

111TH CONGRESS
1ST SESSION

H. R. 2890

To amend the Wild and Scenic Rivers Act to designate certain river segments in Oregon as wild or scenic rivers, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 16, 2009

Mr. DEFAZIO (for himself, Mr. BLUMENAUER, and Mr. WU) introduced the following bill; which was referred to the Committee on Natural Resources

A BILL

To amend the Wild and Scenic Rivers Act to designate certain river segments in Oregon as wild or scenic rivers, 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 “Lower Rogue Wild and
5 Scenic River Expansion Act”.

6 **SEC. 2. ROGUE RIVER ADDITIONS.**

7 (a) AMENDMENTS.—Section 3(a)(5) of the Wild and
8 Scenic Rivers Act (16 U.S.C. 1274(a)(5)) is amended—

9 (1) by striking “The segment” and inserting
10 “(A) The segment”; and

1 (2) by adding at the end the following:

2 “(B) ADDITIONAL AREAS.—In addition to
3 the segment described in subparagraph (A), the
4 following segments:

5 “(i) KELSEY CREEK.—

6 “(I) The approximately 2.2 miles
7 of Kelsey Creek from its headwaters
8 to the eastern section line of 32S 8W
9 sec. 30 as a recreational river.

10 “(II) The approximately 7.1
11 miles of Kelsey Creek from the east-
12 ern section line of 32S 8W sec. 30 to
13 the confluence with the Rogue River
14 as a wild river.

15 “(ii) EAST FORK KELSEY CREEK.—

16 “(I) The approximately 0.1 miles
17 of East Fork Kelsey Creek from its
18 headwaters to 0.1 miles downstream
19 of road 32–7–19.3 as a scenic river.

20 “(II) The approximately 4.7
21 miles of East Fork Kelsey Creek from
22 0.1 miles downstream of road 32–7–
23 19.3 to the confluence with Kelsey
24 Creek as a wild river.

25 “(iii) WHISKY CREEK.—

1 “(I) The approximately 0.6 miles
2 of Whisky Creek from the confluence
3 of the East Fork and West Fork to
4 0.1 miles downstream from road 33–
5 8–23 as a recreational river.

6 “(II) The approximately 1.9
7 miles of Whisky Creek from 0.1 miles
8 downstream from road 33–8–23 to
9 the confluence with the Rogue River
10 as a wild river.

11 “(iv) EAST FORK WHISKY CREEK.—

12 “(I) The approximately 0.1 miles
13 of East Fork Whisky Creek from its
14 headwaters to 0.1 miles downstream
15 of road 34–8–1 as a scenic river.

16 “(II) The approximately 3.7
17 miles of East Fork Whisky Creek
18 from 0.1 miles downstream of road
19 34–8–1 to the confluence with Whisky
20 Creek as a wild river.

21 “(v) WEST FORK WHISKY CREEK.—

22 The approximately 4.8 miles of West Fork
23 Whisky Creek from its headwaters to the
24 confluence of the Rogue River as a wild
25 river.

1 “(vi) BIG WINDY CREEK.—

2 “(I) The approximately 1.5 miles
3 of Big Windy Creek from its head-
4 waters to 0.1 miles downstream from
5 road 34–9–17.1 as a scenic river.

6 “(II) The approximately 5.8
7 miles of Big Windy Creek from 0.1
8 miles downstream from road 34–9–
9 17.1 to the confluence with the Rogue
10 River as a wild river.

11 “(vii) EAST FORK BIG WINDY
12 CREEK.—

13 “(I) The approximately 0.2 miles
14 of East Fork Big Windy Creek from
15 its headwaters to 0.1 miles down-
16 stream from road 34–8–36 as a scenic
17 river.

18 “(II) The approximately 3.7
19 miles of East Fork Big Windy Creek
20 from 0.1 miles downstream from road
21 34–8–36 to the confluence with Big
22 Windy Creek as a wild river.

23 “(viii) LITTLE WINDY CREEK.—

24 “(I) The approximately 1.1 miles
25 of Little Windy Creek from its head-

1 waters to 0.1 miles downstream of
2 road 34–8–36 as a scenic river.

3 “(II) The approximately 1.9
4 miles of Little Windy Creek from 0.1
5 miles downstream of road 34–8–36 to
6 the confluence with the Rogue River
7 as a wild river.

8 “(ix) HOWARD CREEK.—

9 “(I) The approximately 0.3 miles
10 of Howard Creek from its headwaters
11 to 0.1 miles downstream of road 34–
12 9–34 as a scenic river.

13 “(II) The approximately 6.9
14 miles of Howard Creek from 0.1 miles
15 downstream of road 34–9–34 to the
16 confluence with the Rogue River as a
17 wild river.

18 “(x) MULE CREEK.—

19 “(I) The approximately 0.2-mile
20 section of Mule Creek from the head-
21 waters to 0.1 miles downstream from
22 road 32–9–15.1 as a scenic river.

23 “(II) The approximately 11.2
24 miles of Mule Creek from 0.1 miles
25 downstream from road 32–9–15.1 to

1 the confluence with the Rogue River
2 as a wild river.

