

112TH CONGRESS
1ST SESSION

S. 404

To modify a land grant patent issued by the Secretary of the Interior.

IN THE SENATE OF THE UNITED STATES

FEBRUARY 17, 2011

Mr. LEVIN introduced the following bill; which was read twice and referred
to the Committee on Energy and Natural Resources

A BILL

To modify a land grant patent issued by the Secretary of
the Interior.

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. FINDINGS.**

4 Congress finds that—

5 (1) pursuant to section 5505 of division A of
6 the Omnibus Consolidated Appropriations Act, 1997
7 (Public Law 104–208; 110 Stat. 3009–516), the
8 Secretary of the Interior, acting through the Bureau
9 of Land Management, issued to the Great Lakes
10 Shipwreck Historical Society located in Chippewa

1 County of the State of Michigan United States Pat-
2 ent Number 61–98–0040 on September 23, 1998;

3 (2) United States Patent Number 61–98–0040
4 was recorded in the Office of the Register of Deeds
5 of Chippewa County of the State of Michigan, on
6 January 22, 1999, at Liber 757, on pages 115
7 through 118;

8 (3) in order to correct an error in United States
9 Patent Number 61–98–0040, the Secretary issued a
10 corrected patent, United States Patent Number 61–
11 2000–0007, on March 10, 2000;

12 (4) after issuance of the corrected United
13 States Patent Number 61–2000–0007, the original
14 United States Patent Number 61–98–0040 was can-
15 celled on the records of the Bureau of Land Man-
16 agement; and

17 (5) corrected United States Patent Number 61–
18 2000–0007 should be modified in accordance with
19 this Act—

20 (A) to effectuate—

21 (i) the Human Use/Natural Resource
22 Plan for Whitefish Point, dated December
23 2002; and

24 (ii) the settlement agreement dated
25 July 16, 2001, filed in Docket Number

1 2:00–CV–206 in the United States District
2 Court for the Western District of Michi-
3 gan; and

4 (B) to ensure a clear chain of title, re-
5 corded in the Office of the Register of Deeds of
6 Chippewa County of the State of Michigan.

7 **SEC. 2. MODIFICATION OF LAND GRANT PATENT ISSUED BY**
8 **SECRETARY OF THE INTERIOR.**

9 (a) IN GENERAL.—The Secretary of the Interior shall
10 modify the matter under the heading “Subject Also to the
11 Following Conditions” of paragraph 6 of United States
12 Patent Number 61–2000–0007 by striking “Whitefish
13 Point Comprehensive Plan of October 1992 or for a gift
14 shop” and inserting “Human Use/Natural Resource Plan
15 for Whitefish Point, dated December 2002”.

16 (b) EFFECT.—Each other term of the conveyance re-
17 lating to the property that is the subject of United States
18 Patent Number 61–2000–0007, including each obligation
19 to maintain the property in accordance with the National
20 Historic Preservation Act (16 U.S.C. 470 et seq.) and any
21 other appropriate law (including regulations), and the obli-
22 gation to use the property in a manner that does not im-
23 pair or interfere with the conservation values of the prop-
24 erty, shall remain in effect.

1 **SEC. 3. EFFECTIVE DATE.**

2 (a) IN GENERAL.—The modification of United States
3 Patent Number 61–2000–0007 in accordance with section
4 2 shall become effective on the date of the recording of
5 the modification in the Office of the Register of Deeds
6 of Chippewa County of the State of Michigan.

7 (b) ENDORSEMENT.—The Office of the Register of
8 Deeds of Chippewa County of the State of Michigan is
9 requested to endorse on the recorded copy of United
10 States Patent Number 61–2000–0007 the fact that the
11 Patent Number has been modified in accordance with this
12 Act.

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