

104TH CONGRESS
1ST SESSION

H. R. 2255

To amend the Wild and Scenic Rivers Act to designate certain segments of the Lamprey River in New Hampshire as components of the National Wild and Scenic Rivers System, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

AUGUST 4, 1995

Mr. ZELIFF introduced the following bill; which was referred to the Committee on Resources

A BILL

To amend the Wild and Scenic Rivers Act to designate certain segments of the Lamprey River in New Hampshire as components of the National Wild and Scenic Rivers System, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Lamprey Wild and
5 Scenic River Act”.

6 **SEC. 2. FINDINGS.**

7 The Congress finds that—

1 (1) Public Law 102–214 authorized the study
2 of a segment of the Lamprey River in New Hamp-
3 shire for potential inclusion in the National Wild
4 and Scenic Rivers System;

5 (2) the study determined that the segment of
6 river from the Bunker Pond Dam in Epping, New
7 Hampshire, to the confluence with the Piscassic
8 River near the Durham-Newmarket town line is eli-
9 gible for inclusion in the National Wild and Scenic
10 Rivers System based upon its free-flowing condition
11 and outstanding ecological, anadromous fish, and
12 historical values;

13 (3) during the study, the Lamprey River Advi-
14 sory Committee, with assistance from the National
15 Park Service and the New Hampshire Department
16 of Environmental Services, prepared a comprehen-
17 sive management plan for the studied river segment
18 (the “Lamprey River Management Plan”, dated
19 January 10, 1995), which establishes objectives,
20 standards, and action programs that will ensure
21 long-term protection of the river’s outstanding val-
22 ues and compatible management of its land and
23 water resources, without Federal management of af-
24 fected lands not owned by the United States;

1 (4) the Lamprey River Advisory Committee has
2 unaniously voted in favor of Wild and Scenic River
3 designation for the river, and has included this rec-
4 ommendation as an integral part of the Lamprey
5 River Management Plan;

6 (5) the governing bodies of the towns of
7 Newmarket, Durham, and Lee have voted to endorse
8 the Lamprey River Management Plan and to seek
9 designation as a component of the National Wild
10 and Scenic Rivers System; the upstream town of Ep-
11 ping, which participated in the study on an informal
12 basis, has chosen not to vote on the management
13 plan or designation at this time.

14 **SEC. 3. DESIGNATION.**

15 Section 3(a) of the Wild and Scenic Rivers Act (16
16 U.S.C. 1274(a)) is amended by adding the following new
17 paragraph at the end thereof:

18 “() LAMPREY RIVER, NEW HAMPSHIRE.—The
19 11.5-mile segment extending from the southern Lee
20 town line to the confluence with the Piscassic River
21 in the vicinity of the Durham-Newmarket town line
22 (hereinafter in this paragraph referred to as the
23 ‘segment’) as a recreational river. The segment shall
24 be administered by the Secretary of the Interior
25 through cooperative agreements between the Sec-

1 retary and the State of New Hampshire and its rel-
2 evant political subdivisions, namely the towns of
3 Durham, Lee, and Newmarket, pursuant to section
4 10(e) of this Act. The segment shall be managed in
5 accordance with the Lamprey River Management
6 Plan dated January 10, 1995, and such amend-
7 ments thereto as the Secretary of the Interior deter-
8 mines are consistent with this Act. Such plan shall
9 be deemed to satisfy the requirements for a com-
10 prehensive management plan pursuant to section
11 3(d) of this Act.”.

12 **SEC. 4. MANAGEMENT.**

13 (a) COMMITTEE.—The Secretary of the Interior shall
14 coordinate his management responsibilities under this Act
15 with respect to the segment designated by section 3 with
16 the Lamprey River Advisory Committee established pursu-
17 ant to New Hampshire RSA 483.

18 (b) LAND MANAGEMENT.—The zoning ordinances
19 duly adopted by the towns of Durham, Lee, and
20 Newmarket, New Hampshire, including provisions for con-
21 servation of shorelands, floodplains, and wetlands associ-
22 ated with the segment, shall be deemed to satisfy the
23 standards and requirements of section 6(c) of the Wild
24 and Scenic Rivers Act, and the provisions of that section,
25 which prohibit Federal acquisition of lands by condemna-

1 tion, shall apply to the segment designated by section 3
2 of this Act. The authority of the Secretary to acquire lands
3 for the purposes of this paragraph shall be limited to ac-
4 quisition by donation or acquisition with the consent of
5 the owner thereof, and shall be subject to the additional
6 criteria set forth in the Lamprey River Management Plan.

7 **SEC. 5. UPSTREAM SEGMENT.**

8 Upon request by the town of Epping, which abuts an
9 additional 12 miles of river found eligible for designation
10 as a recreational river, the Secretary of the Interior shall
11 offer assistance regarding continued involvement of the
12 town of Epping in the implementation of the Lamprey
13 River Management Plan and in consideration of potential
14 future addition of that portion of the river within Epping
15 as a component of the Wild and Scenic Rivers System.

16 **SEC. 6. FUNDING AUTHORIZATION.**

17 There are authorized to be appropriated such sums
18 as may be necessary to carry out the purposes of this Act.

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