

his recommendations with respect to the designation of such river or segment thereof as a part of the National Scenic Rivers System and the administration of such area by State authority, together with such draft legislation that he deems appropriate.

NEED FOR LAND ACQUISITION

(h) Any recommendation for an addition to the National Scenic Rivers System shall indicate the extent to which land will need to be acquired by the State and by the Federal Government, and the extent to which the acquisition of scenic easements or other interests in land may be an adequate substitute for the acquisition of a fee title.

ADMINISTRATION OF SYSTEM

SEC. 4. (a) After classification and designation of the scenic river areas described in section 3(a) and (b), they shall be administered in a manner agreed upon between the Secretary of the Interior and the Secretary of Agriculture, or as determined by the President.

(b) Scenic river areas designated by subsequent Acts of Congress shall be classified and administered by the Secretary of the Interior, except that when the scenic river area is wholly within, partly within, or closely adjacent to, a national forest such area shall be classified and administered by the Secretary of Agriculture unless it is also partly within, or closely adjacent to, an area administered by the Secretary of the Interior, in which event the scenic river area shall be classified and administered in such manner as may be agreed upon by the Secretary of the Interior and the Secretary of Agriculture, or as directed by the President. The Secretary charged with the administration of a scenic river area or portion thereof designated by this Act or by subsequent Acts may agree with the Governor of the State for State or local governmental agency participation in the administration of the area. The States shall be encouraged to cooperate in the planning and to assume the administration of such scenic river areas where they include State-owned or county-owned lands. Any Federal land located within a scenic river area may, with the consent of the head of the agency having jurisdiction thereof, be transferred to the jurisdiction of the appropriate Secretary for administration as part of the scenic river area. Any land transferred hereunder to the jurisdiction of the Secretary of Agriculture for administration as part of a scenic river area in connection with the national forest system shall become national forest land.

(c) Within the exterior boundaries of a scenic river area or portion thereof under his administration the Secretary of the Interior or the Secretary of Agriculture may acquire lands or interests therein by donation, purchase with donated or appropriated funds, exchange, or otherwise: *Provided*, That lands owned by an Indian tribe may be acquired only with the consent of the tribal governing body. In the exercise of his exchange authority the Secretary of the Interior may accept title to any non-Federal property within a scenic river area, and in exchange therefor he may convey to the grantor of such property any federally owned property under his jurisdiction within the State in which the river or segment thereof flows, except lands within the national park system, or the national wildlife refuge system, which he classifies as suitable for exchange or other disposal. The properties so exchanged shall be of approximately equal fair market value. If they are not of approximately equal fair market value, the Secretary of the Interior may accept cash from, or pay cash to, the grantor in order to equalize the values of the properties exchanged. The Secretary of Agriculture, in the exercise of his exchange authority, may utilize authorities and procedures available to him in connection with exchanges of national forest lands. Any such lands acquired by the Secretary of Agriculture within or adjacent to a national forest shall upon acquisition become national forest lands. Money appropriated for Federal or State purposes from the land and water conservation fund shall be available for the acquisition of property for the purposes of this Act. As used in this Act the term "scenic easement" means the right to control the use of land (including the air space above such land) for the purpose of protecting and preserving the scenic view from the river and the shore environment for the purposes of this Act.

(d) Neither the Secretary of the Interior nor the Secretary of Agriculture may acquire lands by condemnation, for the purpose of including such lands in any scenic river area, if such lands are located within any incorporated city, village, or borough within such area, when such entities shall have in force