

WITH BEST WISHES  
FROM  
CONGRESSMAN PHILIP BURTON  
5th DISTRICT  
CALIFORNIA

89TH CONGRESS  
1ST SESSION

# H. R. 11722

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## IN THE HOUSE OF REPRESENTATIVES

OCTOBER 21, 1965

Mr. BURTON of California introduced the following bill; which was referred to the Committee on Interior and Insular Affairs

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## A BILL

To establish a Redwood National Park in the State of California,  
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. (a) In order to preserve a significant ex-  
4 ample of coastal redwood (*Sequoia sempervirens*) forest in  
5 association with streams and seashore for purposes of public  
6 inspiration, recreation, and scientific study, the Secretary of  
7 the Interior (hereafter referred to as "the Secretary") is  
8 authorized to establish an area to be known as the Redwood  
9 National Park within that portion of Humboldt and Del  
10 Norte Counties, California, which is particularly described in  
11 subsection (b).

1 (b) The area referred to in subsection (a) (herein-  
2 after referred to as "the park") is the area enclosed within  
3 the following boundary:

4 Beginning at the point approximately three-quarters of  
5 a mile south of the mouth of the Klamath River which is the  
6 triangulation point Williams (51; section 8, township 13  
7 north, range 1 east, unsurveyed);

8 thence east one-quarter mile;

9 thence due south to the summit of Flint Ridge;

10 thence south and southeasterly along the hydrologic  
11 divide between Richardson Creek and the ocean to a  
12 point one-eighth of a mile north of the portion of High-  
13 way Numbered 101 which runs northeasterly to the  
14 town of Klamath;

15 thence northeasterly paralleling said highway at  
16 a distance set back from the highway of one-eighth of a  
17 mile to a point one-eighth of a mile from the Klamath  
18 River;

19 thence southeasterly across said highway at right  
20 angles to a point one-eighth of a mile on the opposite  
21 side of the road;

22 thence southwesterly paralleling said highway at a  
23 distance set back from the highway of one-eighth of a  
24 mile to a point where the highway turns southerly;

25 thence southerly paralleling said highway to the

1 east at a distance set back from the highway of one-  
2 quarter of a mile to the northern boundary of Prairie  
3 Creek Redwoods State Park;  
4 thence along the eastern boundary of Prairie Creek  
5 Redwoods State Park to the southwestern corner of  
6 section 33, township 13 north, range 1 east (unsur-  
7 veyed) ;  
8 thence south one-eighth of a mile;  
9 thence east one-quarter of a mile;  
10 thence south one-eighth of a mile;  
11 thence east one-half mile;  
12 thence south one-quarter of a mile to the boundary  
13 of Prairie Creek Redwoods State Park;  
14 thence southerly along the boundary of said park to  
15 a point opposite the head of the east fork of Brown  
16 Creek;  
17 thence southeasterly paralleling on the east the road,  
18 which runs along the divide between Prairie Creek and  
19 the Klamath River, but set back from the centerline a  
20 distance of 100 yards as measured on the ground surface,  
21 to a point where the road leaves the crest of the divide  
22 near the head of Surpur Creek;  
23 thence southeasterly paralleling the divide between  
24 Surpur Creek and Lost Man Creek, at a distance 100

1 yards east of the divide as measured on the ground sur-  
2 face, to a point of juncture with Holter Ridge (which  
3 divides Tectah Creek and Lost Man Creek) ;

4 thence southwesterly paralleling the crest of Holter  
5 Ridge, at a distance 100 yards east of the ridge as  
6 measured on the ground surface, to a point of juncture  
7 with the Bald Hills Road ;

8 thence paralleling the Bald Hills Road, at a distance  
9 100 yards east of the centerline of the road, to the spur  
10 road leading to Coyote Peak and beyond (section 29,  
11 township 9 north, range 3 east, unsurveyed) ;

