

APPENDIXES

- A: Proclamation
- B: Legislation
- C: Record of Decision
- D: List of Classified Structures (LCS)

A: Proclamation

CINDER CONE NATIONAL MONUMENT, CALIFORNIA
BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

[No. 753—May 6, 1907—35 Stat. 2131]

WHEREAS, the elevation in the State of California, within the Lassen Peak National Forest, known as "Cinder Cone", and the adjacent area embracing a lava field and Snag Lake and Lake Bidwell, comprising chiefly public lands, are of great scientific interest, as illustrations of volcanic activity which are of special importance in tracing the history of the volcanic phenomena of that vicinity;

AND WHEREAS, it is provided by section two of the Act of Congress, approved June eighth, nineteen hundred and six, entitled, "An Act For the preservation of American antiquities," "That the President of the United States is hereby authorized, in his discretion, to declare by public proclamation historic landmarks, historic and prehistoric structures, and other objects of historic or scientific interest that are situated upon the lands owned or controlled by the Government of the United States to be national monuments, and may reserve as a part thereof parcels of land, the limits of which in all cases shall be confined to the smallest area compatible with the proper care and management of the objects to be protected;"

NOW, THEREFORE, I, Theodore Roosevelt, President of the United States of America, by virtue of the power in me vested by section two of the aforesaid act of Congress, do proclaim that there are hereby reserved from appropriation and use of all kinds under all of the public land laws, subject to all prior valid adverse claims, and set apart as a National Monument, all the tracts of land, in the State of California, shown as the Cinder Cone National Monument on the diagram forming a part hereof.

The reservation made by this proclamation is not intended to prevent the use of the lands for forest purposes under the proclamation establishing the Lassen Peak National Forest, but so far as the two reservations are consistent they are equally effective. In all respects in which they may be inconsistent the National Monument hereby established shall be the dominant reservation.

Warning is hereby given to all unauthorized persons not to appropriate, injure or destroy any feature of this National Monument or to locate or settle upon any of the lands reserved by this proclamation.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 6th day of May, in the year of our Lord one thousand nine hundred and seven, and of the Independence of the United States the one hundred and thirty-first.

THEODORE ROOSEVELT.

By the President:

ROBERT BACON,

Acting Secretary of State.

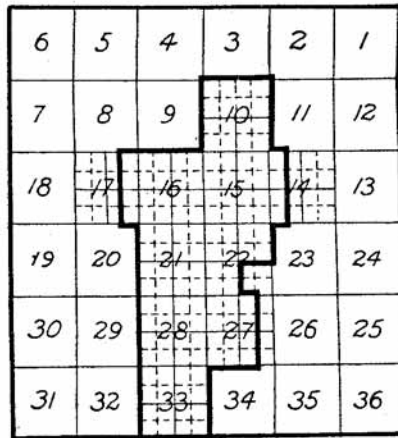
**CINDER CONE NATIONAL MONUMENT
WITHIN LASSEN PEAK NATIONAL FOREST
CALIFORNIA
1907**

MT. DIABLO MERIDIAN AND BASE
FOREST SERVICE, U.S. DEPT. OF AGRICULTURE

— NATIONAL MONUMENT BOUNDARY

R. 6 E.

T. 31 N.



LASSEN PEAK NATIONAL MONUMENT,² CALIFORNIA
BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

[No. 754—May 6, 1907—35 Stat. 2132]

WHEREAS, Lassen Peak, which is situated upon public land in the State of California, within the Lassen Peak National Forest, marks the southern terminus of the long line of extinct volcanoes in the Cascade Range from which one of the greatest volcanic fields in the world extends, and is of

special importance in tracing the history of the volcanic phenomena of that vicinity,

AND WHEREAS, it is provided by section two of the Act of Congress, approved June eighth, nineteen hundred and six, entitled, "An Act For the preservation of American antiquities," "That the President of the United States is hereby authorized, in his discretion, to declare by public proclamation historic landmarks, historic and prehistoric structures, and other objects of historic or scientific interest that are situated upon the lands owned or controlled by the Government of the United States to be national monuments, and may reserve as a part thereof parcels of land, the limits of

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— NATIONAL MONUMENT BOUNDARY

R. 4 E.

T.31 N.

6	5	4	3	2	1
7	8	9	10	11	12
18	17	16	15	14	13
19	20	21	22	23	24
30	29	28	27	26	25
31	32	33	34	35	36

**[DIAGRAM FORMING A PART OF PROCLAMATION
DATED MAY 6, 1907.]**

which in all cases shall be confined to the smallest area compatible with the proper care and management of the objects to be protected ;”

NOW, THEREFORE, I, Theodore Roosevelt, President of the United States of America, by virtue of the power in me vested by section two of the aforesaid act of Congress, do proclaim that there are hereby reserved from appropriation and use of all kinds under all of the public land laws, subject to all prior valid adverse claims, and set apart as a National Monument, all the tracts of land, in the State of California, shown as the Lassen Peak National Monument on the diagram forming a part hereof.

