

Subcommittee on Water and Power, and all the staff who have worked so hard to bring this important piece of legislation to the floor in an expeditious fashion.

H.R. 4389 authorizes the construction of a conjunctive use water project on the Santa Margarita River in Fallbrook, California. The project will treat water drawn from the Santa Margarita River and offer a reliable water source to the Camp Pendleton Marines and the surrounding communities. Over 60,000 military and civilian personnel work aboard that base each day. It is home to the 1st Marine Expeditionary Force, 1st Marine Division, 1st Force Service Support Group and many other tenants, more than half of whom have been serving in Iraq as we speak.

Securing a reliable source of drinking water has been an ongoing challenge for this base. In fact, this piece of legislation is really a piece of legislation begun by my predecessor, Mr. Ron Packard, who today continues to oversee the completion of this project. It is truly his legacy we are passing on today.

San Diego County has relatively few natural resources for fresh drinking water and has forced the import of 90 percent of the water it consumes annually. This project is vital for the future of San Diego County because it provides over 15,000 acre feet of drinking water that will not have to be imported from the already overtaxed Colorado River or the Bay-Delta.

Additionally, this bill will provide the first connection to Southern California's imported drinking water supply from the San Diego aqueduct. This will supply quality safe drinking water for Camp Pendleton, and the construction of this project will dramatically improve the quality of life for Marines, their families, and to this important military installation.

Mr. Speaker, I urge support and passage of H.R. 4389.

Mr. ISSA. Mr. Speaker, I rise today in support of H.R. 4389, which I introduced on June 23, 2004. I want to take this opportunity to thank the Chairman of the Resources Committee, the Subcommittee Chairman on Water and Power and all the staff involved for reporting this bill favorably to the floor in an expeditious manner.

H.R. 4389 authorizes the construction of a conjunctive use water project on the Santa Margarita River in Fallbrook, CA. This project will treat water drawn from the Santa Margarita River and offer a reliable water supply for Marine Corps Base, Camp Pendleton and the surrounding communities. Over 60,000 military and civilian personnel work aboard the base everyday. It is the home of 1st Marine Expeditionary Force, 1st Marine Division, 1st Force Service Support Group and many tenant units. Securing a reliable source of quality drinking water has been an ongoing challenge for the base.

San Diego County has relatively few natural sources to draw drinking water from and it is forced to import over 90 percent of all the water consumed annually. This project is vital to the future of San Diego County because it

will provide 15,000 acre feet of drinking water; we will not need to import from the Colorado River or the Bay Delta. Additionally, this bill will provide a connection for the first time to Southern California's imported water supply via the San Diego Aqueduct.

The water quality for Camp Pendleton will dramatically improve with the construction of this project, and the quality of life of Marines and their families at this important military installation will be enhanced.

I want to thank the Chairman for the opportunity to speak on H.R. 4389, and I urge my colleagues to vote in favor of this bill.

Ms. BERKLEY. Mr. Speaker, I rise today in support of the Lincoln County Conservation, Recreation, and Development Act of 2004. I would like to thank Mr. GIBBONS, Mr. PORTER, Mr. RAHALL, Mr. POMBO, and the members of the Resources Committee for their diligent work on this bipartisan legislation that is important to all Nevadans.

The Lincoln County Conservation, Recreation, and Development Act is the result of the cooperation and support of the entire Nevada delegation. This carefully crafted piece of legislation strikes a delicate balance between encouraging economic development in Lincoln County, protecting Nevada's environment, and managing essential natural resources.

The Federal Government controls over 98 percent of the land in Lincoln County. Allowing for the private development of a portion of this land would provide for an increase in economic growth in Lincoln County. Property taxes collected would be reinvested to maintain critical government services and improve infrastructure and recreational opportunities within the County. Proceeds from land sales will also be reinvested to preserve and manage parks, trails, and natural resources, and pay for development of a multi-species conservation plan.