3 “(xi) GRAVE CREEK.—

4 “(I) The approximately 1.6-mile
5 section of Grave Creek from the con-
6 fluence of Wolf Creek downstream as
7 a scenic river.

8 “(II) The approximately 8.2-mile
9 section of Grave Creek from 1.6 miles
10 downstream of the confluence of Wolf
11 Creek to the confluence with the
12 Rogue River as a recreational river.

13 “(xii) ANNA CREEK.—The approxi-
14 mately 3.5-mile section of Anna Creek
15 from its headwaters to the confluence with
16 Howard Creek as a wild river.

17 “(xiii) MISSOURI CREEK.—

18 “(I) The approximately 2.6 miles
19 of Missouri Creek from its headwaters
20 to north section line of 33S 10W sec.
21 25 as a scenic river.

22 “(II) The approximately 2.2-mile
23 section of Missouri Creek from north
24 section line of 33S 10W sec. 25 to the

1 confluence with the Rogue River as a
2 wild river.

3 “(xiv) JENNY CREEK.—

4 “(I) The approximately 0.3-mile
5 section of Jenny Creek from its head-
6 waters to 0.1 miles downstream from
7 road 34–9–7 as a scenic river.

8 “(II) The approximately 4.6-mile
9 section of Jenny Creek from 0.1 miles
10 downstream from road 34–9–7 to the
11 confluence with the Rogue River as a
12 wild river.

13 “(xv) RUM CREEK.—

14 “(I) The approximately 2-mile
15 section of Rum Creek from its head-
16 waters to 0.1 miles downstream from
17 road 34–8–34 as a scenic river.

18 “(II) The approximately 2.4-mile
19 section of Rum Creek from 0.1 miles
20 downstream from road 34–8–34 to
21 the confluence with the Rogue River
22 as a wild river.

23 “(xvi) EAST FORK RUM CREEK.—

24 “(I) The approximately 0.5-mile
25 section of East Rum Creek from the

1 headwaters to 0.1 miles downstream
2 of road 34–8–10.1 as a scenic river.

3 “(II) The approximately 1.5-mile
4 section of East Rum Creek from 0.1
5 miles downstream of road 34–8–10.1
6 to the confluence with Rum Creek as
7 a wild river.

8 “(xvii) WILDCAT CREEK.—The ap-
9 proximately 1.7-mile section of Wildcat
10 Creek from its headwaters downstream to
11 the confluence with the Rogue River as a
12 wild river.

13 “(xviii) MONTGOMERY CREEK.—The
14 approximately 1.8-mile section of Mont-
15 gomery Creek from its headwaters down-
16 stream to the confluence with the Rogue
17 River as a wild river.

18 “(xix) QUARTZ CREEK.—

19 “(I) The approximately 0.5-mile
20 section of Quartz Creek from its head-
21 waters to 0.1 miles downstream from
22 road 35–9–1.2 as a recreational river.

23 “(II) The approximately 2.8-mile
24 section of Quartz Creek from 0.1
25 miles downstream from road 35–9–1.2

1 to the confluence of the North Fork
2 Galice Creek as a scenic river.

3 “(xx) HEWITT CREEK.—

4 “(I) The approximately 1.3-mile
5 section of Hewitt Creek from its head-
6 waters to 0.1 miles downstream of
7 road 33–9–21 as a scenic river.

8 “(II) The approximately 1.3-mile
9 section of Hewitt Creek from 0.1
10 miles downstream of road 33–9–21 to
11 the confluence with the Rogue River
12 as a wild river.

13 “(xxi) BUNKER CREEK.—The approxi-
14 mately 6.6 miles of Bunker Creek from its
15 headwaters to the confluence with the
16 Rogue River as a wild river.

17 “(xxii) DULOG CREEK.—

18 “(I) The approximately 0.8 miles
19 of Dulog Creek from its headwaters to
20 0.1 miles downstream of road 34–8–
21 36 as a scenic river.

22 “(II) The approximately 1.0
23 miles of Dulog Creek from 0.1 miles
24 downstream of road 34–8–36 to the

1 confluence with the Rogue River as a
2 wild river.

3 “(xxiii) GALICE CREEK.—The ap-
4 proximately 2.2 miles of Galice Creek from
5 the confluence with the North and South
6 Forks of Galice Creek to the confluence
7 with the Rogue River as a recreational
8 river.

9 “(xxiv) NORTH FORK GALICE
10 CREEK.—

11 “(I) The approximately 1.2-mile
12 section of North Fork Galice Creek
13 from its headwaters to 0.1 miles up-
14 stream of road 34–8–36 as a scenic
15 river.

16 “(II) The approximately 4.5-mile
17 section of North Fork Galice Creek
18 from 0.1 miles upstream of road 34–
19 8–36 to the confluence with Galice
20 Creek as a recreational river.

21 “(xxv) QUAIL CREEK.—

22 “(I) The approximately 0.7 miles
23 of Quail Creek from its headwaters to
24 0.1 miles downstream from road 32–
25 9–14.2 as a scenic river.

