

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

# H. R. 5414

To provide for the conveyance of a small parcel of National Forest System land in the Francis Marion National Forest in South Carolina, and for other purposes.

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## IN THE HOUSE OF REPRESENTATIVES

MAY 26, 2010

Mr. BROWN of South Carolina introduced the following bill; which was referred to the Committee on Agriculture

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## A BILL

To provide for the conveyance of a small parcel of National Forest System land in the Francis Marion National Forest in South Carolina, 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 CONVEYANCE, FRANCIS MARION NA-**  
4 **TIONAL FOREST, SOUTH CAROLINA.**

5 (a) CONVEYANCE REQUIRED.—Upon the tender of  
6 consideration from the First Baptist Church of Bonneau,  
7 108 West Church Street, Bonneau, South Carolina (in  
8 this section referred to as the “Bonneau Baptist  
9 Church”), the Secretary of Agriculture shall sell and quit-

1 claim to Bonneau Baptist Church all right, title, and in-  
2 terest of the United States in and to a parcel of National  
3 Forest System land in the Francis Marion National Forest  
4 consisting of up to approximately 3 acres, as generally de-  
5 picted on a map titled, “First Baptist Church of Bonneau  
6 Cemetery Tract” and dated May 6, 2010. The conveyance  
7 shall be subject to valid existing rights and the other provi-  
8 sions of this section.

9 (b) CONSIDERATION.—

10 (1) CASH CONSIDERATION.—As consideration  
11 for the conveyance under subsection (a), Bonneau  
12 Baptist Church shall pay to the Secretary cash con-  
13 sideration in an amount equal to the market value  
14 of the land.

15 (2) MARKET VALUE.—The market value of the  
16 land conveyed under subsection (a) shall be deter-  
17 mined by an appraisal approved by the Secretary  
18 based on appraisal instructions prescribed by the  
19 Secretary for a separate lot unconnected with a larg-  
20 er parcel, unencumbered by any permit or restrictive  
21 covenant (other than the restriction required by sub-  
22 section (f)), and otherwise in conformity with the  
23 Uniform Appraisal Standards for Federal Land Ac-  
24 quisitions.

1           (3) DEPOSIT AND USE OF PROCEEDS.—The  
2           consideration received by the Secretary under this  
3           subsection shall be deposited into the account in the  
4           Treasury established by Public Law 90–171 (com-  
5           monly known as the Sisk Act; 16 U.S.C. 484a). The  
6           monies so deposited shall be available to the Sec-  
7           retary, until expended and without further appro-  
8           priation, for the acquisition of lands and interests in  
9           land in the Francis Marion National Forest in South  
10          Carolina.

11          (c) SURVEY.—The land to be conveyed under sub-  
12          section (a) shall be surveyed, and such survey and result-  
13          ing land description shall be subject to approval by the  
14          Secretary.

15          (d) COSTS.—The Secretary shall require the Bonneau  
16          Baptist Church to pay all reasonable costs associated with  
17          the conveyance under subsection (a), including—

18                 (1) appraisal;

19                 (2) survey;

20                 (3) closing costs, including deed recordation;

21          and

22                 (4) any administrative and environmental anal-  
23          yses required by law or regulation.

24          (e) TREATMENT OF EXISTING SPECIAL USE AU-  
25          THORIZATION.—Upon completion of the conveyance under

1 subsection (a), the Special Use Authorization provided to  
2 Bonneau Baptist Church for use of the conveyed lands  
3 shall be deemed to be terminated.

4 (f) RESTRICTION ON USE OF CONVEYED LAND.—  
5 The deed of conveyance for the land conveyed under sub-  
6 section (a) shall restrict the use of the conveyed land to  
7 cemetery purposes. Structures may not be erected on the  
8 conveyed land, other than for monumentation or cemetery  
9 maintenance facilities.

10 (g) COMPLIANCE WITH FEDERAL LAWS AND REGU-  
11 LATIONS.—The conveyance of the land under subsection  
12 (a) is subject to compliance with existing laws and regula-  
13 tions.

14 (h) ADDITIONAL TERMS AND CONDITIONS.—The  
15 Secretary may require such additional terms and condi-  
16 tions in connection with the conveyance under subsection  
17 (a) as the Secretary considers appropriate to protect the  
18 interests of the United States.

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