNTY,
CALIFORNIA;

THENCE NORTH 90° 00' 00" WEST, 142.27 FEET, MORE OR LESS, ALONG THE SOUTH OF SAID PROPERTY CONVEYED TO FRANCIS P. NEVINS TO THE CORNER COMMON TO SECTIONS 24 AND 25 OF TOWNSHIP 4 SOUTH, RANGE 1 WEST, SAN BERNARDINO MERIDIAN;

THENCE SOUTH 00° 07' 42" WEST, 474.45 FEET, MORE OR LESS, ON THE EAST LINE OF SECTION 25, TOWNSHIP 4 SOUTH, RANGE 1 WEST, TO THE NORTH LINE OF LOT 6 OF TRACT 2372, AS SHOWN BY MAP ON FILE IN BOOK 49 PAGES 25 AND 26 OF MAPS, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA;

THENCE NORTH 80° 03' 33" EAST, 137.72 FEET, MORE OR LESS, ON THE NORTH LINE OF LOT 6 TO AN ANGLE POINT ON SAID NORTH LINE OF SAID LOT 6;

THENCE NORTH 72° 45' 45" EAST, 390.36 FEET ON THE NORTH LINES OF LOTS 6, 7 AND 8 OF SAID TRACT TO THE NORTHEAST CORNER OF LOT 8 OF SAID TRACT;

THENCE NORTH 90° 00' 00" EAST, 220.00 FEET ON THE NORTH LINE OF LOT 9 TO THE NORTHEAST CORNER OF LOT 9 IN SAID TRACT;

THENCE SOUTH 51° 48' 00" EAST, 410.00 FEET ALONG THE NORTHEAST LINES OF LOTS 10, 11 AND 12 OF TRACT 2372 TO THE MOST WESTERLY CORNER OF LOT 13;

THENCE NORTH 51° 45' 00" EAST, 108.00 FEET ON THE NORTHWESTERLY LINE OF LOT 13 TO THE NORTH CORNER OF LOT 13 OF TRACT 2372;

THENCE SOUTH 28° 25' 49" EAST, 211.23 FEET ALONG THE EAST LINE OF LOT 13 OF TRACT 2372 TO THE MOST EASTERLY CORNER OF LOT 13;

THENCE SOUTH 35° 56' 20" EAST, 60.00 FEET TO THE NORTH CORNER OF LOT 14 OF TRACT 2372;

THENCE SOUTH 28° 36' 37" EAST, 178.20 FEET ALONG THE EAST LINE OF LOT 14 TO THE NORTHEAST CORNER OF LOT 15 OF TRACT 2372;

THENCE SOUTH 56° 38' 18" EAST, 89.00 FEET ALONG THE NORTHERLY LINE OF PROPERTY CONVEYED TO EASTERN MUNICIPAL WATER DISTRICT BY GRANT DEED RECORDED JULY 06, 1999 AS INSTRUMENT NO. 1999-299290 OFFICIAL RECORDS OF RIVERSIDE COUNTY;

THENCE SOUTH 74° 42' 03" EAST, 59.22 FEET ALONG THE NORTHERLY LINE OF SAID PROPERTY CONVEYED TO EASTERN MUNICIPAL WATER DISTRICT;

THENCE SOUTH 09° 26' 16" EAST, 126.59 FEET ALONG THE EASTERLY LINE OF SAID PROPERTY CONVEYED TO EASTERN MUNICIPAL WATER DISTRICT;

THENCE SOUTH 58° 59' 48" WEST, 104.25 FEET ALONG THE SOUTHEASTERLY LINE OF SAID PROPERTY CONVEYED TO EASTERN MUNICIPAL WATER DISTRICT;

THENCE NORTH 78° 00' 17" WEST, 122.11 FEET ALONG THE SOUTHERLY LINE OF SAID PROPERTY CONVEYED TO EASTERN MUNICIPAL WATER DISTRICT TO THE SOUTHEASTERLY CORNER OF SAID LOT 15 OF SAID TRACT 2372;

THENCE SOUTH 76° 42' 00" WEST, 54.02 FEET ALONG THE SOUTH LINE OF LOT 15 TO THE SOUTHWEST CORNER OF SAID LOT ALSO BEING A POINT ON THE NORTHEAST LINE OF THE PROPERTY OF JOHN ALTHOUSE, AS SHOWN ON RECORD OF SURVEY RECORDED IN BOOK 6, PAGE 34 OF RECORDS OF SURVEY, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA;

THENCE SOUTH 27° 23' 00" EAST, 114.67 FEET;

THENCE SOUTH 43° 31' 00" WEST, 130.75 FEET;

THENCE SOUTH 09° 41' 51" EAST, 259.05 FEET;

THENCE SOUTH 49° 27' 58" WEST, 265.86 FEET;

THENCE SOUTH 39° 19' 45" WEST, 494.49 FEET;

THENCE SOUTH 30° 14' 52" WEST, 124.73 FEET;

THENCE SOUTH 17° 17' 24" WEST, 105.63 FEET;

