

## Union Calendar No. 45

107<sup>TH</sup> CONGRESS  
1<sup>ST</sup> SESSION

# H. R. 37

[Report No. 107-89]

To amend the National Trails System Act to update the feasibility and suitability studies of 4 national historic trails and provide for possible additions to such trails.

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### IN THE HOUSE OF REPRESENTATIVES

JANUARY 3, 2001

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

JUNE 6, 2001

Additional sponsors: Mr. FRELINGHUYSEN, Mr. GEORGE MILLER of California, Mr. LANTOS, Mr. GRAVES, Mr. CANNON, Mr. BOEHLERT, Mr. BLUMENAUER, Ms. SANCHEZ, and Mr. MOORE

JUNE 6, 2001

Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in *italic*]

[For text of introduced bill, see copy of bill as introduced on January 3, 2001]

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## A BILL

To amend the National Trails System Act to update the feasibility and suitability studies of 4 national historic trails and provide for possible additions to such trails.

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. REVISION OF FEASIBILITY AND SUITABILITY**  
4 **STUDIES OF EXISTING NATIONAL HISTORIC**  
5 **TRAILS.**

6 *The National Trails System Act is amended by insert-*  
7 *ing after section 5 (16 U.S.C. 1244) the following new sec-*  
8 *tion:*

9 **“SEC. 5A. REVISION OF FEASIBILITY AND SUITABILITY**  
10 **STUDIES OF EXISTING TRAILS FOR POSSIBLE**  
11 **TRAIL EXPANSION.**

12 *“(a) IN GENERAL.—*

13 *“(1) DEFINITIONS.—In this section:*

14 *“(A) ROUTE.—The term ‘route’ includes a*  
15 *trail segment commonly known as a cutoff.*

16 *“(B) SHARED ROUTE.—The term ‘shared*  
17 *route’ means a route that was a segment of more*  
18 *than one historic trail, including a route shared*  
19 *with an existing national historic trail.*

20 *“(2) STUDY REQUIREMENTS AND OBJECTIVES.—*

21 *The study requirements and objectives specified in*  
22 *section 5(b) shall apply to a study required by this*  
23 *section. The study shall also assess the effect that des-*  
24 *ignation of the studied route as a component of an ex-*  
25 *isting national scenic trail or national historic trail*

1     *may have on private property along the proposed*  
2     *route.*

3             “(3) *COMPLETION AND SUBMISSION OF STUDY.—*

4     *A study listed in this section shall be completed and*  
5     *submitted to the Congress not later than three com-*  
6     *plete fiscal years from the date of the enactment of*  
7     *this section, or from the date of the enactment of the*  
8     *addition of the study to this section, whichever is*  
9     *later.*

10            “(4) *IMPLEMENTATION OF STUDY RESULTS.—*

11     *Upon completion of a study required by this section,*  
12     *if the Secretary conducting the study determines that*  
13     *a studied route is a feasible and suitable addition to*  
14     *the existing national scenic trail or national historic*  
15     *trail that was the subject of the study, the Secretary*  
16     *shall designate the route as a component of that na-*  
17     *tional scenic trail or national historic trail. The Sec-*  
18     *retary shall publish notice of the designation in the*  
19     *Federal Register.*

20            “(b) *OREGON NATIONAL HISTORIC TRAIL.—*

21            “(1) *STUDY REQUIRED.—The Secretary of the*  
22     *Interior shall undertake a study of the routes of the*  
23     *Oregon Trail listed in paragraph (2) and generally*  
24     *depicted on the map entitled ‘Western Emigrant*  
25     *Trails 1830/1870’ and dated 1991/1993, and of such*

1       *shared routes that the Secretary considers appro-*  
2       *priate, to determine the feasibility and suitability of*  
3       *designation of one or more of the routes as compo-*  
4       *nents of the Oregon National Historic Trail.*

5               “(2) *COVERED ROUTES.*—*The routes to be stud-*  
6       *ied under paragraph (1) are the following:*

7                       “(A) *Whitman Mission route.*

8                       “(B) *Upper Columbia River.*

9                       “(C) *Cowlitz River route.*

10                      “(D) *Meek cutoff.*

11                      “(E) *Free Emigrant Road.*

12                      “(F) *North Alternate Oregon Trail.*

13                      “(G) *Goodale’s cutoff.*

14                      “(H) *North Side alternate route.*

15                      “(I) *Cutoff to Barlow Road.*

16                      “(J) *Naches Pass Trail.*

17               “(c) *PONY EXPRESS NATIONAL HISTORIC TRAIL.*—  
18       *The Secretary of the Interior shall undertake a study of the*  
19       *approximately 20-mile southern alternative route of the*  
20       *Pony Express Trail from Wathena, Kansas, to Troy, Kan-*  
21       *sas, and such shared routes that the Secretary considers ap-*  
22       *propriate, to determine the feasibility and suitability of des-*  
23       *ignation of one or more of the routes as components of the*  
24       *Pony Express National Historic Trail.*

25               “(d) *CALIFORNIA NATIONAL HISTORIC TRAIL.*—

1           “(1) *STUDY REQUIRED.*—*The Secretary of the*  
2           *Interior shall undertake a study of the Missouri Val-*  
3           *ley, central, and western routes of the California*  
4           *Trail listed in paragraph (2) and generally depicted*  
5           *on the map entitled ‘Western Emigrant Trails 1830/*  
6           *1870’ and dated 1991/1993, and of such shared Mis-*  
7           *souri Valley, central, and western routes that the Sec-*  
8           *retary considers appropriate, to determine the feasi-*  
9           *bility and suitability of designation of one or more of*  
10           *the routes as components of the California National*  
11           *Historic Trail.*

