

Calendar No. 517

108TH CONGRESS
2^D SESSION

H. R. 3505

IN THE SENATE OF THE UNITED STATES

MAY 18, 2004

Received; read twice and placed on the calendar

AN ACT

To amend the Bend Pine Nursery Land Conveyance Act to specify the recipients and consideration for conveyance of the Bend Pine Nursery, 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,*

1 **SECTION 1. MODIFICATION OF BEND PINE NURSERY LAND**

2 **CONVEYANCE.**

3 (a) DESIGNATION OF RECIPIENTS AND CONSIDER-
4 ATION.—Section 3 of the Bend Pine Nursery Land Con-
5 veyance Act (Public Law 106–526; 114 Stat. 2512) is
6 amended—

7 (1) in subsection (a), by striking paragraph (1)
8 and redesignating paragraphs (2) through (7) as
9 paragraphs (1) through (6), respectively;

10 (2) in subsection (e)—

11 (A) by striking “this section” both places
12 it appears and inserting “subsection (a)”;

13 (B) in paragraph (1), by striking “Subject
14 to paragraph (3), the” and inserting “The”;
15 and

16 (C) by striking paragraph (3); and

17 (3) by adding at the end the following new sub-
18 sections:

19 “(g) CONVEYANCE OF BEND PINE NURSERY.—

20 “(1) CONVEYANCE TO PARK AND RECREATION
21 DISTRICT.—Upon receipt of consideration in the
22 amount of \$3,505,676 from the Bend Metro Park
23 and Recreation District in Deschutes County, Or-
24 egon, the Secretary shall convey to the Bend Metro
25 Park and Recreation District all right, title, and in-
26 terest of the United States in and to a parcel of real

1 property consisting of approximately 185 acres and
2 containing the Bend Pine Nursery, as depicted on
3 the site plan map entitled ‘Bend Pine Nursery Ad-
4 ministrative Site, May 13, 2004’.

5 “(2) USE OF CONVEYED PROPERTY.— Subject
6 to subsection (h), the real property conveyed to the
7 Bend Metro Park and Recreation District under
8 paragraph (1) shall be used only for recreation pur-
9 poses and may be developed for those purposes. If
10 the Secretary determines that the real property sub-
11 ject to this condition is converted, in whole or in
12 part, to non-recreational use, the Secretary shall re-
13 quire the Bend Metro Park and Recreation District
14 to pay to the United States an amount equal to the
15 fair market value of the property at the time of con-
16 version, less the consideration paid under this para-
17 graph.

18 “(h) RECONVEYANCE OF PORTION OF BEND PINE
19 NURSERY.—

20 “(1) CONVEYANCE TO SCHOOL DISTRICT.—As
21 soon as practicable after the receipt by the Bend
22 Metro Park and Recreation District of the real prop-
23 erty described in subsection (g)(1), the Bend Metro
24 Park and Recreation District shall convey to the Ad-
25 ministrative School District No. 1, Deschutes Coun-

1 ty, Oregon, without consideration, a parcel of real
2 property located in the northwest corner of the real
3 property described in such subsection and consisting
4 of approximately 15 acres.

5 “(2) USE OF CONVEYED PROPERTY.—The deed
6 of conveyance under paragraph (1) shall contain a
7 covenant requiring that the real property conveyed
8 to the School District be used only for educational
9 purposes.”.

10 (b) CONFORMING AMENDMENT.—Section 4(a) of
11 such Act is amended by striking “section 3(a)” and insert-
12 ing “section 3”.

Passed the House of Representatives May 17, 2004.

Attest:

JEFF TRANDAHL,

Clerk.

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