

111TH CONGRESS
2D SESSION

H. R. 5414

IN THE SENATE OF THE UNITED STATES

AUGUST 2, 2010

Received

AUGUST 5, 2010

Read twice and referred to the Committee on Agriculture, Nutrition, and
Forestry

AN ACT

To provide for the conveyance of a small parcel of National
Forest System land in the Francis Marion National For-
est in South Carolina, 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. LAND CONVEYANCE, FRANCIS MARION NA-**
2 **TIONAL FOREST, SOUTH CAROLINA.**

3 (a) CONVEYANCE REQUIRED.—Upon the tender of
4 consideration from the First Baptist Church of Bonneau,
5 108 West Church Street, Bonneau, South Carolina (in
6 this section referred to as the “Bonneau Baptist
7 Church”), the Secretary of Agriculture shall sell and quit-
8 claim to Bonneau Baptist Church all right, title, and in-
9 terest of the United States in and to a parcel of National
10 Forest System land in the Francis Marion National Forest
11 consisting of up to approximately 3 acres, as generally de-
12 picted on a map titled, “First Baptist Church of Bonneau
13 Cemetery Tract” and dated May 6, 2010. The conveyance
14 shall be subject to valid existing rights and the other provi-
15 sions of this section.

16 (b) CONSIDERATION.—

17 (1) CASH CONSIDERATION.—As consideration
18 for the conveyance under subsection (a), Bonneau
19 Baptist Church shall pay to the Secretary cash con-
20 sideration in an amount equal to the market value
21 of the land.

22 (2) MARKET VALUE.—The market value of the
23 land conveyed under subsection (a) shall be deter-
24 mined by an appraisal approved by the Secretary
25 based on appraisal instructions prescribed by the
26 Secretary for a separate lot unconnected with a larg-

1 er parcel, unencumbered by any permit or restrictive
2 covenant (other than the restriction required by sub-
3 section (f)), and otherwise in conformity with the
4 Uniform Appraisal Standards for Federal Land Ac-
5 quisitions.

6 (3) DEPOSIT AND USE OF PROCEEDS.—The
7 consideration received by the Secretary under this
8 subsection shall be deposited into the account in the
9 Treasury established by Public Law 90–171 (com-
10 monly known as the Sisk Act; 16 U.S.C. 484a). The
11 monies so deposited shall be available to the Sec-
12 retary, until expended and without further appro-
13 priation, for the acquisition of lands and interests in
14 land in the Francis Marion National Forest in South
15 Carolina.

16 (c) SURVEY.—The land to be conveyed under sub-
17 section (a) shall be surveyed, and such survey and result-
18 ing land description shall be subject to approval by the
19 Secretary.

20 (d) COSTS.—The Secretary shall require the Bonneau
21 Baptist Church to pay all reasonable costs associated with
22 the conveyance under subsection (a), including—

23 (1) appraisal;

24 (2) survey;

1 (3) closing costs, including deed recordation;
2 and

3 (4) any administrative and environmental anal-
4 yses required by law or regulation.

5 (e) TREATMENT OF EXISTING SPECIAL USE AU-
6 THORIZATION.—Upon completion of the conveyance under
7 subsection (a), the Special Use Authorization provided to
8 Bonneau Baptist Church for use of the conveyed lands
9 shall be deemed to be terminated.

10 (f) RESTRICTION ON USE OF CONVEYED LAND.—
11 The deed of conveyance for the land conveyed under sub-
12 section (a) shall restrict the use of the conveyed land to
13 cemetery purposes. Structures may not be erected on the
14 conveyed land, other than for monumentation or cemetery
15 maintenance facilities.

16 (g) COMPLIANCE WITH FEDERAL LAWS AND REGU-
17 LATIONS.—The conveyance of the land under subsection
18 (a) is subject to compliance with existing laws and regula-
19 tions.

20 (h) ADDITIONAL TERMS AND CONDITIONS.—The
21 Secretary may require such additional terms and condi-
22 tions in connection with the conveyance under subsection
23 (a) as the Secretary considers appropriate to protect the
24 interests of the United States.

Deputy Clerk.