

106TH CONGRESS
1ST SESSION

H. R. 3237

To provide for the exchange of certain lands within the State of Wyoming.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 5, 1999

Mrs. CUBIN introduced the following bill; which was referred to the Committee
on Resources

A BILL

To provide for the exchange of certain lands within the
State of Wyoming.

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. SHORT TITLE.**

4 This Act may be cited as the “Flaming Gorge Lands
5 Exchange Act of 1999”.

6 **SEC. 2. FINDINGS.**

7 The Congress finds the following:

8 (1) The State of Wyoming owns approximately
9 680 acres of surface lands, as well as approximately
10 4,755.76 acres of mineral interests (which includes
11 680 acres of minerals underlying the surface lands),

1 administered by the State of Wyoming, Office of
2 State Lands and Investments, within the exterior
3 boundaries of the Flaming Gorge National Recre-
4 ation Area, established by Act of Congress on Octo-
5 ber 1, 1968.

6 (2) Union Pacific Resources Company (through
7 its affiliate Union Pacific Land Resources Corpora-
8 tion, the two being collectively referred to herein as
9 Union Pacific Resources Company) owns approxi-
10 mately 4,017.59 acres of surface lands, as well as
11 approximately 21,168.33 acres of mineral interests
12 (which includes 4,017.59 acres of minerals under-
13 lying the surface lands) within the exterior bound-
14 aries of the Flaming Gorge National Recreation
15 Area or immediately adjacent thereto.

16 (3) Union Pacific Resources Company owns ap-
17 proximately 8,144.60 acres of surface lands, as well
18 as approximately 8,304.60 acres of mineral interests
19 (which includes 8,144.60 acres of minerals under-
20 lying the surface lands), within the White Mountain
21 Urban Reserve Study Area (?White Mountain Area?)
22 as so designated under the Sweetwater County
23 Growth Management Plan adopted by the Sweet-
24 water County Commissioners.

1 (4) The Flaming Gorge National Recreation
2 Area was established subject to valid existing rights
3 of the State of Wyoming and private landowners. A
4 portion of the State lands and many of the Union
5 Pacific Resources Company lands located within the
6 Flaming Gorge National Recreation Area contain
7 trona resources available for mining. Certain of the
8 State lands and Union Pacific Resources Company
9 lands located within the Flaming Gorge National
10 Recreation Area and the White Mountain Area, like
11 the Federal lands comprising the Flaming Gorge
12 National Recreation Area and the White Mountain
13 Area, have substantial recreational and natural re-
14 source values in addition to their potential for trona
15 development.

16 (5) Development of surface, trona and natural
17 resources on the State lands and the Union Pacific
18 Resources Company lands located within the Flam-
19 ing Gorge National Recreation Area and the White
20 Mountain Area could be incompatible with the pres-
21 ervation of the recreational and natural resource val-
22 ues for which the Flaming Gorge National Recre-
23 ation Area and White Mountain Area were estab-
24 lished. Federal acquisition of the State lands and the
25 Union Pacific Resources Company lands located

1 within the Flaming Gorge National Recreation Area
2 and the White Mountain Area would eliminate this
3 potential incompatibility, and would enhance Federal
4 management of both areas.

5 (6) The United States owns lands and interests
6 in lands located both within and outside of the
7 Flaming Gorge National Recreation Area that can
8 be transferred to the State of Wyoming and Union
9 Pacific Resources Company in exchange for the
10 State lands and Union Pacific Resources Company
11 lands located within the Flaming Gorge National
12 Recreation Area and the White Mountain Area with-
13 out jeopardizing Federal management objectives or
14 needs.

15 (7) The large presence of State lands and
16 Union Pacific Resources Company lands located
17 within the Flaming Gorge National Recreation Area
18 and the White Mountain Area make land and re-
19 source management in the area more difficult, cost-
20 ly, and controversial for both the State of Wyoming
21 and the United States.

