

106TH CONGRESS  
2D SESSION

# H. R. 4226

To authorize the Secretary of Agriculture to sell or exchange all or part of certain administrative sites and other land in the Black Hills National Forest and to use funds derived from the sale or exchange to acquire replacement sites and to acquire or construct administrative improvements in connection with the Black Hills National Forest.

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## IN THE HOUSE OF REPRESENTATIVES

APRIL 10, 2000

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

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## A BILL

To authorize the Secretary of Agriculture to sell or exchange all or part of certain administrative sites and other land in the Black Hills National Forest and to use funds derived from the sale or exchange to acquire replacement sites and to acquire or construct administrative improvements in connection with the Black Hills National Forest.

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. SHORT TITLE.**

2       This Act may be cited as the “Black Hills National  
3 Forest and Rocky Mountain Research Station Improve-  
4 ment Act”.

5 **SEC. 2. SALE OR EXCHANGE OF LAND, BLACK HILLS NA-**  
6 **TIONAL FOREST, SOUTH DAKOTA.**

7       (a) IN GENERAL.—The Secretary of Agriculture (re-  
8 ferred to in this section as the “Secretary”) may, under  
9 such terms and conditions as the Secretary may prescribe,  
10 sell or exchange any right, title, and interest of the United  
11 States in and to the approximately 367 acres contained  
12 in the following parcels of land in the State of South Da-  
13 kota:

14           (1) Tract BLKH–1 “Spearfish Dwelling” (ap-  
15 proximately 0.24 acres); N $\frac{1}{2}$  lots 8 and 9 of block  
16 16, sec. 10, T6N, R2E.

17           (2) Tract BLKH–2 “Deadwood Garage” (ap-  
18 proximately 0.12 acres); lots 9 and 11 of block 34,  
19 sec. 26, T5N, R3E.

20           (3) Tract BLKH–3 “Deadwood Dwellings” (ap-  
21 proximately 0.32 acres); lots 12 through 16 of Block  
22 44, sec. 26, T5N, R3E.

23           (4) Tract BLKH–4 “Hardy Work Center” (ap-  
24 proximately 150 acres); E $\frac{1}{2}$ , SW $\frac{1}{4}$ , SE $\frac{1}{4}$ ; SE $\frac{1}{4}$ ,  
25 SE $\frac{1}{4}$ ; sec. 19; NE $\frac{1}{4}$ , NW $\frac{1}{4}$ , NE $\frac{1}{4}$ ; E $\frac{1}{2}$ , NE $\frac{1}{4}$ ,

1 SE<sup>1</sup>/<sub>4</sub>; E<sup>1</sup>/<sub>2</sub>, SE<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub>; NE<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub>; sec. 30,  
 2 T3N, R1E.

3 (5) Tract BLKH-6 “Pactola Work Center”  
 4 (approximately 100 acres); W<sup>1</sup>/<sub>2</sub>, SW<sup>1</sup>/<sub>4</sub>, NW<sup>1</sup>/<sub>4</sub>;  
 5 W<sup>1</sup>/<sub>2</sub>, NW<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>; W<sup>1</sup>/<sub>2</sub>, SW<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>; SE<sup>1</sup>/<sub>4</sub>,  
 6 SW<sup>1</sup>/<sub>4</sub>, SW<sup>1</sup>/<sub>4</sub>; sec. 25; E<sup>1</sup>/<sub>2</sub>, E<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>; SE<sup>1</sup>/<sub>4</sub>,  
 7 SE<sup>1</sup>/<sub>4</sub>, NE<sup>1</sup>/<sub>4</sub>; sec. 26; T2N, R5E.

8 (6) Tract BLKH-7 “Pactola Ranger District  
 9 Office” (approximately 8.25 acres); lot 1 of Ranger  
 10 Station Subdivision, sec. 4, T1N, R7E.

11 (7) Tract BLKH-8 “Reder Administrative  
 12 Site” (approximately 82 acres); lots 6 and 7, sec.  
 13 29; lot A of Reder Placer, lot 19, NW<sup>1</sup>/<sub>4</sub>, SE<sup>1</sup>/<sub>4</sub>,  
 14 NE<sup>1</sup>/<sub>4</sub>, sec. 30, T1S, R5E.

15 (8) Tract BLKH-9 “Allen Gulch Properties”  
 16 (approximately 20.60 acres); lot 14, sec. 25, T1S,  
 17 R4E.

18 (9) Tract BLKH-10 “Custer Ranger District  
 19 Office” (approximately 0.39 acres); lots 4 and 9 of  
 20 block 125 plus the east 15 feet of the vacated north/  
 21 south alley adjacent to lot 4, city of Custer, sec. 26,  
 22 T3S, R4E.

23 (b) APPLICABLE AUTHORITIES.—Except as other-  
 24 wise provided in this section, any sale or exchange of land  
 25 described in subsection (a) shall be subject to laws (includ-

ing regulations) applicable to the conveyance and acquisition of land for National Forest System purposes.

(c) CASH EQUALIZATION.—Notwithstanding any other provision of law, the Secretary may accept cash equalization payments in excess of 25 percent of the total value of the land described in subsection (a) from any exchange under subsection (a).

(d) SOLICITATIONS OF OFFERS.—

(1) IN GENERAL.—In carrying out this section, the Secretary may use solicitations of offers for sale or exchange under this section on such terms and conditions as the Secretary may prescribe.

(2) REJECTION OF OFFERS.—The Secretary may reject any offer under this section if the Secretary determines that the offer is not adequate or not in the public interest.

(e) DISPOSITION OF FUNDS.—Any funds received by the Secretary from a sale under this section or as cash equalization payments from an exchange under this section—

(1) shall be deposited into the fund established by Public Law 90–171 (commonly known as the “Sisk Act”) (16 U.S.C. 484a); and

(2) shall be available for expenditure, on appropriation, for—

1 (A) the acquisition from willing sellers of  
2 land and interests in land in the State of South  
3 Dakota; and

4 (B) the acquisition or construction of ad-  
5 ministrative improvements in connection with  
6 the Black Hills National Forest.

7 (f) AUTHORIZATION OF APPROPRIATIONS.—There  
8 are authorized to be appropriated such sums as are nec-  
9 essary to carry out this section.

10 **SEC. 3. REPLACEMENT LABORATORY, ROCKY MOUNTAIN**  
11 **RESEARCH STATION, RAPID CITY, SOUTH DA-**  
12 **KOTA.**

13 There are authorized to be appropriated to the Sec-  
14 retary of Agriculture \$2,100,000 for the construction of  
15 a laboratory facility for the Rocky Mountain Research  
16 Station in Rapid City, South Dakota, to replace the obso-  
17 lete laboratory capability at the research station. The re-  
18 placement facility shall be colocated with at least one of  
19 the administrative improvements for the Black Hills Na-  
20 tional Forest acquired or constructed under the authority  
21 of section 2(e)(2)(B).

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