This comprehensive legislation will aid in the preservation of our natural resources and public lands in Lincoln County. Nearly 770,000 acres of land will be designated as wilderness, and thousands of acres in Lincoln County will be protected to create more parks and trails for future generations. I am extremely pleased that the Mount Irish, Big Rocks and Mormon Mountain areas were included as wilderness designations in the final version of this vital legislation. These sites are rich in archeological artifacts and wilderness designation provides the necessary protection for these treasures.

I recognize the importance of ensuring that environmentally sensitive lands are protected. Under this legislation the Bureau of Land Management will complete a full environmental impact statement pursuant to the National Environmental Policy Act (NEPA). Another provision provides the Secretary of the Interior the authority to set aside 10,000 acres of the land to be auctioned for potential cultural and natural resource issues that may arise.

This sensible piece of legislation will provide an economic boost to the communities of Lincoln County and protect and promote Nevada's unique natural areas while providing exciting opportunities to sustain future growth in our great State.

Mrs. CHRISTENSEN. Mr. Speaker, I have no further requests for time, and I yield back the balance of my time.

Mr. GIBBONS. Mr. Speaker, I have no further requests for time, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Nevada (Mr. GIBBONS) that the House suspend the rules and pass the bill, H.R. 4389, as amended.

The question was taken; and (two-thirds having voted in favor thereof) the rules were suspended and the bill, as amended, was passed.

A motion to reconsider was laid on the table.

#### CONVEYANCE OF CERTAIN LAND HELD IN TRUST FOR THE PAIUTE INDIAN TRIBE OF UTAH TO THE CITY OF RICHFIELD, UT

Mr. GIBBONS. Mr. Speaker, I move to suspend the rules and pass the bill (H.R. 3982) to direct the Secretary of the Interior to convey certain land held in trust for the Paiute Indian Tribe of Utah to the City of Richfield, Utah, and for other purposes.

The Clerk read as follows:

H.R. 3982

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. LAND CONVEYANCE TO CITY.

(a) AUTHORIZATION FOR CONVEYANCE.—Not later than 90 days after the Secretary receives a request from the Tribe and the City to convey all right, title, and interest of the United States and the Tribe in and to the Property to the City, the Secretary shall take the Property out of trust status and convey the Property to the City.

(b) TERMS AND CONDITIONS.—The conveyance under subsection (a) shall be subject to the following conditions:

(1) TRIBAL RESOLUTION.—Prior to conveying the Property under subsection (a), the Secretary shall ensure that the terms of the sale have been approved by a tribal resolution of the Tribe.

(2) CONSIDERATION.—Consideration given by the City for the Property shall be not less than the appraised fair market value of the Property.

(3) NO FEDERAL COST.—The City shall pay all costs related to the conveyance authorized under this section.

(c) PROCEEDS OF SALE.—The proceeds from the conveyance of the Property under this section shall be given immediately to the Tribe.

(d) FAILURE TO MAKE CONVEYANCE.—If after the Secretary takes the Property out of trust status pursuant to subsection (a) the City or the Tribe elect not to carry out the conveyance under that subsection, the Secretary shall take the Property back into trust for the benefit of the Tribe.

#### SEC. 2. TRIBAL RESERVATION.

Land acquired by the United States in trust for the Tribe after February 17, 1984, shall be part of the Tribe's reservation.

#### SEC. 3. TRUST LAND FOR SHIVWITS OR KANOSH BANDS.

If requested to do so by a tribal resolution of the Tribe, the Secretary shall take land held in trust by the United States for the benefit of the Tribe out of such trust status and take that land into trust for the Shivwits or Kanosh Bands of the Paiute Indian Tribe of Utah, as so requested by the Tribe.

