

**Calendar No. 354**

110TH CONGRESS  
1ST SESSION

**S. 471**

**[Report No. 110–156]**

To authorize the Secretary of the Interior to convey to The Missouri River Basin Lewis and Clark Interpretive Trail and Visitor Center Foundation, Inc. certain Federal land associated with the Lewis and Clark National Historic Trail in Nebraska, to be used as an historical interpretive site along the trail.

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IN THE SENATE OF THE UNITED STATES

FEBRUARY 1, 2007

Mr. HAGEL (for himself and Mr. NELSON of Nebraska) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

SEPTEMBER 17, 2007

Reported by Mr. BINGAMAN, with amendments

[Omit the part struck through and insert the part printed in *italic*]

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**A BILL**

To authorize the Secretary of the Interior to convey to The Missouri River Basin Lewis and Clark Interpretive Trail and Visitor Center Foundation, Inc. certain Federal land associated with the Lewis and Clark National Historic Trail in Nebraska, to be used as an historical interpretive site along the trail.

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, LEWIS AND CLARK NA-**  
 4       **TIONAL HISTORIC TRAIL, NEBRASKA.**

5       (a) CONVEYANCE AUTHORIZED.—The Secretary of  
 6 the Interior may convey, without consideration, to The  
 7 Missouri River Basin Lewis and Clark Interpretive Trail  
 8 and Visitor Center Foundation, Inc., a 501(c)(3) not-for-  
 9 profit organization with operational headquarters at 100  
 10 Valmont Drive, Nebraska City, Nebraska 68410, all right,  
 11 title and interest of the United States in and to the feder-  
 12 ally owned land under jurisdiction of the Secretary con-  
 13 sisting of 2 parcels described as follows:

14               Tract 102—01, 64.92 acres, a tract of land  
 15               situated in the East Half Northwest Quarter of  
 16               Section 15, Township 8 North, Range 14 East,  
 17               Sixth Principal Meridian, Otoe County, Ne-  
 18               braska, except 5 acres therefrom, being 5 acres  
 19               out of the Northwest corner of said East Half  
 20               of said Northwest Quarter, said 5 acres being  
 21               described as follows:

22               Beginning at the Northwest corner of the  
 23               East Half of the Northwest Quarter, thence  
 24               running 40 rods East along the North line of  
 25               said East half of the Northwest Quarter, thence

1 running 20 rods North along said West line to  
2 the places of beginning; and also except a tract  
3 consisting of 9.38 acres more or less, acquired  
4 by the State of Nebraska for highway right-of-  
5 way, in a condemnation proceeding filed in the  
6 County Court of Otoe County, Nebraska, the  
7 description of which is more particularly de-  
8 scribed in Book 49 Miscellaneous Records at  
9 page 18 of the records in the Office of the Reg-  
10 ister of Deeds, Otoe County, Nebraska; and ex-  
11 cept a right-of-way for road out of the South-  
12 east corner of said 80 acres, 5 rods and 25 feet  
13 long, running North and South.

14 Tract 102-02, 13.00 acres, a tract of land  
15 situated in the South Half Section 10 with the  
16 southeasterly right-of-way line of State High-  
17 way 2 as acquired by the State of Nebraska by  
18 document recorded September 15, 1983 in  
19 Book 49 of the miscellaneous records, Page 52  
20 of the Otoe County records, said point of begin-  
21 ning is Westerly 275.54 feet as measured along  
22 said Section line from the Southeast Quarter of  
23 said Section 10 according to plat of right-of-  
24 way by the State of Nebraska Department of  
25 Roads Right of Way Division;

1           Thence Easterly along said Section line  
2           275.54 feet to the northwest corner of North-  
3           west Quarter Northeast Quarter of said Section  
4           15;

5           Thence Southerly along the west line of  
6           said Northwest Quarter Northeast Quarter  
7           1320.00 feet, more or less, to the southwest  
8           corner thereof;

9           Thence Easterly along the south line of  
10          said Northwest Quarter Northeast Quarter  
11          250.00 feet;

12          Thence Northerly parallel with the west  
13          line of said Northwest Quarter Northeast Quar-  
14          ter 700.00 feet;

15          Thence along a line deflecting to the right  
16          53 00 minutes 00 seconds to the intersection  
17          with the southwesterly line of a 200 foot wide  
18          strip of land conveyed to Chicago, Burlington,  
19          and Quincy Railroad Company by deed re-  
20          corded March 15, 1986 in Deed Book 115,  
21          Page 288 of the Otoe County records;

