

Public Law 107-339
107th Congress

An Act

To provide for the sale of certain real property within the Newlands Project in Nevada, to the city of Fallon, Nevada.

Dec. 16, 2002
[H.R. 1870]

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

Fallon Rail
Freight Loading
Facility Transfer
Act.

SECTION 1. SHORT TITLE.

This Act may be cited as the “Fallon Rail Freight Loading Facility Transfer Act”.

SEC. 2. CONVEYANCE TO THE CITY OF FALON, NEVADA.

(a) CONVEYANCE.—

(1) IN GENERAL.—Subject to subsections (b) and (c), the Secretary of the Interior shall convey to the city of Fallon, Nevada, all right, title, and interest of the United States in and to approximately 6.3 acres of real property in the Newlands Reclamation Project, Nevada, generally known as “380 North Taylor Street, Fallon, Nevada”, and identified for disposition on the map entitled “Fallon Rail Freight Loading Facility”.

(2) MAP.—The map referred to in paragraph (1) shall be on file and available for public inspection in—

- (A) the offices of the Commissioner of the Bureau of Reclamation; and
- (B) the offices of the Area Manager of the Bureau of Reclamation, Carson City, Nevada.

(b) CONSIDERATION.—

(1) IN GENERAL.—The Secretary shall require that, as consideration for the conveyance under subsection (a), the city of Fallon, Nevada, shall pay to the United States an amount equal to the fair market value of the real property, as determined—

(A) by an appraisal of the real property, conducted not later than 60 days after the date of enactment of this Act by an independent appraiser approved by the Commissioner of Reclamation and paid for by the city of Fallon, Nevada; and

(B) without taking into consideration the value of any structures or improvements on the property.

(2) CREDIT OF PROCEEDS.—The amount paid to the United States under paragraph (1) shall be credited, in accordance with section 204(c) of the Federal Property and Administrative Services Act of 1949 (40 U.S.C. 485(c)), to the appropriate fund in the Treasury relating to the Newlands Reclamation Project, Nevada.

Deadline.

(c) LIABILITY.—The conveyance under subsection (a) shall not occur until such date as the Commissioner of Reclamation certifies that all liability issues relating to the property (including issues of environmental liability) have been resolved.

Approved December 16, 2002.

LEGISLATIVE HISTORY—H.R. 1870:

HOUSE REPORTS: No. 107-366 (Comm. on Resources).

SENATE REPORTS: No. 107-271 (Comm. on Energy and Natural Resources).

CONGRESSIONAL RECORD, Vol. 148 (2002):

Mar. 6, considered and passed House.

Nov. 19, considered and passed Senate.