1 “(II) The 1.8-mile segment of
2 Quail Creek from 0.1 miles down-
3 stream from road 32-9-14.2 to the
4 confluence with the Rogue River as a
5 wild river.

6 “(xxvi) MEADOW CREEK.—The ap-
7 proximately 4.1 miles of Meadow Creek
8 from its headwaters to the confluence with
9 the Rogue River as a wild river.

10 “(xxvii) RUSSIAN CREEK.—

11 “(I) The approximately 0.4 miles
12 of Russian Creek from its headwaters
13 to 0.1 miles downstream from road
14 33-8-21 as a scenic river.

15 “(II) The approximately 2.2
16 miles of Russian Creek 0.1 miles
17 downstream from road 33-8-21 to
18 the confluence with the Rogue River
19 as a wild river.

20 “(xxviii) ALDER CREEK.—The ap-
21 proximately 1.2 miles of Alder Creek from
22 its headwaters to the confluence with the
23 Rogue River as a wild river.

24 “(xxix) BOOZE CREEK.—The approxi-
25 mately 1.5 miles of Booze Creek from its

1 headwaters to the confluence with the
2 Rogue River as a wild river.

3 “(xxx) BRONCO CREEK.—The ap-
4 proximately 1.8 miles of Bronco Creek
5 from its headwaters to the confluence with
6 the Rogue River as a wild river.

7 “(xxxi) CENTENNIAL GULCH
8 CREEK.—The approximately 1.9 miles of
9 Centennial Gulch Creek from its head-
10 waters to the confluence with the Rogue
11 River as a recreational river.

12 “(xxxii) COPSEY CREEK.—The ap-
13 proximately 1.5 miles of Copsey Creek
14 from its headwaters to the confluence with
15 the Rogue River as a wild river.

16 “(xxxiii) CORRAL CREEK.—The ap-
17 proximately 0.5 miles of Corral Creek from
18 its headwaters to the confluence with the
19 Rogue River as a wild river.

20 “(xxxiv) COWLEY CREEK.—The ap-
21 proximately 0.9 miles of Cowley Creek
22 from its headwaters to the confluence with
23 the Rogue River as a wild river.

24 “(xxxv) DITCH CREEK.—

1 “(I) The approximately 0.5-mile
2 section of Ditch Creek from its head-
3 waters to 0.1 miles downstream from
4 road 33–5–9.2 as a scenic river.

5 “(II) The approximately 1.9-mile
6 section of Ditch Creek from 0.1 miles
7 downstream from road 33–5–9.2 to
8 its confluence with the Rogue River as
9 a wild river.

10 “(xxxvi) FRANCIS CREEK.—The ap-
11 proximately 0.9 miles of Francis Creek
12 from its headwaters to the confluence with
13 the Rogue River as a wild river.

14 “(xxxvii) LONG GULCH.—

15 “(I) The approximately 1.4-mile
16 section of Long Gulch from the head-
17 waters to 0.1 miles downstream from
18 road 34–9–21 as a scenic river.

19 “(II) The approximately 1.1-mile
20 section of Long Gulch from 0.1 miles
21 downstream of road 34–9–21 to the
22 confluence with the Rogue River as a
23 wild river.

24 “(xxxviii) BAILEY CREEK.—

1 “(I) The approximately 1.0-mile
2 section of Bailey Creek from its head-
3 waters to 0.1 miles downstream from
4 road 34–8–22.2 as a scenic river.

5 “(II) The approximately 2.1-mile
6 section of Bailey Creek from 0.1 miles
7 downstream from road 34–8–22.2 to
8 the confluence of the Rogue River as
9 a wild river.

10 “(xxxix) SHADY CREEK.—The ap-
11 proximately 0.7 miles of Shady Creek from
12 its headwaters to the confluence with the
13 Rogue River as a wild river.

14 “(xl) SLIDE CREEK.—

15 “(I) The approximately 0.5-mile
16 section of Slide Creek from its head-
17 waters to 0.1 miles downstream from
18 road 33–9–6 as a scenic river.

19 “(II) The approximately 0.7-mile
20 section of Slide Creek from 0.1 miles
21 downstream of road 33–9–6 to the
22 confluence with the Rogue River as a
23 wild river.

24 “(C) IN GENERAL.—River segments re-
25 ferred to in subparagraph (B) shall include an

1 average of 640 acres per mile measured from
2 the ordinary high water mark on both sides of
3 the river. All such wild, scenic, and recreation
4 areas shall be managed as part of the Rogue
5 Wild and Scenic River.”.

6 (b) WITHDRAWAL.—Subject to valid rights, the Fed-
7 eral land within the boundaries of the river segments des-
8 ignated by subparagraph (B) of section 3(a)(5) of the
9 Wild and Scenic Rivers Act (16 U.S.C. 1274(a)(5)), as
10 added by subsection (a) of this section, is withdrawn from
11 all forms of—

12 (1) entry, appropriation, or disposal under the
13 public land laws;

14 (2) location, entry, and patent under the mining
15 laws; and

16 (3) disposition under all laws pertaining to min-
17 eral and geothermal leasing or mineral materials.

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