

107TH CONGRESS
2D SESSION

S. 1240

AN ACT

To provide for the acquisition of land and construction of an interagency administrative and visitor facility at the entrance to American Fork Canyon, Utah, 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 “Timpanogos Inter-
5 agency Land Exchange Act”.

1 **SEC. 2. FINDINGS AND PURPOSES.**

2 (a) FINDINGS.—Congress finds that—

3 (1) the facility that houses the administrative
4 office of the Pleasant Grove Ranger District of the
5 Uinta National Forest can no longer properly serve
6 the purpose of the facility;

7 (2) a fire destroyed the Timpanogos Cave Na-
8 tional Monument Visitor Center and administrative
9 office in 1991, and the temporary structure that is
10 used for a visitor center cannot adequately serve the
11 public; and

12 (3) combining the administrative office of the
13 Pleasant Grove Ranger District with a new
14 Timpanogos Cave National Monument visitor center
15 and administrative office in one facility would—

16 (A) facilitate interagency coordination;

17 (B) serve the public better; and

18 (C) improve cost effectiveness.

19 (b) PURPOSES.—The purposes of this Act are—

20 (1) to authorize the Secretary of Agriculture to
21 acquire by exchange non-Federal land located in
22 Highland, Utah as the site for an interagency ad-
23 ministrative and visitor facility;

24 (2) to direct the Secretary of the Interior to
25 construct an administrative and visitor facility on

1 the non-Federal land acquired by the Secretary of
2 Agriculture; and

3 (3) to direct the Secretary of Agriculture and
4 the Secretary of the Interior to cooperate in the de-
5 velopment, construction, operation, and maintenance
6 of the facility.

7 **SEC. 3. DEFINITIONS.**

8 In this Act:

9 (1) FACILITY.—The term “facility” means the
10 facility constructed under section 7 to house—

11 (A) the administrative office of the Pleas-
12 ant Grove Ranger District of the Uinta Na-
13 tional Forest; and

14 (B) the visitor center and administrative
15 office of the Timpanogos Cave National Monu-
16 ment.

17 (2) FEDERAL LAND.—The term “Federal land”
18 means the parcels of land and improvements to the
19 land in the Salt Lake Meridian comprising—

20 (A) approximately 237 acres located in T.
21 5 S., R. 3 E., sec. 13, lot 1, SW¹/₄, NE¹/₄, E¹/₂,
22 NW¹/₄ and E¹/₂, SW¹/₄, as depicted on the map
23 entitled “Long Hollow-Provo Canyon Parcel”,
24 dated March 12, 2001;

1 (B) approximately 0.18 acre located in T.
 2 7 S., R. 2 E., sec. 12, NW¹/₄, as depicted on
 3 the map entitled “Provo Sign and Radio Shop”,
 4 dated March 12, 2001;

5 (C) approximately 20 acres located in T. 3
 6 S., R. 1 E., sec. 33, SE¹/₄, as depicted on the
 7 map entitled “Corner Canyon Parcel”, dated
 8 March 12, 2001;

9 (D) approximately 0.18 acre located in T.
 10 29 S., R. 7 W., sec. 15, S¹/₂, as depicted on the
 11 map entitled “Beaver Administrative Site”,
 12 dated March 12, 2001;

13 (E) approximately 7.37 acres located in T.
 14 7 S., R. 3 E., sec. 28, NE¹/₄, SW¹/₄, NE¹/₄, as
 15 depicted on the map entitled “Springville Par-
 16 cel”, dated March 12, 2001; and

17 (F) approximately 0.83 acre located in T.
 18 5 S., R. 2 E., sec. 20, as depicted on the map
 19 entitled “Pleasant Grove Ranger District Par-
 20 cel”, dated March 12, 2001.

21 (3) NON-FEDERAL LAND.—The term “non-Fed-
 22 eral land” means the parcel of land in the Salt Lake
 23 Meridian comprising approximately 37.42 acres lo-
 24 cated at approximately 4,400 West, 11,000 North
 25 (SR-92), Highland, Utah in T. 4 S., R. 2 E., sec.

1 31, NW¹/₄, as depicted on the map entitled “The
2 Highland Property”, dated March 12, 2001.

3 (4) SECRETARY.—The term “Secretary” means
4 the Secretary of Agriculture.

5 **SEC. 4. MAPS AND LEGAL DESCRIPTIONS.**

6 (a) AVAILABILITY OF MAPS.—The maps described in
7 paragraphs (2) and (3) of section 3 shall be on file and
8 available for public inspection in the Office of the Chief
9 of the Forest Service until the date on which the land de-
10 picted on the maps is exchanged under this Act.

11 (b) TECHNICAL CORRECTIONS TO LEGAL DESCRIP-
12 TIONS.—The Secretary may correct minor errors in the
13 legal descriptions in paragraphs (2) and (3) of section 3.

