

## VII. NATIONAL BATTLEFIELDS

## 1. Antietam

102 STAT. 2649

PUBLIC LAW 100-528—OCT. 25, 1988

Public Law 100-528  
100th Congress

## An Act

Oct. 25, 1988  
[H.R. 4554]To remove certain restrictions on land acquisitions for Antietam National  
Battlefield.*Be it enacted by the Senate and House of Representatives of the  
United States of America in Congress assembled,*

Maryland.

SECTION 1. REMOVAL OF CERTAIN RESTRICTIONS ON LAND ACQUISITIONS  
FOR ANTIETAM NATIONAL BATTLEFIELD.

(a) ACREAGE LIMITATION.—The first section of the Act entitled “An Act to provide for the protection and preservation of the Antietam Battlefield in the State of Maryland”, approved April 22, 1960 (16 U.S.C. 4300o) is amended by striking out “Not more than 600 acres of land, however, shall be acquired in fee by purchase or condemnation, but neither this limitation nor any other provision of law shall preclude such acquisition of the fee title to other lands and its immediate reconveyance to the former owner with such covenants, restrictions, or conditions as will accomplish the purposes of this section: *Provided*, That the cost to the Government of any such transaction shall not exceed the reasonable value of the covenants, restrictions, or conditions thereby imposed on the property.”.

(b) SCENIC EASEMENT LIMITATION.—Section 319(a) of the National Parks and Recreation Act of 1978 (16 U.S.C. 4300o note) is amended by striking out “only scenic easements over”.

(c) SITE REDESIGNATION.—Section 319(b) of the National Parks and Recreation Act of 1978 (16 U.S.C. 4300n note) is amended by striking out “, including only scenic easements acquired pursuant to subsection (a) of this section,”.

Approved October 25, 1988.

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**LEGISLATIVE HISTORY—H.R. 4554 (S. 2565):**  
HOUSE REPORTS: No. 100-909 (Comm. on Interior and Insular Affairs).  
CONGRESSIONAL RECORD, Vol. 134 (1988):  
Sept. 13, considered and passed House.  
Oct. 11, considered and passed Senate.

2. Manassas

PUBLIC LAW 100-647—NOV. 10, 1988

102 STAT. 3342

Public Law 100-647  
100th Congress

An Act

To make technical corrections relating to the Tax Reform Act of 1986, and for other purposes.

Nov. 10, 1988  
[H.R. 4333]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

SECTION 1. SHORT TITLE; ETC.

(a) SHORT TITLE.—This Act may be cited as the “Technical and Miscellaneous Revenue Act of 1988”.

Technical and  
Miscellaneous  
Revenue Act of  
1988.  
26 USC 1 note.

102 STAT. 3810

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TITLE X—MANASSAS NATIONAL BATTLEFIELD PARK

Manassas  
National  
Battlefield Park  
Amendments of  
1988.  
Virginia.  
Conservation.  
16 USC 429b  
note.

SEC. 10001. SHORT TITLE.

This title may be cited as the “Manassas National Battlefield Park Amendments of 1988”.

SEC. 10002. ADDITION TO MANASSAS NATIONAL BATTLEFIELD PARK.

The first section of the Act entitled “An act to preserve within Manassas National Battlefield Park, Virginia, the most important historic properties relating to the battle of Manassas, and for other purposes”, approved April 17, 1954 (16 U.S.C. 429b), is amended—

- (1) by inserting “(a)” after “That”; and
- (2) by adding at the end thereof the following:

“(b)(1) In addition to subsection (a), the boundaries of the park shall include the area, comprising approximately 600 acres, which is south of U.S. Route 29, north of Interstate Route 66, east of Route 705, and west of Route 622. Such area shall hereafter in this Act be referred to as the ‘Addition’.

“(2)(A) Notwithstanding any other provision of law, effective on the date of enactment of the Manassas National Battlefield Park Amendments of 1988, there is hereby vested in the United States all right, title, and interest in and to, and the right to immediate possession of, all the real property within the Addition.

Real property.

“(B) The United States shall pay just compensation to the owners of any property taken pursuant to this paragraph and the full faith and credit of the United States is hereby pledged to the payment of any judgment entered against the United States with respect to the taking of such property. Payment shall be in the amount of the agreed negotiated value of such property or the valuation of such property awarded by judgment and shall be made from the permanent judgment appropriation established pursuant to 31 U.S.C. 1304. Such payment shall include interest on the value of such property which shall be compounded quarterly and computed at the rate applicable for the period involved, as determined by the Secretary of the Treasury on the basis of the current average market yield on outstanding marketable obligations of the United States of comparable maturities from the date of enactment of the Manassas

National Battlefield Park Amendments of 1988 to the last day of the month preceding the date on which payment is made.

“(C) In the absence of a negotiated settlement, or an action by the owner, within 1 year after the date of enactment of the Manassas National Battlefield Park Amendments of 1988, the Secretary may initiate a proceeding at anytime seeking in a court of competent jurisdiction a determination of just compensation with respect to the taking of such property.

Federal  
Register,  
publication.

Public  
information.

“(3) Not later than 6 months after the date of enactment of the Manassas National Battlefield Park Amendments of 1988, the Secretary shall publish in the Federal Register a detailed description and map depicting the boundaries of the Addition. The map shall be on file and available for public inspection in the offices of the National Park Service, Department of the Interior.

“(c) The Secretary shall not allow any unauthorized use of the Addition after the enactment of the Manassas National Battlefield Park Amendments of 1988, except that the Secretary may permit the orderly termination of all operations on the Addition and the removal of equipment, facilities, and personal property from the Addition.”.

