

UNITED STATES DEPARTMENT OF THE INTERIOR  
STEWART L. UDALL, *Secretary*  
NATIONAL PARK SERVICE  
CONRAD L. WIRTH, *Director*

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LAWS RELATING TO  
THE NATIONAL PARK SERVICE

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SUPPLEMENT II  
May 1944 to January 1963

COMPILED BY  
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## FOREWORD

This is the second printed supplement to the publication, *Laws Relating to the National Park Service*, which I compiled and which was printed by the Government Printing Office in 1933. The first printed supplement to that volume was compiled in 1944 by Attorney Thomas Alan Sullivan of the National Park Service.

This supplement contains the laws relating to the Service enacted by the Congress between May, 1944, and January 1, 1963. It includes the laws relating to the national monuments, military parks, battle-field sites, and other areas transferred in 1933 from War Department to National Park Service administration. It does not include the laws relating to the park areas administered by the National Capital Region of the National Park Service. Those laws are being compiled by the Office of the Solicitor, Department of the Interior, for publication in a separate volume.

Miss Louise Murray, my secretary, assisted me in compiling this supplement. She also prepared the general index which covers the 1933 volume and its two supplements.

H. A. T.

# CONTENTS <sup>1</sup>

## NATIONAL PARK SERVICE LAWS <sup>2</sup>

	Page
I. General.....	1
II. National Parks:	
1. Acadia National Park.....	89
2. Big Bend National Park.....	93
3. Carlsbad Caverns National Park.....	95
4. Everglades National Park.....	97
5. Glacier National Park.....	111
6. Grand Canyon National Park.....	114
7. Grand Teton National Park.....	119
8. Great Smoky Mountains National Park.....	127
9. Haleakala National Park.....	130
10. Hawaii Volcanoes National Park.....	131
11. Hot Springs National Park.....	133
12. Isle Royale National Park.....	139
13. Kings Canyon National Park.....	141
14. Lassen Volcanic National Park.....	145
15. Mammoth Cave National Park.....	146
16. Mount McKinley National Park.....	149
17. Mount Rainier National Park.....	151
18. Olympic National Park.....	152
19. Petrified Forest National Park.....	155
20. Rocky Mountain National Park.....	157
21. Sequoia National Park.....	161
22. Shenandoah National Park.....	163
23. Virgin Islands National Park.....	165
24. Wind Cave National Park.....	170
25. Yellowstone National Park.....	173
26. Yosemite National Park.....	176
27. Zion National Park.....	178
III. National Historical Parks:	
1. Appomattox Court House National Historical Park.....	181
2. Chalmette National Historical Park.....	184
3. City of Refuge National Historical Park.....	195
4. Colonial National Historical Park.....	200
5. Cumberland Gap National Historical Park.....	206
6. Independence National Historical Park.....	208
7. Minute Man National Historical Park.....	219
8. Morristown National Historical Park.....	222
9. Saratoga National Historical Park.....	223
IV. National Military Parks:	
1. Vacancies on Commissions in Charge of National Military Parks.....	225
2. Approach Roads to National Cemeteries and National Military Parks.....	226
3. Chickamauga and Chattanooga National Military Park.....	227
4. Fort Donelson National Military Park.....	243
5. Fredericksburg and Spotsylvania County Battlefields Memorial National Military Park.....	248
6. Gettysburg National Military Park.....	254

<sup>1</sup> Includes contents of Supp. II only.

<sup>2</sup> Except the laws relating to the park areas administered by the National Capital Region of the National Park Service which are to be published in a separate volume.

## CONTENTS

	Page
<b>IV. National Military Parks—Continued</b>	
7. Guilford Courthouse National Military Park.....	264
8. Horseshoe Bend National Military Park.....	269
9. Kings Mountain National Military Park.....	271
10. Monocacy National Military Park Project.....	275
11. Moores Creek National Military Park.....	276
12. Pea Ridge National Military Park.....	280
13. Shiloh National Military Park.....	282
14. Vicksburg National Military Park.....	290
<b>V. National Battlefield Parks:</b>	
1. Kennesaw Mountain National Battlefield Park.....	299
2. Manassas National Battlefield Park.....	301
3. Richmond National Battlefield Park.....	302
4. Wilson's Creek National Battlefield Park.....	303
<b>VI. National Memorial Park:</b>	
1. Theodore Roosevelt National Memorial Park.....	305
<b>VII. National Battlefields:</b>	
1. Fort Necessity National Battlefield.....	319
2. Petersburg National Battlefield.....	321
3. Stones River National Battlefield.....	326
4. Tupelo National Battlefield.....	331
<b>VIII. National Battlefield Sites:</b>	
1. Antietam National Battlefield Site.....	333
2. Brices Cross Roads National Battlefield Site.....	336
3. Cowpens National Battlefield Site.....	337
<b>IX. National Historic Sites:</b>	
1. Abraham Lincoln Birthplace National Historic Site.....	339
2. Atlanta Campaign National Historic Site.....	343
3. Bent's Old Fort National Historic Site.....	344
4. Edison National Historic Site.....	345
5. Fort Davis National Historic Site.....	346
6. Fort Laramie National Historic Site.....	347
7. Fort Raleigh National Historic Site.....	349
8. Fort Saint Marks National Historic Site.....	352
9. Fort Smith National Historic Site.....	353
10. Fort Vancouver National Historic Site.....	355
11. Hopewell Village National Historic Site.....	357
12. Jefferson National Expansion Memorial National Historic Site.....	358
13. Sagamore Hill National Historic Site.....	361
14. San Juan National Historic Site.....	363
15. Theodore Roosevelt Birthplace National Historic Site.....	365
16. Whitman Mission National Historic Site.....	367
<b>X. National Memorials:</b>	
1. Arkansas Post National Memorial Project.....	369
2. Coronado National Memorial.....	370
3. De Soto National Memorial.....	373
4. Federal Hall National Memorial.....	375
5. Fort Caroline National Memorial.....	377
6. Fort Clatsop National Memorial.....	379
7. General Grant National Memorial.....	381
8. Hamilton Grange National Memorial Project.....	382
9. Lincoln Boyhood National Memorial.....	383
10. Mount Rushmore National Memorial.....	384
11. Wright Brothers National Memorial.....	385
<b>XI. National Monuments:</b>	
1. Badlands National Monument.....	387
2. Black Canyon of the Gunnison National Monument.....	389
3. Booker T. Washington National Monument.....	391
4. Capulin Mountain National Monument.....	392
5. Castillo de San Marcos National Monument.....	393
6. Castle Clinton National Monument.....	397
7. Castle Pinckney National Monument.....	400
8. Cedar Breaks National Monument.....	401

## CONTENTS

	Page
<b>XI. National Monuments—Continued</b>	
9. Custer Battlefield National Monument.....	402
10. Death Valley National Monument.....	403
11. Devils Tower National Monument.....	405
12. Dinosaur National Monument.....	406
13. Effigy Mounds National Monument.....	413
14. El Morro National Monument.....	415
15. Father Millet Cross National Monument.....	416
16. Fort Frederica National Monument.....	417
17. Fort Jefferson National Monument.....	419
18. Fort McHenry National Monument and Historic Shrine..	420
19. Fort Sumter National Monument.....	426
20. Fort Union National Monument.....	427
21. Fossil Cycad National Monument.....	428
22. George Washington Carver National Monument.....	429
23. Grand Portage National Monument.....	430
24. Harpers Ferry National Monument.....	434
25. Holy Cross National Monument.....	437
26. Joshua Tree National Monument.....	438
27. Katmai National Monument.....	442
28. Montezuma Castle National Monument.....	443
29. Old Kasaan National Monument.....	444
30. Patrick Henry National Monument Project.....	445
31. Pensacola National Monument Project.....	446
32. Pipestone National Monument.....	448
33. Rainbow Bridge National Monument.....	449
34. Saint Croix Island National Monument Project.....	450
35. Santa Rosa Island National Monument.....	452
36. Scotts Bluff National Monument.....	453
37. Shoshone Cavern National Monument.....	454
38. Statue of Liberty National Monument.....	455
39. Verendrye National Monument.....	458
40. Wheeler National Monument.....	459
41. Wupatki National Monument.....	460
<b>XII. National Parkways:</b>	
1. Blue Ridge Parkway.....	461
2. George Washington Memorial Parkway.....	474
3. Mississippi River Parkway Project.....	484
4. Natchez Trace Parkway.....	485
5. President Adams Parkway Project.....	487
<b>XIII. National Seashores:</b>	
1. Cape Cod National Seashore.....	489
2. Cape Hatteras National Seashore.....	503
3. Padre Island National Seashore.....	507
4. Point Reyes National Seashore.....	511
<b>XIV. National Cemeteries:<sup>1</sup></b>	
1. Approach Roads to National Cemeteries and National Military Parks.....	517
2. Selection of Superintendents of National Cemeteries.....	518
3. Antietam National Cemetery.....	519
4. Chattanooga National Cemetery.....	520
5. Gettysburg National Cemetery.....	521
6. Vicksburg National Cemetery.....	523
<b>XV. National Historic Site Not Owned by Federal Government:</b>	
1. Gloria Dei (Old Swedes') Church National Historic Site..	525
<b>XVI. Miscellaneous:</b>	
1. International Peace Garden.....	527
2. Silver Creek Recreational Demonstration Project.....	528
Index <sup>2</sup> .....	529

<sup>1</sup> See also "An Act To establish and to protect National Cemeteries," approved February 22, 1867 (14 Stat. 398), and amendments thereto, approved July 1, 1870 (16 Stat. 188); May 18, 1872 (17 Stat. 135); and June 8, 1872 (17 Stat. 345).

<sup>2</sup> Includes index to first volume of Laws issued in 1933; Supp. I, 1944; and Supp. II, 1963.

## I. GENERAL LEGISLATION

	Page
Acquisition of non-Federal land in national parks facilitated.....	
Act of August 31, 1954.....	5
Amended to include Cape Hatteras National Seashore.....	
Act of August 6, 1956.....	5
Administrative expenses in the Government service, certain types authorized.....	
Act of August 2, 1946.....	6
Airports, authorized in or near national parks, monuments and recreation areas.....	
Act of March 18, 1950.....	13
Alaska, authorization for Secretary of the Interior to construct public recreational facilities in.....	
Act of May 4, 1956.....	15
Approach roads to historical areas, conveyance to States authorized.....	
Act of June 3, 1948.....	16
Appropriations authorized for performance of certain functions and activities.....	
Act of August 7, 1946.....	16
Atomic Energy Act of 1946, amended.....	
Excerpts from Act of August 30, 1954.....	18
Atomic Energy Act of 1954, amended.....	
Excerpts from Act of August 19, 1958.....	19
Battle of Lake Erie Sesquicentennial Celebration Commission established.....	
Joint Resolution of October 24, 1962.....	19
Boston National Historic Sites Commission established.....	
Joint Resolution of June 16, 1955.....	22
Extension of time for completion of work.....	
Acts of February 19, 1957.....	23
July 3, 1958.....	24
and August 4, 1959.....	24
Civil War Centennial Commission established.....	
Joint Resolution of September 7, 1957.....	25
Establishment act amended.....	
Joint Resolution of September 2, 1958.....	28
Commissioner, appointment of a national park commissioner as a United States Commissioner.....	
Act of December 28, 1945.....	29
Commissioners for Isle Royale, Hawaii, Mammoth Cave, and Olympic National Parks to be appointed solely by the United States District Courts.....	
Act of April 21, 1948.....	29
Concession leases and contracts, reports on by Secretary of the Interior.....	
Excerpt from Act of July 31, 1953.....	30
Amended to relieve Secretary of certain reporting requirements.....	
Act of July 14, 1956.....	30
Concessioner leases extended from twenty to thirty years, amendment to Act of August 25, 1916.....	
Act of May 29, 1958.....	31
Dams or reservoirs, construction of in any national park or monument prohibited under authorization for Colorado River Storage Project.....	
Excerpt from Act of April 11, 1956.....	31
Disasters, Federal assistance to States and local governments authorized in.....	
Act of September 30, 1950.....	31
Easements, authority of executive agencies to grant upon real property under their control.....	
Act of October 23, 1962.....	34
Facilitating the management of the National Park System.....	
Act of August 8, 1953.....	36
Federal Property and Administrative Services Act of 1949, amended to effect transfer to National Archives of Federal records in existence more than fifty years.....	
Act of June 13, 1957.....	38
Federal property, conveyance to States, municipalities, etc., for highway purposes, amendment to Act of August 26, 1935.....	
Act of July 7, 1960.....	39

	Page
Federal Tort Claims Act.....	39
Amended.....	46
Federal Tort Claims, amendment to title 28 of U.S. Code, providing additional time for bringing suit.....	47
Field employees' expenses, in attendance at meetings authorized by the Secretary, to be paid from park and monument appropriations.....	48
.....	48
Fire protection, reciprocal agreements between Government agencies and public or private organizations authorized.....	49
First World Conference on National Parks, Secretary of the Interior authorized to cooperate with.....	50
Franklin Delano Roosevelt Memorial Commission authorized to consider changes in design of proposed memorial or select new design.....	50
.....	51
Golden eagle protected.....	51
Hudson-Champlain Celebration Commission established.....	52
.....	52
Lincoln Sesquicentennial Commission established.....	54
.....	54
Amended to extend time for filing final report.....	58
Maintenance and repair of Government improvements authorized under concession contracts.....	58
Mineral Leasing Act of February 25, 1920, amended, exempting national parks and monuments.....	58
.....	59
Museums, facilitating management of.....	59
National Outdoor Recreation Resources Review Commission, established.....	60
.....	63
Amended.....	63
National Trust for Historic Preservation in the United States established.....	64
.....	64
Property of Trust in District of Columbia exempted from taxation.....	67
.....	67
New York City National Shrines Advisory Board authorized.....	67
.....	69
Amendment to authorizing Act.....	69
Paleontological investigations, cooperation by Smithsonian Institution.....	69
.....	69
Payment for lands conveyed to the United States as a basis for lieu selections from the public domain.....	70
Preservation of historical and archeological data provided for in connection with dam construction.....	71
Recreation Act of June 14, 1926, amended to include other public purposes.....	73
.....	73
Amended to establish acreage limitations.....	76
Amended to permit any state to acquire certain public lands for recreational use.....	77
Recreational demonstration project lands, exchanges by grantees authorized.....	77
.....	77
Reimbursement authorized for moving expenses incurred by owners and tenants or lands acquired by the Secretary of the Interior.....	78
.....	78
Rights-of-way for electrical transmission, telephone, and telegraph lines, amending Act of March 4, 1911.....	79
.....	79
Saint Augustine Quadricentennial Commission established.....	80
.....	80
Surplus real property, transfer of to Service-administered areas.....	81
.....	81
Theodore Roosevelt Centennial Commission established.....	82
.....	82
Increase in amount available for.....	83
Establishment act amended to increase authorized appropriation for.....	84
.....	84
President requested to issue a proclamation for observance of centennial.....	84
.....	84

I. GENERAL LEGISLATION

3

	Page
Woodrow Wilson Centennial Celebration Commission established.....	
-----Joint Resolution of August 30, 1954	84
Amended to authorize increased appropriation.....	
-----Joint Resolution of March 29, 1956	86
Amended to request President to issue a proclamation for observance of centennial.....	
-----Joint Resolution of April 27, 1956	86
Woodrow Wilson Memorial Commission established.....	
-----Joint Resolution of October 4, 1961	86

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## I. GENERAL LEGISLATION

An Act To facilitate the acquisition of non-Federal land within the existing boundaries of any National Park, and for other purposes, approved August 31, 1954 (68 Stat. 1037)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to consolidate Federal land ownership within the existing boundaries of any National Park and to encourage the donation of funds for that purpose, the Secretary of the Interior is authorized to accept and to use in his discretion funds which may be donated subject to the condition that such donated funds are to be expended for purposes of this Act by the Secretary only if Federal funds in an amount equal to the amount of such donated funds are appropriated for the purposes of this Act. There are authorized to be appropriated such funds as may be necessary to match funds that may be donated for such purposes: *Provided,* That the amount which may be appropriated annually for purposes of this Act shall be limited to \$500,000. (16 U.S.C. § 452 a.)

National parks.  
Donated funds  
for land ac-  
quisition.

Appropriation.

An Act To amend the Act of August 31, 1954 (68 Stat. 1037), relating to the acquisition of non-Federal land within the existing boundaries of any national park, and for other purposes, approved August 6, 1956 (70 Stat. 1066)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act of August 31, 1954 (68 Stat. 1037), is hereby amended to extend the authority of the Secretary of the Interior, contained therein, to the Cape Hatteras National Seashore Recreational Area. (16 U.S.C. § 459a-6.)

Cape Hatteras  
National Sea-  
shore Recre-  
ational Area.  
16 U.S.C. 452a.  
Funds.

SEC. 2. Any funds appropriated to the Department of the Interior for the acquisition of non-Federal lands within areas of the National Park System shall hereafter be available for the acquisition of non-Federal lands within the Cape Hatteras National Seashore Recreational Area, and the appropriation of funds for the acquisition of such lands is hereby authorized. (16 U.S.C. § 459a-7.)

SEC. 3. The total amount which may be expended for the land acquisition program at Cape Hatteras National Seashore Recreational Area, pursuant to the authorizations contained in this Act, is hereby expressly limited to \$250,000. (16 U.S.C. § 459a-8.)

Limitation.

An Act To authorize certain administrative expenses in the Government service, and for other purposes, approved August 2, 1946 (60 Stat. 806)

Transfer of  
civilian  
employees.  
Travel  
expenses.

Post p. 807.

Advances of  
funds.

44 Stat. 688;  
5 U.S.C. §§ 821-  
823, 824-  
833; Supp. V,  
§ 823.  
Restrictions.

56 Stat. 314.  
50 U.S.C.,  
Supp. V, app.  
§ 763.

Transfer from  
one department  
to another.

Reimbursement  
on commuted  
basis.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That (a) under such regulations as the President may prescribe, any civilian officer or employee of the Government who, in the interest of the Government, is transferred from one official station to another, including transfer from one department to another, for permanent duty, shall, except as otherwise provided herein, when authorized, in the order directing the travel, by such subordinate official or officials of the department concerned as the head thereof may designate for the purpose, be allowed and paid from Government funds the expenses of travel of himself and the expenses of transportation of his immediate family (or a commutation thereof in accordance with the Act of February 14, 1931) and the expenses of transportation, packing, crating, temporary storage, drayage, and unpacking of his household goods and personal effects (not to exceed seven thousand pounds if uncrated or eight thousand seven hundred and fifty pounds if crated or the equivalent thereof when transportation charges are based on cubic measurement): *Provided*, That advances of funds may be made to the officer or employee in accordance with said regulations under the same safeguards as are required under the Subsistence Expense Act of 1926 (5 U.S.C. 828): *Provided further*, That the allowances herein authorized shall not be applicable to civilian employees of the War Department and their dependents when transferred under the provisions of section 3 of the Act of June 5, 1942 (50 U.S.C. 763), nor to officers and employees of the Foreign Service, Department of State: *Provided further*, That no part of such expenses (including those of officers and employees of the Foreign Service, Department of State) shall be allowed or paid from Government funds where the transfer is made primarily for the convenience or benefit of the officer or employee or at his request: *Provided further*, That in case of transfer from one department to another such expenses shall be payable from the funds of the department to which the officer or employee is transferred.

(b) In lieu of the payment of actual expenses of transportation, packing, crating, temporary storage, drayage, and unpacking of household goods and personal effects, in the case of such transfers between points in continental United States, reimbursement shall be made to the officer or employee on a commuted basis (not to exceed the amount which would be allowable for the authorized weight allowance) at such rates per

one hundred pounds as may be fixed by zones in regulations prescribed by the President.

(c) Funds available for travel expenses of civilian officers and employees shall also be available for the expenses of the transportation of their immediate families, and funds available for the transportation of things shall also be available for the transportation of household goods and effects, as authorized by this Act. (5 U.S.C. § 73b-1 as amended.)

Funds available for transportation of families, etc.

SEC. 2. The Act of October 10, 1940 (5 U.S.C. 73c-1), relating to allowances for the transportation of household goods, section 5 of the Act of March 4, 1923, as amended (19 U.S.C. 48), relating to traveling and subsistence expenses of customs officers and employees, the first sentence of section 645(a) of the Tariff Act of 1930 (19 U.S.C. 1645(a)), relating to traveling and subsistence expenses of the families of such officers and employees, and other Acts relating to allowances to civilian officers and employees in the executive branch of the Government (except those mentioned in the second proviso clause of section 1(a) of this Act) on transfer from one official station to another for permanent duty, are hereby repealed. (19 U.S.C. § 1645 note.)

Repeals.  
54 Stat. 1105.  
5 U.S.C., Supp. V, § 73c-1 note.  
42 Stat. 1454.

46 Stat. 761.

SEC. 3. The Act of February 14, 1931 (5 U.S.C. 73a), as amended, is further amended to read as follows:

46 Stat. 1103.  
5 U.S.C., Supp. V, § 73a.  
Travel by privately owned vehicles.

"Civilian officers or employees or others rendering service to the Government shall, under regulations prescribed by the President, and unless otherwise provided in the appropriation concerned or other law, and whenever such mode of transportation is authorized or approved as more advantageous to the Government, be paid in lieu of actual expenses of transportation not to exceed 2 cents per mile for the use of privately owned motorcycles or 5 cents per mile for the use of privately owned automobiles or airplanes when engaged in necessary travel on official trips from their designated posts of duty or places of service, or 2 cents per mile for the use of privately owned motorcycles or 4 cents per mile for the use of privately owned automobiles when used on official business wholly within the limits of their official stations or places of service. In addition to the mileage allowances provided for in this section, there may be allowed reimbursement for the actual cost of ferry fares and bridge, road, and tunnel tolls." (Repealed. 5 U.S.C. § 73a. Now covered by 5 U.S.C. § 837.)

Ferry fares, etc.

SEC. 4. Until June 30, 1948, when authorized in an appropriation or other Act, appropriations available for travel expenses shall be available for the payment, without regard to the rates authorized by the Subsistence Expense Act of 1926, as amended (5 U.S.C. 821-833), of per diem allowances in lieu of subsistence expenses to civilian officers and employees of departments while

Per diem allowances.

44 Stat. 688.  
5 U.S.C., Supp. V, § 823.

Determination  
of amount.

traveling on official business outside continental United States and away from their designated posts of duty: *Provided*, That the amount of such allowances shall be determined by the head of the department concerned or by such subordinates as he may designate for the purpose, but shall in no case exceed the maximum established by regulations prescribed by the President for the locality in which the travel is performed.

Travel expenses  
of consultants  
and experts.

SEC. 5. Persons in the Government service employed intermittently as consultants or experts and receiving compensation on a per diem when actually employed basis may be allowed travel expenses while away from their homes or regular places of business, including per diem in lieu of subsistence while at place of such employment, in accordance with the Standardized Government Travel Regulations, Subsistence Expense Act of 1926, as amended (5 U.S.C. 821-833), and the Act of February 14, 1931, as amended by this Act, and persons serving without compensation or at \$1 per annum may be allowed, while away from their homes or regular places of business, transportation in accordance with said regulations and said Act of February 14, 1931, as so amended, and not to exceed \$10 per diem in lieu of subsistence en route and at place of such service or employment unless a higher rate is specifically provided in an appropriation or other Act. (5 U.S.C. § 73b-2, as amended.)

*Supra.*

*Ante*, p. 807.  
Persons serving  
without com-  
pensation, etc.

47 Stat. 1516.

SEC. 6. Section 10 of the Act of March 3, 1933 (5 U.S.C. 73b), is hereby amended to read as follows:

Lowest first-  
class accommo-  
dations.

"SEC. 10. Whenever by or under authority of law actual expenses for transportation may be allowed, such allowances shall not exceed the lowest first-class rate by the transportation facility used in such transportation unless it is certified, in accordance with regulations prescribed by the President, that lowest first-class accommodations are not available or that use of a compartment or such other accommodations as may be authorized or approved by the head of the agency concerned or such subordinates as he may designate, is required for purposes of security." (5 U.S.C. § 73b.)

Travel of new  
appointees  
outside U.S.

SEC. 7. Appropriations for the departments shall be available, in accordance with regulations prescribed by the President, for expenses of travel of new appointees, expenses of transportation of their immediate families and expenses of transportation of their household goods and personal effects from places of actual residence at time of appointment to places of employment outside continental United States, and for such expenses on return of employees from their posts of duty outside continental United States to the places of their actual residence at time of assignment to duty outside the United States:

*Provided*, That such expenses shall not be allowed new appointees unless and until the person selected for appointment shall agree in writing to remain in the Government service for the twelve months following his appointment, unless separated for reasons beyond his control. In case of a violation of such agreement any moneys expended by the United States on account of such travel and transportation shall be considered as a debt due by the individual concerned to the United States. This section shall not apply to appropriations for the Foreign Service, State Department. (5 U.S.C. § 73b-3 as amended.)

Restriction.

Nonapplicability to Foreign Service, State Department.

Exchange allowances, etc.

Evidence of transaction.

41 U.S.C. § 5.

Advertising.

Purchases, etc., excepted.

58 Stat. 781.

Repeal. *Supra*.

Wholly owned Government corporations.

SEC. 8. In purchasing motor-propelled or animal-drawn vehicles, or tractors, or road, agricultural, manufacturing, or laboratory equipment, or boats, or parts, accessories, tires, or equipment thereof, or any other article or item the exchange of which is authorized by law, the head of any department or his duly authorized representative may exchange or sell similar items and apply the exchange allowances or proceeds of sales in such cases in whole or in part payment therefor: *Provided*, That any transaction carried out under the authority of this section shall be evidenced in writing.

SEC. 9. (a) Section 3709 of the Revised Statutes of the United States is hereby amended to read as follows:

"Unless otherwise provided in the appropriation concerned or other law, purchases and contracts for supplies or services for the Government may be made or entered into only after advertising a sufficient time previously for proposals, except (1) when the amount involved in any one case does not exceed \$100, (2) when the public exigencies require the immediate delivery of the articles or performance of the service, (3) when only one source of supply is available and the Government purchasing or contracting officer shall so certify, or (4) when the services are required to be performed by the contractor in person and are (A) of a technical and professional nature or (B) under Government supervision and paid for on a time basis. Except (1) as authorized by section 29 of the Surplus Property Act of 1944 (50 U.S.C. App. 1638), (2) when otherwise authorized by law, or (3) when the reasonable value involved in any one case does not exceed \$100, sales and contracts of sale by the Government shall be governed by the requirements of this section for advertising."

(b) Exemptions from section 3709, Revised Statutes, in other law in amounts of \$100 or less are hereby repealed.

(c) In the case of wholly owned Government corporations, this section shall apply to their administrative transactions only. (41 U.S.C. § 5, as amended. See note thereto.)

Fees and mileage for witnesses.

SEC. 10. Whenever a department is authorized by law to hold hearings and to subpoena witnesses for appearance at said hearings, witnesses summoned to and attending such hearings shall be entitled to the same fees and mileage, or expenses in the case of Government officers and employees, as provided by law for witnesses attending in the United States courts. (5 U.S.C. § 95a.)

31 U.S.C., Supp. V, § 529 note.

SEC. 11. The first sentence of section 3648 of the Revised Statutes (31 U.S.C. 529) is hereby amended to read as follows:

Advances.

"No advance of public money shall be made in any case unless authorized by the appropriation concerned or other law."

Delegation of authority.

SEC. 12. The head of any department may delegate to subordinate officials (1) the power vested in him by law to take final action on matters pertaining to the employment, direction, and general administration of personnel under his department; (2) the authority vested in him by section 3683 of the Revised Statutes (31 U.S.C. 675) to direct the purchase of articles from contingent funds; and (3) the authority vested in him by section 3828, Revised Statutes (44 U.S.C. 324), to authorize the publication of advertisements, notices or proposals. (5 U.S.C. § 22a.)

Special clothing and equipment.

SEC. 13. Appropriations available for the procurement of supplies and material or equipment shall be available for the purchase and maintenance of special clothing and equipment for the protection of personnel in the performance of their assigned tasks. (5 U.S.C. § 118g.)

Awards for suggestions.

SEC. 14. The head of each department is authorized, under such rules and regulations as the President may prescribe, to pay cash awards to civilian officers and employees (or to their estates) who make meritorious suggestions which will result in improvement or economy in the operations of his department and which have been adopted for use and to incur necessary expenses for the honorary recognition of exceptional or meritorious service: *Provided*, That no award shall be paid to any officer or employee for any suggestion which represents a part of the normal requirements of the duties of his position. With the exception of the War and Navy Departments, the amount of any one award shall not exceed \$1,000 and the total of cash awards paid during any fiscal year in any department shall not exceed \$25,000. Payments may be made from the appropriation for the activity primarily benefiting or may be distributed among appropriations for activities benefiting as the head of the department determines. A cash award shall be in addition to the regular compensation of the recipient and the acceptance of such cash award shall constitute an agreement that the use by the United States of the suggestion for which the award is made shall not

Restrictions.

Payments.

form the basis of a further claim of any nature upon the United States by him, his heirs or assigns.

All other Acts or parts of Acts in conflict with the provisions of this section are hereby repealed. (Repealed, 5 U.S.C. § 116a note. Now covered by 5 U.S.C. § 2121 *et seq.*)

Repeal.

SEC. 15. The head of any department, when authorized in an appropriation or other Act, may procure the temporary (not in excess of one year) or intermittent services of experts or consultants or organizations thereof, including stenographic reporting services, by contract, and in such cases such service shall be without regard to the civil-service and classification laws (but as to agencies subject to the Classification Act at rates not in excess of the per diem equivalent of the highest rate payable under the Classification Act, unless other rates are specifically provided in the appropriation or other law) and, except in the case of stenographic reporting services by organizations, without regard to section 3709, Revised Statutes, as amended by this Act. (5 U.S.C. § 55a as amended.)

Temporary services of experts, etc.

42 Stat. 1488.  
5 U.S.C.  
§§ 661-674;  
Supp. V, § 661  
*et seq.*  
*Ante*, pp. 216,  
219.

*Ante*, p. 809.

SEC. 16. (a) Section 5 of the Act of July 16, 1914 (5 U.S.C. 78), is amended to read as follows:

38 Stat. 508.

"SEC. 5. (a) Unless specifically authorized by the appropriation concerned or other law, no appropriation shall be expended to purchase or hire passenger motor vehicles for any branch of the Government other than those for the use of the President of the United States, the secretaries to the President, or the heads of the executive departments enumerated in 5 U.S.C. 1.

Purchase, etc., of passenger vehicles.

"(b) Excepting appropriations for the Military and Naval Establishments, no appropriation shall be available for the purchase, maintenance, or operation of any aircraft unless specific authority for the purchase, maintenance, or operation thereof has been or is provided in such appropriation.

Aircraft.

"(c) Unless otherwise specifically provided, no appropriation available for any department shall be expended—

Restrictions.

"(1) to purchase any passenger motor vehicle (exclusive of busses, ambulances, and station wagons), at a cost, completely equipped for operation, and including the value of any vehicle exchanged, in excess of the maximum price therefor, if any, established pursuant to law by a Government agency and in no event more than such amount as may be specified in an appropriation or other Act, which shall be in addition to the amount required for transportation;

Purchase price of passenger vehicle.

"(2) for the maintenance, operation, and repair of any Government-owned passenger motor vehicle or aircraft not used exclusively for official purposes; and 'official purposes' shall not include the transportation of officers and employees between their domi-

Maintenance, etc.

"Official purposes."

- Violations. ciles and places of employment, except in cases of medical officers on out-patient medical service and except in cases of officers and employees engaged in field work the character of whose duties makes such transportation necessary and then only as to such latter cases when the same is approved by the head of the department concerned. Any officer or employee of the Government who willfully uses or authorizes the use of any Government-owned passenger motor vehicle or aircraft, or of any passenger motor vehicle or aircraft leased by the Government, for other than official purposes or otherwise violates the provisions of this paragraph shall be suspended from duty by the head of the department concerned, without compensation, for not less than one month, and shall be suspended for a longer period or summarily removed from office if circumstances warrant. The limitations of this paragraph shall not apply to any motor vehicles or aircraft for official use of the President, the heads of the executive departments enumerated in 5 U.S.C. 1, ambassadors, ministers, chargés d'affaires, and other principal diplomatic and consular officials.
- Nonapplicability. " (d) In the budgets for the fiscal year 1948 and subsequent fiscal years there shall be submitted in detail estimates for such necessary appropriations as are intended to be used for purchase or hire of passenger motor vehicles or for purchase, maintenance, or operation of aircraft, specifying the sums required, the public purposes for which said conveyances are intended, the number of currently owned conveyances to be continued in use, and the officials or employees by whom all of such conveyances are to be used.
- Budget estimates. " (e) The acquisition of aircraft or passenger motor vehicles by any agency by transfer from another department of the Government shall be considered as a purchase within the meaning hereof." (5 U.S.C. § 78.)
- Acquisition by transfer. (b) The second paragraph of section 3 of the Act of March 18, 1904 (33 Stat. 142; 5 U.S.C. 77), is hereby repealed.
- Repeal. Section 4 of the Act of February 3, 1905 (33 Stat. 687; 5 U.S.C. 77), is hereby amended to read as follows:
- Imprint of department name on vehicle. "All motor vehicles acquired and used for official purposes of the departmental service in the District of Columbia shall have conspicuously imprinted thereon at all times the full name of the executive department or other branch of the public service to which the same belong and in the service of which the same are used."
- Repeals. SEC. 17. (a) The following statutes or parts of statutes are hereby repealed:  
Sections 1779 and 192, as amended, of the Revised Statutes (5 U.S.C. 102);



The Act of January 21, 1881 (44 U.S.C. 323); 21 Stat. 317.

Section 3 of the Act of March 15, 1898 (31 U.S.C. 678). 30 Stat. 316.

(b) That portion of the Act of July 31, 1876, (44 U.S.C. 321; 19 Stat. 105), reading as follows: "and in no case of advertisement for contracts for the public service shall the same be published in any newspaper published and printed in the District of Columbia unless the supplies or labor covered by such advertisement are to be furnished or performed in said District of Columbia" is hereby amended by adding at the end thereof "or in the adjoining counties of Maryland or Virginia". (44 U.S.C. § 321.)

Advertisement for contracts.

(c) That portion of the Act of June 23, 1906 (3 U.S.C. 43) reading as follows: "not exceeding \$25,000 per annum" is hereby amended to read, "not exceeding \$40,000 per annum".

President's traveling expenses.  
34 Stat. 454.

SEC. 18. The word "department" as used in this Act shall be construed to include independent establishments, other agencies, wholly owned Government corporations (the transactions of which corporations shall be subject to the authorizations and limitations of this Act, except that section 9 shall apply to their administrative transactions only), and the government of the District of Columbia, but shall not include the Senate, House of Representatives, or office of the Architect of the Capitol, or the officers or employees thereof. The words "continental United States" as used herein shall be construed to mean the forty-eight States and the District of Columbia. The word "Government" shall be construed to include the government of the District of Columbia. The word "appropriation" shall be construed as including funds made available by legislation under section 104 of the Government Corporation Control Act, approved December 6, 1945. (5 U.S.C. § 73b-4.)

"Department."

Ante, p. 809.

"Continental United States."

"Government."

"Appropriation."

SEC. 19. Sections 1, 3, 4, 5, 7, 14, and 15 of this Act shall not apply to persons whose pay and allowances are established by the Pay Readjustment Act of 1942. (Repealed, 5 U.S.C. § 73a note. Now covered by 5 U.S.C. § 837.)

59 Stat. 598.  
31 U.S.C.,  
Supp. V,  
§ 849.  
Nonapplicability.  
59 Stat. 359.  
37 U.S.C.,  
Supp. V,  
§§ 101-120.  
Ante, pp. 20,  
343 et seq.;  
post, pp. 858 et  
seq., 868.  
Effective date.

SEC. 20. Sections 1 and 2 of this Act shall become effective on the first day of the third calendar month following the enactment hereof. (5 U.S.C. § 73b-1 note.)

**An Act To authorize the Secretary of the Interior to acquire, construct, operate, and maintain public airports in, or in close proximity to, national parks, monuments, and recreation areas, and for other purposes, approved March 18, 1950 (64 Stat. 27)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior (hereinafter called the "Secretary") is hereby authorized to plan, acquire, establish, construct, enlarge, improve,*

Airports in or near national parks, etc.

maintain, equip, operate, regulate, and protect airports in the continental United States in, or in close proximity to, national parks, national monuments, and national recreation areas, when such airports are determined by him to be necessary to the proper performance of the functions of the Department of the Interior: *Provided*, That no such airport shall be acquired, established, or constructed by the Secretary unless such airport is included in the then current revision of the national airport plan formulated by the Administrator of Civil Aeronautics pursuant to the provisions of the Federal Airport Act: *Provided further*, That the operation and maintenance of such airports shall be in accordance with the standards, rules, or regulations prescribed by the Administrator of Civil Aeronautics. (16 U.S.C. § 7a as amended.)

Restriction.

60 Stat. 170.  
49 U.S.C.  
§§ 1101-1119;  
Sup. III,  
§ 1101 *et seq.*  
*Ante*, p. 4;  
*infra*; *post*, pp.  
1071, 1237.

Acquisition of  
lands, etc.

SEC. 2. In order to carry out the purposes of this Act, the Secretary is authorized to acquire necessary lands and interests in or over lands; to contract for the construction, improvement, operation, and maintenance of airports and incidental facilities; to enter into agreements with other public agencies providing for the construction, operation, or maintenance of airports by such other public agencies or jointly by the Secretary and such other public agencies upon mutually satisfactory terms; and to enter into such other agreements and take such other action with respect to such airports as may be necessary to carry out the purposes of this Act: *Provided*, That nothing in this Act shall be held to authorize the Secretary to acquire any land, or interest in or over land, by purchase, condemnation, grant, or lease, without first obtaining the consent of the Governor of the State, and the consent of the State political subdivision in which such land is located: *And provided further*, That the authorization herein granted shall not exceed \$2,000,000. (16 U.S.C. § 7b.)

Restriction.

Limitation.

Sponsorship.

*Supra*.

SEC. 3. In order to carry out the purposes of this Act the Secretary is hereby authorized to sponsor projects under the Federal Airport Act either independently or jointly with other public agencies, and to use, for payment of the sponsor's share of the project costs of such projects, any funds that may be contributed or otherwise made available to him for such purpose (receipt of which funds and their use for such purposes is hereby authorized) or may be appropriated or otherwise specifically authorized therefor. (16 U.S.C. § 7c.)

Public use.

SEC. 4. All airports under the jurisdiction of the Secretary, unless otherwise specifically provided by law, shall be operated as public airports, available for public use on fair and reasonable terms and without unjust discrimination. (16 U.S.C. § 7d.)

SEC. 5. The terms "airport", "project", "project costs", "public agency", and "sponsor", as used in this Act, shall have the respective meanings prescribed in the Federal Airport Act. (16 U.S.C. § 7e.)

Definitions.

*Supra.*

SEC. 6. Section 9(c) of the Federal Airport Act, as amended, is hereby amended to read as follows:

60 Stat. 174.

"(c) Nothing in this Act shall authorize the submission of a project application by the United States or any agency thereof, except in the case of a project in the Territory of Alaska, the Territory of Hawaii, Puerto Rico, the Virgin Islands, or in, or in close proximity to, a national park, national recreation area, or national monument, or in a national forest." (49 U.S.C. § 1108 (c).)

Project applications.

SEC. 7. Section 3 of the Federal Airport Act, as amended, is hereby amended by adding a new subsection (c) to read as follows:

60 Stat. 171.

"(c) In making annual revisions of the national airport plan pursuant to the provisions of this Act, the Administrator of Civil Aeronautics shall consult with and consider the views and recommendations of the Secretary of the Interior with respect to the need for development of airports in, or in close proximity to, national parks, national monuments, and national recreation areas." (49 U.S.C. § 1102(c).)

National airport plan.

**An Act relating to the establishment of public recreation facilities in Alaska, and for other purposes, approved May 4, 1956 (70 Stat. 130)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior, as an aid in the settlement and development of the Territory of Alaska, for a period of five years after the approval of this Act, is authorized to construct campgrounds and parking areas, including necessary access roads thereto, and other public recreation-area facilities in Alaska and to maintain them pending their transfer to appropriate Territorial agencies and communities: *Provided,* That no lodges, hotels, or other structures providing overnight accommodations for the public shall be constructed pursuant to this Act. Such public recreation facilities may be constructed upon lands under the Secretary's administrative jurisdiction that are not needed for other public purposes. The Secretary is authorized to transfer, upon such terms and conditions as he may consider to be in the public interest, to appropriate Territorial agencies and communities for operation and maintenance such of the aforesaid public facilities and land relating thereto as he shall deem in the public interest.

Alaska. Recreation facilities.

SEC. 2. There is hereby authorized to be appropriated the sum of \$100,000 per year for each of the fiscal years

Appropriations.

ending June 30, 1957, June 30, 1958, June 30, 1959, June 30, 1960, and June 30, 1961.

An Act To authorize the conveyance to States, or political subdivisions, of roads leading to certain historical areas administered by the Department of the Interior, and for other purposes, approved June 3, 1948 (62 Stat. 334)

Roads leading  
to national  
parks, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized in his discretion, subject to such conditions as may seem to him proper, to convey by proper quitclaim deed to any State, county, municipality, or proper agency thereof, in which the same is located, all the right, title, and interest of the United States in and to any Government owned or controlled road leading to any national cemetery, national military park, national historical park, national battlefield park, or national historic site administered by the National Park Service. Prior to the delivery of any conveyance under this Act, the State, county, or municipality to which the conveyance herein authorized is to be made shall notify the Secretary of the Interior in writing of its willingness to accept and maintain the road or roads included in such conveyance. Upon the execution and delivery of any conveyance herein authorized, any jurisdiction heretofore ceded to the United States by a State over the roads conveyed shall thereby cease and determine and shall thereafter vest and be in the particular State in which such roads are located. (16 U.S.C. § 8e.)

"State."

SEC. 2. The word "State" as used in this Act includes Hawaii, Alaska, Puerto Rico, and the Virgin Islands. (16 U.S.C. § 8f as amended.)

An Act To provide basic authority for the performance of certain functions and activities of the National Park Service, approved August 7, 1946 (60 Stat. 885)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That appropriations for the National Park Service are authorized for—

National Park  
Service.  
Appropriations  
authorized.

Roads.

(a) Necessary protection of the area of federally owned land in the custody of the National Park Service known as the Ocean Strip and Queets Corridor, adjacent to Olympic National Park, Washington; necessary repairs to the roads from Glacier Park Station through the Blackfoot Indian Reservation to the various points in the boundary line of Glacier National Park, Montana, and the international boundary; repair and maintenance of approximately two and seventy-seven one-hundredths miles of road leading from United States Highway 187 to the north entrance of Grand Teton National Park,

Wyoming; maintenance of approach roads through the Lassen National Forest leading to Lassen Volcanic National Park, California; maintenance and repair of the Generals Highway between the boundaries of Sequoia National Park, California, and the Grant Grove section of Kings Canyon National Park, California; maintenance of approximately two and one-fourth miles of roads comprising those portions of the Fresno-Kings Canyon approach road, Park Ridge Lookout Road, and Ash Mountain-Advance truck trail, necessary to the administration and protection of the Sequoia and Kings Canyon National Parks; maintenance of the roads in the national forests leading out of Yellowstone National Park, Wyoming, Idaho, and Montana; maintenance of the road in the Stanislaus National Forest connecting the Tioga Road with the Hetch Hetchy Road near Mather Station, Yosemite National Park, California; and maintenance and repair of the approach road to the Custer Battlefield National Monument and the road connecting the said monument with the Reno Monument site, Montana.

(b) Administration, protection, improvement, and maintenance of areas, under the jurisdiction of other agencies of the Government, devoted to recreational use pursuant to cooperative agreements.

Recreational areas.

(c) Necessary local transportation and subsistence in kind of persons selected for employment or as cooperators, serving without other compensation, while attending fire-protection training camps.

Transportation for co-operators, etc.

(d) Administration, protection, maintenance, and improvement of the Chesapeake and Ohio Canal.

Chesapeake and Ohio Canal.

(e) Educational lectures in or in the vicinity of and with respect to the national parks, national monuments, and other reservations under the jurisdiction of the National Park Service; and services of field employees in cooperation with such nonprofit scientific and historical societies engaged in educational work in the various parks and monuments as the Secretary of the Interior may designate.

Educational lectures, etc.

(f) Travel expenses of employees attending Government camps for training in forest-fire prevention and suppression and the Federal Bureau of Investigation National Police Academy, and attending Federal, State, or municipal schools for training in building fire prevention and suppression.

Travel expenses of employees in training schools, etc.

(g) Investigation and establishment of water rights in accordance with local custom, laws, and decisions of courts, including the acquisition of water rights or of lands or interests in lands or rights-of-way for use and protection of water rights necessary or beneficial in the administration and public use of the national parks and monuments.

Investigation, etc., of water rights.

Water supply  
line.

Telephone  
service.

(h) Acquisition of rights-of-way and construction and maintenance of a water supply line partly outside the boundaries of Mesa Verde National Park.

(i) Official telephone service in the field in the case of official telephones installed in private houses when authorized under regulations established by the Secretary. (16 U.S.C. § 17j-2.)

Excerpts from "An Act To amend the Atomic Energy Act of 1946, as amended, and for other purposes," approved August 30, 1954 (68 Stat. 919, 934)

"SEC. 67. OPERATIONS ON LANDS BELONGING TO THE UNITED STATES.—The Commission is authorized, to the extent it deems necessary to effectuate the provisions of this Act, to issue leases or permits for prospecting for, exploration for, mining of, or removal of deposits of source material in lands belonging to the United States: *Provided, however,* That notwithstanding any other provisions of law, such leases or permits may be issued for lands administered for national park, monument, and wildlife purposes only when the President by Executive Order declares that the requirements of the common defense and security make such action necessary. (42 U.S.C. § 2097.)

"SEC. 68. PUBLIC LANDS.—

"a. No individual, corporation, partnership, or association, which had any part, directly or indirectly, in the development of the atomic energy program, may benefit by any location, entry, or settlement upon the public domain made after such individual, corporation, partnership, or association took part in such project, if such individual, corporation, partnership, or association, by reason of having had such part in the development of the atomic energy program, acquired confidential official information as to the existence of deposits of such uranium, thorium, or other materials in the specific lands upon which such location, entry, or settlement is made, and subsequent to the date of the enactment of this Act made such location, entry, or settlement or caused the same to be made for his, or its, or their benefit.

"b. In cases where any patent, conveyance, lease, permit, or other authorization has been issued, which reserved to the United States source materials and the right to enter upon the land and prospect for, mine, and remove the same, the head of the Government agency which issued the patent, conveyance, lease, permit, or other authorization shall, on application of the holder thereof, issue a new or supplemental patent, conveyance, lease, permit, or other authorization without such reservation. If any rights have been granted by the United States pursuant to any such reservation then such patent shall be made subject to those rights, but the patentee

shall be subrogated to the rights of the United States. (42 U.S.C. § 2098 as amended.)

Excerpts from "An Act To amend the Atomic Energy Act of 1954, as amended," approved August 19, 1958 (72 Stat. 632)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That subsection a. of section 53 of the Atomic Energy Act of 1954, as amended, is amended by deleting "or" at the end of paragraph "(2)"; by changing the period at the end of paragraph "(3)" to a semicolon; and by adding the following at the end of the subsection:

Atomic Energy Act of 1954, amendment. 68 Stat. 930. 42 U.S.C. 2073. Licenses.

\* \* \* \* \*

SEC. 3. That section 68 of the Atomic Energy Act of 1954, as amended, is amended to read as follows:

42 U.S.C. 2098.

"SEC. 68. PUBLIC AND ACQUIRED LANDS.—

Release of reservation.

"b. Any reservation of radioactive mineral substances, fissionable materials, or source material, together with the right to enter upon the land and prospect for, mine, and remove the same, inserted pursuant to Executive Order 9613 of September 13, 1945, Executive Order 9701 of March 4, 1946, the Atomic Energy Act of 1946, or Executive Order 9908 of December 5, 1947, in any patent, conveyance, lease, permit, or other authorization or instrument disposing of any interest in public or acquired lands of the United States, is hereby released, remised, and quitclaimed to the person or persons entitled upon the date of this Act under the grant from the United States or successive grants to the ownership, occupancy, or use of the land under applicable Federal or State laws: *Provided, however,* That in cases where any such reservation on acquired lands of the United States has been heretofore released, remised, or quitclaimed subsequent to August 12, 1954, in reliance upon authority deemed to have been contained in the Atomic Energy Act of 1946, as amended, or the Atomic Energy Act of 1954, as heretofore amended, the same shall be valid and effective in all respects to the same extent as if public lands and not acquired lands had been involved. The foregoing release shall be subject to any rights which may have been granted by the United States pursuant to any such reservation, but the releasees shall be subrogated to the rights of the United States." (42 U.S.C. § 2098.)

3 CFR Cum. Supp., p. 425.

60 Stat. 755. 42 U.S.C. 1801 note. 3 CFR Cum. Supp., p. 510, 674.

Joint Resolution To establish a Commission to develop and execute plans for the celebration of the one hundred and fiftieth anniversary of the Battle of Lake Erie, and for other purposes, approved October 24, 1962 (76 Stat. 1244)

Whereas the one hundred and fiftieth anniversary of the renowned naval Battle of Lake Erie near Put-in-Bay, Ohio, will occur in September 1963;

Whereas the decisive victory of Commodore Oliver Hazard Perry on September 10, 1813, over the British naval forces in Lake Erie had profound results on the conclusion of the War of 1812 and the future of the United States as a nation;

Whereas this victory of the small squadron commanded by Commodore Perry marked the only time in the history of the world that an entire British squadron surrendered to an enemy;

Whereas Commodore Perry's report following this engagement, "We have met the enemy, and they are ours . . . two ships, two brigs, one schooner and one sloop", electrified the young Nation at that time and will ever be remembered in the annals of American history;

Whereas the War of 1812 on the land and sea areas of the United States and Canada introduced these two great English-speaking nations to a period of one hundred and fifty years of permanent peace and mutual respect along an unfortified three-thousand-mile common boundary;

Whereas this struggle resulted in memorializing the principle of international peace by arbitration and disarmament and lasting peace among nations;

Whereas the enduring results of this conflict have cemented more strongly the cultural and economic ties which exist between Canada and the United States as a demonstration of peace and good will in a world today fraught with unrest and fear: Therefore be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That (a) there is hereby established a commission to be known as the "Battle of Lake Erie Sesquicentennial Celebration Commission" (hereinafter referred to as the "Commission") which shall be composed of thirteen members as follows:

Battle of Lake Erie Sesquicentennial Celebration Commission Establishment.

