

This practice is commonly used in our parched Western States, and its popularity increases each year. I commend Mr. CANNON of Utah for introducing this legislation. I urge my colleagues to support this noncontroversial and timely bill.

Mr. Speaker, I reserve the balance of my time.

Ms. HERSETH. Mr. Speaker, I yield myself such time as I may consume.

(Ms. HERSETH asked and was given permission to revise and extend her remarks.)

Ms. HERSETH. Mr. Speaker, we on this side of the aisle support passage of H.R. 4013. This bill would provide the opportunity for conjunctive use of surface and groundwater in Juab County, Utah. The Central Utah Project, as it was originally planned, would have provided Juab County with sufficient water supplies.

However, this project has evolved over time; and under current plans, Central Utah Project water would not be available to east Juab County. The pending legislation resolves this issue and would provide the county with an opportunity to develop needed water resources.

Mr. Speaker, I yield back the balance of my time.

Mr. RENZI. Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Arizona (Mr. RENZI) that the House suspend the rules and pass the bill, H.R. 4013.

The question was taken; and (two-thirds having voted in favor thereof) the rules were suspended and the bill was passed.

A motion to reconsider was laid on the table.

LOS PADRES NATIONAL FOREST LAND EXCHANGE ACT OF 2005

Mr. RENZI. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 4162) to provide for an exchange of lands between the Secretary of Agriculture and the United Water Conservation District of California to eliminate certain private inholdings in the Los Padres National Forest, and for other purposes, as amended.

The Clerk read as follows:

H.R. 4162

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Los Padres National Forest Land Exchange Act of 2005".

SEC. 2. LAND EXCHANGE, LOS PADRES NATIONAL FOREST, CALIFORNIA.

(a) EXCHANGE REQUIRED.—If the United Water Conservation District of California (in this section referred to as the "District") conveys to the Secretary of Agriculture all right, title, and interest of the District in and to the lands described in subsection (b), the Secretary shall convey to the District, in exchange for such lands, all right, title, and interest of the United States in and to the National Forest System lands described in

subsection (c). The conveyance of National Forest System lands under this section shall be subject to valid existing rights and to such terms, conditions, and reservations as may be required by this section or considered necessary by the Secretary.

(b) LANDS TO BE CONVEYED BY DISTRICT.—The lands to be conveyed by the District under subsection (a) consist of approximately 340 acres located within township 5 north, range 18 west, San Bernardino base and meridian and are more fully described as follows:

- (1) "Tract A"—SE1/4NE1/4 of section 16 (approximately 40 acres).
- (2) "Tract B"—NE1/4SE1/4 of section 16 (approximately 40 acres).
- (3) "Tract C"—S1/2SE1/4 of section 16 (approximately 80 acres).
- (4) "Tract D"—NE1/4 of section 21 (approximately 160 acres).
- (5) "Tract E"—N1/2SW1/4SW1/4 of section 15 (approximately 20 acres).

(c) LANDS TO BE CONVEYED BY SECRETARY.—The National Forest System lands to be conveyed by the Secretary under subsection (a) consist of approximately 440 acres located within township 5 north, range 18 west, San Bernardino base and meridian and are more fully described as follows:

- (1) "Tract 1"—E1/2SW1/4 of section 10 (approximately 80 acres).
- (2) "Tract 2"—NE1/4NW1/4 of section 15 (approximately 40 acres).
- (3) "Tract 3"—S1/2SW1/4SW1/4SE1/4 of section 15 (approximately 5 acres).
- (4) "Tract 4"—N1/2S1/2S1/2SE1/4 of section 15 (approximately 20 acres).
- (5) "Tract 5"—S1/2N1/2SW1/4SE1/4 of section 15 (approximately 10 acres).
- (6) "Tract 6"—N1/2NW1/4SW1/4SE1/4 of section 15 (approximately 5 acres).
- (7) "Tract 7"—SW1/4SE1/4 of section 15 (approximately 2.5 acres).
- (8) "Tract 8"—S1/2NW1/4SE1/4SE1/4 of section 15 (approximately 5 acres).
- (9) "Tract 9"—SW1/4NE1/4SE1/4SE1/4 of section 15 (approximately 2.5 acres).
- (10) "Tract 10"—W1/2W1/2NW1/4SE1/4 of section 15 (approximately 10 acres).
- (11) "Tract 11"—SE1/4SW1/4NW1/4SE1/4 of section 15 (approximately 2.5 acres).
- (12) "Tract 12"—SW1/4SE1/4NW1/4SE1/4 of section 15 (approximately 2.5 acres).
- (13) "Tract 13"—W1/2W1/2SW1/4NE1/4 of section 15 (approximately 10 acres).
- (14) "Tract 14"—SW1/4SW1/4NE1/4 of section 22 (approximately 10 acres).
- (15) "Tract 15"—NW1/4NW1/4NW1/4NE1/4 of section 22 (approximately 2.5 acres).
- (16) "Tract 16"—SW1/4NW1/4SW1/4NE1/4 of section 22 (approximately 2.5 acres).
- (17) "Tract 17"—W1/2NW1/4SE1/4 of section 22 (approximately 20 acres).
- (18) "Tract 18"—SW1/4SE1/4 of section 22 (approximately 40 acres).
- (19) "Tract 19"—E1/2SW1/4 of section 22 (approximately 80 acres).
- (20) "Tract 20"—N1/2NW1/4SW1/4 of section 22 (approximately 20 acres).
- (21) "Tract 21"—W1/2NE1/4 of section 27 (approximately 60 acres).
- (22) "Tract 22"—NE1/4SW1/4NW1/4 of section 27 (approximately 10 acres).

