

108TH CONGRESS
2D SESSION

H. R. 3819

To redesignate Fort Clatsop National Memorial as the Lewis and Clark National Historical Park, to include in the park sites in the State of Washington as well as the State of Oregon, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 24, 2004

Mr. BAIRD (for himself, Mr. WU, Mr. NETHERCUTT, Mr. BEREUTER, Mr. LARSEN of Washington, Mr. DICKS, Mr. INSLEE, Mr. McDERMOTT, Mr. SMITH of Washington, Mr. DEFazio, Mr. SOUDER, Mr. POMEROY, Ms. HOOLEY of Oregon, Mr. BLUMENAUER, Mr. WALDEN of Oregon, Mr. GOODE, and Ms. DUNN) introduced the following bill; which was referred to the Committee on Resources

A BILL

To redesignate Fort Clatsop National Memorial as the Lewis and Clark National Historical Park, to include in the park sites in the State of Washington as well as the State of Oregon, 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 “Lewis and Clark Na-
5 tional Historical Park Designation Act of 2004”.

1 **SEC. 2. DEFINITIONS.**

2 As used in this Act:

3 (1) PARK.—The term “park” means the Lewis
4 and Clark National Historical Park designed in sec-
5 tion 3.

6 (2) SECRETARY.—The term “Secretary” means
7 the Secretary of the Interior.

8 **SEC. 3. LEWIS AND CLARK NATIONAL HISTORICAL PARK.**

9 (a) DESIGNATION.—In order to preserve for the ben-
10 efit of the people of the United States the historic, cul-
11 tural, scenic, and natural resources associated with the ar-
12 rival of the Lewis and Clark Expedition in the lower Co-
13 lumbia River area, and for the purpose of commemorating
14 the culmination, and the winter encampment, of the Lewis
15 and Clark Expedition in the winter of 1805–1806 fol-
16 lowing its successful crossing of the North American Con-
17 tinent, there is designated as a unit of the National Park
18 System the Lewis and Clark National Historical Park.

19 (b) BOUNDARIES.—The boundaries of the park are
20 those generally depicted on the map entitled “Lewis and
21 Clark National Historical Park, Boundary Map”, num-
22 bered 405/80027, and dated December 2003, and which
23 includes—

24 (1) lands located in Clatsop County, Oregon,
25 which are associated with the winter encampment of
26 the Lewis and Clark Expedition, known as Fort

1 Clatsop and designated as the Fort Clatsop National
2 Memorial by Public Law 85–435, including the site
3 of the salt cairn (specifically, lot number 18, block
4 1, Cartwright Park Addition of Seaside, Oregon) uti-
5 lized by that expedition and adjacent portions of the
6 old trail which led overland from the fort to the
7 coast;

8 (2) lands identified as “Fort Clatsop 2002 Ad-
9 dition Lands” on the map referred to in this sub-
10 section; and

11 (3) lands located along the lower Columbia
12 River in the State of Washington associated with the
13 arrival of the Lewis and Clark Expedition at the Pa-
14 cific Ocean in 1805, which are identified as “Station
15 Camp”, “Clark’s Dismal Nitch”, and a “Memorial
16 to Thomas Jefferson” on the map referred to in this
17 subsection.

18 (c) ACQUISITION OF LAND.—

19 (1) The Secretary is authorized to acquire land,
20 interests in land, and improvements therein within
21 the boundaries of the park, as identified on the map
22 referred to in subsection (b), by donation, purchase
23 with donated or appropriated funds, exchange,
24 transfer from any Federal agency, or by such other

1 means as the Secretary deems to be in the public in-
2 terest.

3 (2) The lands authorized to be acquired under
4 paragraph (1) (other than corporately owned
5 timberlands within the area identified as “Fort
6 Clatsop 2002 Addition Lands” on the map referred
7 to in subsection (b)) may be acquired only with the
8 consent of the owner.

9 (3) If the owner of corporately owned
10 timberlands within the area identified as “Fort
11 Clatsop 2002 Addition Lands” on the map referred
12 to in subsection (b) agrees to enter into a sale of
13 such lands as a result of actual condemnation pro-
14 ceedings or in lieu of condemnation proceedings, the
15 Secretary shall enter into a memorandum of under-
16 standing with the owner regarding the manner in
17 which such lands will be managed after acquisition
18 by the United States.

19 (d) MAP AVAILABILITY.—The map referred to in
20 subsection (b) shall be on file and available for public in-
21 spection in the appropriate offices of the National Park
22 Service.

23 **SEC. 4. ADMINISTRATION.**

24 (a) IN GENERAL.—The park shall be administered by
25 the Secretary in accordance with this Act and with laws

1 generally applicable to units of the National Park System,
2 including the Act approved August 25, 1916 (39 Stat.
3 535; 16 U.S.C. 1 et seq.) and the Act of August 21, 1935
4 (49 Stat. 666; 16 U.S.C. 461 et seq.).

5 (b) MANAGEMENT PLAN.—Within three years after
6 funds are made available for this purpose, the Secretary
7 shall prepare an amendment to the General Management
8 Plan for Fort Clatsop National Memorial guide to the
9 management of the Lewis and Clark National Historical
10 Park.

11 (c) COOPERATIVE MANAGEMENT.—In order to facili-
12 tate the presentation of a comprehensive picture of the
13 Lewis and Clark Expedition’s experiences in the lower Co-
14 lumbia River area and to promote more efficient adminis-
15 tration of the sites associated with those experiences, the
16 Secretary may enter into cooperative management agree-
17 ments with appropriate officials in the States of Wash-
18 ington and Oregon in accordance with the authority pro-
19 vided under section 3(l) of Public Law 991–383 (112 Stat.
20 3522; 16 U.S.C. 1a–2).

21 **SEC. 5. REPEAL OF SUPERSEDED LAW.**

22 (a) IN GENERAL.—Public Law 85–435 (72 Stat.
23 153; 16 U.S.C. 450mm et seq.), regarding the establish-
24 ment and administration of Fort Clatsop National Memo-
25 rial, is repealed.

1 (b) REFERENCES.—Any reference in any law (other
2 than this Act), regulation, document, record, map or other
3 paper of the United States to “Fort Clatsop National Me-
4 morial” shall be considered a reference to the “Lewis and
5 Clark National Historical Park”.

6 **SEC. 6. AUTHORIZATION OF APPROPRIATIONS.**

7 There is authorized to be appropriated such sums as
8 may be necessary to carry out this Act.