Membership.

(1) Four members who shall be Members of the Senate, to be appointed by the President of the Senate (two of whom shall be from the State of Ohio);

(2) Four members who shall be Members of the House of Representatives, to be appointed by the Speaker of the House of Representatives (two of whom shall be from the State of Ohio);

(3) One representative of the Department of the Interior who shall be designated by the Secretary of the Interior and who shall serve as executive officer of the Commission; and

(4) Four members to be appointed by the President of the United States.

(b) The President shall, at the time of appointment, designate one of the members appointed by him to serve



as Chairman. The members of the Commission shall receive no salary.

(c) Any vacancy in the Commission shall not affect its powers, but shall be filled in the same manner in which the original appointment was made.

SEC. 2. The functions of the Commission shall be to develop and to execute suitable plans for the celebration, in 1963, of the one hundred and fiftieth anniversary of the Battle of Lake Erie.

Functions.

SEC. 3. The Commission may employ, without regard to the civil service laws or the Classification Act of 1949, such employees as may be necessary in carrying out its functions: *Provided, however*, That no employee whose position would be subject to the Classification Act of 1949, as amended, if said Act were applicable to such position, shall be paid a salary at a rate in excess of the rate payable under said Act for positions of equivalent difficulty or responsibility. Such rates of compensation may be adopted by the Commission as may be authorized by the Classification Act of 1949, as amended, as of the same date such rates are authorized for positions subject to said Act. The Commission shall make adequate provision for administrative review of any determination to dismiss any employee.

Compensation.  
5 U.S.C. 1113;  
*Ante*, p. 843.

SEC. 4. (a) The Commission is authorized to accept donations of money, property, or personal services; to cooperate with agencies of State and local governments, with patriotic and historical societies and with institutions of learning; and to call upon other Federal departments or agencies for their advice and assistance in carrying out the purposes of this joint resolution. The Commission, to such extent as it finds to be necessary, may procure supplies, services, and property and make contracts, and may exercise those powers that are necessary to enable it to carry out efficiently and in the public interest the purposes of this joint resolution: *Provided, however*, That all expenditures of the Commission shall be made from donated funds only.

Acceptance of  
donations, etc.

(b) Expenditures of the Commission shall be paid by the executive officer of the Commission, who shall keep complete records of such expenditures and who shall account for all funds received by the Commission. A report of the activities of the Commission, including an accounting of funds received and expended, shall be furnished by the Commission to the Congress within one year following the termination of the celebration as prescribed by this joint resolution. The Commission shall terminate upon submission of its report to the Congress.

Expenditures.

Report to  
Congress.

(c) Any property acquired by the Commission remaining upon termination of the celebration may be used by the Secretary of the Interior for purposes of the national park system or may be disposed of as surplus prop-

Property or  
revenues,  
disposal.

erty. The net revenues, after payment of Commission expenses, derived from Commission activities, shall be deposited in the Treasury of the United States.

Franked mail.

(d) Mail matter sent by the Commission as penalty mail or franked mail shall be accepted for mail subject to section 4156 of title 39, United States Code, as amended.

74 Stat. 661.

**Joint Resolution To provide for investigating the feasibility of establishing a coordinated local, State, and Federal program in the city of Boston, Massachusetts, and general vicinity thereof, for the purpose of preserving the historic properties, objects, and buildings in that area, approved June 16, 1955 (69 Stat. 136)**

Whereas there are located within the city of Boston and vicinity a number of historic properties, buildings, sites, and objects of the Colonial and Revolutionary period of American history which, because of their historical significance or their architectural merit, are of great importance to the Nation; and

Whereas at this critical period, as well as at all periods in our national life, the inspiration afforded by such prime examples of the American historical heritage and their interpretation is in the public interest; and

Whereas it is proper and desirable that the United States of America should cooperate in a program looking to the preservation and public use of these historic properties that are intimately associated with American Colonial solidarity and the establishment of American independence; Therefore be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,*

That a Commission is hereby created for the purpose of investigating the feasibility of establishing a coordinated program in which the Federal Government may cooperate with local and State governments and historical and patriotic societies for the preservation and appreciation by the public of the most important of the Colonial and Revolutionary properties in Boston and the general vicinity thereof which form outstanding examples of America's historical heritage.

Boston  
National  
Historic Sites  
Commission.  
Purpose.

Members.

SEC. 2. The Commission shall be known as the Boston National Historic Sites Commission, and shall be composed of seven individuals, who shall serve without compensation, to be appointed as follows: One Member of the United States Senate, to be appointed by the President of the Senate; one Member of the United States House of Representatives, to be appointed by the Speaker of the House; one member to be appointed by the Secretary of the Interior, and four persons, at least one of whom shall be a resident of the city of Boston, to be appointed by the President of the United States. Any

vacancy in the Commission shall be filled in the same manner in which the original appointment was made.

Sec. 3. The Commission shall meet for the purpose of organizing within ninety days after the enactment of this Act. The Commission shall elect a chairman and executive secretary from among its members.

Sec. 4. The Commission shall (a) make an inventory and study of the historic objects, sites, buildings, and other historic properties of Boston and the general vicinity thereof, including comparative real estate costs; (b) prepare an analysis of the existing condition and state of care of such properties; (c) recommend such programs by the local, State, or Federal governments and cooperating societies for the future preservation, public use, and appreciation of such properties as the Commission shall consider to be in the public interest; and (d) prepare a report containing basic factual information relating to the foregoing and the recommendations of the Commission thereon. Such report shall be transmitted to the Congress by the Secretary of the Interior within two years following the approval of this Act and the securing of appropriations for purposes hereof. Upon submission of the report to the Congress, the Commission shall cease to exist.

SEC. 5. (a) The Secretary of the Interior may appoint and fix the compensation, in accordance with the provisions of the civil-service laws and the Classification Act of 1949, as amended, of such experts, advisers, and other employees, and may make such expenditures, including expenditures for actual travel and subsistence expense of members, employees, and witnesses (not exceeding \$15 for subsistence expense for any one person for any one calendar day), for personal services at the seat of government and elsewhere, and for printing and binding, as are necessary for the efficient execution of the functions, powers, and duties of the Commission under this Act. The Commission is authorized to utilize voluntary and uncompensated services for the purposes of this Act. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$40,000, to carry out the provisions of this Act, including printing and binding.

(b) The Commission shall have the same privilege of free transmission of official mail matters as is granted by law to officers of the United States Government.

**An Act Extending the time in which the Boston National Historic Sites Commission shall complete its work, approved February 19, 1957 (71 Stat. 4)**

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

Meeting.

Duties.

Report to Congress.

Termination.

Employees.

63 Stat. 954.  
5 U.S.C. 1071  
note.

Appropriation.

Mailing privilege.

Boston  
National  
Historic Sites  
Commission.

*sembled*, That section 4 of the joint resolution entitled "Joint resolution to provide for investigating the feasibility of establishing a coordinated local, State, and Federal program in the city of Boston, Massachusetts, and general vicinity thereof, for the purpose of preserving the historic properties, objects, and buildings in that area", approved June 16, 1955 (69 Stat. 136), is amended by striking out "two years" and inserting in lieu thereof "three years".

**An Act Extending the time in which the Boston National Historic Sites Commission shall complete its work, approved July 3, 1958 (72 Stat. 296)**

Boston  
National  
Historic Sites  
Commission.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 4 of the joint resolution entitled "Joint resolution to provide for investigating the feasibility of establishing a coordinated local, State, and Federal program in the city of Boston, Massachusetts, and general vicinity thereof, for the purpose of preserving the historic properties, objects, and buildings in that area", approved June 16, 1955 (69 Stat. 136), as amended by the Act of February 19, 1957 (71 Stat. 4), is further amended by striking out "three years" and inserting in lieu thereof "four years." Section 5 of the aforesaid joint resolution, as amended, is further amended by striking out "\$40,000" and by inserting in lieu thereof "\$60,000."

**An Act Extending the time in which the Boston National Historic Sites Commission shall complete its work, approved August 4, 1959 (73 Stat. 279)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 4 of the joint resolution entitled "Joint resolution to provide for investigating the feasibility of establishing a coordinated local, State, and Federal program in the city of Boston, Massachusetts, and general vicinity thereof, for the purpose of preserving the historic properties, objects, and buildings in that area", approved June 16, 1955 (69 Stat. 136), as amended by the Act of February 19, 1957 (71 Stat. 4), as amended by the Act of July 3, 1958 (72 Stat. 296), is further amended by striking out "four years" and inserting in lieu thereof "five years". Section 5 of the aforesaid joint resolution, as amended, is further amended by striking out "\$60,000" and inserting in lieu thereof "\$80,000."

**Joint Resolution To establish a commission to commemorate the one hundredth anniversary of the Civil War, and for other purposes, approved September 7, 1957 (71 Stat. 626)**

Whereas the years 1961-1965 will mark the centennial of the American Civil War, the supreme experience in our history as a nation; and

Whereas the sacrifice of our people in that great ordeal was severe in all sections of the land; and

Whereas the far-reaching events of the Civil War established that the United States would remain permanently one nation; and

Whereas the Civil War, the greatest internal crisis through which this Nation passed, forged the unity of this country and the sons of both North and South have subsequently fought side by side for human freedom, justice, and the dignity of the individual among people everywhere; and

Whereas the development and preservation of the national military and battlefield parks contemplates acquisition of the necessary lands to assure perpetual preservation of these great battlefields and the furnishing of improvements to assure proper and adequate visitor understanding and use of these American fields of valor and sacrifice; and

Whereas it is incumbent upon us as a nation to provide for the proper observances of the centennial years of this great and continuing force in our history: Therefore be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That (a) in order to provide for appropriate and nationwide observances and the coordination of ceremonies, there is hereby established a commission to be known as the Civil War Centennial Commission, hereafter in this Act referred to as the "Commission", which shall be composed of twenty-five members, as follows:

Civil War Centennial Commission.

(1) The President of the United States, President of the Senate, and Speaker of the House of Representatives, who shall be ex officio members of the Commission;

(2) Four Members of the Senate to be appointed by the President of the Senate;

(3) Four Members of the House of Representatives to be appointed by the Speaker of the House of Representatives;

(4) Twelve members to be appointed by the President of the United States, two of whom shall be from the Department of Defense; and

(5) One member from the Department of the Interior who shall be the Director of the National Park Service or his representative.

(6) One member from the Library of Congress who shall be the Librarian or his representative.

(b) The Director of the National Park Service shall call the first meeting for the purpose of electing a Chairman. The Commission, at its discretion, may appoint honorary members, and may establish an Advisory Council to assist it in its work.

(c) Appointments provided for in this section, with the exception of honorary members, shall be made within ninety days from the date of enactment of this resolution. Vacancies shall be filled in the same manner as the original appointments were made. (36 U.S.C. § 741.)

Program.

SEC. 2. It shall be the duty of the Commission to prepare an overall program to include specific plans for commemorating the one hundredth anniversary of the Civil War. In preparing its plans and programs, the Commission shall give due consideration to any similar and related plans advanced by State, civic, patriotic, hereditary, and historical bodies, and may designate special committees with representation from the above-mentioned bodies to plan and conduct specific ceremonies. The Commission may give suitable recognition such as the award of medals and certificates or by other appropriate means to persons and organizations for outstanding accomplishments in preserving and writing the history of the Civil War. (36 U.S.C. § 742.)

Awards.

Preservation  
of historic  
sites.

SEC. 3. In order to conduct effectively centennial observances on the Civil War battlefields and related historic sites included within the National Park System, the Secretary of the Interior, acting through the National Park Service, is authorized to undertake as a part of the Mission 66 program, the further preservation and development of such battlefields and sites, at such time and in such manner as will insure that a fitting observance may be held at each such battlefield or site as its centennial occurs during the period 1961-1965. (36 U.S.C. § 743.)

Proclamations.

SEC. 4. The President of the United States is authorized and requested to issue proclamations inviting the people of the United States to participate in and observe the centennial anniversaries of the nationally significant historic events, the commemorations of which are provided for herein. (36 U.S.C. § 744.)

Donations.

SEC. 5 (a) The Commission is authorized to accept donations of money, property, or personal services; to cooperate with States, civic, patriotic, hereditary, and historical groups and with institutions of learning; and to call upon other Federal departments or agencies for their advice and assistance in carrying out the purposes of this resolution.

All books, manuscripts, miscellaneous printed matter, memorabilia, relics, and other materials relating to the Civil War and donated to the Commission may be deposited for permanent preservation in a national, State,

or local library or museum or be otherwise disposed of by the Commission in consultation with the Librarian of Congress or the Secretary of the Smithsonian Institution.

(b) The Commission, to such extent as it finds to be necessary, may, without regard to the laws and procedures applicable to Federal agencies, procure supplies, services, and property and make contracts, expend in furtherance of this resolution funds donated or funds received in pursuance of contracts hereunder, and may exercise those powers that are necessary to enable it to carry out efficiently and in the public interest the purposes of this resolution.

(c) The National Park Service is designated to provide all general administrative services. (36 U.S.C. § 745.)

Administrative services.

Sec. 6 (a) The Commission may employ, without regard to civil service laws or the Classification Act of 1949, an executive director and such employees as may be necessary to carry out its functions.

Employees.  
63 Stat. 954.  
5 U.S.C. 1071  
note.

(b) (1) Expenditures of the Commission shall be paid by the National Park Service as general administrative agent, which shall keep complete records of such expenditures and shall account also for all funds received by the Commission. (2) The Commission shall call, at a place of meeting generally convenient, and not later than January 15, 1958, a national assembly of representatives of civic, patriotic, and historical groups whose duty it shall be to consider and make recommendations to the Commission for the most fitting and appropriate way to commemorate the observances of the centennial of the Civil War. The Governors of each of the several States and noncontiguous Territories of the United States shall be invited to appoint representatives to the assembly. When this assembly shall have made its recommendations, it shall be adjourned subject to the call of the Commission.

(c) A report shall be submitted to the Congress, presenting the preliminary plans of the Commission not later than March 1, 1958. Thereafter, an annual report of the activities of the Commission, including an accounting of funds received and expended, shall be furnished by the Commission to the Congress. A final report shall be made to the Congress no later than May 1, 1966, upon which date the Commission shall terminate.

Report to Congress.

(d) Any property acquired by the Commission remaining upon its termination may be used by the Secretary of the Interior for purposes of the National Park System or may be disposed of as surplus property. The net revenues, after payment of Commission expenses, derived from Commission activities, shall be deposited in the Treasury of the United States. (36 U.S.C. § 746.)

Sec. 7. (a) The members of the Commission shall serve without compensation, but shall be furnished transporta-

Compensation:  
transportation.

tion and be reimbursed at not to exceed \$20 per diem, in lieu of subsistence, while engaged in the discharge of their duties provided for in this resolution.

62 Stat. 694  
et seq.

39 Stat. 54.

Employment of  
retired officers.

(b) Service of an individual as a member of the Commission shall not be considered as service or employment bringing such individual within the provisions of sections 216, 281, 283, 284, 434, or 1914 of title 18 of the United States Code, or section 190 of the Revised Statutes (5 U.S.C. 99); nor shall any member of the Commission by reason of his status as such be deemed to be an "officer of the Government" within the meaning of the Act of April 27, 1916 (5 U.S.C. 101). (36 U.S.C. § 747.)

SEC. 8. Notwithstanding section 2, of the Act of July 31, 1894 (28 Stat. 205), as amended (5 U.S.C. 62), or section 6 of the Act of May 10, 1916 (39 Stat. 120), as amended (5 U.S.C. 58, 59), the Chairman of the Commission may appoint to, and employ in, any civilian office or position in the Commission, and pay, any retired commissioned officer, or retired warrant officer, of the Army, Navy, Marine Corps, Coast Guard, Coast and Geodetic Survey, or Public Health Service. The retired status, office, rank, and grade of retired commissioned officers or retired warrant officers, so appointed or employed and, except as provided in section 212 of the Act of June 30, 1932 (47 Stat. 406), as amended (5 U.S.C. 59a), any emolument, perquisite, right, privilege, or benefit incident to or arising out of any such status, office, rank, or grade, shall be in no way affected by reason of such appointment to or employment in, or by reason of service in, or acceptance or holding of, any civilian office or position in the Commission or the receipt of the pay thereof. (36 U.S.C. § 748.)

Appropriation.

SEC. 9. There are hereby authorized to be appropriated such funds as may be necessary to carry out the provisions of this resolution, not to exceed \$100,000. (36 U.S.C. § 749 as amended.)

**Joint Resolution To amend the Act of September 7, 1957 (71 Stat. 626), providing for the establishment of a Civil War Centennial Commission, approved September 2, 1958 (72 Stat. 1769)**

36 U.S.C. 749.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 9 of the joint resolution of September 7, 1957 (71 Stat. 626), entitled "Joint resolution to establish a commission to commemorate the one hundredth anniversary of the Civil War, and for other purposes", is hereby amended to read as follows:

"SEC. 9. There is hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this joint resolution, not to exceed \$100,000 in any one fiscal year." (36 U.S.C. § 749.)



An Act To amend section 20 of the Act of May 28, 1896 (29 Stat. 184; 28 U.S.C. 527), so as to provide that nothing therein contained shall preclude a referee in bankruptcy or a national park commissioner from appointment also as a United States commissioner, approved December 28, 1945 (59 Stat. 659)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 20, chapter 252, of the Act of May 28, 1896 (29 Stat. 184; 28 U.S.C. 527), be amended, to read as follows:

United States  
commissioner.

"SEC. 20. Except as provided in section 24 (ch. 252, 29 Stat. 186), as amended (28 U.S.C. 591), no marshal or deputy marshal, attorney or assistant attorney of any district, jury commissioner, clerk of marshal, no bailiff, crier, juror, janitor of any Government building, nor any civil or military authority of the Government except as provided in section 19 (ch. 252, 29 Stat. 184; 28 U.S.C. 526), and no clerk or employee of any United States justice or judge shall have, hold, or exercise the duties of the United States commissioner. However, nothing herein shall preclude a referee in bankruptcy or a national park commissioner from appointment also as a United States commissioner: *Provided, however,* That a national park commissioner for his services as a United States commissioner shall receive no fees or other compensation in addition to his salary as a national park commissioner. And it shall not be lawful to appoint any of the officers named in this section receiver or receivers in any case or cases brought in the courts of the United States." (Repealed, June 25, 1948, 62 Stat. 992.)

Appointment  
restrictions.

Exception.

An Act To provide that appointments of United States commissioners for the Isle Royale, Hawaii, Mammoth Cave, and Olympic National Parks shall be made by the United States district courts without the recommendation and approval of the Secretary of the Interior, approved April 21, 1948 (62 Stat. 196)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the first sentence of section 5 of the Act entitled "An Act to accept the cession by the State of Michigan of exclusive jurisdiction over the lands embraced within the Isle Royale National Park, and for other purposes", approved March 6, 1942 (U.S.C., 1940 edition, Supp. V, title 16, sec. 408m), is amended by striking out "upon the recommendation and approval of the Secretary of the Interior of a qualified candidate".

U.S. commis-  
sioners.  
Appointments  
to certain  
national parks.

56 Stat. 184.  
16 U.S.C.  
§ 408m.

Sec. 2. The first paragraph of section 6 of the Act entitled "An Act to provide for the exercise of sole and exclusive jurisdiction by the United States over the Hawaii National Park in the Territory of Hawaii, and for other purposes", approved April 19, 1930, as amended (U.S.C., 1940 edition, title 16, sec. 395e), is amended by striking out "upon the recommendation and

46 Stat. 228.  
16 U.S.C.  
§ 395e.

approval of the Secretary of the Interior of a qualified candidate". (Repealed.)

56 Stat. 318.  
16 U.S.C.  
§ 404c-5.

SEC. 3. The first sentence of section 5 of the Act entitled "An Act to accept the cession by the Commonwealth of Kentucky of exclusive jurisdiction over the lands embraced within the Mammoth Cave National Park; to authorize the acquisition of additional lands for the park in accordance with the Act of May 25, 1926 (44 Stat. 635); to authorize the acceptance of donations of land for the development of a proper entrance road to the park; and for other purposes", approved June 5, 1942 (U.S.C., 1940 edition, Supp. V, title 16, sec. 404c-5), is amended by striking out "Upon the recommendation and approval of the Secretary of the Interior of a qualified candidate, the" and inserting in lieu thereof "The".

56 Stat. 137.  
16 U.S.C.  
§ 256d.

SEC. 4. The first sentence of section 5 of the Act entitled "An Act to accept the cession by the State of Washington of exclusive jurisdiction over the lands embraced within the Olympic National Park, and for other purposes", approved March 6, 1942 (U.S.C., 1940 edition, Supp. V, title 16, sec. 256d), is amended by striking out "Upon the recommendation and approval of the Secretary of the Interior of a qualified candidate, the" and inserting in lieu thereof "The". (See 28 U.S.C. § 631 note.)

Excerpt from "An Act Making appropriations for the Department of the Interior for the fiscal year ending June 30, 1954, and for other purposes," approved July 31, 1953 (67 Stat. 261, 271)

### NATIONAL PARK SERVICE

#### MANAGEMENT AND PROTECTION

\* \* \* \* \*

Report.

The Secretary of the Interior shall hereafter report in detail all proposed awards of concession leases and contracts, including renewals thereof, sixty days before such awards are made, to the President of the Senate and Speaker of the House of Representatives for transmission to the appropriate committees. (16 U.S.C. § 17b-1 as amended.)

An Act to relieve the Secretary of the Interior of certain reporting requirements in connection with proposed National Park Service awards of concession leases and contracts, including renewals thereof, approved July 14, 1956 (70 Stat. 543)

National Park  
Service.  
Report to  
Congress  
16 U.S.C.  
17b-1.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the second paragraph under the heading "National Park Service" in the Act of July 31, 1953 (67 Stat. 261, 271) is amended to read as follows: "The Secretary of the Interior shall hereafter report in detail all proposed awards of concession leases and contracts

involving a gross annual business of \$100,000 or more, or of more than five years in duration, including renewals thereof, sixty days before such awards are made, to the President of the Senate and Speaker of the House of Representatives for transmission to the appropriate committees." (16 U.S.C. § 17b-1.)

**An Act To amend the Act of August 25, 1916, to increase the period for which concessionaire leases may be granted under that Act from twenty years to thirty years, approved May 29, 1958 (72 Stat. 152)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 3 of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916, as amended (16 U.S.C. 3), is amended by striking out "twenty years" and inserting in lieu thereof "thirty years". (16 U.S.C. § 3.)

39 Stat. 535.

**Excerpt from "An Act To authorize the Secretary of the Interior to construct, operate, and maintain the Colorado River storage project and participating projects, and for other purposes," approved April 11, 1956 (70 Stat. 105, 107)**

SEC. 3. \* \* \* It is the intention of Congress that no dam or reservoir constructed under the authorization of this Act shall be within any national park or monument.

**An Act to authorize Federal assistance to States and local governments in major disasters, and for other purposes, approved September 30, 1950 (64 Stat. 1109)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That it is the intent of Congress to provide an orderly and continuing means of assistance by the Federal Government to States and local governments in carrying out their responsibilities to alleviate suffering and damage resulting from major disasters, to repair essential public facilities in major disasters, and to foster the development of such State and local organizations and plans to cope with major disasters as may be necessary. (42 U.S.C. § 1855.)

Disasters.  
Federal aid.

SEC. 2. As used in this Act, the following terms shall be construed as follows unless a contrary intent appears from the context:

Definitions.

(a) "Major disaster" means any flood, drought, fire, hurricane, earthquake, storm, or other catastrophe in any part of the United States which, in the determination of the President, is or threatens to be of sufficient severity and magnitude to warrant disaster assistance by the Federal Government to supplement the efforts and available resources of States and local governments in alleviating the damage, hardship, or suffering caused thereby, and

respecting which the governor of any State (or the Board of Commissioners of the District of Columbia) in which such catastrophe may occur or threaten certifies the need for disaster assistance under this Act, and shall give assurance of expenditure of a reasonable amount of the funds of the government of such State, local governments therein, or other agencies, for the same or similar purposes with respect to such catastrophe;

(b) "United States" includes the District of Columbia, Alaska, Hawaii, Puerto Rico, and the Virgin Islands;

(c) "State" means any State in the United States, Alaska, Hawaii, Puerto Rico, and the Virgin Islands;

(d) "Governor" means the chief executive of any State;

(e) "Local government" means any county, city, village, town, district, or other political subdivision of any State, or the District of Columbia;

(f) "Federal agency" means any department, independent establishment, Government corporation, or other agency of the executive branch of the Federal Government, excepting, however, the American National Red Cross. (42 U.S.C. § 1855a.)

Assistance  
authorized.

SEC. 3. In any major disaster, Federal agencies are hereby authorized when directed by the President to provide assistance (a) by utilizing or lending, with or without compensation therefor, to States and local governments their equipment, supplies, facilities, personnel, and other resources, other than the extension of credit under the authority of any Act; (b) by distributing, through the American National Red Cross or otherwise, medicine, food, and other consumable supplies; (c) by donating to States and local governments equipment and supplies determined under then existing law to be surplus to the needs and responsibilities of the Federal Government; and (d) by performing on public or private lands protective and other work essential for the preservation of life and property, clearing debris and wreckage, making emergency repairs to and temporary replacements of public facilities of local governments damaged or destroyed in such major disaster, and making contributions to States and local governments for purposes stated in subsection (d). The authority conferred by this Act, and any funds provided hereunder shall be supplementary to, and not in substitution for, nor in limitation of, any other authority conferred or funds provided under any other law. Any funds received by Federal agencies as reimbursement for services or supplies furnished under the authority of this section shall be deposited to the credit of the appropriation or appropriations currently available for such services or supplies. The Federal Government shall not be liable for any claim based upon the exercise or performance or the

Nonliability for  
claims.

failure to exercise or perform a discretionary function or duty on the part of a Federal agency or an employee of the Government in carrying out the provisions of this section. (42 U.S.C. § 1855b as amended.)

SEC. 4. In providing such assistance hereunder, Federal agencies shall cooperate to the fullest extent possible with each other and with States and local governments, relief agencies, and the American National Red Cross, but nothing contained in this Act shall be construed to limit or in any way affect the responsibilities of the American National Red Cross under the Act approved January 5, 1905 (33 Stat. 599), as amended. (42 U.S.C. § 1855c.)

Cooperation of  
Federal  
agencies.

36 U.S.C.  
§§ 1-6, 8, 9;  
Sup. III, § 1 *et*  
*seq.*

SEC. 5. (a) In the interest of providing maximum mobilization of Federal assistance under this Act, the President is authorized to coordinate in such manner as he may determine the activities of Federal agencies in providing disaster assistance. The President may direct any Federal agency to utilize its available personnel, equipment, supplies, facilities, and other resources, in accordance with the authority herein contained.

(b) The President may, from time to time, prescribe such rules and regulations as may be necessary and proper to carry out any of the provisions of this Act, and he may exercise any power or authority conferred on him by any section of this Act either directly or through such Federal agency as he may designate. (42 U.S.C. § 1855d.)

Rules and regu-  
lations.

SEC. 6. If facilities owned by the United States are damaged or destroyed in any major disaster and the Federal agency having jurisdiction thereof lacks the authority or an appropriation to repair, reconstruct, or restore such facilities, such Federal agency is hereby authorized to repair, reconstruct, or restore such facilities to the extent necessary to place them in a reasonably usable condition and to use therefor any available funds not otherwise immediately required: *Provided however*, That the President shall first determine that the repair, reconstruction, or restoration is of such importance and urgency that it cannot reasonably be deferred pending the enactment of specific authorizing legislation or the making of an appropriation therefor. If sufficient funds are not available to such Federal agency for use in repairing, reconstructing, or restoring such facilities as above provided, the President is authorized to transfer to such Federal agency funds made available under this Act in such amount as he may determine to be warranted in the circumstances. If said funds are insufficient for this purpose, there is hereby authorized to be appropriated to any Federal agency repairing, reconstructing, or restoring facilities under authority of this section such sum or sums as may be necessary to reim-

Repair, etc., of  
U.S. facilities.

Transfer of  
funds, etc.

burse appropriated funds to the amount expended therefrom. (42 U.S.C. § 1855e.)

Local services and facilities.

Additional personnel.

63 Stat. 972, 954, 5 U.S.C., Sup. III, §§ 1071-1153. *Ante*, pp. 232, 262; *post*, p. 1100.

SEC. 7. In carrying out the purposes of this Act, any Federal agency is authorized to accept and utilize with the consent of any State or local government, the services and facilities of such State or local government, or of any agencies, officers, or employees thereof. Any Federal agency, in performing any activities under section 3 of this Act, is authorized to employ temporarily additional personnel without regard to the civil-service laws and the Classification Act of 1923, as amended, and to incur obligations on behalf of the United States by contract or otherwise for the acquisition, rental, or hire of equipment, services, materials, and supplies for shipping, drayage, travel and communication, and for the supervision and administration of such activities. Such obligations, including obligations arising out of the temporary employment of additional personnel, may be incurred by any agency in such amount as may be made available to it by the President out of the funds specified in section 8. The President may, also, out of such funds, reimburse any Federal agency for any of its expenditures under section 3 in connection with a major disaster, such reimbursement to be in such amounts as the President may deem appropriate. (42 U.S.C. § 1855f.)

Appropriation authorized.

Report to Congress.

SEC. 8. There is hereby authorized to be appropriated to the President a sum or sums, not exceeding \$5,000,000 in the aggregate, to carry out the purposes of this Act. The President shall transmit to the Congress at the beginning of each regular session a full report covering the expenditure of the amounts so appropriated with the amounts of the allocations to each State under this Act. The President may from time to time transmit to the Congress supplemental reports in his discretion, all of which reports shall be referred to the Committees on Appropriations and the Committees on Public Works of the Senate and the House of Representatives. (42 U.S.C. § 1855g.)

Repeal.

61 Stat. 422, 42 U.S.C. Sup. III, §§ 1852-1854

SEC. 9. The Act of July 25, 1947 (Public Law 233, Eightieth Congress), entitled "An Act to make surplus property available for the alleviation of damage caused by flood or other catastrophe", is hereby repealed.

**An Act To authorize executive agencies to grant easements in, over, or upon real property of the United States under the control of such agencies, and for other purposes, approved October 23, 1962 (76 Stat. 1129)**

Real property of U.S.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That whenever a State or political subdivision or agency thereof or any person makes application for

the grant of an easement in, over, or upon real property of the United States for a right-of-way or other purpose, the executive agency having control of such real property may grant to the applicant, on behalf of the United States, such easement as the head of such agency determines will not be adverse to the interests of the United States, subject to such reservations, exceptions, limitations, benefits, burdens, terms, or conditions, including those provided in section 2 hereof, as the head of the agency deems necessary to protect the interests of the United States. Such grant may be made without consideration, or with monetary or other consideration, including any interest in real property. In connection with the grant of such an easement, the executive agency concerned may relinquish to the State in which the affected real property is located such legislative jurisdiction as the executive agency deems necessary or desirable. Relinquishment of legislative jurisdiction under the authority of this Act may be accomplished by filing with the Governor of the State concerned a notice of relinquishment to take effect upon acceptance thereof or by proceeding in such manner as the laws applicable to such State may provide.

Authority  
to grant  
easements.

SEC. 2. The instrument granting any such easement may provide for termination of the easement in whole or in part if there has been—

Conditions.

(a) a failure to comply with any term or condition of the grant, or

(b) a nonuse of the easement for a consecutive two-year period for the purpose for which granted, or

(c) an abandonment of the easement.

If such a provision is included, it shall require that written notice of such termination shall be given to the grantee, or its successors or assigns. The termination shall be effective as of the date of such notice.

SEC. 3. The authority conferred by this Act shall be in addition to, and shall not affect or be subject to, any other law under which an executive agency may grant easements.

SEC. 4. As used in this Act—

(a) The term "State" means the States of the Union, the District of Columbia, the Commonwealth of Puerto Rico, and the possessions of the United States.

Definitions.

(b) The term "executive agency" means any executive department or independent establishment in the executive branch of the Government, including any wholly owned Government corporation.

(c) The term "person" includes any corporation, partnership, firm, association, trust, estate, or other entity.

(d) The term "real property of the United States" excludes the public lands (including minerals, vegetative,

16 U.S.C. 1 *et. seq.*

and other resources) in the United States, including lands reserved or dedicated for national forest purposes, lands administered or supervised by the Secretary of the Interior in accordance with the Act of August 25, 1916 (39 Stat. 535), as amended and supplemented, Indian-owned trust and restricted lands, and lands acquired by the United States primarily for fish and wildlife conservation purposes and administered by the Secretary of the Interior, lands withdrawn from the public domain primarily under the jurisdiction of the Secretary of the Interior, and lands acquired for national forest purposes.

**An Act To facilitate the management of the National Park System and miscellaneous areas administered in connection with that system, and for other purposes, approved August 8, 1953 (67 Stat. 495)**

National Park System.

Administration.

Emergency assistance.

Utility facilities.

Carlsbad Caverns National Park. Transportation of employees.

Utility services for concessioners, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to facilitate the administration of the National Park System and miscellaneous areas administered in connection therewith, the Secretary of the Interior is hereby authorized to carry out the following activities, and he may use applicable appropriations for the aforesaid system and miscellaneous areas for the following purposes:

1. Rendering of emergency rescue, fire fighting, and cooperative assistance to nearby law enforcement and fire prevention agencies and for related purposes outside of the National Park System and miscellaneous areas.

2. The erection and maintenance of fire protection facilities, water lines, telephone lines, electric lines, and other utility facilities adjacent to any area of the said National Park System and miscellaneous areas, where necessary, to provide service in such area.

3. Transportation to and from work, outside of regular working hours, of employees of Carlsbad Caverns National Park, residing in or near the city of Carlsbad, New Mexico, such transportation to be between the park and the city, or intervening points, at reasonable rates to be determined by the Secretary of the Interior taking into consideration, among other factors, comparable rates charged by transportation companies in the locality for similar services, the amounts collected for such transportation to be credited to the appropriation current at the time payment is received: *Provided*, That if adequate transportation facilities are available, or shall be available by any common carrier, at reasonable rates, then and in that event the facilities contemplated by this paragraph shall not be offered.

4. Furnishing, on a reimbursement of appropriation basis, all types of utility services to concessioners, contractors, permittees, or other users of such services, within



the National Park System and miscellaneous areas: *Provided*, That reimbursements for cost of such utility services may be credited to the appropriation current at the time reimbursements are received.

5. Furnishing, on a reimbursement of appropriation basis, supplies, and the rental of equipment to persons and agencies that in cooperation with, and subject to the approval of, the Secretary of the Interior, render services or perform functions that facilitate or supplement the activities of the Department of the Interior in the administration of the National Park System and miscellaneous areas: *Provided*, That reimbursements hereunder may be credited to the appropriation current at the time reimbursements are received.

Supplies and rental of equipment.

6. Contracting, under such terms and conditions as the said Secretary considers to be in the interest of the Federal Government, for the sale, operation, maintenance, repair, or relocation of Government-owned electric and telephone lines and other utility facilities used for the administration and protection of the National Park System and miscellaneous areas, regardless of whether such lines and facilities are located within or outside said system and areas.

Contracts for utility facilities.

7. Acquiring such rights-of-way as may be necessary to construct, improve, and maintain roads within the authorized boundaries of any area of the said National Park System and miscellaneous areas, and the acquisition also of land and interests in land adjacent to such rights-of-way, when deemed necessary by the Secretary, to provide adequate protection of natural features or to avoid traffic and other hazards resulting from private road access connections, or when the acquisition of adjacent residual tracts, which otherwise would remain after acquiring such rights-of-way, would be in the public interest.

Rights-of-way.

8. The operation, repair, maintenance, and replacement of motor and other equipment on a reimbursable basis when such equipment is used on Federal projects of the said National Park System and miscellaneous areas, chargeable to other appropriations, or on work of other Federal agencies, when requested by such agencies. Reimbursement shall be made from appropriations applicable to the work on which the equipment is used at rental rates established by the Secretary, based on actual or estimated cost of operation, repair, maintenance, depreciation, and equipment management control, and credited to appropriations currently available at the time adjustment is effected, and the Secretary may also rent equipment for fire control purposes to State, county, private, or other non-Federal agencies that cooperate with the Secretary in the administration of the said National Park System and other areas in fire control, such rental to be

Motor equipment, etc.

Rental of fire-control equipment.

under the terms of written cooperative agreements, the amount collected for such rentals to be credited to appropriations currently available at the time payment is received. (16 U.S.C. § 1b.)

## Definitions.

16 U.S.C. 1-4.

SEC. 2. (a) The term "National Park System" means all federally owned or controlled lands which are administered under the direction of the Secretary of the Interior in accordance with the provisions of the Act of August 25, 1916 (39 Stat. 535), as amended, and which are grouped into the following descriptive categories: (1) National parks, (2) national monuments, (3) national historical parks, (4) national memorials, (5) national parkways, and (6) national capital parks.

(b) The term "miscellaneous areas" includes lands under the administrative jurisdiction of another Federal agency, or lands in private ownership, and over which the National Park Service, under the direction of the Secretary of the Interior, pursuant to cooperative agreement, exercises supervision for recreational, historical, or other related purposes, and also any lands under the care and custody of the National Park Service other than those heretofore described in this section. (16 U.S.C. § 1c.)

## Appropriations.

16 U.S.C.  
17j-2.

SEC. 3. Hereafter applicable appropriations of the National Park Service shall be available for the objects and purposes specified in the Act of August 7, 1946 (60 Stat. 885). (16 U.S.C. § 1d.)

**An Act To amend the Federal Property and Administrative Services Act of 1949, as amended, and for other purposes, approved June 13, 1957 (71 Stat. 69)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Federal Property and Administrative Services Act of 1949, as amended, is hereby further amended as follows:

Federal records.  
Transfer to National Archives.64 Stat. 587.  
44 U.S.C. 397.

By designating paragraphs (2) and (3) of subsection (a) of section 507 as paragraphs (3) and (4) and adding a new paragraph (2) to read as follows:

"(2) to direct and effect the transfer to the National Archives of the United States of any records of any Federal agency that have been in existence for more than fifty years and that are determined by the Archivist to have sufficient historical or other value to warrant their continued preservation by the United States Government, unless the head of the agency which has custody of them shall certify in writing to the Administrator that they must be retained in his custody for use in the conduct of the regular current business of the said agency." (44 U.S.C. § 397).

**An Act To amend the Act of August 26, 1935, to permit certain real property of the United States to be conveyed to States, municipalities, and other political subdivisions for highway purposes, approved July 7, 1960 (74 Stat. 363)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act entitled "An Act to authorize the sale of Federal buildings", approved August 26, 1935, as amended (40 U.S.C. 345b) is amended by striking out the colon at the end of the second proviso and all that follows down through and including the period at the end of such Act and inserting in lieu thereof a period and the following:

Federal property. Conveyance for highway purposes. 49 Stat. 800.

"SEC. 2. (a) Whenever a State or political subdivision of a State makes application therefor in connection with an authorized widening of a public highway, street, or alley, the head of the executive agency having control over the affected real property of the United States may convey or otherwise transfer, with or without consideration, to such State or political subdivision for such highway, street, or alley widening purposes, such interest in such real property as he determines will not be adverse to the interests of the United States, subject to such terms and conditions as he deems necessary to protect the interests of the United States.

"(b) As used in this section the term 'executive agency' means any executive department or independent establishment in the executive branch of the Government of the United States, including any wholly owned Government corporation.

"(c) Nothing in this section shall be deemed to authorize the conveyance or other transference of any interest in real property which can be transferred to a State or political subdivision of a State for highway purposes under title 23 of the United States Code."

72 Stat. 885.

(40 U.S.C. § 345c[Supp. II].)

**Excerpts from "An Act To provide for increased efficiency in the legislative branch of the Government," approved August 2, 1946 (60 Stat. 812, 813, 842)**

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

SHORT TITLE

That (a) this Act, divided into titles and sections according to the following table of contents, may be cited as the "Legislative Reorganization Act of 1946":

Legislative Reorganization Act of 1946. Post, pp. 911, 912.

TABLE OF CONTENTS

\* \* \* \* \*  
TITLE IV—FEDERAL TORT CLAIMS ACT

Post, p. 842.

PART 1—SHORT TITLE AND DEFINITIONS

Post, p. 842.

Sec. 401. Short title.  
Sec. 402. Definitions.

*Post*, p. 843. PART 2—ADMINISTRATIVE ADJUSTMENT OF TORT CLAIMS AGAINST THE UNITED STATES

Sec. 403. Claims of \$1,000 or less.

Sec. 404. Reports.

*Post*, p. 843. PART 3—SUITS ON TORT CLAIMS AGAINST THE UNITED STATES

Sec. 410. Jurisdiction.

Sec. 411. Procedure.

Sec. 412. Review.

Sec. 413. Compromise.

*Post*, p. 845. PART 4—PROVISIONS COMMON TO PART 2 AND PART 3

Sec. 420. One year statute of limitations.

Sec. 421. Exceptions.

Sec. 422. Attorneys' fees.

Sec. 423. Exclusiveness of remedy.

Sec. 424. Certain statutes inapplicable.

\* \* \* \* \*

#### TITLE IV—FEDERAL TORT CLAIMS ACT

##### PART 1—SHORT TITLE AND DEFINITIONS

###### SHORT TITLE

SEC. 401. This title may be cited as the "Federal Tort Claims Act".

###### DEFINITIONS

SEC. 402. As used in this title, the term—

(a) "Federal agency" includes the executive departments and independent establishments of the United States, and corporations whose primary function is to act as, and while acting as, instrumentalities or agencies of the United States, whether or not authorized to sue and be sued in their own names: *Provided*, That this shall not be construed to include any contractor with the United States.

Contractor.

(b) "Employee of the Government" includes officers or employees of any Federal agency, members of the military or naval forces of the United States, and persons acting on behalf of a Federal agency in an official capacity, temporarily or permanently in the service of the United States, whether with or without compensation.

(c) "Acting within the scope of his office or employment", in the case of a member of the military or naval forces of the United States, means acting in line of duty.

##### PART 2—ADMINISTRATIVE ADJUSTMENT OF TORT CLAIMS AGAINST THE UNITED STATES

###### CLAIMS OF \$1,000 OR LESS

SEC. 403. (a) Subject to the limitations of this title, authority is hereby conferred upon the head of each Federal agency, or his designee for the purpose, acting

on behalf of the United States, to consider, ascertain, adjust, determine, and settle any claim against the United States for money only, accruing on and after January 1, 1945, on account of damage to or loss of property or on account of personal injury or death, where the total amount of the claim does not exceed \$1,000, caused by the negligent or wrongful act or omission of any employee of the Government while acting within the scope of his office or employment, under circumstances where the United States, if a private person, would be liable to the claimant for such damage, loss, injury, or death, in accordance with the law of the place where the act or omission occurred.

(b) Subject to the provisions of part 3 of this title, any such award or determination shall be final and conclusive on all officers of the Government, except when procured by means of fraud, notwithstanding any other provision of law to the contrary.

Finality of award.

(c) Any award made to any claimant pursuant to this section, and any award, compromise, or settlement of any claim cognizable under this title made by the Attorney General pursuant to section 413, shall be paid by the head of the Federal agency concerned out of appropriations that may be made therefor, which appropriations are hereby authorized.

Payments.

Appropriations authorized.

(d) The acceptance by the claimant of any such award, compromise, or settlement shall be final and conclusive on the claimant, and shall constitute a complete release by the claimant of any claim against the United States and against the employee of the Government whose act or omission gave rise to the claim, by reason of the same subject matter.

Release of claim.

#### REPORT

SEC. 404. The head of each Federal agency shall annually make a report to the Congress of all claims paid by such Federal agency under this part. Such report shall include the name of each claimant, a statement of the amount claimed and the amount awarded, and a brief description of the claim.

### PART 3—SUITS ON TORT CLAIMS AGAINST THE UNITED STATES

#### JURISDICTION

SEC. 410. (a) Subject to the provisions of this title, the United States district court for the district wherein the plaintiff is resident or wherein the act or omission complained of occurred, including the United States district courts for the Territories and possessions of the United States, sitting without a jury, shall have exclusive jurisdiction to hear, determine, and render judgment

on any claim against the United States, for money only, accruing on and after January 1, 1945, on account of damage to or loss of property or on account of personal injury or death caused by the negligent or wrongful act or omission of any employee of the Government while acting within the scope of his office or employment, under circumstances where the United States, if a private person, would be liable to the claimant for such damage, loss, injury, or death in accordance with the law of the place where the act or omission occurred.

**Liability of U.S.** Subject to the provisions of this title, the United States shall be liable in respect of such claims to the same claimants, in the same manner, and to the same extent as a private individual under like circumstances, except that the United States shall not be liable for interest prior to judgment, or for punitive damages.

**Costs.** Costs shall be allowed in all courts to the successful claimant to the same extent as if the United States were a private litigant, except that such costs shall not include attorneys' fees.

**Judgment as bar to action against employee of Government.** (b) The judgment in such an action shall constitute a complete bar to any action by the claimant, by reason of the same subject matter, against the employee of the Government whose act or omission gave rise to the claim. No suit shall be instituted pursuant to this section upon a claim presented to any Federal agency pursuant to part 2 of this title unless such Federal agency has made final disposition of the claim: *Provided*, That the claimant may, upon fifteen days' notice given in writing, withdraw the claim from consideration of the Federal agency and commence suit thereon pursuant to this section: *Provided further*, That as to any claim so disposed of or so withdrawn, no suit shall be instituted pursuant to this section for any sum in excess of the amount of the claim presented to the Federal agency, except where the increased amount of the claim is shown to be based upon newly discovered evidence not reasonably discoverable at the time of presentation of the claim to the Federal agency or upon evidence of intervening facts, relating to the amount of the claim. Disposition of any claim made pursuant to part 2 of this title shall not be competent evidence of liability or amount of damages in proceedings on such claim pursuant to this section.

**Withdrawal of claim.**

## PROCEDURE

SEC. 411. In actions under this part, the forms of process, writs, pleadings, and motions, and the practice and procedure, shall be in accordance with the rules promulgated by the Supreme Court pursuant to the Act of June 19, 1934 (48 Stat. 1064); and the same provisions for counterclaim and set-off, for interest upon judgments, and for payment of judgments, shall be appli-

cable as in cases brought in the United States district courts under the Act of March 3, 1887 (24 Stat. 505).

28 U.S.C.  
§§ 250 note,  
258 note, 761-  
765.

## REVIEW

SEC. 412. (a) Final judgments in the district courts in cases under this part shall be subject to review by appeal—

(1) in the circuit courts of appeals in the same manner and to the same extent as other judgments of the district courts; or

Circuit courts  
of appeal.

(2) in the Court of Claims of the United States: *Provided*, That the notice of appeal filed in the district court under rule 73 of the Rules of Civil Procedure shall have affixed thereto the written consent on behalf of all the appellees that the appeal be taken to the Court of Claims of the United States. Such appeals to the Court of Claims of the United States shall be taken within three months after the entry of the judgment of the district court, and shall be governed by the rules relating to appeals from a district court to a circuit court of appeals adopted by the Supreme Court pursuant to the Act of June 19, 1934 (48 Stat. 1064). In such appeals the Court of Claims of the United States shall have the same powers and duties as those conferred on a circuit court of appeals in respect to appeals under section 4 of the Act of February 13, 1925, (43 Stat. 939).

Court of  
Claims.

28 U.S.C. foll.  
§ 723c.

28 U.S.C.  
§§ 723b, 723c;  
Supp. V,  
§ 723c.

28 U.S.C.  
§ 226.

(b) Sections 239 and 240 of the Judicial Code, as amended, shall apply to cases under this part in the circuit courts of appeals and in the Court of Claims of the United States to the same extent as to cases in a circuit court of appeals therein referred to.

36 Stat. 1157.  
28 U.S.C.  
§§ 346, 347.

## COMPROMISE

SEC. 413. With a view to doing substantial justice, the Attorney General is authorized to arbitrate, compromise, or settle any claim cognizable under this part, after the institution of any suit thereon, with the approval of the court in which such suit is pending.

PART 4—PROVISIONS COMMON TO PART 2 AND PART 3  
ONE-YEAR STATUTE OF LIMITATIONS

SEC. 420. Every claim against the United States cognizable under this title shall be forever barred, unless within one year after such claim accrued or within one year after the date of enactment of this Act, whichever is later, it is presented in writing to the Federal agency out of whose activities it arises, if such claim is for a sum not exceeding \$1,000; or unless within one year after

such claim accrued or within one year after the date of enactment of this Act, whichever is later, an action is begun pursuant to part 3 of this title. In the event that a claim for a sum not exceeding \$1,000 is presented to a Federal agency as aforesaid, the time to institute a suit pursuant to part 3 of this title shall be extended for a period of six months from the date of mailing of notice to the claimant by such Federal agency as to the final disposition of the claim or from the date of withdrawal of the claim from such Federal agency pursuant to section 410 of this title, if it would otherwise expire before the end of such period.

## EXCEPTIONS

SEC. 421. The provisions of this title shall not apply to—

Act, etc., in  
execution of  
statute.

(a) Any claim based upon an act or omission of an employee of the Government, exercising due care, in the execution of a statute or regulation, whether or not such statute or regulation be valid, or based upon the exercise or performance or the failure to exercise or perform a discretionary function or duty on the part of a Federal agency or an employee of the Government, whether or not the discretion involved be abused.

Loss of letters,  
etc.

(b) Any claim arising out of the loss, miscarriage, or negligent transmission of letters or postal matter.

Assessment of  
tax, etc.

(c) Any claim arising in respect of the assessment or collection of any tax or customs duty, or the detention of any goods or merchandise by any officer of customs or excise or any other law-enforcement officer.

Suits in ad-  
miralty.  
41 Stat. 525.  
46 U.S.C., Supp.  
V, § 745.  
43 Stat. 1112.

(d) Any claim for which a remedy is provided by the Act of March 9, 1920 (U.S.C., title 46, secs. 741-752, inclusive), or the Act of March 3, 1925 (U.S.C., title 46, secs. 781-790, inclusive), relating to claims or suits in admiralty against the United States.