22 (8) It is the public interest to enact legislation
23 authorizing an exchange of other federally owned
24 lands for the State lands and the Union Pacific Re-
25 sources Company lands located within the Flaming

1 Gorge National Recreation Area and the White
2 Mountain Area, on terms fair to the State of Wyo-
3 ming, Union Pacific Resources Company, and the
4 United States. Congressional action in authorizing
5 the exchange saves much time and delay in meeting
6 the expectations of Union Pacific Resources Com-
7 pany and the State of Wyoming, in simplifying man-
8 agement of Federal land resources, and in avoiding
9 expensive, protracted litigation.

10 (9) Union Pacific Resources Company and the
11 State of Wyoming support the enactment of legisla-
12 tion under which Union Pacific Resources Company
13 and the State of Wyoming would exchange certain of
14 their lands within the Flaming Gorge National
15 Recreation Area and the White Mountain Area for
16 various Federal lands and interests in lands located
17 both inside and outside the Flaming Gorge National
18 Recreation Area.

19 (10) The Federal assets made available for ex-
20 change with Union Pacific Resources Company and
21 the State of Wyoming were selected with a great
22 sensitivity to environmental concerns and a belief
23 and expectation by all parties that Federal assets to
24 be conveyed to Union Pacific Resources Company

1 and the State of Wyoming would be unlikely to trig-
2 ger significant environmental controversy.

3 (11) The Federal assets identified for convey-
4 ance to Union Pacific Resources Company and the
5 State of Wyoming avoid any of the following items
6 known to exist or likely to be an issue as a result
7 of foreseeable future uses of the land: significant
8 wildlife resources, endangered species habitat, sig-
9 nificant archaeological resources, areas of critical en-
10 vironmental concern, trona resources requiring sur-
11 face mining to extract the mineral deposits, wilder-
12 ness study areas, significant recreational areas, or
13 any other lands known to raise significant environ-
14 mental concerns of any kind.

15 (12) Where the Federal Government retains
16 surface and other interests on lands included in the
17 exchange, Union Pacific Resources Company and the
18 State of Wyoming have agreed that the development
19 of any mineral interests they acquire pursuant to
20 such exchange will not conflict with established Fed-
21 eral land and environmental management objectives,
22 and shall be fully subject to all environmental regu-
23 lations applicable to development of non-Federal
24 mineral interests lying under Federal lands.

1 (13) Because the non-Federal lands to be ac-
2 quired by the Federal Government pursuant to such
3 an exchange include lands located within the bound-
4 aries of one of the most renowned recreational and
5 natural resource land units in the United States,
6 and because Union Pacific Resources Company de-
7 sires to develop said lands to obtain their full eco-
8 nomic potential and because a mission of the Wyo-
9 ming Office of State Lands and Investments is to
10 produce economic benefits for Wyoming's public
11 schools and other beneficiary institutions, the ex-
12 change of lands called for in this legislation will re-
13 solve many environmental conflicts that could have
14 existed at the time of development of such non-Fed-
15 eral lands.

16 (14) The Congress finds that, giving consider-
17 ation to the exchange taken as a whole, the interests
18 to be conveyed to the United States by the State of
19 Wyoming, and the Federal interests to be conveyed
20 to the State of Wyoming by the United States, are
21 approximately equal in value.

22 (15) The Congress finds that, giving consider-
23 ation to the exchange taken as a whole, the interests
24 to be conveyed to the United States by Union Pa-
25 cific Resources Company, and the Federal interests

1 to be conveyed to Union Pacific Resources Company
2 by the United States, are approximately equal in
3 value.

4 (16) The purpose of this legislation is to enact
5 the exchange into law and to direct prompt imple-
6 mentation of this exchange for the protection of the
7 Flaming Gorge National Recreation Area.

