

POINT I - NATIONAL FOREST STATUTES

The basic charter of the Forest Service is the Act of June 4, 1897. It provides in part as follows:

National Forests created for continuous supply of timber for use and necessities of citizens of the United States Act of June 4, 1897.

" * * * all public lands that may hereafter be set aside or reserved as national forests * * * shall be as far as practicable, controlled and administered in accordance with the following provisions. No national forest shall be established except * * * to furnish a continuous supply of timber for the use and necessities of citizens of the United States; (emphasis supplied) (16 USC 475)

In 1960 the basic 1897 Act was supplemented by the Multiple Use Act (16 USCA 528-531). This commands the Secretary of Agriculture to administer the renewable resources of the national forests for multiple use, which is defined as:

Renewable surface resources of National Forests to be managed to best meet needs of American people. Act of June 12, 1960.

"The management of all of the various renewable surface resources of the national forests so that they are utilized in a combination that will best meet the needs of the American people; * * * " (emphasis supplied) (16 USC 531).

In those instances where Federal units have been established and cooperative sustained yield agreements reached, the Forest Service has acted under the Act of March 29, 1944, which authorizes such arrangements:

Cooperative sustained yield agreements and federal units to stabilize forest industries employment, communities. Act of March 29, 1944.

"In order to promote the stability of forest industries, of employment, of communities, and of taxable forest wealth, through continuous supplies of timber; * * * " (emphasis supplied) (16 USC 583)

POINT II - NATIONAL FOREST REGULATIONS

The Regulations of the Secretary of Agriculture reflect the basic 1897 Act and the more recent 1960 Multiple Use Act. The Secretary's Regulation S-1 provides:

Secretary of Agriculture authorizes Forest Service to permit use of National Forest timber for greatest permanent usefulness to people of United States. (36 CFR 221.1)

"The Chief of the Forest Service is hereby authorized to permit the use of the timber resources of the national forests * * * so as to make that resource of the greatest permanent usefulness to the people of the United States." (emphasis supplied) (36 CFR 221.1)