

(i) (1) Any owner or owners (hereinafter in this subsection referred to as "owner") of improved property on the date of its acquisition, may retain for themselves and their successors or assigns a right of use and occupancy of the improved property for noncommercial residential purposes for a definite term not to exceed twenty-five years, or, in lieu thereof, for a term ending at the death of the owner, or the death of his spouse, or the death of either of them. The owner shall elect the term to be reserved. The appropriate Secretary shall pay to the owner the fair market value of the property on the date of such acquisition less the fair market value on such date of the right retained by the owner.

(2) A right of use and occupancy retained pursuant to this subsection shall be subject to termination whenever the Secretary is given reasonable cause to find that such use and occupancy is being exercised in a manner which conflicts with the purposes of this Act. In the event of such a finding, the Secretary shall tender to the holder of that right an amount equal to the fair market value of that portion of the right which remains unexpired on the date of termination. Such right of use or occupancy shall terminate by operation of law upon tender of the fair market price.

(3) The term "improved property", as used in this Act, shall mean a detached, one-family dwelling (hereinafter referred to as "dwelling"), the construction of which was begun before January 1, 1967, together with so much of the land on which the dwelling is situated, the said land being in the same ownership as the dwelling, as the appropriate Secretary shall designate to be reasonably necessary for the enjoyment of the dwelling for the sole purpose of noncommercial residential use, together with any structures accessory to the dwelling which are situated on the land so designated.

(j) No lands, waters, or interests therein other than scenic easements may be administered under this Act as a part of the National Wild and Scenic Rivers System if such lands, waters, or interests were acquired by a State under its power of condemnation for the specific purpose of making such lands, water, or interests therein a part of the National Wild and Scenic Rivers System under this Act.

SPECIAL PROVISIONS

SEC. 6. (a) Except as specifically authorized by the Congress, the Federal Power Commission shall not authorize the construction, operation, or maintenance in any national wild or scenic river area of any dam or other project work under the Federal Power Act (41 Stat. 1063), as amended (16 U.S.C. 791a et seq.): *Provided*, That the provisions of that Act shall continue to apply to any project, as defined in that Act, already constructed or under license to be constructed.

(b) Except as specifically authorized by the Congress, the Federal Power Commission shall not authorize the construction, operation, or maintenance of any dam or other project work under the Federal Power Act (41 Stat. 1063), as amended (16 U.S.C. 791a et seq.); on any river, or segment thereof, listed in section 4, subsection (a), during the five-year period following enactment of this Act unless, prior to the expiration of said period, the Secretary of the Interior or the Secretary of Agriculture, on the basis of study, concludes that such river should not be included in the National Wild and Scenic Rivers System and publishes notice to that effect in the Federal Register: *Provided*, That the provisions of that Act shall continue to apply to any project, as defined in that Act, already constructed or under license to be constructed.

(c) Nothing in this Act shall affect the applicability of the United States mining and mineral leasing laws within the National Wild and Scenic Rivers System, except that all mining claims located after the effective date of this Act shall be subject to such regulations as the Secretary of the Interior, or the Secretary of Agriculture in the case of national forest lands, may prescribe to effectuate the purposes of this Act. Any patent issued shall recite this limitation. All such regulations shall provide among other things for safeguards against pollution of the river.

(d) Any portion of a national wild or scenic river area that is within the national wilderness preservation system, as established by the Act of September 3, 1964 (Public Law 88-577), shall be subject to the provisions of both the Wilderness Act and this Act with respect to the preservation of such a national