40 Stat. 411.  
50 U.S.C. app.  
§§ 1-31; Supp.  
V, § 3 *et seq.*  
*Ante*, pp. 50,  
54, 182, 418;  
*post*, pp. 925,  
944.  
Quarantine.  
Injury to ves-  
sels, etc.

(e) Any claim arising out of an act or omission of any employee of the Government in administering the provisions of the Trading with the Enemy Act, as amended.

(f) Any claim for damages caused by the imposition or establishment of a quarantine by the United States.

Assault, etc.

(g) Any claim arising from injury to vessels, or to the cargo, crew, or passengers of vessels, while passing through the locks of the Panama Canal or while in Canal Zone waters.

(h) Any claim arising out of assault, battery, false imprisonment, false arrest, malicious prosecution, abuse of process, libel, slander, misrepresentation, deceit, or interference with contract rights.

Fiscal opera-  
tions of  
Treasury.

(i) Any claim for damages caused by the fiscal operations of the Treasury or by the regulation of the monetary system.



- (j) Any claim arising out of the combatant activities of the military or naval forces, or the Coast Guard, during time of war. Combatant activities.
- (k) Any claim arising in a foreign country. Foreign country.
- (l) Any claim arising from the activities of the Tennessee Valley Authority. TVA.

## ATTORNEYS' FEES

SEC. 422. The court rendering a judgment for the plaintiff pursuant to part 3 of this title, or the head of the Federal agency or his designee making an award pursuant to part 2 of this title, or the Attorney General making a disposition pursuant to section 413 of this title, as the case may be, may, as a part of the judgment, award, or settlement, determine and allow reasonable attorney's fees, which, if the recovery is \$500 or more, shall not exceed 10 per centum of the amount recovered under part 2, or 20 per centum of the amount recovered under part 3, to be paid out of but not in addition to the amount of judgment, award, or settlement recovered, to the attorneys representing the claimant. Any attorney who charges, demands, receives, or collects for services rendered in connection with such claim any amount in excess of that allowed under this section, if recovery be had, shall be guilty of a misdemeanor, and shall, upon conviction thereof, be subject to a fine of not more than \$2,000 or imprisonment for not more than one year, or both.

## EXCLUSIVENESS OF REMEDY

SEC. 423. From and after the date of enactment of this Act, the authority of any Federal agency to sue and be sued in its own name shall not be construed to authorize suits against such Federal agency on claims which are cognizable under part 3 of this title, and the remedies provided by this title in such cases shall be exclusive. (Repealed, June 29, 1948, 62 Stat. 992.)

## CERTAIN STATUTES INAPPLICABLE

SEC. 424. (a) All provisions of law authorizing any Federal agency to consider, ascertain, adjust, or determine claims on account of damage to or loss of property, or on account of personal injury or death, caused by the negligent or wrongful act or omission of any employee of the Government while acting within the scope of his office or employment, are hereby repealed in respect of claims cognizable under part 2 of this title and accruing on and after January 1, 1945, including, but without limitation, the provisions granting such authorization now contained in the following laws:

Public Law Numbered 375, Sixty-seventh Congress, approved December 28, 1922 (42 Stat. 1066; U.S.C., title 31, secs. 215-217).

31 U.S.C. Supp.  
V, § 215 notes  
*et seq.*

Public Law Numbered 267, Sixty-sixth Congress, approved June 5, 1920 (41 Stat. 1054; U.S.C., title 33, sec. 853).

31 U.S.C.,  
Supp. V,  
§ 224b note.

Public Law Numbered 481, Seventy-fourth Congress, approved March 20, 1936 (49 Stat. 1184; U.S.C., title 31, sec. 224b).

31 U.S.C.,  
Supp. V,  
§§ 215-217  
notes, 223b,  
223c.  
Ante, pp. 332,  
333.

Public Law Numbered 112, as amended, Seventy-eighth Congress, approved July 3, 1943 (57 Stat. 372; U.S.C., title 31, secs. 223b, 223c, and 223d).

Public Law Numbered 182, as amended, Sixty-fifth Congress, approved July 1, 1918 (40 Stat. 705; U.S.C., title 34, sec. 600).

Section 4 of Public Law Numbered 18, Sixty-seventh Congress, approved June 16, 1921 (42 Stat. 63), as amended by Public Law Numbered 456, Seventy-third Congress, approved June 22, 1934 (48 Stat. 1207; U.S.C., title 31, sec. 224c).

Cases not  
caused by  
negligence, etc.

(b) Nothing contained herein shall be deemed to repeal any provision of law authorizing any Federal agency to consider, ascertain, adjust, settle, determine, or pay any claim on account of damage to or loss of property or on account of personal injury or death, in cases in which such damage, loss, injury, or death was not caused by any negligent or wrongful act or omission of an employee of the Government while acting within the scope of his office or employment, or any other claim not cognizable under part 2 of this title.

Ante, p. 843.

An Act To amend the Federal Tort Claims Act, approved August 1, 1947 (61 Stat. 722)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 410(a) of the Federal Tort Claims Act (Public Law 601, Seventy-ninth Congress, title IV) is hereby amended so that it shall read as follows:

60 Stat. 843.  
28 U.S.C.  
§ 931(a).

Jurisdiction of  
district courts.

"Sec. 410. (a) Subject to the provisions of this title, the United States district court for the district wherein the plaintiff is resident or wherein the act or omission complained of occurred, including the United States district courts for the Territories and possessions of the United States, sitting without a jury, shall have exclusive jurisdiction to hear, determine, and render judgment on any claim against the United States, for money only, accruing on and after January 1, 1945, on account of damage to or loss of property or on account of personal injury or death caused by the negligent or wrongful act or omission of any employee of the Government while acting within the scope of his office or employment, under circumstances where the United States, if a private person, would be liable to the claimant for such damage, loss, injury, or death in accordance with the law of the place where the act or omission occurred. Subject to the provi-

sions of this title, the United States shall be liable in respect of such claims, to the same claimants, in the same manner, and to the same extent, as a private individual under like circumstances, except that the United States shall not be liable for interest prior to judgment, or for punitive damages: *Provided, however,* That in any case wherein death was caused, where the law of the place where the act or omission complained of occurred, provides, or has been construed to provide, for damages only punitive in nature, the United States shall be liable for actual or compensatory damages, measured by the pecuniary injuries resulting from such death to the persons, respectively, for whose benefit the action was brought, in lieu thereof. Costs shall be allowed in all courts to the successful claimant to the same extent as if the United States were a private litigant, except that such costs shall not include attorneys' fees."

Liability of  
U.S.

Costs.

Effective date.  
60 Stat. 845.  
28 U.S.C. § 942.

SEC. 2. This Act shall take effect as of August 2, 1946, and, notwithstanding the provisions of section 420 of the Federal Tort Claims Act, no claim which accrued on or after January 1, 1945, and prior to the date of enactment of this Act on account of death caused by the negligent or wrongful act or omission of any employee of the Government shall be barred by reason of such provisions if (a) the law of the place where such act or omission occurred provides, or has been construed to provide, only for damages punitive in nature, and (b) suit on such claim is instituted pursuant to part 3 of the Federal Tort Claims Act not later than August 2, 1948. (Repealed, June 29, 1948, 62 Stat. 992.)

60 Stat. 843.  
28 U.S.C.  
§§ 931-934.  
*Ante*, p. 722.

**An Act To amend title 28 of the United States Code to provide additional time for bringing suit against the United States in the case of certain tort claims, and for other purposes, approved April 25, 1949 (63 Stat. 62)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the first sentence of section 2401(b) of title 28 of the United States Code is hereby amended to read as follows: "A tort claim against the United States shall be forever barred unless action is begun within two years after such claim accrues or within one year after the date of enactment of this amendatory sentence, whichever is later, or unless, if it is a claim not exceeding \$1,000, it is presented in writing to the appropriate Federal agency within two years after such claim accrues or within one year after the date of enactment of this amendatory sentence, whichever is later." (28 U.S.C. § 2401[b].)

Title 28,  
United States  
Code, amend-  
ments.  
62 Stat. 971.

SEC. 2. (a) Section 1346(b) of title 28 of the United States Code is hereby amended to read as follows:

62 Stat. 933.

"(b) Subject to the provisions of chapter 171 of this title, the district courts, together with the District Court

*Post*, p. 101.  
62 Stat. 982.  
28 U.S.C. Supp.  
II, §§ 2671-  
2680.  
*Post*, pp. 106,  
107, 444.

for the Territory of Alaska, the United States District Court for the District of the Canal Zone and the District Court of the Virgin Islands, shall have exclusive jurisdiction of civil actions on claims against the United States, for money damages, accruing on and after January 1, 1945, for injury or loss of property, or personal injury or death caused by the negligent or wrongful act or omission of any employee of the Government while acting within the scope of his office or employment, under circumstances where the United States, if a private person, would be liable to the claimant in accordance with the law of the place where the act or omission occurred." (28 U.S.C. § 1346[b], as amended.)

62 Stat. 983.  
28 U.S.C. Supp.  
II, § 2672.  
*Post*, p. 106.

(b) The first paragraph of section 2672 of title 28 of the United States Code is hereby amended to read as follows:

"The head of each Federal agency, or his designee for the purpose, acting on behalf of the United States, may consider, ascertain, adjust, determine, and settle any claim for money damages of \$1,000 or less against the United States accruing on and after January 1, 1945, for injury or loss of property or personal injury or death caused by the negligent or wrongful act or omission of any employee of the Government while acting within the scope of his office or employment, under circumstances where the United States, if a private person, would be liable to the claimant in accordance with the law of the place where the act or omission occurred." (28 U.S.C. § 2672, as amended.)

Excerpt from "An Act Making appropriations for the Department of the Interior for the fiscal year ending June 30, 1941, and for other purposes," approved June 18, 1940 (54 Stat. 406, 445)

General  
expenses.

General expenses: For every expenditure requisite for and incident to the authorized work of the office of the Director of the National Park Service not herein provided for, including traveling expenses, telegrams, photographic supplies, prints, and motion-picture films, necessary expenses of attendance at meetings concerned with the work of the National Park Service when authorized by the Secretary of the Interior, and necessary expenses of field employees engaged in examination of lands and in developing the educational work of the National Park Service, \$36,500: *Provided*, That necessary expenses of field employees in attendance at such meetings, when authorized by the Secretary, shall be paid from the various park and monument appropriations. (16 U.S.C. § 17j-1.)

*proviso.*  
Field em-  
ployees, attend-  
ance at  
meetings.

An Act to authorize the execution of agreements between agencies of the United States and other agencies and instrumentalities for mutual aid in fire protection, and for other purposes, approved May 27, 1955 (69 Stat. 66)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That as used in this Act—*

(a) The term "agency head" means the head of any executive department, military department, agency, or independent establishment in the executive branch of the Government;

(b) The term "fire protection" includes personal services and equipment required for fire protection, the protection of life and property from fire, and fire fighting; and

(c) The term "fire organization" means any governmental entity or public or private corporation or association maintaining fire protection facilities within the United States, its Territories and possessions, and any governmental entity or public or private corporation or association which maintains fire protection facilities in any foreign country in the vicinity of any installation of the United States. (42 U.S.C. § 1856.)

SEC. 2. (a) Each agency head charged with the duty of providing fire protection for any property of the United States is authorized to enter into a reciprocal agreement, with any fire organization maintaining fire protection facilities in the vicinity of such property, for mutual aid in furnishing fire protection for such property and for other property for which such organization normally provides fire protection. Each such agreement shall include a waiver by each party of all claims against every other party for compensation for any loss, damage, personal injury, or death occurring in consequence of the performance of such agreement. Any such agreement may provide for the reimbursement of any party for all or any part of the cost incurred by such party in furnishing fire protection for or on behalf of any other party.

(b) Any agreement heretofore executed which would have been authorized by this Act, if this Act had been in effect on the date of execution thereof, is hereby ratified and confirmed. (42 U.S.C. § 1856a.)

SEC. 3. In the absence of any agreement authorized or ratified by section 2, each agency head is authorized to render emergency assistance in extinguishing fires and in preserving life and property from fire, within the vicinity of any place at which such agency maintains fire-protection facilities, when the rendition of such assistance is determined, under regulations prescribed by the agency head, to be in the best interest of the United States. (42 U.S.C. § 1856 b.)

Fire protection agreements.

Definitions.

Agency head, authority.

Emergency assistance.

Service.

SEC. 4. Any service performed under section 2 or section 3 of this Act, by any officer or employee of the United States or any member of any armed force of the United States shall constitute service rendered in line of duty in such office, employment, or force. The performance of such service by any other individual shall not constitute such individual an officer or employee of the United States for the purposes of the Federal Employees' Compensation Act, as amended. (42 U.S.C. § 1856c.)

39 Stat. 742.  
5 U.S.C. 751  
note.

Funds.

SEC. 5. Funds available to any agency head for fire protection on installations or in connection with activities under the jurisdiction of such agency may be used to carry out the purposes of this Act. All sums received by any agency head for fire protection rendered pursuant to this Act shall be covered into the Treasury as miscellaneous receipts. (42 U.S.C. § 1856d.)

**An Act To authorize the Secretary of the Interior to cooperate with the First World Conference on National Parks, and for other purposes, approved June 28, 1962 (76 Stat. 112)**

First World  
Conference on  
National  
Parks, Seattle,  
Wash., 1962.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to cooperate with the First World Conference on National Parks, scheduled to be held in Seattle, Washington, in 1962, and in connection therewith he may participate in defraying the expenses of the conference on a matching basis in an amount not to exceed \$30,000, the appropriation of which is hereby authorized.

**Joint Resolution To direct the Franklin Delano Roosevelt Memorial Commission to consider possible changes in the winning design for the proposed memorial or the selection of a new design for such memorial, approved October 18, 1962 (76 Stat. 1079)**

69 Stat. 694.

Whereas by joint resolution approved August 11, 1955, the Franklin Delano Roosevelt Memorial Commission was duly established for the purpose of formulating plans for the design, construction, and location of a permanent memorial to Franklin Delano Roosevelt in the city of Washington or its environs; and

73 Stat. 445.

Whereas by joint resolution approved September 1, 1959, there was reserved as a site for said memorial that portion of the West Potomac Park in the District of Columbia which lies between Independence Avenue and the inlet bridge; and the said Commission was authorized to hold a competition for the proposed memorial, and to award a prize of \$50,000 to the winner thereof; and

Whereas the competition was duly held, and the winning prize was awarded to Pedersen and Tilney, of New York, by the jury of award; and

Whereas the winning design was thereafter approved by the said Commission, with the inclusion of a statue or bas-relief of President Roosevelt, and the result of the competition and the approval of the winning design duly reported to the President and to the Congress, as provided by the joint resolution of September 1, 1959; and

Whereas said design has created considerable controversy and is subject to specific criticism, and lacks the approval of the Commission of Fine Arts: Therefore be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That pursuant to Public Law 372, Eighty-fourth Congress, the Franklin Delano Roosevelt Memorial Commission is hereby authorized and directed to consult with the Commission of Fine Arts to determine whether the winning design of Pedersen and Tilney, of New York, may be so changed or modified to secure the approval of the Commission of Fine Arts. If it is determined that such changes or modifications are not practical, the Commission is authorized and directed to select, with the advice and approval of the Commission of Fine Arts, such other design among those already submitted in the competition for the proposed memorial, or to consider a living memorial such as the stadium, an educational institution, information center, memorial park or any other suitable or worthy project.

Franklin  
Delano  
Roosevelt  
memorial.

Changes or  
modifications.  
69 Stat. 694.

SEC. 2. The Commission shall report its findings and recommendations to the Congress for its approval and to the President not later than June 30, 1963.

Report to  
Congress.

SEC. 3. There is authorized to be appropriated not more than \$25,000 to carry out the provisions of this joint resolution.

Appropriation.

**Joint Resolution To provide protection for the golden eagle, approved October 24, 1962 (76 Stat. 1246)**

Whereas the population of the golden eagle has declined at such an alarming rate that it is now threatened with extinction; and

Whereas the golden eagle should be preserved because of its value to agriculture in the control of rodents; and

Whereas protection of the golden eagle will afford greater protection for the bald eagle, the national symbol of the United States of America, because the bald eagle is often killed by persons mistaking it for the golden eagle: Now, therefore, be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the first two sections of the Act of June 8, 1940 (54 Stat. 250, as amended; 16 U.S.C. 668, 668a), are hereby amended to read as follows: "Whoever, within the

Golden eagle,  
protection.

United States or any place subject to the jurisdiction thereof, without being permitted to do so as hereinafter provided, shall take, possess, sell, purchase, barter, offer to sell, purchase or barter, transport, export or import, at any time or in any manner, any bald eagle commonly known as the American eagle, or any golden eagle, alive or dead, or any part, nest, or egg thereof of the foregoing eagles, shall be fined not more than \$500 or imprisoned not more than six months, or both: *Provided*, That nothing herein shall be construed to prohibit possession or transportation of any bald eagle, alive or dead, or any part, nest, or egg thereof, lawfully taken prior to June 8, 1940, and that nothing herein shall be construed to prohibit possession or transportation of any golden eagle, alive or dead, or any part, nest, or egg thereof, lawfully taken prior to the addition to this Act of the provisions relating to preservation of the golden eagle.

Regulations,  
authorization.

“SEC. 2. Whenever, after investigation, the Secretary of the Interior shall determine that it is compatible with the preservation of the bald eagle or the golden eagle to permit the taking, possession, and transportation of specimens thereof for the scientific or exhibition purposes of public museums, scientific societies, and zoological parks, or for the religious purposes of Indian tribes, or that it is necessary to permit the taking of such eagles for the protection of wildlife or of agricultural or other interests in any particular locality, he may authorize the taking of such eagles pursuant to regulations which he is hereby authorized to prescribe: *Provided*, That on request of the Governor of any State, the Secretary of the Interior shall authorize the taking of golden eagles for the purpose of seasonally protecting domesticated flocks and herds in such State, in accordance with regulations established under the provisions of this section, in such part or parts of such State and for such periods as the Secretary determines to be necessary to protect such interests: *Provided further*, That bald eagles may not be taken for any purpose unless, prior to such taking, a permit to do so is procured from the Secretary of the Interior.”

**An Act To establish the Hudson-Champlain Celebration Commission, and for other purposes, approved August 8, 1958 (72 Stat. 544)**

Hudson-  
Champlain  
Celebration  
Commission.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That (a) there is hereby established a Commission to be known as the “Hudson-Champlain Celebration Commission” (hereinafter referred to as the “Commission”) which shall be composed of twenty-one members as follows:



(1) Four members who shall be Members of the Senate, to be appointed by the President of the Senate;

Membership.

(2) Four members who shall be Members of the House of Representatives, to be appointed by the Speaker of the House of Representatives;

(3) Thirteen members to be appointed by the President.

(b) The President shall, at the time of appointment, designate one of the members appointed by him to serve as Chairman. The members of the Commission shall receive no salary.

SEC. 2. The functions of the Commission shall be to develop and to execute suitable plans for the celebration, in 1959, of the three hundred and fiftieth anniversary of the exploratory voyages in 1609 of Henry Hudson and Samuel de Champlain which signaled the beginning of settlements whose influence on our history, culture, law, and commerce extend through generations to the present day, settlements whose significance is recognized not only by their parent countries, sister nations across the seas, but by untold others who have come from foreign lands to find in America a new homeland. In carrying out its functions, the Commission is authorized to cooperate with and to assist the New York State Department of Commerce and any other agency created or designated by the Legislature of the State of New York, the State of New Jersey, or the State of Vermont for the purpose of planning and promoting the Hudson-Champlain Celebration. If the participation of other nations in the celebration is deemed advisable, the Commission may communicate to that end with the governments of such nations through the State Department.

Functions.

SEC. 3. The Commission may employ, without regard to the civil-service laws or the Classification Act of 1949, such employees as may be necessary in carrying out its functions. Service of an individual as a member of the Commission shall not be considered as service or employment bringing such individual within the provisions of sections 216, 281, 283, 284, 434, or 1914 of title 18 of the United States Code, or section 190 of the Revised Statutes (5 U.S.C. 99); nor shall any member of the Commission by reason of his status as such be deemed to be an "officer of the Government" within the meaning of the Act of April 27, 1916 (5 U.S.C. 101).

Employment of personnel.  
63 Stat. 954.  
5 U.S.C. 1071  
note.

42 Stat. 694,  
697, 698, 703,  
793.

39 Stat. 54.

Employment of retired officers.

SEC. 4. Notwithstanding section 2 of the Act of July 31, 1894 (28 Stat. 205), as amended (5 U.S.C. 62) or section 6 of the Act of May 10, 1916 (39 Stat. 120), as amended (5 U.S.C. 58, 59), the Chairman of the Commission may appoint to, and employ in, any civilian office or position in the Commission, and pay, any retired commissioned officer, or retired warrant officer, of the Army, Navy, Marine Corps, Coast Guard, Coast and

Geodetic Survey, or Public Health Service. The retired status, office, rank, and grade of retired commissioned officers or retired warrant officers, so appointed or employed and, except as provided in section 212 of the Act of June 30, 1932 (47 Stat. 406), as amended (5 U.S.C. 59a), any emolument, perquisite, right, privilege, or benefit incident to or arising out of any such status, office, rank, or grade, shall be in no way affected by reason of such appointment to or employment in, or by reason of service in, or acceptance or holding of, any civilian office or position in the Commission or the receipt of the pay thereof.

Donations, etc.

SEC. 5. (a) The Commission is authorized to accept donations of money, property, or personal services; to cooperate with patriotic and historical societies and with institutions of learning; and to call upon other Federal departments or agencies for their advice and assistance in carrying out the purposes of this Act. The Commission, to such extent as it finds to be necessary, may, without regard to the laws and procedures applicable to Federal agencies procure supplies, services, and property and make contracts, and may exercise those powers that are necessary to enable it to carry out efficiently and in the public interest the purposes of this Act.

Expenditures.

(b) Expenditures of the Commission shall be paid by the executive officer of the Commission, who shall keep complete records of such expenditures and who shall account also for all funds received by the Commission. A report of the activities of the Commission, including an accounting of funds received and expended, shall be furnished by the Commission to the Congress within two months following the celebration as prescribed by this Act. The Commission shall terminate upon submission of its report to the Congress.

Report to Congress.

Surplus property.

(c) Any property acquired by the Commission remaining upon termination of the celebration may be used by the Secretary of the Interior for purposes of the National Park system or may be disposed of as surplus property. The net revenues, after payment of Commission expenses, derived from Commission activities, shall be deposited in the Treasury of the United States.

Appropriation.

SEC. 6. There is hereby authorized to be appropriated the sum of \$50,000 to carry out the purposes of this Act.

Termination.

SEC. 7. The Commission shall expire upon the completion of its duties but in no event later than March 1, 1960.

**Joint Resolution To establish a Lincoln Sesquicentennial Commission, approved September 2, 1957 (71 Stat. 587)**

Whereas the year 1959 marks the one hundred and fiftieth anniversary of the birth of Abraham Lincoln on February 12, 1809; and

Whereas Abraham Lincoln served as the sixteenth President of the United States; and

Whereas his life and ideals played an important part in the history of the United States during a critical period of its history; and

Whereas his spoken and written words and his philosophy of government have continued to have influence in our Government and in our daily way of life; and

Whereas the United States observed with appropriate ceremonies the one hundredth anniversary of the birth of Abraham Lincoln in 1909; and

Whereas the interest in, and respect for, Abraham Lincoln is demonstrated by over one million eight hundred and fifty thousand people from all parts of the Nation visiting the Lincoln Memorial in Washington, District of Columbia, during the year 1956, making it the most visited memorial in the world; and

Whereas it is appropriate that his ideals and accomplishments be reemphasized and be given wider public knowledge on the occasion of the one hundred and fiftieth anniversary of his birth; and

Whereas it is incumbent upon us as a nation to provide for the proper observance of the birth of this great man who has continued to be a force in our history: Therefore be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That (a) in order to provide for appropriate and nationwide observances and the coordination of ceremonies there is hereby established a commission to be known as the Lincoln Sesquicentennial Commission, hereafter in this Act referred to as the "Commission", which shall be composed of twenty-eight members, as follows:

Lincoln Sesquicentennial Commission.

(1) The President of the United States, President of the Senate, and Speaker of the House of Representatives, who shall be *ex officio* members of the Commission;

(2) Six Members of the Senate to be appointed by the President of the Senate;

(3) Six Members of the House of Representatives to be appointed by the Speaker of the House of Representatives;

(4) Twelve members to be appointed by the President of the United States; and

(5) One member from the Department of the Interior who shall be the Director of the National Park Service or his representative.

(b) The Director of the National Park Service shall call the first meeting for the purpose of electing a Chairman. The Commission, at its discretion, may appoint honorary members, and may establish an Advisory Council to assist it in its work.

(c) Appointments provided for in this section, with the exception of honorary members, shall be made within ninety days from the date of enactment of this resolution. Vacancies shall be filled in the same manner as the original appointments were made.

**Program.**

SEC. 2. It shall be the duty of the Commission to prepare an overall program to include specific plans for commemorating the one hundred fiftieth anniversary of the birth of Abraham Lincoln. In preparing its plans and programs, the Commission shall give due consideration to any similar and related plans advanced by State, civic, patriotic, hereditary, and historical bodies, and may designate special committees with representation from the above-mentioned bodies to plan and conduct specific ceremonies. The Commission may give suitable recognition such as the award of medals and certificates or by other appropriate means to persons and organizations for outstanding accomplishments in preserving the writings and ideals of Abraham Lincoln, or historical locations connected with his life.

**Awards.**

**Proclamations.**

SEC. 3. The President of the United States is authorized and requested to issue proclamations inviting the people of the United States to participate in and observe the anniversary of the nationally significant historic event, the commemoration of which is provided for herein.

**Donations.**

SEC. 4. (a) The Commission is authorized to accept donations of money, property, or personal services; to cooperate with State, civic, patriotic, hereditary, and historical groups and with institutions of learning; and to call upon other Federal departments or agencies for their advice and assistance in carrying out the purposes of this resolution.

All books, manuscripts, miscellaneous printed matter, memorabilia, relics and other materials relating to Abraham Lincoln and donated to the Commission may be deposited for permanent preservation in a National, State, or local library or museum or be otherwise disposed of by the Commission in consultation with the Librarian of Congress or the Secretary of the Smithsonian Institution.

(b) The Commission, to such extent as it finds to be necessary, may, without regard to the laws and procedures applicable to Federal agencies, procure supplies, services, and property and make contracts, expend in furtherance of this resolution funds donated or funds received in pursuance of contracts hereunder, and may exercise those powers that are necessary to enable it to carry out efficiently and in the public interest the purposes of this resolution.

**Administrative services.**

(c) The National Park Service is designated to provide all general administrative services.

SEC. 5. (a) The Commission may employ, without regard to civil service laws or the Classification Act of 1949, an executive director and such employees as may be necessary to carry out its functions.

Employees.  
63 Stat. 954.  
5 U.S.C. 1071  
note.

(b) Expenditures of the Commission shall be paid by the National Park Service as general administrative agent, which shall keep complete records of such expenditures and shall account also for all funds received by the Commission.

Report to  
Congress.

(c) A report shall be submitted to the Congress, presenting the preliminary plans of the Commission not later than March 1, 1958, in order that further enabling legislation may be enacted. A final report shall be made to the Congress no later than March 1, 1960, upon which date the Commission shall terminate.

(d) Any property acquired by the Commission remaining upon its termination may be used by the Secretary of the Interior for purposes of the National Park System or may be disposed of as surplus property. The net revenues, after payment of Commission expenses, derived from Commission activities, shall be deposited in the Treasury of the United States.

Compensation ;  
transportation.

SEC. 6. (a) The members of the Commission shall serve without compensation, but shall be furnished transportation and be reimbursed at not to exceed \$20 per diem, in lieu of subsistence, while engaged in the discharge of their duties provided for in this resolution.

(b) Service of an individual as a member of the Commission shall not be considered as service or employment bringing such individual within the provisions of sections 216, 281, 283, 284, 434, or 1914 of title 18 of the United States Code, or section 190 of the Revised Statutes (5 U.S.C. 99) ; nor shall any member of the Commission by reason of his status as such be deemed to be an "officer of the Government" within the meaning of the Act of April 27, 1916 (5 U.S.C. 101).

62 Stat. 694  
et seq.

SEC. 7. Notwithstanding section 2 of the Act of July 31, 1894 (28 Stat. 205), as amended (5 U.S.C. 62), or section 6 of the Act of May 10, 1916 (39 Stat. 120), as amended (5 U.S.C. 58, 59), the Chairman of the Commission may appoint to, and employ in, any civilian office or position in the Commission, and pay, any retired commissioned officer, or retired warrant officer, of the Army, Navy, Marine Corps, Coast Guard, Coast and Geodetic Survey, or Public Health Service. The retired status, office, rank, and grade of retired commissioned officers or retired warrant officers, so appointed or employed and, except as provided in section 212 of the Act of June 30, 1932 (47 Stat. 406), as amended (5 U.S.C. 59a), any emolument, perquisite, right, privilege, or benefit incident to or arising out of any such status, office, rank, or grade, shall be in no way affected by reason of

39 Stat. 54.  
Employment  
of retired  
officers.

such appointment to or employment in, or by reason of service in, or acceptance or holding of, any civilian office or position in the Commission or the receipt of the pay thereof.

Appropriation.

SEC. 8. There are hereby authorized to be appropriated such funds as may be necessary to carry out the provisions of this resolution, including an appropriation of not to exceed \$10,000 to prepare the preliminary report and plans of the Commission described in section 5(c).

**Joint Resolution To extend the time for filing of the final report of the Lincoln Sesquicentennial Commission, approved May 13, 1960 (74 Stat. 103)**

Lincoln Sesqui-  
centennial  
Commission.  
Report.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That subsection (c) of section 5 of the joint resolution entitled "Joint Resolution to establish a Lincoln Sesquicentennial Commission" approved September 2, 1957 (71 Stat. 587), is amended by striking out "March 1, 1960", and inserting in lieu thereof "June 30, 1960".

**An Act To provide for the maintenance and repair of Government improvements under concession contracts entered into pursuant to the Act of August 25, 1916 (39 Stat. 535), as amended, and for other purposes, approved August 24, 1962 (76 Stat. 405)**

National parks.  
Concession  
contracts.

16 U.S.C. 3.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That privileges, leases, and permits granted by the Secretary of the Interior for the use of land for the accommodation of park visitors, pursuant to section 3 of the Act of August 25, 1916 (39 Stat. 535), as amended, may provide for the maintenance and repair of Government improvements by the grantee notwithstanding the provisions of section 321 of the Act of June 30, 1932 (47 Stat. 412; 40 U.S.C. 303b), or any other provision of law.

**Excerpt from "An Act To amend the Mineral Leasing Act of February 25, 1920, as amended, in order to promote the development of oil and gas on the public domain, and for other purposes," approved August 8, 1946 (60 Stat. 950)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 1 of the Act of February 25, 1920 (41 Stat. 437; 30 U.S.C., sec. 181 and the following), as amended be amended to read as follows:

"That deposits of coal, phosphate, sodium, potassium, oil, oil shale, or gas, and lands containing such deposits owned by the United States, including those in national forests, but excluding lands acquired under the Act known as the Appalachian Forest Act, approved March 1, 1911 (36 Stat. 961), and those in incorporated cities, towns, and villages and in national parks and monu-

ments, \* \* \* shall be subject to disposition in the form and manner provided by this Act to citizens of the United States, or to associations of such citizens, or to any corporation organized under the laws of the United States, or of any State or Territory thereof, or in the case of coal, oil, oil shale, or gas, to municipalities \* \* \*." (30 U.S.C. § 181.)

**An Act To increase the public benefits from the National Park System by facilitating the management of museum properties relating thereto, and for other purposes, approved July 1, 1955 (69 Stat. 242)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the purpose of this Act shall be to increase the public benefits from museums established within the individual areas administered by the Secretary of the Interior through the National Park Service as a means of informing the public concerning the areas and preserving valuable objects and relics relating thereto. The Secretary of the Interior, notwithstanding other provisions or limitations of law, may perform the following functions in such manner as he shall consider to be in the public interest:

National Park  
Service.  
Museum  
management.

(a) Accept donations and bequests of money or other personal property, and hold, use, expend, and administer the same for purposes of this Act;

(b) Purchase from such donations and bequests of money museum objects, museum collections, and other personal properties at prices he considers to be reasonable;

(c) Make exchanges by accepting museum objects, museum collections, and other personal properties, and by granting in exchange therefor museum property under the administrative jurisdiction of the Secretary which is no longer needed or which may be held in duplicate among the museum properties administered by the Secretary, such exchanges to be consummated on a basis which the Secretary considers to be equitable and in the public interest;

(d) Accept the loan of museum objects, museum collections, and other personal properties and pay transportation costs incidental thereto, such loans to be accepted upon terms and conditions which he shall consider necessary; and

(e) Loan to responsible public or private organizations, institutions, or agencies, without cost to the United States, such museum objects, museum collections, and other personal property as he shall consider advisable, such loans to be made upon terms and conditions which he shall consider necessary to protect the public interest in such properties. (16 U.S.C. § 18f.)

**An Act For the establishment of a National Outdoor Recreation Resources Review Commission to study the outdoor recreation resources of the public lands and other land and water areas of the United States, and for other purposes, approved June 28, 1958 (72 Stat. 238)**

Outdoor  
Recreation  
Resources  
Review Act.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to preserve, develop, and assure accessibility to all American people of present and future generations such quality and quantity of outdoor recreation resources as will be necessary and desirable for individual enjoyment, and to assure the spiritual, cultural, and physical benefits that such outdoor recreation provides; in order to inventory and evaluate the outdoor recreation resources and opportunities of the Nation, to determine the types and location of such resources and opportunities which will be required by present and future generations; and in order to make comprehensive information and recommendations leading to these goals available to the President, the Congress, and the individual States and Territories, there is hereby authorized and created a bipartisan Outdoor Recreation Resources Review Commission.

SEC. 2. For the purposes of this Act—

Definitions.

(1) "Commission" shall mean the Outdoor Recreation Resources Review Commission;

(2) "Outdoor recreation resources" shall mean the land and water areas and associated resources of such areas in the United States, its Territories, and possessions which provide or may in the future provide opportunities for outdoor recreation, irrespective of ownership.

(3) "Outdoor recreation resources" shall not mean nor include recreation facilities, programs, and opportunities usually associated with urban development such as playgrounds, stadia, golf courses, city parks, and zoos.

Membership.

SEC. 3. (a) The Commission hereby authorized and created shall consist of fifteen members appointed as follows:

(1) Two majority and two minority members of the Senate Committee on Interior and Insular Affairs, to be appointed by the President of the Senate;

(2) Two majority and two minority members of the House Committee on Interior and Insular Affairs to be appointed by the Speaker of the House; and

(3) Seven citizens, known to be informed about and concerned with the preservation and development of outdoor recreation resources and opportunities, and experienced in resource conservation planning for multiple resources uses, who shall be appointed by the President, and one of whom shall be designated as chairman by the President.



Vacancies occurring on the Commission shall not affect the authority of the remaining members of the Commission to carry out the functions of the Commission, and shall be filled in the same manner as the original positions.

(b) The Commission members shall serve without compensation, except that each member shall be entitled to reimbursement for actual travel and subsistence expense incurred in the services of the Commission and each member appointed by the President shall be entitled to a per diem allowance not to exceed \$50 per day when actually engaged in Commission business.

(c) The Commission shall convene as soon as practicable following appointment of its members, to implement the purposes and objectives of this Act.

SEC. 4. (a) The Commission is authorized, without regard to the civil-service laws and regulations, to appoint and fix the compensation of an executive secretary and such additional personnel as may be necessary to enable it to carry out its functions, except that any Federal employees subject to the civil service laws and regulations who may be assigned to the Commission shall retain civil service status without interruption or loss of status or privilege.

Personnel, etc.

(b) The Commission shall establish headquarters in the District of Columbia and shall make such other arrangements as are necessary to carry out the purposes of this Act.

(c) The Commission shall request the Secretary of each Federal Department or head of any independent agency which includes an agency or agencies with a direct interest and responsibility in any phase of outdoor recreation to appoint, and he shall appoint for each such agency a liaison officer who shall work closely with the Commission and its staff.

Liaison officers.

SEC. 5. (a) There is hereby established an advisory council which shall consist of the liaison officers appointed under section 4 (c), together with twenty-five additional members appointed by the Commission who shall be representative of the various major geographical areas and citizen interest groups including the following: State game and fish departments, State park departments, State forestry departments, private organizations working in the field of outdoor recreation resources and opportunities, landowners, State water pollution control agencies, State water development agencies, private forestry interests, livestock interests, mining interests, State travel commissions, petroleum production interests, commercial fishing interests, commercial outdoor recreation interests, industry, education, labor, public utilities, and municipal governments.

Advisory Council.

(b) The functions of the advisory council shall be to advise and counsel the Commission in the development

of ways, means, and procedures whereby maximum cooperation may be obtained from all agencies and groups whose assistance in accomplishing the purposes of this Act will be required in arriving at sound methods and criteria for evaluating outdoor recreation resources data assembled and otherwise to advise and assist the Commission in carrying out the purposes of the Act.

(c) Members of the advisory council, except those employed by the Federal Government and assigned to the Commission as liaison officers, shall serve without compensation except that each shall be entitled to reimbursement for actual travel and subsistence expenses incurred in attending meetings of the advisory council called by the Chairman of the Commission, or incurred in carrying out duties assigned by the Chairman of the Commission.

(d) The Chairman of the Commission shall call an initial organization meeting of the advisory council, a meeting of such council each six months thereafter, and a final meeting of such council prior to transmitting the final report to the President and the Congress.

Duties.

SEC. 6. (a) The Commission shall proceed as soon as practicable to set in motion a nationwide inventory and evaluation of outdoor recreation resources and opportunities, directly and through the Federal agencies, the States, and private organizations and groups, utilizing to the fullest extent possible such studies, data, and reports previously prepared or concurrently in process by Federal agencies, States, private organizations, groups, and others.

(b) The Commission shall compile such data and in the light of the data so compiled and of information available concerning trends in population, leisure, transportation, and other factors shall determine the amount, kind, quality, and location of such outdoor recreation resources and opportunities as will be required by the year 1976 and the year 2000, and shall recommend what policies should best be adopted and what programs be initiated, at each level of government and by private organizations and other citizen groups and interests, to meet such future requirements.

Reports ;  
termination.

(c) The Commission shall present not later than September 1, 1961, a report of its review, a compilation of its data, and its recommendations on a State by State, region by region, and national basis to the President and to the Congress, and shall cease to exist not later than one year thereafter. Such report, compilation, and recommendations shall be presented in such form as to make them of maximum value to the States and shall include recommendations as to means whereby the review may effectively be kept current in the future. The Commission, on its own initiative or on request of the Pres-

ident or the Congress, shall prepare interim or progress reports on particular phases of its review.

(d) The Commission is authorized to conduct public hearings and otherwise to secure data and expressions of opinion.

(e) The Commission is authorized to make direct grants to the States, and to transfer necessary funds to Federal agencies, from sums appropriated pursuant to section 8, to carry out such aspects of the review as the Commission may determine can best be carried out by the States, or Federal agencies, under such arrangements and agreements as are determined by the Commission; and may enter into contracts or agreements for studies and surveys with public or private agencies and organizations. The Commission is also authorized to reimburse Federal agencies for the expenses of liaison officers appointed under section 4 (c) and other cooperation.

SEC. 7. The Commission, in its inquiries, findings, and recommendations, shall recognize that present and future solutions to problems of outdoor recreation resources and opportunities are responsibilities at all levels of government, from local to Federal, and of individuals and private organizations as well. The Commission shall recognize that lands, waters, forest, rangelands, wetlands, wildlife and such other natural resources that serve economic purposes also serve to varying degrees and for varying uses outdoor recreation purposes, and that sound planning of resource utilization for the full future welfare of the Nation must include coordination and integration of all such multiple uses.

Resource  
planning.

SEC. 8. There are hereby authorized to be appropriated not more than \$2,500,000 to carry out the purposes of this Act, and such moneys as may be appropriated shall be available to the Commission until expended.

Appropriation.

SEC. 9. This Act may be cited as "the Outdoor Recreation Resources Review Act." (16 U.S.C. § 17k note.)

Short title.

**An Act To amend the Act of June 28, 1958, entitled "An Act to provide for a National Outdoor Recreation Resources Review Commission, and for other purposes," approved March 25, 1959 (73 Stat. 14)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That subsection (a) of section 4 of the Act of June 28, 1958, entitled "An Act to provide for a National Outdoor Recreation Resources Review Commission, and for other purposes" is amended to read as follows:

72 Stat. 239.  
16 U.S.C. 17k  
note.

"The Commission is authorized, without regard to the civil service laws and regulations, and without regard to the Classification Act of 1949, as amended, to appoint and fix the compensation of an executive secretary and such additional personnel as may be necessary to enable

it to carry out its functions, except that any Federal employees subject to the civil service laws and regulations who may be assigned to the Commission shall retain civil service status without interruption or loss of status or privilege." (16 U.S.C. § 17k note [Supp. II]. See p. 61.)

**An Act To further the policy enunciated in the Historic Sites Act (49 Stat. 666) and to facilitate public participation in the preservation of sites, buildings, and objects of national significance or interest and providing a national trust for historic preservation, approved October 26, 1949 (63 Stat. 927)**

National Trust  
for Historic  
Preservation  
in U.S.

16 U.S.C.  
§§ 461-467.

Purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to further the policy enunciated in the Act of August 21, 1935 (49 Stat. 666), entitled "An Act to provide for the preservation of historic American sites, buildings, objects, and antiquities of national significance, and for other purposes", and to facilitate public participation in the preservation of sites, buildings, and objects of national significance or interest, there is hereby created a charitable, educational, and non-profit corporation, to be known as the National Trust for Historic Preservation in the United States, hereafter referred to as the "National Trust". The purposes of the National Trust shall be to receive donations of sites, buildings, and objects significant in American history and culture, to preserve and administer them for public benefit, to accept, hold, and administer gifts of money, securities, or other property of whatsoever character for the purpose of carrying out the preservation program, and to execute such other functions as are vested in it by this Act. (16 U.S.C. § 468.)

Principal office.

SEC. 2. The National Trust shall have its principal office in the District of Columbia and shall be deemed, for purposes of venue in civil actions, to be an inhabitant and resident thereof. The National Trust may establish offices in such other place or places as it may deem necessary or appropriate in the conduct of its business. (16 U.S.C. § 468a.)

Board of  
trustees.  
Composition.

SEC. 3. The affairs of the National Trust shall be under the general direction of a board of trustees composed as follows: The Attorney General of the United States; the Secretary of the Interior; and the Director of the National Gallery of Art, ex officio; and not less than six general trustees who shall be citizens of the United States, to be chosen as hereinafter provided. The Attorney General, and the Secretary of the Interior, when it appears desirable in the interest of the conduct of the business of the board and to such extent as they deem it advisable, may, by written notice to the National Trust, designate any officer of their respective departments to

act for them in the discharge of their duties as a member of the board of trustees. The number of general trustees shall be fixed by the Executive Board of the National Council for Historic Sites and Buildings, a corporation of the District of Columbia, and the general trustees first taking office shall be chosen by a majority vote of the members of the Executive Board from the membership of the National Council. The respective terms of office of the first general trustees so chosen shall be as prescribed by the said Executive Board but in no case shall exceed a period of five years from the date of election. A successor to a general trustee shall be chosen in the same manner as the original trustees and shall have a term expiring five years from the date of the expiration of the term for which his predecessor was chosen, except that a successor chosen to fill a vacancy occurring prior to the expiration of such term shall be chosen only for the remainder of that term. The chairman of the board of trustees shall be elected by a majority vote of the members of the board. No compensation shall be paid to the members of the board of trustees for their services as such members, but they shall be reimbursed for travel and actual expenses necessarily incurred by them in attending board meetings and performing other official duties on behalf of the National Trust at the direction of the board. (16 U.S.C. § 468b, as amended.)

Terms of office.

Compensation.

SEC. 4. To the extent necessary to enable it to carry out the functions vested in it by this Act, the National Trust shall have the following general powers:

Powers.

(a) To have succession until dissolved by Act of Congress, in which event title to the properties of the National Trust, both real and personal, shall, insofar as consistent with existing contractual obligations and subject to all other legally enforceable claims or demands by or against the National Trust, pass to and become vested in the United States of America.

Succession.

(b) To sue and be sued in its corporate name.

(c) To adopt, alter, and use a corporate seal which shall be judicially noticed.

Seal.

(d) To adopt a constitution and to make such bylaws, rules, and regulations, not inconsistent with the laws of the United States or of any State, as it deems necessary for the administration of its functions under this Act, including among other matter, bylaws, rules, and regulations governing visitation to historic properties, administration of corporate funds, and the organization and procedure of the board of trustees.

Constitution, bylaws, etc.

(e) To accept, hold, and administer gifts and bequests of money, securities, or other personal property of whatsoever character, absolutely or on trust, for the purposes for which the National Trust is created. Unless other-

Gifts, etc.

wise restricted by the terms of the gift or bequest, the National Trust is authorized to sell, exchange, or otherwise dispose of and to invest or reinvest in such investments as it may determine from time to time the moneys, securities, or other property given or bequeathed to it. The principal of such corporate funds, together with the income therefrom and all other revenues received by it from any source whatsoever, shall be placed in such depositories as the National Trust shall determine and shall be subject to expenditure by the National Trust for its corporate purposes.

Acquisition of property, etc.

(f) To acquire by gift, devise, purchase, or otherwise, absolutely or on trust, and to hold and, unless otherwise restricted by the terms of the gift or devise, to encumber, convey, or otherwise dispose of, any real property, or any estate or interest therein (except property within the exterior boundaries of national parks and national monuments), as may be necessary and proper in carrying into effect the purposes of the National Trust.

Contracts and agreements.

(g) To contract and make cooperative agreements with Federal, State, or municipal departments or agencies, corporations, associations, or individuals, under such terms and conditions as it deems advisable, respecting the protection, preservation, maintenance, or operation of any historic site, building, object, or property used in connection therewith for public use, regardless of whether the National Trust has acquired title to such properties, or any interest therein.

(h) To enter into contracts generally and to execute all instruments necessary or appropriate to carry out its corporate purposes, which instruments shall include such concession contracts, leases, or permits for the use of lands, buildings, or other property deemed desirable either to accommodate the public or to facilitate administration.

Appointment of officers, etc.

(i) To appoint and prescribe the duties of such officers, agents, and employees as may be necessary to carry out its functions, and to fix and pay such compensation to them for their services as the National Trust may determine.

(j) And generally to do any and all lawful acts necessary or appropriate to carry out the purposes for which the National Trust is created. (16 U.S.C. § 468c.)

Selection of sites, etc.

SEC. 5. In carrying out its functions under this Act, the National Trust is authorized to consult with the Advisory Board on National Parks, Historic Sites, Buildings, and Monuments, on matters relating to the selection of sites, buildings, and objects to be preserved and protected pursuant hereto. (16 U.S.C. § 468d.)

Report to Congress.

SEC. 6. The National Trust shall, on or before the 1st day of March in each year, transmit to Congress a re-

port of its proceedings and activities for the preceding calendar year, including the full and complete statement of its receipts and expenditures. (16 U.S.C. § 468e.)

SEC. 7. The right to repeal, alter or amend this Act at any time is hereby expressly reserved, but no contract or individual right made or acquired shall thereby be divested or impaired. (16 U.S.C. § 468 note.)

Rights reserved.

**An Act To exempt from taxation certain property of the National Trust for Historic Preservation in the United States in the District of Columbia, approved July 3, 1957 (71 Stat. 275)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That certain property in the District of Columbia described as lots numbered 42, 43, 44, 45, and 46 in the subdivision of lot numbered 36 in square numbered 167, as said subdivision is recorded in the office of the Surveyor of the District of Columbia in book W.B.M., at folio 293, now known as lot 46 and lot 809, in square numbered 167, together with the improvements thereon and the furnishings therein, being premises numbered 748 Jackson Place, Northwest, known as "Decatur House," owned by the National Trust for Historic Preservation in the United States, a corporation chartered by Act of Congress, approved October 26, 1949, be exempt from all taxation, so long as the same is used in carrying on the purposes and activities of the National Trust for Historic Preservation in the United States, and is not used for commercial purposes, subject to the provisions of sections 2, 3, and 5 of the Act entitled "An Act to define the real property exempt from taxation in the District of Columbia", approved December 24, 1942 (56 Stat. 1091; D.C. Code, secs. 47-801b, 47-801c, and 47-801e). Use of the premises by agencies of the United States of America or by the Truxtun-Decatur Naval museum of the Naval Historical Foundation for museum purposes and conference accommodations shall not affect the exemption from taxation provided for herein. Any real estate taxes, penalties or interest on the aforesaid property which may be due to the District of Columbia with respect to periods after the property was acquired by the National Trust for Historic Preservation in the United States shall be abated.

National Trust for Historic Preservation in the U.S. Tax exemption.

**An Act To promote public cooperation in the rehabilitation and preservation of the Nation's important historic properties in the New York City area, and for other purposes, approved August 11, 1955 (69 Stat. 632)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to appoint an advisory board, to be known as the New

New York City National Shrines Advisory Board.

York City National Shrines Advisory Board. The membership of the Board may not exceed eleven persons. The Secretary shall appoint one member to represent the city of New York, one member to represent the State of New York, and one member to represent the Borough of Manhattan, after consideration of such recommendations as may be made by the mayor of New York City, the Governor of New York State, and the President of the Borough of Manhattan for the appointment of the representatives of their respective jurisdictions. The remaining membership of the Board shall be appointed from the various historical and civic organizations interested in effectuating the purposes of this Act. The Secretary shall, at the time of appointment, designate one of the members to serve as Chairman. Members of the Board shall receive no compensation for their services, but may be paid any necessary traveling and subsistence expenses incurred in the discharge of their duties, when authorized by the Secretary of the Interior.

Preservation  
of historic  
properties.

The functions of the Board shall be to render advice to the Secretary of the Interior and to further public participation in the rehabilitation and the preservation of those historic properties in the New York City area that are of great national significance, identified as the Federal Hall National Memorial, Castle Clinton National Monument, and the Statue of Liberty National Monument. The Board shall conduct a study of these historic properties and submit recommendations concerning their preservation and administration to the Secretary of the Interior, such report and recommendations of the Board to be transmitted to the Congress by the Secretary of the Interior, together with his recommendations thereon, within one year following the date of the establishment of the Board. The Board shall cease to exist when the Secretary of the Interior shall find that its purposes have been accomplished.

