

**Forest Service Handbook
National Headquarters - Washington Office
Washington, DC**

**Forest Service Handbook 5509.11 – Title Claims, Sales, and Grants Handbook
Chapter 30 – Grants**

Amendment: 5509.11-1992-4

Effective date: August 03, 1992

Duration: This amendment is effective until superseded or removed.

Superseded Directive: Title Page; 5509.11, Contents; 00--1 thru 52; 5509.11,60 Contents; 5509.11,60; 5509.11-92-3, 2/25/92; 5509.11-92-2, 2/25/92; 5509.11-92-1, 2/25/92; Entire Handbook issued 2/88

Approved by: F. Dale Robertson, Chief

Date approved:

Responsible Staff:

POSTING NOTICE. Amendments are numbered consecutively by Handbook number and calendar year. Post document in numerical order of chapters (1109.12, sec. 4.32, ex. 01). Remove entire national text of the Handbook and replace with this amendment. DO NOT REMOVE SUPPLEMENTS OR INTERIM DIRECTIVES. Retain this transmittal as the first page of this document.

Explanation of changes:

This amendment is a reissuance of FSH 5509.11 to conform the format and structure of the Handbook to the requirements of electronic directive issuance.

This amendment makes no substantive changes to the text. The only changes made are those necessary to meet new format requirements or to correct spelling, punctuation, or unit names.

This Handbook is now available electronically in the National Information Center in the same format as the paper copy. Henceforth, amendments to this Handbook will be issued to Forest Service units electronically on a document basis.

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31 - National Grassland and Land Utilization Project Land

31.1 - Procedure

The Department of Agriculture has completed the grant program under section 32(c) of the Bankhead-Jones Farm Tenant Act. Generally, National Forest lands are no longer available or suitable for transfer under the authorities shown in FSM 5572, Grants. Should an application for appropriation be received, follow the responsibility outlined under FSM 5504. Procedures for the various authorities follow.

32 - Airports

Section 23 of the Airport and Airway Development Act of May 21, 1970, as amended by the Airport and Airway Development Act of 1982, authorizes the grant of property interest owned or contracted by the United States to public agencies for airport related uses. The act specifically exempts National Forest lands.

Other lands may be restricted by acts that reserve or dedicate them to public use. The authority to transfer National Grasslands and Land Utilization Project Lands is in section 32 (c) and (d) of the Bankhead-Jones Farm Tenant Act. Although this act does not exempt the lands from transfer, it is necessary to consider the restrictions in the Bankhead-Jones Act. Lands owned and controlled by the United States and administered by the Forest Service, such as administrative sites outside the National Forest, may fall under the provisions of the Airport Act. If an application is made for these lands, the Secretary of Agriculture decides whether or not to grant the interests needed for airport purposes based on a Forest Service report (Report Control Symbol FS-5400-S) and other information. The Chief determines information needed in this report on a case-by-case basis.

If the decision is to grant the interest, the Chief is responsible for submitting the Forest Service report with recommendations, deed of conveyance, and letter of transmittal from the Secretary of Agriculture to the Office of the General Counsel.

33 - Indian Settler Allotments [Reserved]