

104<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 2438

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IN THE SENATE OF THE UNITED STATES

SEPTEMBER 5, 1996

Received; read twice and referred to the Committee on Energy and Natural  
Resources

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## AN ACT

To provide for the conveyance of lands to certain individuals  
in Gunnison County, Colorado, and for other purposes.

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. BOUNDARY ADJUSTMENT AND LAND CONVEY-**  
2 **ANCE, RAGGEDS WILDERNESS, WHITE RIVER**  
3 **NATIONAL FOREST, COLORADO.**

4 (a) FINDINGS.—The Congress finds the following:

5 (1) Certain landowners in Gunnison County,  
6 Colorado, who own real property adjacent to the por-  
7 tion of the Raggeds Wilderness in the White River  
8 National Forest, Colorado, have occupied or im-  
9 proved their property in good faith and in reliance  
10 on erroneous surveys of their properties that the  
11 landowners reasonably believed were accurate.

12 (2) In 1993, a Forest Service resurvey of the  
13 Raggeds Wilderness established accurate boundaries  
14 between the wilderness area and adjacent private  
15 lands.

16 (3) The resurvey indicated that a small portion  
17 of the Raggeds Wilderness is occupied by adjacent  
18 landowners on the basis of the earlier erroneous land  
19 surveys.

20 (b) PURPOSE.—It is the purpose of this section to  
21 remove from the boundaries of the Raggeds Wilderness  
22 certain real property so as to permit the Secretary of Agri-  
23 culture to use the authority of Public Law 97–465 (com-  
24 monly known as the Small Tracts Act; 16 U.S.C. 521c–  
25 521i) to convey the property to the landowners who occu-  
26 pied the property on the basis of erroneous land surveys.

1           (c) BOUNDARY ADJUSTMENT.—The boundary of the  
2 Raggeds Wilderness, Gunnison and White River National  
3 Forests, Colorado, as designated by section 102(a)(16) of  
4 Public Law 96–560 (16 U.S.C. 1132 note), is hereby  
5 modified to exclude from the area encompassed by the wil-  
6 derness a parcel of real property approximately 0.86-acres  
7 in size situated in the SW<sup>1</sup>/<sub>4</sub> of the NE<sup>1</sup>/<sub>4</sub> of Section 28,  
8 Township 11 South, Range 88 West of the 6th Principal  
9 Meridian, as depicted on the map entitled “Encroachment-  
10 Raggeds Wilderness”, dated November 17, 1993. Such  
11 map shall be on file and available for inspection in the  
12 appropriate offices of the United States Forest Service,  
13 Department of Agriculture.

14           (d) CONVEYANCE OF LAND REMOVED FROM WIL-  
15 DERNESS AREA.—The Secretary of Agriculture shall use  
16 the authority provided by Public Law 97–465 (commonly  
17 known as the Small Tracts Act; 16 U.S.C. 521e–521i) to  
18 convey all right, title, and interest of the United States  
19 in and to the real property excluded from the boundaries  
20 of the Raggeds Wilderness under subsection (c) to those  
21 owners of real property in Gunnison County, Colorado,  
22 whose real property adjoins the excluded lands and who

1 have occupied the excluded lands in good faith reliance  
2 on an erroneous survey.

Passed the House of Representatives September 4,  
1996.

Attest:

ROBIN H. CARLE,

*Clerk.*