#### SEC. 4. CEDAR BAND OF PAIUTES TECHNICAL CORRECTION.

The Paiute Indian Tribe of Utah Restoration Act (25 U.S.C. 761) is amended by striking "Cedar City" each place it appears and

inserting "Cedar". Any reference in a law, map, regulation, document, paper, or other record of the United States to the "Cedar City Band of Paiute Indians" shall be deemed to be a reference to the "Cedar Band of Paiute Indians".

#### SEC. 5. DEFINITIONS.

For the purposes of this Act:

(1) CITY.—The term "City" means the City of Richfield, Utah.

(2) PROPERTY.—The term "Property" means the parcel of land held by the United States in trust for the Paiute Indian Tribe of Utah located in Section 2, Township 24 South, Range 3 West, Salt Lake Base and Meridian, Sevier County, Utah and more particularly described as follows: Beginning at a point on the East line of the Highway which is West 0.50 chains, more or less, and South 8° 21' West, 491.6 feet from the Northeast Corner of the Southwest Quarter of Section 2, Township 24 South, Range 3 West, Salt Lake Base and Meridian, and running thence South 81° 39' East, perpendicular to the highway, 528.0 feet; thence South 26° 31' West, 354.6 feet; thence North 63° 29' West, 439.3 feet to said highway; thence North 8° 21' East, along Easterly line of said highway 200.0 feet to the point of beginning, containing 3.0 acres more or less.

(3) SECRETARY.—The term "Secretary" means the Secretary of the Interior.

(4) TRIBE.—The term "Tribe" means the Paiute Indian Tribe of Utah.

The SPEAKER pro tempore. Pursuant to the rule, the gentleman from Nevada (Mr. GIBBONS) and the gentlewoman from the Virgin Islands (Mrs. CHRISTENSEN) each will control 20 minutes.

The Chair recognizes the gentleman from Nevada (Mr. GIBBONS).

#### GENERAL LEAVE

Mr. GIBBONS. I ask unanimous consent that all Members may have 5 legislative days within which to revise and extend their remarks and include extraneous material on H.R. 3982, the bill now under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Nevada?

There was no objection.

Mr. GIBBONS. Mr. Speaker, I yield myself such time as I may consume.

Mr. Speaker, H.R. 3982 is sponsored by the gentleman from Utah (Mr. CANNON). The legislation authorizes the Secretary of the Interior to take a 3-acre parcel of land owned by the Paiute Indian Tribe out of trust so the tribe can sell it to the City of Richfield, Utah. The land would be sold only on a willing-seller basis for fair market value and would be used by the city to expand its municipal airport.

H.R. 3982 also authorizes the Secretary to transfer three parcels of trust land to two of the Tribe's constituent bands. The parcels, each of which is one acre or less, will remain in trust for the benefit of the individual bands.

Finally, H.R. 3982 changes the name of the Cedar City Band of Paiute Indians of Utah to the Cedar Band of Paiute Indians of Utah. The tribe and all local entities support this bill, and I urge its adoption.

Mr. Speaker, I reserve the balance of my time.

Mrs. CHRISTENSEN. Mr. Speaker, I yield myself such time as I may consume.

(Mrs. CHRISTENSEN asked and was given permission to revise and extend her remarks.)

Mrs. CHRISTENSEN. Mr. Speaker, as congressional action is required for land and trusts to be sold, and the Paiute Indian Tribe has contacted us for assistance, we are very supportive of authorizing the Secretary to convey these lands for the tribe.

We support the tribe's sovereign decision to sell these lands and wish them the best in further economic development. We urge our colleagues to support H.R. 3982.

Mr. Speaker, I have no further requests for time, and I yield back the balance of my time.

Mr. GIBBONS. Mr. Speaker, I have no further requests for time, and I yield back the balance of my time.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Nevada (Mr. GIBBONS) that the House suspend the rules and pass the bill, H.R. 3982.

The question was taken; and (two-thirds having voted in favor thereof) the rules were suspended and the bill was passed.

A motion to reconsider was laid on the table.