14 **SEC. 5. EXCHANGE OF LAND FOR FACILITY SITE.**

15 (a) IN GENERAL.—Subject to subsection (b), the Sec-
16 retary may, under such terms and conditions as the Sec-
17 retary may prescribe, convey by quitclaim deed all right,
18 title, and interest of the United States in and to the Fed-
19 eral land in exchange for the conveyance of the non-Fed-
20 eral land.

21 (b) TITLE TO NON-FEDERAL LAND.—Before the
22 land exchange takes place under subsection (a), the Sec-
23 retary shall determine that title to the non-Federal land
24 is acceptable based on the approval standards applicable
25 to Federal land acquisitions.

1 (c) VALUATION OF NON-FEDERAL LAND.—

2 (1) DETERMINATION.—The fair market value
3 of the land and the improvements on the land ex-
4 changed under this Act shall be determined by an
5 appraisal that—

6 (A) is approved by the Secretary; and

7 (B) conforms with the Federal appraisal
8 standards, as defined in the publication entitled
9 “Uniform Appraisal Standards for Federal
10 Land Acquisitions”.

11 (2) SEPARATE APPRAISALS.—

12 (A) IN GENERAL.—Each parcel of Federal
13 land described in subparagraphs (A) through
14 (F) of section 3(2) shall be appraised sepa-
15 rately.

16 (B) INDIVIDUAL PROPERTY VALUES.—The
17 property values of each parcel shall not be af-
18 fected by the unit rule described in the Uniform
19 Appraisal Standards for Federal Land Acquisi-
20 tions.

21 (d) CASH EQUALIZATION.—Notwithstanding section
22 206(b) of the Federal Land Policy and Management Act
23 of 1976 (43 U.S.C. 1716(b)), the Secretary may, as the
24 circumstances require, either make or accept a cash
25 equalization payment in excess of 25 percent of the total

1 value of the lands or interests transferred out of Federal
2 ownership.

3 (e) ADMINISTRATION OF LAND ACQUISITION BY
4 UNITED STATES.—

5 (1) BOUNDARY ADJUSTMENT.—

6 (A) IN GENERAL.—On acceptance of title
7 by the Secretary—

8 (i) the non-Federal land conveyed to
9 the United States shall become part of the
10 Uinta National Forest; and

11 (ii) the boundaries of the national for-
12 est shall be adjusted to include the land.

13 (B) ALLOCATION OF LAND AND WATER
14 CONSERVATION FUND MONEYS.—For purposes
15 of section 7 of the Land and Water Conserva-
16 tion Fund Act of 1965 (16 U.S.C. 4601–099),
17 the boundaries of the national forest, as ad-
18 justed under this section, shall be considered to
19 be boundaries of the national forest as of Janu-
20 ary 1, 1965.

21 (2) APPLICABLE LAW.—Subject to valid exist-
22 ing rights, the Secretary shall manage any land ac-
23 quired under this section in accordance with—

1 (A) the Act of March 1, 1911 (16 U.S.C.
2 480 et seq.) (commonly known as the “Weeks
3 Act”); and

4 (B) other laws (including regulations) that
5 apply to National Forest System land.

6 **SEC. 6. DISPOSITION OF FUNDS.**

7 (a) DEPOSIT.—The Secretary shall deposit any cash
8 equalization funds received in the land exchange in the
9 fund established under Public Law 90–171 (16 U.S.C.
10 484a) (commonly known as the “Sisk Act”).

11 (b) USE OF FUNDS.—Funds deposited under sub-
12 section (a) shall be available to the Secretary, without fur-
13 ther appropriation, for the acquisition of land and inter-
14 ests in land for administrative sites in the State of Utah
15 and land for the National Forest System.

16 **SEC. 7. CONSTRUCTION AND OPERATION OF FACILITY.**

17 (a) CONSTRUCTION.—

18 (1) IN GENERAL.—Subject to paragraph (2), as
19 soon as practicable after funds are made available to
20 carry out this Act, the Secretary of the Interior shall
21 construct, and bear responsibility for all costs of
22 construction of, a facility and all necessary infra-
23 structure on non-Federal land acquired under sec-
24 tion 5.

1 (2) DESIGN AND SPECIFICATIONS.—Prior to
 2 construction, the design and specifications of the fa-
 3 cility shall be approved by the Secretary and the
 4 Secretary of the Interior.

5 (b) OPERATION AND MAINTENANCE OF FACILITY.—
 6 The facility shall be occupied, operated, and maintained
 7 jointly by the Secretary (acting through the Chief of the
 8 Forest Service) and the Secretary of the Interior (acting
 9 through the Director of the National Park Service) under
 10 terms and conditions agreed to by the Secretary and the
 11 Secretary of the Interior.

12 **SEC. 8. AUTHORIZATION OF APPROPRIATIONS.**

13 There are authorized to be appropriated such sums
 14 as are necessary to carry out this Act.

Passed the Senate August 1, 2002.

Attest:

Secretary.

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