

111TH CONGRESS
1ST SESSION

S. 1571

To provide for a land exchange involving certain National Forest System land in the Mendocino National Forest in the State of California, and for other purposes.

IN THE SENATE OF THE UNITED STATES

AUGUST 4, 2009

Mrs. FEINSTEIN (for herself and Mrs. BOXER) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To provide for a land exchange involving certain National Forest System land in the Mendocino National Forest in the State of California, 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. SHORT TITLE.**

4 This Act may be cited as the “Deafy Glade Land Ex-
5 change Act”.

6 **SEC. 2. LAND EXCHANGE, MENDOCINO NATIONAL FOREST,**
7 **CALIFORNIA.**

8 (a) DEFINITIONS.—In this section:

1 (1) COUNTY.—The term “County” means So-
2 lano County, California.

3 (2) FEDERAL LAND.—The term “Federal land”
4 means the parcel of approximately 82 acres of land
5 (including any improvements to the land) that is—

6 (A) in the Forest;

7 (B) known as the “Fouts Springs Ranch”;

8 and

9 (C) depicted on the map.

10 (3) FOREST.—The term “Forest” means the
11 Mendocino National Forest in the State of Cali-
12 fornia.

13 (4) MAP.—The term “map” means the map en-
14 titled “Fouts Springs-Deafy Glade Federal and Non-
15 Federal Lands” and dated July 17, 2008.

16 (5) NON-FEDERAL LAND.—The term “non-Fed-
17 eral land” means the 4 parcels of land comprising
18 approximately 160 acres, as depicted on the map.

19 (6) SECRETARY.—The term “Secretary” means
20 the Secretary of Agriculture.

21 (b) LAND EXCHANGE REQUIRED.—If the County
22 conveys to the Secretary all right, title, and interest of
23 the County in and to the non-Federal land, the Secretary
24 shall convey to the County all right, title, and interest of
25 the United States in and to the Federal land.

1 (c) MAP.—

2 (1) AVAILABILITY.—The map shall be on file
3 and available for public inspection in the Office of
4 the Chief of the Forest Service.

5 (2) CORRECTIONS.—With the agreement of the
6 County, the Secretary may make technical correc-
7 tions to the map and legal descriptions of the land
8 to be exchanged under this section.

9 (d) APPLICABLE LAW.—Section 206 of the Federal
10 Land Policy and Management Act of 1976 (43 U.S.C.
11 1716) shall apply to the land exchange under this section.

12 (e) SURVEY; ADMINISTRATIVE COSTS.—

13 (1) IN GENERAL.—The exact acreage and legal
14 description of the land to be exchanged under sub-
15 section (b) shall be determined by a survey satisfac-
16 tory to the Secretary.

17 (2) COSTS.—The costs of the survey and any
18 administrative costs relating to the land exchange
19 shall be paid by the County.

20 (f) CONDITION ON USE OF CONVEYED LAND.—As a
21 condition of the conveyance of the Federal land to the
22 County under subsection (b), the County shall agree to
23 continue to use the Federal land for purposes consistent
24 with the purposes described in the special use authoriza-

1 tion for the Fouts Springs Ranch in effect as of the date
2 of enactment of this Act.

3 (g) EASEMENT AUTHORITY.—The Secretary may
4 grant an easement to provide continued access to, and
5 maintenance and use of, the facilities covered by the spe-
6 cial use authorization referred to in subsection (f) as nec-
7 essary for the continued operation of the Fouts Springs
8 Ranch.

9 (h) MANAGEMENT OF ACQUIRED LAND.—The non-
10 Federal land acquired by the Secretary under subsection
11 (b) shall be—

12 (1) added to, and administered as part of, the
13 Forest; and

14 (2) managed in accordance with—

15 (A) the Act of March 1, 1911 (commonly
16 known as the “Weeks Law”) (16 U.S.C. 480 et
17 seq.); and

18 (B) the laws (including regulations) appli-
19 cable to the National Forest System.

20 (i) ADDITIONAL TERMS AND CONDITIONS.—The land
21 exchange under subsection (b) shall be subject to any ad-
22 ditional terms and conditions that the Secretary and the
23 County may agree on.

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