

115TH CONGRESS
2D SESSION

H. R. 5419

To allow the Chief of the Army Corps of Engineers to convey certain property to the City of Nashville, Tennessee.

IN THE HOUSE OF REPRESENTATIVES

MARCH 29, 2018

Mr. COOPER (for himself and Mr. DUNCAN of Tennessee) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

A BILL

To allow the Chief of the Army Corps of Engineers to convey certain property to the City of Nashville, Tennessee.

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. PROPERTY CONVEYANCE.**

4 (a) CONVEYANCE AUTHORIZED.—The Secretary of
5 the Army may convey, without consideration, to the City
6 of Nashville, Tennessee (in this section referred to as
7 “City”), all right, title, and interest of the United States
8 in and to the real property covered by Lease No.
9 DACW62–1–84–149, including any improvements there-
10 on, at the Riverfront Park Recreational Development, con-

1 sisting of approximately 5 acres, subject to the right of
2 the Secretary to retain any required easements in the
3 property.

4 (b) PAYMENT AND COSTS OF CONVEYANCE.—

5 (1) PAYMENT REQUIRED.—The Secretary of
6 the Army may require the City to reimburse the Sec-
7 retary for such costs incurred by the Secretary, to
8 carry out the land conveyance under this section, in-
9 cluding survey costs, costs for environmental docu-
10 mentation, and other administrative costs related to
11 the land conveyance. If amounts paid to the Sec-
12 retary in advance exceed the costs actually incurred
13 by the Secretary to carry out the conveyance, the
14 Secretary shall refund the excess amount to the
15 City.

16 (2) TREATMENT OF AMOUNTS RECEIVED.—
17 Amounts received under paragraph (1) as reim-
18 bursement for costs incurred by the Secretary to
19 carry out the conveyance shall be credited to the
20 fund or account that was used to cover the costs in-
21 curred by the Secretary in carrying out the convey-
22 ance. Amounts so credited shall be merged with
23 amounts in such fund or account and shall be avail-
24 able for the same purposes, and subject to the same

1 conditions and limitations, as amounts in such fund
2 or account.

3 (c) DESCRIPTION OF PROPERTY.—The exact acreage
4 and legal description of the property to be conveyed under
5 this section shall be determined by surveys satisfactory to
6 the Secretary.

7 (d) CONVEYANCE AGREEMENT.—A quit claim deed
8 shall be used to convey this real estate upon the terms
9 and conditions mutually satisfactory to the Secretary and
10 the City, including such additional terms and conditions
11 as the Secretary considers appropriate to protect the inter-
12 ests of the United States, such as any required easements.
13 The deed shall provide that in the event the City, its suc-
14 cessors, or assigns cease to maintain improvements for
15 recreation included in the conveyance or otherwise utilize
16 the real estate for purposes other than recreation and
17 compatible flood risk management, the City, its successor,
18 or assign shall repay to the United States the Federal
19 share of the cost of constructing the improvements for
20 recreation under the agreement between the United States
21 and the City dated December 8, 1981, increased as nec-
22 essary to account for inflation.

23 (e) APPLICABILITY OF PROPERTY SCREENING PRO-
24 VISIONS.—Section 2696 of title 10, United States Code,
25 shall not apply to this conveyance.

1 (f) LIABILITY.—The City shall hold the United
2 States harmless from any liability with respect to activities
3 carried out on the real estate on or after the date of con-
4 veyance.

5 (g) ADDITIONAL TERMS AND CONDITIONS.—The
6 Secretary may require such additional terms and condi-
7 tions in connection with the conveyance as the Secretary
8 considers appropriate to protect the interests of the
9 United States.

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