(d) MAPS AND CORRECTIONS AUTHORITY.—The lands to be exchanged under this section are depicted on maps entitled "Los Padres National Forest Land Exchange" and dated June 1, 2005. The maps shall be on file and available for public inspection in appropriate offices of the Forest Service until completion of the land exchange. By mutual agreement, the Secretary and the District may adjust the legal descriptions specified in subsections (b) and (c) and the boundaries depicted on the maps based upon survey or a determination that a modification would be in the public interest to correct errors or

make minor adjustments in the lands to be exchanged under this section.

(e) PROCESSING OF LAND EXCHANGE.—

(1) EQUAL VALUE EXCHANGE.—The land exchange under this section shall be conducted on an equal value basis, as determined by the appraisal done in conformity with the Uniform Appraisal Standards for Federal Lands Standards for Acquisition and Forest Service appraisal instructions.

(2) TITLE STANDARDS.—The Secretary shall require that title to the District lands to be acquired by the Secretary under this section is in conformity with the title standards of the Attorney General.

(3) COMPLETION.—The Secretary shall endeavor to complete the land exchange under this section within one year after the date of the enactment of this Act.

(f) EASEMENTS AND ACCESS.—

(1) RESERVATION.—In the conveyance of the National Forest System lands under this section, the Secretary shall reserve easements for all roads and trails that the Secretary considers to be necessary or desirable to provide for administrative purposes and to ensure public access to National Forest System lands. In particular, the Secretary shall reserve perpetual unrestricted rights of pedestrian and equestrian access over all existing roads and trails.

(2) CONSTRUCTION OF PARKING LOT.—As a condition on the receipt of National Forest System lands under this section, the District shall agree to construct a gravel parking area upon District lands to provide access to the Potholes trail of the Los Padres National Forest. The site design for the parking area shall be subject to the approval by the Secretary. The District may reasonably regulate vehicular access to the parking area in accordance with rules and regulations promulgated in accordance with applicable law.

(g) PARTIAL REVOCATION OF WITHDRAWALS.—The public lands withdrawals provided by the Act of May 29, 1928 (Chapter 868; 45 Stat. 956), Power Site Classification No. 414-USGS, June 22, 1951, FERC Power Project No. 2153, January 15, 1957, and Forest Service Land Order No. 3338, February 28, 1964, are hereby revoked insofar as they effect the National Forest System lands conveyed under this section.

(h) WATER RIGHTS.—The land exchange under this section does not include any water rights owned by the District or the United States.

(i) CASH EQUALIZATION.—

(1) LIMITS WAIVED.—The values of the lands to be exchanged under this section may be equalized through the payment of a cash equalization payment in an amount in excess of the statutory limit specified in section 206 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1716).

(2) DISPOSITION AND USE OF FUNDS.—Any cash equalization payment received by the Secretary under this section shall be deposited into the fund established by Public Law 90-171 (commonly known as the Sisk Act; 16 U.S.C. 484a). The payment shall be available to the Secretary for expenditure, without further appropriation and until expended, for the acquisition, construction, or improvement of administrative or recreational facilities for the Los Padres National Forest in Ventura County, Santa Barbara County, and San Luis Obispo County, California, or for the acquisition of land or interests in land in such counties.

(j) ADMINISTRATIVE COSTS.—The costs of conducting the land exchange under this section shall be shared equally by the District and the Secretary. The costs to be shared include expenditures incurred for survey, mapping, appraisals, closing costs, recording fees, and similar expenditures, but do not include staff salaries, administrative overhead,

attorney fees, the cost of construction required by subsection (f)(2), or the costs to cure any title defects.

(k) EFFECT OF EXCHANGE; MANAGEMENT OF ACQUIRED LANDS.—For purposes of section 7 of the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 4601–9), the boundaries of the Los Padres National Forest, as adjusted as a result of the land exchange under this section, shall be considered to be the boundaries of that national forest as of January 1, 1965. The District lands acquired by the Secretary under this section shall be added to and administered as part of the Los Padres National Forest in accordance with the laws and regulations applicable to that national forest.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Arizona (Mr. RENZI) and the gentlewoman from South Dakota (Ms. HERSETH) each will control 20 minutes.

The Chair recognizes the gentleman from Arizona.

GENERAL LEAVE

Mr. RENZI. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days to revise and extend their remarks and include extraneous material on the bill under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Arizona?

There was no objection.

Mr. RENZI. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, H.R. 4162 would provide for the exchange of lands between the Los Padres National Forest in the State of California and the United Water Conservation District of California.

Mr. Speaker, the land exchange will eliminate some private inholdings within the national forest and would also aid the local water district by consolidating land it needs to more easily deliver water to its users.

