

109TH CONGRESS
1ST SESSION

H. R. 3013

To provide for the disposal of certain Forest Service administrative sites
in the State of Oregon, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 21, 2005

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

A BILL

To provide for the disposal of certain Forest Service adminis-
trative sites in the State of Oregon, and for other pur-
poses.

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 “Oregon National For-
5 est Administrative Site Disposal Act”.

6 **SEC. 2. DISPOSAL OF ADMINISTRATIVE SITES, NATIONAL**
7 **FOREST SYSTEM LANDS, OREGON.**

8 (a) CONVEYANCE AUTHORITY.—The Secretary of
9 Agriculture (in this section referred to as the “Secretary”)
10 may sell or exchange, under such terms and conditions

1 as the Secretary may prescribe, any or all right, title, and
2 interest of the United States in and to the following Na-
3 tional Forest System lands and improvements thereon lo-
4 cated in the Rogue River, Siskiyou, Siuslaw, Umpqua, and
5 Willamette National Forests in the State of Oregon:

6 (1) TRACT ROR-A.—Star Gulch Complex, Jack-
7 sonville, Oregon, consisting of approximately 2.25
8 acres in the north half of section 28, township 39
9 south, range 3 west, Willamette meridian, and con-
10 taining the Star Gulch complex buildings of the Ap-
11 plegate Ranger District.

12 (2) TRACT ROR-B.—Butte Falls Houses, Butte
13 Falls, Oregon, consisting of approximately 0.50
14 acres in the S1/2NE1/4 of section 10, township 35
15 south, range 2 east, Willamette meridian, and con-
16 taining those Forest lands in the Butte Falls Ranger
17 District associated with Butte Falls Houses.

18 (3) TRACT SIS-A.—Old Agness Guard Station,
19 Agness, Oregon, consisting of approximately 2.5
20 acres in the SE1/4, NE1/4, Lot 14, of section 7,
21 township 35 south, range 11 west, Willamette merid-
22 ian, and containing those Forest lands in the Gold
23 Beach Ranger District and associated administrative
24 buildings at the Old Agness Guard Station.

1 (4) TRACT SIS-B.—Chetco Ranger District
2 Housing Complex, Brookings, Oregon, consisting of
3 approximately 1.5 acres in the SW1/4, Block 29, of
4 section 5, township 41 south, range 13 west, Wil-
5 lamette meridian, and containing the Chetco Ranger
6 District and the associated housing complex.

7 (5) TRACT SIS-C.—Daycare center on Wallace
8 Street in Gold Beach, Oregon, consisting of approxi-
9 mately 0.25 acres.

10 (6) TRACT SIS-D.—Powers South Work Center,
11 Powers, Oregon, consisting of approximately 1.59
12 acres in the east 1/2 of section 13, township 31
13 south, range 12 west, Willamette meridian, and con-
14 taining the South Compound site and associated ad-
15 ministrative buildings.

16 (7) TRACT SIU-B.—Gardiner Administrative
17 Site, Gardiner, Oregon, consisting of approximately
18 3.4 acres in the NW1/4NE1/4 of section 22, town-
19 ship 21 south, range 12 west, Willamette meridian,
20 and containing the Gardiner Administrative Site and
21 the associated administrative buildings.

22 (8) TRACT SIU-C.—Waldport Administrative
23 Site, Waldport, Oregon, consisting of approximately
24 6.65 acres in the SW1/4SW1/4 of section 19, town-
25 ship 13 south, range 11 west, and the SE1/4SE1/

1 4 of section 24, township 13 south, range 12 west,
2 Willamette meridian, and containing the Waldport
3 Administrative Site and the associated administra-
4 tive buildings.

5 (9) TRACT UMP-A.—Roseburg Service Center
6 Administrative Site, Roseburg, Oregon, consisting of
7 approximately 2.92 acres in the NE¹/₄NW¹/₄ of sec-
8 tion 20, township 27 south, range 5 west, Umpqua
9 meridian.

10 (10) TRACT UMP-B.—Roseburg Powder House
11 Administrative Site, Roseburg, Oregon, consisting of
12 approximately 1.34 acres in section 15, township 27
13 south, range 5 west, Umpqua meridian.