THENCE SOUTH 11° 38' 00" EAST, 172.24 FEET;

THENCE SOUTH 58° 51' 00" WEST, 203.25 FEET;

THENCE SOUTH 11° 59' 00" WEST, 195.00 FEET;

THENCE NORTH 61° 30' 00" WEST, 105.20 FEET;

THENCE SOUTH 81° 20' 00" WEST, 277.06 FEET, MORE OR LESS, TO THE CENTER LINE OF A 60 FOOT COUNTY ROAD AS SHOWN ON RECORD OF SURVEY 52/81;

THENCE SOUTH 12° 13' 00" EAST, 978.22 FEET, MORE OR LESS, ALONG THE CENTERLINE OF SAID 60 FOOT COUNTY ROAD TO THE BEGINNING OF A TANGENT CURVE CONCAVE EASTERLY AND HAVING EASTERLY AND HAVING A RADIUS OF 1000.00 FEET;

THENCE SOUTHEASTERLY ALONG SAID CURVE ALSO BEING THE CENTERLINE OF SAID 60 FOOT COUNTY ROAD THROUGH A CENTRAL ANGLE OF 19° 25' 33" AN ARC LENGTH OF 339.05 FEET, MORE OR LESS;

THENCE SOUTH 31° 38' 33" EAST, 28.75 FEET, MORE OR LESS, ALONG THE CENTERLINE OF SAID 60 FOOT COUNTY ROAD TO THE TRUE POINT OF BEGINNING;

EXCEPTING THEREFROM ALL THAT PORTION INCLUDED IN SAID COUNTY ROAD, AS SHOWN AS PARCEL 8 ON RECORD OF SURVEY ON FILE IN BOOK 52 PAGE 81 OF RECORDS OF SURVEY, RECORDS OF RIVERSIDE COUNTY, CALIFORNIA;

ALSO EXCEPTING THEREFROM ½ INTEREST AND TO THE PRECIOUS AND SEMI-PRECIOUS STONES, MINERALS AND MINERAL RIGHTS INCLUDING, OIL, GAS AND OTHER HYDROCARBON SUBSTANCES, AND THE RIGHT TO REMOVE ANY THEREOF, AS RESERVED IN DEED TO SOBOBA HOT SPRINGS CORPORATION, RECORDED JULY 17, 1961 AS INSTRUMENT NO. 60529 OF OFFICIAL RECORDS OF RIVERSIDE COUNTY, CALIFORNIA;

SAID EXCEPTION SHALL BE RESTRICTED TO DEPTHS BELOW 500 FEET FROM THE SURFACE OF SAID LAND, EXCEPT FOR THE PORTION OF GOVERNMENT LOT 1 LYING EAST OF A LINE DRAWN FROM THE SOUTHWEST CORNER OF LOT 1 THROUGH S.J. CORNER 36 TO THE NORTH LINE OF SECTION 30 WHERE SAID RESERVATION SHALL INCLUDE THE RIGHT OF INGRESS AND EGRESS TO PROSPECT, EXPLORE, MINE, DRILL, REMOVE ANY OF SAID MINERALS OR SUBSTANCES OR TO OTHERWISE DEVELOP SAID RIGHTS;

ALSO EXCEPTING THEREFROM THOSE PORTIONS AS DESCRIBED IN THE DEEDS TO EASTERN MUNICIPAL WATER DISTRICT RECORDED DECEMBER 14, 1967 AS INSTRUMENT NO. 110306 AND RECORDED FEBRUARY 05, 1971 AS INSTRUMENT NO. 11843 AND RECORDED JUNE 10, 1971 AS INSTRUMENT NO. 62375 ALL OF OFFICIAL RECORDS OF RIVERSIDE COUNTY, CALIFORNIA;

APN: 433-090-004-7, 547-100-011-5, 547-110-045-7, 547-110-048-0, AND 547-120-012-8

Project Description/Proposed Use:

The subject property consists of land, encompassing approximately 145.000 acres, more or less, and is commonly referred to as Assessor's Parcel Numbers: 433-090-004-7, 547-100-011-5, 547-110-045-7, 547-110-048-0, 547-120-006-3, 547-120-007-4, 547-120-011-7, and 547-120-012-8 (Olive-Ciernia). The property is contiguous to the Soboba Indian Reservation. The property is currently vacant, open space and there is no proposed change in land use.

See Exhibits for parcel/site maps

Current Use/Taxes and Zoning:

Riverside County Assessed property taxes for 2018-2019:

APN: 433-090-004-7	\$ 81.42
APN: 547-100-011-5	\$ 8,850.36
APN: 547-110-045-7	\$ 164.64
APN: 547-110-048-0	\$ 454.86
APN: 547-120-006-3	\$ 435.04
APN: 547-120-007-4	\$ 4,912.64
APN: 547-120-011-7	\$ 564.92
APN: 547-120-012-8	\$ 22,942.36

Existing Easements/Encumbrances:

See Exhibit for Schedule "B".