8 **SEC. 3. LAND EXCHANGE INVOLVING FLAMING GORGE NA-**
9 **TIONAL RECREATION AREA AND OTHER**
10 **LAND IN SWEETWATER COUNTY, WYOMING.**

11 (a) AUTHORIZATION OF EXCHANGE.—If the State of
12 Wyoming conveys by an appropriate form of deed, subject
13 to valid existing encumbrances affecting the lands, to the
14 United States the lands and interests in lands described
15 in subsection (b) below and Union Pacific Resources Com-
16 pany conveys by an appropriate form of deed, subject to
17 valid existing encumbrances affecting the lands, to the
18 United States the lands and interests in lands described
19 in subsection (c) below, then the Secretary of the Interior
20 is authorized and directed to convey by patent to the State
21 of Wyoming, subject to valid existing encumbrances affect-
22 ing the lands, the lands and interests in lands described
23 in subsection (d) below and the Secretary of the Interior
24 is authorized and directed to convey by patent to Union
25 Pacific Resources Company, subject to valid existing en-

1 cumbrances affecting the lands, the lands and interests
 2 in lands described in subsection (e) below.

3 (b) The lands and interests in lands to be conveyed
 4 by the State of Wyoming to the United States are more
 5 particularly described as follows:

Surface and Mineral Lands Offered by the State of Wyoming

<i>Location</i>	<i>Acres</i>
Township 12 North, Range 108 West, 6 th PM	
Section 16: W ¹ / ₂	320.00
Township 15 North, Range 108 West, 6 th PM	
Section 16: SE ¹ / ₄	160.00
Township 16 North, Range 108 West, 6 th PM	
Section 36: W ¹ / ₂ NW ¹ / ₄ ; NW ¹ / ₄ SW ¹ / ₄ ; NE ¹ / ₄ NW ¹ / ₄ ; NW ¹ / ₄ NE ¹ / ₄	200.00
Total	680.00

Mineral Lands Offered by the State of Wyoming

<i>Location</i>	<i>Acres</i>
Township 17 North, Range 106 West, 6 th PM	
Section 16: W ¹ / ₂ W ¹ / ₂ , Lots 1–6	115.76
Township 17 North, Range 107 West, 6 th PM	
Section 36: All	640.00
Township 12 North, Range 108 West, 6 th PM	
Section 16: E ¹ / ₂	320.00
Township 13 North, Range 108 West, 6 th PM	
Section 36: All	640.00
Township 14 North, Range 108 West, 6 th PM	
Section 16: All	640.00
Section 36: All	640.00
Township 16 North, Range 108 East, 6 th PM	
Section 16: All	640.00
Section 36: SE ¹ / ₄ ; SE ¹ / ₄ NW ¹ / ₄ ; E ¹ / ₂ SW ¹ / ₄ ; SW ¹ / ₄ SW ¹ / ₄ ; E ¹ / ₂ NE ¹ / ₄ ; SW ¹ / ₄ NE ¹ / ₄	440.00
Total	4075.76

6 (c) The lands and interests in lands to be conveyed
 7 by Union Pacific Resources Company to the United States
 8 are more particularly described as follows:

**Surface and Mineral Estate
(Flaming Gorge National Recreation Area)**

<i>Location</i>	<i>Acres</i>
Township 17 North, Range 106 West, 6 th PM	
Section 17: W ¹ / ₂ W ¹ / ₂ NE ¹ / ₄ ; NW ¹ / ₄ ; N ¹ / ₂ SW ¹ / ₄ ; N ¹ / ₂ NW ¹ / ₄ NW ¹ / ₄ SE ¹ / ₄	285.00
Section 31: NE ¹ / ₄ NW ¹ / ₄ , Lot 7, N ¹ / ₂ Lot8	99.76
Township 16 North, Range 107 West, 6 th PM	
Section 3: W ¹ / ₂ W ¹ / ₂ ; W ¹ / ₂ E ¹ / ₂ W ¹ / ₂	195.24
Section 15: N ¹ / ₂ NE ¹ / ₄	80.00
Section 29: S ¹ / ₂	320.00
Section 33: N ¹ / ₂ NW ¹ / ₄	80.00
Township 17 North, Range 107 West, 6 th PM	
Section 1: All south of the centerline of the Green River	527.29*
Section 35: NW ¹ / ₄ NE ¹ / ₄ ; N ¹ / ₂ NW ¹ / ₄ ; SW ¹ / ₄ NW ¹ / ₄ ; W ¹ / ₂ SW ¹ / ₄ ...	240.00
Township 15 North, Range 108 West, 6 th PM	
Section 3: S ¹ / ₂ SW ¹ / ₄ ; SW ¹ / ₄ SE ¹ / ₄	120.00
Section 15: All	640.00
Section 21: W ¹ / ₂ E ¹ / ₂ E ¹ / ₂ ; W ¹ / ₂ E ¹ / ₂ W ¹ / ₂	560.00
Section 29: N ¹ / ₂ N ¹ / ₂	160.00
Township 16 North, Range 108 West, 6 th PM	
Section 17: SW ¹ / ₄ NW ¹ / ₄ ; W ¹ / ₂ SW ¹ / ₄ ; SE ¹ / ₄ SW ¹ / ₄	160.00
Section 33: S ¹ / ₂ NE ¹ / ₄ ; N ¹ / ₂ SE ¹ / ₄	160.00
Section 35: E ¹ / ₂ ; E ¹ / ₂ E ¹ / ₂ NW ¹ / ₄ ; E ¹ / ₂ NE ¹ / ₄ SW ¹ / ₄ ; NE ¹ / ₄ SE ¹ / ₄ SW ¹ / ₄	390.00
Total	4,017.59