14 (11) TRACT UMP-C.—Brown Street Residence
15 Administrative Site, Glide, Oregon, consisting of ap-
16 proximately 2.35 acres in the E¹/₂NW¹/₄ of section
17 19, township 26 south, range 3 west, Umpqua me-
18 ridian.

19 (12) TRACT WIL-A.—Blue River Administrative
20 Site, Blue River, Oregon, consisting of approxi-
21 mately 31.91 acres in the SW¹/₄S¹/₂ of section 28,
22 township 16 south, range 4 east, Willamette merid-
23 ian, and containing the upper portion of the Blue
24 River Ranger District Compound and the associated
25 administrative buildings.

1 (13) TRACT WIL-B.—Hemlock Houses, Westfir,
2 Oregon, consisting of approximately 6 acres in sec-
3 tion 12, township 21 south, range 2 east, Willamette
4 meridian, and containing those lands in Lot 2 asso-
5 ciated with the Hemlock Houses.

6 (14) TRACT WIL-C.—Flat Creek Administrative
7 Site, Oakridge, Oregon, consisting of approximately
8 45 acres in the NW1/4 of section 14, township 21
9 south, range 3 east, Willamette meridian, and con-
10 taining the Rigdon Ranger District Compound and
11 the associated administrative buildings.

12 (15) TRACT WIL-D.—Subject to section 3,
13 Rigdon Administrative Site, Oakridge, Oregon, con-
14 sisting of approximately 15 acres in the NE1/4NE1/
15 4 of section 21, township 21 south, range 3 east,
16 Willamette meridian, and containing the Rigdon
17 Ranger District Compound and the associated ad-
18 ministrative buildings.

19 (16) TRACT WIL-F.—Cascadia Administrative
20 Site, Sweet Home, Oregon, consisting of approxi-
21 mately 15 acres in the SE1/4 of section 36, town-
22 ship 13 south, range 2 east, Willamette meridian,
23 and containing the Cascadia Administrative Site and
24 the associated administrative buildings.

1 (17) TRACT WIL-O.—Willamette National For-
2 est Warehouse Administrative Site, Eugene, Oregon,
3 consisting of approximately 2.4 acres in the NW1/
4 4SE1/4 of section 25, township 17 south, range 4
5 west, Willamette meridian, and containing the Wil-
6 lamette National Forest Warehouse Administrative
7 Site and the associated administrative buildings.

8 (18) TRACT WIL-P.—Westfir Residences,
9 Westfir, Oregon, consisting of approximately 20
10 acres in the NW1/4SW1/4 of section 8, township 21
11 south, range 3 east, Willamette meridian, and con-
12 taining those lands associated with the Westfir Resi-
13 dences of a community nature.

14 (b) MAPS AND CORRECTION AUTHORITY.—The lands
15 described in subsection (a) (other than in paragraphs (9),
16 (10), and (11) of such subsection) are depicted on maps
17 entitled “Oregon Land Dispositions” and dated June 30,
18 2003. The lands described in paragraphs (9), (10), and
19 (11) of such subsection, Tracts UMP-A, UMP-B, and
20 UMP-C, are depicted on the map entitled “Umpqua Na-
21 tional Forest Land Dispositions” and dated June 1, 2003.
22 The maps shall be on file and available for public inspec-
23 tion in the office of the Chief of the Forest Service until
24 such time as the lands are conveyed. The Secretary may
25 make minor corrections to the maps and may modify the

1 descriptions in subsection (a) to correct errors or to recon-
2 figure the lands to facilitate their conveyance.

3 (c) CONSIDERATION.—

4 (1) AUTHORIZED CONSIDERATION.—Consider-
5 ation for the conveyance of land described in sub-
6 section (a) may include cash, land, including land
7 with improvements constructed to the specifications
8 of the Secretary, or a combination thereof.

9 (2) CONVEYANCES TO PUBLIC ENTITIES.—The
10 Secretary may convey, without consideration, to the
11 State of Oregon or a local government for public
12 purposes any or all right, title and interest of the
13 United States in and to land described in subsection
14 (a). The conveyance of land without consideration
15 under this paragraph shall be subject to such terms,
16 conditions, and restrictions as the Secretary con-
17 siders appropriate, and the Secretary shall include in
18 the deed of conveyance a right of the United States
19 to reenter and take title to the land if the land is
20 sold or conveyed to another party or is devoted to
21 a use other than the use for which the land was con-
22 veyed.

