

Pt. 1823

7 CFR Ch. XVIII (1-1-01 Edition)

No member of Congress shall be admitted to any share or part of this agreement or to any benefit that may arise thereupon.

In Witness Whereof, The United States of America has caused these presents to be signed on the _____ day of _____, 19____, pursuant to delegated authority published in 7 CFR, Part 1800.

Witness: UNITED STATES OF AMERICA
By: _____
Title: _____
Farmers Home Administration or its successor agency under Public Law 103-354, U.S. Department of Agriculture.

AUTHORITY: 7 U.S.C. 1989, 5 U.S.C. 301, 7 CFR 2.23, 7 CFR 2.70.

SOURCE: 35 FR 15091, Sept. 29, 1970, unless otherwise noted.

Subparts A-M [Reserved]

Subpart N—Loans to Indian Tribes and Tribal Corporations

SOURCE: 39 FR 3662, Jan. 29, 1974, unless otherwise noted.

§ 1823.401 General.

This subpart contains policies and procedures of the Farmers Home Administration (FmHA) or its successor agency under Public Law 103-354 applicable to making initial and subsequent insured loans to Indian tribes or tribal corporations for the acquisition of land within tribal reservations and Alaskan communities. Any processing or servicing activity conducted pursuant to this subpart involving authorized assistance to FmHA or its successor agency under Public Law 103-354 employees, members of their families, known close relatives, or business or close personal associates, is subject to the provisions of subpart D of part 1900 of this chapter. Applicants for this assistance are required to identify any known relationship or association with an FmHA or its successor agency under Public Law 103-354 employee. The Secretary of the Interior or authorized representative will determine whether lands lie within a tribal reservation or community.

[39 FR 3662, Jan. 29, 1974, as amended at 51 FR 6733, Feb. 26, 1986; 58 FR 224, Jan. 5, 1993]

§ 1823.402 Definitions.

The following definitions are applicable to the subsequent provisions of this subpart.

(a) *Land*. The term "land" includes any or all rights or interests therein.

(b) *Tribes*. The term "tribe" means, an Indian Tribe recognized by the Secretary of the Interior or a tribal corporation established pursuant to the Indian Reorganization Act, and/or a community in Alaska incorporated by the Secretary of the Interior pursuant to the Indian Reorganization Act.

(42 U.S.C. 1480; delegation of authority by the Secretary of Agriculture, 7 CFR 2.23; delegation of authority by the Assistant Secretary for Rural Development, 7 CFR 2.70)

[41 FR 47460, Oct. 29, 1976]

PART 1823—ASSOCIATION LOANS AND GRANTS—COMMUNITY FACILITIES, DEVELOPMENT, CONSERVATION, UTILIZATION

Subparts A-M [Reserved]

Subpart N—Loans to Indian Tribes and Tribal Corporations

- Sec.
- 1823.401 General.
- 1823.402 Definitions.
- 1823.403 Eligibility.
- 1823.404 Loan purposes.
- 1823.405 Ineligible loan purposes.
- 1823.406 Rates and terms.
- 1823.407 Use of acquired land.
- 1823.408 Special requirements.
- 1823.409 Security.
- 1823.410 Appraisals.
- 1823.411 Land rights.
- 1823.412 Loan docket.
- 1823.413 Loan approval.
- 1823.414 Title to security property.
- 1823.415 Supervision and servicing.
- 1823.416 Check request and loan closing.
- 1823.417 Civil rights.
- 1823.418 State requirements.

EXHIBIT A TO SUBPART N TO PART 1823—LOAN DOCKET ITEMS—LOANS TO INDIAN TRIBES AND TRIBAL CORPORATIONS

EXHIBIT B TO SUBPART N TO PART 1823—TRIBAL COUNCIL RESOLUTION NO. _____

EXHIBIT C TO SUBPART N TO PART 1823—ASSIGNMENT OF TRIBAL INCOME AND FUNDS

EXHIBIT D TO SUBPART N TO PART 1823—SUBORDINATION AGREEMENT