

103^D CONGRESS
2^D SESSION

S. 2248

To permit the Secretary of Agriculture to exchange certain lands in the Wenatachee National Forest, Washington, for certain lands owned by Public Utility District No. 1 of Chelan County, Washington; and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 29 (legislative day, JUNE 7), 1994

Mr. GORTON (for himself and Mrs. MURRAY) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To permit the Secretary of Agriculture to exchange certain lands in the Wenatachee National Forest, Washington, for certain lands owned by Public Utility District No. 1 of Chelan County, Washington; and for other purposes.

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. LAND EXCHANGE.**

4 (a) EXCHANGE.—Subject to subsection (c), the Sec-
5 retary of Agriculture (referred to in this section as the
6 “Secretary”) may convey all right, title, and interest of
7 the United States in National Forest System lands de-

1 scribed in subsection (b)(1) to Public Utility District No.
2 1 of Chelan County, Washington (referred to in this sec-
3 tion as the “Public Utility District”), in exchange for the
4 conveyance to the Department of Agriculture by the Pub-
5 lic Utility District of all right, title, and interest of the
6 Public Utility District in the lands described in subsection
7 (b)(2).

8 (b) DESCRIPTIONS OF LANDS.—

9 (1) NATIONAL FOREST SYSTEM LANDS.—The
10 National Forest System lands referred to in sub-
11 section (a) are 90 acres, more or less, that are par-
12 tially occupied by a wastewater treatment facility re-
13 ferred to in subsection (c)(3)(A) with the following
14 legal description:

15 (A) The NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of section 27 of
16 township 27 north, range 17 east, Willamette
17 Meridian, Chelan County, Washington.

18 (B) The N $\frac{1}{2}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of such
19 section 27.

20 (C) The W $\frac{1}{2}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of such
21 section 27.

22 (D) The NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of
23 such section 27.

24 (2) PUBLIC UTILITY DISTRICT LANDS.—The
25 lands owned by the Public Utility District are

1 109.15 acres, more or less, with the following legal
2 description:

3 (A) S $\frac{1}{2}$ of SW $\frac{1}{4}$ of section 35 of town-
4 ship 26 north, range 17 east, Willamette Merid-
5 ian, Chelan County, Washington.

6 (B) The area specified by Public Utility
7 District No. 1 as Government Lot 5 in such
8 section 35.

9 (c) REQUIREMENTS FOR EXCHANGE.—

10 (1) APPRAISALS REQUIRED.—Before making an
11 exchange pursuant to subsection (a), the Secretary
12 shall conduct an appraisal of the lands that are sub-
13 ject to the exchange to determine the fair market
14 value of the lands. Such appraisal may not include
15 the value of the wastewater treatment facility re-
16 ferred to in paragraph (3)(A).

17 (2) ADDITIONAL CONSIDERATION.—If, on the
18 basis of an appraisal made under paragraph (1), the
19 Secretary determines that the fair market value of
20 the lands to be conveyed by one party under sub-
21 section (a) is less than the fair market value of the
22 lands to be conveyed by the other party under sub-
23 section (a), then, as a condition of making the ex-
24 change under subsection (a), the party conveying the
25 lands with the lesser value shall pay the other party

1 the amount by which the fair market value of the
2 lands of greater value exceeds the fair market value
3 of the lands of lesser value.

4 (3) CONVEYANCE OF WASTEWATER TREATMENT
5 FACILITY.—(A) As part of an exchange made under
6 subsection (a), the Secretary shall convey to the
7 Public Utility District of Chelan County, Washing-
8 ton all right, title, and interest of the United States
9 in the wastewater treatment facility (including the
10 wastewater treatment plant and associated lagoons)
11 located on the lands described in subsection (b)(1)
12 that is in existence on the date of the exchange.

13 (B) As a condition for the exchange under sub-
14 section (a), the Public Utility District shall provide
15 for a credit equal to the fair market value of the
16 wastewater treatment facility conveyed pursuant to
17 subparagraph (A) (determined as of November 4,
18 1991), that shall be applied to the share that the
19 Federal Government is obligated to pay for a new
20 wastewater treatment facility constructed by the
21 Public Utility District after such date.

22 (d) ADDITIONAL TERMS AND CONDITIONS.—The
23 Secretary may require such additional terms and condi-
24 tions in connection with the exchange under this section

1 as the Secretary determines appropriate to protect the in-
2 terests of the United States.

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