

117TH CONGRESS
2D SESSION

H. R. 9139

To require the Secretary of Agriculture to convey certain lands within the Apache-Sitgreaves National Forest, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

OCTOBER 4, 2022

Mr. O'HALLERAN introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To require the Secretary of Agriculture to convey certain lands within the Apache-Sitgreaves National Forest, 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. SHORT TITLE.**

4 This Act may be cited as the “Apache County and
5 Navajo County Conveyance Act of 2022”.

6 **SEC. 2. CONVEYANCE OF CERTAIN LAND WITHIN THE**
7 **APACHE-SITGREAVES NATIONAL FORESTS TO**
8 **NAVAJO COUNTY, ARIZONA.**

9 (a) DEFINITIONS.—In this section:

1 (1) COUNTY.—The term “County” means Nav-
2 ajo County, Arizona.

3 (2) MAP.—The term “map” means the map en-
4 titled “Pinedale Cemetery Expansion” and dated
5 May 23, 2022.

6 (3) SECRETARY.—The term “Secretary” means
7 the Secretary of Agriculture, acting through the
8 Chief of the Forest Service.

9 (b) CONVEYANCE REQUIRED.—Subject to this sec-
10 tion, if the County submits to the Secretary a written re-
11 quest for conveyance of the property described in sub-
12 section (c)(1) not later than 180 days after the date of
13 enactment of this Act, the Secretary shall convey to the
14 County all right, title, and interest of the United States
15 in and to the property described in subsection (c)(1).

16 (c) PROPERTY DESCRIBED.—

17 (1) IN GENERAL.—The property referred to in
18 subsection (b) is—

19 (A) the parcel of real property, including
20 all land and improvements, generally depicted
21 as “Exist. Cemetery” on the map, consisting of
22 approximately 2.5 acres of National Forest Sys-
23 tem land located in the Apache-Sitgreaves Na-
24 tional Forests in Arizona; and

1 (B) the parcel of real property, including
2 all land and improvements, generally depicted
3 as “Proposed Expansion” on the map, con-
4 sisting of approximately 2.5 acres of National
5 Forest System land located in the Apache-
6 Sitgreaves National Forests in Arizona.

7 (2) MAP.—

8 (A) MINOR ERRORS.—The Secretary may
9 correct minor errors in the map.

10 (B) AVAILABILITY.—A copy of the map
11 shall be on file and available for public inspec-
12 tion in the appropriate offices of the Forest
13 Service.

14 (3) SURVEY.—The exact acreage and legal de-
15 scription of the National Forest System land to be
16 conveyed under subsection (b) shall be determined
17 by a survey satisfactory to the Secretary.

18 (d) TERMS AND CONDITIONS.—The conveyance
19 under subsection (b) shall—

20 (1) be subject to valid existing rights;

21 (2) be made without consideration;

22 (3) be made by quitclaim deed;

23 (4) not be subject to section 120(h) of the Com-
24 prehensive Environmental Response, Compensation,
25 and Liability Act of 1980 (42 U.S.C. 9620(h)); and

1 (5) be subject to any other terms and condi-
 2 tions as the Secretary considers appropriate to pro-
 3 tect the interests of the United States.

4 (e) COSTS OF CONVEYANCE.—As a condition of the
 5 conveyance under subsection (b), the County shall pay all
 6 costs associated with the conveyance, including the cost
 7 of—

8 (1) a survey, if necessary, under subsection
 9 (c)(3); and

10 (2) any environmental analysis and resource
 11 surveys required by Federal law.

12 **SEC. 3. CONVEYANCE OF CERTAIN LAND WITHIN THE**
 13 **APACHE-SITGREAVES NATIONAL FORESTS TO**
 14 **APACHE COUNTY, ARIZONA.**

15 (a) DEFINITIONS.—In this section:

16 (1) COUNTY.—The term “County” means
 17 Apache County, Arizona.

18 (2) MAP.—The term “map” means the map en-
 19 titled “Exhibit, Alpine Cemetery Townsite” and
 20 dated October, 2019.

21 (3) SECRETARY.—The term “Secretary” means
 22 the Secretary of Agriculture, acting through the
 23 Chief of the Forest Service.

24 (b) CONVEYANCE REQUIRED.—Subject to this sec-
 25 tion, if the County submits to the Secretary a written re-

1 quest for conveyance of the property described in sub-
2 section (c)(1) not later than 180 days after the date of
3 enactment of this Act, the Secretary shall convey to the
4 County all right, title, and interest of the United States
5 in and to the property described in subsection (c)(1).

6 (c) PROPERTY DESCRIBED.—

7 (1) IN GENERAL.—The property referred to in
8 subsection (b) is—

9 (A) the parcel of real property, including
10 all land and improvements, generally depicted
11 as the “Existing Alpine Cemetery” on the map,
12 consisting of approximately 2.56 acres of Na-
13 tional Forest System land located in the
14 Apache-Sitgreaves National Forests in Arizona;
15 and

16 (B) the parcel of real property, including
17 all land and improvements, generally depicted
18 as the “Proposed Townsite Tract” on the map,
19 consisting of approximately 8.06 acres of Na-
20 tional Forest System land located in the
21 Apache-Sitgreaves National Forests in Arizona.

22 (2) MAP.—

23 (A) MINOR ERRORS.—The Secretary may
24 correct minor errors in the map.

1 (B) AVAILABILITY.—A copy of the map
2 shall be on file and available for public inspec-
3 tion in the appropriate offices of the Forest
4 Service.

5 (3) SURVEY.—The exact acreage and legal de-
6 scription of the National Forest System land to be
7 conveyed under subsection (b) shall be determined
8 by a survey satisfactory to the Secretary.

9 (d) TERMS AND CONDITIONS.—The conveyance
10 under subsection (b) shall—

11 (1) be subject to valid existing rights;

12 (2) be made without consideration;

13 (3) be made by quitclaim deed;

14 (4) not be subject to section 120(h) of the Com-
15 prehensive Environmental Response, Compensation,
16 and Liability Act of 1980 (42 U.S.C. 9620(h)); and

17 (5) be subject to any other terms and condi-
18 tions as the Secretary considers appropriate to pro-
19 tect the interests of the United States.

20 (e) COSTS OF CONVEYANCE.—As a condition of the
21 conveyance under subsection (b), the County shall pay all
22 costs associated with the conveyance, including the cost
23 of—

24 (1) a survey, if necessary, under subsection

25 (c)(3); and

- 1 (2) any environmental analysis and resource
- 2 surveys required by Federal law.