12 thence southerly and later westerly paralleling that  
13 road, but set back a distance of 100 yards to the east as  
14 measured on the ground surface, out Arbor Camp Ridge  
15 to Hooker triangulation point (3139) ;

16 thence southwesterly to the north (or east) bank of  
17 Redwood Creek ;

18 thence one mile downstream along the mean high  
19 water line of that bank of Redwood Creek ;

20 thence one and a quarter miles due west ;

21 thence southwesterly paralleling the hydrological  
22 divide between Devils Creek and Panther Creek, at a  
23 distance 100 yards southeast of the divide as measured  
24 on the ground surface, to the road along the divide be-  
25 tween Redwood Creek and Maple Creek ;



1           thence northwesterly paralleling the road, which  
2           runs near the divide between Redwood Creek and Maple  
3           Creek, but along a line 100 yards southwest of the cen-  
4           terline of the road, as measured on the ground surface,  
5           to a point at the head of Pitcher Creek;  
6           thence due north to the summit of Peak 2745 (south  
7           of Rodgers Peak) ;  
8           thence generally northerly, 100 yards west and  
9           southwest as measured on the ground surface of the  
10          hydrological divide between the drainages flowing into  
11          Redwood Creek and those flowing directly into the  
12          ocean, to Stone triangulation point (1070, southwest  
13          corner of section 8, township 10 north, range 1 east,  
14          unsurveyed) ;  
15          thence generally in a northerly direction paralleling  
16          the road, running north to Highway Numbered 101 from  
17          Stone, but 100 yards generally to the west, as measured  
18          on the ground surface, for approximately 1 mile to a  
19          point one-half mile south of Highway Numbered 101;  
20          thence east 1 mile;  
21          thence northeast 1 mile;  
22          thence due north for approximately 1 mile to a  
23          point of junction with Highway Numbered 101 where  
24          the Bald Hills Road begins ;

1           thence  $2\frac{1}{4}$  miles due west to a point immediately  
2           north of Hufford triangulation point (415);

3           thence south to the summit of Hufford triangulation  
4           point;

5           thence southwesterly to the summit of Orick tri-  
6           angulation point;

7           thence south to the north bank of Redwood Creek;

8           thence southerly and westerly along the mean high  
9           water line of said creek to its mouth;

10          thence northerly along the mean low tide line of the  
11          ocean to a point due west of the point of beginning;

12          thence due east to the point of beginning.

13          SEC. 2. (a) As rapidly as funds become available for  
14          the purposes of this act, the Secretary is authorized to acquire  
15          by purchase, gift, condemnation, transfer from any Federal  
16          agency, exchange, or otherwise, the land, waters, and other  
17          property, and improvements thereon and any interests there-  
18          in within the area described in subsection (b) of section 1  
19          of this Act: *Provided*, That no property which has been im-  
20          proved and in use for residential purposes or for commercial  
21          resort purposes, for at least two years prior to the enact-  
22          ment of this Act, shall be subject to condemnation if the prop-  
23          erty continues to be so used and conforms to zoning bylaws  
24          established by the county in which the property is situated.  
25          Zoning bylaws must conform to standards set by the Secre-

1 tary for this proviso to apply. Such standards shall be  
2 designed (1) to permit only such minor property improve-  
3 ments as are compatible with the purposes of the park, and  
4 (2) to promote the purposes of the park by establishing acre-  
5 age limits, frontage and setback requirements, and procedures  
6 for public notice of zoning, variance, and exceptions.

7 (b) No private property within the area described in  
8 subsection (b) of section 1 of this Act which is used for resi-  
9 dential or resort purposes shall be acquired by condemnation  
10 for one year following the date of the enactment of this Act.

11 (c) Notwithstanding any other provision of law, any  
12 Federal property located within the area described in sub-  
13 section (b) of section 1 may, with the concurrence of the  
14 agency having custody thereof, be transferred without con-  
15 sideration to the administrative jurisdiction of the Secre-  
16 tary for use by him in carrying out the provisions of sections  
17 of this Act.

