

1 HOUSE BILL NO. 424
 2 INTRODUCED BY KIMBLE
 3 BY REQUEST OF THE DEPARTMENT OF COMMUNITY AFFAIRS
 4
 5 A BILL FOR AN ACT ENTITLED: "AN ACT TO AMEND SECTION
 6 81-908, R.C.M. 1947, TO ALLOW MONTANA INDIAN TRIBES TO
 7 PURCHASE STATE LANDS LOCATED WITHIN THE EXTERIOR BOUNDARIES
 8 OF AN INDIAN RESERVATION."

9
 10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11 Section 1. Section 81-908, R.C.M. 1947, is amended to
 12 read as follows:

13 "81-908. Who may purchase and how much. (1) State
 14 lands shall be sold only to citizens of the United States or
 15 to persons who have declared their intentions to become
 16 citizens, or to corporations organized under the laws of
 17 this state, or to Montana Indian tribes. No person shall be
 18 qualified to purchase state land who has not reached the age
 19 of ~~eighteen-(18)~~ years. As far as possible to determine the
 20 lands shall be sold only to actual settlers or to persons
 21 who will improve the same, and not to persons who are likely
 22 to hold such lands for speculative purposes intending to
 23 resell the same at a higher price without having added
 24 anything to their value. No person or corporation shall be
 25 entitled to purchase more than one section of state land,

1 and this area shall not include more than ~~one--hundred--and~~
 2 ~~sixty--(160)~~ acres of land susceptible of irrigation. These
 3 limitations as to area and irrigableness shall not apply to:
 4 (a) lands within a federal irrigation project wherein
 5 the Congress of the United States of America now or
 6 hereafter authorizes water to be furnished to an area
 7 exceeding ~~one-hundred-and-sixty-(160)~~ irrigable acres;

8 (b) lands purchased by Montana Indian tribes whenever
 9 it is determined that the sale of a greater amount is in the
 10 best interest of the state of Montana.

11 (2) State lands may be sold to any sovereign state or
 12 the United States or to any board of trustees or public
 13 corporation or agency of such state created by such state as
 14 an agency or political subdivision thereof. Said lands may
 15 be purchased in the quantities set forth in this section for
 16 use by such state, board of trustees, public corporation,
 17 agency, or political subdivision for educational or
 18 scientific purposes.

19 (3) The title to any state lands which have been
 20 heretofore purchased by a sovereign state or a board of
 21 trustees or public corporation, agency or political
 22 subdivision thereof qualified under the provisions of this
 23 act is hereby ratified and confirmed."

-End-

Approved by Committee
on State Administration

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6 81-903, R.C.M. 1947, TO ALLOW MONTANA INDIAN TRIBES TO
7 PURCHASE STATE LANDS LOCATED WITHIN THE EXTERIOR BOUNDARIES
8 OF AN INDIAN RESERVATION."
9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
11 Section 1. Section 81-903, R.C.M. 1947, is amended to
12 read as follows:
13 "81-903. Who may purchase and how much. (1) State
14 lands shall be sold only to citizens of the United States or
15 to persons who have declared their intentions to become
16 citizens, or to corporations organized under the laws of
17 this state, or to Montana Indian tribes. No person shall be
18 qualified to purchase state land who has not reached the age
19 of ~~eighteen~~ (18) years. As far as possible to determine the
20 lands shall be sold only to actual settlers or to persons
21 who will improve the same, and not to persons who are likely
22 to hold such lands for speculative purposes intending to
23 resell the same at a higher price without having added
24 anything to their value. No person or corporation shall be
25 entitled to purchase more than one section of state land,

1 and this area shall not include more than ~~one--hundred--and~~
2 ~~sixty~~ (160) acres of land susceptible of irrigation. These
3 limitations as to area and irrigableness shall not apply to:
4 (a) lands within a federal irrigation project wherein
5 the Congress of the United States of America now or
6 hereafter authorizes water to be furnished to an area
7 exceeding ~~one-hundred-and-sixty~~ (160) irrigable acres;
8 (b) lands purchased by Montana Indian tribes whenever
9 it is determined that the sale of a greater amount is in the
10 best interest of the state of Montana.
11 (2) State lands may be sold to any sovereign state of
12 the United States or to any board of trustees or public
13 corporation or agency of such state created by such state as
14 an agency or political subdivision thereof. Said lands may
15 be purchased in the quantities set forth in this section for
16 use by such state, board of trustees, public corporation,
17 agency, or political subdivision for educational or
18 scientific purposes.
19 (3) The title to any state lands which have been
20 heretofore purchased by a sovereign state or a board of
21 trustees or public corporation, agency or political
22 subdivision thereof qualified under the provisions of this
23 act is hereby ratified and confirmed."

-End-

SECOND READING