

09-25-95 08:14AM FROM HQUSACE (REAL ESTATE)



DEPARTMENT OF THE ARMY
OFFICE OF THE ASSISTANT SECRETARY
WASHINGTON, DC 20310-0111

April 4, 1995

REPLY TO
ATTENTION OF



Honorable Evan Bayh
Governor of the State of Indiana
State House, Room 306
200 West Washington Street
Indianapolis, Indiana 46202-2797

APR 11 1995

Dear Governor Bayh:

The Federal Government exercises exclusive legislative jurisdiction over that area comprising 55,961.33 acres (survey shows 55,264.17 acres), more or less, outlined in pink on the enclosed survey and included in the enclosed metes and bounds description of the Jefferson Proving Ground ("JPG"). The Federal Government proposes to retrocede exclusive legislative jurisdiction so that the state of Indiana and the Federal Government can exercise concurrent legislative jurisdiction over this land area.

This request is not a transfer or disposal of an estate or other interest in land. This request grants the state the authority to enforce its laws for activities occurring on the federal enclave. The enclosed information paper discusses the allocation of power between federal and state governments over land areas comprising a federal enclave.

The retrocession is necessary as a result of Jefferson Proving Ground's inclusion in the 1990 Base Realignment and Closure (BRAC) Commission's recommendations. Indiana Code Annotated Sections 4-20.5-18-1 through 4-20.5-18-3 authorizes the Governor, on behalf of the state of Indiana, to accept this request for retrocession.

Pursuant to Title 10, United States Code, section 2683(a), notice is hereby given that the Federal Government retrocedes exclusive jurisdiction over the aforementioned property to the state of


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Indiana. We would appreciate you accepting our request on behalf of the state of Indiana by signing the duplicate copy of the Notice of Acceptance and returning it to this office.

Sincerely,


Paul W. Johnson
Deputy Assistant Secretary of the Army
(Installations and Housing)
OASA (I, L&E)

Enclosures

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TECOM HOUSING

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NOTICE OF ACCEPTANCE

SUBJECT: Jurisdiction Assembly for Retrocession of Exclusive Federal Legislative Jurisdiction to Concurrent Jurisdiction, Over 55,264.17 Fee Acres, More or Less, Jefferson Proving Ground (JPG), Jefferson, Ripley, and Jennings Counties, Indiana--ACTION MEMORANDUM

The jurisdiction relinquished above is accepted by me, acting on behalf of the State of Indiana, this the 15 day of April, 19 95.


Governor of the State of Indiana