

Union Calendar No. 160

104TH CONGRESS
1ST SESSION

H. R. 1581

[Report No. 104-308]

To require the Secretary of Agriculture to convey certain lands under the jurisdiction of the Department of Agriculture to the City of Sumpter, Oregon.

IN THE HOUSE OF REPRESENTATIVES

MAY 9, 1995

Mr. COOLEY introduced the following bill; which was referred to the Committee on Resources

NOVEMBER 6, 1995

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

To require the Secretary of Agriculture to convey certain lands under the jurisdiction of the Department of Agriculture to the City of Sumpter, 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. LAND CONVEYANCE, CITY OF SUMPTER, OR-**
2 **EGON.**

3 (a) CONVEYANCE REQUIRED.—The Secretary of Ag-
4 riculture shall convey, without consideration, to the city
5 of Sumpter, Oregon (in this section referred to as the
6 “City”), all right, title, and interest of the United States
7 in and to a parcel of real property of approximately 1.43
8 acres consisting of all of block 8 of the REVISED PLAN
9 OF SUMPTER TOWNSITE in the City, as shown in plat
10 recorded March 6, 1897, in Plat Book 3, page 26; includ-
11 ing the alley running through such block, vacated by Ordi-
12 nance No. 1966–3, recorded December 14, 1966, in Deed
13 66–50–014.

14 (b) ADDITIONAL DESCRIPTION OF PROPERTY.—The
15 real property to be conveyed under subsection (a) consists
16 of the same property that was deeded to the United States
17 in the following deeds:

18 (1) Warranty Deed from Sumpter Power &
19 Water Company to the United States of America
20 dated October 12, 1949, and recorded in Vol. 152,
21 page 170 of Baker County records on December 22,
22 1949.

23 (2) Warranty Deed from Mrs. Alice Windle to
24 the United States of America dated October 11,
25 1949, and recorded in Vol. 152, page 168 of Baker
26 County records on December 22, 1949.

1 (3) Warranty Deed from Alice L. Windle
2 Charles and James M. Charles to the United States
3 of America dated August 8, 1962, and recorded in
4 Book 172, page 1331 on August 27, 1962.

5 (c) CONDITION OF CONVEYANCE.—The conveyance
6 under subsection (a) shall be subject to the condition that
7 the City use the conveyed property only for public pur-
8 poses, such as a city park, information center, or interpre-
9 tive area.

10 (d) RELEASE.—Notwithstanding the Comprehensive
11 Environmental Response, Compensation and Liability Act
12 of 1980 (42 U.S.C. 9601 et seq.), upon making the con-
13 veyance required by subsection (a), the United States is
14 relieved from liability for any and all claims arising from
15 the presence of hazardous materials on the conveyed prop-
16 erty, and the City shall thereafter be liable for any and
17 all such claims.

18 (e) REVERSIONARY INTEREST.—If the Secretary of
19 Agriculture determines that the real property conveyed
20 under subsection (a) is not being used in accordance with
21 the condition specified in subsection (c) or that the City
22 has initiated proceedings to sell, lease, exchange, or other-
23 wise dispose of all or a portion of the property, then, at
24 the option of the Secretary, the United States shall have

1 a right of reentry with regard to the property, with title
2 thereto revesting in the United States.

3 (f) AUTHORIZED SALE OF PROPERTY.—Notwith-
4 standing subsections (c) and (e), the Secretary of Agri-
5 culture may authorize the City to dispose of the real prop-
6 erty conveyed under subsection (a) if the proceeds from
7 such disposal are at least equal to the fair market value
8 of the property and are paid to the United States. The
9 Secretary shall deposit amounts received under this sub-
10 section into the special fund in the Treasury into which
11 funds are deposited pursuant to the Act of December 4,
12 1967 (16 U.S.C. 484a), commonly known as the Sisk Act.
13 The disposal of the conveyed property under this sub-
14 section shall be subject to such terms and conditions as
15 the Secretary may prescribe.

16 (g) ADDITIONAL TERMS AND CONDITIONS.—The
17 Secretary of Agriculture may require such additional
18 terms and conditions in connection with the conveyance
19 under subsection (a) as the Secretary considers appro-
20 priate to protect the interests of the United States.

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