

Union Calendar No. 281

108TH CONGRESS
2^D SESSION

H. R. 3505

[Report No. 108-494]

To amend the Bend Pine Nursery Land Conveyance Act to specify the recipients and consideration for conveyance of the Bend Pine Nursery, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 17, 2003

Mr. WALDEN of Oregon introduced the following bill; which was referred to the Committee on Resources

MAY 17, 2004

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 *italie*]

[For text of introduced bill, see copy of bill as introduced on November 17, 2003]

A BILL

To amend the Bend Pine Nursery Land Conveyance Act to specify the recipients and consideration for conveyance of the Bend Pine Nursery, 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. 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 Convey-*
5 *ance Act (Public Law 106–526; 114 Stat. 2512) is amend-*
6 *ed—*

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 it*
12 *appears and inserting “subsection (a)”;*

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

15 (C) *by striking paragraph (3); and*

16 (3) *by adding at the end the following new sub-*
17 *sections:*

18 “(g) *CONVEYANCE OF BEND PINE NURSERY.*—

19 “(1) *CONVEYANCE TO PARK AND RECREATION*
20 *DISTRICT.*—*Upon receipt of consideration in the*
21 *amount of \$3,505,676 from the Bend Metro Park and*
22 *Recreation District in Deschutes County, Oregon, the*
23 *Secretary shall convey to the Bend Metro Park and*
24 *Recreation District all right, title, and interest of the*
25 *United States in and to a parcel of real property con-*
26 *sisting of approximately 185 acres and containing the*

1 *Bend Pine Nursery, as depicted on the site plan map*
2 *entitled ‘Bend Pine Nursery Administrative Site,*
3 *May 13, 1999’.*

4 “(2) *USE OF CONVEYED PROPERTY.— Subject to*
5 *subsection (h), the real property conveyed to the Bend*
6 *Metro Park and Recreation District under paragraph*
7 *(1) shall be used only for recreation purposes and*
8 *may be developed for those purposes. If the Secretary*
9 *determines that the real property subject to this con-*
10 *dition is converted, in whole or in part, to non-rec-*
11 *reational use, the Secretary shall require the Bend*
12 *Metro Park and Recreation District to pay to the*
13 *United States an amount equal to the fair market*
14 *value of the property at the time of conversion, less*
15 *the consideration paid under this paragraph.*

16 “(h) *RECONVEYANCE OF PORTION OF BEND PINE*
17 *NURSERY.—*

18 “(1) *CONVEYANCE TO SCHOOL DISTRICT.—As*
19 *soon as practicable after the receipt by the Bend*
20 *Metro Park and Recreation District of the real prop-*
21 *erty described in subsection (g)(1), the Bend Metro*
22 *Park and Recreation District shall convey to the Ad-*
23 *ministrative School District No. 1, Deschutes County,*
24 *Oregon, without consideration, a parcel of real prop-*
25 *erty located in the northwest corner of the real prop-*

1 *erty described in such subsection and consisting of ap-*
2 *proximately 15 acres.*

3 *“(2) USE OF CONVEYED PROPERTY.—The deed of*
4 *conveyance under paragraph (1) shall contain a cov-*
5 *enant requiring that the real property conveyed to the*
6 *School District be used only for educational pur-*
7 *poses.”.*

8 *(b) CONFORMING AMENDMENT.—Section 4(a) of such*
9 *Act is amended by striking “section 3(a)” and inserting*
10 *“section 3”.*

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