

Suspend the Rules and Pass the Bill, H.R. 3326, With an Amendment

(The amendment strikes all after the enacting clause and inserts a new text)

113TH CONGRESS
1ST SESSION

H. R. 3326

To provide for an exchange of land between the United States and the Trinity Public Utilities District of Trinity County, California, involving a parcel of National Forest System land in Shasta-Trinity National Forest.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 23, 2013

Mr. HUFFMAN introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To provide for an exchange of land between the United States and the Trinity Public Utilities District of Trinity County, California, involving a parcel of National Forest System land in Shasta-Trinity National Forest.

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. SHORT TITLE.**

4 This Act may be cited as the “Trinity County Land
5 Exchange Act of 2014”.

1 **SEC. 2. LAND EXCHANGE, TRINITY PUBLIC UTILITIES DIS-**
2 **TRICT, TRINITY COUNTY, CALIFORNIA, THE**
3 **BUREAU OF LAND MANAGEMENT, AND THE**
4 **FOREST SERVICE.**

5 (a) LAND EXCHANGE REQUIRED.—If not later than
6 three years after enactment of this Act, the Utilities Dis-
7 trict conveys to the Secretary of the Interior all right, title,
8 and interest of the Utilities District in and to Parcel A,
9 subject to such terms and conditions as the Secretary of
10 the Interior may require, the Secretary of Agriculture
11 shall convey Parcel B to the Utilities District, subject to
12 such terms and conditions as the Secretary of Agriculture
13 may require, including the reservation of easements for
14 all roads and trails considered to be necessary for adminis-
15 trative purposes and to ensure public access to National
16 Forest System lands.

17 (b) AVAILABILITY OF MAPS AND LEGAL DESCRIP-
18 TIONS.—Maps are entitled “Trinity County Land Ex-
19 change Act of 2014 – Parcel A” and “Trinity County
20 Land Exchange Act of 2014 – Parcel B”, both dated
21 March 24, 2014. The maps shall be on file and available
22 for public inspection in the Office of the Chief of the For-
23 est Service and the appropriate office of the Bureau of
24 Land Management. With the agreement of the parties to
25 the conveyances under subsection (a), the Secretary of the

1 Interior and the Secretary of Agriculture may make tech-
2 nical corrections to the maps and legal descriptions.

3 (c) EQUAL VALUE EXCHANGE.—

4 (1) LAND EXCHANGE PROCESS.—The land ex-
5 change under this section shall be an equal value ex-
6 change. Except as provided in paragraph (3), the
7 Secretary of the Interior and the Secretary of Agri-
8 culture shall carry out the land exchange in accord-
9 ance with section 206 of the Federal Land Policy
10 and Management Act of 1976 (43 U.S.C. 1716).

11 (2) APPRAISAL OF PARCELS.—The values of
12 Parcel A and Parcel B shall be determined by ap-
13 praisals performed by a qualified appraiser mutually
14 agreed to by the parties to the conveyances under
15 subsection (a). The appraisals shall be approved by
16 the Secretary of Interior and the Secretary of Agri-
17 culture and conducted in conformity with the Uni-
18 form Appraisal Standards for Federal Land.

19 (3) CASH EQUALIZATION.—If the values of Par-
20 cel A and Parcel B are not equal, the values may
21 be equalized through the use of a cash equalization
22 payment, however, if the final appraised value of
23 Parcel A exceeds the value of Parcel B, the surplus
24 value of Parcel A shall be considered to be a dona-
25 tion by the Utilities District. Notwithstanding sec-

1 tion 206(b) of the Federal Land Policy and Manage-
2 ment Act of 1976 (43 U.S.C. 1716(b)), a cash
3 equalization payment may be made in excess of 25
4 percent of the appraised value of the Parcel B.

5 (d) DISPOSITION OF PROCEEDS.—

6 (1) IN GENERAL.—Any cash equalization pay-
7 ment received by the United States under subsection
8 (c) shall be deposited in the fund established under
9 Public Law 90–171 (16 U.S.C. 484a; commonly
10 known as the Sisk Act).

11 (2) USE OF PROCEEDS.—Amounts deposited
12 under paragraph (1) shall be available to the Sec-
13 retary of Agriculture, without further appropriation
14 and until expended, for the improvement, mainte-
15 nance, reconstruction, or construction of a facility or
16 improvement for the National Forest System.

17 (e) SURVEY.—The exact acreage and legal descrip-
18 tion of Parcel A and Parcel B shall be determined by a
19 survey satisfactory to the Secretary of the Interior and
20 the Secretary of Agriculture.

21 (f) COSTS.—As a condition of the land exchange
22 under subsection (a), the Utilities District shall pay the
23 costs associated with—

24 (1) the surveys described in subsection (e);

1 (2) the appraisals described in subsection
2 (c)(2); and

3 (3) any other reasonable administrative or re-
4 mediation cost determined by the Secretary of Agri-
5 culture.

6 (g) MANAGEMENT OF ACQUIRED LAND.—Upon the
7 acquisition of Parcel A, the Secretary of the Interior, act-
8 ing through the Redding Field Office of the Bureau of
9 Land Management, shall administer Parcel A as public
10 land in accordance with the Federal Land Policy and Man-
11 agement Act of 1976 (43 U.S.C. 1701 et seq.) and the
12 laws and regulations applicable to public land adminis-
13 tered by the Bureau of Land Management, except that
14 public recreation and public access to and for recreation
15 shall be the highest and best use of Parcel A.

16 (h) COMPLETION OF LAND EXCHANGE.—Once the
17 Utilities District offers to convey Parcel A to the Secretary
18 of the Interior, the Secretary of Agriculture shall complete
19 the conveyance of Parcel B not later than one year after
20 the date of enactment of this Act.

21 (i) DEFINITIONS.—For the purposes of this section:

22 (1) PARCEL A.—The term “Parcel A” means
23 the approximately 47 acres of land, known as the
24 “Sky Ranch parcel”, adjacent to public land admin-
25 istered by the Redding Field Office of the Bureau of

1 Land Management as depicted on the map entitled
2 “Trinity County Land Exchange Act of 2014 – Par-
3 cel A”, dated March 24, 2014, more particularly de-
4 scribed as a portion of Mineral Survey 178, south
5 Highway 299, generally located in the S1/2 of the
6 S1/2 of Section 7 and the N1/2 of the N1/2 of Sec-
7 tion 8, Township 33 North, Range 10 West, Mount
8 Diablo Meridian.

9 (2) PARCEL B.—The term “Parcel B” means
10 the approximately 100 acres land in the Shasta-
11 Trinity National Forest in the State of California
12 near the Weaverville Airport in Trinity County as
13 depicted on the map entitled “Trinity County Land
14 Exchange Act of 2014 – Parcel B” dated March 24,
15 2014, more particularly described as Lot 8, SW1/4
16 SE1/4, and S1/2 N1/2 SE, Section 31, Township 34
17 North, Range 9 West, Mount Diablo Meridian.

18 (3) UTILITIES DISTRICT.—The term “Utilities
19 District” means the Trinity Public Utilities District
20 of Trinity County, California.