

**REQUEST FOR AUTHORITY
 TO DISPOSE OF RECORDS**

(See Instructions on Reverse)

RG75

LEAVE BLANK	
DATE RECEIVED SEP 20 1974	JOB NO.
DATE APPROVED NC - 75-75 - 2	

TO: **GENERAL SERVICES ADMINISTRATION,
 NATIONAL ARCHIVES AND RECORDS SERVICE, WASHINGTON, D.C. 20408**

NOTIFICATION TO AGENCY

In accordance with the provisions of 44 U.S.C. 3303a the disposal request, including amendments, is approved except for items that may be stamped "disposal not approved" or "withdrawn" in column 10.

1. FROM (AGENCY OR ESTABLISHMENT)

Department of the Interior

2. MAJOR SUBDIVISION

Bureau of Indian Affairs

3. MINOR SUBDIVISION

BIA Field Offices

4. NAME OF PERSON WITH WHOM TO CONFER

William B. Evans

5. TEL. EXT.

343-6776

10-8-74
 Date *acting*
James E. O'Neill
 Archivist of the United States

6. CERTIFICATE OF AGENCY REPRESENTATIVE:

I hereby certify that I am authorized to act for the head of this agency in matters pertaining to the disposal of records, and that the records described in this list or schedule of 2 pages are proposed for disposal for the reason indicated: ("X" only one)

A The records have ceased to have sufficient value to warrant further retention.

B The records will cease to have sufficient value to warrant further retention on the expiration of the period of time indicated or on the occurrence of the event specified.

9/16/74
 (Date)

J. Ferraro
 (Signature of Agency Representative)

Chief, Management Research and Evaluation
 (Title)

7. ITEM NO.	8. DESCRIPTION OF ITEM (WITH INCLUSIVE DATES OR RETENTION PERIODS)	9. SAMPLE OR JOB NO.	10. ACTION TAKEN
	<p align="center"><u>BIA Forestry Records</u></p> <p>Timber and Fire Trespass Case Files. These records are Bureau case files on trespass actions involving fire or cutting damage to Indian forest lands under Bureau of Indian Affairs supervision.</p> <p>1. <u>Fire trespass case files which have been settled in full.</u> These case files are considered closed when they are settled in full. <u>Dispose 1 year after the date on which full settlement was received.</u> (Prior to the disposal of these records the Agency Superintendent shall determine that settlement has been received in full).</p> <p>2. <u>Fire trespass case files which have been compromised.</u> These involve claims which have been referred by the Bureau of Indian Affairs to the Justice Department for settlement. These cases are considered closed when final compromise settlements are reached by the Attorney General of the United States or any person authorized by him and final payment based on the compromise settlement is received.</p> <p><u>Dispose 1 year after the date on which final compromise settlement was received.</u> (Prior to the disposal of these records the Agency Superintendent shall determine that the case is settled in full in accordance with the compromise settlement).</p>		

Copy to Field 10/15/74
 Copy to Agency 10/15/74

4 items

REQUEST FOR AUTHORITY TO DISPOSE OF RECORDS—Continuation Sheet

7. ITEM NO.	8. DESCRIPTION OF ITEM (WITH INCLUSIVE DATES OR RETENTION PERIODS)	9. SAMPLE OR JOB NO.	10. ACTION TAKEN
3.	<p><u>Fire trespass case files where no damages have been collected.</u> These case files are subject to 28 U.S.C. 2415 and 2416 and cover actions brought within 6 years after the date on which cause of action arose. The case is considered closed if no payment of damages or written acknowledgment of debt are received within a 7 year period after the date on which the cause of action arose.</p> <p><u>Dispose 7 years after date on which cause of action arose providing no payment of damages or written acknowledgment of debt are received during that period of time.</u> (Prior to the disposal of these records the Agency Superintendent shall determine that there is no prospect for collecting damages or extending the time allowable to commence action as provided in 28 U.S.C. 2415(a) and 2416).</p>		
4.	<p><u>Fire trespass case files where damages have not been collected in full.</u> These case files are subject to 28 U.S.C. 2415 and 2416 and cover actions brought within 6 years after the date on which the cause of action arose. In the event of partial payment or written acknowledgment of debt the right of action shall be deemed to accrue again at the time of each such payment or acknowledgment. The case is considered closed if no payment of damages or written acknowledgment of debt are received within a 7 year period after the last partial payment.</p> <p><u>Dispose 7 years after date on which the last partial payment or written acknowledgment of debt was received.</u> (Prior to the disposal of these records the Agency Superintendent shall determine that there is no prospect for collecting damages or extending the time allowable to commence action as provided in 28 U.S.C. 2415(a) and 2416).</p>		