

106TH CONGRESS  
2D SESSION

# H. R. 4889

To direct the Secretary of Agriculture to release the reversionary interest of the United States in certain land located in Sumter County, South Carolina, to facilitate a land exchange involving that land and to provide for the conveyance of the mineral interests of the United States in that land.

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## IN THE HOUSE OF REPRESENTATIVES

JULY 19, 2000

Mr. SPRATT introduced the following bill; which was referred to the Committee on Agriculture, and in addition to the Committee on Resources, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

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## A BILL

To direct the Secretary of Agriculture to release the reversionary interest of the United States in certain land located in Sumter County, South Carolina, to facilitate a land exchange involving that land and to provide for the conveyance of the mineral interests of the United States in that land.

1       *Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

1     **SECTION 1. RELEASE OF REVERSIONARY INTEREST AND**  
2                   **SALE OF MINERAL RIGHTS IN FORMER FED-**  
3                   **ERAL LAND IN SUMTER COUNTY, SOUTH**  
4                   **CAROLINA.**

5     (a) FINDINGS.—Congress finds the following:

6                   (1) The hiking trail known as the Palmetto  
7     Trail traverses the Manchester State Forest in Sum-  
8     ter County, South Carolina, which is owned by the  
9     South Carolina State Commission of Forestry for  
10    the State of South Carolina.

11                  (2) The Commission seeks to widen the Pal-  
12    metto Trail by acquiring a corridor of land along the  
13    northeastern border of the trail from the Anne  
14    Marie Carton Boardman Trust in exchange for a  
15    tract of former Federal land now owned by the Com-  
16    mission.

17                  (3) At the time of the conveyance of the former  
18    Federal land to the Commission in 1955, the United  
19    States retained a reversionary interest in the land,  
20    which now prevents the land exchange from being  
21    completed.

22     (b) RELEASE OF REVERSIONARY INTEREST.—

23                  (1) RELEASE REQUIRED.—The Secretary of  
24    Agriculture shall release the reversionary interest of  
25    the United States in the tract of land identified as

1       Tract 3 on the map referred to in paragraph (3) (in  
2       this section referred to as “Tract 3”) that—

3               (A) requires that the land be used for pub-  
4       lic purposes; and

5               (B) is contained in the deed conveying the  
6       land from the United States to the South Caro-  
7       lina State Commission of Forestry, dated June  
8       28, 1955, and recorded in Deed Drawer No. 6  
9       of the Clerk of Court for Sumter County, South  
10      Carolina.

11               (2) MAP OF TRACT 3.—Tract 3 is generally de-  
12       picted on the map numbered 225-HI, entitled  
13       “Boundary Survey for South Carolina Forestry  
14       Commission”, dated August 1998, and filed, to-  
15       gether with a legal description of the tract, with the  
16      South Carolina State Commission of Forestry.

17               (3) CONSIDERATION.—As consideration for the  
18       release of the revisionary interest under paragraph  
19       (1), the State of South Carolina shall transfer to the  
20       United States a vested future interest, similar to the  
21       restriction described in paragraph (1)(A), in the  
22       tract of land identified as Parcel G on the map num-  
23       bered 161-DI, entitled “South Carolina Forestry  
24       Commission Boardman Land Exchange”, dated Feb-  
25       ruary 10, 1997, and filed, together with a legal de-

1 scription of the tract, with the South Carolina State  
2 Commission of Forestry.

3 (c) SALE OF MINERAL RIGHTS.—

4 (1) SALE REQUIRED.—Subject to any valid ex-  
5 isting rights of third parties, the Secretary of the In-  
6 terior shall convey to the State of South Carolina all  
7 of the undivided mineral interests of the United  
8 States in Tract 3 as soon as practicable after the  
9 State of South Carolina agrees to comply with para-  
10 graph (3).

11 (2) DETERMINATION OF MINERAL CHARACTER  
12 AND FAIR MARKET VALUE.—Not later than 90 days  
13 after the date of the enactment of this Act, the Sec-  
14 retary of the Interior shall determine—

15 (A) the mineral character of Tract 3; and  
16 (B) the fair market value of the mineral  
17 interests.

18 (3) CONSIDERATION.—As consideration for the  
19 sale of mineral interests under paragraph (1), the  
20 State of South Carolina shall pay to the United  
21 States an amount equal to—

22 (A) the administrative costs incurred by  
23 the United States in conveying the mineral in-  
24 terests to the State of South Carolina, including

1           the costs incurred to make the determinations  
2           required by paragraph (2); and

3           (B) subject to paragraph (4), the fair mar-  
4           ket value of the mineral interests.

5           (4) WAIVER.—If the Secretary of the Interior  
6           determines under paragraph (2) that the mineral in-  
7           terests in Tract 3 have no value and are under no  
8           active mineral development or lease, the Secretary  
9           may waive the consideration that would otherwise be  
10          required by paragraph (2)(B).

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