

Calendar No. 259

108TH CONGRESS
1ST SESSION

S. 714

[Report No. 108–135]

To provide for the conveyance of a small parcel of Bureau of Land Management land in Douglas County, Oregon, to the county to improve management of and recreational access to the Oregon Dunes National Recreation Area, and for other purposes.

IN THE SENATE OF THE UNITED STATES

MARCH 26, 2003

Mr. WYDEN (for himself and Mr. SMITH) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

AUGUST 26, 2003

Reported under authority of the order of the Senate of July 29 (legislative day, July 21), 2003, by Mr. DOMENICI, with amendments

[Omit the part struck through and insert the part printed in *italic*]

A BILL

To provide for the conveyance of a small parcel of Bureau of Land Management land in Douglas County, Oregon, to the county to improve management of and recreational access to the Oregon Dunes National Recreation Area, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. CONVEYANCE OF BUREAU OF LAND MANAGE-**
 4 **MENT LAND IN DOUGLAS COUNTY, OREGON.**

5 (a) IN GENERAL.—

6 (1) CONVEYANCE.—The Secretary of the Inte-
 7 rior shall convey, without consideration *and subject*
 8 *to valid existing rights*, to Douglas County, Oregon
 9 (referred to in this section as the “County”), all
 10 right, title, and interest of the United States in and
 11 to the parcel described in paragraph (2) for use by
 12 the County for recreational purposes.

13 ~~(2) PARCEL.—The parcel referred to in para-~~
 14 ~~graph (1) is the parcel of real property consisting of~~
 15 ~~approximately 68.8 acres under the administrative~~
 16 ~~jurisdiction of the Bureau of Land Management in~~
 17 ~~the County, as depicted on the map entitled “Ump-~~
 18 ~~qua River Lighthouse and Coast Guard Museum~~
 19 ~~Master Plan Study”, dated April 17, 2002.~~

20 (2) *PARCEL.—The parcel referred to in para-*
 21 *graph (1) is the parcel of land consisting of approxi-*
 22 *mately 68.8 acres under the administrative jurisdic-*
 23 *tion of the Bureau of Land Management, as generally*
 24 *depicted on the map entitled “S. 714, Douglas Coun-*
 25 *ty, Oregon Land Conveyance”, dated May 21, 2003.*

1 (b) PURPOSES OF CONVEYANCE.—The purposes of
 2 the conveyance under subsection (a) are to improve man-
 3 agement of and recreational access to the Oregon Dunes
 4 National Recreation Area by—

5 (1) improving public safety and reducing traffic
 6 congestion along Salmon Harbor Drive (County
 7 Road No. 251) in the County;

8 (2) providing a staging area for off-highway ve-
 9 hicles; and

10 (3) facilitating policing of unlawful camping
 11 and parking along Salmon Harbor Drive and adja-
 12 cent areas.

13 ~~(c) REVERSIONARY INTEREST.—~~

14 ~~(1) IN GENERAL.—If the Secretary determines~~
 15 ~~that the parcel conveyed under subsection (a) is not~~
 16 ~~being used by the County for a recreational pur-~~
 17 ~~pose—~~

18 ~~(A) all right, title, and interest in and to~~
 19 ~~the parcel, including any improvements on the~~
 20 ~~parcel, shall revert to the United States; and~~

21 ~~(B) the United States shall have the right~~
 22 ~~of immediate entry onto the parcel.~~

23 ~~(2) DETERMINATION ON THE RECORD.—Any~~
 24 ~~determination of the Secretary under this subsection~~

1 shall be made on the record after an opportunity for
2 an agency hearing.

3 ~~(d)~~(c) SURVEY.—The exact acreage and legal descrip-
4 tion of the parcel to be conveyed under subsection (a) shall
5 be determined by a survey—

6 (1) that is satisfactory to the Secretary; and

7 (2) the cost of which shall be paid by the Coun-
8 ty.

9 ~~(e)~~(d) ADDITIONAL TERMS AND CONDITIONS.—The
10 Secretary may require such additional terms and condi-
11 tions in connection with the conveyance under subsection
12 (a) as the Secretary considers appropriate to protect the
13 interests of the United States.

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