The reservation made by this proclamation is not intended to prevent the use of the lands for forest purposes under the proclamation establishing the Lassen Peak National Forest, but so far as the two reservations are consistent they are equally effective. In all respects in which they may be inconsistent the National Monument hereby established shall be the dominant reservation.

Warning is hereby given to all unauthorized persons not to appropriate, injure or destroy any feature of this National Monument or to locate or settle upon any of the lands reserved by this proclamation.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 6th day of May, in the year of our Lord one thousand nine hundred and seven, and of the Independence of the United States the one hundred and thirty-first.

THEODORE ROOSEVELT.

By the President:

ROBERT BACON,
Acting Secretary of State.

B: Legislation

An Act To establish the Lassen Volcanic National Park in the Sierra Nevada Mountains in the State of California, and for other purposes, approved August 9, 1916 (39 Stat. 442)

Lassen Volcanic
National Park,
Calif.
Established.

Description.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all those certain tracts, pieces, or parcels of land lying and being situate in the State of California and within the boundaries particularly described as follows, to wit: Beginning at the northeast corner of section three, township thirty-one, range six east, Mount Diablo meridian, California; thence southerly to the southeast corner of said section; thence easterly to the northeast corner of the northwest quarter of section eleven, said township; thence southerly to the southeast corner of the southwest quarter of section fourteen, said township; thence easterly to the northeast corner of the northwest quarter of section twenty-four, said township; thence southerly to the southeast corner of the southwest quarter of section twenty-five, said township; thence westerly to the southwest corner of section twenty-six,

said township; thence southerly to the southeast corner of section thirty-four, said township; thence westerly along the sixth standard parallel north, allowing for the proper offsets, to the northeast corner of section three, township thirty north, range six east; thence southerly to the southeast corner of section twenty-seven, said township; thence westerly to the southwest corner of the southeast quarter of section twenty-eight, said township; thence northerly to the northwest corner of the southeast quarter of said section; thence westerly to the southwest corner of the northwest quarter of said section; thence northerly to the northwest corner of said section; thence westerly to the southwest corner of the southeast quarter of section twenty, said township; thence northerly to the northwest corner of the southeast quarter of said section; thence westerly to the range line between ranges five and six east; thence southerly along said range line to the southeast corner of township thirty north, range five east; thence westerly along the township line between townships twenty-nine and thirty north to the southwest corner of section thirty-three, township thirty north, range five east; thence northerly to the northwest corner of said section; thence westerly to the southwest corner of the southeast quarter of section twenty-nine, said township; thence northerly to the northwest corner of the southeast quarter of said section; thence westerly to the southwest corner of the northwest quarter of said section; thence northerly to the northwest corner of said section; thence westerly to the southwest corner of the southeast quarter of section twenty, township thirty north, range four east; thence northerly to the northwest corner of the southeast quarter of section eight, said township; thence easterly to the northeast corner of the southwest quarter of section nine, said township; thence northerly to the township line between townships thirty and thirty-one north; thence easterly along the sixth standard parallel north, allowing for the proper offsets, to the southwest corner of section thirty-three, township thirty-one north, range four east; thence northerly to the northwest corner of section twenty-one, said township; thence easterly to the range line between ranges four and five east; thence northerly along said range line to the northwest corner of fractional section eighteen, township thirty-one north, range five east; thence easterly to the southwest corner of section twelve, said township; thence northerly to the northwest corner of section one, said township; thence easterly along the township line between townships thirty-one and thirty-two north to the northeast corner of section three, township thirty-one north, range six east, the place of beginning, are hereby reserved and withdrawn from settlement, occupancy, disposal, or sale, under the laws of the United

States, and said tracts are dedicated and set apart as a public park or pleasuring ground for the benefit and enjoyment of the people of the United States under the name and to be known and designated as the Lassen Volcanic National Park; and all persons who shall locate or settle upon or occupy the same, or any part thereof, except as hereinafter provided, shall be considered trespassers and be removed therefrom: *Provided*, That nothing herein contained shall affect any valid existing claim, location, or entry under the land laws of the United States or the rights of any such claimant, locator, or entryman to the full use and enjoyment of his land: *Provided further*, That rights of way for steam or electric railways, automobiles, or wagon roads may be acquired within said Lassen Volcanic National Park under filings or proceedings hereafter made or instituted under the laws applicable to the acquisition of such rights over or upon the national forest lands of the United States when the construction of such roads will not interfere with the objects of the national park, and that the United States Reclamation Service may enter upon and utilize for flowage or other purposes any area within said park which may be necessary for the development and maintenance of a Government reclamation project; that no lands located within the park boundaries now held in private, municipal, or State ownership shall be affected by or subject to the provisions of this Act: *And provided further*, That no lands within the limits of said park hereby created belonging to or claimed by any railroad or other corporation now having or claiming the right of indemnity selection by virtue of any law or contract whatsoever shall be used as a basis for indemnity selection in any State or Territory whatsoever for any loss sustained by reason of the creation of said park. (U.S.C., title 16, sec. 201.)

