

108TH CONGRESS
1ST SESSION

H. R. 1399

To revise the boundary of the Black Canyon of the Gunnison National Park and Gunnison Gorge National Conservation Area in the State of Colorado, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 20, 2003

Mr. McINNIS introduced the following bill; which was referred to the Committee on Resources

A BILL

To revise the boundary of the Black Canyon of the Gunnison National Park and Gunnison Gorge National Conservation Area in the State of Colorado, 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. SHORT TITLE.**

4 This Act may be cited as the “Black Canyon of the
5 Gunnison National Park and Gunnison Gorge National
6 Conservation Area Boundary Revision Act of 2003”.

1 **SEC. 2. BLACK CANYON OF THE GUNNISON NATIONAL**
2 **PARK BOUNDARY REVISION.**

3 (a) ESTABLISHMENT.—Section 4(a) of the Black
4 Canyon of the Gunnison National Park and Gunnison
5 Gorge National Conservation Area Act of 1999 (16 U.S.C.
6 410fff–2(a)) is amended—

7 (1) by striking “There is hereby established”
8 and inserting the following:

9 “(1) IN GENERAL.—There is established”; and

10 (2) by adding at the end the following:

11 “(2) BOUNDARY REVISION.—The boundary of
12 the Park is revised to include the addition of not
13 more than 2,725 acres, as depicted on the map enti-
14 tled ‘Black Canyon of the Gunnison National Park
15 and Gunnison Gorge NCA Boundary Modifications’
16 and dated January 21, 2003.”.

17 (b) ADMINISTRATION.—Section 4(b) of the Black
18 Canyon of the Gunnison National Park and Gunnison
19 Gorge National Conservation Area Act of 1999 (16 U.S.C.
20 410fff–2(b)) is amended—

21 (1) by striking “Upon” and inserting the fol-
22 lowing:

23 “(1) LAND TRANSFER.—

24 “(A) IN GENERAL.—On”; and

25 (2) by striking “The Secretary shall” and in-
26 serting the following:

1 “(B) **ADDITIONAL LAND.**—On the date of
2 enactment of the Black Canyon of the Gunnison
3 National Park and Gunnison Gorge National
4 Conservation Area Boundary Revision
5 Act of 2003, the Secretary shall transfer the
6 land under the jurisdiction of the Bureau of
7 Land Management identified as ‘Tract C’ on
8 the map described in subsection (a)(2) to the
9 administrative jurisdiction of the National Park
10 Service for inclusion in the Park.

11 “(2) **AUTHORITY.**—The Secretary shall.”.

12 **SEC. 3. GRAZING PRIVILEGES AT BLACK CANYON OF THE**
13 **GUNNISON NATIONAL PARK.**

14 Section 4(e) of the Black Canyon of the Gunnison
15 National Park and Gunnison Gorge National Conservation
16 Area Act of 1999 (16 U.S.C. 410fff–2(e)) is amended—

17 (1) in paragraph (1)—

18 (A) by redesignating subparagraphs (B)
19 and (C) as subparagraphs (C) and (D), respec-
20 tively; and

21 (B) by inserting after subparagraph (A)
22 the following:

23 “(B) **TRANSFER.**—If land authorized for
24 grazing under subparagraph (A) is exchanged
25 for private land under this Act, the Secretary

1 shall transfer any grazing privileges to the pri-
2 vate land acquired in the exchange in accord-
3 ance with this section.”; and

4 (2) in paragraph (3)—

5 (A) in subparagraph (A), by striking
6 “and” at the end;

7 (B) by redesignating subparagraph (B) as
8 subparagraph (D);

9 (C) by inserting after subparagraph (A)
10 the following:

11 “(B) with respect to the permit or lease
12 issued to LeValley Ranch Ltd., a partnership,
13 for the lifetime of the 2 limited partners as of
14 October 21, 1999;

15 “(C) with respect to the permit or lease
16 issued to Sanburg Herefords, L.L.P., a partner-
17 ship, for the lifetime of the 2 general partners
18 as of October 21, 1999; and”;

19 (D) in subparagraph (D) (as redesignated
20 by subparagraph (B))—

21 (i) by striking “partnership, corpora-
22 tion, or” in each place it appears and in-
23 serting “corporation or”; and

1 (ii) by striking “subparagraph (A)”
2 and inserting “subparagraphs (A), (B), or
3 (C)”.

4 **SEC. 4. ACQUISITION OF LAND.**

5 (a) **AUTHORITY TO ACQUIRE LAND.**—Section 5(a)(1)
6 of the Black Canyon of the Gunnison National Park and
7 Gunnison Gorge National Conservation Area Act of 1999
8 (16 U.S.C. 410fff–3(a)(1)) is amended by inserting “or
9 the map described in section 4(a)(2)” after “the Map”.

10 (b) **METHOD OF ACQUISITION.**—

11 (1) **IN GENERAL.**—Land or interest in land ac-
12 quired under the amendments made by this Act shall
13 be made in accordance with section 5(a)(2)(A) of the
14 Black Canyon of the Gunnison National Park and
15 Gunnison Gorge National Conservation Area Act of
16 1999 (16 U.S.C. 410fff–3(a)(2)(A)).

17 (2) **CONSENT.**—No land or interest in land may
18 be acquired without the consent of the landowner.

19 **SEC. 5. GUNNISON GORGE NATIONAL CONSERVATION AREA**
20 **BOUNDARY REVISION.**

21 Section 7(a) of the Black Canyon of the Gunnison
22 National Park and Gunnison Gorge National Conservation
23 Area Act of 1999 (16 U.S.C. 410fff–5(a)) is amended—

24 (1) by striking “(a) **IN GENERAL.**—There is es-
25 tablished” and inserting the following:

1 “(a) ESTABLISHMENT.—

2 “(1) IN GENERAL.—There is established”; and

3 (2) by adding at the end the following:

4 “(2) BOUNDARY REVISION.—The boundary of
5 the Conservation Area is revised to include the addi-
6 tion of not more than 7,100 acres, as depicted on
7 the map entitled ‘Black Canyon of the Gunnison Na-
8 tional Park and Gunnison Gorge NCA Boundary
9 Modifications’ and dated January 21, 2003.”.

10 **SEC. 6. ACCESS TO WATER DELIVERY FACILITIES.**

11 The Commissioner of Reclamation shall retain ad-
12 ministrative jurisdiction over, and access to, land, facili-
13 ties, and roads of the Bureau of Reclamation in the East
14 Portal area and the Crystal Dam area, as depicted on the
15 map identified in section 4(a)(2) of the Black Canyon of
16 the Gunnison National Park and Gunnison Gorge Na-
17 tional Conservation Area Act of 1999 (as added by section
18 2(a)(2)) for the maintenance, repair, construction, re-
19 placement, and operation of any facilities relating to the
20 delivery of water under the jurisdiction of the Bureau to
21 users of the water (as of the date of enactment of this
22 Act).

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