

With increasing demands on its limited water supply, the San Joaquin Valley is falling behind in creating additional water sources. The Madera Water Supply and Enhancement Project will enable water users to store excess river flows in a nearby aquifer. This stored water bank would then be used during dry years and could prove critical to meeting demands.

I urge my colleagues to support this legislation to expand water supply opportunities in the San Joaquin Valley.

Madam Speaker, I reserve the balance of my time.

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

(Mr. PALLONE asked and was given permission to revise and extend his remarks.)

Mr. PALLONE. Madam Speaker, we on this side of the aisle have no objection to the passage of H.R. 3897. The majority has adequately explained this legislation, and I would simply note that the groundwater development project that would be authorized by the enactment of this bill could substantially improve water supply reliability in California's Central Valley.

Madam Speaker, I have no further requests for time, and I yield back the balance of my time.

Mr. RADANOVICH. Madam Speaker, I have no further requests for time, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. RADANOVICH) that the House suspend the rules and pass the bill, H.R. 3897, 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.

The title of the bill was amended so as to read: "A Bill to authorize the Secretary of the Interior, acting through the Bureau of Reclamation to enter into a cooperative agreement with the Madera Irrigation District for purposes of supporting the Madera Water Supply Enhancement Project."

A motion to reconsider was laid on the table.

#### PARK CITY, UTAH, LAND CONVEYANCE

Mr. RADANOVICH. Madam Speaker, I move to suspend the rules and pass the bill (H.R. 3462) to provide for the conveyance of the Bureau of Land Management parcels known as the White Acre and Gambel Oak properties and related real property to Park City, Utah, and for other purposes, as amended.

The Clerk read as follows:

H.R. 3462

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

#### SEC. 1. CONVEYANCE OF LAND BY THE BUREAU OF LAND MANAGEMENT TO PARK CITY, UTAH.

(a) *LAND TRANSFER.*—Subject to the conditions set forth in subsections (b) and (c), and

*notwithstanding the planning requirements of sections 202 and 203 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1712, 1713), the Secretary of the Interior shall convey within 180 days of enactment of this Act, to Park City, Utah, all right, title, and interest of the United States in and to two parcels of real property located in Park City, Utah, that are currently under the management jurisdiction of the Bureau of Land Management and designated as parcel 8 (commonly known as the White Acre parcel) and parcel 16 (commonly known as the Gambel Oak parcel). The conveyance shall be subject to all valid existing rights.*

(b) *DEED RESTRICTION.*—The conveyance of the lands under subsection (a) shall be made by a deed or deeds containing a restriction requiring that the lands be maintained as open space and used solely for public recreation purposes or other purposes consistent with their maintenance as open space. This restriction shall not be interpreted to prohibit the construction or maintenance of recreational facilities, utilities, or other structures that are consistent with the maintenance of the lands as open space or its use for public recreation purposes.

(c) *CONSIDERATION.*—In consideration for the transfer of the land under subsection (a), Park City shall pay to the Secretary of the Interior an amount consistent with conveyances to governmental entities for recreational purposes under the Act of June 14, 1926 (commonly known as the Recreation and Public Purposes Act; 43 U.S.C. 869 et seq.).

#### SEC. 2. SALE OF LANDS AT AUCTION.

(a) *SALE OF LAND.*—Notwithstanding the planning provisions of sections 202 and 203 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1712, 1713), the Secretary of the Interior shall, in accordance with that Act and other applicable law, and subject to valid existing rights, offer for sale within 180 days of enactment of this Act, any right, title or interest in and to two parcels of real property located in Park City, Utah, that are currently under the management jurisdiction of the Bureau of Land Management and are designated as parcels 17 and 18 in the Park City, Utah, area.

(b) *METHOD OF SALE.*—The sale of land under subsection (a) shall be consistent with subsections (d) and (f) of section 203 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1713) through a competitive bidding process and for not less than fair market value.

#### SEC. 3. DISPOSITION OF LAND SALES PROCEEDS.

(a) *IN GENERAL.*—All proceeds derived from the sale of the lands described in this Act shall be deposited in a special account in the treasury of the United States and shall be available without further appropriation to the Secretary of the Interior until expended for—

(1) *the reimbursement of costs incurred by the Bureau of Land Management in implementing the provisions of this Act, including surveys, appraisals, and compliance with applicable Federal laws; and*

(2) *environmental restoration projects on Bureau of Land Management administered public lands within the Salt Lake City Field Office of the Bureau of Land Management.*

(b) *INVESTMENT OF SPECIAL ACCOUNT.*—Any amounts deposited in the special account shall earn interest in an amount determined by the Secretary of the Treasury on the basis of the current average market yield on outstanding marketable obligations of the United States of comparable maturities, and may be expended according to the provisions of this section.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from California (Mr. RADANOVICH) and the gentleman from New Jersey (Mr. PALLONE) each will control 20 minutes.