12           “(2) *COVERED ROUTES.*—*The routes to be stud-*  
13           *ied under paragraph (1) are the following:*

14                   “(A) *MISSOURI VALLEY ROUTES.*—

15                           “(i) *Blue Mills–Independence Road.*

16                           “(ii) *Westport Landing Road.*

17                           “(iii) *Westport–Lawrence Road.*

18                           “(iv) *Fort Leavenworth–Blue River*  
19                           *route.*

20                           “(v) *Road to Amazonia.*

21                           “(vi) *Union Ferry Route.*

22                           “(vii) *Old Wyoming–Nebraska City*  
23                           *cutoff.*

24                           “(viii) *Lower Plattsmouth Route.*

25                           “(ix) *Lower Bellevue Route.*

1                   “(x) *Woodbury cutoff.*

2                   “(xi) *Blue Ridge cutoff.*

3                   “(xii) *Westport Road.*

4                   “(xiii) *Gum Springs–Fort Leaven-*  
5                   *worth route.*

6                   “(xiv) *Atchison/Independence Creek*  
7                   *routes.*

8                   “(xv) *Fort Leavenworth–Kansas River*  
9                   *route.*

10                  “(xvi) *Nebraska City cutoff routes.*

11                  “(xvii) *Minersville–Nebraska City*  
12                  *Road.*

13                  “(xviii) *Upper Plattsmouth route.*

14                  “(xix) *Upper Bellevue route.*

15                  “(B) *CENTRAL ROUTES.—*

16                  “(i) *Cherokee Trail, including splits.*

17                  “(ii) *Weber Canyon route of Hastings*  
18                  *cutoff.*

19                  “(iii) *Bishop Creek cutoff.*

20                  “(iv) *McAuley cutoff.*

21                  “(v) *Diamond Springs cutoff.*

22                  “(vi) *Secret Pass.*

23                  “(vii) *Greenhorn cutoff.*

24                  “(viii) *Central Overland Trail.*

25                  “(C) *WESTERN ROUTES.—*

- 1                   “(i) *Bidwell–Bartleson route.*
- 2                   “(ii) *Georgetown/Dagget Pass Trail.*
- 3                   “(iii) *Big Trees Road.*
- 4                   “(iv) *Grizzly Flat cutoff.*
- 5                   “(v) *Nevada City Road.*
- 6                   “(vi) *Yreka Trail.*
- 7                   “(vii) *Hennes Pass route.*
- 8                   “(viii) *Johnson cutoff.*
- 9                   “(ix) *Luther Pass Trail.*
- 10                  “(x) *Volcano Road.*
- 11                  “(xi)    *Sacramento–Coloma    Wagon*
- 12                  *Road.*
- 13                  “(xii) *Burnett cutoff.*
- 14                  “(xiii) *Placer County Road to Auburn.*
- 15                  “(e) *MORMON PIONEER NATIONAL HISTORIC TRAIL.—*
- 16                    “(1) *STUDY REQUIRED.—The Secretary of the*
- 17                    *Interior shall undertake a study of the routes of the*
- 18                    *Mormon Pioneer Trail listed in paragraph (2) and*
- 19                    *generally depicted on the map entitled ‘Western Emi-*
- 20                    *grant Trails 1830/1870’ and dated 1991/1993, and of*
- 21                    *such shared routes that the Secretary considers appro-*
- 22                    *priate, to determine the feasibility and suitability of*
- 23                    *designation of one or more of the routes as compo-*
- 24                    *nents of the Mormon Pioneer National Historic Trail.*

1           “(2) *COVERED ROUTES.*—*The routes to be stud-*  
2           *ied under paragraph (1) are the following:*

3                   “(A) *1846 Subsequent routes A and B*  
4                   *(Lucas and Clarke Counties, Iowa).*

5                   “(B) *1856–57 Handcart route (Iowa City to*  
6                   *Council Bluffs)*

7                   “(C) *Keokuk route (Iowa).*

8                   “(D) *1847 Alternative Elkhorn and Loup*  
9                   *River Crossings in Nebraska.*

10                  “(E) *Fort Leavenworth Road; Ox Bow route*  
11                  *and alternates in Kansas and Missouri (Oregon*  
12                  *and California Trail routes used by Mormon*  
13                  *emigrants).*

14                  “(F) *1850 Golden Pass Road in Utah.*

15           “(f) *SHARED CALIFORNIA AND OREGON TRAIL*  
16           *ROUTES.*—

17                   “(1) *STUDY REQUIRED.*—*The Secretary of the*  
18                   *Interior shall undertake a study of the shared routes*  
19                   *of the California Trail and Oregon Trail listed in*  
20                   *paragraph (2) and generally depicted on the map en-*  
21                   *titled ‘Western Emigrant Trails 1830/1870’ and dated*  
22                   *1991/1993, and of such other shared routes that the*  
23                   *Secretary considers appropriate, to determine the fea-*  
24                   *sibility and suitability of designation of one or more*  
25                   *of the routes as shared components of the California*

1        *National Historic Trail and the Oregon National*  
2        *Historic Trail.*

3                “(2) *COVERED ROUTES.*—*The routes to be stud-*  
4        *ied under paragraph (1) are the following:*

5                “(A) *St. Joe Road.*

6                “(B) *Council Bluffs Road.*

7                “(C) *Sublette cutoff.*

8                “(D) *Applegate route.*

9                “(E) *Old Fort Kearny Road (Oxbow Trail).*

10               “(F) *Childs cutoff.*

11               “(G) *Raft River to Applegate.*”.

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