*Immediately adjacent to the Flaming Gorge National Recreation Area.

**Mineral Estate Only
(Flaming Gorge National Recreation Area)**

<i>Location</i>	<i>Acres</i>
Township 17 North, Range 106 West, 6 th PM	
Section 5: S ¹ / ₂	320.00
Section 7: NE ¹ / ₄ NE ¹ / ₄ (Lot 5), N ¹ / ₂ NW ¹ / ₄ NE ¹ / ₄	60.00
Section 9: W ¹ / ₂	320.00
Section 17: All but W ¹ / ₂ W ¹ / ₂ NE ¹ / ₄ ; NW ¹ / ₄ ; N ¹ / ₂ SW ¹ / ₄ ; N ¹ / ₂ NW ¹ / ₄ NW ¹ / ₄ SE ¹ / ₄	355.00
Section 19: All	634.46
Section 21: W ¹ / ₂ NW ¹ / ₄	80.00
Section 29: W ¹ / ₂	320.00
Section 31: E ¹ / ₂ ;SW ¹ / ₄ ; S ¹ / ₂ SW ¹ / ₄ NW ¹ / ₄ (S ¹ / ₂ Lot 8)	537.54
Township 18 North, Range 106 West, 6 th PM	
Section 31: All SW ¹ / ₄ south of north bank of Green River	40.63
Township 15 North, Range 107 West, 6 th PM	
Section 5: All	636.40
Section 7: All	625.00
Section 9: W ¹ / ₂	320.00
Section 19: N ¹ / ₂	312.78
Township 16 North, Range 107 West, 6 th PM	
Section 1: All	537.88
Section 3: E ¹ / ₂ ; E ¹ / ₂ E ¹ / ₂ W ¹ / ₂	325.38
Section 11: All	640.00
Section 13: All	640.00