Report to  
Congress.

SEC. 2. The Secretary of the Interior is authorized to accept donations of funds for rehabilitation and preservation of the historic properties including any made upon condition that such funds are to be expended only if Federal funds in an amount equal to the donated funds are appropriated for such purposes. There are authorized to be appropriated such funds as may be necessary to match funds that may be donated for purposes of this Act.

Appropriation.

16 U.S.C.  
461-467.

SEC. 3. The Federal Hall Memorial National Historic Site, established pursuant to the Historic Sites Act of August 21, 1935 (49 Stat. 666), shall hereafter be known as the "Federal Hall National Memorial". (16 U.S.C. § 463 note, as amended. See p. 69.)



An Act To amend the Act of August 11, 1955 (69 Stat. 632), relating to the rehabilitation and preservation of historic properties in the New York City area, and for other purposes, approved August 14, 1958 (72 Stat. 613)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act entitled "An Act to promote public cooperation in the rehabilitation and preservation of the Nation's important historic properties in the New York City area, and for other purposes," approved August 11, 1955 (69 Stat. 632), is hereby amended as follows:

New York  
City area.  
Historic  
properties.

16 U.S.C.  
463 note.

(a) In the first sentence of the second paragraph of section 1 of such Act insert a comma and the word "development" after the word "rehabilitation."

(b) In the first sentence of section 2 of such Act insert a comma and the word "development" after the word "rehabilitation." (16 U.S.C. § 463 note. See p. 68.)

An Act To provide for cooperation by the Smithsonian Institution with State, educational, and scientific organizations in the United States for continuing paleontological investigations in areas which will be flooded by the construction of Government dams, approved August 15, 1949 (63 Stat. 606)

Smithsonian  
Institution.  
Paleontological  
investigations.

Investigations,  
etc., of Interior  
Department.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Smithsonian Institution is hereby authorized to cooperate with any State, educational institution, or scientific organization in the United States for continuing paleontological investigations, and the excavation and preservation of fossil remains, in areas which will be flooded by the construction of Government dams or otherwise be made unavailable for such investigations because of such construction: *Provided,* That such investigations and activities shall not duplicate nor affect adversely similar operations being conducted by the Department of Interior in cooperation with the Smithsonian Institution. (20 U.S.C. § 78.)

Appropriation  
authorized.

Contributions.

Limitation.

SEC. 2. That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$65,000, which shall be available until expended for the above purposes: *Provided,* That at such time as the Smithsonian Institution is satisfied that any State agency, or any educational institution or scientific organization in any of the United States, is prepared to contribute to such investigation and when in its judgment such investigation shall appear meritorious, the Secretary of the Smithsonian Institution may make available for such investigation such amounts from this sum as shall be equal to the amounts contributed respectively by each such State agency, or educational institution or scientific organization: *Provided further,* That the amount to be made available from this sum

for such investigation in cooperation with each such State agency, or educational institution or scientific organization, shall not exceed \$10,000 in any fiscal year: *Provided further*, That all such cooperative work and division of the result thereof shall be under the direction of the Secretary of the Smithsonian Institution: *Provided further*, That where lands are involved which are controlled by the Government of the United States, cooperative work thereon shall be under the provisions of the Act of June 8, 1906 (16 U.S.C. 432, 433), and rules and regulations pertaining thereto. (20 U.S.C. § 78a.)

Government  
lands.

34 Stat. 225.

**An Act To provide for payment for lands heretofore conveyed to the United States as a basis for lieu selections from the public domain, and for other purposes, approved July 6, 1960 (74 Stat. 334)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of the Interior shall certify to the General Accounting Office for audit the claim of any person who relinquished or conveyed lands to the United States as a basis for a lieu selection in accordance with the provisions of the fifteenth paragraph under the heading "Surveying the Public Lands" in the Act of June 4, 1897 (30 Stat. 11, 36), as amended, and supplemented by the Acts of June 6, 1900 (31 Stat. 588, 614), March 3, 1901 (31 Stat. 1010, 1037), March 3, 1905 (33 Stat. 1264) and the Act of September 22, 1922 (42 Stat. 1067, 16 U.S.C. 483), and who has not heretofore received his lieu selection, a reconveyance of his lands, or authority to cut and remove timber, as provided by law, and there shall be paid to each such person whose claim is found to be valid the sum of \$1.25 per acre for the lands conveyed by him to the United States with interest thereon at the rate of 4 per centum per annum, from the date on which application was last made by said person for a lieu selection, for reconveyance, or for authority to cut and remove timber or, if no such application has been made, from the date of this Act. Said payment shall be made from moneys appropriated under the heading "Claims for Damages, Audited Claims, and Judgments," and acceptance thereof shall constitute a full and complete satisfaction of all claims which the person to whom payment is made may have against the United States arising from the transaction in connection with which the payment is made. No person shall receive, or be entitled to receive, payment under this Act except upon demand therefor made in writing to the Secretary, or any officer of the Department of the Interior to whom the Secretary delegates authority to receive such demand, within one year from the date of this Act.

Interior  
Department.

Payment for  
certain lands.

Condition for  
payment.

SEC. 2. (a) The right to receive payment under this Act shall not be assignable.

(b) For purposes of payment under this Act, the term "person who conveyed lands to the United States" includes (i) the heirs and devisees of any such person and (ii) any other person to whom he or his heirs or devisees lawfully assigned, before enactment of this Act, their right to a lieu selection or a reconveyance, or their right to receive authority to cut and remove timber. If more than one heir, devisee, or assignee is entitled to share in a payment to be made under this Act, each may individually claim and receive his proper share of the total amount of \$1.25 per acre, with interest, which is payable hereunder.

(c) No agent or attorney acting on behalf of another to procure a payment under this Act shall demand, accept, or receive more than 10 per centum of the payment made, and any agreement to the contrary shall be null and void.

SEC. 3. The Act of September 22, 1922 (42 Stat. 1017; 16 U.S.C. 483) is hereby repealed. No reconveyance of lands to which section 1 of this Act applies shall hereafter be made under section 6 of the Act of April 28, 1930 (46 Stat. 257; 43 U.S.C. 872.)

SEC. 4. Any land for which the United States makes payment under section 1 of this Act, or any land for which it might make payment thereunder upon application by the proper party, but for which no demand is made, shall (unless it has heretofore been disposed of by the United States) be a part of the national forest, national park, or other area within the boundaries of which it is embraced, shall be administered as a part thereof, and shall be subject to the laws, rules, and regulations applicable to land set apart and reserved from the public domain in that national forest, national park, or other area.

Disposition  
of land.

An Act To provide for the preservation of historical and archeological data (including relics and specimens) which might otherwise be lost as the result of the construction of a dam, approved June 27, 1960 (74 Stat. 220)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That it is the purpose of this Act to further the policy set forth in the Act entitled "An Act to provide for the preservation of historic American sites, buildings, objects, and antiquities of national significance, and for other purposes", approved August 21, 1935 (16 U.S.C. 461-467), by specifically providing for the preservation of historical and archeological data (including relics and specimens) which might otherwise be irreparably lost or destroyed as the result of flooding, the building of access roads, the erection of workmen's communities, the relocation of railroads and highways, and other alterations of the terrain caused by the construction of a dam

Historical and  
archeological  
data,  
preservation.

49 Stat. 666.

by any agency of the United States, or by any private person or corporation holding a license issued by any such agency. (16 U.S.C. § 469 [Supp. II].)

Dam  
construction.  
Advance  
notice.

SEC. 2. (a) Before any agency of the United States shall undertake the construction of a dam, or issue a license to any private individual or corporation for the construction of a dam, it shall give written notice to the Secretary of the Interior setting forth the site of the proposed dam and the approximate area to be flooded and otherwise changed if such construction is undertaken: *Provided*, That with respect to any floodwater retarding dam which provides less than five thousand acre-feet of detention capacity and with respect to any other type of dam which creates a reservoir of less than forty surface acres the provisions of this section shall apply only when the constructing agency, in its preliminary surveys, finds, or is presented with evidence that historical or archeological materials exist or may be present in the proposed reservoir area.

Survey.

(b) Upon receipt of any notice, as provided in subsection (a), the Secretary of the Interior (hereinafter referred to as the "Secretary"), shall cause a survey to be made of the area proposed to be flooded to ascertain whether such area contains historical and archeological data (including relics and specimens) which should be preserved in the public interest. Any such survey shall be conducted as expeditiously as possible. If, as a result of any such survey, the Secretary shall determine (1) that such data exists in such area, (2) that such data has exceptional historical or archeological significance, and should be collected and preserved in the public interest, and (3) that it is feasible to collect and preserve such data, he shall cause the necessary work to be performed in such area to collect and preserve such data. All such work shall be performed as expeditiously as possible.

(c) The Secretary shall keep the instigating agency notified at all times of the progress of any survey made under this Act, or of any work undertaken as a result of such survey, in order that there will be as little disruption or delay as possible in the carrying out of the functions of such agency.

(d) A survey similar to that provided for by section (b) of this section and the work required to be performed as a result thereof shall so far as practicable also be undertaken in connection with any dam the construction of which has been heretofore authorized by any agency of the United States, or by any private person or corporation holding a license issued by any such agency.

(e) The Secretary shall consult with any interested Federal and State agencies, educational and scientific organizations, and private institutions and qualified indi-

viduals, with a view to determining the ownership of and the most appropriate repository for any relics and specimens recovered as a result of any work performed as provided for in this section. (16 U.S.C. § 469a [Supp. II].)

SEC. 3. In the administration of this Act, the Secretary may—

Administra-  
tion.

(1) enter into contracts or make cooperative agreements with any Federal or State agency, any educational or scientific organization, or any institution, corporation, association, or qualified individual; and

(2) procure the temporary or intermittent services of experts or consultants or organizations thereof as provided in section 15 of the Act of August 2, 1946 (5 U.S.C. 55a); and

60 Stat. 810.

(3) accept and utilize funds made available for salvage archeological purposes by any private person or corporations holding a license issued by an agency of the United States for the construction of a dam or other type of water or power control project. (16 U.S.C. § 469b [Supp. II].)

SEC. 4. There are hereby authorized to be appropriated such sums as may be necessary to carry out the purposes of this Act. (16 U.S.C. § 469e [Supp. II].)

An Act To amend the Recreation Act of June 14, 1926, to include other public purposes and to permit nonprofit organizations to purchase or lease public lands for certain purposes, approved June 4, 1954 (68 Stat. 173)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act approved June 14, 1926 (44 Stat. 741; 43 U.S.C. sec. 869), entitled "An Act to authorize acquisition or use of public lands by States, counties, or municipalities for recreational purposes", is hereby amended to read as follows:

Public lands.

"SECTION 1. (a) The Secretary of the Interior upon application filed by a duly qualified applicant under section 2 of this Act may, in the manner prescribed by this Act, dispose of any public lands to a State, Territory, county, municipality, or other State, Territorial, or Federal instrumentality or political subdivision for any public purposes, or to a nonprofit corporation or nonprofit association for any recreational or any public purpose consistent with its articles of incorporation or other creating authority. Before the land may be disposed of under this Act it must be shown to the satisfaction of the Secretary that the land is to be used for an established or definitely proposed project. The Secretary may classify public lands in Alaska for disposition under this Act. Lands so classified may not be appropriated under any

Disposal for  
public or  
recreational  
purposes.

other public land law unless the Secretary revises such classification or authorizes the disposition of an interest in the lands under other applicable law. If, within eighteen months following such classification, no application has been filed for the purpose for which the lands have been so classified, then the Secretary shall restore such lands to appropriation under the applicable public land laws.

**Limitations.**

“(b) No more than six hundred and forty acres may be conveyed to any one grantee in any one calendar year.

“(c) Where the lands have been withdrawn in aid of a function of a Federal department or agency other than the Department of the Interior, or of a State, Territory, county, municipality, water district, or other local governmental subdivision or agency, the Secretary of the Interior may make disposals under this Act only with the consent of such Federal department or agency, or of such State, Territory, or local governmental unit. Nothing in this Act shall be construed to apply to lands in any national forest, national park, or national monument, or national wildlife refuge, or the revested Oregon and California Railroad grant lands in the State of Oregon, or the reconveyed Coos Bay Wagon Road grant lands in the State of Oregon, or to any Indian lands, or lands set aside or held for the use or benefit of Indians, including lands over which jurisdiction has been transferred to the Department of the Interior by Executive order for the use of Indians. Nor shall any disposition be made under this Act for any use authorized under any other law, except for a use authorized under the Act of June 1, 1938 (52 Stat. 609; 43 U.S.C., sec. 682a), as amended. (43 U.S.C. § 869 [a-c]. See p. 76.)

**Sale or lease,  
etc.**

“SEC. 2. The Secretary of the Interior may after due consideration as to the power value of the land, whether or not withdrawn therefor, (a) sell such land to the State, Territory, county, or other State, Territorial, or Federal instrumentality or political subdivision in which the lands are situated, or to a nearby municipal corporation in the same State or Territory, for the purpose for which the land has been classified, and conveyances of such land for historic-monument purposes under this subsection shall be made without monetary consideration, while conveyances for any other purpose under this subsection shall be made at a price to be fixed by the Secretary of the Interior through appraisal or otherwise, after taking into consideration the purpose for which the lands are to be used; (b) lease such land to the State, Territory, county, or other State, Territorial, or Federal instrumentality or political subdivision in which the lands are situated or to a nearby municipal corporation in the same State or Territory, for the purpose for which

**States, etc.**

**Historic  
monuments.**

the land has been classified, at a reasonable annual rental, for a period up to twenty years, and, at the discretion of the Secretary, with a privilege of renewal for a like period, (c) sell such land to a nonprofit corporation or nonprofit association, for the purpose for which the land has been classified, at a price to be fixed by the Secretary of the Interior through appraisal, after taking into consideration the purpose for which the lands are to be used, or (d) lease such land to a nonprofit corporation or nonprofit association at a reasonable annual rental, for a period up to twenty years, and, at the discretion of the Secretary, with a privilege of renewal for a like period. Each patent or lease so issued shall contain a reservation to the United States of all mineral deposits in the lands conveyed or leased and of the right to mine and remove the same, under applicable laws and regulations to be established by the Secretary. Each lease shall contain a provision for its termination upon a finding by the Secretary that the land has not been used by the lessee for the purpose specified in the lease for such period, not over five years, as may be specified in the lease, or that such land or any part thereof is being devoted to another use. (43 U.S.C. § 869-1.)

Nonprofit  
corporation,  
etc.

Reservation  
to U.S.

"Sec. 3. Title to lands conveyed by the Government under this Act may not be transferred by the grantee or its successor except, with the consent of the Secretary of the Interior, to a transferee which would be a qualified grantee under section 2 (a) or (c) and subject to the acreage limitation contained in section 1(b) of this Act. A grantee or its successor may not change the use specified in the conveyance to another or additional use except, with the consent of the Secretary, to a use for which such grantee or its successor could obtain a conveyance under this Act. If at any time after the lands are conveyed by the Government, the grantee or its successor attempts to transfer title to or control over these lands to another or the lands are devoted to a use other than that for which the lands were conveyed, without the consent of the Secretary, title to the lands shall revert to the United States. The provisions of this section, however, shall cease to be in effect as to any lands patented under this Act twenty-five years after the issuance of patent for such lands. (43 U.S.C. § 869-2. See p. 76.)

Title transfer.

"Sec. 4. The Secretary may authorize transfers of title or changes in use in accordance with the provisions of section 3 of this Act with respect to any patent heretofore issued under any Act upon application by a patentee qualified to obtain a conveyance under section 2 (a) or (c) of this Act. If the Secretary, pursuant to such an application, authorizes such transfer or use, all reverter

Authorization.

provisions and other limitations on transfer or use, under this or any other Act affecting the lands involved, shall cease to be in effect twenty-five years after the Secretary authorizes the transfer or use for a changed or additional purpose under the provisions of this section. (43 U.S.C. § 869-3.)

Repeals.

26 Stat. 502;  
54 Stat. 1192.  
43 U.S.C. 729  
and note.

"SEC. 5. The Act of September 30, 1890, entitled 'An Act to authorize entry of the public lands by incorporated cities and towns for cemetery and park purposes', and the Act of October 17, 1940, entitled 'An Act to authorize the Secretary of the Interior to sell or lease for park or recreational purposes, and to sell for cemetery purposes, certain public lands in Alaska', are hereby repealed."

An Act To amend the Act of June 14, 1926, as amended by the Act of June 4, 1954 (68 Stat. 173; 43 U.S.C., sec. 869), approved September 21, 1959 (73 Stat. 571)

Public lands.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That subsection (b) of section 1 of the Act of June 14, 1926, as amended by the Act of June 4, 1954 (68 Stat. 173, 174; 43 U.S.C. 869), is further amended to read as follows:

"(b) Conveyances made in any one calendar year shall be limited as follows:

Recreational use.

Acreage limitation.

"(i) For recreational purposes:

"(A) To any State, for not more than three sites, six thousand four hundred acres in all, except that during each of the calendar years 1960, 1961, and 1962, conveyances may be made for not more than six sites, comprising a total of not more than twelve thousand eight hundred acres and, in addition thereto, such acreage as may be needed for small roadside parks and rest sites of not more than ten acres each.

"(B) To any political subdivision of a State, six hundred and forty acres.

"(C) To any nonprofit corporation or nonprofit association, six hundred and forty acres.

"(ii) For public purposes other than recreation:

"(A) To any State or agency or instrumentality thereof, for any one program, six hundred and forty acres.

"(B) To any political subdivision of a State, six hundred and forty acres.

"(C) To any nonprofit corporation or nonprofit association, six hundred and forty acres."

(43 U.S.C. § 869 [Supp. II]. See p. 74.)

SEC. 2. The last sentence of section 3 of the Act of June 14, 1926, as amended, is repealed. (43 U.S.C. § 869-2 note [Supp. II]. See p. 75.)



**An Act To supplement the Act of June 14, 1926, as amended, to permit any State to acquire certain public lands for recreational use, approved September 13, 1960 (74 Stat. 899)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, effective as of September 21, 1959, subsection (b) (i) (A) of section 1 of the Act of June 14, 1926 (44 Stat. 741), as amended by the Acts of June 4, 1954 (68 Stat. 173, 174) and of September 21, 1959 (73 Stat. 571; 43 U.S.C. 869), is hereby amended by inserting after the word "State" the words "or the State park agency or any other agency having jurisdiction over the State park system of said State designated by the Governor of that State as its sole representative for acceptance of lands under this provision," and by substituting a colon for the period at the end thereof and by adding the following thereafter:

Public lands.  
Recreational  
use.

"*Provided, however,* That should any State fail in any one calendar year to secure the maximum herein specified, other than small roadside parks and rest sites, additional conveyances may be made thereafter to that State pursuant to any application on file with the Secretary of the Interior on the last day of said year, to the extent that the conveyances would not have exceeded the limitations of said year." (43 U.S.C. § 869 note [Supp. II].)

**An Act To authorize grantees of recreational demonstration project lands to make land exchanges relating to such properties, and for other purposes, approved August 3, 1950 (64 Stat. 399)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to facilitate the administration of former recreational demonstration project lands and to consolidate the holdings of the grantees to whom such lands have been or may be granted pursuant to the Act of June 6, 1942 (56 Stat. 326), the Secretary of the Interior may authorize any such grantee to exchange or otherwise dispose of any lands or interests in lands conveyed to it in order to acquire other lands or interests therein of approximately equal value.

Certain land  
grantees.  
Authority to  
exchange lands.

16 U.S.C.  
§§ 459r-459t.

For the aforesaid purpose, the Secretary is authorized to execute a release, as to the particular lands involved, of any condition providing for a reversion of title to the United States, that may be contained in the conveyance by the United States to said grantee. No such release shall be executed, however, unless the grantee shall agree, in form satisfactory to the Secretary, that the lands to be acquired by it shall be subject to the conditions contained in the original conveyance from the United States, except that in lieu of a provision for reversion, the grantee shall agree to convey said lands to the United States

Release.

upon a finding by the Secretary in accordance with the procedure provided in said Act of June 6, 1942, that the grantee has not complied with such conditions during a period of more than three years. Lands so conveyed to the United States shall be subject to administration or disposition in like manner as recreational demonstration project lands that revert to the United States under the terms of the aforesaid Act. (16 U.S.C. § 459u.)

**An Act To authorize the Secretary of the Interior to reimburse owners of lands acquired for developments under his jurisdiction for their moving expenses, and for other purposes, approved May 29, 1958 (72 Stat. 152)**

Reclamation projects  
Reimbursement of owners and tenants.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized, to the extent administratively determined by him to be fair and reasonable, to reimburse the owners and tenants of lands acquired for the construction, operation, or maintenance of developments under his jurisdiction for expenses and other losses and damages incurred by them in the process and as a direct result of such moving of themselves, their families, and their possessions as is occasioned by said acquisition, which reimbursement shall be in addition to, but not in duplication of, any payments that may otherwise be authorized by law: *Provided*, That the total of such reimbursement to the owners and tenants of any parcel of land shall in no event exceed 25 per centum of its fair value, as determined by the Secretary. No payment under this Act shall be made unless application therefor, supported by an itemized statement of the expenses, losses, and damages incurred, is submitted to the Secretary within one year from the date upon which the premises involved are vacated or, in the case of lands acquired and vacated prior to the date of this Act but after July 14, 1952, within one year from the date of this Act. (43 U.S.C. § 1231.)

Restrictions.

Administration.

SEC. 2. The Secretary may perform any and all acts and make such rules and regulations as he finds necessary and proper for the purpose of carrying out the provisions of this Act. All functions performed under this Act shall be exempt from the operation of the Act of June 11, 1946 (60 Stat. 287), as amended (5 U.S.C., secs. 1001-1011), except as to the requirements of section 3 of said Act. (43 U.S.C. § 1232.)

Definitions.

SEC. 3. As used in this Act, the term "lands" shall include interests in land; the term "acquisition" and its cognates shall include the exercise of a right-of-way upon lands subject thereto under the Act of August 30, 1890 (26 Stat. 371, 391, 43 U.S.C., sec. 945); and the term "fair value" shall, in the case of interests in land and of rights-of-way under the Act of August 30, 1890, mean

a fair value of the interest acquired or of the right-of-way occupied. (43 U.S.C. § 1233.)

SEC. 4. Funds appropriated for the construction, operation, or maintenance of developments under the jurisdiction of the Secretary shall also be available for carrying out the provisions of this Act. (43 U.S.C. § 1234.)

Appropriations.

An Act To amend the provision in the Act of March 4, 1911 (36 Stat. 1235, 1253) authorizing the granting of easements for rights-of-way for electrical transmission, telephone, and telegraph lines and poles, approved May 27, 1952 (66 Stat. 95)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the fourth paragraph under the subheading "Improvement of the National Forests" under the heading "Forest Service" of the Act entitled "An Act making appropriations for the Department of Agriculture for the fiscal year ending June thirtieth, nineteen hundred and twelve" (36 Stat. 1253, 43 U.S.C. 961) is amended to read as follows:

Public lands.  
Rights-of-way  
for electrical  
poles and  
lines, etc.

"That the head of the department having jurisdiction over the lands be, and he hereby is, authorized and empowered, under general regulations to be fixed by him, to grant an easement for rights-of-way, for a period not exceeding fifty years from the date of the issuance of such grant, over, across, and upon the public lands, national forests, and reservations of the United States for electrical poles and lines for the transmission and distribution of electrical power, and for poles and lines for communication purposes, and for radio, television, and other forms of communication transmitting, relay and receiving structures and facilities to the extent of two hundred feet on each side of the center line of such lines and poles and not to exceed four hundred feet by four hundred feet for radio, television, and other forms of communication transmitting, relay, and receiving structures and facilities, to any citizen, association, or corporation of the United States, where it is intended by such to exercise the right-of-way herein granted for any one or more of the purposes herein named: *Provided*, That such right-of-way shall be allowed within or through any national park, national forest, military, Indian, or any other reservation only upon the approval of the chief officer of the department under whose supervision or control such reservation falls, and upon a finding by him that the same is not incompatible with the public interest: *Provided further*, That all or any part of such right-of-way may be forfeited and annulled by the declaration of the head of the department having jurisdiction over the lands for nonuse for a period of two years or for abandonment." (43 U.S.C. § 961; 16 U.S.C. §§ 5, 420, 523.)

Joint Resolution To establish the Saint Augustine Quadricentennial Commission, and for other purposes, approved August 14, 1962 (76 Stat. 386)

Saint Augustine Quadricentennial Commission. Establishment.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That (a) there is hereby established a commission to be known as the "Saint Augustine Quadricentennial Commission" (hereinafter referred to as the "Commission"), which shall be composed of eleven members to be appointed as follows:

Membership.

(1) Two members who shall be Members of the Senate, to be appointed by the President of the Senate;

(2) Two members who shall be Members of the House of Representatives, to be appointed by the Speaker of the House of Representatives;

(3) One member from the Department of the Interior who shall be the Director of the National Park Service, or his representative, and who shall serve as executive officer of the Commission; and

(4) Six members to be appointed by the President of the United States.

(b) The President of the United States shall, at the time of appointment, designate one of the members appointed by him to serve as Chairman. The members of the Commission shall serve without compensation, but shall be reimbursed for travel, subsistence, and other expenses actually and necessarily incurred by them in the performance of duties vested in the Commission.

(c) A vacancy occurring in the Commission shall not affect its powers, but shall be filled in the same manner in which the original appointment was made.

Conflict-of-interest.

(d) Service of an individual as a member of the Commission shall not be considered as service or employment bringing such individual within the provisions of sections 216, 281, 283, 284, 434, or 1914 of title 18 of the United States Code, or section 190 of the Revised Statutes (5 U.S.C. 99).

62 Stat. 694, 697, 698, 703, 793.

Functions.

SEC. 2. The functions of the Commission shall be to develop and to execute suitable plans for the celebration, in 1965, of the four hundredth anniversary of the founding of Saint Augustine, Florida, the oldest permanent and continuous settlement in the United States. In carrying out these functions, the Commission is authorized to cooperate with and to assist the Quadricentennial Anniversary Commission of Florida.

63 Stat. 954. 5 U.S.C. 1071 note.

SEC. 3. The Commission may employ, without regard to the civil service laws or the Classification Act of 1949, such employees as may be necessary in carrying out its functions under this resolution: *Provided, however,* That no employee whose position would be subject to the Classification Act of 1949, as amended, if said Act were applicable to such position, shall be paid a salary at a rate in

excess of the rate payable under said Act for positions of equivalent difficulty or responsibility. Such rates of compensation may be adopted by the Commission as may be authorized by the Classification Act of 1949, as amended, as of the same date such rates are authorized for positions subject to said Act. The Commission shall make adequate provision for administrative review of any determination to dismiss any employee.

SEC. 4. (a) The Commission is authorized to accept donations of money, property, or personal services; to cooperate with patriotic and historical societies and with institutions of learning; and to call upon other Federal departments or agencies for their advice and assistance in carrying out the purposes of this resolution. The Commission, to such extent as it finds to be necessary, may procure supplies, services, and property and make contracts, and may exercise those powers which it determines are necessary to enable it to carry out efficiently and in the public interest the purposes of this resolution.

(b) Expenditures of the Commission shall be paid by the executive officer of the Commission, who shall keep complete records of such expenditures and who shall account also for all funds received by the Commission. A report of the activities of the Commission, including an accounting of funds received and expended, shall be furnished by the Commission to the Congress within one year following the celebration as prescribed by this resolution. The Commission shall terminate upon submission of its report to the Congress.

(c) Any property acquired by the Commission remaining upon termination of the celebration may be used by the Secretary of the Interior for purposes of the national park system or may be disposed of as surplus property. The net revenues, after payment of Commission expenses, derived from Commission activities, shall be deposited in the Treasury of the United States.

**An Act To authorize transfer of surplus real property to the jurisdiction of the Department of the Interior for consolidation of Federal holdings within areas administered by the National Park Service, approved April 24, 1948 (62 Stat. 199)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That any Federal agency administering real property situated within the boundaries of a national park or national monument and surplus to its needs or any other Federal agency or instrumentality holding such property for disposal only, is authorized, with the approval of the President of the United States, to transfer surplus real property or interest therein to the Department of the Interior without reimbursement or transfer of funds, having an aggregate appraised value

Donations.

Assistance.

Report to Congress.

Termination.

Surplus property and revenues, disposition.

Transfer of surplus real property in national parks, etc.

not to exceed \$500,000, upon determination by the Secretary of the Interior that it is in the Federal interest to consolidate such Federal holdings within areas administered by the National Park Service. (50 U.S.C. § 1632a note [appendix].)

Termination.

SEC. 2. Any real property or interest therein transferred pursuant to section 1 of this Act shall become a part of the area with which it is consolidated and shall be subject to all the laws and regulations applicable thereto. The authorization conferred by this Act, unless extended by Congress, shall expire July 1, 1952. (50 U.S.C. § 1632b note [appendix].)

**Joint Resolution To establish a commission for the celebration of the one-hundredth anniversary of the birth of Theodore Roosevelt, approved July 28, 1955 (69 Stat. 333)**

Theodore  
Roosevelt  
Centennial  
Commission.  
Establishment.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby established a commission to be known as the Theodore Roosevelt Centennial Commission (hereinafter referred to as the "Commission") which shall be composed of fifteen Commissioners as follows: The President of the United States, the President of the Senate, and the Speaker of the House of Representatives, all ex officio, and eight persons to be appointed by the President of the United States, two Senators to be appointed by the President of the Senate, and two Representatives to be appointed by the Speaker of the House of Representatives.

40 U.S.C. 124-  
126.

SEC. 2. It shall be the duty of the Commission, after announcement to the American people of its creation and purpose, to prepare plans and a program for signaling the one hundredth anniversary of the birth of Theodore Roosevelt in the year 1958, including plans for the completion of the development of Theodore Roosevelt Island in the Potomac River in accordance with the Act entitled "An Act to establish a memorial to Theodore Roosevelt in the National Capital", approved May 21, 1932 (47 Stat. 163) as amended by the Act approved February 11, 1933 (47 Stat. 799), and including the completion of the development of Theodore Roosevelt National Memorial Park in North Dakota, created by the Act of April 25, 1947 (61 Stat. 52), as amended. In preparing such plans and program, the Commission shall give due consideration to any plan which may be submitted to it, and shall take such steps as may be necessary to coordinate and correlate its plans with those prepared by State or civic bodies. If the participation of other nations in the commemoration is deemed advisable, the Commission may communicate to that end with the governments of such nations through the State Department.

16 U.S.C. 241-  
247.

SEC. 3. (a) The Commission shall select a Chairman and a Vice Chairman from among its members, and may employ, without regard to the civil-service laws or the Classification Act of 1949, such employees as may be necessary in carrying out its functions.

63 Stat. 954.  
5 U.S.C. 1071  
note.

(b) Service of an individual as a member of the Commission shall not be considered as service or employment bringing such individual within the provisions of section 216, 281, 283, 284, 434, or 1914 of title 18 of the United States Code, or section 190 of the Revised Statutes (5 U.S.C. 99) or section 412 of the Mutual Defense Assistance Act of 1949 (22 U.S.C. 1584); nor shall any member of the Commission by reason of his status as such be deemed to be an "officer of the Government" within the meaning of the Act of April 27, 1916 (5 U.S.C. 101).

62 Stat. 694.

63 Stat. 721.

39 Stat. 54.

SEC. 4. The Commissioners shall serve without compensation, but may be reimbursed for expenses incurred by them in carrying out the duties of the Commission.

SEC. 5. When the Commission has approved a plan of celebration, it shall submit it, insofar as it relates to the fine arts, to the Commission of Fine Arts for its approval.

Report to Congress.

SEC. 6. The Commission shall, on or before March 1, 1956, make a report to the Congress in order that further enabling legislation may be enacted.

Appropriation.

SEC. 7. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this joint resolution, but in no event shall the sums hereby authorized to be appropriated exceed a total of \$10,000.

Expiration date.

SEC. 8. The Commission shall expire upon the completion of its duties, but in no event later than October 27, 1959.

Excerpt from "An Act Making supplemental appropriations for the fiscal year ending June 30, 1957, and for other purposes," approved July 31, 1956 (70 Stat. 763, 767)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply supplemental appropriations (this Act may be cited as the "Second Supplemental Appropriation Act, 1957") for the fiscal year ending June 30, 1957, and for other purposes, namely:

Second Supplemental Appropriation Act, 1957.

\* \* \* \* \*

**THEODORE ROOSEVELT CENTENNIAL COMMISSION**

For an additional amount for "Theodore Roosevelt Centennial Commission," \$163,400, to remain available until expended: *Provided*, That this paragraph shall become effective only upon the enactment into law of S. 3386, Eighty-fourth Congress.

An Act To amend the joint resolution entitled "Joint resolution to establish a commission for the celebration of the one hundredth anniversary of the birth of Theodore Roosevelt," approved July 28, 1955, approved August 6, 1956 (70 Stat. 1035)

Theodore  
Roosevelt  
celebration.

69 Stat. 384.

Appropriation.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 7 of the joint resolution entitled "Joint resolution to establish a commission for the celebration of the one hundredth anniversary of the birth of Theodore Roosevelt", approved July 28, 1955, is amended to read as follows:

"Sec. 7. There is hereby authorized to be appropriated not to exceed the sum of \$150,000 to carry out the provisions of this joint resolution."

**Joint Resolution To authorize and request the President to issue a proclamation in connection with the centennial of the birth of Theodore Roosevelt, approved September 4, 1957 (71 Stat. 617)**

Theodore  
Roosevelt  
Centennial  
Commission.

69 Stat. 383.

Proclamation.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the joint resolution entitled, "Joint resolution to establish a commission for the celebration of the one hundredth anniversary of the birth of Theodore Roosevelt", approved July 28, 1955 (69 Stat. 348), is amended by adding at the end thereof the following new section:

"Sec. 9. The President is authorized and requested to issue a proclamation, inviting the people of the United States to observe the centennial anniversary of the birth of Theodore Roosevelt, which will occur in 1958, with appropriate ceremonies and activities during that year."

**Joint Resolution To establish the Woodrow Wilson Centennial Celebration Commission, and for other purposes, approved August 30, 1954 (68 Stat. 964)**

Woodrow  
Wilson Centen-  
nial Celebration  
Commission.  
Establishment.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That (a) there is hereby established a commission to be known as the "Woodrow Wilson Centennial Celebration Commission" (hereinafter referred to as the "Commission") which shall be composed of twelve members as follows:

(1) Two members who shall be Members of the Senate, to be appointed by the President of the Senate;

(2) Two members who shall be members of the House of Representatives, to be appointed by the Speaker of the House of Representatives;

(3) One member from the Department of the Interior who shall be the Director of the National Park Service, or his representative, and who shall serve as executive officer of the Commission; and

(4) Seven members to be appointed by the President after consideration of such recommendations as may be



made, upon the request of the President, by the Governor of Virginia as to three of such members, by the Woodrow Wilson Birthplace Foundation, Incorporated, as to two of such members, and by the Woodrow Wilson Foundation as to two of such members.

(b) The President shall, at the time of appointment, designate one of the members appointed by him to serve as Chairman. The members of the Commission shall receive no salary but shall be reimbursed for their actual and necessary traveling and subsistence expenses incurred in the discharge of their duties.

SEC. 2. The functions of the Commission shall be to develop and to execute suitable plans for the celebration, in 1956, of the one hundredth anniversary of the birth of Woodrow Wilson in Staunton, Virginia. In carrying out these functions the Commission is authorized to cooperate with and to assist the Commission established by the State of Virginia to plan a centennial celebration, in 1956, of the birth of Woodrow Wilson, and to invite all the people of the United States to join therein.

SEC. 3. The Commission may employ, without regard to civil-service laws or the Classification Act of 1949, such employees as may be necessary in carrying out its functions.

SEC. 4. (a) The Commission is authorized to accept donations of money, property, or personal services; to cooperate with patriotic and historical societies and with institutions of learning; and to call upon other Federal departments or agencies for their advice and assistance in carrying out the purposes of this resolution. The Commission, to such extent as it finds to be necessary, may, without regard to the laws and procedures applicable to Federal agencies, procure supplies, services, and property and make contracts, and may exercise those powers that are necessary to enable it to carry out efficiently and in the public interest the purposes of this resolution.

(b) Expenditures of the Commission shall be paid by the executive officer of the Commission, who shall keep complete records of such expenditures and who shall account also for all funds received by the Commission. A report of the activities of the Commission, including an accounting of funds received and expended, shall be furnished by the Commission to the Congress within one year following the celebration as prescribed by this resolution. The Commission shall terminate upon submission of its report to the Congress.

(c) Any property acquired by the Commission remaining upon termination of the celebration may be used by the Secretary of the Interior for purposes of the National Park System or may be disposed of as surplus property. The net revenues, after payment of Commission expenses,

Functions.

Employees.  
63 Stat. 954.  
5 U.S.C. 1071  
note.

Report to  
Congress.

Termination.

Disposal of  
property.

derived from Commission activities, shall be deposited in the Treasury of the United States.

Appropriation.

SEC. 5. There is hereby authorized to be appropriated not to exceed \$10,000 for travel expenses of the members of the Commission and for other expenses that may be incurred in developing suitable plans provided for herein, and no appropriation shall be deemed to be authorized herein to carry out the purposes of this resolution in accordance with such plans unless an additional appropriation to carry out such purposes is expressly authorized by further legislation.

**Joint Resolution To increase the appropriation authorization for the Woodrow Wilson Centennial Celebration Commission, approved March 29, 1956 (70 Stat. 58)**

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 5 of the joint resolution entitled "Joint resolution to establish the Woodrow Wilson Centennial Celebration Commission, and for other purposes", approved August 30, 1954 (68 Stat. 964), is amended to read as follows:

Woodrow  
Wilson Centennial  
Celebration  
Commission.

Appropriation.

"SEC. 5. There is hereby authorized to be appropriated in addition to sums previously appropriated to carry out the provisions of this joint resolution a sum not to exceed \$48,500."

**Joint Resolution To authorize and request the President to issue a proclamation in connection with the centennial of the birth of Woodrow Wilson, approved April 27, 1956 (70 Stat. 118)**

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the joint resolution entitled "Joint resolution to establish the Woodrow Wilson Centennial Celebration Commission, and for other purposes", approved August 30, 1954 (68 Stat. 964), is amended by adding at the end thereof the following new section:

Woodrow  
Wilson Centennial  
Celebration  
Commission.

Proclamation.

"SEC. 6. The President is authorized and requested to issue a proclamation, as soon as practicable in the year 1956, inviting the people of the United States to observe the centennial anniversary of the birth of Woodrow Wilson with appropriate ceremonies and activities during that year."

**Joint Resolution Authorizing the creation of a commission to consider and formulate plans for the construction in the District of Columbia of an appropriate permanent memorial to the memory of Woodrow Wilson, approved October 4, 1961 (75 Stat. 783)**

Whereas Woodrow Wilson, as twenty-eighth President of the United States, won the enduring gratitude of the people of the United States and throughout the

world for his farsighted and tireless efforts to achieve a lasting peace, with justice and freedom for all; and Whereas he so eloquently phrased the principles for which this country stands and provided, with his own high standards of integrity, vision, and compassionate good will an inspiration for generations to come: Now, therefore, be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That (a) there is hereby established a commission, to be known as the Woodrow Wilson Memorial Commission (hereinafter referred to as the "Commission"), for the purpose of considering and formulating plans for the design, construction, and location of a permanent memorial to Woodrow Wilson in Washington, District of Columbia, or in its immediate environs. The Commission shall, in general, decide on the advisability of one of two kinds of memorials: One which would be a monument similar to those which honor Presidents Washington, Jefferson, and Lincoln; or one which will serve as a building of a functional nature, or, as it is often called, a "living memorial". The Commission shall study, among others, proposals to associate the memorial with the Washington International Center program for international visitors.

Woodrow  
Wilson Memo-  
rial Commis-  
sion.  
Establishment.

(b) The Commission shall be composed of the following members: Composition.

(1) Former Presidents of the United States, at their pleasure;

(2) Two persons to be appointed by the President of the United States;

(3) Two Senators to be appointed by the President of the Senate;

(4) Two Members of the House of Representatives to be appointed by the Speaker of the House of Representatives; and

(5) Three members to be appointed by the President of the United States, one from each of the following:

(A) The Woodrow Wilson Foundation;

(B) The Woodrow Wilson Centennial Commission (now discharged); and

(C) One member of the Department of the Interior, who shall be the Director of the National Park Service, or his representative.

(c) The Commission shall select a chairman and a vice chairman from among its members. Vacancies occurring in the membership of the Commission shall be filled in the same manner as the original appointment.

(d) The members of the Commission shall serve without compensation, but shall be reimbursed for expenses incurred by them in carrying out the duties of the Commission.

Reports to  
President  
and Congress.

(e) The Commission shall report such plans, together with its recommendations, to the President and Congress at the earliest practicable date, and in the interim shall make annual reports of its progress to the President and Congress. However, such plans and recommendations shall not be reported until the Commission has obtained the assistance and advice of the National Capital Planning Commission and the Commission of Fine Arts if the memorial is to be located in the District of Columbia, or the assistance and advice of the National Capital Planning Commission, the Commission of Fine Arts, and the National Capital Regional Planning Council if the memorial is to be located in the environs of the District of Columbia.

Authority.

SEC. 2. The Commission is authorized to—

(a) make such expenditures for personal services and otherwise for the purpose of carrying out the provisions of this joint resolution as it may deem advisable from funds appropriated or received as gifts for such purpose;

(b) accept gifts to be used in carrying out the provisions of this joint resolution or to be used in connection with the construction or other expenses of such memorial; and

(c) hold hearings, organize contests, enter into contracts for personal services and otherwise, and do such other things as may be necessary to carry out the provisions of this joint resolution.

Appropriation.

SEC. 3. There is authorized to be appropriated not more than \$10,000 to carry out the provisions of this joint resolution.

## II. LEGISLATION RELATING TO NATIONAL PARKS

### 1. Acadia National Park

	Page
Home Owners' Loan Corporation tract, addition to park.....	
----- Act of December 22, 1944	89
Transfer of lands to Navy Department.....	
----- Act of July 30, 1947	90
Exchange of lands for benefit of park and Jackson Memorial Laboratory authorized.....	
----- Act of September 7, 1949	91
Conveyance, for school purposes, of certain land in park to town of Tre- mont, Maine, authorized.....	
----- Act of August 1, 1950	92
Exclusion of Green Lake Fish Hatchery Tract from park and its disposal as surplus Federal property authorized.....	
----- Act of July 24, 1956	92

**An Act Providing for the transfer of certain property from the Home Owners' Loan Corporation to the United States for national-park purposes, approved December 22, 1944 (58 Stat. 914)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Home Owners' Loan Corporation (herein called the "Corporation") is authorized and directed to convey and transfer to the United States of America, upon the terms and conditions provided in section 4 hereof, all right, title, and interest vested in the Corporation, at the date of such conveyance and transfer, in and to real property and interests therein in the county of Hancock, State of Maine, acquired by the Corporation through the foreclosure of that certain mortgage deed, dated October 20, 1933, executed to the Corporation by Percy B. Russell and Florence L. Russell, and appearing in book 642, page 389, of the Registry of Deeds of Hancock County, State of Maine.

HOLC.  
Conveyance of  
certain prop-  
erty in Han-  
cock County,  
Maine.

SEC. 2. The Secretary of the Interior, for and on behalf of the United States of America, is authorized and directed to accept the conveyance and transfer of such property without regard to the provisions of section 355, as amended, section 1136, as amended, and section 3709 of the Revised Statutes (except the last paragraph of said section 355, as amended, which shall be applicable hereto), or any other provision of law. The Secretary of the Interior is further authorized and directed to pay all necessary fees, charges, and expenses in connection with such conveyance and transfer.

Acceptance on  
behalf of U.S.

40 U.S.C. § 255;  
10 U.S.C.  
§ 1339; 41  
U.S.C. § 5.

SEC. 3. Upon the conveyance and transfer of such property as herein provided, it shall be used and administered by the Secretary of the Interior solely for

Property to  
become part of  
Acadia Na-  
tional Park.

national-park purposes, and it shall be deemed to constitute a part of the Acadia National Park.

Cancellation of  
HOLC bonds.

SEC. 4. Any other provision of law to the contrary notwithstanding, the Secretary of the Treasury shall, upon such conveyance and transfer and in lieu of any other payment by the United States to the Corporation as consideration for the conveyance and transfer of such property, cancel bonds of the Corporation, in the principal sum of \$18,000, purchased by the Secretary of the Treasury under or by reason of the provisions set forth in section 4 of the Home Owners' Loan Act of 1933, approved June 13, 1933 (48 Stat. 128), as amended (which bonds are hereby made available to the Secretary of the Treasury for the purposes of this section), and all sums due and unpaid upon or in connection with such bonds at the time of such cancellation and discharge, together with any accrued interest: *Provided*, That the Secretary of the Treasury and the Corporation are authorized and directed to make adjustments on their books and records as may be necessary to carry out the purposes of this Act. (16 U.S.C. § 343b.)

12 U.S.C.  
§ 1463; Supp.  
III, § 1463.

Adjustments  
on books and  
records.

An Act To transfer jurisdiction of certain lands comprising a portion of Acadia National Park, Maine, from the Department of the Interior to the Department of the Navy, and for other purposes, approved July 30, 1947 (61 Stat. 519)

Acadia  
National Park,  
Maine.  
Transfer of  
jurisdiction.

Approval of  
design of  
buildings, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That control and jurisdiction over the following-described lands now comprising a portion of the Acadia National Park, in the State of Maine, are hereby transferred from the Department of the Interior to the Department of the Navy: *Provided*, That the Secretary of the Interior shall retain the right to approve the design of the buildings and structures to be placed thereon.

All that certain tract or parcel of land on Big Moose Island, Winter Harbor, Maine, which is bounded southerly and easterly by a chain link security fence, and northerly and westerly by the waters of Pond Island Cove and Frenchman Bay, and which is more particularly described as beginning at a point on the shore at the high-water mark of Frenchman Bay on the south-westerly side of Big Moose Island, so called, thence following the chain link security fence as now erected by the three following courses and distances: North no degrees five minutes west one hundred and fifty-three feet; thence north thirty degrees twenty-four minutes east one hundred and fifty-seven and seven-tenths feet; thence south eighty-nine degrees nine minutes east one thousand four hundred and fifty-five and three-tenths feet to a point and angle in the said security fence which bears north thirty-

four degrees fifty-four minutes west and is fifty feet distant at right angles from a point in the center line of the National Park Service road known as the Big Moose Island Road; thence turning to the left and following the said security fence in a general northerly direction but everywhere parallel with and fifty feet distant from the center line of the said Big Moose Island Road three thousand five hundred feet more or less to the high-water mark on the shore of Pond Island Cove; thence in a generally westerly and southerly direction but everywhere following the high-water mark of Pond Island Cove and Frenchman Bay seven thousand four hundred and seventy feet more or less to the place of beginning; except that portion thereof, containing twenty-five and ninety-six one-hundredths acres, which was transferred to the jurisdiction of the Department of the Navy pursuant to the Act of August 24, 1935 (ch. 644, 49 Stat. 795); the lands herein described containing one hundred and fifty-one and eighty-six one-hundredths acres after excluding the excepted portion.

SEC. 2. The Secretary of the Navy is authorized and directed to retransfer jurisdiction over the property described in section 1 of this Act to the Secretary of the Interior in the event such property hereafter becomes surplus to the needs of the Department of the Navy, in which event it again shall become a part of Acadia National Park. (16 U.S.C. § 342 note.)

Retransfer of  
jurisdiction.

**An Act Relating to the exchange of certain private and Federal properties within the authorized boundaries of Acadia National Park, in the State of Maine, and for other purposes, approved September 7, 1949 (63 Stat. 691)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of consolidating Federal holdings of land within Acadia National Park, the Secretary of the Interior is hereby authorized to accept, on behalf of the United States, approximately fifty-eight acres of non-Federal land within the authorized park boundaries, such land to be conveyed to the United States without cost by Mr. John D. Rockefeller, Junior. Upon acceptance of title thereto by the United States, such property shall be subject to all laws and regulations applicable to the park. In exchange for the conveyance to the United States of the aforesaid property, the Secretary of the Interior is authorized to convey to Mr. John D. Rockefeller, Junior, or to such agency as he may designate, for purposes of the Jackson Memorial Laboratory, Bar Harbor, Maine, approximately five acres of federally owned land within the park adjacent to the laboratory properties. (16 U.S.C. § 343c.)

Acadia  
National Park,  
Maine.  
Exchange of  
lands.

**An Act To authorize the conveyance, for school purposes, of certain land in Acadia National Park to the town of Tremont, Maine, and for other purposes, approved August 1, 1950 (64 Stat. 383)**

Tremont,  
Maine.  
Conveyance.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior, in his discretion, is hereby authorized to convey without consideration, but under such terms and conditions as he may deem advisable, to the town of Tremont, Hancock County, Maine, for school purposes, eight and forty-five one-hundredths acres of land, more or less, situate between Marsh Creek and Marsh Road on Mount Desert Island, Hancock County, Maine, now a part of Acadia National Park.

**An Act To exclude certain lands from Acadia National Park, Maine, and to authorize their disposal as surplus Federal property, approved July 24, 1956 (70 Stat. 597)**

Acadia  
National Park,  
Maine.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the tract of land in Acadia National Park, State of Maine, comprising approximately three hundred acres and identified as the "Green Lake Fish Hatchery Tract" is hereby excluded from Acadia National Park, and the said tract is authorized to be disposed of in accordance with the laws relating to the disposition of Federal property. (16 U.S.C. § 343d.)



## 2. Big Bend National Park

	Page
Commissioner, authorizing appointment.....Act of May 15, 1947	93
Acquisition and addition of lands in Block 234, Brewster County, authorized .....Act of August 30, 1949	94
Acquisition of remaining non-Federal lands within park authorized..... .....Act of August 8, 1953	94

**An Act Providing for the appointment of a United States commissioner for the Big Bend National Park in the State of Texas, and for other purposes, approved May 15, 1947 (61 Stat. 91)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That upon the establishment of the Big Bend National Park in the State of Texas pursuant to the provisions of the Act of June 20, 1935 (49 Stat. 393), entitled "An Act to provide for the establishment of the Big Bend National Park in the State of Texas, and for other purposes," the United States District Court for the Western District of Texas shall appoint a commissioner for the said national park. The district court shall prescribe the rules of procedure and practice for the commissioner in the trial of cases and for appeal to the district court. The commissioner shall be paid an annual salary, as appropriated for by the Congress. (See 28 U.S.C. §§ 631, 634 notes.)

