

Secretary of the Interior may utilize any authority he has under other provisions of law with respect to rights-of-way, easements, and enforcement of rules and regulations.

The Secretary of Agriculture, in administering a national wild or scenic river area, shall utilize the statutory authorities relating to the national forests in such manner as he deems appropriate to carry out the purposes of this Act.

(d) Within the exterior boundaries of a national wild or scenic river area, 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 on both sides of the stream, tributary, or river a total of not more than one hundred acres per mile may be acquired in fee under authority of this Act, except that the appropriate Secretary may acquire the portion of any individual tract of land which lies outside of the boundaries of a national wild or scenic river area, with the consent of the owner, in order to avoid the payment of severance costs: *Provided further*, That neither Secretary may acquire lands, waters, or interests therein by condemnation without the owner's consent when 50 per centum or more of the acreage within the entire national wild or scenic river area is owned by Federal, State, or local governmental agencies; but this limitation shall not apply to the acquisition of scenic easements. Lands owned by a State may be acquired only with the consent of the owner. 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 national wild or 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 runs, except lands within the national park system, the national wildlife refuge system, or reversioned Oregon and California Railroad and reconveyed Coos Bay Wagon Road grant lands, 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 shall 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.

(e) 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 the scenic view from the river, but such control shall not affect, without the owner's consent, any regular use exercised prior to the acquisition of the easement.

(f) 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 national wild or scenic river area, if such lands are located within any incorporated city, village, or borough when such entities shall have in force and applicable to such lands a duly adopted, valid zoning ordinance that conforms with the purposes of this Act.

(g) Neither the Secretary of the Interior nor the Secretary of Agriculture may exercise any authority to acquire county-owned lands within any national wild or scenic river area without the consent of said county as long as the county is following a plan for the management, zoning, and protection of such lands that conforms with the purposes of this Act.

(h) (1) In order to carry out the provisions of subsections (f) and (g), the appropriate Secretary shall issue guidelines, specifying standards for local zoning ordinances, which are consistent with the purposes of this Act.

(2) The standards specified in such guidelines shall have the object of (A) prohibiting new commercial or industrial uses other than commercial or industrial uses which are consistent with the purposes of this Act, and (B) the protection of the bank lands by means of acreage, frontage, and setback requirements on development.