As indicated above, the purpose for seeking your comments regarding the proposed trust land acquisition is to obtain sufficient data that would enable an analysis of the potential impact on local/state government, which may result from the removal of the subject property from the tax roll and local jurisdiction.

This notice does not constitute, or replace, a notice that might be issued for the purpose of compliance with the National Environmental Policy Act of 1969.

Your written comments should be addressed to the Bureau of Indian Affairs at the address at the top of this notice. Any comments received within thirty days of your receipt of this notice will be considered and made a part of our record. You may be granted an extension of time to furnish comments, provided you submit a written justification requesting such an extension within thirty days of receipt of this letter. An extension of ten (10) to thirty (30) days may be granted. Copies of all comments will additionally be provided to the applicant. You will be notified of the decision to approve or deny the application.

If any party receiving the enclosed notice is aware of additional governmental entities that may be affected by the subject acquisition, please forward a copy of this notice to said party or timely provide our office with the name and address of said party.

A copy of the application, excluding any documentation exempted under the Freedom of Information Act, is available for review at the above address. A request to make an appointment to review the application, or questions regarding the application, may be directed to Alexis St. John, Realty Specialist, at (916) 978-6059.

Sincerely,


Regional Director

Enclosures

DISTRIBUTION LIST

cc: BY CERTIFIED MAIL – RETURN RECEIPTS REQUESTED TO:

California State Clearinghouse (10 copies) – 7018 0360 0000 8590 8663
Office Planning and Research
P.O. Box 3044
Sacramento, CA 95812-3044

Senior Advisor for Tribal Negotiations– 7018 0360 0000 8590 8670
Deputy Legal Affairs Secretary
Office of the Governor
State Capitol Building, Suite 1173
Sacramento, CA 95814

Sara Drake, Deputy Attorney General – 7018 0360 0000 8590 8687
State of California
Department of Justice
P.O. Box 944255
Sacramento, CA 94244-2550

Office of the Honorable Dianne Feinstein – 7018 0360 0000 8590 8694
331 Hart Senate Office Building
Washington, DC 20510

U.S. House of Representatives – 7018 0360 0000 8590 8700
36th District
445 East Florida Ave – 2nd Floor
Hemet, CA 92543

Riverside County Board of Supervisors – 7018 0360 0000 8590 8717
County Administrative Center
4080 Lemon Street, 14th Floor
Riverside, CA 92501

County of Riverside – 7018 0360 0000 8590 8724
Office of the Assessor
4080 Lemon Street, 1st Floor
Riverside, CA 92501

County of Riverside – 7018 0360 0000 8590 8731
Planning Department
4080 Lemon Street 12th Floor
Riverside, CA 92501

Riverside County Treasurer & Tax Collector – 7018 0360 0000 8590 8748
4080 Lemon Street, 4th Floor
Riverside, CA 92501

Riverside County Sheriff's Department – 7018 0360 0000 8590 8755
4095 Lemon Street
Riverside, CA 92501

Riverside County -Office of County Counsel – 7018 0360 0000 8590 8762
Attn: Ronak N. Patel
3960 Orange Street, Suite 500
Riverside, CA 92501

City of San Jacinto – 7018 0360 0000 8590 8779
595 S. San Jacinto Ave.
San Jacinto, CA 92583

Chairperson – 7018 0360 0000 8590 8786
Agua Caliente Band of Cahuilla Indians
5401 Dinah Shore Drive
Palm Springs, CA 92264

Chairperson – 7018 0360 0000 8590 8793
Augustine Band of Mission Indians
P.O. Box 846
Coachella, CA 92236

Chairperson – 7018 0360 0000 8590 8809
Cabazon Band of Mission Indians
84-245 Indio Springs Drive
Indio, CA 92201

Chairperson – 7018 0360 0000 8590 8816
Cahuilla Band of Mission Indians
52701 Highway 371
Anza, CA 92539-1760

Chairperson – 7018 0360 0000 8590 8823
Morongo Band of Mission Indians
12700 Pumarra Road
Banning, CA 92220

Chairperson – 7018 0360 0000 8590 8830
Pechanga Band of Luiseno Indians
12705 Pechanga Rd.
Temecula, CA 92592

Chairperson – 7018 0360 0000 8590 8847
Ramona Band of Mission Indians
P.O. Box 391670
Anza, CA 92539

Chairperson – 7018 0360 0000 8590 8854
Santa Rosa Band of Cahuilla Indians
P.O. Box 391820
Anza, CA 92539

Honorable Scott Cozart– 7018 0360 0000 8590 8861
Chairman, Soboba Band of Luiseno Indians
P.O. Box 487
San Jacinto, CA 92581

Chairperson – 7018 0360 0000 8590 8878
Torres-Martinez Desert Cahuilla Indians
P.O. Box 1160
Thermal, CA 92274

Chairperson – 7018 0360 0000 8590 8885
Twenty-Nine Palms
46-200 Harrison Place
Coachella, CA 92236

Regular Mail:

Superintendent
Southern California Agency
Bureau of Indian Affairs
1451 Research Park Drive, Suite 100
Riverside, CA 92507-2154

SCHEDULE B

SECTION TWO

EXCEPTIONS

Any policy we issue will have the following exceptions unless they are taken care of to our satisfaction. The printed exceptions and exclusions from the coverage of the policy or policies are set forth in Exhibit A attached. Copies of the policy forms should be read. They are available from the office which issued this Commitment.

