

Calendar No. 248

104TH CONGRESS
1ST SESSION**H. R. 529****[Report No. 104-175]**

IN THE SENATE OF THE UNITED STATES

MARCH 29 (legislative day, MARCH 27), 1995

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

NOVEMBER 20, 1995

Reported by Mr. MURKOWSKI, without amendment

AN ACT

To authorize the exchange of National Forest System lands in the Targhee National Forest in Idaho for non-Federal lands within the forest in Wyoming.

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. AUTHORIZATION OF EXCHANGE.**

4 (a) CONVEYANCE.—Notwithstanding the require-
5 ments in the Act entitled “An Act to Consolidate National
6 Forest Lands”, approved March 20, 1922 (16 U.S.C.
7 485), and section 206(b) of the Federal Land Policy and

1 Management Act of 1976 (43 U.S.C. 1716(b)) that Fed-
2 eral and non-Federal lands exchanged for each other must
3 be located within the same State, the Secretary of Agri-
4 culture may convey the Federal lands described in section
5 2(a) in exchange for the non-Federal lands described in
6 section 2(b) in accordance with the provisions of this Act.

7 (b) APPLICABILITY OF OTHER PROVISIONS OF
8 LAW.—Except as otherwise provided in this Act, the land
9 exchange authorized by this section shall be made under
10 the existing authorities of the Secretary.

11 (c) ACCEPTABILITY OF TITLE AND MANNER OF CON-
12 VEYANCE.—The Secretary shall not carry out the ex-
13 change described in subsection (a) unless the title to the
14 non-Federal lands to be conveyed to the United States,
15 and the form and procedures of conveyance, are acceptable
16 to the Secretary.

17 **SEC. 2. DESCRIPTION OF LANDS TO BE EXCHANGED.**

18 (a) FEDERAL LANDS.—The Federal lands referred to
19 in this Act are located in the Targhee National Forest
20 in Idaho, are generally depicted on the map entitled
21 “Targhee Exchange, Idaho-Wyoming—Proposed, Federal
22 Land”, dated September 1994, and are known as the
23 North Fork Tract.

24 (b) NON-FEDERAL LANDS.—The non-Federal lands
25 referred to in this Act are located in the Targhee National

1 Forest in Wyoming, are generally depicted on the map en-
2 titled “Non-Federal Land, Targhee Exchange, Idaho-Wy-
3 oming—Proposed”, dated September 1994, and are
4 known as the Squirrel Meadows Tract.

5 (c) MAPS.—The maps referred to in subsections (a)
6 and (b) shall be on file and available for inspection in the
7 office of the Targhee National Forest in Idaho and in the
8 office of the Chief of the Forest Service.

9 **SEC. 3. EQUALIZATION OF VALUES.**

10 Prior to the exchange authorized by section 1, the
11 values of the Federal and non-Federal lands to be so ex-
12 changed shall be established by appraisals of fair market
13 value that shall be subject to approval by the Secretary.
14 The values either shall be equal or shall be equalized using
15 the following methods:

16 (1) ADJUSTMENT OF LANDS.—

17 (A) PORTION OF FEDERAL LANDS.—If the
18 Federal lands are greater in value than the
19 non-Federal lands, the Secretary shall reduce
20 the acreage of the Federal lands until the val-
21 ues of the Federal lands closely approximate
22 the values of the non-Federal lands.

23 (B) ADDITIONAL FEDERALLY-OWNED
24 LANDS.—If the non-Federal lands are greater
25 in value than the Federal lands, the Secretary

1 may convey additional federally owned lands
2 within the Targhee National Forest up to an
3 amount necessary to equalize the values of the
4 non-Federal lands and the lands to be trans-
5 ferred out of Federal ownership. However, such
6 additional federally owned lands shall be limited
7 to those meeting the criteria for land exchanges
8 specified in the Targhee National Forest Land
9 and Resource Management Plan.

10 (2) PAYMENT OF MONEY.—The values may be
11 equalized by the payment of money as provided in
12 section 206(b) of the Federal Land Policy and Man-
13 agement Act of 1976 (43 U.S.C. 1716(b)).

14 **SEC. 4. DEFINITIONS.**

15 For purposes of this Act:

16 (1) The term “Federal lands” means the Fed-
17 eral lands described in section 2(a).

18 (2) The term “non-Federal lands” means the
19 non-Federal lands described in section 2(b).

20 (3) The term “Secretary” means the Secretary
21 of Agriculture.

 Passed the House of Representatives March 28,
1995.

Attest:

ROBIN H. CARLE,

Clerk.

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