

Calendar No. 642

103D CONGRESS
2D SESSION

S. 1324

A BILL

To authorize the Secretary of the Interior to exchange certain lands of the Columbia Basin Federal reclamation project, Washington, and for other purposes.

SEPTEMBER 27 (legislative day, SEPTEMBER 12), 1994

Reported with amendments

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IN THE SENATE OF THE UNITED STATES

JULY 30 (legislative day, JUNE 30), 1993

Mr. GORTON (for himself and Mrs. MURRAY) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

SEPTEMBER 27 (legislative day, SEPTEMBER 12), 1994

Reported by Mr. JOHNSTON, with amendments

[Omit the part struck through and insert the part printed in italic]

A BILL

To authorize the Secretary of the Interior to exchange certain lands of the Columbia Basin Federal reclamation project, Washington, 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,*

3 **SECTION 1. LAND EXCHANGE.**

4 The Secretary of the Interior (hereinafter referred to
5 as the “Secretary”) is authorized to convey to the Boise

1 Cascade Corporation (hereinafter referred to as the “Cor-
2 poration”), a corporation formed under the statutes of the
3 State of ~~Idaho~~ *Delaware*, with its ~~principle~~ *principal* place
4 of business at Boise, Idaho, title to approximately seven
5 acres of land, more or less, located in sections 14 and 23,
6 township 36 north, range 37 east, Willamette Meridian,
7 Stevens County, Washington, further identified in the
8 records of the Bureau of Reclamation, Department of the
9 Interior, as Tract No. GC-19860, and to accept from the
10 Corporation in exchange therefor, title to approximately
11 one hundred and thirty-six acres of land located in section
12 19, township 37 north, range 38 east and section 33,
13 township 38 north, range 37 east, Willamette Meridian,
14 Stevens County, Washington, and further identified in the
15 records of the Bureau of Reclamation, Department of the
16 Interior, as Tract No. GC-19858 and Tract No. GC-
17 19859, respectively.

18 **SEC. 2. APPRAISAL.**

19 The properties so exchanged either shall be approxi-
20 mately equal in fair market value or if they are not ap-
21 proximately equal, shall be equalized by the payment of
22 cash to the Corporation or to the Secretary as required
23 or in the event the value of the Corporation’s lands is
24 greater, the acreage may be reduced so that the fair mar-
25 ket value is approximately equal: *Provided*, That the Sec-

1 retary shall order appraisals made of the fair market value
2 of each tract of land included in the exchange without con-
3 sideration for improvements ~~thereon, with said appraisals~~
4 to constitute final determination of value: *Thereon: Pro-*
5 *vided further,* That any cash payment received by the Sec-
6 retary shall be covered in the Reclamation Fund and be
7 placed to the credit of *credited to* the Columbia Basin
8 project.

9 **SEC. 3. ADMINISTRATIVE COSTS.**

10 Costs of conducting the necessary land surveys, pre-
11 paring the legal descriptions of the lands to be conveyed,
12 performing the appraisals, and administrative costs in-
13 curred in completing the exchange shall be borne by the
14 Corporation.

15 **SEC. 4. LIABILITY FOR HAZARDOUS SUBSTANCES.**

16 *(a) The Secretary shall not acquire any lands under*
17 *this Act if the Secretary determines that such lands, or any*
18 *portion thereof, have become contaminated with hazardous*
19 *substances (as defined in the Comprehensive Environmental*
20 *Response, Compensation, and Liability Act (42 U.S.C.*
21 *9601)).*

22 *(b) Notwithstanding any other provision of law, the*
23 *United States shall have no responsibility or liability with*
24 *respect to any hazardous wastes or other substances placed*
25 *on any of the lands covered by this Act after their transfer*

1 *to the ownership of any party, but nothing in this Act shall*
2 *be construed as either diminishing or increasing any re-*
3 *sponsibility or liability of the United States based on the*
4 *condition of such lands on the date of their transfer to the*
5 *ownership of another party. The Corporation shall indem-*
6 *nify the United States for liabilities arising under the Com-*
7 *prehensive Environmental Response, Compensation, and*
8 *Liability Act (42 U.S.C. 9601), and the Resource Conserva-*
9 *tion Recovery Act (42 U.S.C. 6901 et seq.).*

10 **SEC. 5. AUTHORIZATION OF APPROPRIATIONS.**

11 *There are authorized to be appropriated such sums as*
12 *may be necessary to carry out the purposes of this Act.*