1. General and special taxes and assessments for the fiscal year 2018-2019, a lien not yet due or payable.
2. This item has been intentionally deleted.
3. This item has been intentionally deleted.
4. This item has been intentionally deleted.
5. This item has been intentionally deleted.
6. This item has been intentionally deleted.
7. This item has been intentionally deleted.
8. This item has been intentionally deleted.
9. This item has been intentionally deleted.
10. This item has been intentionally deleted.
11. The lien of special tax assessed pursuant to Chapter 2.5 commencing with Section 53311 of the California Government Code for Community Facilities District Soboba Springs No. 1, as disclosed by Notice of Special Tax Lien recorded January 19, 1989 as Instrument No. 17780 of Official Records.

Affects: Parcel 2
12. The lien of supplemental taxes, if any, assessed pursuant to Chapter 3.5 commencing with Section 75 of the California Revenue and Taxation Code.

The Following Matters Affect Parcel 1:

13. The effect of a map purporting to show the land and other property, filed in Book 6, Page 34 of Record of Surveys.
14. The effect of a map purporting to show the land and other property, filed in Book 9, Page 31 of Record of Surveys.

15. An easement for road and incidental purposes, recorded May 03, 1922 in Book 566 of Deeds, Page 562.
In Favor of: C. Hansen
Affects: As described therein
16. An easement for pipelines and incidental purposes, recorded July 06, 1999 as Instrument No. 299504 of Official Records.
In Favor of: Eastern Municipal Water District, a Municipal Water District
Affects: The land
17. Water rights, claims or title to water, whether or not shown by the public records.
18. Rights of parties in possession.

The Following Matters Affect Parcel 2:

19. Any facts, rights, interests or claims that may exist or arise by reason of matters, if any, disclosed by that certain Record of Survey filed in Book 9, Page 31; in Book 33, Page 48; in Book 46, Page 15; in Book 50, Page 91 and in Book 52, Page 75.
20. An easement for utilities and incidental purposes, recorded February 02, 1934 in Book 152, Page 580 of Official Records.
In Favor of: Southern Sierras Power Company
Affects: A portion of the land
21. The terms and provisions contained in the document entitled Agreement recorded January 10, 1938 in Book 361, Page 92 of Official Records.
22. An easement for either or both pole lines, conduits or underground facilities and incidental purposes, recorded January 20, 1947 in Book 807, Page 573 of Official Records.
In Favor of: California Electric Power Company
Affects: A portion of the land

The location of the easement cannot be determined from record information.
23. An easement for either or both pole lines, conduits or underground facilities and incidental purposes, recorded April 14, 1947 in Book 827, Page 455 of Official Records.
In Favor of: California Electric Power Company
Affects: A portion of the land
24. An agreement dated May 25, 1948 and recorded in Book 3, Page 167 of Miscellaneous Records, Records of Riverside County, California, between S. P. Creasinger, party of the first part, and Herman Suber, party of the second part, which agreement provides that each of said parties are owners of an undivided 1/2 interest of all waters naturally flowing upon the surface of a certain canyon running through a portion of the herein described property. Said agreement provided for laying pipelines at the joint expense of both parties and grants a right of way for constructing of said pipelines and a tank on said property, and provides for maintenance of said pipelines and tank.
25. An easement for ingress and egress and incidental purposes, recorded July 17, 1961 as Instrument No. 60529 of Official Records.
In Favor of: John C. Hunter and wife
Affects: A portion of the land

26. An easement for road, pipeline and incidental purposes, recorded February 05, 1971 as Instrument No. 11844 of Official Records.
In Favor of: Eastern Municipal Water District
Affects: A portion of the land
27. This item has been intentionally deleted.
28. The terms and provisions contained in the document entitled Easement Agreement recorded September 24, 1982 as Instrument No. 165704 of Official Records.

The location of the easement cannot be determined from record information.
29. The effect of Resolution No. 1482.3 executed April 16, 1986 by Eastern Municipal Water District, recorded April 21, 1986 as Instrument No. 90375 of Official Records of Riverside County, California. Reference hereby being made to the record for full particulars.
30. The effect of Resolution No. 1482.4 executed January 03, 1990 by Eastern Municipal Water District, recorded January 11, 1990 as Instrument No. 012864 of Official Records of Riverside County, California. Reference hereby being made to the record for full particulars.
31. The effect of Resolution No. 1482.5 executed June 03, 1992 by Eastern Municipal Water District, recorded June 09, 1992 as Instrument No. 208420 of Official Records of Riverside County, California. Reference hereby being made to the record for full particulars.
32. An easement for water, ingress/egress, slope and incidental purposes, recorded September 13, 1999 as Instrument No. 1999-409683 of Official Records.
In Favor of: Eastern Municipal Water District
Affects: A portion of the land
33. The terms and provisions contained in the document entitled Memorandum of Agreement recorded December 08, 2005 as Instrument No. 2005-1013370 of Official Records.
34. Rights of the public in and to that portion of the land lying within San Jose Drive and Soboba Road.
35. Water rights, claims or title to water, whether or not shown by the public records.
36. Rights of parties in possession.