23 (3) AUTHORIZATION OF DIRECT SALE.—In the
24 case of the land described in paragraph (17) of sub-
25 section (a), Tract WIL-O, the Secretary shall grant

1 the Eugene Mission the right to acquire the land in
2 a direct sale for market value.

3 (d) CONVEYANCE METHODS.—

4 (1) IN GENERAL.—The Secretary may convey
5 land under subsection (a) at public or private sale,
6 including competitive sale by auction, bid, or other-
7 wise, in accordance with such terms, conditions, and
8 procedures as the Secretary determines will be in the
9 best interests of the United States.

10 (2) SOLICITATIONS OF OFFERS.—The Secretary
11 may solicit offers for the conveyance of land under
12 subsection (a) on such terms and conditions as the
13 Secretary considers appropriate. The Secretary may
14 reject any offer if the Secretary determines that the
15 offer is not adequate or not in the public interest.

16 (3) USE OF BROKERS.—The Secretary may use
17 real estate brokers in the conveyance of lands under
18 subsection (a), and may pay appropriate commis-
19 sions commensurate with the prevailing rates in the
20 area.

21 (e) VALUATION.—Any appraisal considered necessary
22 by the Secretary to convey land described in subsection
23 (a) shall conform to the Uniform Appraisal Standards for
24 Federal Land Acquisitions.

1 (f) CASH EQUALIZATION PAYMENTS.—Notwith-
2 standing any other provision of law, the Secretary may
3 accept a cash equalization payment in excess of 25 percent
4 of the value of any land conveyed by exchange under au-
5 thority of subsection (a).

6 (g) DEPOSIT AND TREATMENT OF PROCEEDS.—The
7 Secretary shall deposit the proceeds from the conveyance
8 of the land described in subsection (a) in the fund estab-
9 lished under Public Law 90–171 (commonly known as the
10 “Sisk Act”; 16 U.S.C. 484a). No portion of the proceeds
11 may be paid or distributed to the State of Oregon or a
12 county in the State under any provision of law, and the
13 proceeds are not moneys received from the National For-
14 est for any purpose.

15 (h) USE OF DEPOSITED FUNDS.—

16 (1) AUTHORIZED USES.—Funds deposited pur-
17 suant to subsection (g) shall be available to the Sec-
18 retary, without further appropriation and until ex-
19 pended, for the following purposes:

20 (A) The acquisition of land and interests
21 in land for inclusion in a unit of the National
22 Forest System specified in subsection (a).

23 (B) The payment or reimbursement of
24 costs incurred by the Forest Service in proc-
25 essing and arranging conveyances under this

1 section, including the payment of real estate
2 broker commissions authorized under subsection
3 (d).

4 (C) The acquisition or construction of new
5 facilities, or the rehabilitation of existing facili-
6 ties, in a unit of the National Forest System
7 specified in subsection (a).

8 (2) LAND ACQUISITION.—The use of the land
9 acquisition authority provided by paragraph (1)(A)
10 is subject to the following conditions:

11 (A) The amount available for expenditure
12 in each unit of the National Forest System re-
13ferred to in subsection (a) shall be equal to the
14 amount derived from the conveyance of land de-
15scribed in such subsection in that unit, reduced
16 by any costs incurred by the Forest Service in
17 processing those conveyances.

18 (B) Funds derived from conveyances under
19 this section may be used for the acquisition of
20 lands and interests in land in other units of the
21 National Forest System in Oregon if the Re-
22gional Forester for Region 6 agrees to such use.

23 (3) ADMINISTRATION OF LANDS ACQUIRED BY
24 THE UNITED STATES.—Lands acquired by the Sec-
25 retary under this subsection or acquired by exchange

1 under this section shall be managed in accordance
2 with the Act of March 1, 1911 (commonly known as
3 the Weeks Act; 16 U.S.C. 480 et seq.), and other
4 laws and regulations pertaining to the National For-
5 est System.