18 (d) In exercising his authority to acquire property in  
19 accordance with the provisions of this section, the Secretary  
20 may enter into contracts requiring the expenditure, when  
21 appropriated, of funds authorized by the sections of this Act,  
22 but the liability of the United States under any such contract  
23 shall be contingent on the appropriation of funds sufficient  
24 to fulfill the obligations thereby incurred.

25 (e) When the Secretary determines that lands and

1 water or interests therein have been acquired by the United  
2 States in sufficient quantity to provide an administrative  
3 unit, he shall declare the establishment of the Redwood  
4 National Park by publication of notice in the Federal  
5 Register.

6 (f) The Secretary is also authorized to define and  
7 acquire, by purchase, donation, or otherwise, easements on  
8 lands within any watersheds tributary to the park for the  
9 purpose of regulating land treatment practices thereon to  
10 improve the supply, quality, and reliability of water in the  
11 park and to protect the park from flooding, channel erosion,  
12 and gravel movement.

13 (g) Furthermore, the Secretary is authorized to define  
14 and acquire, by purchase, donation, or otherwise, scenic ease-  
15 ments near or adjacent to the park boundaries and along  
16 Highway Numbered 101 north from Patricks Point State  
17 Park to Prairie Creek Redwoods State Park.

18 SEC. 3. The administration, protection, and develop-  
19 ment of the Redwood National Park shall be exercised under  
20 the direction of the Secretary of the Interior by the National  
21 Park Service, subject to the provisions of the Act of August  
22 25, 1916 (39 Stat. 535; 16 U.S.C. 1 and the following),  
23 entitled "An Act to establish a National Park Service, and  
24 for other purposes", as amended and supplemented, and in  
25 accordance with laws of general application relating to the

1 national park system as defined by the Act of August 8,  
2 1953 (67 Stat. 496; 16 U.S.C. 1c) : *Provided*, That no  
3 tolls nor entry fees shall be levied by the National Park  
4 Service for public use of and access to Highway Numbered  
5 101 and other through roadways within the area described  
6 in subsection (b) of section 1 of this Act, and nothing herein  
7 shall affect the concurrent police jurisdiction of the State of  
8 California over such roadways.

9       SEC. 4. A general advisory board to be known as the  
10 "Redwood National Park Advisory Board" is established to  
11 advise the Secretary of the Interior on any matters relating  
12 to the management of the park, including standards for reg-  
13 ulations relating to zoning. The Advisory Board shall be  
14 composed of five residents of the State of California, two of  
15 whom shall be residents of the counties in which the park  
16 is situated. The Governor of the State of California shall  
17 appoint these two members of the Board, and the Secretary  
18 shall appoint the remainder. The Board shall meet not less  
19 than twice yearly upon the call of the member designated  
20 as Chairman by the Secretary, or additionally upon request  
21 of the Secretary.

22       SEC. 5. There are authorized to be appropriated such  
23 sums as may be necessary to carry out the provisions of this  
24 Act, except that no more than \$100,000,000 shall be appro-  
25 priated to pay for the acquisition of land, waters, and im-

1 improvements thereon and interests therein, and incidental costs  
 2 relating thereto, by the United States acting alone: *Provided,*  
 3 That additional sums not to exceed \$50,000,000 are author-  
 4 ized to be appropriated as matching funds for the acquisition  
 5 of land, and interest therein, to the extent of the value of  
 6 sums or property which non-Federal sources donate to carry  
 7 out the purposes of this Act.



1 improvements thereon and interests therein, and to the extent of the  
 2 relating thereto, by the United States acting as trustee for the  
 3 That additional sums not to exceed \$50,000,000 may be  
 4 used to be appropriated as matching funds for the acquisition  
 5 of land, and interest therein, to the extent of the value of  
 6 sums or property which non-Federal sources donate in carry  
 7 out the purpose of this Act.

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