

TITLE 36—PARKS AND FORESTS

FOREST SERVICE

OCCUPANCY, USE, ETC., OF NATIONAL FORESTS

RULES AMENDED

By virtue of the authority vested in the Secretary of Agriculture by the act of Congress of February 1, 1905 (33 Stat. 628), amendatory of the act of June 4, 1897 (30 Stat. 11, 35), I, H. A. Wallace, Secretary of Agriculture, do hereby amend Regulation T-9 (Sec. 251.11) of the rules and regulations governing the occupancy, use, protection and administration of the national forests by modifying paragraph (G) to read as follows:

"(G) Occupying a public camp ground upon national forest lands for a period of time in excess of that established by the forest supervisor under the provisions of Regulation U-5, Sec. 251.24, Title 36, Chap. II."

and adding a paragraph to read as follows:

"(J) Occupancy or use of land in violation of conditions authorized by Regulation U-6, Sec. 251.25, Title 36, Chap. II."

In testimony whereof, I have hereunto set my hand and official seal at the city of Washington this 19th day of September 1939.

[SEAL]

H. A. WALLACE,
Secretary of Agriculture.

[F. R. Doc. 39-3442; Filed, September 19, 1939; 12:14 p. m.]

PART 251—LAND USES

By virtue of the authority vested in the Secretary of Agriculture by the act of Congress of February 1, 1905 (33 Stat. 628), amendatory of the act of June 4, 1897 (30 Stat. 11, 35), I, H. A. Wallace, Secretary of Agriculture, do make and publish the following regulations for the occupancy, use, protection and administration of the national forests and to constitute a part of the National Forest Manual:

§ 251.20 (Reg. U-1) *Wilderness areas.* Upon recommendation of the Chief, Forest Service, national forest lands in single tracts of not less than 100,000 acres may be designated by the Secretary as "wilderness areas," within which there shall be no roads or other provision for motorized transportation, no commercial timber cutting, and no occupancy under special use permit for hotels, stores, resorts, summer homes, organization camps, hunting and fishing lodges, or similar uses: *Provided, however,* That where roads are necessary for ingress or egress to private property these may be allowed under appropriate conditions determined by the forest supervisor, and the boundary of the wilderness area shall thereupon be modified to exclude the portion affected by the road.

Grazing of domestic livestock, development of water storage projects which do not involve road construction, and improvements necessary for fire protection may be permitted subject to such restrictions as the Chief deems desirable. Within such designated wildernesses, the landing of airplanes on national forest land or water and the use of motor boats on national forest waters are prohibited, except where such use has already become well established or for administrative needs and emergencies.

Wilderness areas will not be modified or eliminated except by order of the Secretary. Notice of every proposed establishment, modification, or elimination will be published or publicly posted by the Forest Service for a period of at least 90 days prior to the approval of the contemplated order and if there is any demand for a public hearing, the regional forester shall hold such hearing and make full report thereon to the Chief of the Forest Service, who will submit it with his recommendations to the Secretary.

§ 251.21 (Reg. U-2) *Wild areas.* Suitable areas of national forest land in single tracts of less than 100,000 acres but not less than 5,000 acres may be designated by the Chief, Forest Service, as "wild areas," which shall be administered in the same manner as wilderness areas, with the same restrictions upon their use. The procedure for establishment, modification, or elimination of wild areas shall be as for wilderness areas, except that final action in each case will be by the Chief.

§ 251.22 (Reg. U-3) *Recreation areas.* Suitable areas of national forest land other than wilderness or wild areas which should be managed principally for recreation use but on which certain other uses are permitted may be given special classification. Areas in excess of 100,000 acres will be approved by the Secretary of Agriculture; areas of less than 100,000 acres may be approved by the Chief, or by such officers as he may designate.

§ 251.23 (Reg. U-4) *Experimental and natural areas.* The Chief of the Forest Service shall determine, define, and permanently record a series of areas of national forest land to be known as experimental forests sufficient in number and extent adequately to provide for the experimental work necessary as a basis for forest production or forest and range production in each forest region, these areas to be dedicated to and used for research; also where necessary a supplemental series of areas for range investigations to be known as experimental ranges; and a series to be known as natural areas sufficient in number and extent adequately to illustrate or typify virgin conditions of forest or range growth in each forest or range region, to be retained in a virgin or unmodified condition for the purposes of science, research, and education. Within areas so designated occupancy thereof under a special use permit shall not be allowed,

or the construction of permanent improvements permitted thereon, except improvements required in connection with their experimental use, unless authorized by the Chief of the Forest Service or the Secretary.

Regulation L-20 is hereby revoked.

§ 251.24 (Reg. U-5) *Public camp grounds* established upon national forest lands which are improved by the Forest Service, either from public funds or in cooperation with other public or private agencies, are for transient use by the public and shall not be occupied for extended periods or used for forms of occupancy which, in the opinion of the forest supervisor, are contrary to general public interest.

The forest supervisor may, in his discretion, prohibit the occupancy of designated camp grounds by house trailers, the erection or use of unsightly and inappropriate structures or appurtenances, and may fix a maximum limit upon the number of consecutive days during which any person or group of persons may occupy a designated camp ground.

Notice of such prohibition or restrictions shall be given by a sign posted within said camp ground, and occupancy or use of the ground in violation of such prohibitions or restrictions is prohibited. Regulation L-19, sec. 251.13, is hereby revoked.

§ 251.25 (Reg. U-6) *Occupancy and use of national forest land* shall be permitted only upon compliance with reasonable conditions looking to the promotion of public health, welfare, safety, or convenience. Public notices shall be posted by the forest supervisor, setting forth such conditions with respect to any areas on which special restrictions should be imposed.

In testimony whereof, I have hereunto set by hand and official seal at the city of Washington this 19th day of September 1939.

[SEAL]

H. A. WALLACE,
Secretary of Agriculture.

[F. R. Doc. 39-3443; Filed, September 19, 1939; 12:15 p. m.]

TITLE 38—PENSIONS, BONUSES AND VETERANS' RELIEF

VETERANS' ADMINISTRATION

REVISION OF REGULATIONS

VETERANS' CLAIMS

Service Requirements

§ 2.1000 *World War.* The beginning and termination dates of the World War are April 6, 1917, and November 11, 1918, but as to service in Russia, the ending date is April 1, 1920. Except as to emergency officers retirement pay, reenlistment in the military or naval service on or after November 12, 1918, and before July 2, 1921, where there was prior service between April 6, 1917, and November 11, 1918, shall be considered as world war