Big Bend National Park, Texas.  
Appointment of Commissioner.  
16 U.S.C.  
§§ 156-158.

Salary.

SEC. 2. The commissioner shall have jurisdiction to issue process in the name of the United States for the arrest of any person charged with a violation of any of the rules and regulations made by the Secretary of the Interior in pursuance of law for the government and protection of the park, or with the commission within the park of a petty offense against the law, and to try the person so charged, who, if found guilty, shall be subject to the punishment prescribed by section 3 of the Act of August 25, 1916 (39 Stat. 535; U.S.C., title 16, sec. 3), as amended. For the purposes of this Act, the term "petty offense" shall be defined as in section 335 of the Criminal Code (U.S.C., title 18, sec. 541). In all cases of conviction an appeal shall lie from the judgment of said commissioner to the district court. (See 28 U.S.C. § 632 note.)

Jurisdiction of commissioner.

"Petty offense."  
35 Stat. 1152.

SEC. 3. The commissioner shall have power to issue process in the name of the United States for the arrest of any person charged with the commission within said park of any criminal offense not covered by the provisions of section 2 of this Act, and to hear the evidence introduced. If he is of the opinion that probable cause is shown for holding the person so charged for trial, he

Criminal offense.

shall commit such person for further appropriate action, and shall certify a transcript of the record of his proceedings and the testimony in such case to the district court, which court shall have jurisdiction of the case. (*Ibid.*)

Fees, costs,  
expenses, etc.

SEC. 4. All fees, costs, and expenses arising in cases under this Act and properly chargeable to the United States shall be certified, approved, and paid as are like fees, costs, and expenses in the courts of the United States. All fines, fees, costs, and expenses imposed and collected shall be deposited by the commissioner, or by the marshal of the United States collecting the same, with the clerk of the United States District Court for the Western District of Texas. (See 28 U.S.C. § 634 note.)

**An Act To authorize the addition of certain lands to the Big Bend National Park in the State of Texas, and for other purposes, approved August 30, 1949 (63 Stat. 679)**

Big Bend  
National Park,  
Tex.  
Additional  
land.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to acquire, in such manner as he shall consider to be in the public interest, any land or interests in land situated within sections 15, 22, 27, 34, block 234, Brewster County, Texas, which he shall consider to be suitable for addition to the Big Bend National Park: *Provided, however,* That the aggregate cost to the Federal Government of properties acquired hereafter and under the provisions hereof shall not exceed the sum of \$10,000. Properties acquired pursuant to this Act shall become a part of the park upon acquisition of title thereto by the United States. (16 U.S.C. § 157a.)

**An Act To authorize the acquisition by the United States of the remaining non-Federal lands within Big Bend National Park, and for other purposes, approved August 8, 1953 (67 Stat. 497)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, notwithstanding any other provisions of law, the Secretary of the Interior is hereby authorized to procure, in such manner as he may consider to be in the public interest, the remaining non-Federal land and interests in land within the boundaries of Big Bend National Park. (16 U.S.C. § 157b.)

### 3. Carlsbad Caverns National Park

Erection of plaque or marker within the park, commemorating Jim White, authorized.....	Act of June 14, 1950	95
Transportation to and from work, outside of regular working hours of park employees residing in or near the city of Carlsbad, authorized.....		
-----	Excerpt from Act of August 8, 1953 <sup>1</sup>	95

An Act To commemorate Jim White and his contribution to the early history of Carlsbad Caverns, in the State of New Mexico, and for other purposes, approved June 14, 1950 (64 Stat. 211)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of commemorating the contribution of Jim White to the early history and public knowledge of Carlsbad Caverns, the Secretary of the Interior is authorized to erect a plaque or marker with an appropriate inscription thereon within Carlsbad Caverns National Park. Such plaque or marker shall be erected near the elevator in the elevator building in the park.

SEC. 2. There is authorized to be appropriated for the purposes of this Act not to exceed \$200.

Appropriation authorized.

Excerpt from "An Act To facilitate the management of the National Park System and miscellaneous areas administered in connection with that system, and for other purposes," approved August 8, 1953 (67 Stat. 495)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to facilitate the administration of the National Park System and miscellaneous areas administered in connection therewith, the Secretary of the Interior is hereby authorized to carry out the following activities, and he may use applicable appropriations for the aforesaid system and miscellaneous areas for the following purposes:

National Park System Administration.

\* \* \* \* \*

3. Transportation to and from work, outside of regular working hours, of employees of Carlsbad Caverns National Park, residing in or near the city of Carlsbad, New Mexico, such transportation to be between the park and the city, or intervening points, at reasonable rates to be determined by the Secretary of the Interior taking into consideration, among other factors, comparable rates charged by transportation companies in the locality for similar services, the amounts collected for such

Carlsbad Caverns National Park. Transportation of employees.

<sup>1</sup> Act printed in full under General Legislation, pp. 36-38.

transportation to be credited to the appropriation current at the time payment is received: *Provided*, That if adequate transportation facilities are available, or shall be available by any common carrier, at reasonable rates, then and in that event the facilities contemplated by this paragraph shall not be offered. (16 U.S.C. § 1b.)

\* \* \* \* \*

#### 4. Everglades National Park

	Page
Protection of real property authorized, pending inclusion in park.....	
-----Act of December 6, 1944	97
Procurement of lands within 1944 minimum park boundary authorized.....	
-----Act of October 10, 1949	98
Boundary fixed, acquisition of land authorized, and provision made for transfer of certain land.....	
-----Act of July 2, 1958	99
Exchange of certain lands authorized.....	
-----Act of September 14, 1959	109
Addition of lands donated by the Collier deeds authorized.....	
-----Act of September 2, 1960	110

**An Act To provide for the acceptance and protection by the United States of property within the authorized boundaries of the Everglades National Park project, Florida, pending the establishment of the park, and for other purposes, approved December 6, 1944 (58 Stat. 794)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, (a) for the purpose of protecting the scenery, the wildlife, and other natural features of the region authorized to be established as the Everglades National Park by the Act of May 30, 1934 (48 Stat. 816; 16 U.S.C., secs. 410, 410a-410c), notwithstanding any provision contained in that Act, the Secretary of the Interior is authorized in his discretion to accept on behalf of the United States any land, submerged land, or interests therein, subject to such reservations of oil, gas, or mineral rights as the Secretary may approve, within the area of approximately two thousand square miles recommended by said Secretary in his report to the Congress of December 3, 1930, pursuant to the Act of March 1, 1929 (45 Stat. 1443): *Provided*, That no general development of the property accepted pursuant to this Act shall be undertaken nor shall the park be established until title satisfactory to the Secretary to a major portion of the lands, to be selected by him, within the aforesaid recommended area shall have been vested in the United States: *Provided further*, That until the property acquired by the United States pursuant to this Act has been cleared of the aforesaid reservations, the Secretary in his discretion shall furnish such protection thereover as may be necessary for the accomplishment of the purposes of this Act: *And provided further*, That in the event the park is not established within ten years from the date of the approval of this Act, or upon the abandonment of the park at any time after its establishment, title to any lands accepted pursuant to the provisions of this Act shall thereupon automatically revert in the State of Florida or other grantors of such property to the United States.

Everglades National Park, Fla.  
Acceptance of property pending establishment.

Restriction.

Provisional protection.

Reversionary provision.

Establishment  
upon execution  
of provisions.

(b) Upon the execution of the aforesaid provisions relating to establishment thereof, the Everglades National Park shall be established by order of the Secretary which shall be published in the Federal Register. (16 U.S.C. § 410d.)

An Act To authorize the Secretary of the Interior to procure for the Everglades National Park with available funds, including those made available by the State of Florida, the remaining lands and interest in lands within the boundary agreed upon between the State of Florida and the Secretary of the Interior, within and a part of that authorized by the Act of May 30, 1934 (48 Stat. 816), and within which the State has already donated its lands, and for other purposes, approved October 10, 1949 (63 Stat. 733)

Everglades  
National Park.  
Procurement  
of lands.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to consolidate the Federal ownership of lands within the boundary set forth in deed numbered 19035 executed December 28, 1944, by the trustees of the Internal Improvement Fund of the State of Florida, and accepted by the Secretary of the Interior on March 14, 1947, for Everglades National Park purposes, the said Secretary is hereby authorized, within the aforesaid boundary and with any funds made available for that purpose, to procure lands or interests therein by purchase or otherwise, subject, however, to the right of retention by owners of lands, interests in lands, interests in oil, gas, and mineral rights, or royalties, their heirs, executors, administrators, successors, or assigns (hereinafter referred to as "owners") at their election, of the following:

Retention  
of rights  
by owners.

Time  
limitation.

Automatic  
extension.

(1) The reservation until October 9, 1958, of all oil, gas, and mineral rights or interests, including the right to lease, explore for, produce, store, and remove oil, gas, and other minerals from such lands: *Provided*, That if on or before said date, oil, gas, or other minerals are being produced in commercial quantities anywhere within the boundary set forth in aforesaid deed numbered 19035, then in that event the time of the reservation as set forth in this subsection shall automatically extend for all owners, regardless of whether such production is from land in which such owners have an interest, for so long as oil, gas, or other minerals are produced in commercial quantities anywhere within said boundary. To exercise this reservation, the owners, their lessees, agents, employees, and assigns shall have such right of ingress and egress to and from such lands as may be necessary; and

Royalties.

(2) After the termination of the reserved rights of owners as set forth in subsection (1) hereof, a further reservation of the right to customary royalties, applying at the time of production, in any oil, gas, or other minerals which may be produced from such lands at any

time before January 1, 1985, should production ever be authorized by the Federal Government or its assigns. (16 U.S.C. § 410e.)

SEC. 2. Unless consented to by an owner retaining the reservation set forth in subsection (1) of section 1 hereof, no action shall be taken by the Federal Government during the period of such reservation to purchase, acquire, or otherwise terminate or interfere with any lease or leases which may be applicable to said owner's lands. (16 U.S.C. § 410f.)

Restriction on acquisition of land.

SEC. 3. Any reservations retained under the provisions of subsection (1) of section 1 hereof shall be exercised by the owners subject to reasonable rules and regulations which the Secretary may prescribe for the protection of the park, but which shall permit the reserved rights to be exercised so that the oil, gas, and minerals may be explored for, developed, extracted, and removed from the park area in accordance with sound conservation practices. All operations shall be carried on under such regulations as the Secretary may prescribe to protect the lands and areas for park purposes. (16 U.S.C. § 410g.)

Rules and regulations.

SEC. 4. In any action caused by the Secretary of the Interior to be commenced for the acquisition of lands under the provisions hereof, reasonable diligence shall be exercised by him to ascertain whether owners elect to retain reservations in accordance with the provisions of this Act. If, after the exercise of such reasonable diligence, owners cannot be located, or do not appear in judicial proceedings to acquire the lands, so that it may be ascertained whether they desire to retain reservations in accordance with the provisions hereof, the Secretary may acquire the fee simple title to their lands free and clear of reservations as set forth in subsections (1) and (2) of section 1 hereof. (16 U.S.C. § 410h.)

Acquisition of title.

**An Act To fix the boundary of Everglades National Park, Florida, to authorize the Secretary of the Interior to acquire land therein, and to provide for the transfer of certain land not included within said boundary, and for other purposes, approved July 2, 1953 (72 Stat. 280)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, notwithstanding section 1 of the Act of May 30, 1934 (48 Stat. 816, 16 U.S.C., sec. 410), or any action taken pursuant to authority contained therein, the exterior boundary of Everglades National Park, Florida, is subject to the provisions of section 7 of this Act, hereby fixed to include the following described lands:

Everglades National Park, Fla. Boundary.

- (1) Beginning at the intersection of the south right-of-way line of United States Highway Numbered 41, also known as the Tamiami Trail, and the west line of township 54 south, range 37 east, as

shown on the Everglades National Park base map numbered NP-EVE-7109, revised August 10, 1949;

thence southerly along the west line of township 54 south, range 37 east, along the west line of Government lot 6 lying between township 54 south, and township 55 south, range 37 east, and along the west line of township 55 south, range 37 east, and township 56 south, range 37 east and along the west lines of sections 6, 7, and 18, township 57 south, range 37 east, to the southwest corner of section 18, said township and range;

thence easterly along the north line of sections 19, 20, 21, 22, and 23 of said township and range to the northeast corner of section 23;

thence southerly along the east line of sections 23, 26, and 35 of said township and range to the southeast corner of said section 35;

thence easterly along the south line of section 36, of said township and range, to the southeast corner of said section 36;

thence southerly along the east line of sections 1, 12, 13, 24, 25, and 36, township 58 south, range 37 east, and along the west line of sections 6, 7, and 18, township 59 south, range 38 east, to the northwest corner of section 19, said township and range;

thence easterly along the north line of sections 19, 20, 21, 22, 23, and 24 of township 59 south, range 38 east, and sections 19 and 20 of township 59 south, range 39 east, to the southwest right-of-way line of United States Highway Numbered 1;

thence southeasterly along the southwest right-of-way line of United States Highway Numbered 1 to a point which is the northerly point of a tract of land conveyed by the trustees of the internal improvement fund, State of Florida, to John E. Ravlin, and others, by deed dated November 5, 1943, recorded in deed book G16, page 72, in Monroe County public records;

thence following along the westerly and southerly boundary of said tract to its point of intersection with a line parallel with and 200 feet northwesterly from the centerline of Intracoastal Waterway near the southern point of said Ravlin tract;

thence southwesterly, following a line parallel to the centerline of said Intracoastal Waterway and 200 feet northwesterly from said centerline to a point due north of Long Key Light, approximately longitude 80 degrees 50 minutes west, latitude 24 degrees 51 minutes north;

thence northwesterly, following a line at all times parallel to the centerline of said Intracoastal Water-



way and 200 feet northeasterly from said centerline to a point opposite the Oxford Bank Light, approximately longitude 81 degrees 00 minutes 40 seconds west, latitude 24 degrees 59 minutes 10 seconds north;

thence northwesterly in a straight line to a point 3 miles due south of the most southernmost point of East Cape (Cape Sable);

thence due north in a straight line to a point 2 miles due south of the most southernmost point of East Cape (Cape Sable);

thence northwesterly in the Gulf of Mexico in a straight line to a point 2 miles due west of the southeast corner of fractional section 31 (Middle Cape), township 60 south, range 32 east;

thence northwesterly in a straight line to a point 2 miles due west of the most westernmost point of Northwest Cape (Cape Sable);

thence northeasterly in a straight line to a point 2 miles due west of the northwest corner of fractional section 6, township 59 south, range 32 east;

thence northwesterly in a straight line to a point 2 miles due west of the southwest corner of section 6, township 58 south, range 32 east;

thence northwesterly in a straight line to a point 2 miles due west of the northwest corner of fractional section 28, township 56 south, range 31 east;

thence northwesterly in a straight line to a point 3 miles due west of the southwest corner of fractional section 32, township 54 south, range 30 east;

thence northwesterly in a straight line to the southwest corner of section 28, township 53 south, range 28 east;

thence northerly along the west line of section 28, township 53 south, range 28 east, to the northwest corner of said section 28;

thence easterly along the north line of section 28, township 53 south, range 28 east, to the northeast corner of said section 28;

thence northerly along the west line of section 22, township 53 south, range 28 east, to the northwest corner of said section 22;

thence easterly along the north line of section 22, township 53 south, range 28 east, to the northeast corner of said section 22;

thence northerly along the west line of section 14, township 53 south, range 28 east, to the northwest corner of said section 14;

thence easterly along the north line of section 14, township 53 south, range 28 east, to the northeast corner of said section 14;

thence northerly along the west line of section 12, township 53 south, range 28 east, to the northwest corner of said section 12;

thence easterly along the north line of section 12, township 53 south, range 28 east, to the northeast corner of said section 12;

thence northerly along the west line of section 6, township 53 south, range 29 east, to the northwest corner of said section 6;

thence easterly along the north line of township 53 south, range 29 east, to the northeast corner of section 4, township 53 south, range 29 east;

thence southerly along the east lines of sections 4, 9, 16, and 21, township 53 south, range 29 east, to the southeast corner of the northeast quarter of said section 21;

thence easterly to the center of section 22, township 53 south, range 29 east;

thence southerly to the southeast corner of the southwest quarter of section 22, township 53 south, range 29 east;

thence easterly along the south line of section 22, township 53 south, range 29 east, to the southeast corner of said section 22;

thence southerly along the west line of section 26, township 53 south, range 29 east, to the southwest corner of the northwest quarter of said section 26;

thence easterly to the center of section 26, township 53 south, range 29 east;

thence southerly to the northwest corner of the southwest quarter of the southeast quarter of section 26, township 53 south, range 29 east;

thence easterly to the northeast corner of the southeast quarter of the southeast quarter of section 26, township 53 south, range 29 east;

thence southerly along the east line of section 26, township 53 south, range 29 east, to the southeast corner of said section 26;

thence easterly along the north line of section 36, township 53 south, range 29 east, to the northeast corner of the northwest quarter of said section 36;

thence southerly to the southwest corner of the northwest quarter of the southeast quarter of section 36, township 53 south, range 29 east;

thence easterly to the southeast corner of the northeast quarter of the southeast quarter of section 36, township 53 south, range 29 east;

thence continuing easterly to the southeast corner of the northwest quarter of the southwest quarter of section 31, township 53 south, range 30 east;

thence northerly to the northeast corner of the northwest quarter of the northwest quarter of section 31, township 53 south, range 30 east;

thence continuing northerly to the northeast corner of the southwest quarter of the southwest quarter of section 30, township 53 south, range 30 east;

thence westerly to the northeast corner of the southeast quarter of the southeast quarter of section 25, township 53 south, range 29 east;

thence northerly along the east lines of sections 25, 24, and 13, township 53 south, range 29 east, to the northeast corner of said section 13; thence easterly along the north lines of sections 18, 17, 16, 15, 14, and 13, to the northeast corner of section 13, township 53 south, range 30 east;

thence southerly along the east lines of sections 13, 24, 25, and 36 to the southeast corner section 36, township 53 south, range 30 east;

thence easterly along the north lines of sections 6, 5, and 4 to the northeast corner of section 4, township 54 south, range 31 east;

thence southerly along the east line of section 4 to the southeast corner of section 4, township 54 south, range 31 east;

thence easterly along the north line of section 10 to the northeast corner of section 10, township 54 south, range 31 east;

thence southerly along the east line of section 10 to the southeast corner of section 10, township 54 south, range 31 east;

thence easterly along the north line of section 14 to the northeast corner of section 14, township 54 south, range 31 east;

thence southerly along the east line of section 14 to the southeast corner of section 14, township 54 south, range 31 east;

thence easterly along the north line of section 24 to the northeast corner of section 24, township 54 south, range 31 east;

thence southerly along the east lines of sections 24 and 25 to the southeast corner of section 25, township 54 south, range 31 east;

thence easterly along the north lines of sections 31, 32, and 33 to the northeast corner of section 33, township 54 south, range 32 east;

thence southerly along the east line of section 33 to the southeast corner of section 33, township 54 south, range 32 east;

thence easterly along the north line of section 3, to the northeast corner of section 3, township 55 south, range 32 east;

thence southerly along the east lines of sections 3 and 10, to the southeast corner of section 10, township 55 south, range 32 east;

thence easterly along the north line of section 14, to the northeast corner of section 14, township 55 south, range 32 east;

thence southerly along the east line of section 14, to the southeast corner of section 14, township 55 south, range 32 east;

thence easterly along the north line of section 24, to the northeast corner of section 24, township 55 south, range 32 east;

thence southerly along the east lines of sections 24 and 25 to the northeast corner of the southeast quarter of section 25, township 55 south, range 32 east;

thence easterly along the north line of the south half of section 30 to the northeast corner of the south half of section 30, township 55 south, range 33 east;

thence southerly along the east lines of sections 30 and 31 to the southeast corner of section 31, township 55 south, range 33 east;

thence southerly along the east line of section 6, to the southeast corner of section 6, township 56 south, range 33 east;

thence easterly along the north lines of sections 8, 9, 10, 11, and 12, to the northeast corner of section 12, township 56 south, range 33 east;

thence easterly along the north lines of sections 7, 8, 9, 10, 11, and 12, to the northeast corner of section 12, township 56 south, range 34 east;

thence easterly along the north line of section 7 to the northeast corner of section 7, township 56 south, range 35 east;

thence northerly along the west line of section 5 to the northwest corner of section 5, township 56 south, range 35 east;

thence northerly along the west lines of sections 32, 29, 20, 17, 8, and 5 to the northwest corner of section 5, township 55 south, range 35 east;

thence northerly along the west lines of sections 32, 29, and 20 to the intersection of the south right-of-way line of the Loop Road, township 54 south, range 35 east;

thence easterly along the south right-of-way line of the Loop Road and the south right-of-way line of United States Highway Numbered 41, also known as the Tamiami Trail, through sections 20, 21, 22, 23, and 24, township 54 south, range 35 east, to the intersection of the east township line, township 54 south, range 35 east;

thence easterly along the south right-of-way line of United States Highway Numbered 41, also known as the Tamiami Trail, through sections 19, 20, 21, 22, 23, and 24, township 54 south, range 36 east, to the east township line of township 54 south, range 36 east;

thence easterly along the south right-of-way line of United States Highway Numbered 41, also known as the Tamiami Trail, across township 36½ east to the intersection of the west line of township 54 south, range 37 east, the point of beginning;

(2) Land acquired by the United States of America for furthering administration and use of the park by deeds dated January 25, 1954 (2), and February 27, 1954 (2), recorded in the public records of Monroe County, Florida, book OR-3, pages 302 to 308, inclusive, and book OR-2, pages 378 to 381, inclusive, respectively; and accepted by the National Park Service on April 7, 1954(2), and April 5, 1954(2), respectively; and

(3) Not to exceed 35 acres, to be acquired by donation only, in or in the vicinity of Everglades City, Florida, which the Secretary of the Interior may find necessary and suitable for furthering administration and use of the park.

Land and water now in Federal ownership within said boundary shall continue to be administered as Everglades National Park; however, the land and water therein not in Federal ownership shall be administered as a part of the park only after being acquired as hereinafter provided. (16 U.S.C. § 410i.)

Administration.

SEC. 2. The authority of the Secretary of the Interior to acquire land and water for Everglades National Park shall hereafter be restricted to the area within the boundary described in section 1. Notwithstanding the proviso contained in section 1 of the Act of May 30, 1934 (48 Stat. 816, 16 U.S.C., sec. 410), or any other provision of law, the said Secretary is hereafter authorized, within the boundary fixed in this Act and with any funds made available for that purpose, to acquire land, water, and interests therein by purchase or otherwise subject to the proviso that no parcel within the following described area shall be acquired without the consent of its owner so long as it is used exclusively for agricultural purposes, including housing, directly incident thereto, or is lying fallow or remains in its natural state:

Acquisition of land, water, etc.

Consent of owner.

Beginning at the southwest corner of section 31, township 58 south, range 37 east;

thence southerly along the west line of sections 6 and 7, township 59 south, range 37 east, to the southeast corner of section 24, township 59 south, range 36 east;

thence westerly along the south lines of sections 24, 23, 22, 21, and 20, township 59 south, range 36 east, to the southwest corner of said section 20;

thence northerly along the west lines of sections 20, 17, 8, and 5, township 59 south, range 36 east, to the northwest corner of said section 5;

thence to the southwest corner of section 33, township 58 south, range 36 east;

thence northerly along the west lines of sections 33 and 28, township 58 south, range 36 east, to the northwest corner of said section 28;

thence easterly along the north lines of sections 28, 27, 26, and 25, township 58 south, range 36 east, to the northeast corner of said section 25;

thence southerly along the east line of section 25, township 58 south, range 36 east, to the point of intersection of the east line of said section 25 and the north line of section 18, township 58 south, range 37 east, extended westerly along the hiatus;

thence easterly across the hiatus to the northwest corner of section 18, township 58 south, range 37 east;

thence easterly along the north lines of sections 18, 17, and 16, township 58 south, range 37 east, to the northeast corner of said section 16;

thence southerly to the northeast corner of section 21, township 58 south, range 37 east;

thence westerly along the north lines of sections 21 and 20, township 58 south, range 37 east, to the northeast corner of the northwest quarter of said section 20;

thence southerly along the west line of the east half of section 20, township 58 south, range 37 east, to the southeast corner of the southwest quarter of said section 20;

thence westerly along the north lines of sections 29 and 30, township 58 south, range 37 east, to the northwest corner of said section 30;

thence southerly along the west lines of sections 30 and 31, township 58 south, range 37 east, to the southwest corner of said section 31; the point of beginning.

#### Reservations.

The authority to acquire land, water, and interests therein within the park boundary fixed in section 1 of this Act but outside the area designated in the Act of October 10, 1949 (63 Stat. 733), is further subject to the right of retention by the owners thereof, including owners of interests in oil, gas, and mineral rights or royalties, and by their heirs, executors, administrators, successors, and assigns, at their election of the following:

(1) The reservation until October 9, 1967, of all oil, gas, and mineral rights or interests, including the

right to lease, explore for, produce, store, and remove oil, gas and other minerals from such lands;

(2) In the event that on or before said date, oil, gas, or other minerals are being produced in commercial quantities anywhere within the boundary fixed in section 1 of this Act but outside the area designated in the Act of October 10, 1949, the time of the reservation provided in subsection (1) above shall automatically extend for all owners within said boundary and outside of said area regardless of whether such production is from land in which such owners have an interest, for so long as oil, gas, or other minerals are produced in commercial quantities anywhere within said boundary and outside of said area. To exercise this reservation, the owners, their lessees, agents, employees, and assigns shall have such right of ingress to and egress from such land and water as may be necessary; and

(3) After the termination of the reserved rights of owners as set forth in subsections (1) and (2) of this section, a further reservation of the right to customary royalties, applying at the time of production, in any oil, gas, or other minerals which may be produced from such land and water at any time before January 1, 1985, should production ever be authorized by the Federal Government or its assigns. (16 U.S.C. § 410j.)

SEC. 3. Unless consented to by an owner retaining the reservation set forth in subsections (1) and (2) of section 2 of this Act, no action shall be taken by the Federal Government during the period of such reservation to purchase, acquire, or otherwise terminate or interfere with any lease or leases which may be applicable to said owner's land. (16 U.S.C. § 410k.)

Restriction.

SEC. 4. Any reservations retained under the provisions of subsections (1) and (2) of section 2 of this Act shall be exercised by the owners subject to reasonable rules and regulations which the Secretary may prescribe for the protection of the park, but which shall permit the reserved rights to be exercised so that the oil, gas, and minerals may be explored for, developed, extracted, and removed from the park area in accordance with sound conservation practices. All operations shall be carried on under such regulations as the Secretary may prescribe to protect the land and area for park purposes. (16 U.S.C. § 410l.)

Regulations.

SEC. 5. In acquiring any of the land or water within the area described in the first section of this Act the Secretary of the Interior shall exercise reasonable diligence to ascertain whether owners elect to retain reservations in accordance with the provisions of section 2 of this Act. If, after the exercise of such reasonable dili-

Acquisition of fee simple title.

gence, owners cannot be located, or do not appear in judicial proceedings to acquire the land and water, so that it may be ascertained whether they desire to retain reservations in accordance with the provisions hereof, the Secretary may acquire the fee simple title to their land free and clear of reservations as set forth in subsections (1), (2), and (3) of section 2 of this Act. (16 U.S.C. § 410m.)

**Drainage.**

SEC. 6. Unless the Secretary, after notice and opportunity for hearing, shall find that the same is seriously detrimental to the preservation and propagation of the flora or fauna of Everglades National Park, he shall permit such drainage through the natural waterways of the park and the construction, operation, and maintenance of artificial works for conducting water thereto as is required for the reclamation by the State of Florida or any political subdivision thereof or any drainage district organized under its laws of lands lying easterly of the eastern boundary of the park in township 54 south, ranges 31 and 32 east, township 55 south, ranges 32 and 33 east, and township 56 south, range 33 east. He shall grant said permission, however, only after a master plan for the drainage of said lands has been approved by the State of Florida and after finding that the approved plan has engineering feasibility and is so designed as to minimize disruptions of the natural state of the park.

**Right-of-way.**

Any right-of-way granted pursuant to this section shall be revocable upon breach of the conditions upon which it is granted, which conditions shall also be enforceable in any other appropriate manner, and the grantee shall be obligated to remove its improvements and to restore the land occupied by it to its previous condition in the event of such revocation. (16 U.S.C. § 410n.)

**Land, etc., exchange**

SEC. 7. The Secretary of the Interior is authorized to transfer to the State of Florida by quitclaim deed the land, water, and interests therein, previously acquired by the United States of America for Everglades National Park and not included within such park by section 1 of this Act, such transfer to be in exchange for the conveyance by the State of Florida to the United States of all land, water, and interests therein, owned by the State within the boundary of the park as described in section 1 of this Act: *Provided*, That exclusion of any land, water, and interests therein from the park boundary pursuant to section 1 of this Act shall be dependent upon the contemporaneous conveyance by the State to the United States of all land, water, and interests therein, owned by the State within the park boundary described in section 1 of this Act, including land, water, and interests therein, heretofore conveyed to the State for transfer to the United States for inclusion in Everglades National Park. The effectuation of the



transfer provided for in this section shall be a condition precedent to the acquisition by the Secretary of any land, water, or interests therein held in private ownership within the boundaries set forth in section 1 of this Act and outside the area designated in the Act of October 10, 1949, except as such acquisition is by donation. (16 U.S.C. § 410o.)

SEC. 8. There are hereby authorized to be appropriated such sums, but not more than \$2,000,000 in all, as are required for the acquisition of land, water, and interests therein held in private ownership within the boundaries of Everglades National Park as fixed by section 1 of this Act and outside the area described in the Act of October 10, 1949. (16 U.S.C. § 410p.)

Appropriation.

An Act To authorize the exchange of certain lands in or in the vicinity of Everglades City, Florida, in furtherance of the administration and use of the Everglades National Park, approved September 14, 1959 (73 Stat. 553)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to further the administration and use of the Everglades National Park, the Secretary of the Interior is authorized to accept on behalf of the United States title to the following described parcels of land:

Everglades  
City, Fla.  
Exchange of  
lands.

Those parts of tracts "R" and "S" which lie west of the right-of-way of State Road Numbered 29, and lots 1 to 9, inclusive, of block 40, in Everglades City, Florida, comprising 18.98, 1.32, and 3.17 acres, respectively, as shown on N.P.S. Map No. EVE-NP-E-1, dated June 23, 1959, of Everglades City, Florida; and not to exceed 15 acres of submerged lands lying adjacent to said tracts "R" and "S", if such additional lands are considered necessary by the Secretary of the Interior to permit full utilization of the lands above described;

and, in exchange for such parcels of land, to convey to the owner or owners thereof all right, title, and interest of the United States in and to the following described parcels of land within the Everglades National Park:

Tract "L" and block 34, comprising 9.09 and 1.65 acres, respectively, lying in or in the vicinity of Everglades City, Florida. (16 U.S.C. § 410q [Supp. II].)

SEC. 2. All lands and submerged lands title to which is accepted by the Secretary of the Interior pursuant to the provisions of this Act shall, upon the acceptance of title thereto, become parts of the Everglades National Park and shall be subject to all laws and regulations applicable thereto. (16 U.S.C. § 410r [Supp. II].)

**An Act To authorize the addition of certain donated lands to the Everglades National Park, approved September 2, 1960 (74 Stat. 577)**

Everglades  
National Park.  
Additional  
lands.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to accept for Everglades National Park purposes, title to approximately 1,160 acres of land and submerged land lying within sections 25, 26, and 36 of township 53 south, range 29 east, and section 30, township 53 south, range 30 east, Tallahassee meridian, and being a portion of the land and submerged land donated and conveyed by three Collier deeds in 1951 and 1952 to the trustees of the internal improvement fund of the State of Florida for subsequent inclusion in the Everglades National Park. Such three Collier deeds are dated December 12, 1951, December 26, 1951, and March 21, 1952, and are recorded in deed book 22, page 240, deed book 22, page 244, and deed book 39, page 25, respectively, in Collier County, Florida. The aforesaid land and submerged land shall be subject to the reservations set forth in the aforementioned Collier deeds for public utility easements and rights-of-way of the public with respect to Indian Key Channel, and also to a public right-of-way for the State highway or causeway from Everglades City to Chokoloskee Island. (16 U.S.C. § 410r-1 [Supp. II].)

SEC. 2. All lands and submerged lands title to which is accepted by the Secretary of the Interior pursuant to the provisions of this Act shall, upon the acceptance of title thereto, become parts of the Everglades National Park and shall be subject to all laws and regulations applicable thereto. (16 U.S.C. § 410r-2 [Supp. II].)

## 5. Glacier National Park<sup>1</sup>

	Page
Fish hatchery eliminated from park and transferred to Fish and Wildlife Service-----Act of December 13, 1944	111
Exchanges of Federal for non-Federal lands for addition to park authorized-----Act of August 8, 1946	111
State-owned property, acquisition authorized-----Act of March 16, 1948	112
Replacement of certain Government-owned utility facilities in park authorized-----Act of August 23, 1954	112
Retrcession to State of Montana of concurrent police jurisdiction over Blackfeet Highway and its connections with park road system-----Act of March 15, 1958	113

**An Act Relating to the administration of the Glacier National Park Fish Hatchery, at Creston, Montana, and for other purposes, approved December 13, 1944 (58 Stat. 801)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the property at Creston, Montana, acquired by the United States for the establishment of a fish hatchery for restocking the waters of Glacier National Park and administered as a part of the park pursuant to the Act of July 31, 1939 (53 Stat. 1142), together with the improvements and equipment utilized in connection with the hatchery property, is hereby eliminated from the park.

Glacier  
National Park,  
Mont.  
Administra-  
tion of fish  
hatchery.

The functions of the National Park Service with regard to the administration of the aforesaid properties for the benefit of the park are hereby transferred to and shall be exercised by the Fish and Wildlife Service for the same purposes: *Provided, however,* That such fish propagated at the hatchery as may be in excess of the number necessary to restock and maintain an optimum fish population in the waters of the park at all times may be utilized for the restocking of other waters. (16 U.S.C. § 161d.)

Use of  
surplus fish.

**An Act To provide for the acquisition by exchange of non-Federal property within the Glacier National Park, approved August 8, 1946 (60 Stat. 949)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to accept title to any non-Federal lands, interests in lands, buildings, or other property, real or personal, within the authorized boundaries of the Glacier National Park, as now or hereafter established, when the acquisition by exchange of such property would, in his judgment, be in the best interests of the United States. In

Glacier  
National Park.  
Exchange of  
property.

<sup>1</sup> See also General Legislation, p. 16.

## Agreements.

exchange for the non-Federal property so to be acquired, the Secretary of the Interior is authorized to convey to the grantors of such property, or to their nominees, any federally owned lands, interests in lands, buildings, or other property, real or personal, within the authorized boundaries of the Glacier National Park, located in the State of Montana and administered by the National Park Service, which are of approximately equal value, as determined by the Secretary, to the property being acquired. In order to facilitate the making of such exchanges, the Secretary of the Interior may enter into agreements for the reservation in conveyances to the United States, or for the grant in conveyances from the United States, of such estates for years, life estates, or other interests as may be consistent, in his judgment, with the accomplishment of the purposes of this Act, but all such limitations shall be considered in determining the equality of the interests to be exchanged.

## Regulations.

SEC. 2. Any property acquired pursuant to this Act shall, upon acceptance of title thereto, become a part of the Glacier National Park, and shall be subject to all laws applicable to such area. The Secretary of the Interior is authorized to issue such regulations as he deems necessary for carrying out the purposes of this Act. (16 U.S.C. § 167a.)

**An Act Relating to the acquisition by the United States of State-owned lands within Glacier National Park, in the State of Montana, and for other purposes, approved March 16, 1948 (62 Stat. 80)**

Glacier  
National  
Park, Mont.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to acquire, and the State of Montana is authorized to convey to the United States, without regard to the requirements contained in section 11 of the Act approved February 22, 1889 (25 Stat. 676), any lands, interests in lands, buildings, or other property, real and personal, owned by the State of Montana within the boundaries of Glacier National Park. The aforesaid properties may be acquired from the State of Montana by the Secretary of the Interior for such consideration as he may deem advisable, when the acquisition of such property would, in his judgment, be in the best interests of the United States. (16 U.S.C. § 161e.)

**An Act To authorize the replacement of certain Government-owned utility facilities at Glacier National Park, Montana, and Grand Canyon National Park, Arizona, approved August 23, 1954 (68 Stat. 771)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of facilitating the installation of adequate electric and communication facilities

at Glacier National Park and Grand Canyon National Park, the Secretary of the Interior is authorized to exchange, on an equal value basis, the existing inadequate facilities at these parks for more modern and efficient facilities.

**An Act To retrocede to the State of Montana concurrent police jurisdiction over the Blackfeet Highway and its connections with the Glacier National Park road system, and for other purposes, approved March 15, 1958 (72 Stat. 35)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby retroceded to the State of Montana such concurrent police jurisdiction as has been ceded to the United States of America over the rights-of-way of the Blackfeet Highway, including the highway itself, and over the rights-of-way of its connections with the Glacier National Park road system on the Blackfeet Indian Reservation, including the highways themselves, the same being the jurisdiction ceded by the act of the Legislature of Montana, approved February 27, 1929 (laws of Montana, 1929, page 63), and accepted by Act of Congress approved May 2, 1932 (47 Stat. 144).

SEC. 2. Following acceptance by the State of Montana of the retrocession provided herein, the laws and regulations of the United States pertaining to Glacier National Park shall cease to apply to the territory of said rights-of-way and highways.

Blackfeet  
Highway,  
Mont.  
Police  
jurisdiction.

16 U.S.C. 181,  
181a.

Nonapplica-  
bility.

## 6. Grand Canyon National Park

	Page
Replacement of certain Government-owned utility facilities in park authorized.....	Act of August 23, 1954 114
Commissioner, appointment authorized.....	Act of September 14, 1959 114
Acquisition of patented mining claim authorized.....	Act of May 28, 1962 115

**An Act To authorize the replacement of certain Government-owned utility facilities at Glacier National Park, Montana, and Grand Canyon National Park, Arizona, approved August 23, 1954 (68 Stat. 771)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of facilitating the installation of adequate electric and communication facilities at Glacier National Park and Grand Canyon National Park, the Secretary of the Interior is authorized to exchange, on an equal value basis, the existing inadequate facilities at these parks for more modern and efficient facilities.

**An Act To authorize the appointment of a commissioner for Grand Canyon National Park, Arizona, approved September 14, 1959 (73 Stat. 546)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the United States District Court for the District of Arizona shall appoint a special commissioner for the Grand Canyon National Park, Arizona. The commissioner shall hold office for four years, unless sooner removed by the district court, and he shall be subject to the general laws and requirements applicable to United States commissioners.

Grand Canyon National Park, Ariz. Appointment of commissioner.

Petty offenses, trial.

62 Stat. 684.

SEC. 2. The jurisdiction of the commissioner in adjudicating cases brought before him shall be limited to the trial, and sentencing upon conviction, of persons charged with the commission of those misdemeanors classified as petty offenses (18 U.S.C. 1) relating to the violation of Federal laws or regulations applicable within the park: *Provided,* That any person charged with a petty offense may elect to be tried in the district court of the United States; and the commissioner shall apprise the defendant of his right to make such election, but shall not proceed to try the case unless the defendant, after being so apprised, signs a written consent to be tried before the commissioner. The exercise of additional functions by the commissioner shall be consistent with and be carried out in accordance with the authority, laws, and regulations of general application to United States commissioners. The rules of procedure set forth

in title 18, section 3402, of the United States Code, shall be followed in the handling of cases by such commissioner. The probation laws shall be applicable to persons tried by the commissioner and he shall have power to grant probation.

62 Stat. 831.

SEC. 3. The commissioner shall receive an annual salary to be fixed by the district court with the approval of the Judicial Conference of the United States and shall account for all fees, fines, and costs collected by him as public moneys. He shall reside within the boundary of the park or at some place reasonably adjacent thereto designated by the Secretary of the Interior with the approval of the district court. (28 U.S.C. § 631 [Supp. II].)

Salary.

An Act To provide for the acquisition of a patented mining claim on the south rim of Grand Canyon National Park, and for other purposes, approved May 23, 1962 (76 Stat. 79)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to acquire for Grand Canyon National Park certain private land strategically located inside the park on the south rim of Grand Canyon and to provide for the removal of surface structures thereon and the termination of mining activities in connection with such land which intrudes upon the rim of Grand Canyon and adversely affects the public enjoyment of the park, the Secretary of the Interior is authorized to accept on the terms hereinafter stated the conveyance of title to the Orphan Claim, a mining claim of approximately 20.64 acres patented to D. L. Hogan and C. J. Babbitt on March 23, 1906, patent numbered 43506: *Provided,* Said authority is conditioned upon the grantor releasing any extralateral rights it may have to follow under adjoining park lands any mineral discovery made on the aforesaid Orphan Claim. The grantor shall, within six months following the passage of this Act, execute to the United States deeds of conveyance of good and sufficient fee simple title to the said claim, subject to the following reservations and conditions:

Grand Canyon National Park. Mining claim, acquisition.

Conditions.

(a) All mineral rights on the said claim shall be reserved to the said grantor for a period of twenty-five years, but the exercise of said rights shall be limited to underground mining.

(b) Until the close of 1966 the grantor shall be permitted to maintain and operate the Grand Canyon Inn and related cottages and facilities and may reserve for said period the customary rights to use so much of the surface area of the claim as is necessary for mining operations.

(c) After 1966 and until the expiration of the mineral reservation the grantor shall have reserved to it the surface rights to only the following described tract of

approximately three acres which is necessary to operate the said mine:

**Description.**

Beginning at an iron stake known as corner numbered 2 of the Orphan Claim, mineral survey numbered 2004 in section 14, township 31 north, range 2 east, Gila and Salt River base and meridian; thence north 41 degrees 03 minutes east 500 feet; thence north 60 degrees 15 minutes west 300 feet; thence south 41 degrees 03 minutes west 500 feet to the south end center of said claim; thence south 60 degrees 15 minutes east 300 feet to place of beginning, including all buildings and improvements as per survey of April 21, 1905.

**Structures.**

(d) Any structures erected on the reserved portion of surface rights shall be no more than two stories in height and shall be so designed as to be appropriate to the region.

**Rights of grantor.**

(e) The grantor shall be permitted to maintain and operate the present aerial tramway for not to exceed two years from the date of the conveyance to the United States; and throughout the allowable period of its mining to maintain and operate the sixty-thousand-gallon water tank; the access road across the claim to the mine area, the portal area of the present adit, and such ventilators from the mine as may be required by mine safety laws.

(f) The grantor shall be permitted to haul ore from its mining operations to such mills as directed by the Atomic Energy Commission or otherwise, over roads of the Grand Canyon National Park upon payment of use charges therefor, as agreed between the parties but reasonably calculated to provide such additional cost of maintenance of said roads, if any, as may be occasioned by such operations.

**Rights of grantor.**

Sec. 2. (a) In exchange for the foregoing conveyance to the United States of the said Orphan Claim and the release by the owner thereof of any claims to pursue any extralateral rights to the ore body under park land, the grantor shall have the right for a period of twenty-five years to mine and remove on a royalty basis all uranium ore and such other metalliferous ore of commercial value as can be recovered through the shaft existing on the Orphan Claim and additional underground workings beyond the northeast boundary of said claim, along the dip of any ore body apexing within the said claim: *Provided*, Said mining and removal rights shall be limited to underground mining, which shall be conducted so as not to disturb in any manner the surface of park land or the canyon walls, except for ventilation as required in accordance with mine safety laws: *Provided further*, That nothing in this Act shall be construed to create any obligation on the Atomic Energy Commission for the purchase of uranium derived from ores removed from



beyond the vertical boundaries of the Orphan Claim: *Provided further*, That neither the enactment of this Act nor anything contained in it shall be construed to relieve any party from any liability which would or might otherwise exist for the removal of ore from beyond the boundaries of said Orphan Claim, if any such removal occurred prior to the enactment of this Act.

(b) The United States shall be paid a royalty for ore extracted from under Government lands pursuant to this section, in accordance with the following Uranium Percentage Royalty Schedule:

Royalty payments to U.S.

Mine value per dry ton	Royalty percentage of mine value per dry ton
\$0.01 to \$10.00.....	5 per centum
\$10.01 to \$20.00.....	5½ per centum
\$20.01 to \$30.00.....	6 per centum
\$30.01 to \$40.00.....	6½ per centum
\$40.01 to \$50.00.....	7 per centum
\$50.01 to \$60.00.....	7½ per centum
\$60.01 to \$70.00.....	8 per centum
\$70.01 to \$80.00.....	8½ per centum
\$80.01 to \$90.00.....	9 per centum
\$90.01 to \$100.00.....	9½ per centum
\$100.01 or more.....	10 per centum

“Mine value per dry ton” is hereby defined as the dollar value per dry ton of crude ores at the mine as paid for by the Atomic Energy Commission or other Government agency before allowance for transportation and development; however, if the Government at any time hereafter does not establish and pay for said ores on a fixed or scheduled dollar value per dry ton of crude ores at the mine, or said ores contain salable minerals, some or all, or which are disposed of to a custom treatment plant or smelter for treatment and sale, then mine value per dry ton shall be the gross value per dry ton of said crude ore as paid for by the Atomic Energy Commission or other Government authorized agency mill or other buyer, less any allowances or reimbursements for the following specific items: (1) transportation of ores, and (2) treatment or beneficiation of ores; which specific items shall in such event be deducted from the gross sales price received from the metal content of said ores by the seller before said percentage royalty is calculated and paid.

“Mine value per dry ton.”

Whenever mineral or other products are recovered which are not included in determining mine value per dry ton as defined herein, there shall be paid for such minerals or other products a royalty of 5 per centum of the gross value of such products at the mine site.

*Provided*, That on all ore having a mine value per dry ton of less than \$50, the royalty to be paid hereunder

shall not exceed 15 per centum of the grantor's net profit on such ore which shall be determined by the amount remaining from the total sales price of such ore after the payment of reasonable operating expenses, taxes, and cost depletion.

(c) When paid, the royalty shall be deposited to miscellaneous receipts of the Treasury in accordance with the provisions of title 31, United States Code, section 484.

## 7. Grand Teton National Park<sup>1</sup>

	Page
Snake River waters division, excluding park from provisions of act.....	119
-----Act of June 3, 1948	
Excerpt from act approving Snake River Compact, excluding the waters of the park from provisions of the Compact.....	120
-----Act of March 21, 1950	
Establishment of a new Grand Teton National Park.....	120
-----Act of September 14, 1950	
Construction authorized within the park of an alternate route to U.S. Highway 89 for conveyance to the State of Wyoming in exchange for State and county roads in the park area.....	125
-----Act of August 9, 1955	

**An Act Granting the consent of Congress to the States of Idaho and Wyoming to negotiate and enter into a compact for the division of the waters of the Snake River and its tributaries originating in either of the two States and flowing into the other, approved June 3, 1948 (62 Stat. 294)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That consent of Congress is hereby given to the States of Idaho and Wyoming to negotiate and enter into a compact providing for an equitable division and apportionment among the said States of the waters of the Snake River and all of its tributaries originating in either of the two States and flowing into the other, upon condition that one suitable person, who shall be appointed by the President of the United States, shall participate in said negotiations as the representative of the United States and shall make report to Congress of the proceedings and of any compact entered into: *Provided*, That any such compact shall not be binding or obligatory upon any of the parties thereto unless and until the same shall have been ratified by the legislature of each of said States and approved by the Congress of the United States: *Provided further*, That nothing in this Act shall apply to any waters within the Yellowstone National Park or Grand Teton National Park or shall establish any right or interest in or to any lands within the boundaries thereof or in subsequent additions thereto.

Snake River.  
Consent of  
Congress to  
interstate  
compact.

Ratification  
and approval.

Nonapplica-  
bility.

Appropriation  
authorized.

SEC. 2. There is hereby authorized to be appropriated a sufficient sum to pay the salary and expenses of the representative of the United States appointed hereunder: *Provided*, That such representative, if otherwise employed by the United States, while so employed shall not receive additional salary in the appointment hereunder.

<sup>1</sup> See also General Legislation, p. 16.

Excerpt from "An Act Granting the consent and approval of Congress to a compact entered into by the States of Idaho and Wyoming relating to the waters of the Snake River," approved March 21, 1950 (64 Stat. 29, 34)

Snake River  
compact.  
Consent and  
approval of  
Congress.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent and approval of Congress is hereby given to an interstate compact relating to the waters of the Snake River, signed (after negotiations in which a representative of the United States duly appointed by the President participated) by the Commissioners for the States of Idaho and Wyoming on October 10, 1949, at Cheyenne, Wyoming, and thereafter ratified by the legislatures of each of the States aforesaid as provided for by Public Law 580, Eightieth Congress, approved June 3, 1948 (62 Stat. 294), which compact reads as follows:

\* \* \* \* \*

#### ARTICLE XIV

A. Nothing in this compact shall be deemed:

\* \* \* \* \*

3. To apply to any waters within the Yellowstone National Park or Grand Teton National Park.

An Act To establish a new Grand Teton National Park in the State of Wyoming, and for other purposes, approved September 14, 1950 (64 Stat. 849)

Grand Teton  
National  
Park, Wyo.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of including in one national park, for public benefit and enjoyment, the lands within the present Grand Teton National Park and a portion of the lands within the Jackson Hole National Monument, there is hereby established a new "Grand Teton National Park". The park shall comprise, subject to valid existing rights, all of the present Grand Teton National Park and all lands of the Jackson Hole National Monument that are not otherwise expressly provided for in this Act, and an order setting forth the boundaries of the park shall be prepared by the Secretary of the Interior and published in the Federal Register. The national park so established shall, so far as consistent with the provisions of this Act, be administered in accordance with the general statutes governing national parks, and shall supersede the present Grand Teton National Park and the Jackson Hole National Monument. The Act of February 26, 1929 (45 Stat. 1314), and any other provisions of law heretofore specifically applicable to such present park or monument, are hereby repealed: *Provided*, That no further extension or establishment of national parks or monuments in Wyoming may be under-

16 U.S.C.  
§§ 406-406d.  
Restriction.

taken except by express authorization of the Congress. (16 U.S.C. §§ 406d-1 and note, 431a, 451a.)

