

108TH CONGRESS  
2D SESSION

# S. 1848

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## AN ACT

To amend the Bend Pine Nursery Land Conveyance Act to direct the Secretary of Agriculture to sell the Bend Pine Nursery Administrative Site in the State of Oregon.

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. MODIFICATION OF BEND PINE NURSERY LAND**  
 2 **CONVEYANCE.**

3 (a) DESIGNATION OF RECIPIENTS AND CONSIDER-  
 4 ATION.—Section 3 of the Bend Pine Nursery Land Con-  
 5 veyance Act (Public Law 106–526; 114 Stat. 2512) is  
 6 amended—

7 (1) in subsection (a), by striking paragraph (1)  
 8 and redesignating paragraphs (2) through (7) as  
 9 paragraphs (1) through (6), respectively;

10 (2) in subsection (e)—

11 (A) by striking “this section” both places  
 12 it appears and inserting “subsection (a)”;

13 (B) in paragraph (1), by striking “Subject  
 14 to paragraph (3), the” and inserting “The”;  
 15 and

16 (C) by striking paragraph (3); and

17 (3) by adding at the end the following:

18 “(g) BEND PINE NURSERY CONVEYANCE.—

19 “(1) CONVEYANCE TO PARK AND RECREATION  
 20 DISTRICT.—Upon receipt of consideration in the  
 21 amount of \$3,503,676 from the Bend Metro Park  
 22 and Recreation District in Deschutes County, Or-  
 23 egon, the Secretary shall convey to the Bend Metro  
 24 Park and Recreation District all right, title, and in-  
 25 terest of the United States in and to a parcel of real  
 26 property consisting of approximately 185 acres and

1 containing the Bend Pine Nursery, as depicted on  
2 the site plan map entitled ‘Bend Pine Nursery Ad-  
3 ministrative Site, May 13, 2004’. Subject to para-  
4 graph (2), the real property conveyed to the Bend  
5 Metro Park and Recreation District shall be used  
6 only for public recreation purposes and may be de-  
7 veloped for those purposes. If the Secretary deter-  
8 mines that the real property subject to this condition  
9 is converted, in whole or in part, to a use other than  
10 public recreation, the Secretary shall require the  
11 Bend Metro Park and Recreation District to pay to  
12 the United States an amount equal to the fair mar-  
13 ket value of the property at the time of conversion,  
14 less the consideration paid under this paragraph.

15 “(2) RECONVEYANCE OF PORTION TO SCHOOL  
16 DISTRICT.—As soon as practicable after the receipt  
17 by the Bend Metro Park and Recreation District of  
18 the real property described in paragraph (1), the  
19 Bend Metro Park and Recreation District shall con-  
20 vey to the Administrative School District No. 1,  
21 Deschutes County, Oregon, without consideration, a  
22 parcel of real property located in the northwest cor-  
23 ner of the real property described in paragraph (1)  
24 and consisting of approximately 15 acres. The deed  
25 of conveyance shall contain a covenant requiring

1       that the real property conveyed to the School Dis-  
2       trict be used only for public education purposes.”.

3       (b) CONFORMING AMENDMENT.—Section 4(a) of  
4       such Act is amended by striking “section 3(a)” and insert-  
5       ing “section 3”.

Passed the Senate May 19, 2004.

Attest:

*Secretary.*

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