More specifically, the conservation district would receive approximately 440 acres and the Los Padres National Forest would receive approximately 340 acres. The lands to be exchanged are of approximate equal value.

The amendment proposed deletes a portion of the bill concerning environmental analysis objected to by the minority. With this change there is no objection to the bill.

Mr. Speaker, I urge passage of this important noncontroversial legislation, which was considered by the House of Representatives during the 108th Congress.

Mr. Speaker, I reserve the balance of my time.

Ms. HERSETH. Mr. Speaker, I yield myself such time as I may consume.

(Ms. HERSETH asked and was given permission to revise and extend her remarks.)

Ms. HERSETH. Mr. Speaker, as the gentleman from Arizona (Mr. RENZI) explained, H.R. 4162, the Los Padres National Forest Land Exchange Act, provides for the exchange of lands between the Secretary of Agriculture and the United Water Conservation District of California.

The legislation consolidates the land ownership surrounding Lake Piru in Congressman GALLEGLY's district.

We note with appreciation that the bill, as amended, does not include language that would have exempted this land exchange from the requirements of the National Environmental Policy Act of 1969.

Mr. Speaker, we have no objection to the bill.

Mr. Speaker, I yield back the balance of my time.

Mr. RENZI. Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Arizona (Mr. RENZI) that the House suspend the rules and pass the bill, H.R. 4162, as amended.

The question was taken; and (two-thirds having voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

A motion to reconsider was laid on the table.

PACTOLA RESERVOIR REALLOCATION AUTHORIZATION ACT OF 2006

Mr. RENZI. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 3967) to authorize the Secretary of the Interior to reallocate costs of the Pactola Dam and Reservoir, South Dakota, to reflect increased demands for municipal, industrial, and fish and wildlife purposes, as amended.

The Clerk read as follows:

H.R. 3967

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Pactola Reservoir Reallocation Authorization Act of 2006".

SEC. 2. FINDINGS.

Congress finds that—

(1) it is appropriate to reallocate the costs of the Pactola Dam and Reservoir, South Dakota, to reflect increased demands for municipal, industrial, and fish and wildlife purposes; and

(2) section 302 of the Department of Energy Organization Act (42 U.S.C. 7152) prohibits such a reallocation of costs without congressional approval.

SEC. 3. REALLOCATION OF COSTS OF PACTOLA DAM AND RESERVOIR, SOUTH DAKOTA.

The Secretary of the Interior may, as provided in the contract of August 2001 entered into between Rapid City, South Dakota, and the Rapid Valley Conservancy District, reallocate, in a manner consistent with Federal reclamation law (the Act of June 17, 1902 (32 Stat. 388, chapter 1093), and Acts supplemental to and amendatory of that Act (43 U.S.C. 371 et seq.)), the construction costs of Pactola Dam and Reservoir, Rapid Valley Unit, Pick-Sloan Missouri Basin Program, South Dakota, from irrigation purposes to municipal, industrial, and fish and wildlife purposes.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Arizona (Mr. RENZI) and the gentlewoman from South Dakota (Ms. HERSETH) each will control 20 minutes.

The Chair recognizes the gentleman from Arizona.

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GENERAL LEAVE

Mr. RENZI. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days to revise and extend their remarks and include extraneous material on the bill under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Arizona?

There was no objection.

Mr. RENZI. Mr. Speaker, I yield myself such time as I may consume.

H.R. 3967, introduced by my colleague, Congresswoman STEPHANIE HERSETH of South Dakota, reallocates costs to the Pactola Dam and Reservoir to reflect growing municipal needs for water. As Rapid City, South Dakota's municipal water needs continue to grow and demand for local irrigation water continues to decrease, this legislation appropriately reallocates the costs associated with the change in water deliveries.

This bill is a win for the citizens of Rapid City and a win for the American taxpayer. I urge my colleagues to support this commonsense legislation.

Mr. Speaker, I reserve the balance of my time.

Ms. HERSETH. Mr. Speaker, I yield myself such time as I may consume.

(Ms. HERSETH asked and was given permission to revise and extend her remarks.)

Ms. HERSETH. Mr. Speaker, this is a very important bill for the district I represent. I certainly thank Mr. RENZI and the committee and subcommittee leadership on both sides of the aisle for their support of this important legislation.

H.R. 3967 shifts Pactola Reservoir water from declining irrigation use to municipal and industrial use where it is sorely needed. This legislation reflects an agreement reached by the Bureau of Reclamation, the local irrigation users and local municipal and industrial water users to adapt to the changing water needs of the larger Rapid City community.

I would like to thank Director Jabloski of the Rapid City Public Works and Rapid City Mayor Jim Shaw for their hard work on this issue. I am proud to sponsor and to support this legislation that will help satisfy the water needs of Rapid City's growing population.

Mr. Speaker, I yield back the balance of my time.

Mr. RENZI. Mr. Speaker, I also want to commend my colleague from South Dakota for her leadership on this issue, particularly as water out in the West is such a valuable commodity.

Mr. Speaker, I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Arizona (Mr. RENZI) that the House suspend the