

Union Calendar No. 415

107TH CONGRESS
2^D SESSION

H. R. 5109

[Report No. 107-673]

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

IN THE HOUSE OF REPRESENTATIVES

JULY 11, 2002

Mr. WATKINS of Oklahoma introduced the following bill; which was referred to the Committee on Resources

SEPTEMBER 24, 2002

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on July 11, 2002]

A BILL

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 fair*
4 *market value, to Rural Enterprises of Oklahoma, Incor-*
5 *porated, all right, title, and interest of the United States*
6 *in and to a parcel of land, and any improvements thereto,*
7 *consisting of approximately 6.3 acres of the facility of the*
8 *Southwestern Power Administration in Tupelo, Oklahoma,*
9 *for use in economic development within the service area of*
10 *the Tri-County Indian Nations Community Development*
11 *Corporation.*

12 (b) *DESCRIPTION OF PARCEL.*—*The exact acreage and*
13 *description of the parcel to be conveyed under subsection*
14 *(a) shall be determined by a survey that is satisfactory to*
15 *the Secretary and to Rural Enterprises of Oklahoma, Incor-*
16 *porated.*

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

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

23 (2) *agree to bear the costs of the conveyance, in-*
24 *cluding the cost of the survey required by subsection*
25 *(b) and the appraisal required by subsection (f).*

1 (d) *EASEMENT.*—Under the terms of the conveyance of
2 the parcel under subsection (a), the Secretary shall retain
3 an easement to the parcel for the purpose of maintaining
4 a sewage connection to the electrical substation and lagoon
5 facility located adjacent to the parcel. Such easement shall
6 include telephone and telegraph rights.

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

11 (f) *VALUATION OF LAND TO BE CONVEYED.*—The fair
12 market value of the land to be conveyed under subsection
13 (a) shall be determined by an appraisal acceptable to the
14 Secretary that is conducted by an appraiser agreed upon
15 by the Secretary and Rural Enterprises of Oklahoma, In-
16 corporated, and conducted in accordance with—

17 (1) *the Uniform Relocation Assistance and Real*
18 *Property Acquisition Policies Act of 1970 (42 U.S.C.*
19 *4601; Public Law 91–646);*

20 (2) *the Uniform Appraisal Standards for Fed-*
21 *eral Land Acquisition; and*

22 (3) *the Uniform Standards of Professional Ap-*
23 *praisal Practice.*

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