

109TH CONGRESS
2D SESSION

H. R. 4789

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 28, 2006

Received

NOVEMBER 13, 2006

Read twice and referred to the Committee on Energy and Natural Resources

AN ACT

To require the Secretary of the Interior to convey certain public land located wholly or partially within the boundaries of the Wells Hydroelectric Project of Public Utility District No. 1 of Douglas County, Washington, to the utility district.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Douglas County,
3 Washington, PUD Conveyance Act”.

4 **SEC. 2. DEFINITIONS.**

5 In this Act:

6 (1) PUBLIC LAND.—The term “public land”
7 means the approximately 622 acres of Federal land
8 managed by the Bureau of Land Management and
9 identified for conveyance on the map prepared by
10 the Bureau of Land Management entitled “Douglas
11 County Public Utility District Proposal” and dated
12 March 2, 2006.

13 (2) SECRETARY.—The term “Secretary” means
14 the Secretary of the Interior.

15 (3) PUD.—The term “PUD” means the Public
16 Utility District No. 1 of Douglas County, Wash-
17 ington.

18 **SEC. 3. CONVEYANCE OF PUBLIC LAND, WELLS HYDRO-**
19 **ELECTRIC PROJECT, PUBLIC UTILITY DIS-**
20 **TRICT NO. 1 OF DOUGLAS COUNTY, WASH-**
21 **INGTON.**

22 (a) CONVEYANCE REQUIRED.—Notwithstanding the
23 land use planning requirements of sections 202 and 203
24 of the Federal Land Policy and Management Act of 1976
25 (43 U.S.C. 1712, 1713), and notwithstanding section 24
26 of the Federal Power Act (16 U.S.C. 818) and Federal

1 Power Order for Project 2149, and subject to valid exist-
2 ing rights, if not later than 45 days after the date of com-
3 pletion of the appraisal required under subsection (b), the
4 Public Utility District No. 1 of Douglas County, Wash-
5 ington, submits to the Secretary of the Interior an offer
6 to acquire the public land for the appraised value, the Sec-
7 retary shall convey, not later than 30 days after the date
8 of the offer, to the PUD all right, title, and interest of
9 the United States in and to the public land.

10 (b) APPRAISAL.—Not later than 60 days after the
11 date of enactment of this Act, the Secretary shall complete
12 an appraisal of the public land. The appraisal shall be con-
13 ducted in accordance with the “Uniform Appraisal Stand-
14 ards for Federal Land Acquisitions” and the “Uniform
15 Standards of Professional Appraisal Practice”.

16 (c) PAYMENT.—Not later than 30 days after the date
17 on which the public land is conveyed under this section,
18 the PUD shall pay to the Secretary an amount equal to
19 the appraised value of the public land as determined under
20 subsection (b).

21 (d) MAP AND LEGAL DESCRIPTIONS.—As soon as
22 practicable after the date of enactment of this Act, the
23 Secretary shall finalize legal descriptions of the public land
24 to be conveyed under this section. The Secretary may cor-
25 rect any minor errors in the map referred to in section

1 2 or in the legal descriptions. The map and legal descrip-
2 tions shall be on file and available for public inspection
3 in appropriate offices of the Bureau of Land Management.

4 (e) COSTS OF CONVEYANCE.—As a condition of con-
5 veyance, any costs related to the conveyance under this
6 section shall be paid by the PUD.

7 (f) DISPOSITION OF PROCEEDS.—The Secretary shall
8 deposit the proceeds from the sale in the working capital
9 fund of the Bureau of Land Management established by
10 section 306 of the Federal Land Policy and Management
11 Act of 1976 (43 U.S.C. 1736).

12 **SEC. 4. SEGREGATION OF LANDS.**

13 (a) WITHDRAWAL.—Except as provided in section
14 3(a), effective immediately upon enactment of this Act,
15 and subject to valid existing rights, the public land is with-
16 drawn from—

17 (1) all forms of entry, appropriation, or disposal
18 under the public land laws, and all amendments
19 thereto;

20 (2) location, entry, and patenting under the
21 mining laws, and all amendments thereto; and

22 (3) operation of the mineral leasing, mineral
23 materials, and geothermal leasing laws, and all
24 amendments thereto.

1 (b) DURATION.—This section expires two years after
2 the date of enactment of this Act or on the date of the
3 completion of the conveyance under section 3, whichever
4 is earlier.

Passed the House of Representatives September 27,
2006.

Attest:

KAREN L. HAAS,
Clerk.