SEC. 2. The following-described lands of the Jackson Hole National Monument are hereby made a part of the National Elk Refuge and shall be administered hereafter in accordance with the laws applicable to said refuge:

National Elk  
Refuge.  
Lands from  
Jackson Hole  
National  
Monument.

SIXTH PRINCIPAL MERIDIAN

Township 42 north, range 116 west: Those portions of sections 24, 25, 26, and 35 lying east of the east right-of-way line of United States Highway Numbered 187, and lying south and east of the north and west bank of the Gros Ventre River.

Township 42 north, range 115 west: Those portions of sections 8, 9, 10, 17, 18, and 19 lying south and east of the north and west bank of the Gros Ventre River; section 20; section 29, northwest quarter; section 30, north half.

Township 41 north, range 116 west: Entire portion now in Jackson Hole National Monument except that portion in section 2 lying west of the east right-of-way line of United States Highway Numbered 187.

Containing in all six thousand three hundred and seventy-six acres, more or less. (16 U.S.C. § 673b.)

SEC. 3. The following-described lands of the Jackson Hole National Monument are hereby made a part of the Teton National Forest and shall be administered hereafter in accordance with the laws applicable to said forest:

Teton National  
Forest.  
Lands from  
Jackson Hole  
National  
Monument.

SIXTH PRINCIPAL MERIDIAN

Township 45 north, range 113 west: Section 21, lot 5; section 22, lots 2 and 6; section 23, lot 3; section 26, lots 2, 3, 6, 7, southwest quarter northwest quarter, southwest quarter and southwest quarter southeast quarter; section 27, lots 1, 2, 4, 6, 7, 8, 9, southeast quarter northeast quarter and south half; section 28, lot 1, southeast quarter northeast quarter and east half southeast quarter; section 29 lots 2, 4, 5, 6, 8, southwest quarter northeast quarter, northwest quarter southeast quarter, south half northwest quarter, and north half southwest quarter; section 30, lot 7, south half northeast quarter, north half southeast quarter and southeast quarter southeast quarter; section 31, lots 1 and 2; section 32, lots 2 and 5; section 33, east half northeast quarter and northeast quarter southeast quarter; section 34, north half and north half south half; section 35, north half, containing in all two thousand eight hundred six and thirty-four one-hundredths acres, more or less. (16 U.S.C. § 482m.)

SEC. 4. With respect to those lands that are included by this Act within the Grand Teton National Park—

Grand Teton  
National Park.

(a) the Secretary of the Interior shall designate and open rights-of-way, including stock driveways,

Rights-of-way,  
etc.

over and across Federal lands within the exterior boundary of the park for the movement of persons and property to or from State and private lands within the exterior boundary of the park and to or from national forest, State, and private lands adjacent to the park. The location and use of such rights-of-way shall be subject to such regulations as may be prescribed by the Secretary of the Interior;

Existing  
leases, etc.

(b) all leases, permits, and licenses issued or authorized by any department, establishment, or agency of the United States with respect to the Federal lands within the exterior boundary of the park which are in effect on the date of approval of this Act shall continue in effect, subject to compliance with the terms and conditions therein set forth, until terminated in accordance with the provisions thereof;

5 U.S.C. § 485;  
16 U.S.C. §§ 1,  
2-4, 22, 48.

(c) where any Federal lands included within the park by this Act were legally occupied or utilized on the date of approval of this Act for residence or grazing purposes, or for other purposes not inconsistent with the Act of August 25, 1916 (39 Stat. 535), pursuant to a lease, permit, or license issued or authorized by any department, establishment, or agency of the United States, the person so occupying or utilizing such lands and the heirs, successors, or assigns of such person, shall, upon the termination of such lease, permit, or license, be entitled to have the privileges so possessed or enjoyed by him renewed from time to time, subject to such terms and conditions as the Secretary of the Interior shall prescribe, for a period of twenty-five years from the date of approval of this Act, and thereafter during the lifetime of such person and the lifetime of his heirs, successors, or assigns but only if they were members of his immediate family on such date, as determined by the Secretary of the Interior: *Provided*, That grazing privileges appurtenant to privately owned lands located within the Grand Teton National Park established by this Act shall not be withdrawn until title to lands to which such privileges are appurtenant shall have vested in the United States, except for failure to comply with the regulations applicable thereto after reasonable notice of default: *Provided further*, That nothing in this subsection shall apply to any lease, permit, or license for mining purposes or for public accommodations and services or to any occupancy or utilization of lands for purely temporary purposes. Nothing contained in this Act shall be construed as creating any vested right, title, interest, or estate in or to any Federal lands. (16 U.S.C. § 406d-2.)

Grazing  
privileges.

Mining  
leases, etc.

SEC. 5. (a) In order to provide compensation for tax losses sustained as a result of any acquisition by the United States, subsequent to March 15, 1943, of privately owned lands, together with any improvements thereon, located within the exterior boundary of the Grand Teton National Park established by this Act, payments shall be made to the State of Wyoming for distribution to the county in which such lands are located in accordance with the following schedule of payments: For the fiscal year in which the land has been or may be acquired and nine years thereafter there shall be paid an amount equal to the full amount of annual taxes last assessed and levied on the land, together with any improvements thereon, by public taxing units in such county, less any amount, to be determined by the Secretary of the Interior, which may have been paid on account of taxes for any period falling within such fiscal year. For each succeeding fiscal year, until twenty years elapse, there shall be paid on account of such land an amount equal to the full amount of taxes referred to in the preceding sentence, less 5 per centum of such full amount for each fiscal year, including the year for which the payment is to be made: *Provided*, That the amount payable under the foregoing schedule for any fiscal year preceding the first full fiscal year following the approval of this Act shall not become payable until the end of such first full fiscal year.

Compensation  
for tax losses.

Schedule of  
payments.

(b) As soon as practicable after the end of each fiscal year, the amount then due for such fiscal year shall be computed and certified by the Secretary of the Interior, and shall be paid by the Secretary of the Treasury: *Provided*, That such amount shall not exceed 25 per centum of the fees collected during such fiscal year from visitors to the Grand Teton National Park established by this Act and the Yellowstone National Park. Payments made to the State of Wyoming under this section shall be distributed to the county where the lands acquired from private landowners are located and in such manner as the State of Wyoming may prescribe. (16 U.S.C. § 406d-3.)

SEC. 6. (a) The Wyoming Game and Fish Commission and the National Park Service shall devise, from technical information and other pertinent data assembled or produced by necessary field studies or investigations conducted jointly by the technical and administrative personnel of the agencies involved, and recommend to the Secretary of the Interior and the Governor of Wyoming for their joint approval, a program to insure the permanent conservation of the elk within the Grand Teton National Park established by this Act. Such program shall include the controlled reduction of elk in such park, by hunters licensed by the State of Wyoming and deputized as rangers by the Secretary of the Interior,

Program for  
conservation  
of elk.

when it is found necessary for the purpose of proper management and protection of the elk.

Yearly plan.

(b) At least once a year between February 1 and April 1, the Wyoming Game and Fish Commission and the National Park Service shall submit to the Secretary of the Interior and to the Governor of Wyoming, for their joint approval, their joint recommendations for the management, protection, and control of the elk for that year. The yearly plan recommended by the Wyoming Game and Fish Commission and the National Park Service shall become effective when approved by the Secretary of the Interior and the Governor of Wyoming, and thereupon the Wyoming Game and Fish Commission and the Secretary of the Interior shall issue separately, but simultaneously such appropriate orders and regulations as are necessary to carry out those portions of the approved plan that fall within their respective jurisdictions. Such orders and regulations, to be issued by the Secretary of the Interior and the Wyoming Game and Fish Commission, shall include provision for controlled and managed reduction by qualified and experienced hunters licensed by the State of Wyoming and deputized as rangers by the Secretary of the Interior, if and when a reduction in the number of elk by this method within the Grand Teton National Park established by this Act is required as a part of the approved plan for the year, provided that one elk only may be killed by each such licensed and deputized ranger. Such orders and regulations of the Secretary of the Interior for controlled reduction shall apply only to the lands within the park which lie east of the Snake River and those lands west of Jackson Lake and the Snake River which lie north of the present north boundaries of Grand Teton National Park, but shall not be applicable to lands within the Jackson Hole Wildlife Park. After the Wyoming Game and Fish Commission and the National Park Service shall have recommended to the Secretary of the Interior and the Governor of Wyoming in any specified year a plan, which has received the joint approval of the Secretary of the Interior and the Governor of Wyoming, calling for the controlled and managed reduction by the method prescribed herein of the number of elk within the Grand Teton National Park established by this Act, and after the Wyoming Game and Fish Commission shall have transmitted to the Secretary of the Interior a list of persons who have elk hunting licenses issued by the State of Wyoming and who are qualified and experienced hunters, on or before July 1 of that year the Secretary of the Interior, without charge, shall cause to be issued orders deputizing the persons whose names appear on such list, in the number specified by the plan, as rangers for the purpose of entering the park and assisting in the controlled reduc-

Orders and regulations.

Provision for controlled reduction.

Deputized rangers.



tion plan. Each such qualified hunter, deputized as a ranger, participating in the controlled reduction plan shall be permitted to remove from the park the carcass of the elk he has killed as a part of the plan. (16 U.S.C. § 673c.)

SEC. 7. The Secretary of the Interior is authorized to accept the donation of the following-described lands, which lands, upon acceptance by the United States, shall become a part of the national park:

Acceptance of donated lands.

SIXTH PRINCIPAL MERIDIAN

Township 41 north, range 116 west: Section 3, lots 1 and 2.

Containing seventy-eight and ninety-three one-hundredths acres, more or less. (16 U.S.C. § 406d-4.)

SEC. 8. All temporary withdrawals of public lands made by Executive order in aid of legislation pertaining to parks, monuments, or recreational areas, adjacent to the Grand Teton National Park as established by this Act are hereby revoked. (16 U.S.C. § 406d-1 note.)

Revocation of temporary withdrawals.

SEC. 9. Nothing in this Act shall affect the use for reclamation purposes, in accordance with the Act of June 17, 1902 (32 Stat. 388), and Acts amendatory thereof or supplementary thereto, of the lands within the exterior boundary of the park as prescribed by this Act which have been withdrawn or acquired for reclamation purposes, or the operation, maintenance, rehabilitation, and improvement of the reservoir and other reclamation facilities located on such withdrawn or acquired lands. All provisions of law inconsistent with the provisions of this Act are hereby repealed to the extent of such inconsistency. The remaining unexpended balance of any funds appropriated for the present Grand Teton National Park and the Jackson Hole National Monument shall be available for expenditure in connection with the administration of the Grand Teton National Park established by this Act. (16 U.S.C. §§ 406d-5, 406d-1 note.)

Use of lands for reclamation purposes, etc. 43 U.S.C. § 372 et seq.; Sup. III, § 373a et seq.

Availability of funds.

**An Act To authorize the construction within Grand Teton National Park of an alternate route to U.S. Highway 89, also numbered U.S. 187 and U.S. 26, and the conveyance thereof to the State of Wyoming, and for other purposes, approved August 9, 1955 (69 Stat. 555)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to facilitate public use and enjoyment of the Grand Teton National Park and to make possible an appropriate relocation and use of highways through the park, the Secretary of the Interior is authorized to construct within the park, upon a location to be agreed upon between the Secretary and the Governor of Wyoming, a highway which shall replace the present

Grand Teton National Park. Highway.

U.S. Highway 89, also numbered U.S. 187 and U.S. 26. Upon completion of the said highway, the Secretary is authorized to enter into an agreement with the State of Wyoming, upon such terms and conditions as he deems in the interest of the United States, for the conveyance of the highway to the State in exchange for State and county roads in the park area. (16 U.S.C. § 406d-1 note.)

## 8. Great Smoky Mountains National Park

Page

Boundary between the park and the Cherokee-Pisgah-Nantahala National Forests adjusted and defined.....	Act of July 26, 1950
Amendment to title 28 of the United States Code to provide for two United States commissioners for park.....	Act of July 9, 1952
Secretary of the Interior authorized to consummate desirable land exchanges.....	Act of May 16, 1958

An Act To adjust and define the boundary between Great Smoky Mountains National Park and the Cherokee-Pisgah-Nantahala National Forests, and for other purposes, approved July 26, 1950 (64 Stat. 377)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the portion of the boundary of the Great Smoky Mountains National Park that is common to and between the park and the Cherokee-Pisgah-Nantahala National Forests hereafter shall be as follows:

Great Smoky  
Mountains  
National Park.

Certain  
boundaries.

(a) Between the Pisgah National Forest and Great Smoky Mountains National Park the boundary shall be as follows: Beginning at a point where North Carolina State Highway Numbered 284 first crosses the Cataloochee Divide, said point being common to the boundary of said forest as described in Proclamation Numbered 2187 of July 10, 1936, and the boundary of said park, as authorized by the Act of May 22, 1926 (44 Stat. 616), as amended; thence following the divide northeasterly to the summit of Bent Knee Knob; thence northwesterly and northerly following Trail Ridge and White Oak Mountain to a point where the present national forest boundary leaves White Oak Mountain and running with same northwesterly across Cataloochee Creek to the southeast corner of a tract of national park land and northwesterly through the same following the crest of the ridge next south of the east boundary of the said tract to the old road on the summit of Longarm Mountain; thence southwesterly and northwesterly following the said road running with the top of Scottish Mountain and through a tract of national forest land to the south boundary of a tract of national park land just east of Mount Sterling Gap; thence northerly following the south and east boundaries of the said tract of national park land to the northeast corner thereof; thence northeasterly through a tract of national forest land, following the crest of the ridge parallel to and east of Mount Sterling Creek to the summit of the ridge terminated by the juncture of Mount Sterling Creek with its south prong; thence northwesterly across Mount Sterling Creek to the summit northeast of Ivy Gap; thence westerly to a point where the westerly boundary of a tract of Forest

50 Stat. 1745.

16 U.S.C.  
§§ 403-403c.

Service land diverges from North Carolina State Highway Numbered 284; thence with the highway northerly to a point where North Carolina Highway Numbered 284 joins Tennessee Highway Numbered 75 at the State line;

(b) Between Nantahala National Forest and Great Smoky Mountains National Park, the boundary shall follow the boundary of said forest as described in Proclamation Numbered 2185 of July 9, 1936;

50 Stat. 1742.

(c) Between Cherokee National Forest (Unaka Division) and Great Smoky Mountains National Park, the boundary shall follow the boundary of said forest as described in Proclamation Numbered 2183 of July 8, 1936. (16 U.S.C. § 403k.)

50 Stat. 1785.

SEC. 2. That, subject to valid existing rights, all lands within the boundaries of Great Smoky Mountains National Park, as redefined by this Act, hereafter shall be a part of the national park and shall be subject to all laws, rules, and regulations applicable to the national park. All federally owned lands eliminated from the national park by this Act shall hereafter be a part of the Pisgah National Forest and shall be subject to all laws, rules, and regulations relating to such national forest. (16 U.S.C. § 403k-1.)

SEC. 3. That so much of the twenty-five-acre tract of land in Forney's Creek Township, Swain County, North Carolina, lying north of Lake Cheoah, proposed to be donated to the United States by the Carolina Aluminum Company, as now lies outside of the park boundaries authorized by the Act of May 22, 1926 (44 Stat. 616), as amended, shall, upon acceptance by the Secretary of the Interior, become a part of Great Smoky Mountains National Park and shall be subject to all laws, rules, and regulations applicable to said park. (16 U.S.C. § 403k-2.)

16 U.S.C.  
§§ 403-408c.

**An Act To amend title 28 of the United States Code so as to provide for two United States commissioners for Great Smoky Mountains National Park, approved July 9, 1952 (66 Stat. 509)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 631(a) of title 28 of the United States Code is amended by striking out "Great Smoky Mountains" and by inserting after the second paragraph of such section the following new paragraph:

Great Smoky  
Mountains  
National Park.  
62 Stat. 915.

"Two United States commissioners may be appointed for Great Smoky Mountains National Park. One, whose jurisdiction shall be limited to the portion of the park situated in Tennessee, shall be appointed by the district court for the eastern district of Tennessee; the other, whose jurisdiction shall be limited to the portion of the park situated in North Carolina, shall be ap-

pointed by the district court for the western district of North Carolina.”

SEC. 2. The jurisdiction of the United States commissioner holding office as commissioner of the Great Smoky Mountains National Park on the date of enactment of this Act shall be limited to the portion of the park situated in North Carolina. (28 U.S.C. § 631 and note.)

**An Act To authorize the Secretary of the Interior to consummate desirable land exchanges, approved May 16, 1958 (72 Stat. 115)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to accept from grantors title to non-Federal land and interests in land, together with improvements thereon, situated within or adjacent to the Great Smoky Mountains National Park, and in exchange therefor, to convey by deed on behalf of the United States to the aforesaid grantors, land or interests therein, together with improvements thereon, situated within the Great Smoky Mountains National Park: *Provided*, That such exchanges may be made without additional compensation by either party to the exchange when the properties to be exchanged are of approximately equal value; however, when the properties are not of approximately equal value, as may be determined by the Secretary, an additional payment of funds shall be required by the Secretary or by the grantor of non-Federal properties, as the case may be, in order to make an equal exchange, and the Secretary is authorized to use any land acquisition funds relating to the National Park System for such purposes: *Provided further*, That not more than two hundred acres of park land shall be conveyed pursuant to the aforesaid exchange authority. All properties acquired by the United States pursuant to this Act shall become a part of the Great Smoky Mountains National Park upon acquisition thereof. Properties conveyed by the United States pursuant to this Act shall thereafter be excluded from the park and any Federal regulation or control thereof for park purposes. (16 U.S.C. § 403g-1.)

Great Smoky  
Mountains  
National Park.  
Land  
exchange.

## 9. Haleakala National Park

Establishment authorized-----Act of September 13, 1960      Page 130

An Act To designate and establish that portion of the Hawaii National Park on the island of Maui, in the State of Hawaii, as the Haleakala National Park, and for other purposes, approved September 13, 1960 (74 Stat. 881)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, effective July 1, 1961, the detached portion of the Hawaii National Park which lies on the island of Maui is hereby established as a separate unit of the national park system to be known as Haleakala National Park. The park so established shall be administered in accordance with the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916 (39 Stat. 535), as amended and supplemented, and in accordance with any other applicable provision of law relating to the Maui portion of Hawaii National Park. (16 U.S.C. § 396b [Supp. II].)

Haleakala  
National Park,  
Hawaii.  
Establishment.

16 U.S.C. 1-4,  
*passim.*

## 10. Hawaii Volcanoes National Park<sup>1</sup>

	Page
Commissioner to be appointed solely by the United States District Court.....Act of April 21, 1948	131
United States to continue to have sole and exclusive jurisdiction over park after admission of the State of Hawaii into the Union.....Excerpt from Act of March 18, 1959	132
Name changed.....Act of September 22, 1961	132

An Act To provide that appointments of United States commissioners for the Isle Royale, Hawaii, Mammoth Cave, and Olympic National Parks shall be made by the United States district courts without the recommendation and approval of the Secretary of the Interior, approved April 21, 1948 (62 Stat. 196)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the first sentence of section 5 of the Act entitled "An Act to accept the cession by the State of Michigan of exclusive jurisdiction over the lands embraced within the Isle Royale National Park, and for other purposes", approved March 6, 1942 (U.S.C., 1940 edition, Supp. V, title 16, sec. 408m), is amended by striking out "upon the recommendation and approval of the Secretary of the Interior of a qualified candidate".

U.S. commissioners.  
Appointments to certain national parks.

56 Stat. 134.

SEC. 2. The first paragraph of section 6 of the Act entitled "An Act to provide for the exercise of sole and exclusive jurisdiction by the United States over the Hawaii National Park in the Territory of Hawaii, and for other purposes", approved April 19, 1930, as amended (U.S.C., 1940 edition, title 16, sec. 395e), is amended by striking out "upon the recommendation and approval of the Secretary of the Interior of a qualified candidate".

46 Stat. 228.

SEC. 3. The first sentence of section 5 of the Act entitled "An Act to accept the cession by the Commonwealth of Kentucky of exclusive jurisdiction over the lands embraced within the Mammoth Cave National Park; to authorize the acquisition of additional lands for the park in accordance with the Act of May 25, 1926 (44 Stat. 635); to authorize the acceptance of donations of land for the development of a proper entrance road to the park; and for other purposes", approved June 5, 1942 (U.S.C., 1940 edition, Supp. V, title 16, sec. 404c-5), is amended by striking out "Upon the recommendation and approval of the Secretary of the Interior of a qualified candidate, the" and inserting in lieu thereof "The".

56 Stat. 318.

SEC. 4. The first sentence of section 5 of the Act entitled "An Act to accept the cession by the State of Washington of exclusive jurisdiction over the lands embraced within the Olympic National Park, and for other pur-

<sup>1</sup> See also Haleakala National Park, p. 130.

56 Stat. 137. poses", approved March 6, 1942 (U.S.C., 1940 edition, Supp. V, title 16, sec. 256d), is amended by striking out "Upon the recommendation and approval of the Secretary of the Interior of a qualified candidate, the" and inserting in lieu thereof "The". (See 28 U.S.C. § 631 note.)

Excerpt from "An Act To provide for the admission of the State of Hawaii into the Union," approved March 18, 1959 (73 Stat. 4, 11)

Hawaii  
National Park.

16 U.S.C. 395.

\* \* \* \* \*

SEC. 16. (a) Notwithstanding the admission of the State of Hawaii into the Union, the United States shall continue to have sole and exclusive jurisdiction over the area which may then or thereafter be included in Hawaii National Park, saving, however, to the State of Hawaii the same rights as are reserved to the Territory of Hawaii by section 1 of the Act of April 19, 1930 (46 Stat. 227), and saving, further, to persons then or thereafter residing within such area the right to vote at all elections held within the political subdivisions where they respectively reside. Upon the admission of said State all references to the Territory of Hawaii in said Act or in other laws relating to Hawaii National Park shall be deemed to refer to the State of Hawaii. Nothing contained in this Act shall be construed to affect the ownership and control by the United States of any lands or other property within Hawaii National Park which may now belong to, or which may hereafter be acquired by, the United States. (48 U.S.C. prec. § 491 note.)

An Act To change the designation of that portion of the Hawaii National Park on the island of Hawaii, in the State of Hawaii, to the Hawaii Volcanoes National Park, and for other purposes, approved September 22, 1961 (75 Stat. 577)

Hawaii  
Volcanoes  
National Park,  
Hawaii.

16 U.S.C. 391.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, effective upon the enactment of this Act, the portion of the Hawaii National Park situated on the island of Hawaii, established and administered pursuant to the Act of August 1, 1916 (39 Stat. 432), as amended and supplemented, shall be known as the Hawaii Volcanoes National Park. (16 U.S.C. § 391d.)



## 11. Hot Springs National Park

	Page
Park to be in Western United States Judicial District of Arkansas-----	
-----Act of June 24, 1946	133
Conveyance to City of Hot Springs of an easement for water-main pipe line purposes authorized-----	134
-----Act of April 28, 1950	
Conveyance of land to Hot Springs School District and to Garland County, Arkansas, authorized-----	135
-----Act of August 24, 1954	
Exchange of lands at Hot Springs National Park authorized-----	
-----Act of August 18, 1958	135
Secretary of the Army directed to convey the Army and Navy General Hospital, Hot Springs National Park, to the State of Arkansas-----	
-----Act of September 21, 1959	136

### An Act To amend the Act establishing the Hot Springs National Park, approved June 24, 1946 (60 Stat. 303)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 2 of the Act of April 20, 1904 (33 Stat. 187), as amended (16 U.S.C. 372), is further amended by striking out the words "Eastern United States Judicial District of Arkansas" and inserting in lieu thereof "Western United States Judicial District of Arkansas".

Hot Springs National Park. Transfer of jurisdiction over certain offenses.

SEC. 2. Section 6 of the Act of April 20, 1904 (33 Stat. 188), as amended (16 U.S.C. 376), is further amended by striking out the words "United States District Court for the Eastern District of Arkansas" wherever they appear in said section and inserting in lieu thereof the words "United States District Court for the Western District of Arkansas".

SEC. 3. Section 7 of the Act of April 20, 1904 (33 Stat. 188), as amended (16 U.S.C. 377), is further amended by striking out the words "United States District Court for the Eastern District of Arkansas" and inserting in lieu thereof the words "United States District Court for the Western District of Arkansas".

SEC. 4. Section 8 of the Act of April 20, 1904 (33 Stat. 189), as amended (16 U.S.C. 378), is further amended by striking out the words "Eastern District of Arkansas" and inserting in lieu thereof the words "Western District of Arkansas".

SEC. 5. Section 9 of the Act of April 20, 1904 (33 Stat. 189), as amended (16 U.S.C. 379), is further amended by striking out the words "Eastern District of Arkansas" and inserting in lieu thereof the words "Western District of Arkansas".

SEC. 6. Section 12 of the Act of April 20, 1904 (33 Stat. 189, 16 U.S.C. 382), is amended to read as follows:

"SEC. 12. All persons who may be imprisoned for non-payment of any fine or costs provided for by this Act

Imprisonment for non-payment of fine or costs.

or awaiting trial without bail, shall be confined in any approved jail situated in the Western District of Arkansas or at such place as may be otherwise designated". (See 16 U.S.C. § 372 note.)

An Act To authorize the Secretary of the Interior to convey to the city of Hot Springs, Arkansas, a perpetual easement for the construction and operation of a water-main pipe line, approved April 28, 1950 (64 Stat. 89)

Hot Springs,  
Ark.  
Conveyance.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is hereby authorized to grant and convey under such terms and conditions as he may prescribe, to the city of Hot Springs, Arkansas, a perpetual easement for the construction, operation, maintenance, inspection, reconstruction, and repair of a sixteen-inch water-main pipe line in, under, and across a strip of land situated within the Hot Springs National Park, such water-main pipe line to follow, in general, the following-described line: *Provided,* That any grant or conveyance pursuant to this Act shall be made subject to the right in the United States to require the city of Hot Springs to relocate without expense to the United States the said water-main pipe line upon a determination by the Secretary of the Interior that the public interest requires such relocation:

Beginning at a point on the park boundary, north forty-three degrees thirty-one minutes east, one hundred seventy-five and five-tenths feet from monument numbered 163; thence north seventy-seven degrees thirty-one minutes east, exactly two hundred and eleven feet; thence south forty-five degrees fifty-six minutes east, one hundred three and five-tenths feet; thence south one degree nine minutes east, exactly two hundred and fifty-seven feet; thence south sixty-nine degrees twenty-two minutes east, one hundred forty-six and three-tenths feet; thence south eighty-six degrees nine minutes east, one hundred ten and eight-tenths feet; thence south fifty-nine degrees no minutes east, one hundred seven and twenty-one one-hundredths feet to a point on the park boundary eighty-three and eighty-one one-hundredths feet arc length on a curve of three hundred seventy-seven and six-tenths feet radius from monument numbered 168, south thirty-five degrees nineteen minutes thirteen seconds east, eighty-three and sixty-five one-hundredths feet distant, situated in United States Hot Springs Reservation in Garland County, Arkansas.

**An Act To authorize the conveyance to the Hot Springs School District and to Garland County, Arkansas, for school and for other public purposes, of certain land originally donated to the United States and situated in Hot Springs National Park, Arkansas, and for other purposes, approved August 24, 1954 (68 Stat. 790)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to convey without consideration but upon such terms and conditions as he shall consider to be in the public interest to the Hot Springs School District and to the county of Garland, Arkansas, all or portions of a tract of approximately thirty-five acres within Hot Springs National Park, which was donated to the United States by Garland County, Arkansas, such property being situated in the northwest quarter of the northwest quarter of section 34, township 2 south, range 19 west, Garland County, Arkansas, and identified as the former United States Public Health Service Medical Center property.

Such property may be conveyed together with any improvements, appurtenances, and facilities relating thereto except those which the Secretary may find to be necessary to retain for purposes of the national park system or which he may deem advisable to remove for other purposes, the conveyances of the land hereunder to be made in the approximate proportions of two-thirds of the tract to or for purposes of the Hot Springs School District, such portion to be used for public school purposes, and one-third to Garland County for purposes of the county health and welfare unit. Any costs incidental to accomplishing the conveyances provided for herein shall be borne by the said Hot Springs School District and by Garland County.

**An Act To authorize an exchange of lands at Hot Springs National Park, Arkansas, and for other purposes, approved August 18, 1958 (72 Stat. 630)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of consolidating Federal holdings of land within Hot Springs National Park, Arkansas, and in order to bring about certain improvements in park land use, the Secretary of the Interior is authorized in his discretion to accept, on behalf of the United States, approximately 4.75 acres of non-Federal land or interests in land situated in blocks 195 and 196 of the city of Hot Springs, Arkansas, and in exchange therefor to convey by deed on behalf of the United States to the grantor of the aforesaid property certain federally owned land or interests in land, of no greater value, comprising not in excess of five and three-tenths acres of

Hot Springs  
School District  
and Garland  
County, Ark.  
Conveyance.

Hot Springs  
National  
Park, Ark.  
Exchange of  
lands.

land situated adjacent to and in the immediate rear of the Arlington Hotel in Hot Springs, Arkansas. (16 U.S.C. § 361f.)

An Act To direct the Secretary of the Army to convey the Army and Navy General Hospital, Hot Springs National Park, Arkansas, to the State of Arkansas, and for other purposes, approved September 21, 1959 (73 Stat. 594)

Arkansas.  
Conveyance.

70A Stat. 147.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That (a) the Secretary of the Army is authorized and directed to convey to the State of Arkansas by quitclaim deed, without consideration and without regard to the provisions of section 2662 of title 10 of the United States Code, but subject to the conditions, limitations, and reservations hereinafter set forth, all right, title, and interest of the United States in and to approximately twenty-one acres, more or less, of land located at Hot Springs National Park, Arkansas, which comprise a part of the reservation presently occupied by the Army and Navy General Hospital, together with all buildings and improvements situated thereon and all appurtenances and utilities belonging or appertaining thereto.

Limitation.

(b) The conveyance authorized by this Act may not include any part of that portion of the Hot Springs National Park, comprising approximately three and one-half acres hereinafter described by metes and bounds, presently occupied in part by the National Park Service, or any building, improvement, appurtenance, or utility appertaining thereto, or any personal property situated thereon. Such buildings, improvements, appurtenances, and utilities are hereby transferred to the Department of the Interior. The limitation made by the first sentence of this subsection applies to that portion of such park described as follows: Beginning at the west iron road gate post on the property line at Reserve Avenue at point A, northwesterly along the curb line to point B approximately midway along the curb line immediately east of building numbered 16; thence northeasterly to terminus of the rock wall at point C; thence northeasterly to the junction of the rock wall and the rock and masonry wall at point D; thence northeasterly along the rock and masonry wall to its junction with the United States Government property line at point E; thence southerly and westerly along the property line to the starting point at point A, containing approximately 3.5 acres, being the land shown on sheet 9 of 10 sheets, drawing numbered 109, entitled "Master Plan Army and Navy General Hospital, General Utility Map, as revised by the National Park Service, April 20, 1959, Dwg. No. NP-HS-7005."

Reservation.

SEC. 2. The deed of conveyance executed pursuant to this Act shall expressly reserve to the United States (a)

all mineral rights in the land so conveyed, and (b) full title to all thermal waters on and under such land. The Secretary of the Interior is authorized to grant to the State of Arkansas a permit for the use of so much of such waters as may be required for the use of such land by the State for the purposes described in section 3 of this Act.

SEC. 3. The deed of conveyance of real property authorized by this Act shall include the conditions that (a) such property shall be used by the State of Arkansas as a vocational rehabilitation center or for other public health or educational purposes, (b) if at any time the Secretary of the Army determines, upon advice received from the Secretary of Health, Education, and Welfare, that the property so conveyed is not used for such purposes, title thereto shall immediately revert to the United States, and (c) in the event of any such reversion, title to all improvements made thereon by the State of Arkansas during its occupancy shall vest in the United States without payment of compensation therefor.

Conditions.

SEC. 4. The deed of conveyance of the real property authorized by this Act shall include appropriate provisions to insure that (a) whenever the Congress of the United States declares a state of war or other national emergency, or the President declares a state of emergency and upon the determination by the Secretary of Defense that the property conveyed under this Act is useful or necessary for military, air, or naval purposes, or in the interest of national defense, the United States shall have the right, without obligation to make payment of any kind, to reenter upon the property and use the same or any part thereof, including any and all improvements made thereon by the State of Arkansas, for a period not to exceed the duration of such state of war or national emergency plus six months, and (b) upon the termination of such use by the United States, the property shall be returned to the State of Arkansas, together with any or all improvements thereon and appurtenances appertaining thereto.

Right of reentry.

SEC. 5. In executing the deed of conveyance authorized by this Act, the Secretary of the Army shall include such other reservations and conditions as he and the Secretary of the Interior shall determine to be required in the public interest.

SEC. 6. Upon the execution of that deed of conveyance the Secretary of the Army is further authorized, subject to the provisions of subsection (b) of the first section of this Act, to transfer to the State of Arkansas, without consideration, such equipment and personal property located at the Army and Navy General Hospital as he shall determine to be required for use by the State for the purposes stated in section 3 of this Act.

Equipment and personal property.

Nonacceptance  
of conveyance.

40 U.S.C. 471  
note.

SEC. 7. In the event the State of Arkansas does not accept the conveyance authorized by this Act on or before June 30, 1960, the Secretary of the Army shall thereafter report to the Administrator of the General Services Administration as excess property pursuant to the provisions of the Federal Property and Administrative Services Act of 1949 (63 Stat. 377), as amended, all the lands and improvements thereon comprising the Army and Navy General Hospital, Hot Springs National Park, Arkansas, and said lands and improvements thereon shall cease to be a part of the Hot Springs National Park, Arkansas.

SEC. 8. Notwithstanding any other provision of this Act, the Secretary of the Interior may take custody and control of any or all of the lands and improvements thereon comprising the Army and Navy General Hospital, and restore such lands and improvements to the Hot Springs National Park, if (a) the State of Arkansas does not accept the conveyance authorized by this Act on or before June 30, 1960, or (b) title thereto reverts to the United States following the conveyance thereof to the State of Arkansas.

## 12. Isle Royale National Park

	Page
Commissioner to be appointed solely by the United States District Court-----	Act of April 21, 1948 139
Enlargement of the administrative headquarters site for park authorized-----	Act of August 14, 1958 140

An Act To provide that appointments of United States commissioners for the Isle Royale, Hawaii, Mammoth Cave, and Olympic National Parks shall be made by the United States district courts without the recommendation and approval of the Secretary of the Interior, approved April 21, 1948 (62 Stat. 196)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the first sentence of section 5 of the Act entitled "An Act to accept the cession by the State of Michigan of exclusive jurisdiction over the lands embraced within the Isle Royale National Park, and for other purposes", approved March 6, 1942 (U.S.C., 1940 edition, Supp. V, title 16, sec. 408m), is amended by striking out "upon the recommendation and approval of the Secretary of the Interior of a qualified candidate".

U.S. com-  
missioners.  
Appointments  
to certain  
national parks.

56 Stat. 134.

SEC. 2. The first paragraph of section 6 of the Act entitled "An Act to provide for the exercise of sole and exclusive jurisdiction by the United States over the Hawaii National Park in the Territory of Hawaii, and for other purposes", approved April 19, 1930, as amended (U.S.C., 1940 edition, title 16, sec. 395e), is amended by striking out "upon the recommendation and approval of the Secretary of the Interior of a qualified candidate".

46 Stat. 228.

SEC. 3. The first sentence of section 5 of the Act entitled "An Act to accept the cession by the Commonwealth of Kentucky of exclusive jurisdiction over the lands embraced within the Mammoth Cave National Park; to authorize the acquisition of additional lands for the park in accordance with the Act of May 25, 1926 (44 Stat. 635); to authorize the acceptance of donations of land for the development of a proper entrance road to the park; and for other purposes", approved June 5, 1942 (U.S.C., 1940 edition, Supp. V, title 16, sec. 404c-5), is amended by striking out "Upon the recommendation and approval of the Secretary of the Interior of a qualified candidate, the" and inserting in lieu thereof "The".

56 Stat. 318.

SEC. 4. The first sentence of section 5 of the Act entitled "An Act to accept the cession by the State of Washington of exclusive jurisdiction over the lands embraced within the Olympic National Park, and for other purposes", approved March 6, 1942 (U.S.C., 1940 edition, Supp. V, title 16 sec. 256d), is amended by striking out "Upon the recommendation and approval of the Secre-

56 Stat. 137.

tary of the Interior of a qualified candidate the” and inserting in lieu thereof “The”. (See 28 U.S.C. § 631 note.)

**An Act To authorize the enlargement of the administrative headquarters site for Isle Royale National Park, Houghton, Michigan, and for other purposes, approved August 14, 1958 (72 Stat. 604)**

Isle Royale  
National  
Park, Mich.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to acquire by purchase or donation, or with donated funds, a tract of land, or interests therein, located in Houghton, Michigan, fronting on Portage Lake and lying to the east of Franklin Street and to the north of Carroll Avenue, said land aggregating not more than three acres and being known as the Carroll Estate. The property so acquired shall be added to the existing nearby administrative headquarters site furnishing services and facilities required for the administration of Isle Royale National Park.

SEC. 2. Any funds now or hereafter made available for purposes of construction or for purposes of operation and maintenance within Isle Royale National Park may be used for such purposes with respect to the administrative site and facilities relating thereto at Houghton, Michigan. Any land acquisition funds now or hereafter made available to the Secretary of the Interior for purposes of the national park system may be used by the Secretary for the acquisition of the property authorized to be added to the headquarters site pursuant to this Act.



### 13. Kings Canyon National Park<sup>1</sup>

	Page
Commissioner for Sequoia National Park authorized to exercise similar functions for Kings Canyon National Park.....Act of April 23, 1946	141
Restriction on appropriations for road construction in park.....	
-----Excerpt from Act of July 1, 1946	142
Act of March 4, 1940, amended to remove five-year restriction relating to granting of privileges.....Act of August 17, 1950	142
Designation of the General Grant Tree (known as the Nation's Christmas Tree) in park as a national shrine.....Joint Resolution of March 29, 1956	142
Revision of boundary of park.....Act of August 14, 1958	143

**An Act To authorize the United States commissioner for the Sequoia National Park to exercise similar functions for the Kings Canyon National Park, approved April 23, 1946 (60 Stat. 119)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the United States commissioner for the Sequoia National Park, appointed pursuant to section 8 of the Act of June 2, 1920 (41 Stat. 731, 733; 16 U.S.C., secs. 66-68), shall exercise the additional functions of a United States commissioner for the Kings Canyon National Park. The United States District Court for the Southern District of California shall prescribe the rules of procedure and practice for the commissioner in the trial of cases and for appeal to the district court. (See 28 U.S.C. § 631 note.)

Sequoia and  
Kings Canyon  
National  
Parks.  
U.S. com-  
missioner.

SEC. 2. The commissioner shall have jurisdiction to issue process in the name of the United States for the arrest of any person charged with a violation of any of the rules and regulations made by the Secretary of the Interior in pursuance of law for the government and protection of the park, or with the commission within the park of a petty offense against the law, and to try the person so charged, who, if found guilty, shall be subject to the punishment prescribed by section 3 of the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C., sec. 3), as amended. For the purposes of this Act, the term "petty offense" shall be defined as in section 335 of the Criminal Code (18 U.S.C., sec. 541). In all cases of conviction an appeal shall lie from the judgment of said commissioner to the district court. (See 28 U.S.C. § 632 note.)

Jurisdiction.

"Petty  
offense."  
35 Stat. 1152.

SEC. 3. The commissioner shall have power to issue process in the name of the United States for the arrest of any person charged with the commission within said park of any criminal offense not covered by the provisions of section 2 of this Act, and to hear the evidence introduced. If he is of the opinion that probable cause is shown for holding the person so charged for trial, he

Other criminal  
offenses.

<sup>1</sup> See also General Legislation, pp. 16-17.

shall commit such person for further appropriate action, and shall certify a transcript of the record of his proceedings and the testimony in such case to the district court, which court shall have jurisdiction of the case. (*Ibid.*)

Fees, costs,  
and expenses.

SEC. 4. All fees, costs, and expenses arising in cases under this Act and properly chargeable to the United States shall be certified, approved, and paid as are like fees, costs, and expenses in the courts of the United States. All fines, fees, costs, and expenses imposed and collected shall be deposited by the commissioner, or by the marshal of the United States collecting the same, with the clerk of the United States District Court for the Southern District of California. (See 28 U.S.C. § 634 note.)

Excerpt from "An Act Making appropriations for the Department of the Interior for the fiscal year ending June 30, 1947, and for other purposes," approved July 1, 1946 (60 Stat. 348, 377)

Restriction.

\* \* \* Roads and trails, National Park Service: \* \* \*  
*Provided*, That hereafter no part of appropriations made for the National Park Service shall be available for road construction in Kings Canyon National Park, California, except on the floor of the canyon of the South Fork of the Kings River and the Grant Grove section of that park. (16 U.S.C. § 80d-1.)

An Act To remove the present restriction relating to the granting of privileges within Kings Canyon National Park in order that privileges hereafter granted may be consistent with those granted in other areas of the National Park System, and for other purposes, approved August 17, 1950 (64 Stat. 458)

Kings Canyon  
National  
Park, Calif.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That, in order to permit the granting of privileges within Kings Canyon National Park, California, upon terms that are consistent with those granted in other national parks pursuant to the Act of August 25, 1916 (39 Stat. 535), the last sentence in section 4 of the Act of March 4, 1940 (54 Stat. 41, 44; 16 U.S.C., 1946 edition, sec. 80c), which limits the duration of such privileges to five years, is hereby repealed. (16 U.S.C. § 80c note.)

16 U.S.C.  
§§ 1-4, 22, 48.

Joint Resolution To designate the General Grant tree (known as the Nation's Christmas Tree) in Kings Canyon National Park, California, as a national shrine, approved March 29, 1956 (70 Stat. 57)

Whereas the General Grant tree, growing in the Kings Canyon National Park, California, was dedicated by the Federal Government on April 28, 1926, at the request of the citizens of Sanger, California, as the Nation's Christmas Tree; and

Whereas Sanger, California, was, on October 1, 1949, recognized by the Post Office Department as the Nation's Christmas Tree City; and

Whereas because of such dedication, and because of the work done and the interest shown by the citizens of Sanger, California, the Nation's Christmas Tree has become known nationally and internationally; and

Whereas it is appropriate and desirable at this time to provide further recognition of the Nation's Christmas Tree as a living symbol of our American heritage: Therefore be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the General Grant tree, which is located in the Kings Canyon National Park, in Fresno County, California, and which was dedicated by the Federal Government in 1926 as the Nation's Christmas Tree, is hereby declared to be a national shrine in memory of the men and women of the Armed Forces who have served and fought and died to keep this Nation free and to preserve the spiritual, human, and civil rights which are the essence of our American heritage. The Secretary of the Interior, through the National Park Service, shall make appropriate provision for the perpetual care and maintenance of such shrine.

Nation's  
Christmas  
Tree.

SEC. 2. Nothing in this Act shall be deemed to change the name of the General Grant tree. (16 U.S.C. § 80a note.)

**An Act To revise the boundary of the Kings Canyon National Park, in the State of California, and for other purposes, approved August 14, 1958 (72 Stat. 616)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of improving the boundary of Kings Canyon National Park, California, and excluding therefrom certain land that is no longer needed for park purposes, that particular area of the park, comprising approximately 160 acres, lying west of the section line between sections 21 and 22, and lying west of the section line between sections 27 and 28, township 13 south, range 30 east, Mount Diablo meridian, is hereby excluded from the park.

Kings Canyon  
National  
Park, Calif.  
Boundary  
revision.

Land excluded from the park by this section hereafter shall be a part of the Sequoia National Forest. (16 U.S.C. § 80a-1.)

SEC. 2. For the purpose of facilitating park road maintenance, and to include in the park certain property that is desirable for future use and development, the following land situated in section 7, township 14 south, range 28 east, Mount Diablo meridian, is hereby excluded from

the Sequoia National Forest and added to the Kings Canyon National Park:

East half northeast quarter, east half west half northeast quarter, northeast quarter southeast quarter, east half northwest quarter southeast quarter, and those portions of the southeast quarter southeast quarter and of the east half southwest quarter southeast quarter, lying north of the right-of-way of State Highway 180. (16 U.S.C. § 80a-2.)

## 14. Lassen Volcanic National Park<sup>1</sup>

Lands added; boundaries revised.....Act of August 10, 1961      Page  
145

An Act To add certain federally owned land to the Lassen Volcanic National Park, in the State of California, and for other purposes, approved August 10, 1961 (75 Stat. 319)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following described lands of the Lassen National Forest are hereby excluded from the forest and added to the Lassen Volcanic National Park:

Lassen Volcanic National Park, Calif. Lands, addition.

Lots 1, 2, and 3, south half northeast quarter, and southeast quarter northwest quarter section 4; west half southeast quarter and those parts of the south half northwest quarter and of the southwest quarter of section 11 lying east of Lost Creek; and section 19, township 31 north, range 4 east, Mount Diablo meridian: *Provided*, That the aforesaid lands in section 19 are included within the national park subject to the right of the Secretary of Agriculture to construct and maintain a permanent road through such section in order to permit the use, protection, and administration of adjacent national forest lands and the removal of timber from the national forest. (16 U.S.C. § 207c.)

<sup>1</sup> See also General Legislation, pp. 16-17.

## 15. Mammoth Cave National Park

	Page
Commissioner to be appointed solely by the United States District Court.....	146
Amendment of section 11 of Act of June 5, 1942, and appropriation of \$350,000 authorized for acquisition of lands.....	147
Authorization for Secretary of the Interior to cooperate with the State of Kentucky to acquire non-Federal cave properties within the park.....	147
-----Act of March 27, 1954	

**An Act To provide that appointments of United States commissioners for the Isle Royale, Hawaii, Mammoth Cave, and Olympic National Parks shall be made by the United States district courts without the recommendation and approval of the Secretary of the Interior, approved April 21, 1948 (62 Stat. 196)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the first sentence of section 5 of the Act entitled "An Act to accept the cession by the State of Michigan of exclusive jurisdiction over the lands embraced within the Isle Royale National Park, and for other purposes", approved March 6, 1942 (U.S.C., 1940 edition, Supp. V, title 16, sec. 408m), is amended by striking out "upon the recommendation and approval of the Secretary of the Interior of a qualified candidate."

U.S. commissioners.  
Appointments  
to certain  
national parks.  
56 Stat. 184.

SEC. 2. The first paragraph of section 6 of the Act entitled "An Act to provide for the exercise of sole and exclusive jurisdiction by the United States over the Hawaii National Park in the Territory of Hawaii, and for other purposes", approved April 19, 1930, as amended (U.S.C., 1940 edition, title 16, sec. 395e), is amended by striking out "upon the recommendation and approval of the Secretary of the Interior of a qualified candidate".

46 Stat. 228.

SEC. 3. The first sentence of section 5 of the Act entitled "An Act to accept the cession by the Commonwealth of Kentucky of exclusive jurisdiction over the lands embraced within the Mammoth Cave National Park; to authorize the acquisition of additional lands for the park in accordance with the Act of May 25, 1926 (44 Stat. 635); to authorize the acceptance of donations of land for the development of a proper entrance road to the park; and for other purposes", approved June 5, 1942 (U.S.C., 1940 edition, Supp. V, title 16, sec. 404c-5), is amended by striking out "Upon the recommendation and approval of the Secretary of the Interior of a qualified candidate, the" and inserting in lieu thereof "The".

56 Stat. 318.

SEC. 4. The first sentence of section 5 of the Act entitled "An Act to accept the cession by the State of Washington of exclusive jurisdiction over the lands embraced within the Olympic National Park, and for other pur-

poses", approved March 6, 1942 (U.S.C., 1940 edition, Supp. V, title 16, sec. 256d), is amended by striking out "Upon the recommendation and approval of the Secretary of the Interior of a qualified candidate, the" and inserting in lieu thereof "The". (See 28 U.S.C. § 631 note.)

56 Stat. 137.

An Act To amend section 11 of the Act approved June 5, 1942 (56 Stat. 317), relating to Mammoth Cave National Park in the State of Kentucky, and for other purposes, approved June 30, 1948 (62 Stat. 1165)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the second paragraph of section 11 of the Act approved June 5, 1942 (56 Stat. 317, 319; 16 U.S.C. sec. 404c-11), is hereby amended to read as follows:

Mammoth Cave National Park, Ky.

"In order to provide for acquisition of property on behalf of the United States, in accordance with the provisions of this section, there is hereby authorized to be appropriated the sum of not to exceed \$350,000. Any of the funds appropriated pursuant to the provisions hereof which are not needed to acquire property as authorized by this section may, in the discretion of the Secretary of the Interior, be used to acquire lands and interests in lands required for the development of a proper and suitable entrance road to Mammoth Cave National Park, as authorized in section 12 of this Act. The funds heretofore deposited in the Treasury under special fund receipt account 146664 shall, upon the passage of this Act, be transferred to the general fund of the Treasury as miscellaneous receipts: *Provided*, That no part of this authorization shall be used for road development or construction until after all the lands within the maximum boundaries, as authorized by the Act of May 25, 1926 (44 Stat. 635), have been acquired by purchase, condemnation or otherwise." (16 U.S.C. § 404c-11.)

Appropriation authorized.

Acquisition of lands.

56 Stat. 320.

Restriction.

16 U.S.C. §§ 404-404c.

An Act To authorize the Secretary of the Interior to cooperate with the State of Kentucky to acquire non-Federal cave properties within the authorized boundaries of Mammoth Cave National Park in the State of Kentucky, and for other purposes, approved March 27, 1954 (68 Stat. 36)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to cooperate with the State of Kentucky for the purpose of arranging for the eventual acquisition by the United States of the Great Onyx Cave and the Crystal Cave within the authorized boundaries of Mammoth Cave National Park. The Secretary shall deposit to the credit of a special receipt account that portion of the annual admission, guide, and elevator fee receipts from the said

Kentucky. U.S. authority to acquire cave properties.

park which exceeds the annual amount available to the park for management, guide, and protection purposes, which funds so deposited may be expended thereafter in payment for the purchase of said cave properties. The Secretary is further authorized to enter into such contracts and agreements as he may determine to be necessary to effectuate the acquisition of the cave properties as authorized herein. (16 U.S.C. § 404b-2.)



