

104TH CONGRESS
2D SESSION

H. R. 2518

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 5, 1996

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

AN ACT

To authorize the Secretary of Agriculture to exchange certain lands in the Wenatachee National Forest, Washington, for certain lands owned by Public Utility District No. 1 of Chelan County, Washington, 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. LAND EXCHANGE.**

2 (a) EXCHANGE.—Subject to subsection (c), the Sec-
3 retary of Agriculture (referred to in this section as the
4 “Secretary”) shall convey all right, title, and interest of
5 the United States in and to the National Forest System
6 lands described in subsection (b)(1) to Public Utility Dis-
7 trict No. 1 of Chelan County, Washington (referred to in
8 this section as the “Public Utility District”), in exchange
9 for the conveyance to the Department of Agriculture by
10 the Public Utility District of all right, title, and interest
11 of the Public Utility District in and to the lands described
12 in subsection (b)(2).

13 (b) DESCRIPTIONS OF LANDS.—

14 (1) NATIONAL FOREST SYSTEM LANDS.—The
15 National Forest System lands referred to in sub-
16 section (a) are 122 acres, more or less, that are par-
17 tially occupied by a wastewater treatment facility re-
18 ferred to in subsection (c)(4)(A) with the following
19 legal description:

20 (A) The NE¹/₄ of SW¹/₄ of section 27 of
21 township 27 north, range 17 east, Willamette
22 Meridian, Chelan County, Washington.

23 (B) The N¹/₂ of SE¹/₄ of SW¹/₄ of such
24 section 27.

25 (C) The W¹/₂ of NW¹/₄ of SE¹/₄ of such
26 section 27.

1 (D) The NW¹/₄ of SW¹/₄ of SE¹/₄ of such
2 section 27.

3 (E) The E¹/₂ of NW¹/₄ of the SE¹/₄ of such
4 section 27.

5 (F) That portion of the S¹/₂ of SE¹/₄ of
6 SW¹/₄ lying north of the northerly edge of
7 Highway 209 right-of-way of such section 27.

8 (2) PUBLIC UTILITY DISTRICT LANDS.—The
9 lands owned by the Public Utility District are
10 109.15 acres, more or less, with the following legal
11 description:

12 (A) S¹/₂ of SW¹/₄ of section 35 of township
13 26 north, range 17 east, Willamette Meridian,
14 Chelan County, Washington.

15 (B) The area specified by Public Utility
16 District No. 1 as Government Lot 5 in such
17 section 35.

18 (c) REQUIREMENTS FOR EXCHANGE.—

19 (1) TITLE ACCEPTANCE AND CONVEYANCE.—
20 Upon offer by the Public Utility District of all right,
21 title, and interest in and to the lands described in
22 subsection (b)(2), if the title is found acceptable by
23 the Secretary, the Secretary shall accept title to such
24 lands and interests therein and shall convey to the
25 Public Utility District all right, title, and interest of

1 the United States in and to the lands described in
2 subsection (b)(1).

3 (2) APPRAISALS REQUIRED.—Before making an
4 exchange pursuant to subsection (a), the Secretary
5 shall conduct appraisals of the lands that are subject
6 to the exchange to determine the fair market value
7 of the lands. Such appraisals shall not include the
8 value of the wastewater treatment facility referred to
9 in paragraph (4)(A).

10 (3) ADDITIONAL CONSIDERATION.—If, on the
11 basis of the appraisals made under paragraph (1),
12 the Secretary determines that the fair market value
13 of the lands to be conveyed by one party under sub-
14 section (a) is less than the fair market value of the
15 lands to be conveyed by the other party under sub-
16 section (a), then, as a condition of making the ex-
17 change under subsection (a), the party conveying the
18 lands with the lesser value shall pay the other party
19 the amount by which the fair market value of the
20 lands of greater value exceeds the fair market value
21 of the lands of lesser value.

22 (4) CONVEYANCE OF WASTEWATER TREATMENT
23 FACILITY.—(A) As part of an exchange made under
24 subsection (a), the Secretary shall convey to the
25 Public Utility District of Chelan County, Washing-

1 ton, all right, title, and interest of the United States
2 in and to the wastewater treatment facility (includ-
3 ing the wastewater treatment plant and associated
4 lagoons) located on the lands described in subsection
5 (b)(1) that is in existence on the date of the ex-
6 change.

7 (B) As a condition for the exchange under sub-
8 section (a), the Public Utility District shall provide
9 for a credit equal to the fair market value of the
10 wastewater treatment facility conveyed pursuant to
11 subparagraph (A) (determined as of November 4,
12 1991), that shall be applied to the United States'
13 share of any new or modified wastewater treatment
14 facilities constructed by the Public Utility District
15 after November 4, 1991.

16 (d) ADDITIONAL TERMS AND CONDITIONS.—The
17 Secretary may require such additional terms and condi-
18 tions in connection with the exchange under this section
19 as the Secretary determines appropriate to protect the in-
20 terests of the United States.

Passed the House of Representatives September 4,
1996.

Attest:

ROBIN H. CARLE,

Clerk.