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### ALASKA NATIVE ALLOTMENT SUBDIVISION ACT

Mr. GIBBONS. Mr. Speaker, I move to suspend the rules and pass the Senate bill (S. 1421) to authorize the subdivision and dedication of restricted land owned by Alaska Natives.

The Clerk read as follows:

S. 1421

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

#### SECTION 1. SHORT TITLE.

This Act may be cited as the "Alaska Native Allotment Subdivision Act".

#### SEC. 2. DEFINITIONS.

In this Act:

(1) RESTRICTED LAND.—The term "restricted land" means land in the State that is subject to Federal restrictions against alienation and taxation.

(2) SECRETARY.—The term "Secretary" means the Secretary of the Interior.

(3) STATE.—The term "State" means the State of Alaska.

#### SEC. 3. SUBDIVISION AND DEDICATION OF ALASKA NATIVE RESTRICTED LAND.

(a) IN GENERAL.—An Alaska Native owner of restricted land may, subject to the approval of the Secretary—

(1) subdivide the restricted land in accordance with the laws of the—

(A) State; or

(B) applicable local platting authority; and

(2) execute a certificate of ownership and dedication with respect to the restricted land subdivided under paragraph (1) with the same effect under State law as if the restricted land subdivided and dedicated were held by unrestricted fee simple title.

(b) RATIFICATION OF PRIOR SUBDIVISIONS AND DEDICATIONS.—Any subdivision or dedication of restricted land executed before the date of enactment of this Act that has been approved by the Secretary and by the rel-

evant State or local platting authority, as appropriate, shall be considered to be ratified and confirmed by Congress as of the date on which the Secretary approved the subdivision or dedication.

#### SEC. 4. EFFECT ON STATUS OF LAND NOT DEDICATED.

Except in a case in which a specific interest in restricted land is dedicated under section 3(a)(2), nothing in this Act terminates, diminishes, or otherwise affects the continued existence and applicability of Federal restrictions against alienation and taxation on restricted land or interests in restricted land (including restricted land subdivided under section 3(a)(1)).

The SPEAKER pro tempore (Mr. PETRI). Pursuant to the rule, the gentleman from Nevada (Mr. GIBBONS) and the gentlewoman from the Virgin Islands (Mrs. CHRISTENSEN) each will control 20 minutes.

The Chair recognizes the gentleman from Nevada (Mr. GIBBONS).

#### GENERAL LEAVE

Mr. GIBBONS. Mr. Speaker, I ask unanimous consent that all Members may have 5 legislative days to revise and extend their remarks and include extraneous material on the bill now under consideration.

The SPEAKER pro tempore. Is there objection to the request of the gentleman from Nevada?

There was no objection.

Mr. GIBBONS. Mr. Speaker, I yield myself such time as I may consume.

Senate 1421 is legislation sponsored by the gentlewoman from Alaska (Senator MURKOWSKI) that will yield tremendous benefits to Alaska native owners of lands they obtained under the Native Allotment Act of 1906.

The bill resolves a problem that is confounding the State of Alaska, Alaska municipalities and the owners of native allotments. In the past few years, government attorneys have questioned whether current law authorizes the subdivision of Alaska native allotments or the placement of certain easements across them. Some allotments have already been subdivided, and the validity of these subdivisions is now in question.

This bill fixes the problem. It allows Alaska natives to subdivide their allotments and dedicate rights-of-way on them, according to State law, without losing the protections in the restricted status of such lands.

The law does not force Alaska natives to do anything with their lands. Rather, it gives them more freedom to utilize their property in an economically beneficial manner.

This is an excellent, noncontroversial bill worked out cooperatively by all affected parties. I urge the adoption of this bill.

Mr. Speaker, I reserve the balance of my time.

Mrs. CHRISTENSEN. Mr. Speaker, I yield myself such time as I may consume.

(Mrs. CHRISTENSEN asked and was given permission to revise and extend her remarks.)

Mrs. CHRISTENSEN. Mr. Speaker, the majority has explained the pending