

INSTRUCTION SHEET
How to Make a Claim Under Section 1009*
(Lake Bistineau Land Title Stability) of the
John D. Dingell Jr. Conservation,
Management, and Recreation Act,
Public Law 116-9

Forms to be used – Form 2540-1 COLOR-OF-TITLE APPLICATION
– Form 2540-2 CONVEYANCES AFFECTING COLOR OR CLAIM OF TITLE

Form 2540-1: (The information needed is highlighted on the form.)

Box 1 – Enter legal name of claimant. If there is more than one claimant, list the information required for Box 1, Box 2, Box 3 and include the individual's signature and date signed on an attached page.

Box 2 – Enter mailing address of claimant. For more than one claimant, see instruction under Box 1.

Box 3 – Enter phone number for claimant. A phone number is requested so BLM can contact claimant. For more than one claimant, see instruction under Box 1.

Box 4 – Will be completed in conjunction with BLM realty staff.

Box 5 – DO NOT FILL OUT.

Box 6 – Check Yes or No. If no, provide explanation.

Box 7 – By what instrument did you receive title?

Box 8 – What date did you learn that you may not have clear title. Enter at least month and year.

Box 9 – Where did you get the information that you may not have clear title?

Box 10.a to 10.e –

10.a – Check Yes or No. If yes, provide the information under 10.b to 10.e.

Box 11.a to 11.d, 12.a, 13.a to 13.b, 14, and 15 – DO NOT FILL OUT.

Box 16.a – DO NOT INCLUDE MONEY WITH APPLICATION FORM.

Box 16.b – Complete Form 2540-2 showing all conveyances affecting title to lands.

Box 16.c – FORM 2540-3 IS NOT REQUIRED, DO NOT INCLUDE WITH APPLICATION FORM.

Make sure to include a signature and date signed for each claimant as shown on the title (deed , probate or succession document.)

Form 2540-2:

Follow instructions on Page 2 of form.

*Pursuant to Sec. 1009((b)(2) of Public Law 116-9, March 12, 2019, The conveyance or patent of omitted land to a claimant under paragraph (1) of the Public Law shall have the effect of confirming title to the surface and minerals in the claimant and shall not serve as any admission by a claimant.

When sending in forms, please include a copy of the documents granting you possessory interest (examples: deed, documentation of probate or succession) in the land.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

COLOR-OF-TITLE APPLICATION

Act of December 22, 1928, as amended July 28, 1953, 43 U.S.C. 1068

Serial Number

INSTRUCTIONS ON PAGE 2

1. Name of applicant (first, middle initial, and last)

2. Address (include zip code)

3. Phone (include area code)

4. Legal description of lands claimed

TOWNSHIP	RANGE	SECTION	SUBDIVISION

Meridian	County	State	Acres (number)
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5. Type of application: Class 1 Class 2 Both

6. Are you the record titleholder? Yes No (if "no," explain)

7. By what **written** instrument do you assert ownership (deed, will, court order, etc.)? Attach copy of instrument to application

8. On what date did you first learn that you did not have clear title?

9. From what source did you obtain this information?

10a. Have you had title to the lands searched? Yes No (if yes, please complete the following information about the examiner)

10b. Name

10d. Address (include zip code)

10c. Phone (include area code)

10e. Date of examination

11a. Total purchase price paid by you for above-described property	\$
11b. Estimated value of structural and cultural improvements on date of purchase	
11c. Estimated value of existing structural and cultural improvements added since purchased	
11d. Amount received for forest products sold since purchased	\$

12a. Is the land currently under cultivation? Yes No

13a. Specify which calendar years cultivated

13b. Acres cultivated (number)

14. List any improvements to property

15. If claim originated before January 1, 1901, are you also applying for the mineral estate? Yes No Not applicable
(Complete only if claim originated before January 1, 1901)

16. Enclose the following:

a. A filing fee of \$10

b. Form 2540-2 showing all conveyances affecting title to lands

c. Form 2540-3 showing levy and payment of taxes for each year of claim (Required of Class 2 claimants only)

I CERTIFY That the statements made by me in this application are true, complete, and correct to the best of my knowledge and belief and are made in good faith.

(Date)

(Signature of Applicant)

Title 18 U.S.C. Section 1001, makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction.

INSTRUCTIONS

Type or print plainly in ink.

Do **not** submit abstracts of title with this application. Such evidence may be requested later and, if so, will be returned to you.

SPECIFIC INSTRUCTIONS

(Items not listed are self-explanatory)

Item

4. Give complete legal description of the land
 - (a) Surveyed land must be described by legal subdivision, section, township, range, and meridian;
 - (b) Unsurveyed land must be described by metes and bounds as accurately as possible, giving length and direction of each of the boundaries in the tract; description of each of the several corners; and position of land with reference to established survey monuments, towns, roads, creeks, rivers, mountain peaks, or other prominent topographic points, natural objects, or other points of reference; final action will be suspended until plat of survey is filed. Acreage applied for must not exceed 160 acres.
5. Claims for Class 1 must be held under claim or color-of-title for at least twenty (20) years and must have either valuable improvements or cultivation.

Item

- Class 2 must have originated before January 1, 1901, and must show levy and payment of taxes during entire period of claim (43 CFR 2540.0-5(b)).
6. Explain your interest only if you are not claiming land as record title owner. Attach additional sheet if needed.
 - 11a. Do not include price paid for other lands that may have been included in same purchase.
 - 16a. Application will not be considered filed without payment of \$10 filing fee which is nonreturnable. Make check, money order, or bank draft payable to the Bureau of Land Management.
 - b. Be sure that all conveyances and claims of title, both record and nonrecord are itemized.
 - c. Class 2 claimants only: Be sure every year covered by claim is accounted for.

