

88TH CONGRESS
1ST SESSION

S. 10

IN THE SENATE OF THE UNITED STATES

JANUARY 14 (legislative day, JANUARY 9), 1963

Mr. BYRD of West Virginia (for himself, Mr. RANDOLPH, Mr. COOPER, Mr. BEALL, Mr. KEFAUVER, Mr. BREWSTER, and Mr. MORTON) introduced the following bill; which was read twice and referred to the Committee on Interior and Insular Affairs

A BILL

To provide for the establishment and administration of the Allegheny Parkway in the States of West Virginia and Kentucky and Maryland, and for other purposes.

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

That the Allegheny Parkway is authorized to be established and administered in the manner hereinafter provided.

SEC. 2. The Secretary of the Interior is authorized to select the right-of-way for a parkway along the Allegheny Mountains extending from Hagerstown, Maryland, to Cumberland Gap National Historical Park, in the State of Kentucky, including a branch connecting such parkway with

1 Harpers Ferry, West Virginia, and a branch running through
2 New River Gorge to Hawks Nest; and he may acquire,
3 in such manner as he finds to be in the public interest, land
4 and interests in land for a right-of-way of sufficient width to
5 include the road and all bridges, ditches, cuts, and fills appur-
6 tenant thereto, together with sites for recreational areas in
7 connection with the parkway.

8 SEC. 3. Any Federal land forming the right-of-way
9 selected by the Secretary of the Interior shall, without an
10 exchange of funds, be transferred to the Department of the
11 Interior for administration as a part of the parkway: *Pro-*
12 *vided*, The right-of-way through Government-owned lands
13 shall not exceed two hundred feet in width, except that
14 where small parcels of Government-owned lands would
15 otherwise be isolated, or where topographic conditions or
16 scenic requirements are such that bridges, ditches, cuts, fills,
17 parking overlooks, landscape development, recreational, and
18 other facilities requisite to public use of said parkway could
19 not reasonably be confined to a width of two hundred feet,
20 the said maximum may be increased to such width as may be
21 necessary, with the written approval of the department or
22 agency having jurisdiction over such lands.

23 SEC. 4. Land acquired or transferred pursuant to this
24 Act shall be known as the Allegheny Parkway and shall be
25 administered and maintained by the Secretary of the Interior

1 through the National Park Service, subject to the provisions
2 of the Act of Congress approved August 25, 1916 (39
3 Stat. 535), entitled "An Act to establish a National Park
4 Service, and for other purposes", the provisions of which
5 Act, as amended and supplemented, are hereby extended
6 over and made applicable to said parkway: *Provided*, That
7 the Secretary of Agriculture is hereby authorized, with the
8 concurrence of the Secretary of the Interior, to connect with
9 the parkway such roads and trails as may be necessary for
10 the protection, administration, or utilization of adjacent and
11 nearby national forests and the resources thereof: *And pro-*
12 *vided further*, That the Forest Service and the National Park
13 Service shall, insofar as practicable, coordinate and correlate
14 such recreational development as each may plan, construct,
15 or permit to be constructed, on lands within their respective
16 jurisdictions which, by mutual agreement, should be given
17 special treatment for recreational purposes.

18 SEC. 5. In the administration of the Allegheny Park-
19 way, the Secretary of the Interior may issue revocable li-
20 censes or permits for rights-of-way over, across, and upon
21 parkway lands, or for the use of parkway lands by the
22 owners or lessees of adjacent lands, for such purposes and
23 under such nondiscriminatory terms, regulations, and condi-
24 tions as he may determine to be not inconsistent with the use
25 of such lands for parkway purposes.

1 SEC. 6. There are authorized to be appropriated such
 2 funds as may be necessary to carry out the provisions of this
 3 Act.

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By Mr. BYRD of West Virginia, Mr. RANDOLPH,
 Mr. COOPER, Mr. BEALL, Mr. KEFAUVER, Mr.
 BREWSTER, and Mr. MORTON

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