The Following Matters Affect All Parcels:

37. Any claim that the United States lacks proper authority to acquire or hold title to the land, or arising from or related to an alleged defect in the process of approving or authorizing the acquisition of title by the United States of America in Trust for Soboba Band of Luiseno Indians, a federally recognized tribe.
38. Any appeal of the Decision of Kevin K. Washburn, Assistant Secretary - Indian Affairs, for trust acquisition of the land by the United States of America for the Soboba Band of Luiseno Indians, a federally recognized tribe, dated ____, 2015.
39. Any claim, by reason of the operation of federal bankruptcy, state insolvency, or similar creditors' rights laws, that the transaction vesting the Title as shown in Schedule A, is (a) a fraudulent conveyance or fraudulent transfer or (b) a preferential transfer. (Not necessary if US Policy form Rev. 12-3-12 is used).

40. Paragraphs 1 and 2 of the Exclusions from Coverage are expressly extended to include those laws, ordinances or regulations of an Indian tribe or nation.
41. Public records as defined in this Policy do not include records of an Indian tribe, band, pueblo, nation, community, village, Rancheria or similar entity or association of Indians or any other repository of Indian Land Records, including, but not limited to the Bureau of Indian Affairs Land Titles and Records Office.
42. Tribal records for any tax, law or regulation are not "public records" within the meaning of this policy, and this policy provides no coverage respecting any loss occasioned by any such tribal tax law or regulation.
43. The effect of a map purporting to show the land and other property, filed in Book 144, Page 17 and 18 of Record of Surveys.

Legend for Land Status:

- Land Status - Trust
- Land Status - Fee



DONNA
WOOD

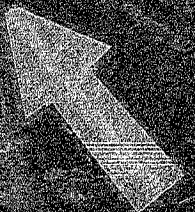
HOKESBERRY
GRAND

CLERMONT

RESERVATION

OAKS

JONES RANGE



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Titles and Records Offices are designated as Certifying Officers for this purpose. When a copy or reproduction of a title document is authenticated by the official seal and certified by a Manager, Land Titles and Records Office, the copy or reproduction shall be admitted into evidence the same as the original from which it was made. The fees for furnishing such certified copies are established by a uniform fee schedule applicable to all constituent units of the Department of the Interior and published in 43 CFR part 2, appendix A.

§ 150.11 Disclosure of land records, title documents, and title reports.

(a) The usefulness of a Land Titles and Records Office depends in large measure on the ability of the public to consult the records contained therein. It is therefore, the policy of the Bureau of Indian Affairs to allow access to land records and title documents unless such access would violate the Privacy Act, 5 U.S.C. 552a or other law restricting access to such records, or there are strong policy grounds for denying access where such access is not required by the Freedom of Information Act, 5 U.S.C. 552. It shall be the policy of the Bureau of Indian Affairs that, unless specifically authorized, monetary considerations will not be disclosed insofar as leases of tribal land are concerned.

(b) Before disclosing information concerning any living individual, the Manager, Land Titles and Records Office, shall consult 5 U.S.C. 552a(b) and the notice of routine users then in effect to determine whether the information may be released without the written consent of the person to whom it pertains.

PART 151—LAND ACQUISITIONS

- Sec.
- 151.1 Purpose and scope.
 - 151.2 Definitions.
 - 151.3 Land acquisition policy.
 - 151.4 Acquisitions in trust of lands owned in fee by an Indian.
 - 151.5 Trust acquisitions in Oklahoma under section 5 of the I.R.A.
 - 151.6 Exchanges.
 - 151.7 Acquisition of fractional interests.
 - 151.8 Tribal consent for nonmember acquisitions.

- 151.9 Requests for approval of acquisitions.
- 151.10 On-reservation acquisitions.
- 151.11 Off-reservation acquisitions.
- 151.12 Action on requests.
- 151.13 Title examination.
- 151.14 Formalization of acceptance.
- 151.15 Information collection.

AUTHORITY: R.S. 161; 5 U.S.C. 301. Interpret or apply 46 Stat. 1106, as amended; 46 Stat. 1471, as amended; 48 Stat. 985, as amended; 49 Stat. 1967, as amended, 53 Stat. 1129; 63 Stat. 605; 69 Stat. 392, as amended; 70 Stat. 290, as amended; 70 Stat. 626; 75 Stat. 505; 77 Stat. 349; 78 Stat. 389; 78 Stat. 747; 82 Stat. 174, as amended, 82 Stat. 884; 84 Stat. 120; 84 Stat. 1874; 86 Stat. 216; 86 Stat. 530; 86 Stat. 744; 88 Stat. 78; 88 Stat. 81; 88 Stat. 1716; 88 Stat. 2203; 88 Stat. 2207; 25 U.S.C. 2, 9, 409a, 450h, 451, 464, 465, 487, 488, 489, 501, 502, 573, 574, 576, 608, 608a, 610, 610a, 622, 624, 640d-10, 1466, 1495, and other authorizing acts.