22          Thence Northwesterly along the right of  
23          way of the railroad to the intersection with  
24          aforesaid southeasterly right-of-way line of the  
25          State Highway 2;

1           Thence along said Highway right-of-way  
2           line the following four courses:

3           ~~(1) deflecting to the left 34 44 minutes 59~~  
4           ~~seconds a distance of 109.40 feet;~~

5           ~~(2) deflecting to the right 28 30 minutes~~  
6           ~~19 seconds a distance of 93.86 feet;~~

7           ~~(3) deflecting to the left 51 03 minutes 26~~  
8           ~~seconds a distance of 90.00 feet; and~~

9           ~~(4) deflecting to the left 55 26 minutes 58~~  
10          ~~seconds a distance of 322.28 feet to the point~~  
11          ~~of beginning and containing 13.00 acres of~~  
12          ~~land, more or less.~~

13          (a) *CONVEYANCE AUTHORIZED.*—*The Secretary of the*  
14          *Interior (referred to in this section as the “Secretary”) may*  
15          *convey, without consideration, to the Missouri River Basin*  
16          *Lewis and Clark Interpretive Trail and Visitor Center*  
17          *Foundation, Inc., a 501(c)(3) not-for-profit organization*  
18          *with operational headquarters at 100 Valmont Drive, Ne-*  
19          *braska City, Nebraska 68410, all right, title, and interest*  
20          *of the United States in and to the federally owned land*  
21          *under jurisdiction of the Secretary consisting of 2 parcels,*  
22          *as generally depicted on the map entitled “Lewis and Clark*  
23          *National Historic Trail”, numbered 648/80,002, and dated*  
24          *March 2006.*

1       (b) SURVEY; CONVEYANCE COST.—The exact acreage  
 2   and legal description of the land to be conveyed under sec-  
 3   tion (a) shall be determined by a survey satisfactory to  
 4   the Secretary. The cost of the survey and all other costs  
 5   incurred by the Secretary to convey the land shall be borne  
 6   by the Missouri River Basin Lewis and Clark Interpretive  
 7   Trail and Visitor Center Foundation, Inc.

8       (c) CONDITION OF CONVEYANCE, USE OF CONVEYED  
 9   LAND.—The conveyance authorized under subsection (a)  
 10   shall be subject to the condition that the Missouri River  
 11   Basin Lewis and Clark Interpretive Trail and Visitor Cen-  
 12   ter Foundation, Inc. use the conveyed land as a historic  
 13   site and interpretive center for the Lewis and Clark Na-  
 14   tional Historic Trail.

15      (d) DISCONTINUANCE OF USE.—If Missouri River  
 16   Basin Lewis and Clark Interpretive Trail and Visitor Cen-  
 17   ter Foundation, Inc. determines to discontinue use of the  
 18   land conveyed under subsection (a) as an historic site and  
 19   interpretive center for the Lewis and Clark National His-  
 20   toric Trail, the Missouri River Basin Lewis and Clark In-  
 21   terpretive Trail and Visitor Center Foundation, Inc. shall  
 22   convey lands back to the Secretary without consideration.

23      ~~(e) ADDITIONAL TERMS AND CONDITIONS.—The~~  
 24   ~~Secretary may require such additional terms and condi-~~  
 25   ~~tions in connection with the conveyance under subsection~~

1 ~~(a) or the conveyance, if any, under subsection (d) as the~~  
 2 ~~Secretary considers appropriate to protect the interests of~~  
 3 ~~the United States.~~

4 *(e) ADDITIONAL TERMS AND CONDITIONS.—*

5 *(1) IN GENERAL.—The Secretary may require*  
 6 *any additional terms and conditions for the convey-*  
 7 *ance under subsection (a) or the conveyance, if any,*  
 8 *under subsection (d) that the Secretary determines to*  
 9 *be appropriate to protect the interests of the United*  
 10 *States.*

11 *(2) NATIONAL PARK SERVICE STANDARDS.—The*  
 12 *Secretary shall enter into a written agreement with*  
 13 *the foundation referred to in subsection (a) to ensure*  
 14 *that the land conveyed under that subsection is oper-*  
 15 *ated in accordance with National Park Service stand-*  
 16 *ards for preservation, maintenance, and interpreta-*  
 17 *tion.*

18 *(f) AUTHORIZATION OF APPROPRIATIONS.—To assist*  
 19 *with the operation of the facility there is authorized to*  
 20 *be appropriated \$150,000 per year for a period not to ex-*  
 21 *ceed 10 years.*

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