

104TH CONGRESS
2D SESSION

H. R. 3903

To require the Secretary of the Interior to sell the Sly Park Dam and Reservoir, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JULY 25, 1996

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

A BILL

To require the Secretary of the Interior to sell the Sly Park Dam and Reservoir, 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. SHORT TITLE.**

4 This Act may be cited as the “Sly Park Unit Convey-
5 ance Act”.

6 **SEC. 2. DEFINITIONS.**

7 For purposes of this Act:

8 (1) The term “El Dorado Irrigation District”
9 or “District” means a political subdivision of the
10 State of California duly organized, existing, and act-

1 ing pursuant to the laws thereof with its principal
2 place of business in the city of Placerville, El Do-
3 rado County, California.

4 (2) The term “Secretary” means the Secretary
5 of the Interior.

6 (3) The term “Sly Park Unit” means the Sly
7 Park Dam and Reservoir, Camp Creek Diversion
8 Dam and Tunnel and conduits and canals as author-
9 ized under the Act entitled “An Act to authorize the
10 American River Basin Development, California, for
11 irrigation and reclamation, and for other purposes”,
12 approved October 14, 1949 (63 Stat. 852 chapter
13 690), together with all other facilities owned by the
14 United States including those used to convey and
15 store water delivered from Sly Park, as well as all
16 recreation facilities associated thereto.

17 **SEC. 3. SALE OF THE SLY PARK UNIT.**

18 (a) The Secretary shall, on or before December 31,
19 1997, and upon receipt of the payment for the original
20 construction debt described in subsection (b), sell and con-
21 vey to the El Dorado Irrigation District all right, title,
22 and interest of the United States in and to the Sly Park
23 Unit. At the time the Sly Park Unit is conveyed, the Sec-
24 retary shall also transfer and assign to the District the
25 water rights relating to the Sly Park Unit held in trust

1 by the Secretary for diversion and storage under Califor-
2 nia State permits numbered 2631 and 12258 and other
3 valid permits issued by the California State Water Re-
4 sources Control Board.

5 (b) The sale price for the Sly Park Unit shall be
6 \$1,439,505, which is the net present value of the out-
7 standing balance for the original construction of the Sly
8 Park Unit payable to the United States. Payment shall
9 be deposited as miscellaneous receipts in the Treasury and
10 credited to the Central Valley Project Restoration Fund.
11 Payment of such price shall extinguish all payment obliga-
12 tions under contract numbered 14-06-200-949IR1 be-
13 tween the District and the Secretary.

14 **SEC. 4. CERTAIN CONTRACT OBLIGATIONS NOT AFFECTED.**

15 The sale of the Sly Park Unit under this Act shall
16 not affect the payment obligations of the District under
17 the contract between the District and the Secretary num-
18 bered 14-06-200-7734, as amended by contracts num-
19 bered 14-06-200-4282A and 14-06-200-8536A.

20 **SEC. 5. TREATMENT OF SALES FOR PURPOSES OF CERTAIN**
21 **LAWS.**

22 (a) The sales of assets under this Act shall not be
23 considered a disposal of Federal surplus property under
24 the following provisions of law:

1 (1) Section 203 of the Federal Property and
2 Administrative Services Act of 1949 (40 U.S.C.
3 484).

4 (2) Section 13 of the Surplus Property Act of
5 1944 (50 U.S.C. App. 1622).

6 (b) The Congress specifically finds that (1) the sale,
7 conveyance and assignment of the Sly Park Unit and
8 water rights under this Act involves the transfer of the
9 ownership and operation of an existing ongoing water
10 project, (2) the Sly Park Unit operation, facilities, and
11 water rights have been, and after the sale and transfer
12 will continue to be, committed to maximum reasonable and
13 beneficial use for existing services, in accordance with
14 State of California water law, and (3) the sale, conveyance
15 and assignment of the Sly Park Unit and water rights
16 does not involve any additional growth or expansion of the
17 Project or other environmental impacts. The sale, convey-
18 ance and assignment of the Sly Park Unit and water
19 rights is consistent with the National Environmental Pol-
20 icy Act of 1969 (42 U.S.C. 4332) and the Endangered
21 Species Act of 1973 (16 U.S.C. 1531 et seq.) without ad-
22 ditional environmental review and, consequently, no new
23 environmental documentation is required pursuant to such
24 Acts.

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