CROSS REFERENCE: For regulations pertaining to: The inheritance of interests in trust or restricted land, see parts 15, 16, and 17 of this title and 43 CFR part 4; the purchase of lands under the BIA Loan Guaranty, Insurance and Interest Subsidy program, see part 103 of this title; the exchange and partition of trust or restricted lands, see part 152 of this title; land acquisitions authorized by the Indian Self-Determination and Education Assistance Act, see parts 900 and 276 of this title; the acquisition of allotments on the public domain or in national forests, see 43 CFR part 2530; the acquisition of Native allotments and Native townsite lots in Alaska, see 43 CFR parts 2561 and 2564; the acquisition of lands by Indians with funds borrowed from the Farmers Home Administration, see 7 CFR part 1823, subpart N; the acquisition of land by purchase or exchange for members of the Osage Tribe not having certificates of competency, see §§ 117.8 and 158.54 of this title.

SOURCE: 45 FR 62036, Sept. 18, 1980, unless otherwise noted. Redesignated at 47 FR 13327, Mar. 30, 1982.

§ 151.1 Purpose and scope.

These regulations set forth the authorities, policy, and procedures governing the acquisition of land by the United States in trust status for individual Indians and tribes. Acquisition of land by individual Indians and tribes in fee simple status is not covered by these regulations even though such land may, by operation of law, be held in restricted status following acquisition. Acquisition of land in trust status by inheritance or escheat is not covered by these regulations. These regulations do not cover the acquisition of

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land in trust status in the State of Alaska, except acquisitions for the Metlakatla Indian Community of the Annette Island Reserve or its members.

§ 151.2 Definitions.

(a) *Secretary* means the Secretary of the Interior or authorized representative.

(b) *Tribe* means any Indian tribe, band, nation, pueblo, community, rancheria, colony, or other group of Indians, including the Metlakatla Indian Community of the Annette Island Reserve, which is recognized by the Secretary as eligible for the special programs and services from the Bureau of Indian Affairs. For purposes of acquisitions made under the authority of 25 U.S.C. 488 and 489, or other statutory authority which specifically authorizes trust acquisitions for such corporations, "Tribe" also means a corporation chartered under section 17 of the Act of June 18, 1934 (48 Stat. 988; 25 U.S.C. 477) or section 3 of the Act of June 26, 1936 (49 Stat. 1967; 25 U.S.C. 503).

(c) *Individual Indian* means:

(1) Any person who is an enrolled member of a tribe;

(2) Any person who is a descendent of such a member and said descendant was, on June 1, 1934, physically residing on a federally recognized Indian reservation;

(3) Any other person possessing a total of one-half or more degree Indian blood of a tribe;

(4) For purposes of acquisitions outside of the State of Alaska, *Individual Indian* also means a person who meets the qualifications of paragraph (c)(1), (2), or (3) of this section where "Tribe" includes any Alaska Native Village or Alaska Native Group which is recognized by the Secretary as eligible for the special programs and services from the Bureau of Indian Affairs.

(d) *Trust land* or *land in trust status* means land the title to which is held in trust by the United States for an individual Indian or a tribe.

(e) *Restricted land* or *land in restricted status* means land the title to which is held by an individual Indian or a tribe and which can only be alienated or encumbered by the owner with the approval of the Secretary because of limi-

tations contained in the conveyance instrument pursuant to Federal law or because of a Federal law directly imposing such limitations.

(f) Unless another definition is required by the act of Congress authorizing a particular trust acquisition, *Indian reservation* means that area of land over which the tribe is recognized by the United States as having governmental jurisdiction, except that, in the State of Oklahoma or where there has been a final judicial determination that a reservation has been disestablished or diminished, *Indian reservation* means that area of land constituting the former reservation of the tribe as defined by the Secretary.

(g) *Land* means real property or any interest therein.

(h) *Tribal consolidation area* means a specific area of land with respect to which the tribe has prepared, and the Secretary has approved, a plan for the acquisition of land in trust status for the tribe.

[45 FR 62036, Sept. 18, 1980, as amended at 60 FR 32879, June 23, 1995]

§ 151.3 Land acquisition policy.

Land not held in trust or restricted status may only be acquired for an individual Indian or a tribe in trust status when such acquisition is authorized by an act of Congress. No acquisition of land in trust status, including a transfer of land already held in trust or restricted status, shall be valid unless the acquisition is approved by the Secretary.

(a) Subject to the provisions contained in the acts of Congress which authorize land acquisitions, land may be acquired for a tribe in trust status:

(1) When the property is located within the exterior boundaries of the tribe's reservation or adjacent thereto, or within a tribal consolidation area; or

(2) When the tribe already owns an interest in the land; or

(3) When the Secretary determines that the acquisition of the land is necessary to facilitate tribal self-determination, economic development, or Indian housing.

