

115TH CONGRESS
2D SESSION

H. R. 5721

To direct the Secretary of Agriculture to transfer certain National Forest System land in the State of New Mexico.

IN THE HOUSE OF REPRESENTATIVES

MAY 9, 2018

Mr. PEARCE introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To direct the Secretary of Agriculture to transfer certain National Forest System land in the State of New Mexico.

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 “Village of Santa Clara
5 Conveyance Act of 2018”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

8 (1) MAP.—The term “map” means the map en-
9 titled “Village of Santa Clara Conveyance Act 2018”
10 and dated February 21, 2018.

1 (2) SECRETARY.—The term “Secretary” means
2 the Secretary of Agriculture, acting through the
3 Chief of the Forest Service.

4 **SEC. 3. CONVEYANCE OF LAND AND IMPROVEMENTS TO**
5 **THE VILLAGE OF SANTA CLARA, NEW MEX-**
6 **ICO.**

7 (a) CONVEYANCE REQUIRED.—Subject to the provi-
8 sions of this Act, if the Village of Santa Clara, New Mex-
9 ico, submits to the Secretary a written request for convey-
10 ance, the Secretary shall convey to the Village of Santa
11 Clara all right, title, and interest of the United States in
12 and to approximately 1,520 acres of National Forest Sys-
13 tem land, as generally depicted on the map.

14 (b) MAP.—

15 (1) AVAILABILITY OF MAP.—The map shall be
16 kept on file and available for public inspection in the
17 appropriate office of the Forest Service.

18 (2) CORRECTION OF ERRORS.—The Secretary
19 may correct minor errors in the map.

20 (c) CONSIDERATION.—

21 (1) IN GENERAL.—As consideration for the con-
22 veyance of land under subsection (a), the Village of
23 Santa Clara shall pay to the Secretary an amount
24 equal to the market value of the land, as determined
25 by the appraisal under subsection (g).

1 (2) INSTALLMENTS.—The amount described in
2 paragraph (1) may be paid in periodic installments
3 to the Secretary.

4 (3) PARCEL CONVEYANCES.—Upon receipt of
5 an installment pursuant to paragraph (2), the Sec-
6 retary shall convey to the Village of Santa Clara all
7 right, title, and interest of the United States in and
8 to a parcel of the land described subsection (a) that
9 is equal in value to such installment and identified
10 by the Village of Santa Clara at the time such in-
11 stallment is paid.

12 (d) TERMS AND CONDITIONS.—The conveyance
13 under subsection (a) shall be—

14 (1) subject to valid existing rights;

15 (2) made by quitclaim deed;

16 (3) subject to the reservation by the Secretary
17 of an access easement over and across Fort Bayard
18 Road; and

19 (4) subject to any other terms and conditions
20 as the Secretary considers appropriate to protect the
21 interests of the United States.

22 (e) COSTS OF CONVEYANCE.—As a condition for the
23 conveyance under subsection (a) and in addition to the
24 consideration paid under subsection (c), the Village of

1 Santa Clara shall pay for all costs associated with the con-
2 veyance, including for—

3 (1) the land survey under subsection (f);

4 (2) any environmental analysis and resource
5 surveys determined necessary by Federal law; and

6 (3) the appraisal under subsection (g).

7 (f) SURVEY.—The actual acreage and legal descrip-
8 tion of the National Forest System land to be conveyed
9 under subsection (a) shall be determined by a survey satis-
10 factory to the Secretary; notwithstanding section 7 of title
11 43, United States Code, the Secretary is authorized to per-
12 form and approve any required cadastral surveys.

13 (g) APPRAISAL.—The Secretary shall complete an ap-
14 praisal of the land to be conveyed under subsection (a)
15 in accordance with—

16 (1) the “Uniform Appraisal Standards for Fed-
17 eral Land Acquisitions”; and

18 (2) the “Uniform Standards of Professional Ap-
19 praisal Practice”.

20 (h) DEPOSIT AND USE OF PROCEEDS.—All funds re-
21 ceived under subsection (c) shall be deposited into the ac-
22 count for, and treated as, excess funds under section
23 604(e) of the Healthy Forests Restoration Act of 2003
24 (16 U.S.C. 6591c(e)).

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