Sec. 2. That said park shall be under the exclusive control of the Secretary of the Interior, whose duty it shall be, as soon as practicable, to make and publish such rules and regulations not inconsistent with the laws of the United States as he may deem necessary or proper for the care, protection, management, and improvement of the same. Such regulations being primarily aimed at the freest use of the said park for recreation purposes by the public and for the preservation from injury or spoliation of all timber, mineral deposits, and natural curiosities or wonders within said park and their retention in their natural condition as far as practicable and for the preservation of the park in a state of nature so far as is consistent with the purposes of this Act. He shall provide against the wanton destruction of the fish and game found within said park and against their capture or destruction for purposes of merchandise or profit, and generally shall be authorized to take all such measures as

Trespassing
forbidden.

Provisos.
Valid claims not
affected.

Rights of way.
(Repealed by 46
Stat. 1043. See
p. 199.)

Reclamation
Service use.

Present owner-
ship not affected.
Indemnity
selections.

Regulations of
control, etc.

shall be necessary to fully carry out the objects and purposes of this Act. Said Secretary may, in his discretion, execute leases to parcels of ground not exceeding ten acres in extent at any one place to any one person or persons or company for not to exceed twenty years when such ground is necessary for the erection of buildings for the accommodation of visitors and to parcels of ground not exceeding one acre in extent and for not to exceed twenty years to persons who have heretofore erected, or whom he may hereafter authorize to erect, summer homes or cottages. Such leases or privileges may be renewed or extended at the expiration of the terms thereof. No exclusive privilege, however, shall be granted within the park except upon the ground leased. The regulations governing the park shall include provisions for the use of automobiles therein and the reasonable grazing of stock. (U.S.C., title 16, sec. 202.)

Leases to accommodate visitors, etc. (This section so far as it relates to summer cottages repealed by 46 Stat. 1043. See p. 199.)

SEC. 3. That the Secretary of the Interior may also sell and permit the removal of such matured or dead or down timber as he may deem necessary or advisable for the protection or improvement of the park. (U.S.C., title 16, sec. 203.)

Timber disposal.

SEC. 4. That the Secretary of the Interior may exact such charges as he deems proper for leases and all other privileges granted hereunder. (U.S.C., title 16, sec. 203.)

Charges.

SEC. 5. That no appropriation for the maintenance, supervision, or improvement of said park in excess of \$5,000 annually shall be made unless the same shall have first been expressly authorized by law.

Limit on appropriations. Repealed by 42 Stat. 503. See p. 189 below.

An Act to designate certain lands in the Lassen Volcanic National Park, California, as wilderness. (86 Stat. 918)

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in accordance with section 3(c) of the Wilderness Act (78 Stat. 892; 16 U.S.C. 1132(c)), certain lands in the Lassen Volcanic National Park, which comprise about seventy-eight thousand nine hundred and eighty-two acres, and which are depicted on the map entitled "Recommended Wilderness, Lassen Volcanic National Park, California" numbered NP-LV-9013C and dated August 1972, are hereby designated as wilderness. The map and the description of the boundaries of such lands shall be on file and available for public inspection in the offices of the National Park Service, Department of the Interior.

SEC. 2. As soon as practicable after this Act takes effect, a map of the wilderness area and a description of its boundaries shall be filed with the Interior and Insular Affairs Committee of the United States Senate and House of Representatives, and such map and description shall have the same force and effect as if included in this Act: *Provided, however,* That correction of clerical and typographical errors in such legal description and map may be made.

SEC. 3. The wilderness area designated by this Act shall be known as the "Lassen Volcanic Wilderness" and shall be administered by the Secretary of the Interior in accordance with the provisions of the Wilderness Act governing areas designated by that Act as wilderness areas, except 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, and any reference to the Secretary of Agriculture shall be deemed to be a reference to the Secretary of the Interior.

SEC. 4. Section 1 of the Act of August 9, 1916 (39 Stat. 443; 16 U.S.C. 201) is amended by deleting the words "that the United States Reclamation Service may enter upon and utilize for flowage or other purposes any area within said park which may be necessary for the development and maintenance of a Government reclamation project" and the semicolon appearing thereafter.

Approved October 19, 1972.