6 (i) DEPARTMENTAL REGULATIONS.—The Agri-
7 culture Property Management Regulations shall not apply
8 to any action taken pursuant to this section.

9 (j) WITHDRAWALS AND REVOCATIONS.—

10 (1) PUBLIC LAND ORDERS.—Effective as of the
11 date of the enactment of this Act, any public land
12 orders applicable to the land described in subsection
13 (a) are revoked with respect to that lands.

14 (2) WITHDRAWAL.—Subject to valid existing
15 rights, land described in subsection (a) are with-
16 drawn from location, entry, and patent under the
17 mining laws of the United States.

18 **SEC. 3. LAND CONVEYANCE, PORTION OF RIGDON ADMINIS-**
19 **TRATIVE SITE, OAKRIDGE, OREGON, TRACT**
20 **WIL-D.**

21 (a) CONVEYANCE REQUIRED.—The Secretary of Ag-
22 riculture shall convey, without consideration, to the City
23 of Oakridge, Oregon (in the section referred to as the
24 “City”), all right, title, and interest of the United States
25 in and to the lower portion of the land described in section

1 2(a)(15), Tract WIL-D, for the purpose of facilitating the
 2 establishment of a timber museum on the conveyed land
 3 to be managed by the Upper Willamette Pioneer Associa-
 4 tion.

5 (b) LEGAL DESCRIPTION.—The portion of Tract
 6 WIL-D to be conveyed to the City under this section is
 7 located generally west of Rigdon Drive, but the Secretary
 8 shall determine the exact acreage and description of the
 9 land to be conveyed. The conveyed land may not include
 10 the five residential properties on the upper portion of
 11 Tract WIL-D, generally located northeast of the intersec-
 12 tion of Highway 58 and Rigdon Drive.

13 (c) CONDITION OF CONVEYANCE.—As a condition of
 14 the conveyance under this section, the City and the Upper
 15 Willamette Pioneer Association shall agree to honor the
 16 life and contributions of Loran L. “Stub” Stewart with
 17 an appropriate display in the museum established on the
 18 conveyed property.

19 **SEC. 4. BOUNDARY ADJUSTMENT, ROGUE-UMPQUA DIVIDE**
 20 **WILDERNESS, OREGON.**

21 (a) BOUNDARY ADJUSTMENT.—The Rogue-Umpqua
 22 Divide wilderness boundary, as established by the Oregon
 23 Wilderness Act of 1984 (Public Law 98–328; 98 Stat.
 24 273; 16 U.S.C. 1132 note) and approved by the Forest
 25 Service on May 4, 1987, is adjusted as depicted on the

1 map entitled “Rogue-Umpqua Divide Wilderness Bound-
2 ary Modification” and dated May 6, 2003. The adjust-
3 ment is more fully described as follows:

4 (1) Beginning at township 30 south, range 3
5 east, Willamette base and meridian, from Angle
6 Point 927 of the legal boundary description
7 monumented with a 2 inch diameter brass cap, set
8 in cement, marked “USDA FOREST SERVICE AP
9 927 2001”.

10 (2) Thence north $63^{\circ}39'34''$ east, 3700.00 feet
11 to new Angle Point 927B.

12 (3) Thence south $84^{\circ}20'00''$ east, 360.00 feet
13 to new Angle Point 927C.

14 (4) Thence on a line northeasterly, approxi-
15 mately 330 feet, to original Angle Point 928, which
16 is monumented with a 1-1/2 inch diameter alu-
17 minum cap, on a 5/8 diameter rod driven flush with
18 the ground, marked “AP 928 1999”.

19 (5) Thence north $23^{\circ}00'00''$ west, 175.00 feet
20 to new Angle Point 928A.

21 (6) Thence on a line northeasterly, 1260 feet,
22 more or less, to original Angle Point 929, which is
23 described in the legal boundary description as “A
24 high point on a ridge” in section 7, township 30

1 south, range 3 east, Willamette base and meridian,
2 with an elevation of approximately 4150 feet.

3 (b) MAP.—The map referred to in subsection (a)
4 shall be on file and available for public inspection in the
5 office of the Chief of the Forest Service. The Secretary
6 of Agriculture may correct technical errors in the map and
7 legal description specified in subsection (a).

○