

Union Calendar No. 420

107TH CONGRESS
2^D SESSION

H. R. 5032

[Report No. 107-678]

To authorize the Secretary of Agriculture to convey certain National Forest System lands in the Mendocino National Forest, California, to authorize the use of the proceeds from such conveyances for National Forest purposes, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 27, 2002

Mr. THOMPSON of California introduced the following bill; which was referred to the Committee on Resources

SEPTEMBER 24, 2002

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italie*]

[For text of introduced bill, see copy of bill as introduced on June 27, 2002]

A BILL

To authorize the Secretary of Agriculture to convey certain National Forest System lands in the Mendocino National Forest, California, to authorize the use of the proceeds from such conveyances for National Forest purposes, 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. LAND CONVEYANCE, FARAWAY RANCH,**
 4 **MENDOCINO NATIONAL FOREST, CALI-**
 5 **FORNIA.**

6 (a) *CONVEYANCE REQUIRED.*—Subject to subsection
 7 (b), the Secretary of Agriculture shall convey to the owner
 8 of the property known as the Faraway Ranch in Lake
 9 County, California (in this section referred to as the “re-
 10 cipient”), by quitclaim deed, all right, title, and interest
 11 of the United States in and to the following National Forest
 12 System lands in Mendocino National Forest in Lake Coun-
 13 ty, California:

14 (1) “Faraway Ranch, Tract 39” (approximately
 15 15.8 acres) consisting of a portion of lot 6 of section
 16 4, township 18 north, range 10 west, Mount Diablo
 17 base and meridian, as generally depicted on the map
 18 entitled “Faraway Ranch, Tracts 39 and 40” and
 19 dated June 30, 2002.

20 (2) “Faraway Ranch, Tract 40” (approximately
 21 105.1 acres) consisting of a portion of the $N^{1/2}SW^{1/4}$
 22 and lot 7 of section 4, and a portion of lots 15 and
 23 16 of section 5, township 18 north, range 10 west,
 24 Mount Diablo base and meridian, as generally de-

1 *picted on the map entitled “Faraway Ranch, Tracts*
2 *39 and 40” and dated June 30, 2002.*

3 (b) *TIME FOR CONVEYANCE.*—*The Secretary shall*
4 *make the conveyance under subsection (a) not later than*
5 *120 days after the date on which the recipient deposits suffi-*
6 *cient funds with the Bureau of Land Management, Cali-*
7 *ornia State Office, Branch of Geographic Services, to cover*
8 *survey work costs and with the Forest Service, Mendocino*
9 *National Forest, to cover Forest Service direct transaction*
10 *costs described in subsection (e).*

11 (c) *CORRECTIONS.*—*With the agreement of the recipi-*
12 *ent, the Secretary may make minor corrections to the legal*
13 *descriptions and map of the lands to be conveyed pursuant*
14 *to this Act.*

15 (d) *CONSIDERATION.*—*As consideration for the convey-*
16 *ance under subsection (a), the recipient shall pay to the*
17 *Secretary an amount equal to the fair market value of the*
18 *National Forest System lands conveyed under such sub-*
19 *section. The fair market value of such lands shall be deter-*
20 *mined by an appraisal that is acceptable to the Secretary*
21 *and conforms with the Federal appraisal standards, as de-*
22 *finied in the Uniform Appraisal Standards for Federal*
23 *Land Acquisitions developed by the Interagency Land Ac-*
24 *quisition Conference.*

1 (e) *PAYMENT OF COSTS.*—All direct transaction costs
2 associated with the conveyance under section (a), including
3 the costs of appraisal, title, and survey work, shall be paid
4 by the recipient.

5 (f) *USE OF PROCEEDS.*—

6 (1) *DEPOSIT.*—The Secretary shall deposit the
7 amounts received by the Secretary as consideration
8 under subsection (d) in the fund established by Public
9 Law 90–171 (commonly known as the Sisk Act; 16
10 U.S.C. 484a).

11 (2) *USE.*—Funds deposited under paragraph (1)
12 shall be available to the Secretary until expended,
13 without further appropriation—

14 (A) for the acquisition of land and interests
15 in land for National Forest System purposes in
16 the State of California; and

17 (B) for reimbursement of costs incurred by
18 the Forest Service in making the conveyance
19 under subsection (a).

20 (3) *STATUS OF ACQUIRED LAND.*—Notwith-
21 standing Public Law 85–862 (16 U.S.C. 521a), any
22 lands acquired under paragraph (2)(A) shall be man-
23 aged as lands acquired under the March 1, 1911
24 (commonly known as the Weeks Act; 16 U.S.C. 480,
25 500, 515 et seq.), regardless of whether any of the

1 *lands conveyed under subsection (a) were reserved*
2 *from the public domain.*

3 *(g) WITHDRAWAL.—Subject to valid existing rights,*
4 *the lands to be conveyed under subsection (a) are hereby*
5 *withdrawn from all forms of location, entry, and patent*
6 *under the public land laws and the mining and mineral*
7 *leasing laws of the United States.*

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