(b) Subject to the provisions contained in the acts of Congress which authorize land acquisitions or holding

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land in trust or restricted status, land may be acquired for an individual Indian in trust status:

- (1) When the land is located within the exterior boundaries of an Indian reservation, or adjacent thereto; or
- (2) When the land is already in trust or restricted status.

§ 151.4 Acquisitions in trust of lands owned in fee by an Indian.

Unrestricted land owned by an individual Indian or a tribe may be conveyed into trust status, including a conveyance to trust for the owner, subject to the provisions of this part.

§ 151.5 Trust acquisitions in Oklahoma under section 5 of the I.R.A.

In addition to acquisitions for tribes which did not reject the provisions of the Indian Reorganization Act and their members, land may be acquired in trust status for an individual Indian or a tribe in the State of Oklahoma under section 5 of the Act of June 18, 1934 (48 Stat. 985; 25 U.S.C. 465), if such acquisition comes within the terms of this part. This authority is in addition to all other statutory authority for such an acquisition.

§ 151.6 Exchanges.

An individual Indian or tribe may acquire land in trust status by exchange if the acquisition comes within the terms of this part. The disposal aspects of an exchange are governed by part 152 of this title.

§ 151.7 Acquisition of fractional interests.

Acquisition of a fractional land interest by an individual Indian or a tribe in trust status can be approved by the Secretary only if:

- (a) The buyer already owns a fractional interest in the same parcel of land; or
- (b) The interest being acquired by the buyer is in fee status; or
- (c) The buyer offers to purchase the remaining undivided trust or restricted interests in the parcel at not less than their fair market value; or
- (d) There is a specific law which grants to the particular buyer the right to purchase an undivided interest or interests in trust or restricted land

without offering to purchase all of such interests; or

- (e) The owner of a majority of the remaining trust or restricted interests in the parcel consent in writing to the acquisition by the buyer.

§ 151.8 Tribal consent for nonmember acquisitions.

An individual Indian or tribe may acquire land in trust status on a reservation other than its own only when the governing body of the tribe having jurisdiction over such reservation consents in writing to the acquisition; provided, that such consent shall not be required if the individual Indian or the tribe already owns an undivided trust or restricted interest in the parcel of land to be acquired.

§ 151.9 Requests for approval of acquisitions.

An individual Indian or tribe desiring to acquire land in trust status shall file a written request for approval of such acquisition with the Secretary. The request need not be in any special form but shall set out the identity of the parties, a description of the land to be acquired, and other information which would show that the acquisition comes within the terms of this part.

§ 151.10 On-reservation acquisitions.

Upon receipt of a written request to have lands taken in trust, the Secretary will notify the state and local governments having regulatory jurisdiction over the land to be acquired, unless the acquisition is mandated by legislation. The notice will inform the state or local government that each will be given 30 days in which to provide written comments as to the acquisition's potential impacts on regulatory jurisdiction, real property taxes and special assessments. If the state or local government responds within a 30-day period, a copy of the comments will be provided to the applicant, who will be given a reasonable time in which to reply and/or request that the Secretary issue a decision. The Secretary will consider the following criteria in evaluating requests for the acquisition of land in trust status when

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the land is located within or contiguous to an Indian reservation, and the acquisition is not mandated:

(a) The existence of statutory authority for the acquisition and any limitations contained in such authority;

(b) The need of the individual Indian or the tribe for additional land;

(c) The purposes for which the land will be used;

(d) If the land is to be acquired for an individual Indian, the amount of trust or restricted land already owned by or for that individual and the degree to which he needs assistance in handling his affairs;

(e) If the land to be acquired is in unrestricted fee status, the impact on the State and its political subdivisions resulting from the removal of the land from the tax rolls;

(f) Jurisdictional problems and potential conflicts of land use which may arise; and

(g) If the land to be acquired is in fee status, whether the Bureau of Indian Affairs is equipped to discharge the additional responsibilities resulting from the acquisition of the land in trust status.

(h) The extent to which the applicant has provided information that allows the Secretary to comply with 516 DM 6, appendix 4, National Environmental Policy Act Revised Implementing Procedures, and 602 DM 2, Land Acquisitions: Hazardous Substances Determinations. (For copies, write to the Department of the Interior, Bureau of Indian Affairs, Branch of Environmental Services, 1849 C Street NW., Room 4525 MIB, Washington, DC 20240.)

[45 FR 62036, Sept. 18, 1980, as amended at 60 FR 32879, June 23, 1995]

§ 151.11 Off-reservation acquisitions.

The Secretary shall consider the following requirements in evaluating tribal requests for the acquisition of lands in trust status, when the land is located outside of and noncontiguous to the tribe's reservation, and the acquisition is not mandated:

(a) The criteria listed in § 151.10 (a) through (c) and (e) through (h);

(b) The location of the land relative to state boundaries, and its distance from the boundaries of the tribe's res-

ervation, shall be considered as follows: as the distance between the tribe's reservation and the land to be acquired increases, the Secretary shall give greater scrutiny to the tribe's justification of anticipated benefits from the acquisition. The Secretary shall give greater weight to the concerns raised pursuant to paragraph (d) of this section.

