

105TH CONGRESS
1ST SESSION

H. R. 2300

To direct the Secretary of the Army to convey lands acquired for the Sallisaw Creek project, Sequoyah County, Oklahoma.

IN THE HOUSE OF REPRESENTATIVES

JULY 30, 1997

Mr. COBURN introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To direct the Secretary of the Army to convey lands acquired for the Sallisaw Creek project, Sequoyah County, Oklahoma.

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. LAND CONVEYANCES.**

4 (a) IN GENERAL.—The Secretary of the Army,
5 through the Real Estate Division of the Tulsa District,
6 United States Army Corps of Engineers, shall convey all
7 right, title, and interest of the United States in and to
8 land acquired by the United States for the Sallisaw Creek
9 project in Sequoyah County, Oklahoma, in accordance
10 with this Act.

1 (b) QUALIFIED PREVIOUS OWNERS OF LAND.—

2 (1) IN GENERAL.—The Secretary shall give
3 qualified previous owners of land first option to pur-
4 chase the land which they previously owned.

5 (2) APPLICATION.—

6 (A) IN GENERAL.—To be eligible to pur-
7 chase land under this subsection, a qualified
8 previous owner of land shall file an application
9 to purchase such land with the Secretary not
10 later than 180 days after receiving notice pur-
11 suant to section 2.

12 (B) FIRST TO FILE HAS FIRST OPTION.—

13 If more than one application is filed for a parcel
14 of land, the first option to purchase such parcel
15 of land shall be allotted in the order in which
16 the applications for such parcel of land were
17 filed.

18 (3) IDENTIFICATION OF PREVIOUS OWNERS.—

19 As soon as practicable after the date of the enact-
20 ment of this Act, the Secretary shall, to the extent
21 practicable, identify each previous owner of land.

22 (4) CONSIDERATION.—Consideration for land
23 conveyed under this subsection shall be the fair mar-
24 ket value of that land.

1 (c) PUBLIC AUCTION.—Any parcel of land for which
2 an application has not been filed pursuant to subsection
3 (b)(2) within the applicable time period shall be sold at
4 public auction.

5 **SEC. 2. NOTICE.**

6 (a) IN GENERAL.—The Secretary shall notify—

7 (1) each individual identified as a previous
8 owner of land pursuant to section 1(b)(3), not later
9 than 30 days after identification, by United States
10 mail; and

11 (2) the general public, not later than 30 days
12 after the date of the enactment of this Act, by publi-
13 cation in the Federal Register.

14 (b) CONTENT OF NOTICE.—Notice under this section
15 shall include—

16 (1) a copy of the provisions of this Act;

17 (2) information sufficient to separately identify
18 each parcel of land subject to this Act; and

19 (3) the fair market value of each parcel of land
20 subject to this Act.

21 (c) OFFICIAL DATE OF NOTICE.—The official date
22 of notice under this section shall be the later of—

23 (1) the date upon which actual notice is mailed;

24 or

1 (2) the date of publication of the notice in the
2 Federal Register.

3 **SEC. 3. DEFINITIONS.**

4 In this Act, the following definitions apply:

5 (1) FAIR MARKET VALUE.—The term “fair
6 market value” means the amount for which a willing
7 buyer would purchase and a willing seller would sell
8 such land, as determined by a qualified, independent
9 land appraiser.

10 (2) PREVIOUS OWNER OF LAND.—The term
11 “previous owner of land” means a person who con-
12 veyed, and in the case of an individual, a person
13 whose parent conveyed, such land to the United
14 States for use in the Sallisaw Creek project in
15 Sequoyah County, Oklahoma.

16 (3) QUALIFIED PREVIOUS OWNER OF LAND.—
17 The term “qualified previous owner of land” means
18 a previous owner of land who demonstrates a will-
19 ingness and ability to pay fair market value for the
20 land which was previously owned.

21 (4) SECRETARY.—The term “Secretary” means
22 the Secretary of the Army.

○