

Union Calendar No. 333

112TH CONGRESS
2^D SESSION

H. R. 3874

[Report No. 112-475]

To provide for the conveyance of eight cemeteries that are located on National Forest System land in Black Hills National Forest, South Dakota.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 1, 2012

Mrs. NOEM introduced the following bill; which was referred to the Committee on Natural Resources

MAY 10, 2012

Reported with amendments, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

[For text of introduced bill, see copy of bill as introduced on February 1, 2012]

A BILL

To provide for the conveyance of eight cemeteries that are located on National Forest System land in Black Hills National Forest, South Dakota.

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 “Black Hills Cemetery*
5 *Act”.*

6 **SEC. 2. LAND CONVEYANCES, CERTAIN CEMETERIES LO-**
7 **CATED IN BLACK HILLS NATIONAL FOREST,**
8 **SOUTH DAKOTA.**

9 *(a) CEMETERY CONVEYANCES REQUIRED.—The Sec-*
10 *retary of Agriculture shall convey, without consideration,*
11 *to the local communities in South Dakota that are currently*
12 *managing and maintaining certain community cemeteries*
13 *(as specified in subsection (b)) all right, title, and interest*
14 *of the United States in and to—*

15 *(1) the parcels of National Forest System land*
16 *containing such cemeteries; and*

17 *(2) up to an additional two acres adjoining each*
18 *cemetery in order to ensure the conveyances include*
19 *unmarked gravesites and allow for expansion of the*
20 *cemeteries.*

21 *(b) PROPERTY AND RECIPIENTS.—The properties to be*
22 *conveyed under subsection (a), and the recipients of each*
23 *property, are as follows:*

24 *(1) The Silver City Cemetery to the Silver City*
25 *Volunteer Fire Department.*

1 (2) *The Hayward Cemetery to the Hayward Vol-*
2 *unteer Fire Department.*

3 (3) *The encumbered land adjacent to the Engle-*
4 *wood Cemetery (encompassing the cemetery entrance*
5 *portal, access road, fences, 2,500 gallon reservoir and*
6 *building housing such reservoir, and piping to pro-*
7 *vide sprinkling system to the cemetery) to the City of*
8 *Lead.*

9 (4) *The land adjacent to the Mountain Meadow*
10 *Cemetery to the Mountain Meadow Cemetery Associa-*
11 *tion.*

12 (5) *The Roubaix Cemetery to the Roubaix Ceme-*
13 *tery Association.*

14 (6) *The Nemo Cemetery to the Nemo Cemetery*
15 *Association.*

16 (7) *The Galena Cemetery to the Galena Histor-*
17 *ical Society.*

18 (8) *The Rockerville Cemetery to the Rockerville*
19 *Community Club.*

20 (9) *The Cold Springs Cemetery (including adja-*
21 *cent school yard and log building) to the Cold*
22 *Springs Historical Society.*

23 (c) *CONDITION OF CONVEYANCE.—Each conveyance*
24 *under subsection (a) shall be subject to the condition that*

1 *the recipient accept the conveyed real property in its condi-*
2 *tion at the time of the conveyance.*

3 (d) *USE OF LAND CONVEYED.*—*The lands conveyed*
4 *under subsection (a) shall continue to be used in the same*
5 *manner and for the same purposes as they were imme-*
6 *diately prior to their conveyance under this Act.*

7 (e) *DESCRIPTION OF PROPERTY.*—*The exact acreage*
8 *and legal description of each parcel of real property to be*
9 *conveyed under subsection (a) shall be determined by sur-*
10 *veys satisfactory to the Secretary. The cost of the survey*
11 *for a particular parcel shall be borne by the recipient of*
12 *such parcel.*

13 (f) *ADDITIONAL TERMS AND CONDITIONS.*—*The Sec-*
14 *retary may require such additional terms and conditions*
15 *in connection with the conveyances under subsection (a) as*
16 *the Secretary considers appropriate to protect the interests*
17 *of the United States.*

Amend the title so as to read: “A bill to provide for the conveyance of certain cemeteries that are located on National Forest System land in Black Hills National Forest, South Dakota.”.

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