(Flaming Gorge National Recreation Area)—Continued

<i>Location</i>	<i>Acres</i>
Section 23: All	640.00
Section 27: All	640.00
Section 31: All	623.27
Section 33: NE ¹ / ₄ ; S ¹ / ₂ NW ¹ / ₄ ; S ¹ / ₂	560.00
Township 17 North, Range 107 West, 6 th PM	
Section 1: Part N ¹ / ₂ north of centerline of Green River	84.53
Section 35: All but NW ¹ / ₄ NE ¹ / ₄ ; N ¹ / ₂ NW ¹ / ₄ ; SW ¹ / ₄ NW ¹ / ₄ ; W ¹ / ₂ SW ¹ / ₄	400.00
Township 15 North, Range 108 West, 6 th PM	
Section 1: All	638.71
Section 3: All but S ¹ / ₂ SW ¹ / ₄ ; SW ¹ / ₄ SE ¹ / ₄	521.84
Section 11: All	640.00
Section 13: All	640.00
Section 21: E ¹ / ₂ E ¹ / ₂ E ¹ / ₂	80.00
Section 23: All but Lot 37	620.00
Section 25: All	640.00
Section 27: All but S ¹ / ₂ SW ¹ / ₄	560.00
Section 35: N ¹ / ₂ N ¹ / ₂	160.00
Township 16 North, Range 108 West, 6 th PM	
Section 7: All	632.32
Section 15: S ¹ / ₂ SW ¹ / ₄ ; W ¹ / ₂ SW ¹ / ₄ SE ¹ / ₄	100.00
Section 17: All but SW ¹ / ₄ NW ¹ / ₄ ; W ¹ / ₂ SW ¹ / ₄ ; SE ¹ / ₄ SW ¹ / ₄	480.00
Section 21: All	640.00
Section 23: S ¹ / ₂ SW ¹ / ₄ SW ¹ / ₄ ; SW ¹ / ₄ SE ¹ / ₄ SW ¹ / ₄ ; W ¹ / ₂ SE ¹ / ₄ SE ¹ / ₄ SW ¹ / ₄	35.00
Section 27: All	640.00
Section 33: N ¹ / ₂ NE ¹ / ₄ ; S ¹ / ₂ SE ¹ / ₄	160.00
Section 35: W ¹ / ₂ W ¹ / ₂ ; W ¹ / ₂ E ¹ / ₂ W ¹ / ₂ ; SE ¹ / ₄ SE ¹ / ₄ SW ¹ / ₄	250.00
Township 16 North, Range 109 West, 6 th PM	
Section 13: N ¹ / ₂ N ¹ / ₂ NE ¹ / ₄ ; N ¹ / ₂ S ¹ / ₂ N ¹ / ₂ NE ¹ / ₄	60.00
Total	17,150.74

**Surface and Mineral Estate
White Mountain Urban Reserve Study Area**

<i>Location</i>	<i>Acres</i>
Township 19 North, Range 105 West, 6 th PM	
Section 5: W ¹ / ₂ NW ¹ / ₄ ; W ¹ / ₂ SW ¹ / ₄ ; NE ¹ / ₄ NW ¹ / ₄ ; SE ¹ / ₄ SW ¹ / ₄	239.78
Section 7: All	624.19
Section 17: All	636.74
Section 19: All	628.16
Section 29: All except NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ ; NW ¹ / ₄ NE ¹ / ₄ SW ¹ / ₄ ; SE ¹ / ₄ SW ¹ / ₄ NW ¹ / ₄ and SW ¹ / ₄ SE ¹ / ₄ NW ¹ / ₄	600.00
Section 31: All	628.72
Township 20 North, Range 105 West, 6 th PM	
Section 5: All	396.16
Section 7: All	620.45
Section 9: All	640.00
Section 17: All	640.00
Section 19: All except SE ¹ / ₄ SE ¹ / ₄	584.32
Section 31: All	626.16
Township 18 North, Range 106 West, 6 th PM	
Section 1: All	639.92

White Mountain Urban Reserve Study Area—Continued

<i>Location</i>	<i>Acres</i>
Township 21 North, Range 105 West, 6 th PM	
Section 35: All	640.00
Total	8,144.60

Mineral Estate Only
White Mountain Urban Reserve Area

<i>Location</i>	<i>Acres</i>
Township 19 North, Range 105 West, 6 th PM	
Section 5: SE ¹ / ₄ NW ¹ / ₄ ; NE ¹ / ₄ SW ¹ / ₄	80.00
Section 29: NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ ; NW ¹ / ₄ NE ¹ / ₄ SW ¹ / ₄ ; SE ¹ / ₄ SW ¹ / ₄ NW ¹ / ₄ ; SW ¹ / ₄ SE ¹ / ₄ NW ¹ / ₄	40.00
Township 20 North, Range 105 West, 6 th PM	
Section 19: SE ¹ / ₄ SE ¹ / ₄	40.00
Total	160.00

- 1 (d) The lands and interests in lands to be conveyed
2 by the United States to the State of Wyoming are more
3 particularly described as follows:

Selected Federal Surface and Minerals

<i>Location</i>	<i>Acres</i>
Township 16 North, Range 108 West, 6 th PM	640.00
Section 32: All	
Total	640.00