(c) Where land is being acquired for business purposes, the tribe shall provide a plan which specifies the anticipated economic benefits associated with the proposed use.

(d) Contact with state and local governments pursuant to § 151.10 (e) and (f) shall be completed as follows: Upon receipt of a tribe's written request to have lands taken in trust, the Secretary shall notify the state and local governments having regulatory jurisdiction over the land to be acquired. The notice shall inform the state and local government that each will be given 30 days in which to provide written comment as to the acquisition's potential impacts on regulatory jurisdiction, real property taxes and special assessments.

[60 FR 32879, June 23, 1995, as amended at 60 FR 48894, Sept. 21, 1995]

§ 151.12 Action on requests.

(a) The Secretary shall review each request and may request any additional information or justification deemed necessary to reach a decision.

(b) The Secretary's decision to approve or deny a request shall be in writing and state the reasons for the decision.

(c) A decision made by the Secretary, or the Assistant Secretary—Indian Affairs pursuant to delegated authority, is a final agency action under 5 U.S.C. 704 upon issuance.

(1) If the Secretary or Assistant Secretary denies the request, the Assistant Secretary shall promptly provide the applicant with the decision.

(2) If the Secretary or Assistant Secretary approves the request, the Assistant Secretary shall:

(i) Promptly provide the applicant with the decision;

(ii) Promptly publish in the FEDERAL REGISTER a notice of the decision to acquire land in trust under this part; and

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(iii) Immediately acquire the land in trust under §151.14 on or after the date such decision is issued and upon fulfillment of the requirements of §151.13 and any other Departmental requirements.

(d) A decision made by a Bureau of Indian Affairs official pursuant to delegated authority is not a final agency action of the Department under 5 U.S.C. 704 until administrative remedies are exhausted under part 2 of this chapter or until the time for filing a notice of appeal has expired and no administrative appeal has been filed.

(1) If the official denies the request, the official shall promptly provide the applicant with the decision and notification of any right to file an administrative appeal under part 2 of this chapter.

(2) If the official approves the request, the official shall:

(i) Promptly provide the applicant with the decision;

(ii) Promptly provide written notice of the decision and the right, if any, to file an administrative appeal of such decision pursuant to part 2 of this chapter, by mail or personal delivery to:

(A) Interested parties who have made themselves known, in writing, to the official prior to the decision being made; and

(B) The State and local governments having regulatory jurisdiction over the land to be acquired;

(iii) Promptly publish a notice in a newspaper of general circulation serving the affected area of the decision and the right, if any, of interested parties who did not make themselves known, in writing, to the official to file an administrative appeal of the decision under part 2 of this chapter; and

(iv) Immediately acquire the land in trust under §151.14 upon expiration of the time for filing a notice of appeal or upon exhaustion of administrative remedies under part 2 of this title, and upon the fulfillment of the requirements of §151.13 and any other Departmental requirements.

(3) The administrative appeal period under part 2 of this chapter begins on:

(i) The date of receipt of written notice by the applicant or interested parties entitled to notice under para-

graphs (d)(1) and (d)(2)(ii) of this section;

(ii) The date of first publication of the notice for unknown interested parties under paragraph (d)(2)(iii) of this section.

(4) Any party who wishes to seek judicial review of an official's decision must first exhaust administrative remedies under 25 CFR part 2.

[78 FR 67937, Nov. 13, 2013]

§ 151.13 Title examination.

If the Secretary determines that he will approve a request for the acquisition of land from unrestricted fee status to trust status, he shall acquire, or require the applicant to furnish, title evidence meeting the *Standards For The Preparation of Title Evidence In Land Acquisitions by the United States*, issued by the U.S. Department of Justice. After having the title evidence examined, the Secretary shall notify the applicant of any liens, encumbrances, or infirmities which may exist. The Secretary may require the elimination of any such liens, encumbrances, or infirmities prior to taking final approval action on the acquisition and he shall require elimination prior to such approval if the liens, encumbrances, or infirmities make title to the land unmarketable.

[45 FR 62036, Sept. 18, 1980. Redesignated at 60 FR 32879, June 23, 1995]

§ 151.14 Formalization of acceptance.

Formal acceptance of land in trust status shall be accomplished by the issuance or approval of an instrument of conveyance by the Secretary as is appropriate in the circumstances.

[45 FR 62036, Sept. 18, 1980. Redesignated at 60 FR 32879, June 23, 1995]

§ 151.15 Information collection.

(a) The information collection requirements contained in §§151.9; 151.10; 151.11(c), and 151.13 have been approved by the Office of Management and Budget under 44 U.S.C. 3501 *et seq.* and assigned clearance number 1076-0100. This information is being collected to acquire land into trust on behalf of the Indian tribes and individuals, and will be used to assist the Secretary in making a determination. Response to this request is required to obtain a benefit.

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