

109TH CONGRESS  
1ST SESSION

# S. 253

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IN THE HOUSE OF REPRESENTATIVES

JULY 27, 2005

Referred to the Committee on Resources

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## AN ACT

To direct the Secretary of the Interior to convey certain land to the Edward H. McDaniel American Legion Post No. 22 in Pahrump, Nevada, for the construction of a post building and memorial park for use by the American Legion, other veterans' groups, and the local community.

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 “Edward H. McDaniel  
5       American Legion Post No. 22 Land Conveyance Act”.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) POST NO. 22.—The term “Post No. 22”  
4 means the Edward H. McDaniel American Legion  
5 Post No. 22 in Pahrump, Nevada.

6 (2) SECRETARY.—The term “Secretary” means  
7 the Secretary of the Interior, acting through the Di-  
8 rector of the Bureau of Land Management.

9 **SEC. 3. CONVEYANCE OF LAND TO EDWARD H. MCDANIEL**  
10 **AMERICAN LEGION POST NO. 22.**

11 (a) CONVEYANCE ON CONDITION SUBSEQUENT.—  
12 Not later than 180 days after the date of enactment of  
13 this Act, subject to valid existing rights and the condition  
14 stated in subsection (c) and in accordance with the Act  
15 of June 14, 1926 (commonly known as the “Recreation  
16 and Public Purposes Act”) (43 U.S.C. 869 et seq.), the  
17 Secretary shall convey to Post No. 22, for no consider-  
18 ation, all right, title, and interest of the United States in  
19 and to the parcel of land described in subsection (b).

20 (b) DESCRIPTION OF LAND.—The parcel of land re-  
21 ferred to in subsection (a) is the parcel of Bureau of Land  
22 Management land that—

23 (1) is bounded by Route 160, Bride Street, and  
24 Dandelion Road in Nye County, Nevada;

25 (2) consists of approximately 4.5 acres of land;  
26 and

1           (3) is more particularly described as a portion  
2           of the S  $\frac{1}{4}$  of section 29, T. 20 S., R. 54 E., Mount  
3           Diablo and Base Meridian.

4           (c) CONDITION ON USE OF LAND.—

5           (1) IN GENERAL.—Post No. 22 and any succes-  
6           sors of Post No. 22 shall use the parcel of land de-  
7           scribed in subsection (b) for the construction and  
8           operation of a post building and memorial park for  
9           use by Post No. 22, other veterans groups, and the  
10          local community for events and activities.

11          (2) REVERSION.—Except as provided in para-  
12          graph (3), if the Secretary, after notice to Post No.  
13          22 and an opportunity for a hearing, makes a find-  
14          ing that Post No. 22 has used or permitted the use  
15          of the parcel for any purpose other than the purpose  
16          specified in paragraph (1) and Post No. 22 fails to  
17          discontinue that use, title to the parcel shall revert  
18          to the United States, to be administered by the Sec-  
19          retary.

20          (3) WAIVER.—The Secretary may waive the re-  
21          quirements of paragraph (2) if the Secretary

- 1 determines that a waiver would be in the best inter-
- 2 ests of the United States.

Passed the Senate July 26, 2005.

Attest:                      EMILY J. REYNOLDS,  
*Secretary.*