- 4 (e) The lands and interests in lands to be conveyed
5 by the United States to Union Pacific Resources Company
6 are more particularly described as follows:

Selected Federal Surface and Mineral Estate

<i>Location</i>	<i>Acres</i>
Township 15 North, Range 109 West, 6 th PM	
Section 4: All	641.12
Section 8: All	640.00
Section 18: All	619.68
Township 17 North, Range 108 West, 6 th PM	
Section 6: All	633.82
Section 8: All	640.00
Section 18: All	636.56
Section 20: All	640.00
Section 28: All	640.00
Section 30: All	638.80
Section 34: All	640.00

Selected Federal Surface and Mineral Estate—Continued

<i>Location</i>	<i>Acres</i>
Township 16 North, Range 109 West, 6 th PM	
Section 32: All	640.00
Township 17 North, Range 109 West, 6 th PM	
Section 12: Lots 1, 4 thru 6, 8 thru 10, SW ¹ / ₄ ; SW ¹ / ₄ SE ¹ / ₄	401.63
Total	7,411.61

Selected USFS Mineral Estate Only

<i>Location</i>	<i>Acres</i>
Township 17 North, Range 108 West, 6 th PM	
Section 32: All	640.00
Township 16 North, Range 108 West, 6 th PM	
Section 6: All	525.96
Total	1,165.96

1 **SEC. 4. PROCESSING OF AND TERMS AND CONDITIONS RE-**
2 **LATING TO LAND EXCHANGE.**

3 (a) SURVEYS.—Notwithstanding any other provision
4 of law, the Secretary of the Interior may conduct and ap-
5 prove all cadastral surveys that are necessary for comple-
6 tion of the exchange.

7 (b) EQUAL VALUE EXCHANGE.—The values of the
8 property conveyed by the State of Wyoming to the United
9 States and the property conveyed by the United States
10 to the State of Wyoming are deemed to be of equal value.
11 The values of the property conveyed by Union Pacific Re-
12 sources Company to the United States and the value of
13 the property conveyed by the United States to Union Pa-
14 cific Resources Company are deemed to be of equal value.

15 (c) ADMINISTRATION.—The Secretary of the Interior,
16 acting through the Bureau of Land Management and the
17 Bureau of Reclamation, and the Secretary of Agriculture,

1 acting through the United States Forest Service, are di-
2 rected to implement and administer the rights and obliga-
3 tions of the United States under this Act.

4 (d) HAZARDOUS WASTE.—Notwithstanding the
5 transfers to the United States of the lands and interests
6 in lands described in subsections 3(b) and 3(c), the State
7 of Wyoming and Union Pacific Resources Company, re-
8 spectively, shall continue to be responsible, to the extent
9 they are responsible on the date of transfer of title, for
10 all environmental remediation, waste management and en-
11 vironmental compliance activities arising from ownership
12 and control of lands and interests in lands pursuant to
13 applicable federal and state laws with respect to conditions
14 existing on the lands at the time of transfer. Notwith-
15 standing the transfers to the State of Wyoming and Union
16 Pacific Resources Company of the lands and interests in
17 lands described in subsections 3(d) and 3(e), the United
18 States shall continue to be responsible, to the extent it
19 is responsible on the date of transfer of title, for all envi-
20 ronmental remediation, waste management and environ-
21 mental compliance activities arising from the ownership
22 and control of lands and interests therein pursuant to ap-
23 plicable federal and state laws with respect to conditions
24 existing on the lands at the time of the transfer.

1 (e) TITLE STANDARDS.—Title to the State of Wyo-
2 ming and Union Pacific Resources Company properties to
3 be conveyed to the United States shall be acceptable to
4 the Secretary of the Interior consistent with the Title Re-
5 view Standards of the Attorney General of the United
6 States.

