



INTERIOR BOARD OF INDIAN APPEALS

Arizona State Land Department v. Western Regional Director, Bureau of Indian Affairs

50 IBIA 133 (08/13/2009)



United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS
INTERIOR BOARD OF INDIAN APPEALS
801 NORTH QUINCY STREET
SUITE 300
ARLINGTON, VA 22203

ARIZONA STATE LAND)	Order Dismissing Appeal
DEPARTMENT,)	
Appellant,)	
)	
v.)	Docket No. IBIA 03-67-A
)	
WESTERN REGIONAL DIRECTOR,)	
BUREAU OF INDIAN AFFAIRS,)	
Appellee.)	August 13, 2009

The Arizona State Land Department (Appellant) appealed to the Board of Indian Appeals (Board) from a December 20, 2002, memorandum and a January 6, 2003, letter to the Chairman of the Pascua Yaqui Tribe (Tribe), approving the trust acquisition by the United States, on behalf of the Tribe, of approximately 436.18 acres of land in Pima County, Arizona. Shortly after the appeal was filed, the parties sought a stay, and the matter has since been stayed to permit settlement efforts by the parties.

On August 10, 2009, the Board received a Joint Voluntary Motion to Dismiss the appeal with prejudice, based on an agreement reached between Appellant and the Tribe.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, the Board grants the joint motion and dismisses this appeal. The Board commends the parties for their concerted efforts, from the time the appeal was filed, to find a mutually acceptable resolution of the dispute.

I concur:

// original signed
Steven K. Linscheid
Chief Administrative Judge

// original signed
Debora G. Luther
Administrative Judge