

107TH CONGRESS
2D SESSION

H. R. 5109

AN ACT

To direct the Secretary of Energy to convey a parcel of land at the facility of the Southwestern Power Administration in Tupelo, Oklahoma.

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To direct the Secretary of Energy to convey a parcel of land at the facility of the Southwestern Power Administration in Tupelo, Oklahoma.

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 CONVEYANCE, TUPELO, OKLAHOMA.**

2 (a) CONVEYANCE REQUIRED.—Except as required by
3 subsection (d), the Secretary of Energy shall convey, at
4 fair market value, to Rural Enterprises of Oklahoma, In-
5 corporated, all right, title, and interest of the United
6 States in and to a parcel of land, and any improvements
7 thereto, consisting of approximately 6.3 acres of the facil-
8 ity of the Southwestern Power Administration in Tupelo,
9 Oklahoma, for use in economic development within the
10 service area of the Tri-County Indian Nations Community
11 Development Corporation.

12 (b) DESCRIPTION OF PARCEL.—The exact acreage
13 and description of the parcel to be conveyed under sub-
14 section (a) shall be determined by a survey that is satisfac-
15 tory to the Secretary and to Rural Enterprises of Okla-
16 homa, Incorporated.

17 (c) CONDITIONS OF CONVEYANCE.—As conditions of
18 the conveyance under subsection (a), the Secretary shall
19 require that Rural Enterprises of Oklahoma,
20 Incorporated—

21 (1) agree to honor the terms of any lease of the
22 parcel or portion thereof that is in existence on the
23 date of the conveyance; and

24 (2) agree to bear the costs of the conveyance,
25 including the cost of the survey required by sub-

1 section (b) and the appraisal required by subsection
2 (f).

3 (d) EASEMENT.—Under the terms of the conveyance
4 of the parcel under subsection (a), the Secretary shall re-
5 tain an easement to the parcel for the purpose of main-
6 taining a sewage connection to the electrical substation
7 and lagoon facility located adjacent to the parcel. Such
8 easement shall include telephone and telegraph rights.

9 (e) UNDEPRECIATED VALUE.—The Southwestern
10 Power Administration is authorized to remove the
11 undepreciated value of the facilities conveyed under sub-
12 section (a) from its repayable investment obligation.

13 (f) VALUATION OF LAND TO BE CONVEYED.—The
14 fair market value of the land to be conveyed under sub-
15 section (a) shall be determined by an appraisal acceptable
16 to the Secretary that is conducted by an appraiser agreed
17 upon by the Secretary and Rural Enterprises of Okla-
18 homa, Incorporated, and conducted in accordance with—

19 (1) the Uniform Relocation Assistance and Real
20 Property Acquisition Policies Act of 1970 (42
21 U.S.C. 4601; Public Law 91-646);

22 (2) the Uniform Appraisal Standards for Fed-
23 eral Land Acquisition; and

1 (3) the Uniform Standards of Professional Ap-
2 praisal Practice.

 Passed the House of Representatives September 24,
2002.

Attest:

Clerk.