The Chair recognizes the gentleman from California.

GENERAL LEAVE

Mr. RADANOVICH. Madam 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 California?

There was no objection.

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

Madam Speaker, H.R. 3462, introduced by Congressman ROB BISHOP, instructs the Secretary of the Interior to convey to Park City, Utah, approximately 110 acres of Bureau of Land Management lands. These lands are located within the corporate limits of Park City, Utah. Park City currently holds a 25-year Recreation and Public Purposes Act lease on these parcels, and once the land is transferred to the city, it will continue to be limited to recreation and open space uses. The City would also be required to satisfy all claims on the property.

Consistent with its long-term management plan for sensitive lands, Park City has begun purchasing large blocks of open space and has placed those lands in conservation status. Park City recently approved a \$20 million bond for the purchase of such lands.

H.R. 3462 also directs the Bureau of Land Management to sell a parcel of land that has already been identified for disposal by its agency. This bill is supported by the community of Park City, Summit County, and several environmental and conservation organizations.

I urge its passage.

Madam Speaker, I reserve the balance of my time.

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

(Mr. PALLONE asked and was given permission to revise and extend his remarks.)

Mr. PALLONE. Madam Speaker, as introduced, both the Bush administration and Democrats on the Resources Committee had serious concerns with several provisions of this legislation. However, important improvements were made to the bill during consideration by the Resources Committee.

The conveyance authorized by this legislation will now include a deed restriction requiring the land to remain as open space for public recreation, will honor all valid existing rights in the parcels, and will be conveyed for fair market value.

As it now stands, we will not oppose H.R. 3462.

Madam Speaker, I have no further requests for time, and I yield back the balance of my time.

Mr. RADANOVICH. Madam Speaker, I have no further requests for time, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by

the gentleman from California (Mr. RADANOVICH) that the House suspend the rules and pass the bill, H.R. 3462, 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.

#### PAINT BANK AND WYTHEVILLE NATIONAL FISH HATCHERIES CONVEYANCE ACT

Mr. RADANOVICH. Madam Speaker, I move to suspend the rules and pass the bill (H.R. 5061) to direct the Secretary of the Interior to convey Paint Bank National Fish Hatchery and Wytheville National Fish Hatchery to the State of Virginia.

The Clerk read as follows:

H.R. 5061

*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 "Paint Bank and Wytheville National Fish Hatcheries Conveyance Act".

#### SEC. 2. CONVEYANCE OF PAINT BANK AND WYTHEVILLE NATIONAL FISH HATCHERIES TO THE STATE OF VIR- GINIA.

(a) IN GENERAL.—Within 180 days after the date of the enactment of this Act, the Secretary of the Interior shall convey to the State of Virginia without reimbursement all right, title, and interest of the United States in and to the property described in subsection (b) for use by the Virginia Department of Fish and Game as part of the State of Virginia fish culture program.

(b) PROPERTY DESCRIBED.—The property referred to in subsection (a) consists of—

(1) the real property comprising Paint Bank National Fish Hatchery and Wytheville National Fish Hatchery, located at Paint Bank and Wytheville, Virginia, respectively, as described in the 1982 Cooperative Agreement between the United States Fish and Wildlife Service and the State of Virginia;

(2) all improvements and related personal property under the control of the Secretary that is located on that real property, including buildings, structures, and equipment; and

(3) all easements, leases, and water rights relating to the property described in paragraphs (1) and (2).

(c) REVERSIONARY INTEREST.—If any of the property conveyed to the State of Virginia under this section is used for any purpose other than the use authorized under subsection (a), all right, title, and interest in and to all property conveyed under this section shall revert to the United States. The State of Virginia shall ensure that all property reverting to the United States under this subsection is in substantially the same or better condition as at the time of transfer to the State.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from California (Mr. RADANOVICH) and the gentleman from New Jersey (Mr. PALLONE) each will control 20 minutes.

The Chair recognizes the gentleman from California.

GENERAL LEAVE

Mr. RADANOVICH. Madam Speaker, I ask unanimous consent that all Mem-

bers 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 California?

