

107TH CONGRESS
2^D SESSION

H. R. 5109

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 25, 2002

Received; read twice and referred to the Committee on Energy and Natural
Resources

AN ACT

To direct the Secretary of Energy to convey a parcel of
land at the facility of the Southwestern Power Adminis-
tration in Tupelo, Oklahoma.

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, TUPELO, OKLAHOMA.**

2 (a) CONVEYANCE REQUIRED.—Except as required by
3 subsection (d), the Secretary of Energy shall convey, at
4 fair market value, to Rural Enterprises of Oklahoma, In-
5 corporated, all right, title, and interest of the United
6 States in and to a parcel of land, and any improvements
7 thereto, consisting of approximately 6.3 acres of the facil-
8 ity of the Southwestern Power Administration in Tupelo,
9 Oklahoma, for use in economic development within the
10 service area of the Tri-County Indian Nations Community
11 Development Corporation.

12 (b) DESCRIPTION OF PARCEL.—The exact acreage
13 and description of the parcel to be conveyed under sub-
14 section (a) shall be determined by a survey that is satisfac-
15 tory to the Secretary and to Rural Enterprises of Okla-
16 homa, Incorporated.

17 (c) CONDITIONS OF CONVEYANCE.—As conditions of
18 the conveyance under subsection (a), the Secretary shall
19 require that Rural Enterprises of Oklahoma, Incor-
20 porated—

21 (1) agree to honor the terms of any lease of the
22 parcel or portion thereof that is in existence on the
23 date of the conveyance; and

24 (2) agree to bear the costs of the conveyance,
25 including the cost of the survey required by sub-

1 section (b) and the appraisal required by subsection
2 (f).

3 (d) EASEMENT.—Under the terms of the conveyance
4 of the parcel under subsection (a), the Secretary shall re-
5 tain an easement to the parcel for the purpose of main-
6 taining a sewage connection to the electrical substation
7 and lagoon facility located adjacent to the parcel. Such
8 easement shall include telephone and telegraph rights.

9 (e) UNDEPRECIATED VALUE.—The Southwestern
10 Power Administration is authorized to remove the
11 undepreciated value of the facilities conveyed under sub-
12 section (a) from its repayable investment obligation.

13 (f) VALUATION OF LAND TO BE CONVEYED.—The
14 fair market value of the land to be conveyed under sub-
15 section (a) shall be determined by an appraisal acceptable
16 to the Secretary that is conducted by an appraiser agreed
17 upon by the Secretary and Rural Enterprises of Okla-
18 homa, Incorporated, and conducted in accordance with—

19 (1) the Uniform Relocation Assistance and Real
20 Property Acquisition Policies Act of 1970 (42
21 U.S.C. 4601; Public Law 91-646);

22 (2) the Uniform Appraisal Standards for Fed-
23 eral Land Acquisition; and

1 (3) the Uniform Standards of Professional Ap-
2 praisal Practice.

 Passed the House of Representatives September 24,
2002.

Attest:

JEFF TRANDAHL,

Clerk.