To establish the Lee Metcalf Wilderness and Management Area in the State of Montana, and for other purposes.

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IN THE SENATE OF THE UNITED STATES

February 11 (legislative day, January 25), 1982

Mr. Melcher introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

A BILL

To establish the Lee Metcalf Wilderness and Management Area in the State of Montana, and for other purposes.

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

That this Act may be cited as the Lee Metcalf Wilderness and Management Act of 1982.

DESIGNATION AND MANAGEMENT OF LEE METCALF WILDERNESS AND MANAGEMENT AREA

Sec. 2. (a) In furtherance of the purposes of the Wilderness Act (78 Stat. 890; 16 U.S.C. 1131), certain lands within the Beaverhead and Gallatin National Forests which comprise approximately two hundred and two thousand acres
as generally depicted as the "Lee Metcalf Wilderness" on a map entitled "Lee Metcalf Wilderness—Proposed," and dated February 1982 are hereby designated as wilderness and shall be known as the Lee Metcalf Wilderness.

(b) Subject to valid existing rights, the Lee Metcalf Wilderness as designated by this Act shall be administered by the Secretary of Agriculture, hereafter referred to as the Secretary, in accordance with the Wilderness Act governing areas designated by that Act as wilderness: Provided, That any reference in such provisions to the effective date of the Wilderness Act shall be deemed to be a reference to the effective date of this Act.

(c)(1) Certain lands within the Gallatin National Forest near Monument Mountain have important recreational and wildlife values, including grizzly bear and elk habitat which the Congress recognizes. In order to conserve and protect these values, there is hereby established within the Gallatin National Forest the Lee Metcalf Management Area.

(2) The area in (c)(1) shall comprise approximately seventy-two thousand acres as generally depicted on a map entitled "Lee Metcalf Management Area," dated February 1982. The area shall be managed to protect the wildlife and recreational values of these lands under multiple use principles. Management direction for the area that recognizes these values shall be included in the forest plan developed for the
Gallatin National Forest in accordance with section 6 of the Forest and Rangeland Renewable Resources Planning Act of 1974 as amended by the National Forest Management Act of 1976.

DESIGNATION AND MANAGEMENT OF CERTAIN NATIONAL FOREST LANDS IN THE STATE OF MONTANA

SEC. 3. (a) The Congress directs that—

(1) Certain lands in the Kootenai National Forest, Montana, known as the Mount Henry Wilderness Study Area described in Public Law 95–150 (section 2(a)(9)) have been adequately studied for wilderness values and shall be managed in accordance with forest management plans developed for the Kootenai National Forest pursuant to section 6 of the Forest and Rangeland Renewable Resources Planning Act of 1974 as amended by the National Forest Management Act of 1976.

(2) Lands on the Beaverhead and Gallatin National Forests known as the Taylor-Hilgard Wilderness Study Area described in Public Law 95–150 (section 2(a)(2)) which are not otherwise designated in section 2 of this Act shall be released from statutory management requirements specified in Public Law 95–150 and shall be managed in accordance with forest management plans developed for the Beaverhead and Gallatin...
National Forests in accordance with section 6 of the Forest and Rangeland Renewable Resources Planning Act of 1974 as amended by the National Forest Management Act of 1976.

(3) Certain lands within the Custer National Forest known as the Tongue River Breaks Study Area which comprise approximately sixteen thousand six hundred acres as generally depicted on a map entitled "Tongue River Breaks Study Area" and dated February 1982 shall be managed for uses other than wilderness in accordance with forest management plans developed for the Custer National Forest pursuant to section 6 of the Forest and Rangeland Renewable Resources Planning Act of 1974 as amended by the National Forest Management Act of 1976. The forest management plan for this area shall be developed through consultation with the Northern Cheyenne Tribe concerning ancestral burial sites.

(4) The Forest Service is directed to amend the boundary of the Absaroka-Beartooth Wilderness, Montana, to exclude from the wilderness the non-Federal lands platted as homestead entry survey numbered 865 (within section 8, township 7 south, range 10 east, Montana principal meridian) and such additional land
as deemed appropriate by the Forest Service to provide vehicular access thereto.


LAND ACQUISITION AND EXCHANGE

Sec. 4. (a) The Congress finds that the wilderness area within the Gallatin and Beaverhead National Forests in Montana established in section 1a(2) of this Act contains significant amounts of intermingled lands owned by Burlington Northern, Incorporated, and that in order to manage the wilderness in an efficient and effective manner these lands should be owned by the Federal Government. Notwithstanding any other provision of law, this section hereby authorizes the exchange of lands and interests in lands between Burlington Northern, Incorporated, and the United States through the Secretary of Agriculture (hereinafter, the Secretary) and the revocation of existing withdrawals on the Federal lands.
Accordingly, the Congress directs the Secretary to accept from Burlington Northern, Incorporated, the following described lands and interests therein, consisting of twenty-four thousand seven and twenty-three one-hundredths acres of land, more or less, subject to valid existing rights of record acceptable to the Secretary.

