

106TH CONGRESS  
2D SESSION

# S. 2069

To permit the conveyance of certain land in Powell, Wyoming.

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IN THE SENATE OF THE UNITED STATES

FEBRUARY 10, 2000

Mr. ENZI introduced the following bill; which was read twice and referred to  
the Committee on Energy and Natural Resources

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## A BILL

To permit the conveyance of certain land in Powell,  
Wyoming.

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. ELIMINATION OF PUBLIC PURPOSE CONDI-**  
4 **TION.**

5 (a) FINDINGS.—Congress finds that—

6 (1) the parcel of land described in subsection  
7 (c) was patented to the town (now City) of Powell,  
8 Wyoming, by the United States General Land Office  
9 on October 17, 1934, to help establish a town near  
10 the Shoshone Irrigation Project;

1           (2) the land was patented with the condition  
2 that it be used forever for a public purpose, as re-  
3 quired by section 3 of the Act of April 16, 1906 (43  
4 U.S.C. 566);

5           (3) the land has been used to house the Powell  
6 Volunteer Fire Department, which serves the fire-  
7 fighting and rescue needs of a 577 square mile area  
8 in northwestern Wyoming;

9           (4) the land is located at the corner of U.S.  
10 Highway 14 and the main street of the business dis-  
11 trict of the City;

12           (5) because of the high traffic flow in the area,  
13 the location is no longer safe for the public or for  
14 the fire department;

15           (6) in response to population growth in the area  
16 and to National Fire Protection Association regula-  
17 tions, the fire department has purchased new fire-  
18 fighting equipment that is much larger than the ex-  
19 isting fire hall can accommodate;

20           (7) accordingly, the fire department must con-  
21 struct a new fire department facility at a new and  
22 safe location;

23           (8) in order to relocate and construct a new fa-  
24 cility, the City must sell the land to assist in financ-  
25 ing the new fire department facility; and

1           (9) the Secretary of the Interior concurs that it  
2           is in the public interest to eliminate the public pur-  
3           pose condition to enable the land to be sold for that  
4           purpose.

5           (b) ELIMINATION OF CONDITION.—

6           (1) WAIVER.—The condition stated in section 3  
7           of the Act of April 16, 1906 (43 U.S.C. 566), that  
8           land conveyed under that Act be used forever for a  
9           public purpose is waived insofar as the condition ap-  
10          plies to the land described in subsection (c).

11          (2) INSTRUMENTS.—The Secretary of the Inte-  
12          rior shall execute and cause to be recorded in the  
13          appropriate land records any instruments necessary  
14          to evidence the waiver made by paragraph (1).

15          (c) LAND DESCRIPTION.—The parcel of land de-  
16          scribed in this subsection is a parcel of land located in  
17          Powell, Park County, Wyoming, the legal description of  
18          which is as follows:

19                 Lot 23, Block 54, in the original town of Pow-  
20                 ell, according to the plat recorded in Book 82 of  
21                 plats, Page 252, according to the records of the  
22                 County Clerk and Recorder of Park County, State of  
23                 Wyoming.

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