

115TH CONGRESS
2D SESSION

H. R. 5742

To provide for a land exchange of Federal and non-Federal land in Whitman
County, Washington.

IN THE HOUSE OF REPRESENTATIVES

MAY 9, 2018

Mrs. MCMORRIS RODGERS introduced the following bill; which was referred
to the Committee on Transportation and Infrastructure

A BILL

To provide for a land exchange of Federal and non-Federal
land in Whitman County, Washington.

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 “Port of Whitman Eco-
5 nomic Expansion Act”.

6 **SEC. 2. PORT OF WHITMAN COUNTY.**

7 (a) DEFINITIONS.—In this section:

8 (1) FEDERAL LAND.—The term “Federal land”
9 means the approximately 288 acres of land situated

1 in Whitman County, Washington, contained within
2 Tract D of Little Goose Lock and Dam.

3 (2) NON-FEDERAL LAND.—The term “non-Fed-
4 eral land” means a tract or tracts of land owned by
5 the Port of Whitman County, Washington, the fish
6 and wildlife habitat value of which the Secretary of
7 the Army determines, in coordination with the
8 Washington Department of Fish and Wildlife and
9 the Secretary of the Interior acting through the Di-
10 rector of the United States Fish and Wildlife Serv-
11 ice, to equal or exceed the fish and wildlife habitat
12 value of the Federal land.

13 (b) LAND EXCHANGE.—On conveyance by the Port
14 of Whitman County to the United States of all right, title,
15 and interest in and to the non-Federal land, the Secretary
16 of the Army shall convey to the Port of Whitman County
17 all right, title, and interest of the United States in and
18 to the Federal land.

19 (c) DEEDS.—

20 (1) DEED TO NON-FEDERAL LAND.—The Sec-
21 retary may only accept conveyance of the non-Fed-
22 eral land by warranty deed, as determined accept-
23 able by the Secretary.

24 (2) DEED TO FEDERAL LAND.—The Secretary
25 shall convey the Federal land to the Port of Whit-

1 man County by quitclaim deed and subject to any
2 reservations, terms, and conditions the Secretary de-
3 termines necessary to allow the United States to op-
4 erate and maintain the Lower Snake River Project
5 and to protect the interests of the United States.

6 (d) CASH PAYMENT.—If the appraised fair market
7 value of the Federal land, as determined by the Secretary,
8 exceeds the appraised fair market value of the non-Federal
9 land, as determined by the Secretary, the Port of Whitman
10 County shall make a cash payment to the United States
11 reflecting the difference in the appraised fair market val-
12 ues.

13 (e) ADMINISTRATIVE EXPENSES.—The Port of Whit-
14 man County shall be responsible for the administrative
15 costs of the transaction in accordance with section 2695
16 of title 10, United States Code.

17 (f) LIABILITY.—The Port of Whitman County shall
18 hold the United States harmless from any liability with
19 respect to activities carried out on the Federal land on
20 or after the date of the conveyance.

21 (g) APPLICABILITY OF REAL PROPERTY SCREENING
22 PROVISIONS.—Section 2696 of title 10, United States
23 Code, shall not apply to the conveyance of the Federal
24 land under this section.

1 (h) SURVEY TO OBTAIN LEGAL DESCRIPTION.—The
2 exact acreage and legal description of the Federal land
3 and non-Federal land shall be determined by a survey that
4 is satisfactory to the Secretary.

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