There was no objection.

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

I am pleased to support H.R. 5061, introduced by our colleagues, Congressmen Rick Boucher and Virgil Goode, to convey the Paint Bank and Wytheville National Fish Hatcheries to the State of Virginia.

This action is appropriate and timely since the State has been superbly operating these facilities for the past 23 years. During this time nearly 1 million brook, brown, and rainbow trout have been produced each year. In fact, this represents over 40 percent of the total amount of trout that have been stocked for public fishing in Virginia. These fish provide recreational opportunities for thousands of people.

This is not an example of the Federal Government's simply ridding itself of unwanted assets. These two hatcheries are not considered components of the National Fish Hatchery System, and the State of Virginia has demonstrated its commitment to manage these facilities effectively. In fact, the State has spent nearly \$400,000 in State resources to improve these hatcheries. However, to undertake additional renovations that may cost as much as \$4.5 million, it is necessary that ownership is transferred from the Federal Government. This is a position that is supported by all interested parties.

I urge an "aye" vote on this legislation.

Madam Speaker, I reserve the balance of my time.

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

(Mr. PALLONE asked and was given permission to revise and extend his remarks.)

Mr. PALLONE. Madam Speaker, we support this legislation that would transfer the Paint Bank and Wytheville National Fish Hatcheries to the Commonwealth of Virginia. Both hatcheries have been operated by the Commonwealth for several years under a long-term management agreement with the U.S. Fish and Wildlife Service. This conveyance will enable the State to finance improvements to upgrade these facilities which would otherwise be left unaddressed by the Fish and Wildlife Service.

I want to commend the bill's Democratic sponsor, Congressman Rick Boucher, for introducing this legislation which will enhance sports fishing opportunities in Virginia.

I urge Members to support this non-controversial bill.

Mr. BOUCHER. Madam Speaker, I rise in strong support of H.R. 5061, bi-partisan legislation which I introduced with my colleague from Virginia Mr. GOODE.

H.R. 5061 would simply convey two federal fish hatcheries located in the towns of Wytheville and Paint Bank in my Congressional district to the State of Virginia for continued operation by the Virginia Department of Game and Inland Fisheries. The legislation enjoys wide support and no opposition. The U.S. Fish and Wildlife Services as well as the State of Virginia both endorse the conveyance of these two properties.

The two facilities have been operated by the Virginia Department of Game and Inland Fisheries since 1983 under a 25 year lease agreement. In the early 1980's the federal government was in the process of divesting some federal hatcheries which were not involved in fish stock mitigation activities. The Wytheville and Paint Bank hatcheries are not used for fish stock mitigation and breed fish for recreational fishing only—both facilities provide brook, brown and rainbow trout for the stocking of streams on federal lands. At that time, Virginia expressed interest in operating the facilities under a 25 year lease agreement, and the State has been operating the facilities since that time. The lease is set to expire in 2008, and all parties are in agreement that a title transfer before that expiration date is appropriate.

The two facilities have an estimated combined economic effect of \$40 million annually and produced a combined total of approximately 290,729 pounds of trout during Fiscal Year 2005.

Since beginning operation of the facilities under the lease agreement, the State has made numerous investments in the two hatcheries. The State has invested approximately \$159,350 for improvements to the Wytheville facility and approximately \$230,000 at the Paint Bank facility.

In addition, during that time the facilities have been thoroughly tested for various contaminants, and there are now no contaminant issues associated with either hatchery. The State would like to continue operation and investment in the facilities for a variety of reasons. For example, in order for extensive capital expenditures or any federal funding to be used for additional improvements, the ownership must be transferred from the federal government. Given the fact that the State of Virginia would like to assume ownership and that the federal government has been making a broad effort to divest of non-mitigation related hatcheries, this conveyance is in the interest of all parties.

H.R. 5051 would simply transfer title of the Wytheville and Paint Bank Fish Hatcheries to the State of Virginia. I appreciate the work of Subcommittee Chairman GILCREST and Ranking Member PALLONE as well as that of Chairman POMBO and Ranking Member RAHALL of the House Resources Committee in bringing this measure to the floor for consideration, and I urge its adoption.

Mr. PALLONE. Madam Speaker, I have no further requests for time, and I yield back the balance of my time.

Mr. RADANOVICH. Madam Speaker, I have no further requests for time, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from California (Mr. RADANOVICH) that the House suspend the rules and pass the bill, H.R. 5061.

The question was taken.