## 16. Mount McKinley National Park

	Page
Receipts for fiscal years 1957, 1958, and 1959 from the operation of McKinley Park Hotel in park to be applied to costs of managing, operating, and maintaining hotel-----	149
-----Excerpts from Acts of June 13, 1956	149
-----July 1, 1957	150
-----and June 4, 1958	150
Authority of the United States in Mount McKinley National Park not affected by admission of the State of Alaska into the Union-----	150
-----Excerpt from Act of July 7, 1958	150

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Excerpt from "An Act Making appropriations for the Department of the Interior and related agencies for the fiscal year ending June 30, 1957, and for other purposes," approved June 13, 1956 (70 Stat. 257, 263)

\* \* \* \* \*

### ADMINISTRATIVE PROVISIONS

Appropriations for the National Park Service shall be available for the purchase of not to exceed one hundred and ten passenger motor vehicles of which one hundred and nine shall be for replacement only, including not to exceed seventeen for replacing United States Park Police cruisers; and the objects and purposes specified in the Acts of August 8, 1953 (67 Stat. 495, 496) and July 1, 1955 (69 Stat. 242): *Provided*, That all receipts for the fiscal year 1957 from the operation of the McKinley Park Hotel in Mount McKinley National Park, Alaska, may be applied to, or offset against, costs of managing, operating, and maintaining the hotel and related facilities, and any receipts or other revenues in excess of such costs shall be deposited at least annually into the Treasury of the United States as miscellaneous receipts.

16 U.S.C. 1b-d  
18f.

Excerpt from "An Act Making appropriations for the Department of the Interior and related agencies for the fiscal year ending June 30, 1958, and for other purposes," approved July 1, 1957 (71 Stat. 257, 263)

\* \* \* \* \*

### ADMINISTRATIVE PROVISIONS

Appropriations for the National Park Service shall be available for the purchase of not to exceed one hundred and seventeen passenger motor vehicles for replacement only, including not to exceed seventeen for replacing United States Park Police cruisers; and the objects and purposes specified in the Acts of August 8, 1953 (16 U.S.C. 1b-1d) and July 1, 1955 (16 U.S.C. 18f): *Provided*, That all receipts for the fiscal year 1958 from the operation of the McKinley Park Hotel in Mount McKinley National Park, Alaska, may be applied to, or offset against, costs of managing, operating, and main-

67 Stat. 495,  
496; 69 Stat.  
242.

## II. NATIONAL PARKS—MOUNT MCKINLEY

taining the hotel and related facilities, and any receipts or other revenues in excess of such costs shall be deposited at least annually into the Treasury of the United States as miscellaneous receipts.

Excerpt from "An Act Making appropriations for the Department of the Interior and related agencies for the fiscal year ending June 30, 1959, and for other purposes," approved June 4, 1958 (72 Stat. 155, 161)

\* \* \* \* \*

## ADMINISTRATIVE PROVISIONS

Appropriations for the National Park Service shall be available for the purchase of not to exceed eighty-four passenger motor vehicles for replacement only, including not to exceed seventeen for replacing United States Park Police cruisers; purchase of one aircraft; and the objects and purposes specified in the Acts of August 8, 1953 (16 U.S.C. 1b-1d) and July 1, 1955 (16 U.S.C. 18f): *Provided*, That all receipts for the fiscal year 1959 from the operation of the McKinley Park Hotel in Mount McKinley National Park, Alaska, may be applied to, or offset against, costs of managing, operating, and maintaining the hotel and related facilities, and any receipt or other revenues in excess of such costs shall be deposited at least annually into the Treasury of the United States as miscellaneous receipts.

67 Stat. 495,  
496; 69 Stat.  
242.

Excerpt from "An Act To provide for the admission of the State of Alaska into the Union," approved July 7, 1958 (72 Stat. 339, 347)

\* \* \* \* \*

Mount  
McKinley  
National Park.

SEC. 11. (a) Nothing in this Act shall affect the establishment, or the right, ownership, and authority of the United States in Mount McKinley National Park, as now or hereafter constituted; but exclusive jurisdiction, in all cases, shall be exercised by the United States for the national park, as now or hereafter constituted; saving, however, to the State of Alaska the right to serve civil or criminal process within the limits of the aforesaid park in suits or prosecutions for or on account of rights acquired, obligations incurred, or crimes committed in said State, but outside of said park; and saving further to the said State the right to tax persons and corporations, their franchises and property on the lands included in said park; and saving also to the persons residing now or hereafter in such area the right to vote at all elections held within the respective political subdivisions of their residence in which the park is situated. (48 U.S.C. prec. § 21 note.)

## 17. Mount Rainier National Park

	Page
Secretary of the Interior authorized to acquire the property and facilities of the Rainier National Park Company-----Act of September 21, 1950	151
Secretary of the Interior authorized to provide a headquarters site for park in general vicinity of Ashford, Washington-----Act of June 27, 1960	151

An Act Authorizing the Secretary of the Interior to acquire on behalf of the United States Government all property and facilities of the Rainier National Park Company, approved September 21, 1950 (64 Stat. 895)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is hereby authorized, in his discretion and under such terms and conditions as he may deem proper, to acquire on behalf of the United States, at a price considered by him to be reasonable, all of the property and facilities of the Rainier National Park Company within the Mount Rainier National Park used for the purpose of furnishing accommodations and conveniences to the public visiting said park, excluding, however, such facilities of the company as are used in furnishing transportation for the said park.

Rainier National Park Company. Acquisition of property by Interior Department.

SEC. 2. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sum or sums as may be necessary to carry out the provisions of this Act.

Appropriation authorized.

An Act To authorize the Secretary of the Interior to provide a headquarters site for Mount Rainier National Park in the general vicinity of Ashford, Washington, and for other purposes, approved June 27, 1960 (74 Stat. 219)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to apply the present headquarters site in Mount Rainier National Park to public use for which it is more suitable and to provide a headquarters for the park, the Secretary of the Interior is authorized to provide a park headquarters in the general vicinity of Ashford, Washington, and for such purpose to acquire in this vicinity, by such means as he may deem to be in the public interest, not more than three hundred acres of land, or interest therein. (16 U.S.C. § 110a [Supp. II].)

Mount Rainier National Park. Headquarters site.

SEC. 2. The headquarters site provided pursuant to this Act shall constitute a part of Mount Rainier National Park and be administered in accordance with the laws applicable thereto. (16 U.S.C. § 110b [Supp. II].)

## 18. Olympic National Park <sup>1</sup>

	Page
Acquisition, rehabilitation, and operation of facilities for the public in park authorized-----Act of December 6, 1944	152
Commissioner to be appointed solely by the United States District Court-----Act of April 21, 1948	152
Fishery facilities, exchange authorized-----Act of June 8, 1949	153
Secretary of the Interior authorized to exchange lands adjacent to portions of park-----Act of June 11, 1958	153

An Act To authorize the acquisition, rehabilitation, and operation of the facilities for the public in the Olympic National Park, in the State of Washington, and for other purposes, approved December 6, 1944 (58 Stat. 793)

Olympic National Park, Wash.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is hereby authorized, in his discretion, to acquire by purchase at prices deemed by him reasonable, the buildings, structures, furniture, fixtures, and any other real or personal property of the Olympic Recreation Company and the Olympic Chalet Company within the Olympic National Park in the State of Washington.

Appropriation authorized.

SEC. 2. That for the purposes of this Act, there is hereby authorized to be appropriated not to exceed the sum of \$35,000. (See 16 U.S.C. § 251 note.)

An Act To provide that appointments of United States commissioners for the Isle Royale, Hawaii, Mammoth Cave, and Olympic National Parks shall be made by the United States district courts without the recommendation and approval of the Secretary of the Interior, approved April 21, 1948 (62 Stat. 196)

U.S. commissioners. Appointments to certain national parks.

56 Stat. 134.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the first sentence of section 5 of the Act entitled "An Act to accept the cession by the State of Michigan of exclusive jurisdiction over the lands embraced within the Isle Royale National Park, and for other purposes", approved March 6, 1942 (U.S.C., 1940 edition, Supp. V, title 16, sec. 408m), is amended by striking out "upon the recommendation and approval of the Secretary of the Interior of a qualified candidate".

46 Stat. 228.

SEC. 2. The first paragraph of section 6 of the Act entitled "An Act to provide for the exercise of sole and exclusive jurisdiction by the United States over the Hawaii National Park in the Territory of Hawaii, and for other purposes", approved April 19, 1930, as amended (U.S.C., 1940 edition, title 16, sec. 395e), is amended by striking out "upon the recommendation and

<sup>1</sup> See also General Legislation, p. 16.

approval of the Secretary of the Interior of a qualified candidate”.

SEC. 3. The first sentence of section 5 of the Act entitled “An Act to accept the cession by the Commonwealth of Kentucky of exclusive jurisdiction over the lands embraced within the Mammoth Cave National Park; to authorize the acquisition of additional lands for the park in accordance with the Act of May 25, 1926 (44 Stat. 635); to authorize the acceptance of donations of land for the development of a proper entrance road to the park; and for other purposes”, approved June 5, 1942 (U.S.C., 1940 edition, Supp. V, title 16, sec. 404c-5), is amended by striking out “Upon the recommendation and approval of the Secretary of the Interior of a qualified candidate, the” and inserting in lieu thereof “The”.

56 Stat. 318.

SEC. 4. The first sentence of section 5 of the Act entitled “An Act to accept the cession by the State of Washington of exclusive jurisdiction over the lands embraced within the Olympic National Park, and for other purposes”, approved March 6, 1942 (U.S.C., 1940 edition, Supp. V, title 16, sec. 256d), is amended by striking out “Upon the recommendation and approval of the Secretary of the Interior of a qualified candidate, the” and inserting in lieu thereof “The”. (See 28 U.S.C. § 631 note.)

56 Stat. 137.

**An Act To authorize the exchange of certain fishery facilities within the State of Washington, approved June 8, 1949 (63 Stat. 159)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of the Interior is authorized, in his discretion, to accept from the State of Washington on behalf of the United States title to the land and facilities located in Clallam County, Washington, known as the Lake Crescent Hatchery, and in exchange therefor to convey by deed on behalf of the United States to the State of Washington the fish hatchery facilities in Skagit County, Washington, designated as the Birdsvew Fish Cultural Station.

Washington.  
Exchange of  
certain fishery  
facilities.

SEC. 2. The lands and facilities acquired by the Secretary of the Interior under the terms of this Act shall become a part of the Olympic National Park and shall be administered under the laws and regulations applicable thereto.

**An Act To authorize the Secretary of the Interior to exchange lands at Olympic National Park, and for other purposes, approved June 11, 1958 (72 Stat. 185)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of the Interior is authorized

Olympic  
National Park.  
Exchange of  
lands.

to exchange approximately six thousand six hundred eight and ninety-six one-hundredths acres of land adjacent to the Queets Corridor and Ocean Strip portions of Olympic National Park, which were originally acquired by the Federal Government for public works purposes, for lands and interest in lands not in Federal ownership within the exterior boundaries of the park: *Provided*, That the lands so exchanged shall be of approximately equal value. (16 U.S.C. § 251b.)

SEC. 2. Lands acquired pursuant to the exchange authority contained herein shall be administered as a part of Olympic National Park in accordance with the laws and regulations applicable to the park. (16 U.S.C. § 251c.)

SEC. 3. The provisions of this Act shall not be applicable with respect to any privately owned lands lying within the exterior boundaries of the Olympic National Park which are within township 23 north, range 10 west; township 23 north, range 9 west; township 24 north, range 9 west; and township 24 north, range 8 west, West Willamette meridian; and lot 5 of the July Creek lot survey consisting of .15 acre, and lot 12 of the July Creek lot survey consisting of .35 acre. (16 U.S.C. § 251d.)

## 19. Petrified Forest National Park

Establishment authorized-----Act of March 28, 1958 Page  
155

**An Act To authorize the establishment of the Petrified Forest National Park in the State of Arizona, and for other purposes, approved March 28, 1958 (72 Stat. 69)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to permit the establishment of the Petrified Forest National Monument, Arizona, and other lands as provided for herein, as the Petrified Forest National Park, such national park shall be established (a) after title to all of the lands described in section 2 of this Act shall have been vested in the United States, with the exception of such easements and rights-of-way for railroad, public utilities, and highway purposes as may be acceptable to the Secretary of the Interior, and (b) when notification of the effective date of such establishment of the park, as determined by the said Secretary, is published in the Federal Register. Disestablishment of the Petrified Forest National Monument shall be effected concurrently with the establishment of the park.

Petrified Forest National Park, Ariz. Establishment.

Publication in F.R.

The Petrified Forest National Park shall be preserved and administered in its natural condition by the Secretary of the Interior for the public benefit in accordance with the general laws governing areas of the National Park System and in accordance with the basic policies relating thereto as prescribed by the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C., 1952 edition, secs. 1-3).

The exchange authority prescribed for the Petrified Forest National Monument in the Act of May 14, 1930 (46 Stat. 278; 16 U.S.C., 1952 edition, secs. 444, 444a), is hereby extended to all the lands within the Petrified Forest National Park as herein authorized.

For the purposes of this Act, the Secretary is authorized to acquire, in such manner as he shall consider to be in the public interest, any non-Federal land or interests in land within the area hereby authorized to be established as the Petrified Forest National Park. In acquiring any State-owned land or interests therein within the aforesaid area, such property may be procured by the United States without regard to any limitations heretofore prescribed by the Congress relating to the disposal of State-owned properties.

Upon establishment of the Petrified Forest National Park, as authorized by this Act, any remaining balance of funds that may be available for purposes of the Petrified Forest National Monument shall thereafter be

available for expenditure for purposes of the Petrified Forest National Park. (16 U.S.C. §119.)

SEC. 2. The Petrified Forest National Park, authorized to be established pursuant to section 1 of this Act, shall comprise the following described lands:

GILA AND SALT RIVER MERIDIAN

Township 20 north, range 23 east: Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27, 34, 35, 36, all.

Township 20 north, range 24 east: All.

Township 20 north, range 25 east: Sections 4, 5, 6, 7, 8, 9, 16, 17, 18, all.

Township 19 north, range 23 east: Sections 1, 2, 3, 10, 11, 12, 13, 14, 15, all.

Township 19 north, range 24 east: Sections 2, 3, 4, 5, 6, 7, 8, 9, 10, all; section 11, northwest quarter and north half northeast quarter; sections 16, 17, 18, 21, 28, 33, all.

Township 18 north, range 24, east: Sections 4, 9, all; section 10, southwest quarter; sections 13, 14, 15, 16, 21, 22, 23, 24, 25, 26, 27, 28, 33, 34, 35, 36, all.

Township 17 north, range 24 east: Sections 2, 11, 14, 23, 26, west halves; sections 3, 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, 21, 22, 27, 28, 29, 30, 31, 32, 33, all.

Township 17 north, range 23 east: Sections 34, 35, 36, all.

Township 16 north, range 24 east: Sections 3 and 10, west halves; sections 4, 5, 6, 7, 8, 9, all.

Township 16 north, range 23 east: Sections 1, 2, 11, 12, all; sections 3, 10, east halves. (16 U.S.C. § 119a.)



## 20. Rocky Mountain National Park

	Page
Exchange of certain lands authorized-----Act of July 14, 1945	157
Addition of lands and authority to acquire other lands for eastern approach road-----Act of August 24, 1949	158
Exchange of property with Colorado Transportation Company authorized; boundaries revised-----Act of August 17, 1961	159

**An Act To authorize an exchange of certain lands with William W. Kiskadden in connection with the Rocky Mountain National Park, Colorado, approved July 14, 1945 (59 Stat. 466)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That upon submission of satisfactory evidence of title the Secretary of the Interior is hereby authorized, in his discretion, to accept title on behalf of the United States to the following described land conveyed to William W. Kiskadden by warranty deed numbered 174403 from Mrs. Arah Chapman, recorded August 24, 1916, in book 339, page 231, records of Larimer County, Colorado: Beginning at the northeast corner of the southwest quarter of section 31, township 5 north, range 73 west, sixth principal meridian, Colorado; thence south four hundred and eighty feet; thence west two hundred feet; thence north 27 degrees 30 minutes west five hundred and forty-one feet; thence east four hundred and fifty feet to the place of beginning, containing approximately three and fifty-eight one-hundredths acres, and in exchange therefor to issue a patent for that portion of the northeast quarter of the southwest quarter and that portion of the southeast quarter of the northwest quarter of section 31, township 5 north, range 73 west, sixth principal meridian, Colorado, more particularly described as follows: Beginning at a point from whence the center quarter-section corner of section 31 bears south 79 degrees no minutes east, three hundred and sixty and nine-tenths feet; thence south four hundred and eighty feet to a point from whence the east quarter corner of section 31 bears north 79 degrees 22 minutes east, two thousand six hundred and seventy-three and six-tenths feet; thence west two hundred feet; thence north 27 degrees 30 minutes west, five hundred and forty-one feet; thence east four hundred and fifty feet to the point of beginning, containing approximately three and five-tenths acres: *Provided,* That the land conveyed to the United States, other than the land to be patented, shall, upon acceptance of title thereto, become a part of the Rocky Mountain National Park Colorado, and become subject to all laws and regulations applicable to said park. (16 U.S.C. § 192b-1.)

William W.  
Kiskadden.  
Exchange  
of lands.

An Act For the addition of certain lands to Rocky Mountain National Park, Colorado, and for other purposes, approved August 24, 1949 (63 Stat. 626)

Rocky Mountain National Park, Colo. Additional lands.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following-described lands, comprising approximately one hundred and forty acres, are hereby added to Rocky Mountain National Park and shall be subject to all laws and regulations applicable to said park:

#### SIXTH PRINCIPAL MERIDIAN

Township 5 north, range 73 west, section 27, southwest quarter northwest quarter, and west half southwest quarter; section 34, west half northeast quarter northwest quarter. (16 U.S.C. § 192b-2.)

SEC. 2. The Secretary of the Interior is authorized to acquire lands and interests in lands by donation or with donated funds, by purchase with Federal funds, or otherwise, in his discretion, for development of an appropriate eastern approach to the park, described as follows:

#### SIXTH PRINCIPAL MERIDIAN

Township 5 north, range 73 west; those parts of the following subdivisions lying south of the south boundary of the present Highdrive Road right-of-way: Section 27, east half southwest quarter, and south half southeast quarter; section 34, northeast quarter northeast quarter; section 35, west half northwest quarter northwest quarter; those parts of the following subdivisions lying north and west of the left bank of the Big Thompson River: Section 34, north half southeast quarter northeast quarter; section 35, southwest quarter northwest quarter comprising approximately one hundred and forty-five acres; and a strip of land, not to exceed an average of five hundred feet in width, generally paralleling the Thompson River for approximately one and six-tenths miles from near the center of section 25, township 5 north, range 73 west, to the one hundred and forty-five-acre tract described elsewhere in this section. (16 U.S.C. § 192b-3.)

Issuance of orders.

SEC. 3. All property acquired pursuant to this Act shall become a part of the park, following acquisition of title thereto by the United States upon the issuance of an appropriate order or orders by the Secretary of the Interior setting forth the revised boundaries of the park, such order or orders to be effective immediately upon the expiration of thirty full calendar days after publication in the Federal Register. Lands so added to the park shall thereafter be subject to all laws and regulations applicable to the park. (16 U.S.C. § 192b-5.)

Acquisition of property.

SEC. 4. The Secretary of the Interior is authorized to acquire by purchase or otherwise such properties within

the exterior boundaries of Rocky Mountain National Park as may be deemed by him to be necessary in connecting the eastern approach road with the existing Bear Lake and Trail Ridge roads, and in developing the present governmental residential, utility, and proposed administrative units. (16 U.S.C. § 192b-4.)

**An Act To authorize the Secretary of the Interior to exchange certain property in Rocky Mountain National Park, Colorado, and for other purposes, approved August 17, 1961 (75 Stat. 383)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to exchange in the manner and to the extent hereinafter provided land, interests in land, and improvements in Rocky Mountain National Park:

Rocky Mountain National Park, Colo.

(1) The Secretary may convey to the Colorado Transportation Company the possessory interest which the United States has in the Fall River Pass Building, but not the land upon which the building is situated, adjacent to the Trail Ridge Road in section 36, township 6 north, range 75 west: *Provided*, The United States shall reserve for a period of two years the right to use without charge the alpine exhibit room; and he may also convey to said company all right, title, and interest of the United States in and to the property known as Grand Lake Lodge, described in section 3 hereof as parcel A, including the land and any improvements thereon owned by the United States;

(2) In exchange for the foregoing, the Secretary is authorized to accept from the Colorado Transportation Company the land and interests therein located in Rocky Mountain National Park, described in section 3 as parcels C and D, together with such other privately owned land and interests in land within the park as he may designate;

(3) In exchange for the Government property conveyed pursuant to this Act the United States shall receive other property of approximately equal value and such differences as there may be in values shall be equalized by a payment of funds: *Provided*, That all procedures and rights authorized in this Act shall be in conformity with that agreement entered into under date of February 7, 1961, by and between the United States of America and the Colorado Transportation Company. (16 U.S.C. § 192b-6.)

SEC. 2. Upon consummation of the exchange the Secretary shall, by publishing notice in the Federal Register, revise the boundary of Rocky Mountain National Park so as to exclude from the park the land described in section 3 as combined parcels A and B. (16 U.S.C. § 192b-7.)

Publication  
in F.R.

## II. NATIONAL PARKS—ROCKY MOUNTAIN

SEC. 3. The aforesaid parcels A, C, and D, and the combined parcels A and B are, subject to minor revisions or corrections of a technical nature, more particularly described as follows:

## PARCEL A

Beginning at the southeast corner of section 31, township 4 north, range 75 west of the sixth principal meridian; thence north 800.0 feet along the east line of said section 31; thence west 1,000.0 feet; thence south 134.06 feet; thence west 329.75 feet; thence south 166.94 feet; thence west 1,078.60 feet; thence south 497.82 feet, more or less, to the south line of said section 31; thence east along the south line of said section 31 to the point of beginning, containing 35 acres more or less.

## PARCEL C

Beginning at a point on the west line of section 32, township 4 north, range 75 west of the sixth principal meridian, 800 feet north of the southwest corner of said section 32; thence east 660.0 feet; thence north 520.0 feet; thence east 660.0 feet; thence north 1,325.94 feet; thence west to the west line of said section 32; thence south along said west line of said section 32 to the point of beginning, containing 48 acres, more or less.

## PARCEL D

Beginning at a point 800.0 feet north and 660.0 feet east of the southwest corner of section 32, township 4 north, range 75 west of the sixth principal meridian; thence east 1,962.18 feet; thence north 520.0 feet; thence west 1,962.18 feet; thence south 520.0 feet to the point of beginning, containing 23.5 acres, more or less.

## COMBINED PARCELS A AND B

Beginning at the corner common to sections 31 and 32, township 4 north, range 75 west, and sections 5 and 6, township 3 north, range 75 west, sixth principal meridian; thence south 88 degrees 55 minutes east, 660.0 feet along the south section line of said section 32; thence north 800.0 feet; thence west 660.0 feet, more or less, to a point on the section line common to said sections 31 and 32; thence continuing west 1,000.0 feet; thence south 134.06 feet; thence west 329.75 feet; thence south 166.94 feet; thence west 1,078.6 feet; thence south 497.82 feet, more or less, to a point on the south section line of said section 31; thence south 89 degrees 24 minutes east, 2,389.47 feet along the south section line of said section 31 to the point of beginning; the tract as described containing approximately 47 acres. (16 U.S.C. § 192b-8.)

## 21. Sequoia National Park <sup>1</sup>

	Page
Commissioner for Sequoia National Park authorized to exercise similar functions for Kings Canyon National Park-----Act of April 23, 1946	161
Exclusion of certain lands from Sequoia National Park----- -----Act of August 14, 1958	162

**An Act To authorize the United States commissioner for the Sequoia National Park to exercise similar functions for the Kings Canyon National Park, approved April 23, 1946 (60 Stat. 119)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the United States commissioner for the Sequoia National Park, appointed pursuant to section 8 of the Act of June 2, 1920 (41 Stat. 731, 733; 16 U.S.C., secs. 66-68), shall exercise the additional functions of a United States commissioner for the Kings Canyon National Park. The United States District Court for the Southern District of California shall prescribe the rules of procedure and practice for the commissioner in the trial of cases and for appeal to the district court. (See 28 U.S.C. § 631 note.)

Sequoia and  
Kings Canyon  
National  
Parks.  
U.S. com-  
missioner.

SEC. 2. The commissioner shall have jurisdiction to issue process in the name of the United States for the arrest of any person charged with a violation of any of the rules and regulations made by the Secretary of the Interior in pursuance of law for the government and protection of the park, or with the commission within the park of a petty offense against the law, and to try the person so charged, who, if found guilty, shall be subject to the punishment prescribed by section 3 of the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C., sec. 3), as amended. For the purposes of this Act, the term "petty offense" shall be defined as in section 335 of the Criminal Code (18 U.S.C., sec. 541). In all cases of conviction an appeal shall lie from the judgment of said commissioner to the district court. (See 28 U.S.C. § 632 note.)

Jurisdiction.

"Petty  
offense."  
35 Stat. 1152.

SEC. 3. The commissioner shall have power to issue process in the name of the United States for the arrest of any person charged with the commission within said park of any criminal offense not covered by the provisions of section 2 of this Act, and to hear the evidence introduced. If he is of the opinion that probable cause is shown for holding the person so charged for trial, he shall commit such person for further appropriate action, and shall certify a transcript of the record of his proceedings and the testimony in such case to the district court, which court shall have jurisdiction of the case. (*Ibid.*)

Other criminal  
offenses.

<sup>1</sup> See also General Legislation, pp. 16-17.

Fees, costs,  
and expenses.

SEC. 4. All fees, costs, and expenses arising in cases under this Act and properly chargeable to the United States shall be certified, approved, and paid as are like fees, costs, and expenses in the courts of the United States. All fines, fees, costs, and expenses imposed and collected shall be deposited by the commissioner, or by the marshal of the United States collecting the same, with the clerk of the United States District Court for the Southern District of California. (See 28 U.S.C. § 634 note.)

**An Act To exclude certain lands from the Sequoia National Park in the State of California, and for other purposes, approved August 14, 1958 (72 Stat. 604)**

Sequoia  
National  
Park, Calif.  
Exclusion of  
lands.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of eliminating certain lands from the Sequoia National Park, the Secretary of the Interior, with the approval of the Secretary of Agriculture, is hereby authorized to exclude from the Sequoia National Park not to exceed ten acres of land situated adjacent to the boundary of the park in township 17 south, range 30 east, Mount Diablo meridian and at a place where the Mineral King Road intersects the east line of said township. Land so excluded shall become a part of the Sequoia National Game Refuge, within the Sequoia National Forest. Exclusion of such land from the park and the addition thereof to the Sequoia National Game Refuge of the Sequoia National Forest, pursuant to this section, shall be effective upon publication of notice thereof in the Federal Register. (16 U.S.C. § 45a-3.)

Notification  
in F.R.

## 22. Shenandoah National Park

	Page
Commissioner to be appointed solely by the United States District Court for the Western District of Virginia.....Act of May 15, 1947	163
Exchange of certain property within park authorized..... .....Act of September 13, 1960	163
Section of Blue Ridge Parkway transferred to park....Act of June 30, 1961	164

**An Act To provide that the United States District Court for the Western District of Virginia shall alone appoint the United States commissioner for the Shenandoah National Park, approved May 15, 1947 (61 Stat. 92)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the first sentence of section 5 of the Act entitled "An Act to direct the Secretary of the Interior to notify the State of Virginia that the United States assumes police jurisdiction over the lands embraced within the Shenandoah National Park, and for other purposes", approved August 19, 1937 (U.S.C., 1940 edition, title 16, sec. 403c-5), is amended by striking out "upon the recommendation and approval of the Secretary of the Interior of a qualified candidate". (See 28 U.S.C. § 631 note.)

Shenandoah  
National Park.  
Appointment  
of com-  
missioner.

50 Stat. 702.

**An Act To authorize the exchange of certain property within Shenandoah National Park, in the State of Virginia, and for other purposes, approved September 13, 1960 (74 Stat. 915)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior may accept title to approximately 37.44 acres of land within the authorized boundaries of the Shenandoah National Park, said land fronting on United States Highway Numbered 211 and being more particularly described as follows:

Shenandoah  
National  
Park, Va.  
Land  
exchange.

Beginning at park monument H-8, thence with the park boundary line the following courses and distances: north 51 degrees 57 minutes, east 2,242.0 feet to park monument H-9; south 26 degrees 40 minutes, east 51.0 feet to park monument H-10; south 32 degrees 40 minutes, east 340.0 feet to park monument H-11; south 11 degrees 35 minutes, east 190.0 feet to park monument H-12; south 41 degrees 26 minutes, east 329.0 feet to park monument H-13; thence crossing Pass Run south 57 degrees 00 minutes 36 seconds, west 1,871.32 feet to a marked white oak tree near the northeast edge of the fire road on top of Piney Mountain, thence north 58 degrees 36 minutes, west 771.16 feet to the point of beginning.

In exchange for the aforesaid land the Secretary is authorized to convey on the basis of approximately equal values a parcel of park land containing approximately 38.58 acres, being more particularly described as follows:

Beginning at park monument P-153, a point in the center of Route 666, Virginia Department of Highways, thence with the park boundary line the following courses and distances: north 66 degrees 27 minutes, west 345.0 feet to park monument P-152; north 41 degrees 08 minutes, east 705.0 feet to park monument P-151; north 63 degrees 01 minutes, west 302.0 feet to park monument P-150; north 30 degrees 38 minutes, east 1,110.0 feet to park monument P-149; south 74 degrees 36 minutes, east 443.0 feet to park monument P-148; north 41 degrees 33 minutes, east 109.0 feet to park monument P-147; south 69 degrees 50 minutes, east 668.0 feet to the center of the said Route 666; thence leaving the courses of the park boundary line and following the alinement of said Route 666 for the following courses and distances; south 36 degrees 26 minutes, west 436.0 feet; south 33 degrees 45 minutes, west 398.0 feet; south 29 degrees 39 minutes, west 388.0 feet; south 13 degrees 55 minutes, west 100.0 feet; south 04 degrees 16 minutes, west 70.0 feet; south 32 degrees 37 minutes, west 49.0 feet; north 89 degrees 45 minutes, west 43.0 feet; north 66 degrees 43 minutes, west 50.0 feet; north 89 degrees 26 minutes, west 100.0 feet; north 73 degrees 39 minutes, west 78.0 feet; north 84 degrees 11 minutes, west 45.0 feet; south 72 degrees 08 minutes, west 100.0 feet; south 43 degrees 17 minutes, west 50.0 feet; south 30 degrees 57 minutes, west 73.0 feet; south 47 degrees 22 minutes, west 70.0 feet; south 65 degrees 32 minutes, west 68.0 feet; south 80 degrees 05 minutes, west 130.0 feet; south 51 degrees 40 minutes, west 118.0 feet; south 66 degrees 51 minutes, west 36.0 feet; to the point of beginning. (16 U.S.C. § 403-2, [Supp. II].)

**An Act To transfer a section of Blue Ridge Parkway to the Shenandoah National Park, in the State of Virginia, and for other purposes, approved June 30, 1961 (75 Stat. 192)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That subject to valid existing rights, the lands and interests in lands which comprise section 1-A of the Blue Ridge Parkway and lie between the southern boundary of the Shenandoah National Park at Jarman Gap and parkway centerline station 448+00 at Rockfish Gap are excluded from the parkway, made a part of the Shenandoah National Park, and shall be administered in accordance with the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 1-4), as amended and supplemented. (16 U.S.C. § 403-3.)

Blue Ridge  
Parkway, Va.  
Transfer of  
lands.



## 23. Virgin Islands National Park

	Page
Establishment of park authorized.....Act of August 2, 1956	165
Amendment of establishment act by deletion of section 3 providing for appropriation of certain Federal funds.....Act of May 16, 1958	166
Boundaries revised.....Act of October 5, 1962	166

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**An Act To authorize the establishment of the Virgin Islands National Park, and for other purposes, approved August 2, 1956 (70 Stat. 940)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That a portion of the Virgin Islands of the United States, containing outstanding scenic and other features of national significance, shall be established, as prescribed in section 2 hereof, as the "Virgin Islands National Park".

Virgin Islands  
National Park.

The national park shall be administered and preserved by the Secretary of the Interior in its natural condition for the public benefit and inspiration, in accordance with the laws governing the administration of the national parks (16 U.S.C. 1, and the following). (16 U.S.C. § 398.)

Administra-  
tion.

39 Stat. 535.

SEC. 2. The Secretary of the Interior is hereby authorized, subject to the following conditions and limitations, to proceed in such manner as he shall find to be necessary in the public interest to consummate the establishment of the Virgin Islands National Park:

Conditions and  
limitations.

(a) The acreage of the national park shall be limited to a total of not more than nine thousand five hundred acres of land area, such total to be comprised of not more than fifteen acres on the island of Saint Thomas, and not more than nine thousand four hundred and eighty-five additional acres to be comprised of portions of the island of Saint John and such small islands, rocks, and cays not in excess of five hundred acres in the general vicinity thereof as may be desirable for inclusion within the park;

(b) Tentative exterior boundary lines, to include land not in excess of the aforesaid acreage limitations, may be selected for the park in order to establish the particular areas in which land may be acquired pursuant to this Act, such tentative boundaries to be selected and adjusted as may be necessary by the Secretary of the Interior;

(c) The Secretary, on behalf of the United States, is authorized to accept donations of real and personal property within the areas selected for the park until such time as the aforesaid total of nine thousand five hundred acres shall have been acquired for the park by the United States, and he may also accept donations of funds for the purposes of this Act;

(d) Any Federal properties situated within the areas selected for the park upon agreement by the particular

agency administering such properties that such properties should be made available for the park, may be transferred without further authorization to the Secretary by such agency for purposes of this Act;

(e) Establishment of the Virgin Islands National Park, in its initial phase, shall be and is hereby declared to be accomplished and effective for purposes of administration when a minimum acreage of not less than five thousand acres in Federal ownership for purposes of this Act shall have been acquired by the United States in specific areas containing such acquired lands to be designated by the Secretary; and

Publication  
in F.R.

(f) Notice of the establishment of the park as authorized and prescribed by this Act shall be published in the Federal Register. (16 U.S.C. § 398a.)

Appropriation.

SEC. 3. There is hereby authorized to be appropriated from Federal funds a sum not in excess of \$60,000 for capital improvements for said Virgin Islands National Park, and a sum of not in excess of \$30,000 annually for the administration of the Virgin Islands National Park. (Repealed, 16 U.S.C. § 398b.)

An Act To amend the Act of August 2, 1956 (70 Stat. 940), providing for the establishment of the Virgin Islands National Park, and for other purposes, approved May 16, 1958 (72 Stat. 112)

16 U.S.C. 398.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act of August 2, 1956 (70 Stat. 940), entitled "An Act to authorize the establishment of the Virgin Islands National Park, and for other purposes" is hereby amended by striking section 3 therefrom. (16 U.S.C. § 398b.)

An Act To revise the boundaries of the Virgin Islands National Park, Saint John, Virgin Islands, and for other purposes, approved October 5, 1962 (76 Stat. 746)

Virgin Islands  
National  
Park, Saint  
John, V.I.  
Boundary  
revision.  
16 U.S.C. 398.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in furtherance of the purposes of the Act of August 2, 1956 (70 Stat. 940), as amended, providing for the establishment of the Virgin Islands National Park, and in order to preserve for the benefit of the public significant coral gardens, marine life, and seascapes in the vicinity thereof, the boundaries of such park, subject to valid existing rights, are hereby revised to include the adjoining lands, submerged lands, and waters described as follows:

#### NORTH OFFSHORE AREA

Beginning at the hereinafter lettered point A on the shore of Cruz Bay, a corner in the Virgin Islands National Park boundary, being also a corner of lot F, Cruz

Bay, added to the park by order of designation signed June 29, 1960, by the Assistant Secretary of the Interior pursuant to the Act of August 2, 1956 (70 Stat. 940), and published in the Federal Register of July 7, 1960, the said corner being the terminus of the course recited therein as "north 58 degrees 50 minutes west a distance of 20.0 feet, more or less, along Government land to a point;" for the third call in the metes and bounds description lot F, Cruz Bay.

25 F.R. 6408.

From the initial point A, distances in nautical miles, along direct courses between the hereinafter lettered points at geographic positions (latitudes north, longitudes west) :

Northwestward approximately 0.13 mile to point B, latitude 18 degrees 20 minutes 08 seconds, longitude 64 degrees 47 minutes 43 seconds in Cruz Bay;

0.43 mile to point C, latitude 18 degrees 20 minutes 08 seconds, longitude 64 degrees 48 minutes 10 seconds in Pillsbury Sound;

1.99 miles to point F, latitude 18 degrees 22 minutes 30 seconds, longitude 64 degrees 48 minutes 10 seconds in Windward Passage;

1.64 miles to point E, latitude 18 degrees 22 minutes 10 seconds, longitude 64 degrees 46 minutes 35 seconds in the Atlantic Ocean;

1.99 miles to point F, latitude 18 degrees 22 minutes 45 seconds, longitude 64 degrees 44 minutes 35 seconds in the Narrows;

3.18 miles to point G, latitude 18 degrees 22 minutes 00 seconds, longitude 64 degrees 41 minutes 20 seconds in Sir Francis Drake Channel;

1.04 miles to point H, latitude 18 degrees 21 minutes 10 seconds, longitude 64 degrees 40 minutes 40 seconds in Haulover Bay;

Southwestward approximately 0.22 mile to point I, a bound post on the shore of Haulover Bay marking a corner of the Virgin Islands National Park boundary as shown on drawing numbered NP-VI-7000 entitled "Acquisition Area Virgin Islands National Park", approved November 15, 1956, by the Acting Secretary of the Interior in accordance with the provisions of the Act of August 2, 1956, supra, being also the southeasterly corner of estate Haulover 5a and 5c east end quarter as delineated on the municipality of Saint Thomas and Saint John drawing PW file numbered 9-24-T51 dated October 26, 1950;

Thence running generally westward along the Virgin Islands National Park northerly boundary as it follows the northerly shore of the island of Saint John as shown on the said drawing numbered NP-VI-7000 and on drawing numbered NP-VI-7003

entitled "Land Ownership Cruz Bay Creek" depicting the boundary adjustment affected by the said order of designation to point A, the point of beginning.

The area described contains approximately 4,100 acres.

#### SOUTH OFFSHORE AREA

Beginning at the hereinafter lettered point L, a concrete bound post on the shore of Drunk Bay marking a northeasterly corner in the Virgin Islands National Park boundary as shown on the said drawing numbered NP-VI-7000, being also the northeasterly corner of parcel numbered 1, estate Concordia (A), as delineated on the Leo R. Sibilly, civil engineer, drawing file numbered C9-13-T55.

From the initial point L, distances in nautical miles, along direct courses between the hereinafter lettered points at geographic positions (latitudes north, longitudes west):

Eastward approximately 0.32 mile to point M, latitude 18 degrees 18 minutes 48 seconds, longitude 64 degrees 41 minutes 50 seconds in Sabbat Channel;

0.88 mile to point N, latitude 18 degrees 17 minutes 55 seconds, longitude 64 degrees 41 minutes 50 seconds in the Caribbean Sea;

0.40 mile to point O, latitude 18 degrees 17 minutes 55 seconds, longitude 64 degrees 42 minutes 15 seconds in the Caribbean Sea;

1.88 miles to point P, latitude 18 degrees 18 minutes 48 seconds, longitude 64 degrees 44 minutes 00 seconds in the Caribbean Sea;

1.74 miles to point Q, latitude 18 degrees 18 minutes 48 seconds, longitude 64 degrees 45 minutes 50 seconds in the Caribbean Sea;

0.45 mile to point R, latitude 18 degrees 19 minutes 15 seconds, longitude 64 degrees 45 minutes 50 seconds in Fish Bay;

Eastward approximately 0.08 mile to point S on the shore of Fish Bay, a corner in the present Virgin Islands National Park, as delineated on said drawing numbered NP-VI-7000, being the northwesterly corner of parcel numbered 2 estate Fish Bay, numbered 8 Reef Bay Quarter, and the terminus of the delineated course "south 78 degrees 52 minutes west distance 1,178.9 feet" as depicted on the Leo R. Sibilly, civil engineer, drawing file numbered G9-385-T56.

Thence running generally eastward along the present southerly park boundary as it follows the southerly shore of the island of Saint John as depicted on the said drawing numbered NP-VI-7000 to point L, the point of beginning.

The area described contains approximately 1,550 acres.

Lands, submerged lands, and waters added to the Virgin Islands National Park pursuant to this Act shall be subject to administration by the Secretary of the Interior in accordance with the provisions of the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 1-4), as amended and supplemented.

SEC. 2. Within the boundaries of Virgin Islands National Park as established and adjusted pursuant to the Act of August 2, 1956 (70 Stat. 940), and as revised by this Act, the Secretary of the Interior is authorized to acquire lands, waters, and interests therein by purchase, exchange or donation or with donated funds.

Acquisition of  
lands, etc.  
16 U.S.C. 308.

SEC. 3. Nothing in this Act shall be construed as authorizing any limitation on customary uses of or access to the areas specified in section 1 for bathing and fishing (including setting out of fishpots and landing boats), subject to such regulations as the Secretary of the Interior may find reasonable and necessary for protection of natural conditions and prevention of damage to marine life and formations.

SEC. 4. There are hereby authorized to be appropriated such sums, but not more than \$1,250,000, as are necessary to acquire lands pursuant to section 2 of this Act.

## 24. Wind Cave National Park

Boundary revision and exchange of Custer RDA lands for State-owned lands authorized-----Act of August 9, 1946 Page 170

**An Act To revise the boundaries of Wind Cave National Park in the State of South Dakota, and for other purposes, approved August 9, 1946 (60 Stat. 970)**

Wind Cave  
National  
Park, S. Dak.  
Boundary.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the boundary of the Wind Cave National Park is hereby established as follows:

Beginning at the southeast corner of section 13, township 6 south, range 5 east; thence west to the southwest corner of section 15, township 6 south, range 5 east; thence north to the west quarter corner of section 10, township 6 south, range 5 east; thence to the north quarter corner of section 10, township 6 south, range 5 east; thence to the west quarter corner of section 2, township 6 south, range 5 east; thence north to the northwest corner of the southwest quarter of the northwest quarter of section 11, township 5 south, range 5 east; thence to the north quarter corner of section 11, township 5 south, range 5 east; thence to the northeast corner of the southeast quarter of the southeast quarter of section 2, township 5 south, range 5 east, thence east to the northeast corner of the southwest quarter of the southwest quarter of section 6, township 5 south, range 6 east; thence in a southeasterly direction to the southeast corner of the northeast quarter of section 7, township 5 south, range 6 east along a line to be mutually acceptable to the South Dakota Game, Fish, and Parks Commission and the Secretary of the Interior; thence from the southeast corner of the northeast quarter of section 7, township 5 south, range 6 east; east to the northeast corner of the southwest quarter of section 12, township 5 south, range 6 east; thence south to the northeast corner of the southeast quarter of the southwest quarter of section 12, township 5 south, range 6 east; thence east to the northeast corner of the southwest quarter of the southwest quarter of section 7, township 5 south, range 7 east; thence south to the southeast corner of the southwest quarter of the southwest quarter of section 18, township 5 south, range 7 east; thence west to the northeast corner of section 24, township 5 south, range 6 east; thence south to the southeast corner of section 24, township 5 south, range 6 east; thence west to the southwest corner of section 24, township 5 south, range 6 east; thence south to the southeast corner of the northeast quarter of the southeast quarter of section 35, township 5 south, range 6 east; thence west to the southwest corner of the northwest

quarter of the southwest quarter of section 35, township 5 south, range 6 east; thence south to the southeast corner of section 34, township 5 south, range 6 east; thence west to the southwest corner of the southeast quarter of the southwest quarter of section 33, township 5 south, range 6 east; thence north to the northeast corner of the northwest quarter of the southwest quarter of section 28, township 5 south, range 6 east; thence west to the northwest corner of the southwest quarter of section 29, township 5 south, range 6 east; thence south to the southeast corner of section 7, township 6 south, range 6 east; thence west to the southwest corner of section 7, township 6 south, range 6 east; thence south to the southeast corner of section 13, township 6 south, range 5 east; the point of beginning, and all of those lands lying within the boundary above described, together with the south half of the northeast quarter and the west half of the northeast quarter of the northeast quarter of section 32, township 5 south, range 5 east, are hereby included in and made a part of the Wind Cave National Park and shall be subject to all laws and regulations applicable thereto. (16 U.S.C. § 141a.)

SEC. 2. All those lands which by section 1 hereof are excluded from the Wind Cave National Park as heretofore constituted and those lands of the Custer Recreational Demonstration Area lying in section 2, township 5 south, range 5 east, Black Hills meridian, are hereby included in and made a part of the Harney National Forest, and hereafter shall be subject to all laws and regulations applicable to the national forests.

Lands included  
in Harney  
National  
Forest.

SEC. 3. All those lands heretofore within the Custer Recreational Demonstration Area and which are not included within the Wind Cave National Park by virtue of section 1 hereof, except those lands of the Custer Recreational Demonstration Area lying in section 2, township 5 south, range 5 east, Black Hills meridian, which are included within the Harney National Forest by virtue of section 2 hereof, shall be conveyed by the Secretary of the Interior to the State of South Dakota for addition to the Custer State Park for public park, recreational, and conservation purposes (subject, however, to a proviso that the State of South Dakota will allow a minimum of ten thousand gallons of water per day to pass from springs or streams in these lands into the lands of Wind Cave National Park as herein described) as soon as all lands owned by the State of South Dakota lying within the boundaries of the Wind Cave National Park as described in section 1 hereof are conveyed to the United States; and the southwest quarter of the southwest quarter of the southwest quarter of section 2, township 5 south, range 5 east, Black Hills meridian, owned by the State of South Dakota, is conveyed to the United States

Conveyances.

State school  
lands.

to be included in the Harney National Forest as provided in section 2 hereof: *Provided, however,* That section 25, township 5 south, range 6 east, of the Custer Recreational Demonstration Area shall be conveyed by the Secretary of the Interior to the State of South Dakota as State school lands.



## 25. Yellowstone National Park<sup>1</sup>

	Page
Snake River waters division, excluding park from provisions of act.....	
Act of June 3, 1948	173
School facilities, Federal assistance for.....	
Act of June 4, 1948	174
Yellowstone River waters division, excluding park from provisions of act...	
Act of June 2, 1949	175
Excerpt from act approving Snake River Compact, excluding waters of the park from provisions of the Compact.....	175
Act of March 21, 1950	

An Act Granting the consent of Congress to the States of Idaho and Wyoming to negotiate and enter into a compact for the division of the waters of the Snake River and its tributaries originating in either of the two States and flowing into the other, approved June 3, 1948 (62 Stat. 294)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That consent of Congress is hereby given to the States of Idaho and Wyoming to negotiate and enter into a compact providing for an equitable division and apportionment among the said States of the waters of the Snake River and all of its tributaries originating in either of the two States and flowing into the other, upon condition that one suitable person, who shall be appointed by the President of the United States, shall participate in said negotiations as the representative of the United States and shall make report to Congress of the proceedings and of any compact entered into: *Provided,* That any such compact shall not be binding or obligatory upon any of the parties thereto unless and until the same shall have been ratified by the legislature of each of said States and approved by the Congress of the United States: *Provided further,* That nothing in this Act shall apply to any waters within the Yellowstone National Park or Grand Teton National Park or shall establish any right or interest in or to any lands within the boundaries thereof or in subsequent additions thereto.

Snake River.  
Consent of  
Congress to  
interstate  
compact.

Ratification  
and approval.

Nonapplica-  
bility.

Appropriation  
authorized.

SEC. 2. There is hereby authorized to be appropriated a sufficient sum to pay the salary and expenses of the representative of the United States appointed hereunder: *Provided,* That such representative, if otherwise employed by the United States, while so employed shall not receive additional salary in the appointment hereunder. (See p. 175.)

<sup>1</sup> See also General Legislation, pp. 16-17.

**An Act To provide adequate school facilities within Yellowstone National Park, and for other purposes, approved June 4, 1948 (62 Stat. 338)**

Yellowstone  
National Park.  
School  
facilities.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, under such regulations as may be prescribed by the Secretary of the Interior, payments may be made, as provided herein, in advance or otherwise, from any revenues received by the United States from visitors to Yellowstone National Park, to the appropriate school district or districts serving that park, as reimbursement for educational facilities (including, where appropriate, transportation to and from school) furnished by the said district or districts to pupils who are dependents of persons engaged in the administration, operation, and maintenance of the park, and living at or near the park upon real property of the United States not subject to taxation by the State or local agencies and upon which payments in lieu of taxes are not made by the United States: *Provided,* That the payments for any school year for the aforesaid purpose shall not exceed that part of the cost of operating and maintaining such facilities which the number of pupils, in average daily attendance during that year, bears to the whole number of pupils in average daily attendance at those schools for that year. (16 U.S.C. § 40a.)

Cooperative  
agreements  
with States,  
etc.

Sec. 2. That, if in the opinion of the Secretary of the Interior, the aforesaid educational facilities cannot be provided adequately and payment made therefor on a pro rata basis, as prescribed in section 1 of this Act, the Secretary of the Interior, in his discretion, may enter into cooperative agreements with States or local agencies for (a) the operation of school facilities, (b) for the construction and expansion of local facilities at Federal expense, and (c) for contribution by the Federal Government, on an equitable basis satisfactory to the Secretary, to cover the increased cost to local agencies for providing the educational services required for the purposes of this Act. (16 U.S.C. § 40b.)

Special fund.

Sec. 3. For the purposes of this Act, the Secretary of the Treasury is authorized to maintain hereafter in a special fund a sufficient portion of the park revenues, based upon estimates to be submitted by the Secretary of the Interior, and to expend the same upon certification by the Secretary of the Interior. (16 U.S.C. § 40c.)