#### SEC. 10003. VISUAL PROTECTION.

Section 2(a) of the Act entitled “An Act to preserve within Manassas National Battlefield Park, Virginia, the most important historic properties relating to the battle of Manassas, and for other purposes”, approved April 17, 1954 (16 U.S.C. 429b-1), is amended—

(1) by inserting “(1)” after “(a)”; and

(2) by adding at the end thereof the following:

“(2) The Secretary shall cooperate with the Commonwealth of Virginia, the political subdivisions thereof, and other parties as designated by the Commonwealth or its political subdivisions in order to promote and achieve scenic preservation of views from within the park through zoning and such other means as the parties determine feasible.”.

16 USC 429b  
note.

#### SEC. 10004. HIGHWAY RELOCATION.

(a) STUDY.—The Secretary of the Interior (hereafter in this section referred to as the “Secretary”), in consultation and consensus with the Commonwealth of Virginia, the Federal Highway Administration, and Prince William County, shall conduct a study regarding the relocation of highways (known as routes 29 and 234) in, and in the vicinity of, the Manassas National Battlefield Park (hereinafter in this section referred to as the “park”). The study shall include an assessment of the available alternatives, together with cost estimates and recommendations regarding preferred options. The study shall specifically consider and develop plans for the closing of those public highways (known as routes 29 and 234) that transect the park and shall include analysis of the timing and method of such closures and of means to provide alternative routes for traffic now transecting the park. The Secretary shall provide for extensive public involvement in the preparation of the study.

(b) DETERMINATION.—Within 1 year after the enactment of this Act, the Secretary shall complete the study under subsection (a). The study shall determine when and how the highways (known as routes 29 and 234) should be closed.

(c) ASSISTANCE.—The Secretary shall provide funds to the appropriate construction agency for the construction and improvement of

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102 STAT. 3812

the highways to be used for the rerouting of traffic now utilizing highways (known as routes 29 and 234) to be closed pursuant to subsection (b) if the construction and improvement of such alternatives are deemed by the Secretary to be in the interest of protecting the integrity of the park. Not more than 75 percent of the costs of such construction and improvement shall be provided by the Secretary and at least 25 percent shall be provided by State or local governments from any source other than Federal funds. Such construction and improvement shall be approved by the Secretary of Transportation.

State and local governments.

(d) AUTHORIZATION.—There is authorized to be appropriated to the Secretary not to exceed \$30,000,000 to prepare the study required by subsection (a) and to provide the funding described in subsection (c).

Approved November 10, 1988.

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LEGISLATIVE HISTORY—H.R. 4333 (S. 2238):

HOUSE REPORTS: No. 100-795 (Comm. on Ways and Means) and No. 100-1104 (Comm. of Conference).

SENATE REPORTS: No. 100-445 accompanying S. 2238 (Comm. on Finance).

CONGRESSIONAL RECORD, Vol. 134 (1988):

Aug. 4, considered and passed House.

Oct. 6, 7, S. 2238 considered in Senate.

Oct. 11, H.R. 4333 considered and passed Senate, amended.

Oct. 21, House and Senate agreed to conference report.

**3. Stones River**

101 STAT. 1433

PUBLIC LAW 100-205—DEC. 23, 1987

**Public Law 100-205  
100th Congress****An Act**

Dec. 23, 1987  
[H.R. 1994]

To amend the boundaries of Stones River National Battlefield, Tennessee, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,*

16 USC 426n. SECTION 1. STONES RIVER NATIONAL BATTLEFIELD.

16 USC 426. (a) EXPANSION OF STONES RIVER NATIONAL BATTLEFIELD.—In furtherance of the Act of March 3, 1927 (44 Stat. 1399), as amended, the boundary of Stones River National Battlefield (hereinafter referred to as “battlefield”) is hereby revised to include the lands generally depicted on the map entitled “Boundary Map, Stones River National Battlefield” numbered 327/80,001, and dated March 1987. The map shall be on file and available for public inspection in the offices of the National Park Service, Department of the Interior and in the office of the Superintendent of the Stones River National Battlefield.

Public information.

(b) ACQUISITION OF LANDS.—The Secretary of the Interior (hereinafter referred to as “Secretary”) is hereby authorized to acquire lands or interests therein within the boundary of the battlefield by donation, purchase with donated or appropriated funds, or exchange. Any lands or interests in lands owned by the State of Tennessee or any political subdivision thereof may be acquired only by donation. Lands and interests therein acquired pursuant to this Act shall become part of the battlefield, subject to all the laws and regulations applicable thereto.

16 USC 426o. SEC. 2. AGREEMENT.

The Secretary is authorized to enter into an agreement with the city of Murfreesboro, Tennessee, under which (1) the Secretary shall acquire sufficient interest in land and shall construct thereon a trail linking the battlefield with Fortress Rosecrans, (2) the city shall operate and maintain the trail in accordance with standards approved by the Secretary, and (3) the Secretary shall preserve the existing remnants of Fortress Rosecrans and the city shall operate and maintain the fortress.

16 USC 426p. SEC. 3. AUTHORIZATION OF APPROPRIATIONS.

There is hereby authorized to be appropriated such sums as may be necessary to carry out the purposes of this Act.

Approved December 23, 1987.

LEGISLATIVE HISTORY—H.R. 1994 (S. 963):  
HOUSE REPORTS: No. 100-187 (Comm. on Interior and Insular Affairs).  
SENATE REPORTS: No. 100-243 accompanying S. 963 (Comm. on Energy and Natural Resources.)  
CONGRESSIONAL RECORD, Vol. 133 (1987):  
June 29, considered and passed House.  
Dec. 11, considered and passed Senate.