

109<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 630

To authorize the Secretary of the Interior to convey certain Federal lands to the City of Yuma, Arizona, in exchange for certain lands owned by the City of Yuma, Arizona, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 8, 2005

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

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## A BILL

To authorize the Secretary of the Interior to convey certain Federal lands to the City of Yuma, Arizona, in exchange for certain lands owned by the City of Yuma, Arizona, 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. AUTHORITY TO CONVEY.**

4       The Secretary of the Interior (in this Act referred  
5 to as the “Secretary”) may, within 2 years after the date  
6 of enactment of this Act, execute an agreement with the  
7 City of Yuma, Arizona (in this Act referred to as the City),  
8 and pursuant to its terms, convey to the City all right,

1 title, and interest of the United States in and to the Fed-  
2 eral lands described in section 2(a), subject to the fol-  
3 lowing conditions:

4 (1) The City shall convey by warranty deed to  
5 the United States the lands owned by the City de-  
6 scribed in section 2(b).

7 (2) The City and the Yuma County Water  
8 Users Association shall execute and fulfill all the  
9 terms of a separately negotiated Letter of Agree-  
10 ment between the Yuma County Water Users Asso-  
11 ciation and the City regarding relocation of the  
12 Yuma County Water Users Association facility from  
13 the lands described in section 2(a)(2).

14 (3) The fulfillment of any other terms or condi-  
15 tions established pursuant to section 8.

16 **SEC. 2. LANDS DESCRIBED.**

17 (a) FEDERAL LANDS.—The Federal lands referred to  
18 in section 1 are administered by the Bureau of Reclama-  
19 tion and described as follows:

20 (1) The lands depicted on the map entitled  
21 “city of yuma proposed property ownership” dated  
22 august 9, 2004, and generally known as—

23 (A) parcels 2 and 3 of Tract 1;

24 (B) a portion of parcel 110–73–019; and

25 (C) the old ADOT Weigh Station.

1           (2) In accordance with the letter of agreement  
2 referred to in section 1(2), the lands depicted on the  
3 map entitled “city of yuma proposed property own-  
4 ership” dated august 9, 2004, and generally known  
5 as—

6                   (A) portions of Blocks 52, 53, 54, and 55;

7                   (B) the future drying bed location; and

8                   (C) the future Arizona Welcome Center.

9           (b) LANDS OWNED BY THE CITY.—The lands owned  
10 by the City referred to in section 1(1) are the lands de-  
11 picted on the map entitled “City of Yuma Proposed Prop-  
12 erty Ownership” dated August 9, 2004, and generally  
13 known as the Railroad Parcels.

14 **SEC. 3. NO CONSIDERATION.**

15           The Secretary shall not require payment of, nor pay  
16 any consideration for, the value of the lands conveyed to  
17 the City by the United States or the lands conveyed to  
18 the United States by the City, respectively, pursuant to  
19 section 1.

20 **SEC. 4. ADMINISTRATIVE COSTS.**

21           As a condition of any conveyance of lands under this  
22 Act, the Secretary shall require that the full cost (as de-  
23 fined by and determined consistent with Office of Manage-  
24 ment and Budget Circular No. A-25) for all administra-

1 tive tasks associated with the conveyances under this Act  
2 shall be paid by the City to the United States.

3 **SEC. 5. COMPLIANCE WITH ENVIRONMENTAL LAWS.**

4 (a) IN GENERAL.—Before conveying land and facili-  
5 ties pursuant to section 1, the Secretary shall comply with  
6 all applicable requirements under—

7 (1) the National Environmental Policy Act of  
8 1969 (42 U.S.C. 4321 et seq.);

9 (2) the Endangered Species Act of 1973 (16  
10 U.S.C. 1531 et seq.); and

11 (3) any other law applicable to the land and fa-  
12 cilities.

13 (b) EFFECT.—Nothing in this Act modifies or alters  
14 any obligations under—

15 (1) the National Environmental Policy Act of  
16 1969 (42 U.S.C. 4321 et seq.); or

17 (2) the Endangered Species Act of 1973 (16  
18 U.S.C. 1531 et seq.).

19 **SEC. 6. RELEASE FROM LIABILITY.**

20 Effective on the date of conveyance to the City of any  
21 parcel under this Act, the United States shall not be liable  
22 for damages arising out of any act, omission, or occur-  
23 rence relating to the land and facilities, but shall continue  
24 to be liable for damages caused by acts of negligence com-  
25 mitted by the United States or by any employee or agent

1 of the United States before the date of conveyance, con-  
2 sistent with chapter 171 of title 28, United States Code.

3 **SEC. 7. ACCEPTABLE TITLE.**

4 Title to the non-Federal land shall conform with the  
5 regulations and title approval standards of the Attorney  
6 General applicable to Federal land acquisitions and shall  
7 be acceptable to the Secretary before title is transferred  
8 to the United States.

9 **SEC. 8. ADDITIONAL TERMS AND CONDITIONS.**

10 The Secretary may require such additional terms and  
11 conditions in connection with any conveyance under this  
12 Act as the Secretary considers appropriate to protect the  
13 interests of the United States.

14 **SEC. 9. ADMINISTRATION OF ACQUIRED LANDS.**

15 Lands acquired by the United States under this Act  
16 shall be administered by the Secretary through the Bureau  
17 of Reclamation.

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