

quirements for the primary manufacturing of timber if conditions justify that.

Representative DELLENBACK. The question then comes to me, could you, under this broad authority that you have, attach conditions which dealt with improvement of the mix as part of the conditions that you would place on sales from the Forest Service lands?

Mr. CLIFF. I don't think so, because that involves the management of private property which the Forest Service in no way has any control over.

Representative DELLENBACK. Would you not be in a position to say, however, that unless certain other things happened, then sales from Forest Service lands could not be exported, and those other things that might happen would be a limitation of sale from private lands, a sale of so many board foot of finished lumber. Could you not attach conditions of this type to sales from your own lands?

Mr. CLIFF. You are asking me some questions that have legal ramifications that I am not qualified to answer, but I understand that my authority does not go that far. I would have to get legal advice on that point.

Representative DELLENBACK. It seems to me, Mr. Chairman, that this is a point we would want to explore at some time. I don't mean to push Mr. Cliff to come up with a legal opinion on a matter which is a legal matter, but I would think that this is some of the knowledge which our negotiators ought to have right at their fingertips before they go into those negotiations, so that they really know how strong is the hand from which they are dealing at that particular time.

Senator MORSE. Congressman Dellenback, I think I should advise you that during the meeting this morning Mr. Cliff put in the record the legal opinion of the Solicitor General of the Department, and that opinion does not go as far in recognizing the legal power on the part of the Department of Agriculture as does the opinion we already have in the record from the industry, and I do think that this is a matter that we should discuss among ourselves in the committee. I cannot share the point of view with the Solicitor General of the Department of Agriculture, but we may find ourselves in a position where we wish to request an opinion from the Department of Justice, which is sometime done when I have these conflicts in opinion, and we may want to consider legislation in order to leave no room for doubt as to what the congressional intent was in connection with forestry legislation already passed.

Representative DELLENBACK. May I now ask just one more line of inquiry and I will try to keep it short.

You make some statements again, Mr. Cliff, in your testimony about actions that could be taken and funds that could be spent to improve the yield, to improve forest management in the national forests.

You feel these moneys could be spent effectively, and you mention the figure of \$800 million to \$1 billion being spent in Washington and Oregon, western Washington and western Oregon over the next 10 years. If you were to be guided solely by maximizing forest yields in the Pacific Northwest, while adhering to some forest management practices, what major changes would you suggest be made, assuming that we of the Congress would make the appropriations necessary to bring this about?