

110TH CONGRESS
1ST SESSION

H. R. 4249

To direct the Secretary of Agriculture to exchange certain lands in the Arapaho-Roosevelt National Forests in Colorado and to adjust the boundary of such National Forests.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 15, 2007

Mr. UDALL of Colorado introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To direct the Secretary of Agriculture to exchange certain lands in the Arapaho-Roosevelt National Forests in Colorado and to adjust the boundary of such National Forests.

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 “Arapaho-Roosevelt Na-
5 tional Forests Land Exchange Act of 2007”.

6 **SEC. 2. DEFINITIONS.**

7 In this Act:

1 (1) MAP.—The term “map” means the map en-
2 titled “Eclipse Snow Park Proposed Land Trade
3 Parcels, Figure 1” and dated September 28, 2007.

4 (2) GRAND CREEK, LLC.—The term “Grand
5 Creek, LLC” means Grand Creek, LLC, a Colorado
6 limited liability company.

7 (3) FEDERAL LAND.—The term “Federal land”
8 means certain National Forest System land com-
9 prising approximately 119.281 acres, that adjoins
10 land owned by Grand Creek, LLC, in Clear Creek
11 County, Colorado, as depicted on the map.

12 (4) NON-FEDERAL LAND.—The term “non-Fed-
13 eral land” means certain land comprising approxi-
14 mately 74.623 acres, owned by Grand Creek, LLC,
15 as depicted on the map.

16 (5) NATIONAL FORESTS.—The term “National
17 Forests” means the Arapaho-Roosevelt National
18 Forests in Colorado.

19 (6) SECRETARY.—The term “Secretary” means
20 the Secretary of Agriculture.

21 **SEC. 3. LAND EXCHANGE, ARAPAHO-ROOSEVELT NATIONAL**
22 **FORESTS, COLORADO.**

23 (a) CONVEYANCES.—

24 (1) CONVEYANCE BY GRAND CREEK, LLC.—The
25 land exchange directed by this section shall proceed

1 if, within 30 days after the date of the enactment
2 of this Act, Grand Creek, LLC, offers to convey title
3 acceptable to the United States in and to the non-
4 Federal land.

5 (2) CONVEYANCE BY THE UNITED STATES.—
6 After completion of appraisals under subsection (b)
7 and upon receipt of acceptable title to the non-Fed-
8 eral land, the Secretary of Agriculture shall simulta-
9 neously convey to Grand Creek, LLC, all right, title,
10 and interest of the United States in and to the Fed-
11 eral land.

12 (b) APPRAISALS AND EQUAL VALUE EXCHANGE.—

13 (1) APPRAISALS.—The values of the non-Fed-
14 eral land and the Federal land shall be determined
15 by the Secretary through appraisals performed in ac-
16 cordance with the Uniform Appraisal Standards for
17 Federal Land Acquisitions (December 20, 2000) and
18 the Uniform Standards of Professional Appraisal
19 Practice.

20 (2) SURPLUS OF NON-FEDERAL VALUE.—If the
21 final appraised value, as approved by the Secretary,
22 of the non-Federal lands exceeds the final appraised
23 value, as approved by the Secretary, of the Federal
24 land, the Secretary may equalize the values by—

1 (A) reducing the acreage of the non-Fed-
2 eral land to be conveyed, as determined appro-
3 priate and acceptable by the Secretary and
4 Grand Creek, LLC;

5 (B) making a cash equalization payment to
6 Grand Creek, LLC, including a cash equali-
7 zation payment in excess of the amount author-
8 ized by section 206(b) of the Federal Land Pol-
9 icy and Management Act of 1976 (43 U.S.C.
10 1716(b)); or

11 (C) a combination of an acreage reduction
12 and a cash equalization payment.

13 (3) SURPLUS OF FEDERAL VALUE.—If the
14 value of the Federal land exceeds the value of the
15 non-Federal land, the Secretary may accept a cash
16 equalization payment from Grand Creek, LLC, in
17 such amount as may be necessary to equalize the
18 values of the land to be exchanged, including a cash
19 equalization payment in excess of the amount au-
20 thorized by section 206(b) of the Federal Land Pol-
21 icy and Management Act of 1976 (43 U.S.C.
22 1716(b)).

23 (c) EXCHANGE COSTS.—As a condition of the land
24 exchange under this section, and in order to expedite the
25 land exchange and to save administrative costs to the

1 United States, the Secretary shall require Grand Creek,
2 LLC, to pay for any necessary land surveys of the non-
3 Federal land or Federal land to be exchanged and the ap-
4 praisals under subsection (b).

5 (d) RECREATIONAL ACCESS.—As a condition of the
6 land exchange under this section, the Secretary shall re-
7 quire Grand Creek, LLC, to enter into an enforceable
8 agreement with the Secretary, of a nature and form satis-
9 factory to the Secretary, to allow public use of land owned
10 by Grand Creek, LLC, as is necessary to provide
11 unimpeded access to St. Mary’s Glacier along the route
12 designated “trail to glacier” on the map.

13 **SEC. 4. BOUNDARY ADJUSTMENT AND MANAGEMENT OF**
14 **LAND.**

15 (a) BOUNDARY ADJUSTMENT.—Upon acquisition of
16 the non-Federal land and conveyance of the Federal land
17 under section 3, the Secretary shall adjust the boundary
18 of the National Forests to reflect the land exchange under
19 section 3.

20 (b) MANAGEMENT OF LAND.—The Secretary shall
21 manage the non-Federal land acquired under section 3 as
22 part of the National Forests, in accordance with laws and
23 regulations applicable to the National Forests.

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