7 **SEC. 5. GENERAL PROVISIONS.**

8 (a) MANAGEMENT OF PROPERTY ACQUIRED BY THE
9 UNITED STATES.—Upon acquisition of the properties of
10 the State of Wyoming and Union Pacific Resources Com-
11 pany by the United States pursuant to this Act, the prop-
12 erties located within the exterior boundaries of the Flam-
13 ing Gorge National Recreation Area shall be managed in
14 accordance with the provisions of the Act creating the
15 Flaming Gorge National Recreation Area as established
16 by Act of Congress on October 1, 1968. The lands ac-
17 quired within the White Mountain Urban Reserve Study
18 Area shall be managed in accordance with the resource
19 management plans adopted with respect to the area from
20 time to time by the Bureau of Land Management.

21 (b) WATER RIGHTS.—All water rights, if any, held
22 by the transferor that are appurtenant to the lands ex-
23 changed pursuant to this Act shall be conveyed with the
24 land. Nothing contained in this Act shall impair valid ex-
25 isting water rights owned by private parties nor shall the

1 terms of this Act expand or diminish federal or state juris-
2 diction, responsibilities, interests, or rights in water re-
3 source adjudication allocation, development or control.

4 (c) GRAZING PERMITS.—On all lands acquired by the
5 United States under this Act the Secretary of the Interior
6 and the Secretary of Agriculture shall honor, for the re-
7 mainder of the applicable term, all leases, permits and
8 contracts for the grazing of domestic livestock and the re-
9 lated terms and conditions of surface user agreements, if
10 any, currently in existence with respect to such lands. On
11 all lands acquired by the State of Wyoming and Union
12 Pacific Resources Company under this Act, the State of
13 Wyoming and Union Pacific Resources Company shall re-
14 spectively honor, for the remainder of the applicable term,
15 all leases, permits and contracts for the grazing of domes-
16 tic livestock and the related terms and conditions of sur-
17 face user agreements, if any, currently in existence with
18 respect to such lands. Title to, or any interest in, any
19 range improvement held by the owner of the lands prior
20 to the exchange authorized by this Act shall be transferred
21 with such lands. Nothing in this Act shall operate to divest
22 title to, or any interest in, any range improvement held
23 by any other person on such lands. Nothing contained in
24 this Act shall prevent the State of Wyoming or Union Pa-
25 cific Resources from canceling any grazing permit in ac-

1 cordance with its terms when the underlying land is sold
2 or leased for non-grazing purposes by the owner.

3 (d) OIL AND GAS LEASES.—On all lands acquired by
4 the State of Wyoming and Union Pacific Resources Com-
5 pany under this Act which are subject to oil and gas leases
6 issued by the United States prior to the date of enactment
7 of this Act, the State of Wyoming and Union Pacific Re-
8 sources Company shall respectively honor, for the remain-
9 der of the applicable term, such oil and gas leases. All
10 rentals and royalties payable thereunder shall remain pay-
11 able to the United States until the termination of such
12 leases in accordance with their terms and the United
13 States shall retain responsibility for the administration of
14 the rentals and royalties payable under such leases until
15 terminated.

16 (e) EASEMENTS.—Upon consummation of the ex-
17 change as herein provided, Union Pacific Resources Com-
18 pany shall grant road easements along center lines and
19 for widths as currently being used by the public for pur-
20 poses of access to the Flaming Gorge National Recreation
21 Area encumbering lands which it owns which are not the
22 subject of this Act. In the event Union Pacific Resources
23 Company should subsequently sell to a third party any of
24 the surface of the lands being acquired by it pursuant to
25 this Act, then prior to selling such surface lands Union

1 Pacific Resources Company will encumber the surface
2 lands with such easements as may be necessary to ensure
3 continued public access on and across the lands to be sold.

4 (f) VALID EXISTING RIGHTS.—The conveyances
5 among the State of Wyoming, Union Pacific Resources
6 Company and the United States under this Act shall be
7 subject to valid existing encumbrances affecting the lands
8 as of the date of enactment of this Act.

9 (g) COSTS.—The United States, Union Pacific Re-
10 sources Company and the State of Wyoming shall each
11 bear its own respective costs incurred in the implementa-
12 tion of this Act.

13 **SEC. 6. SCHEDULE FOR CONVEYANCES.**

14 All conveyances under section 2 of this Act shall be
15 completed within sixty (60) days after the enactment of
16 this Act.

○