

112<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 1038

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IN THE SENATE OF THE UNITED STATES

APRIL 26, 2012

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

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## AN ACT

To authorize the conveyance of two small parcels of land within the boundaries of the Coconino National Forest containing private improvements that were developed based upon the reliance of the landowners in an erroneous survey conducted in May 1960.

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. CONVEYANCE OF LAND TO CORRECT ERRO-**  
2 **NEOUS SURVEY, COCONINO NATIONAL FOR-**  
3 **EST, ARIZONA.**

4 (a) CONVEYANCE AUTHORIZED.—The Secretary of  
5 Agriculture may convey by quitclaim deed all right, title,  
6 and interest of the United States in and to the two parcels  
7 of land described in subsection (b) to a person or legal  
8 entity that represents (by power of attorney) the majority  
9 of landowners with private property adjacent to the two  
10 parcels. These parcels are within the boundaries of the  
11 Coconino National Forest and contain private improve-  
12 ments that were developed based upon the reliance of the  
13 landowners in an erroneous survey conducted in May  
14 1960.

15 (b) DESCRIPTION OF LAND.—The two parcels of land  
16 authorized for conveyance under subsection (a) consist of  
17 approximately 2.67 acres described in the Bureau of Land  
18 Management's Survey Plat titled Subdivision and Metes  
19 and Bounds Surveys in secs. 28 and 29, T. 20 N., R. 7  
20 E., Gila and Salt River Meridian approved February 2,  
21 2010, as follows:

22 (1) Lot 2, sec. 28, T. 20 N., R. 7 E., Gila and  
23 Salt River Meridian, Coconino County, Arizona.

24 (2) Lot 1, sec. 29, T. 20 N., R. 7 E., Gila and  
25 Salt River Meridian, Coconino County, Arizona.

26 (c) CONSIDERATION.—

1           (1) AMOUNT OF CONSIDERATION.—As consider-  
2           ation for the conveyance of the two parcels under  
3           subsection (a), the person or legal entity that rep-  
4           resents (by power of attorney) the majority of land-  
5           owners with private property adjacent to the parcels  
6           shall pay to the Secretary consideration in the  
7           amount of \$20,000.

8           (2) DEPOSIT.—The Secretary shall deposit the  
9           consideration received under this subsection in a  
10          special account in the fund established under Public  
11          Law 90–171 (commonly known as the Sisk Act; 16  
12          U.S.C. 484a).

13          (3) USE.—The deposited funds shall be avail-  
14          able to the Secretary, without further appropriation  
15          and until expended, for acquisition of land in the  
16          National Forest System.

17          (d) REVOCATION OF ORDERS.—Any public orders  
18          withdrawing any of the Federal land from appropriation  
19          or disposal under the public land laws are revoked to the  
20          extent necessary to permit conveyance of the Federal land  
21          under subsection (a).

22          (e) WITHDRAWAL OF FEDERAL LAND.—Subject to  
23          valid existing rights, the Federal land authorized for con-  
24          veyance under subsection (a) is withdrawn from all forms  
25          of entry and appropriation under the public land laws, lo-

1 cation, entry, and patent under the mining laws, and oper-  
2 ation of the mineral leasing and geothermal leasing laws  
3 until the date which the conveyance is completed.

4 (f) OTHER TERMS AND CONDITIONS.—The convey-  
5 ance authorized by subsection (a) shall be subject only to  
6 those surveys and clearances as needed to protect the in-  
7 terests of the United States.

8 (g) DURATION OF AUTHORITY.—The authority pro-  
9 vided under this section shall terminate three years after  
10 the date of the enactment of this Act.

Passed the House of Representatives April 25, 2012.

Attest:

KAREN L. HAAS,

*Clerk.*