Township 6 South, Range 1 East
Section 13: All,

Township 6 South, Range 2 East
Section 1: Lots 13, 14,
North half,
West half, southeast quarter,

Section 3: Lots 1 and 2,
South half northeast quarter,

Section 11: North half northeast quarter,
Township 7 South, Range 2 East

Section 5: All fractional,

Section 15: All,

Section 17: All,

Section 21: All,

Section 25: All,

Section 27: North half,

Southeast quarter,

East half, southwest quarter,

Section 35: North half,

Township 7 South, Range 3 East

Section 31: All fractional,

Township 8 South, Range 1 East

Section 25: North half,

Township 8 South, Range 2 East

Section 1: All fractional,

Section 3: All fractional,

Section 9: All,

Section 11: All,

Section 13: All,

Section 15: All,

Section 17: All,

Section 19: All fractional,

Section 21: All,

Section 23: All,
Section 25: All,

Section 27: All,

Section 33: East half,

Section 35: All,

Township 8 South, Range 3 East

Section 5: All fractional,

Section 7: All fractional,

Section 17: All,

Section 19: All fractional,

Section 21: West half,

Section 29: All,

Section 31: Lots 1 and 2,

Northeast quarter,

East half northwest quarter,

Township 9 South, Range 2 East

Section 1: All fractional,

Section 11: All.

The lands acquired by the United States under the provisions of this section shall become parts of the Gallatin and Beaverhead National Forests subject to the laws, rules, and regulations applicable to the national forest system.

(b) Upon acceptance of title by the United States to the lands described in subsection (a) of this section, the United States through the Secretary shall convey to Burlington Northern, Incorporated, all right, title, and interests to the
following described national forest system lands and interests therein, consisting of eleven thousand eight hundred and ten and forty-seven one-hundredths acres of land more or less, which are of substantially equal value to the lands and interests conveyed to the United States and described as follows:

**Township 5 South, Range 1 East**

Section 24: South half,

Section 26: All,

Section 34:

Lots 1, 2, 3, 4,

Southeast quarter,

Section 36:

All,

Less HES 187 and 190,

**Township 5 South, Range 2 East**

Section 30: All fractional,

Section 32: All,

Section 34: South half,

**Township 6 South, Range 1 East**

Section 2: All fractional,

Section 12: All,

**Township 6 South, Range 2 East**

Section 2: All fractional,

Section 4: All fractional,

Section 6: All fractional,
10

1 Section 8: All,
2 Section 10: All,
3 Section 12: All fractional,
4 Section 14: All,
5 Section 16: All,
6 Section 22: All,
7 Section 24: All,
8 Township 6 South, Range 3 East
9 Section 18: All fractional.

10 The lands described in this subsection are conveyed subject to the following reservations:
11
12 (1) Ditches and canals as provided for in the Act of August 30, 1890 (26 Stat. 391, 43 U.S.C. 945);
13 and
14
15 (2) Rights-of-way for three existing trails as they are located on the ground and identified in records on file in the Office of the Chief, Forest Service, United States Department of Agriculture.
16
17 (c) The transactions necessary to effect the conveyances of title to lands authorized by this section shall be completed within ninety days of enactment of this Act: Provided, That the rights and responsibilities of the respective owners shall remain with such owners until such time as the conveyances are executed.
(d) The following orders of withdrawal, as they apply to the lands conveyed by the United States and involved in the transactions authorized by this section, are hereby revoked:

Executive Order 30—Montana 7—Phosphate Reserve—10/9/1917 (185 acres).

Executive Order 30—Montana 8—Coal Reserve—12/27/1911 (2,280 acres).

Montana 1—Coal Reserve—7/9/1910 (7,316.73 acres).


FILING OF MAPS AND DESCRIPTIONS

SEC. 5. As soon as practicable after enactment of this Act, maps and legal descriptions of the Lee Metcalf Wilderness and Management Area shall be filed with the Committee on Interior and Insular Affairs of the House of Representatives and the Committee on Energy and Natural Resources of the United States Senate, and such maps and legal descriptions shall have the same force and effect as if included in this Act: Provided, however, That correction of clerical and typographical errors in such legal descriptions and maps may be made.
1

AUTHORIZATION OF APPROPRIATIONS

2 Sec. 6. There is hereby authorized to be appropriated

3 such funds as may be necessary to carry out the purposes of

4 this Act.