

Public Law 100-547
100th Congress

An Act

Oct. 28, 1988
[H.R. 5395]

To designate the Sipsey River as a component of the National Wild and Scenic Rivers System, to designate certain areas as additions to the Sipsey Wilderness, to designate certain areas as conditions to the Cheaha Wilderness, and to preserve over thirty thousand acres of pristine natural treasures in the Bankhead National Forest for the aesthetic and recreational benefit of future generations of Alabamians, and for other purposes.

Sipsey Wild and
Scenic River and
Alabama
Addition Act of
1988.
Public lands.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That this Act may be cited as the "Sipsey Wild and Scenic River and Alabama Addition Act of 1988".

TITLE I—WILD AND SCENIC RIVER DESIGNATION

SEC. 101. DESIGNATION.

Section 3(a) of the Wild and Scenic Rivers Act (82 Stat. 906, as amended; 16 U.S.C. 1274(a)) is amended by adding the following new paragraph:

"(A) SIPSEY FORK OF THE WEST FORK, ALABAMA.—Segments of the Sipsey Fork and several tributaries; to be administered by the Secretary of Agriculture in the classifications indicated, as follows:

"(1) Sipsey Fork from the confluence of Sandy Creek upstream to Forest Highway 26, as a scenic river; and

"(2) Sipsey Fork from Forest Highway 26 upstream to its origin at the confluence of Thompson Creek and Hubbard Creek, as a wild river; and

"(3) Hubbard Creek from its confluence with Thompson Creek upstream to Forest Road 210, as a wild river; and

"(4) Thompson Creek from its confluence with Hubbard Creek upstream to its origin in section 4, township 8 south, range 9 west, as a wild river; and

"(5) Tedford Creek from its confluence with Thompson Creek upstream to section 17, township 8 south, range 9 west, as a wild river; and

"(6) Mattox Creek from its confluence with Thompson Creek upstream to section 36 of township 7 south, range 9 west, as a wild river; and

"(7) Borden Creek from its confluence with the Sipsey Fork upstream to Forest Road 208, as a wild river; and

"(8) Borden Creek from Forest Road 208 upstream to its confluence with Montgomery Creek, as a scenic river; and

"(9) Montgomery Creek from its confluence with Borden Creek upstream to the southwest quarter of the southwest quarter of section 36, township 7 south, range 8 west, as a scenic river; and

"(10) Flannigan Creek from its confluence with Borden Creek upstream to Forest Road 208, as a wild river; and

"(11) Flannigan Creek from Forest Road 208 upstream to section 4, township 8 south, range 8 west, as a scenic river; and

“(12) Braziel Creek from its confluence with Borden Creek upstream to section 12, township 8 south, range 9 west, as a wild river; and

“(13) Hogood Creek from its confluence with Braziel Creek upstream to the confluence with an unnamed tributary in section 7, township 8 south, range 8 west, as a wild river.

“(B) A map entitled ‘Sipsey Fork of the West Fork Wild and Scenic River’, generally depicting the Sipsey Fork and the tributaries, shall be on file and remain available for public inspections in the office of the Chief of the Forest Service, Department of Agriculture.”.

SEC. 102. STUDY.

The Secretary of Agriculture shall conduct a study to determine the feasibility of constructing a dam to establish a substantial lake, suitable for all types of recreational uses, to be located in the northeast portion of the Bankhead National Forest.

SEC. 103. LEWIS SMITH LAKE.

The Secretary is authorized and directed to monitor the waters flowing towards and into Lewis Smith Lake to take actions, including preventative maintenance, necessary to prevent any national forest management activities from causing injurious water quality.

Pollution.

TITLE II—WILDERNESS DESIGNATION

SEC. 201. DESIGNATION AND ADMINISTRATION.

(a) **DESIGNATION.**—In furtherance of the purposes of the Wilderness Act of 1964 (78 Stat. 890), the following National Forest System lands in the State of Alabama, comprising approximately thirteen thousand nine hundred and seventy acres, as generally depicted on maps appropriately referenced and on file in the Office of the Chief of the Forest Service, Department of Agriculture, are hereby designated as wilderness, and, therefore, as components of the National Wilderness Preservation System:

16 USC 1132
note.

(1) certain lands in the William B. Bankhead National Forest which comprise approximately thirteen thousand two hundred and sixty acres as generally depicted on a map entitled “Sipsey Wilderness Additions—Proposed”, dated September 1988, and which are hereby incorporated in and shall be deemed to be part of the Sipsey Wilderness;

(2) certain lands in the Talladega National Forest which comprise approximately seven hundred ten acres as generally depicted on a map entitled “Cheaha Wilderness Additions—Proposed”, dated June 1988, and which are hereby incorporated in and shall be deemed to be a part of the Cheaha Wilderness.

(b) **ADMINISTRATION.**—Subject to valid existing rights, wilderness designated by this Act shall be administered by the Secretary of Agriculture in accordance with the provisions of the Wilderness Act of 1964: *Provided*, That any reference in such provisions to the effective date of the Wilderness Act shall be deemed to be a reference to the effective date of this Act.

(c) **FIRE, INSECT, AND DISEASE CONTROL.**—Consistent with section 4(d)(1) of the Wilderness Act of 1964 (Public Law 93-622), and the United States Forest Service policy, the Secretary of Agriculture may take such measures as may be necessary in the control of fire, insects (including the Southern Pine Beetle), and diseases within the