

Union Calendar No. 411

104TH CONGRESS
2^D SESSION

H. R. 2438

[Report No. 104-766]

To provide for the conveyance of lands to certain individuals in Gunnison County, Colorado, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 29, 1995

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

SEPTEMBER 4, 1996

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on September 29, 1995]

A BILL

To provide for the conveyance of lands to certain individuals in Gunnison County, Colorado, 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,*

1 **SECTION 1. BOUNDARY ADJUSTMENT AND LAND CONVEY-**
2 **ANCE, RAGGEDS WILDERNESS, WHITE RIVER**
3 **NATIONAL FOREST, COLORADO.**

4 (a) *FINDINGS.*—*The Congress finds the following:*

5 (1) *Certain landowners in Gunnison County,*
6 *Colorado, who own real property adjacent to the por-*
7 *tion of the Raggeds Wilderness in the White River*
8 *National Forest, Colorado, have occupied or improved*
9 *their property in good faith and in reliance on erro-*
10 *neous surveys of their properties that the landowners*
11 *reasonably believed were accurate.*

12 (2) *In 1993, a Forest Service resurvey of the*
13 *Raggeds Wilderness established accurate boundaries*
14 *between the wilderness area and adjacent private*
15 *lands.*

16 (3) *The resurvey indicated that a small portion*
17 *of the Raggeds Wilderness is occupied by adjacent*
18 *landowners on the basis of the earlier erroneous land*
19 *surveys.*

20 (b) *PURPOSE.*—*It is the purpose of this section to re-*
21 *move from the boundaries of the Raggeds Wilderness certain*
22 *real property so as to permit the Secretary of Agriculture*
23 *to use the authority of Public Law 97-465 (commonly*
24 *known as the Small Tracts Act; 16 U.S.C. 521c-521i) to*
25 *convey the property to the landowners who occupied the*
26 *property on the basis of erroneous land surveys.*

1 (c) *BOUNDARY ADJUSTMENT.*—*The boundary of the*
2 *Raggeds Wilderness, Gunnison and White River National*
3 *Forests, Colorado, as designated by section 102(a)(16) of*
4 *Public Law 96–560 (16 U.S.C. 1132 note), is hereby modi-*
5 *fied to exclude from the area encompassed by the wilderness*
6 *a parcel of real property approximately 0.86-acres in size*
7 *situated in the SW¹/₄ of the NE¹/₄ of Section 28, Township*
8 *11 South, Range 88 West of the 6th Principal Meridian,*
9 *as depicted on the map entitled “Encroachment-Raggeds*
10 *Wilderness”, dated November 17, 1993. Such map shall be*
11 *on file and available for inspection in the appropriate of-*
12 *fices of the United States Forest Service, Department of Ag-*
13 *riculture.*

14 (d) *CONVEYANCE OF LAND REMOVED FROM WILDER-*
15 *NESS AREA.*—*The Secretary of Agriculture shall use the au-*
16 *thority provided by Public Law 97–465 (commonly known*
17 *as the Small Tracts Act; 16 U.S.C. 521c–521i) to convey*
18 *all right, title, and interest of the United States in and to*
19 *the real property excluded from the boundaries of the*
20 *Raggeds Wilderness under subsection (c) to those owners of*
21 *real property in Gunnison County, Colorado, whose real*
22 *property adjoins the excluded lands and who have occupied*
23 *the excluded lands in good faith reliance on an erroneous*
24 *survey.*

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