

Union Calendar No. 51

113TH CONGRESS
1ST SESSION

H. R. 862

[Report No. 113-75]

To authorize the conveyance of two small parcels of land within the boundaries of the Coconino National Forest containing private improvements that were developed based upon the reliance of the landowners in an erroneous survey conducted in May 1960.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 27, 2013

Mrs. KIRKPATRICK (for herself and Mr. GOSAR) introduced the following bill;
which was referred to the Committee on Natural Resources

MAY 17, 2013

Committed to the Committee of the Whole House on the State of the Union
and ordered to be printed

A BILL

To authorize the conveyance of two small parcels of land within the boundaries of the Coconino National Forest containing private improvements that were developed based upon the reliance of the landowners in an erroneous survey conducted in May 1960.

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

3 **SECTION 1. CONVEYANCE OF LAND TO CORRECT ERRO-**
4 **NEOUS SURVEY, COCONINO NATIONAL FOR-**
5 **EST, ARIZONA.**

6 (a) CONVEYANCE AUTHORIZED.—The Secretary of
7 Agriculture may convey by quitclaim deed all right, title,
8 and interest of the United States in and to the two parcels
9 of land described in subsection (b) to a person or legal
10 entity that represents (by power of attorney) the majority
11 of landowners with private property adjacent to the two
12 parcels. These parcels are within the boundaries of the
13 Coconino National Forest and contain private improve-
14 ments that were developed based upon the reliance of the
15 landowners in an erroneous survey conducted in May
16 1960.

17 (b) DESCRIPTION OF LAND.—The two parcels of land
18 authorized for conveyance under subsection (a) consist of
19 approximately 2.67 acres described in the Bureau of Land
20 Management’s Survey Plat titled Subdivision and Metes
21 and Bounds Surveys in secs. 28 and 29, T. 20 N., R. 7
22 E., Gila and Salt River Meridian, approved February 2,
23 2010, as follows:

24 (1) Lot 2, sec. 28, T. 20 N., R. 7 E., Gila and
25 Salt River Meridian, Coconino County, Arizona.

1 (2) Lot 1, sec. 29, T. 20 N., R. 7 E., Gila and
2 Salt River Meridian, Coconino County, Arizona.

3 (c) CONSIDERATION.—

4 (1) AMOUNT OF CONSIDERATION.—As consider-
5 ation for the conveyance of the two parcels under
6 subsection (a), the person or legal entity that rep-
7 represents (by power of attorney) the majority of land-
8 owners with private property adjacent to the parcels
9 shall pay to the Secretary consideration in the
10 amount of \$20,000.

11 (2) DEPOSIT.—The Secretary shall deposit the
12 consideration received under this subsection in a
13 special account in the fund established under Public
14 Law 90–171 (commonly known as the Sisk Act; 16
15 U.S.C. 484a).

16 (3) USE.—The deposited funds shall be avail-
17 able to the Secretary, without further appropriation
18 and until expended, for acquisition of land in the
19 National Forest System.

20 (d) REVOCATION OF ORDERS.—Any public orders
21 withdrawing any of the Federal land from appropriation
22 or disposal under the public land laws are revoked to the
23 extent necessary to permit conveyance of the Federal land
24 under subsection (a).

1 (e) WITHDRAWAL OF FEDERAL LAND.—Subject to
2 valid existing rights, the Federal land authorized for con-
3 veyance under subsection (a) is withdrawn from all forms
4 of entry and appropriation under the public land laws, lo-
5 cation, entry, and patent under the mining laws, and oper-
6 ation of the mineral leasing and geothermal leasing laws
7 until the date which the conveyance is completed.

8 (f) OTHER TERMS AND CONDITIONS.—The convey-
9 ance authorized by subsection (a) shall be subject only to
10 those surveys and clearances as needed to protect the in-
11 terests of the United States.

12 (g) DURATION OF AUTHORITY.—The authority pro-
13 vided under this section shall terminate three years after
14 the date of the enactment of this Act.

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