NOTICES

The Privacy Act of 1974 and the regulation in 43 CFR 2.48 (d) require that you be furnished the following information in connection with information required by this application.

AUTHORITY: 43 U.S.C. 1068

PRINCIPAL PURPOSE: The information is to be used to process your application and to document the administrative action relating to the application.

ROUTINE USES: In accordance with the System of Records titled, "Land and Minerals Authorization Tracking System—Interior, LLM-32," disclosure outside the Department of the Interior may be made: (1) To appropriate Federal agencies when concurrence or supporting information is required prior to granting or acquiring a right or interest in lands or resources, (2) To Federal, State, or local agencies or a member of the general public in response to a specific request for pertinent information, (3) To the U.S. Department of Justice or in a proceeding before a court or adjudicative body when (a) the United States, the Department of the Interior, a component of the Department, or when represented by the government, an employee of the Department is a party to litigation or anticipated litigation or has an interest in such litigation, and (b) the Department of the Interior determines that the disclosure is relevant or necessary to the litigation and is compatible with the purpose for which the records were compiled, (4) To an appropriate Federal, State, local, or foreign agency responsible for investigating, prosecuting, enforcing, or implementing a statute, regulation, rule, or order, where the disclosing agency becomes aware of an indication of a violation or potential violation of civil or criminal law or regulation, (5) To a member of Congress or a Congressional staff member from the record of an individual in response to an inquiry made at the request of that individual, (6) To the Department of the Treasury to effect payment to Federal, State, and local government agencies, nongovernmental organizations, and individuals, and (7) To individuals involved in responding to a breach of Federal data. The BLM will only disclose this information in accordance with the Freedom of Information Act, the Privacy Act, and the provision in 43 CFR 2.56(c).

The Paperwork Reduction Act of 1995 requires us to inform you that:

BLM collects this information to process your request for Federal lands under the provisions of the Color-of-Title Regulations, found in 43 CFR Section 2540.

Information will be used to illustrate whether the applicant meets requirements of regulations found in 43 CFR Subpart 2540, Subparts 2541-2547.

Response to this request is required to obtain a benefit, see 43 CFR Subpart 2541.2.

BLM would like you to know that you do not have to respond to this or any other Federal agency-sponsored information collection unless it displays a currently valid OMB control number.

EFFECT OF NOT PROVIDING INFORMATION: Disclosure of the information is voluntary. If all the information is not provided, the application may result in delay or preclude the BLM's acceptance of your form.

BURDEN HOURS STATEMENT: Public reporting burden for this form is estimated at 1 hour per response, including the time for reviewing instructions, gathering, and maintaining data and completing and reviewing the form. Direct comments regarding the burden estimate or any other aspect of this form to the U.S. Department of the Interior, Bureau of Land Management (1004-0012), Bureau Information Collection Clearance Officer (WO-630), 1849 C Street, N.W., Mail Stop 401 LS, Washington, D.C. 20240.

ADDITIONAL APPLICANTS

1. Name of applicant *(first, middle initial, and last)*

3. Phone *(include area code)*

Date

2. Address *(include zip code)*

Signature

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3. Phone *(include area code)*

Date

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Signature

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Signature

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

FORM APPROVED
OMB NO. 1004-0029
Expires: October 31, 2021

CONVEYANCES AFFECTING COLOR OR CLAIM OF TITLE

Serial Number

Applicant's Last Name

INSTRUCTIONS ON PAGE 2

Legal description of lands claimed

TOWNSHIP	RANGE	SECTION	SUBDIVISION	MERIDIAN	COUNTY	STATE
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GRANTOR (a)	GRANTEE (b)	DATE (c)	RECORDED		RESERVATIONS, RESTRICTIONS, TYPE OF CONVEYANCE (MORTGAGE, LEASE, FEE, ETC.) (f)
			VOL. (d)	PAGE (e)	

I CERTIFY That all the above conveyances for which notation has been made as to place of recordation are of official record in the county records and that there are no known conflicting conveyances of record.

(Signature)

(Street Address)

(City, State, Zip code)

(Title)

(Date)

Title 18 U.S.C. Section 1001 and Title 43 U.S.C. Section 1212, make it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction.

GENERAL INSTRUCTIONS

1. File, in duplicate, with all color-of-title applications on Form 2540-1. Type or print plainly in ink.
2. Give requested specific information for each conveyance affecting claim made, during claim period, prior to date of application. Itemize data relating to all record and non-record title conveyances in chronological order.
3. Form must be certified by the proper county official or an abstractor.
4. Explain, in detail, any irregularities in any conveyance.
5. Do not attach abstracts of title or other evidence relating to conveyance or claim. Such data may be requested later. If submitted, it will be returned.

SPECIFIC INSTRUCTIONS

(Items not listed are self-explanatory)

- (a) & (b) Give complete name of each grantor and grantee. If grantor or grantee is acting in an official capacity (i.e., sheriff, tax official, etc.) give official position title.
- (c) Give date of each conveyance.
- (d) & (e) Give volume and page number of recordation for each conveyance of record.
- (f) Specify nature or type of right reserved in conveyance (i.e., oil and gas, all minerals, rights-of-way, etc.). If no reservation is made, enter "none."

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