An Act Granting the consent of Congress to the States of Montana, North Dakota, and Wyoming to negotiate and enter into a compact or agreement for division of the waters of the Yellowstone River, approved June 2, 1949 (63 Stat. 152)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is hereby given to the States of Montana, North Dakota, and Wyoming to negotiate and enter into a compact, or agreement, not later than June 1, 1952, providing for an equitable division and apportionment between the States of the water supply of the Yellowstone River and of the streams tributary thereto, upon condition that one suitable person, who shall be appointed by the President of the United States, shall participate in said negotiations as the representative of the United States and shall make a report to Congress of proceedings and of any compact or agreement entered into: *Provided*, That such compact or agreement shall not be binding or obligatory upon any of the parties thereto unless and until the same shall have been approved by the legislatures of each of said States and by the Congress of the United States: *Provided further*, That nothing in this Act shall apply to any waters within or tributary to the Yellowstone National Park or shall establish any right or interest in or to any lands with the boundaries thereof.

Yellowstone River compact. Consent of Congress.

Approval.

Nonapplicability.

Excerpt from "An Act Granting the consent and approval of Congress to a compact entered into by the States of Idaho and Wyoming relating to the waters of the Snake River," approved March 21, 1950 (64 Stat. 29, 34)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent and approval of Congress is hereby given to an interstate compact relating to the waters of the Snake River, signed (after negotiations in which a representative of the United States duly appointed by the President participated) by the Commissioners for the States of Idaho and Wyoming on October 10, 1949, at Cheyenne, Wyoming, and thereafter ratified by the legislatures of each of the States aforesaid as provided for by Public Law 580, Eightieth Congress, approved June 3, 1948 (62 Stat. 294), which compact reads as follows:

SNAKE RIVER compact. Consent and approval of Congress.

\* \* \* \* \*

ARTICLE XIV

A. Nothing in this compact shall be deemed:

\* \* \* \* \*

3. To apply to any waters within the Yellowstone National Park or Grand Teton National Park. (See p. 173.)

## 26. Yosemite National Park<sup>1</sup>

Page

Administrative site for park authorized on lands adjacent to park.....  
-----Act of September 2, 1958 176

An Act To authorize the Secretary of the Interior to provide an administrative site for Yosemite National Park, California, on lands adjacent to the park, and for other purposes, approved September 2, 1958 (72 Stat. 1772)

Yosemite  
National  
Park, Calif.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That to enable the Secretary of the Interior to preserve the extraordinary natural qualities of Yosemite National Park, notwithstanding its increasing use by the public, the Secretary is hereby authorized to provide in the manner hereinafter set forth an administrative site in the El Portal area adjacent to Yosemite National Park, in order that utilities, facilities, and services required in the operation and administration of Yosemite National Park may be located on such site outside the park.

Acquisition of  
land.

SEC. 2. For said site the Secretary of the Interior is authorized to acquire by purchase or donation, or with donated funds, approximately twelve hundred acres, as shown on map numbered NP-YOS-7011, of non-Federal land, interests in land, and appurtenances thereto, and, to avoid severing parcels in private ownership which extend beyond the area so depicted, the Secretary of the Interior may acquire in their entirety such parcels of land or interests therein.

Jurisdiction  
of land.

SEC. 3. The Secretaries of Agriculture and Interior are authorized to arrange and effect mutually satisfactory transfers of jurisdiction over land administered by each in the El Portal area. Land so transferred to the Secretary of the Interior shall thereupon be excluded from the national forest or forests involved and thereafter be administered by the Secretary of the Interior pursuant to this Act as a part of said administrative site. Land transferred to the Secretary of Agriculture pursuant to this Act shall thereupon become national forest land subject to all laws, rules, and regulations applicable to land acquired pursuant to the Week's law.

SEC. 4. Nothing herein contained shall affect any valid claim, location, or entry existing 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.

<sup>1</sup> See also General Legislation, pp. 16-17.

SEC. 5. Until further action by the Congress, the lands acquired by or transferred to the Secretary of the Interior hereunder shall not become a part of Yosemite National Park, nor be subject to the laws and regulations governing said park, but the Secretary of the Interior shall have supervision, management, and control of the area and shall make and publish such rules and regulations as he may deem necessary and proper for its use and management: *Provided*, That he may grant nonexclusive privileges, leases, and permits for the use of land in the area and enter into contracts relating to the same, subject to the limitations and conditions applying to the similar authority provided in section 3 of the Act of August 25, 1916 (39 Stat. 535), as amended (45 Stat. 235, 16 U.S.C., 1952 edition, sec. 3).

Management  
and control  
of land.

16 U.S.C. 3,  
22, 43.

SEC. 6. Funds now or hereafter appropriated or otherwise available for operating and capital programs in the areas administered by the National Park Service, including funds for acquisition of land and interests in land, are hereby made available to acquire land, interests in land, and appurtenances thereto, within the administrative site, and to further the purpose of this Act. (16 U.S.C. § 47-1.)

Availability  
of funds.

## 27. Zion National Park

	Page
Inclusion of the present area of Zion National Monument within Zion National Park.....	178
Revision of boundaries of park.....	178

An Act To include the present area of Zion National Monument within Zion National Park, in the State of Utah, and for other purposes, approved July 11, 1956 (70 Stat. 527)

Zion National Park.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of combining Zion National Park and Zion National Monument, Utah, in a single national park unit, in the interest of efficient administration and to preserve adequately the features thereof, Zion National Park hereafter shall comprise the present area of the National Park and the present area of the Zion National Monument: *Provided,* That the enactment of this Act shall not affect adversely any valid rights or privileges heretofore existing within the areas hereby established as the Zion National Park. (16 U.S.C. § 346b.)

Administra-  
tion.

SEC. 2. The Secretary of the Interior is authorized to administer Zion National Park as hereby established in accordance with his authority over the park heretofore granted by the Congress and in accordance with the general laws governing areas of the national park system. (16 U.S.C. § 346c.)

Funds.

SEC. 3. All funds heretofore made available for purposes of Zion National Park and Zion National Monument may be used for purposes of Zion National Park as established by this Act. (16 U.S.C. § 346d.)

An Act To revise the boundaries of the Zion National Park in the State of Utah, and for other purposes, approved February 20, 1960 (74 Stat. 4)

Zion National Park, Utah.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the boundaries of the Zion National Park are hereby revised to include the following described lands:

### SALT LAKE MERIDIAN

Township 39 south, range 10 west: Section 30, those portions of lots 1 to 7, inclusive, lying south of Kolob Creek and lots 8 to 32, inclusive; section 31, lots 1, 2, 3, 15, 16, 17, 18, 31 and 32.

Township 41 south, range 10 west: Section 28, north-east quarter, that portion of the northwest quarter lying east of the North Fork of the Virgin River and lot 9 of

the O. D. Gifford survey, the ownership of which is recorded on page 247 of deed book U12 in Washington County, Utah; section 29, west half; section 31; section 32 (partly surveyed), northeast quarter northwest quarter and west half northwest quarter.

Township 39 south, range 11 west: Section 13, southeast quarter southeast quarter; section 32, north half and southeast quarter.

Township 40 south, range 11 west: Section 5, lots 1 and 2 and south half northeast quarter.

Township 38 south, range 12 west: Section 29, those portions of lot 2 and of the southwest quarter lying east of the easterly right-of-way line of United States Highway 91, identified as project numbered I-01-1(1), Washington County, Utah, said line being 150 feet from and parallel the centerline of such highway, as constructed. (16 U.S.C. § 346a-1 [Supp. II].)

SEC. 2. Privately owned land, or interests therein, within the aforesaid revised boundary may be acquired by the Secretary of the Interior by purchase, donation, with donated funds, or by such other means as the Secretary may consider to be in the public interest. When acquired, such land and interests in land shall be administered as a part of the Zion National Park in accordance with the provisions of the Act of August 25, 1916 (39 Stat. 535), as amended. (16 U.S.C. § 346a-2 [Supp. II].)

Acquisition  
of land.

16 U.S.C. 1-4.

SEC. 3. The Secretary of the Interior is authorized to convey to the Utah State Road Commission under such terms and conditions as he may deem necessary such lands or interests in land in lot 3, section 29, township 38 south, range 12 west, Salt Lake meridian, containing approximately four and one-half acres, as are required by the Commission for the realignment and construction of United States Highway 91: *Provided*, That in exchange, the State of Utah constructs an interchange of design, type, and location acceptable to the Secretary which will provide vehicular access between the said highway and Zion National Park. Such conveyed lands shall thereafter be considered as excluded from the Zion National Park and the easterly right-of-way line of United States Highway 91, identified as project numbered I-01-1(1), Washington County, Utah, shall become the westerly boundary of the Zion National Park in lot 3, section 29, township 38 south, range 12 west, Salt Lake meridian. (16 U.S.C. § 346a-3 [Supp. II].)

Land convey-  
ance.

### III. LEGISLATION RELATING TO NATIONAL HISTORICAL PARKS

#### 1. Appomattox Court House National Historical Park

	Page
Authorization for inspection of battlefields and surrender grounds in and around Appomattox Court House.....Act of February 25, 1926	181
Commemoration of termination of the War between the States at Appomattox Court House, Virginia, authorized.....Act of June 18, 1930	182
Provision for plan and design of monument authorized by Act of June 18, 1930, to be approved by National Commission of Fine Arts.....	
.....Excerpt from Act of February 23, 1931	182
Exchange of lands for non-Federal lands authorized.....Act of July 17, 1953	182
Monument redesignated as "Appomattox Court House National Historical Park".....Act of April 15, 1954	183

**An Act To provide for the inspection of the battle fields and surrender grounds in and around old Appomattox Court House, Virginia, approved February 25, 1926 (44 Stat. 9)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That a commission is hereby created, to be composed of the following members, who shall be appointed by the Secretary of War:

(1) A commissioned officer of the Corps of Engineers, United States Army;

(2) A veteran of the Civil War who served honorably in the military forces of the United States; and

(3) A veteran of the Civil War who served honorably in the military forces of the Confederate States of America.

Appomattox Court House, Va., battlefields. Commission created. Army Engineer officer.

United States Civil War veteran.

Confederate States Civil War veteran.

SEC. 2. In appointing the members of the commission created by section 1 of this Act the Secretary of War shall, as far as practicable, select persons familiar with the terrain of the battle fields and surrender grounds of old Appomattox Court House, Virginia, and the historical events associated therewith.

Qualifications of commission.

SEC. 3. It shall be the duty of the commission, acting under the direction of the Secretary of War, to inspect the battle fields and surrender grounds in and around old Appomattox Court House, Virginia, in order to ascertain the feasibility of preserving and marking for historical and professional military study such fields. The commission shall submit a report of its findings to the Secretary of War not later than December 1, 1926.

Inspection and report on feasibility of preserving, for historical study, etc.

SEC. 4. There is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$3,000 in order to carry out the provision of this Act.

Amount authorized for expenses. Post, p. 878.



**An Act To provide for the commemoration of the termination of the War between the States at Appomattox Court House, Virginia, approved June 18, 1930 (46 Stat. 777)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of commemorating the termination of the War between the States which was brought about by the surrender of the army under General Robert E. Lee to Lieutenant General U. S. Grant at Appomattox Court House, in the State of Virginia, on April 9, 1865, and for the further purpose of honoring those who engaged in this tremendous conflict, the Secretary of War is authorized and directed to acquire at the scene of said surrender approximately one acre of land, free of cost to the United States, at the above-named place, fence the parcel of land so acquired or demarcate its limits, and erect a monument thereon.

Appomattox Court House, Va.  
Acquisition of land at, for monument in commemoration of surrender of Confederate Army, etc.

Post, p. 1805.

Sums authorized. To carry out provisions of Act.

Maintenance.

SEC. 2. There is hereby authorized to be appropriated the sum of \$100,000, or so much thereof as may be necessary, to carry out the provisions of section 1 of this Act.

SEC. 3. The land acquired under section 1 of this Act shall be under the jurisdiction and control of the Secretary of War, and there is authorized to be appropriated for the maintenance of such tract of land and monument a sum not to exceed \$250 per annum. (16 U.S.C. §§ 450b-450d as amended. See p. 147, *Laws Relating to the National Park Service*, Supp. I.)

Excerpt from "An Act Making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1932, and for other purposes," approved February 23, 1931 (46 Stat. 1277, 1305)

Appomattox Court House, Va.  
Memorial, etc.

Ante, p. 777.

Proviso. Subject to approval.

Monument, Appomattox Court House, Virginia: For every expenditure requisite for or incident to the work of securing a design and the preparation of plans and estimate of cost for a monument at Appomattox Court House, Virginia, to commemorate the termination of the War between the States, in accordance with the Act entitled "An Act to provide for the commemoration of the termination of the War between the States at Appomattox Court House, Virginia," approved June 18, 1930 (46 Stat., p. 777), \$2,500: *Provided*, That the plan and design of such monument shall be subject to the approval of the National Commission of Fine Arts.

**An Act To authorize the exchange of lands of the Appomattox Court House National Historical Monument, Virginia, for non-Federal lands, approved July 17, 1953 (67 Stat. 181)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to exchange lands of the Appomattox Court House Na-

tional Historical Monument, Virginia, for non-Federal lands of approximately equal value when, in his opinion, such action is in the interest of the United States. Lands acquired pursuant to this Act shall be within a distance of one and one-half miles from the historic Appomattox Court House site, Virginia, and shall become a part of the monument upon acquisition of title thereto by the United States. The total area of this national monument as it may be revised pursuant to this Act shall be no greater than its present acreage. (16 U.S.C. § 450d-1.)

**An Act To change the name of the Appomattox Court House National Historical Monument to the "Appomattox Court House National Historical Park," approved April 15, 1954 (68 Stat. 54)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the historical site known as the "Appomattox Court House National Historical Monument", located near Appomattox, Virginia, shall hereafter be known and designated as the "Appomattox Court House National Historical Park". Any law, regulation, document, or record of the United States in which such site is designated or referred to by the name of the "Appomattox Court House National Historical Monument" shall be held and considered to refer to such site by the name of the "Appomattox Court House National Historical Park". (16 U.S.C. § 450d-1 note.)

Appomattox  
Court House  
National His-  
torical Park.

## 2. Chalmette National Historical Park

	Page
Completion of monument in memory of soldiers who fell in Battle of New Orleans at Chalmette, authorized-----Act of March 4, 1907	184
Secretary of War authorized to accept conveyance of lands for enlargement of Chalmette National Cemetery-----	
-----Excerpt from Act of March 4, 1909	185
Act of sale by New Orleans Terminal Company of land for enlargement of Chalmette National Cemetery accepted as sufficient title to premises described therein-----	
-----Excerpt from Act of June 25, 1910	185
Secretary of War authorized to investigate the feasibility of establishing a national military park on the plains of Chalmette-----	
-----Act of November 19, 1921	185
Construction of a roadway and walk leading to and around the Chalmette Monument authorized-----	
-----Act of March 3, 1927	186
Secretary of War authorized to grant a right-of-way for a levee through Chalmette National Cemetery-----	
-----Act of May 29, 1928	186
Secretary of War authorized to assume care and custody of monument at Chalmette-----	
-----Act of June 2, 1930	186
Investigation authorized for purpose of submitting plan to Congress for proper commemoration of battlefield of Chalmette and other adjacent points of historical interest-----	
-----Act of January 31, 1931	187
Battle of New Orleans Sesquicentennial Celebration Commission established; land acquisition authorized-----	
-----Joint Resolution of October 9, 1962	187

**An Act Providing for the completion by the Secretary of War of a monument to the memory of the American soldiers who fell in the Battle of New Orleans at Chalmette, Louisiana, and making the necessary appropriation therefor, approved March 4, 1907 (34 Stat. 1411)**

Chalmette, La.  
Appropriation  
for monument  
at, to soldiers  
who fell at  
battle of New  
Orleans.

*Provisos.*  
State to fur-  
nish site.

Maintenance,  
etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sum of twenty-five thousand dollars be, and the same is hereby, appropriated, or so much thereof as may be necessary, out of any money in the Treasury of the United States not otherwise appropriated, for the completion of a monument to the memory of the soldiers who fell in the battle of New Orleans in the war of eighteen hundred and twelve, said monument to be completed under the direction and approval of the Secretary of War: *Provided,* That the State of Louisiana shall cede and transfer its jurisdiction to the property on which said monument is to be completed in accordance with the provisions of act numbered forty-one of the legislature of that State, approved July nineteenth, nineteen hundred and two: *Provided further,* That when said monument is completed the responsibility of maintaining the same and keeping the grounds surrounding it shall remain with the United Daughters of Seventeen hundred and seventy-six and Eighteen hundred and twelve, free of any expense or responsibility on the part of the Government of the United States. (16 U.S.C. § 450a as amended. See p. 186.)

Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1910, and for other purposes," approved March 4, 1909 (35 Stat. 945, 1002)

Chalmette National Cemetery, Louisiana: The Secretary of War is hereby authorized to accept a conveyance of the lands and servitudes described in articles of agreement entered into the thirty-first day of July, nineteen hundred and five, between J. B. Bellinger, major and quartermaster, United States Army, acting for and on behalf of the United States of America, of the first part, and the New Orleans Terminal Company, a corporation existing under the laws of the State of Louisiana, of the second part, for the enlargement of the Chalmette National Cemetery, and in consideration thereof to permit the closing of the roadway to said cemetery, known as the "River road," which was constructed and maintained by the United States, upon the terms and conditions specified in said articles of agreement.

Chalmette, La.  
Conveyance of  
lands, etc.

For inclosing and otherwise improving addition to be made to the Chalmette (Louisiana) National Cemetery, five thousand five hundred dollars.

Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1911, and for other purposes," approved June 25, 1910 (36 Stat. 703, 723)

Chalmette National Cemetery, Louisiana: The act of sale by the New Orleans Terminal Company, dated July twenty-fourth, nineteen hundred and nine, conveying certain lands and servitudes to the United States for the enlargement of the Chalmette National Cemetery, Louisiana, in exchange for the right to close the river road, be, and the same is hereby, accepted as sufficient title to the premises described therein, for the purpose of the expenditure of any moneys appropriated, or which may be appropriated, for the improvement and maintenance of the same.

Chalmette, La.  
Title recog-  
nized.

An Act In reference to a national military park on the plains of Chalmette, below the city of New Orleans, approved November 19, 1921 (42 Stat. 221)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, directed to investigate the feasibility of establishing a national military park on the plains of Chalmette, below the city of New Orleans, where was fought on January 8, 1815, the Battle of New Orleans, and to prepare plans of such park and estimate of the cost therefor, and obtain such further information as may enable Congress to act upon the matter after being fully advised.

Chalmette  
Military Park.  
Investigation  
for establish-  
ing, the site of  
battle of New  
Orleans, La..  
1815.

Expenses from  
Army contin-  
gencies.  
*Ante*, p. 68.

SEC. 2. That the expenses of the investigation herein directed to be made shall be paid from the appropriation "Contingencies of the Army."

**An Act Authorizing an appropriation for the construction of a roadway and walk leading to and around the Chalmette Monument, Chalmette, Louisiana, approved March 3, 1927 (44 Stat. 1381)**

Chalmette  
Monument, La.  
Roadway, etc.,  
authorized on  
grounds of.  
Vol. 42, p. 221.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the sum of \$15,000, or so much thereof as may be necessary, be, and the same is hereby, authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for the purpose of constructing a roadway and walk on grounds owned by the United States to and around the Chalmette Monument, at Chalmette, Louisiana, to be expended under the direction of the Secretary of War: *Provided*, That the construction of the said roadway and walk shall not be commenced until the Secretary of War has received assurances satisfactory to him that the said roadway and walk will be extended by the State of Louisiana or the local authorities, and in a substantial manner, from the boundary of the Government lands to the Saint Bernard Avenue road.

*Proviso.*  
Extension by  
State, etc.,  
required.

**An Act Authorizing the Secretary of War to grant a right of way for a levee through the Chalmette National Cemetery, approved May 29, 1928 (45 Stat. 997)**

Chalmette  
National  
Cemetery, La.  
Right of way  
through,  
granted Lake  
Borgne Basin  
Levee Board,  
for a levee.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of War is hereby authorized to grant the Lake Borgne Basin Levee Board, an agency of the State of Louisiana, a right of way through the Chalmette National Cemetery Reservation, Saint Bernard Parish, Louisiana, in such location as may be designated by him, for the purpose of constructing and maintaining a new levee to replace the existing levee in front of said reservation.

**An Act To authorize the Secretary of War to assume the care, custody, and control of the monument to the memory of the soldiers who fell in the Battle of New Orleans, at Chalmette, Louisiana, and to maintain the monument and grounds surrounding it, approved June 2, 1930 (46 Stat. 489)**

Chalmette, La.  
Monument in  
memory of  
Battle of New  
Orleans, at.  
Vol. 34, p. 1411.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That so much of the Act entitled "An Act providing for the completion by the Secretary of War of a monument to the memory of the American soldiers who fell in the Battle of New Orleans, at Chalmette, Louisiana, and making the necessary appropriation therefor," approved March 4, 1907, as provides that the responsibility of maintaining the monument and keeping the grounds surrounding it shall remain with the United

Daughters of 1776 and 1812, free of any expense or responsibility on the part of the United States, is hereby amended to provide that hereafter the responsibility for maintaining the monument and keeping the grounds surrounding it shall rest with the Government of the United States; and there is hereby authorized to be appropriated from time to time, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary for such expenses. (16 U.S.C. § 450a and note. See p. 184.)

Maintenance, etc.

Appropriations authorized.

**An Act To provide for the study, investigation, and survey, for commemorative purposes, of the battle field of Chalmette, Louisiana, approved January 31, 1931 (46 Stat. 1045)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, authorized and directed to have made a study, investigation, and survey of the battle field of Chalmette, in the State of Louisiana, for the purpose of preparing and submitting to Congress a general plan and such detailed project as may be required for properly commemorating such battle field and other adjacent points of historical and military interests, in accordance with the classification set forth in House Report Numbered 1071, Sixty-ninth Congress, first session.

Chalmette, La., battle field. Study, etc., of, for commemorative purposes.

Detailed report to be made.

Vol. 44, p. 726.

**SEC. 2.** To enable the Secretary of War to carry out the provisions of this Act, including the payment of mileage of officers of the Army and actual expenses of civilian employees traveling on duty in connection with the study, investigation, and survey, there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$300, or so much thereof as may be necessary, to be expended for the purposes of this Act.

Amount authorized for expenses. Post, p. 1304.

**Joint Resolution To establish the sesquicentennial commission for the celebration of the Battle of New Orleans, to authorize the Secretary of the Interior to acquire certain property within Chalmette National Historical Park, and for other purposes, approved October 9, 1962 (76 Stat. 755)**

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That (a) there is hereby established a commission to be known as the "Battle of New Orleans Sesquicentennial Celebration Commission" (hereinafter referred to as the "Commission") which shall be composed of twenty-three members as follows:

Battle of New Orleans Sesquicentennial Celebration Commission. Establishment.

(1) Eight members who shall be Members of the Senate, to be appointed by the President of the Senate (two each from Louisiana, Kentucky, Mississippi, and Tennessee);

(2) Eight members who shall be Members of the House of Representatives, to be appointed by the Speaker of the House of Representatives (two each from Louisiana, Kentucky, Mississippi, and Tennessee);

(3) One representative of the Department of the Interior who shall be the Director of the National Park Service, or his designee, and who shall serve as executive officer of the Commission; and

(4) Six members to be appointed by the President.

(b) The President shall, at the time of appointment, designate one of the members appointed by him to serve as Chairman. The members of the Commission shall receive no salary.

Function.

SEC. 2. The function of the Commission shall be to develop and to execute plans for the observance in December 1964 and January 1965 of the one hundred and fiftieth anniversary of the Battle of Chalmette, or New Orleans. In carrying out these functions, the Commission is authorized to cooperate with and to assist such groups as the State of Louisiana and the city of New Orleans may establish to celebrate the sesquicentennial of the Battle of New Orleans.

Employees,  
compensation.  
63 Stat. 954.  
5 U.S.C. 1071  
note.

SEC. 3. The Commission may employ, without regard to the civil service laws or the Classification Act of 1949, such employees as may be necessary in carrying out its functions: *Provided, however,* That no employee whose position would be subject to the Classification Act of 1949, as amended, if said Act were applicable to such position, shall be paid a salary at a rate in excess of the rate payable under said Act for positions of equivalent difficulty or responsibility. Such rates of compensation may be adopted by the Commission as may be authorized by the Classification Act of 1949, as amended, as of the same date such rates are authorized for positions subject to said Act. The Commission shall make adequate provision for administrative review of any determination to dismiss any employee.

Acceptance of  
donations, etc.

SEC. 4. (a) The Commission is authorized to accept donations of money, property, or personal services; to cooperate with patriotic and historical societies and with institutions of learning; and to call upon other Federal departments or agencies for their advice and assistance in carrying out the purposes of this resolution. The Commission, to such extent as it finds to be necessary, may procure supplies, services, and property and make contracts, and may exercise those powers that are necessary to enable it to carry out efficiently and in the public interest the purposes of this resolution: *Provided, however,* That all expenditures of the Commission shall be made from donated funds only.

(b) Expenditures of the Commission shall be paid by the executive officer of the Commission, who shall keep

complete records of such expenditures and who shall account also for all funds received by the Commission. A report of the activities of the Commission, including an accounting of funds received and expended, shall be furnished by the Commission to the Congress within one year following the celebration as prescribed by this resolution. The Commission shall terminate upon submission of its report to the Congress.

Report to  
Congress.

(c) Any property acquired by the Commission remaining upon termination of the celebration may be used by the Secretary of the Interior for purposes of the national park system or may be disposed of as surplus property. The net revenues, after payment of Commission expenses, derived from Commission activities, shall be deposited in the Treasury of the United States.

Property, use.

SEC. 5. Within the boundaries of Chalmette National Historical Park as designated by the Secretary of the Interior on March 20, 1958, pursuant to the Act of August 10, 1939 (53 Stat. 1342), and depicted on drawing numbered NHP-CHAL-7008, said Secretary, notwithstanding the proviso in section 3 of said Act, is hereby authorized to acquire the following lands and interests in lands with funds heretofore appropriated and otherwise available for such purpose:

Lands, acq-  
sition.  
16 U.S.C. 231-  
231d.

Beginning at the point of intersection of the west line of Fazendeville Road with a line 50 feet south of southerly boundary of right-of-way of the Louisiana Southern Railway at coordinate point X—2,425,730.76 and Y—467,506.11; (the bearings and coordinates herein stated are in accord with the Louisiana geodetic survey plane grid system); and running thence south 66 degrees 32 minutes 46 seconds east, parallel to said southerly boundary of right-of-way of Louisiana Southern Railway, a distance of 30 feet to coordinate point X—2,425,758.28 and Y—467,494.17; thence south 23 degrees 45 minutes 21 seconds west for a distance of 917.90 feet along the east right-of-way of Fazendeville Road to a point;

Thence south 66 degrees 14 minutes 39 seconds east for a distance of 161.83 feet to a point; thence south 23 degrees 45 minutes 21 seconds west on a line parallel to Fazendeville Road for a distance of 1,406.51 feet to a point; thence north 64 degrees 19 minutes 9 seconds west for a distance of 161.92 feet to a point on the east right-of-way of Fazendeville Road; thence south 23 degrees 45 minutes 21 seconds west along the east right-of-way of Fazendeville Road for a distance of 19.41 feet to a point;

Thence south 64 degrees 19 minutes 9 seconds east for a distance of 95.70 feet to a point; thence south 23 degrees 45 minutes 21 seconds west on a line



parallel to Fazendeville Road for a distance of 54.90 feet to a point; thence north 64 degrees 19 minutes 9 seconds west for a distance of 95.70 feet to a point on the east right-of-way of Fazendeville Road; thence south 23 degrees 45 minutes 21 seconds along the east right-of-way of Fazendeville Road for a distance of 279.44 feet to a point;

Thence crossing Fazendeville Road on a line running north 49 degrees 02 minutes 49 seconds west for a distance of 31.40 feet to a point on the west right-of-way of Fazendeville Road; thence north 23 degrees 45 minutes 21 seconds east along the west right-of-way of Fazendeville Road for a distance of 2,663.28 feet to a point which is the point of beginning; containing 7.02 acres more or less, including 1.83 acres more or less within the right-of-way of the Fazendeville Road; and excluding lot 15, as shown on a map of survey by F. C. Gandolfo, Junior, dated January 9, 1953, and being in section 10 of township 13 south, range 12 east, parish of Saint Bernard, State of Louisiana, and known locally as Fazendeville.

U.S. Constitution, anniversary.  
74 Stat. 508.

SEC. 6. The joint resolution of July 14, 1960 (Public Law 86-650), is amended to read as follows:

#### "DECLARATION OF POLICY

"SECTION 1. It is hereby declared to be the policy of the Congress to authorize appropriate activities on the part of the Federal Government in celebration of the one hundred and seventy-fifth anniversary of the formation of the Constitution of the United States and to provide a means whereby similar activities by the States and by the people may be encouraged and coordinated in a comprehensive national observance to the end that our citizens may gain a deeper appreciation of the priceless national heritage represented by the Constitution as a living document and a renewed zeal for the perpetuation and advancement of the ideals of government of which it is the embodiment.

#### "ESTABLISHMENT OF THE COMMISSION

"SEC. 2. (a) For the purpose of carrying out the policy set forth in section 1 of this Act, there is hereby established a commission, to be known as the 'United States Constitution One Hundred and Seventy-fifth Anniversary Commission' (hereinafter referred to as the 'Commission') for the celebration of the one hundred and seventy-fifth anniversary of the existence of the Constitution, and to be composed of twelve Commissioners, as follows: The President of the United States;

"United States Constitution One Hundred and Seventy-fifth Anniversary Commission."

the President of the Senate and the Speaker of the House of Representatives, ex officio; three persons to be appointed by the President of the United States; three Senators to be appointed by the President of the Senate; and three Representatives by the Speaker of the House of Representatives.

“(b) Service of an individual as a member of the Commission or employment of an individual by the Commission as an attorney or expert in any business or professional field, on a part-time or full-time basis, with or without compensation, shall not be considered as service or employment bringing such individual within the provisions of sections 281, 283, 284, 434, or 1914 of title 18 of the United States Code, or section 190 of the Revised Statutes (5 U.S.C. 99).

Conflict of  
interest.

“(c) Any vacancy in the Commission shall not affect its powers, but shall be filled in the same manner in which the original appointment was made.

“(d) A person appointed to the Commission in the status of a Member of Congress, but who thereafter ceases to have such status, shall nevertheless continue as a member of the Commission.

#### “COMPENSATION OF THE COMMISSION

“SEC. 3. The members of the Commission shall serve without compensation, but they shall be reimbursed for travel, subsistence, and other necessary expenses incurred by them in the performance of the duties vested in the Commission.

#### “ORGANIZATION AND STAFF OF THE COMMISSION

“SEC. 4. (a) The Commission shall select a Chairman from among its members.

“(b) The Chairman may appoint an Executive Director, to serve at his pleasure, whose compensation shall be fixed by the Commission.

“(c) The Executive Director, with the approval of the Chairman, may appoint and fix the compensation of such assistants and subordinates as he deems necessary.

“(d) The Commission may procure temporary and intermittent services to the same extent as is authorized by section 15 of the Act of August 2, 1946 (5 U.S.C. 55a), but at rates not to exceed \$50 per diem for individuals.

60 Stat. 810.

“(e) Neither the civil service laws nor the Classification Act of 1949, as amended, shall apply to any exercise of the authority conferred by subsection (b), (c), or (d) of this section: *Provided, however,* That no employee whose position would be subject to the Classification Act of 1949, as amended, if said Act were applicable to such position, shall be paid a salary at a rate in excess of the

63 Stat. 954,  
5 U.S.C. 1071  
note.

rate payable under said Act for positions of equivalent difficulty or responsibility. Such rates of compensation may be adopted by the Commission as may be authorized by the Classification Act of 1949, as amended, as of the same date such rates are authorized for positions subject to said Act. The Commission shall make adequate provision for administrative review of any determination to dismiss any employee.

74 Stat. 661.

“(f) Mail matter sent by the Commission as penalty mail or franked mail shall be accepted for mail subject to Section 4156 of title 39, United States Code, as amended.

#### “OFFICE SPACE FOR THE COMMISSION

“SEC. 5. The Secretary of the Interior, after consultation with the Commission, shall make available to it such office space in a building or buildings in the Independence National Historical Park as, in the judgment of the Secretary, it may require for performance of its functions.

#### “DUTIES OF THE COMMISSION

“SEC. 6. (a) The Commission shall request the cooperation of appropriate officials in all branches, departments, and agencies of the United States in planning ceremonies or other activities in their respective components of the Federal Government in observance of the one hundred and seventy-fifth anniversary of the formation of the Constitution, and all such officials are authorized and requested to consult with the Commission.

“(b) The Commission shall request the appointment by the Governors of each of the fifty States of individuals or committees to consult with the Commission and to assist in coordinating the activities of the Federal Government, the governments of the States, and private individuals and organizations in carrying out the purposes of this Act.

“(c) The Commission shall take appropriate action to encourage, assist, and coordinate activities by municipal, county, and other local governmental units in carrying out the purposes of this Act.

“(d) The Commission shall make its assistance available to public and private schools in planning programs, ceremonies, and other activities, and obtaining written and audiovisual materials for use in such activities in connection with the anniversary.

“(e) The Commission shall solicit the cooperation of colleges, universities, and other institutions of higher education in encouraging the study and understanding of the Constitution by suitable recognition through scholarships or otherwise of promising students who display an interest in it.

“(f) The Commission shall solicit the cooperation of, and make its assistance available to, civic, patriotic, and religious organizations undertaking any activities in connection with the anniversary.

“(g) The Commission shall endeavor to promote worldwide understanding of the United States Constitution by encouraging, and if practicable assisting in, student exchange programs and any other means by which citizens of foreign countries may be afforded opportunities to learn about our constitutional processes.

“(h) The Commission is authorized to accept on behalf of the United States such gifts of money or other property as in its judgment may be appropriate to carry out the purposes of this Act, but shall be accountable therefor in the same manner as for appropriated funds or property purchased with appropriated funds.

“PROCLAMATIONS BY THE PRESIDENT

“SEC. 7. The President is hereby authorized and requested to issue proclamations—

“(1) designating September 17, 1962, as Constitution Day and calling upon the people of the United States to observe such day with special ceremonies and other activities in celebration of the one hundred and seventy-fifth anniversary of the formation of the Constitution;

Constitution Day.

“(2) designating December 15, 1962, as Bill of Rights Day and calling upon the people of the United States to observe such day with appropriate ceremonies and activities; and

Bill of Rights Day.

“(3) designating the period from September 17, 1962, to July 4, 1963, inclusive, as a period dedicated to a renewal of national awareness of the priceless heritage which the Constitution represents, and calling upon the people of the United States to engage in such educational and inspirational activities as will deepen their understanding of the Constitution and strengthen their devotion to it.

“DISTRIBUTION OF COPIES OF THE CONSTITUTION

“SEC. 8. The Attorney General, acting through the Immigration and Naturalization Service, is hereby authorized and directed to make available a suitable copy of the Constitution of the United States and the amendments thereto to each person entering the United States during the one-year period which begins on September 17, 1962.

“DISPOSAL OF PROPERTY OF THE COMMISSION

“SEC. 9. (a) After the Commission has discharged all its functions pursuant to this Act except for those under

this section and section 10, it shall transfer to the Secretary of the Interior such of its records and other property as in his judgment are appropriate for permanent preservation or display in the Independence National Historical Park.

“(b) The Commission shall transfer the remainder of its records and property to the Administrator of General Services, who shall hold and dispose of such records and property in accordance with the Federal Property and Administrative Services Act of 1949.

63 Stat. 377.  
40 U.S.C. 471  
note.

“FINAL REPORT OF COMMISSION

“SEC. 10. The Commission shall make a final report of its activities to the Congress on or before the first day of the second session of the Eighty-eighth Congress, and upon the filing of such report, the Commission shall cease to exist.

“EXPENDITURES OF THE COMMISSION

“SEC. 11. All expenditures of the Commission shall be made from donated funds only.”

SEC. 7. Nothing contained in this joint resolution shall affect the validity of actions heretofore lawfully taken under authority of the joint resolution of July 14, 1960 (Public Law 86-650).

74 Stat. 508.

### 3. City of Refuge National Historical Park

Page

Establishment of park authorized.....Act of July 26, 1955 195

An Act To authorize the establishment of the City of Refuge National Historical Park, in the Territory of Hawaii, and for other purposes, approved July 26, 1955 (69 Stat. 376)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That when title to such lands located on the island of Hawaii, within the following-described area, as shall be designated by the Secretary of the Interior, in the exercise of his judgment and discretion as necessary and suitable for the purpose, shall have been vested in the United States, said lands shall be set apart as the City of Refuge National Historical Park, in the Territory of Hawaii, for the benefit and inspiration of the people:

City of Refuge  
National Historical Park,  
Hawaii.

#### PARCEL 1

Being all of R.P. 3306, L.C. Aw. 7219, Apana 2 to Kaliae, all of L.C. Aw. 9470 to Muki, and portions of R.P. 7874, L.C. Aw. 11216 Apana 34 to M. Kekauonohi (Ahupuaa of Honaunau), and R.P. 6852, L.C. Aw. 7712 Apana 1 to M. Kekuanaoa (Ahupuaa of Keokea).

Beginning at a one and one-half-inch pipe in concrete monument called "Kalani", at the southeast corner of this parcel, the northeast corner of parcel 3, and on the common boundary of the lands of Keokea and Kiilae, the coordinates of said point of beginning referred to Government Survey Triangulation Station "Lae-O-Kanoni" being seven thousand four hundred forty-four and eight-tenths feet south and five thousand three and two-tenths feet east, and running by azimuths measured clockwise from true south:

1. Seventy-nine degrees thirty-three minutes fifteen seconds six hundred and eighty feet along the land of Kiilae, L.C. Aw. 8521-B to G. D. Hueu and passing over a rock called "Kuwaia", marked K + K at six hundred seventy-three and two-tenths feet to high-water mark; thence along high-water mark, along seacoast for the next three courses, the direct azimuths and distances between points at seacoast being:

2. One hundred and thirty-five degrees fifty-one minutes three thousand nine hundred seventy-six and one-tenth feet;

3. One hundred and fifty-two degrees twenty-five minutes one thousand and seventy-eight feet;

4. Two hundred and forty degrees fifty-five minutes one thousand two hundred four and four-tenths feet;

5. Three hundred and fifty-four degrees nine minutes two hundred twenty four and one-tenth feet along the remainder of L.C. Aw. 11216: 34 to M. Kekauonohi, along stone wall and old trail;

6. Two hundred and sixty degrees fifty-four minutes one hundred seventy-five and nine-tenths feet across old trail along stone wall to a "+" on rock;

7. One hundred and fifty-eight degrees six minutes seventy-two feet along L.C. Aw. 7296 to Puhī, along stone wall;

8. Two hundred and sixty degrees thirty-six minutes ninety and seven-tenths feet along stone wall;

9. One hundred and ninety-four degrees ten minutes sixty-two and nine-tenths feet along stone wall along L.C. Aw. 7295 and 6979-B: 2 to Keolewa;

10. One hundred and seventy-five degrees fifty-four minutes twenty-six and nine-tenths feet along stone wall;

11. Two hundred and fifteen degrees thirty-seven minutes forty-seven and four-tenths feet along stone wall along remainder of L.C. Aw. 11216: 34 to M. Kekauonohi;

12. One hundred and seventy-two degrees twenty-eight minutes forty-eight and one-tenth feet along same;

13. Two hundred and twenty-six degrees twenty-three minutes two hundred twenty-eight and eight-tenths feet along remainder of L.C. Aw. 11216: 34 to M. Kekauonohi to the south side of fifty-foot road;

14. Two hundred and sixty-four degrees fifty-one minutes one hundred fifteen and two-tenths feet along the south side of fifty-foot road;

15. Two hundred and fifty-two degrees thirteen minutes two hundred and two-tenths feet along same;

16. Two hundred and eighty-six degrees thirty minutes one hundred seventy and nine-tenths feet along same;

17. Two hundred and thirty-eight degrees twenty-five minutes ninety-two and eight-tenths feet along same;

18. Two hundred and twenty-three degrees one minute one hundred fourteen and four-tenths feet along same;

19. Three hundred and thirty-eight degrees forty-nine minutes thirty seconds four thousand nine hundred eighty and three-tenths feet along the remainder of L.C. Aw. 11216: 34 to M. Kekauonohi and L.C. Aw. 7712: 1 to M. Kekuanaoa and passing over a one and one-fourth-inch pipe in concrete monument at one thousand four hundred eighty-one and six-tenths feet to the point of beginning.

Area, one hundred sixty-six and ninety one-hundredths acres.

## PARCEL 2

Being portions of L.C. Aw. 11216 Apana 34 to M. Kekauonohi, R.P. 7874 (Ahupuaa of Honaunau).

Beginning at a pipe in concrete at the northeast corner of this parcel, the coordinates of said point of beginning referred to Government Survey Triangulation Station "Lae-O-Kanoni" being two thousand one hundred thirty-nine feet south and eleven thousand six hundred seventeen and nine-tenths feet east and running by azimuths measured clockwise from true south:

1. Three hundred fifty-eight degrees twenty-three minutes two hundred sixty and four-tenths feet along the remainder of L.C. Aw. 11216:34 to M. Kekauonohi;

2. Ninety-three degrees thirty minutes two hundred and sixty-nine feet along the same, along stone wall, along lot 2 of the subdivision by B. P. Bishop estate;

3. Eighty-two degrees no minutes three hundred and eighteen feet along same to the east side of fifty-foot road;

4. Thence along the east side of fifty-foot road, the direct azimuth and distance being: one hundred seventy-one degrees twenty minutes two hundred ninety-one and five-tenths feet;

5. Two hundred and seventy degrees no minutes six hundred and twenty feet along the remainder of L.C. Aw. 11216:34 to M. Kekauonohi to the point of beginning.

Area, three and seventy one-hundredths acres.

Together with an easement six feet wide for a pipeline right-of-way extending from the Government road to parcel 1, the south side of said right-of-way being described as follows:

Beginning at the east end of this right-of-way on the common boundary of the lands of Honaunau and Keokea, the coordinates of said point of beginning referred to Government Survey Triangulation Station "Lae-O-Kanoni" being three thousand one hundred ninety and eight-tenths feet south and eleven thousand seventy-eight and eight-tenths feet east, and running by azimuths measured clockwise from true south:

1. Eighty degrees thirty-six minutes five seconds one hundred and seventeen feet along L.C. Aw. 7712:1 to M. Kekuanaoa, to the Triangulation Station "Ahupuaa" of the B. P. Bishop estate;

2. Eighty-two degrees twenty minutes seven thousand two hundred eighty-nine and one-tenth feet along same to a one and one-fourth-inch pipe in concrete monument on the east boundary of parcel 1 the coordinates of said point of the end of this six-foot right-of-way referred to Government Triangulation Station "Lae-O-Kanoni" being four thousand one hundred eighty-two and four-



tenths feet south and three thousand seven hundred thirty-nine and four-tenths feet east.

Area, one and two one-hundredths acres.

PARCEL 3

Being portion of L.C. Aw. 8521-B to G. D. Hueu, being portion of the Ahupuaa of Kiilae.

Beginning at a one and one-half-inch pipe in concrete monument called "Kalani" at the northeast corner of this parcel, the southeast corner of parcel 1, on the common boundary of the land of Keokea and Kiilae, the coordinates of said point of beginning referred to Government Survey Triangulation Station "Lae-O-Kanoni" being seven thousand four hundred forty-four and eight-tenths feet south and five thousand three and two-tenths feet east and running by azimuths measured clockwise from true south:

1. Three hundred thirty-eight degrees forty-nine minutes thirty seconds five hundred ninety-five and four-tenths feet along the remainder of L.C. Aw. 8521-B to G. D. Hueu to the eight thousand foot south coordinates line referred to Government Survey Triangulation Station "Lae-O-Kanoni";

2. Ninety degrees no minutes one thousand ninety-nine and seven-tenths feet along same and along said eight thousand foot south coordinates line and across school grant 7 Apana 6 to high-water mark;

3. Thence along high-water mark, along sea, the direct azimuth and distance being: two hundred six degrees thirty-three minutes thirty seconds four hundred eighty-two and nine-tenths feet;

4. Two hundred fifty-nine degrees thirty-three minutes fifteen seconds six hundred eighty feet along L.C. Aw. 7712:1 to M. Kekuanaoa and passing over a rock called Kuwaia, marked K + K at six and eight-tenths feet to the point of beginning.

Area, ten and twenty-five one-hundredths acres. (16 U.S.C. § 397.)

**Establishment.**

SEC. 2. Upon the vesting of title in the United States to such lands as may be designated by the Secretary of the Interior as necessary and suitable for historical park purposes in accordance with the provisions of section 1 of this Act, the City of Refuge National Historical Park shall be established by order of the said Secretary, which shall be published in the Federal Register. Any other lands within the area described above shall become a part of the national historical park upon the vesting of title thereto in the United States and upon publication of an appropriate supplemental order by the said Secretary in the Federal Register. (16 U.S.C. § 397a.)

**Publication in F.R.**

**Procurement of lands.**

SEC. 3. The Secretary of the Interior is authorized to procure, by donation or purchase, with any funds that

may be available for that purpose, lands and interests in lands which may be needed for the City of Refuge National Historical Park within the area described in section 1 hereof. (16 U.S.C. § 397b.)

SEC. 4. In order to cooperate with the Secretary of the Interior in consolidating in Federal ownership lands within the area described above, and to facilitate acquisition of the lands needed for the national historical park, the Governor of the Territory of Hawaii is also authorized to acquire lands for said park, at the expense of the Territory of Hawaii by exchange or otherwise, in accordance with procedure prescribed by the Act of February 27, 1920 (41 Stat. 452). (16 U.S.C. § 397c.)

16 U.S.C. 392.

SEC. 5. The City of Refuge National Historical Park shall be administered by the Secretary of the Interior subject to the provisions of the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C., 1946 edition, secs. 1-4), as amended and supplemented, and such additional authority compatible therewith as is contained in the Act of August 21, 1935 (49 Stat. 666; 16 U.S.C., 1946 edition, secs. 461-467), with regard to preservation of historic sites and objects of national significance. (16 U.S.C. § 397d.)

Admini-  
stration.

#### 4. Colonial National Historical Park

	Page
Transfer of lands to Navy Department authorized.....	
Act of December 23, 1944	200
Sewage-disposal system to serve Yorktown area of park, preparation of plans and estimates authorized.....	
Act of March 5, 1948	201
York River bridge, roads, approaches, etc., grant of rights-of-way authorized for.....	
Act of May 12, 1948	201
Exchange of land with York County School Board authorized.....	
Acts of September 23, 1950	202
and May 13, 1953	203
Exchange of land for purposes of preserving more effectively historic properties of park, authorized.....	
Act of March 29, 1956	203
Sewage-disposal system to serve Yorktown area of park, construction authorized.....	
Act of March 29, 1956	204

**An Act To authorize the transfer of certain lands within the Colonial National Historical Park, Yorktown, Virginia, to the Secretary of the Navy, approved December 23, 1944 (58 Stat. 923)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior be, and he is hereby, authorized and directed to transfer to the Secretary of the Navy complete control and jurisdiction over a parcel of land within the Colonial National Historical Park, Yorktown, Virginia, described as follows:

Beginning at a point on the existing property line between the United States naval mine depot and the Colonial National Monument Parkway properties, said point being a fence corner seven hundred and sixty-five feet, more or less, southeast of the marine barracks gate; thence south fifty-six degrees thirty-eight minutes east fifty-three and fifteen one-hundredths feet, more or less; thence south fifty degrees sixteen minutes east three hundred and twelve feet, more or less; thence south thirty-nine degrees forty-four minutes west one hundred and twenty-five and seven one-hundredths feet, more or less, to the property line between the United States naval mine depot and the Colonial National Monument Parkway; thence along the said property line north thirty-nine degrees fifty-four minutes west one hundred and twenty-eight and ninety-six one-hundredths feet, more or less; thence continuing along said property line north twenty-eight degrees eighteen minutes west two hundred and fifty-six and fifty-nine one-hundredths feet, more or less, to the point of beginning; containing six hundred and twenty-one one-thousandths of an acre, more or less. (16 U.S.C. § 81j.)

Colonial National Historical Park, Va. Transfer of jurisdiction over certain lands.

**An Act To authorize the Secretary of the Interior to prepare plans and estimates for a sewage-disposal system to serve the Yorktown area of the Colonial National Historical Park, Virginia, and for other purposes, approved March 5, 1948 (62 Stat. 70)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior, through the National Park Service, is hereby authorized and directed to make a study of sewage conditions in the Yorktown area of the Colonial National Historical Park, Virginia, and to prepare construction plans and estimates for an adequate sewage-disposal system for said area, including disposal of sewage from privately owned property in the locality of and within the said park. Such construction plans and estimates shall include an equitable basis for payment by private owners, who may use the sewage-disposal system, of a fair and reasonable proportionate share of the cost of construction of the said system and of the annual costs incidental to its maintenance and operation.

Colonial National Historical Park, Va.

Sewage-disposal system.

SEC. 2. The Secretary of the Interior shall transmit to the Congress a full and comprehensive report on this matter within one year from the date of appropriation of funds to carry out the provisions of this Act.

Report to Congress.

SEC. 3. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$15,000 to carry out the provisions of this Act. (See p. 204.)

Appropriation authorized.

**An Act To authorize a bridge, roads and approaches, supports and bents, or other structures, across, over, or upon lands of the United States within the limits of the Colonial National Historical Park at or near Yorktown, Virginia, approved May 12, 1948 (62 Stat. 232)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior, upon such terms and conditions as to location, type, or design of the structure or otherwise as to him and to the Secretary of the Navy may appear proper to protect the interests of the United States, is authorized to grant to the Commonwealth of Virginia or to its agency the Highway Commission of said Commonwealth right-of-way or other easement as may be proper to enable a highway bridge the level and design of which shall be subject to the approval of the Secretary of the Interior and the Secretary of the Navy, such bridge to be erected, operated, and maintained across the York River in the State of Virginia at or near Yorktown, Virginia, and for the purpose of permitting such portions of said bridge, the roads and approaches thereto, together with

Colonial National Historical Park, Va.

Right-of-way.

any necessary structures connected therewith as may be necessary for the construction, maintenance, and operation of said bridge, and for safe, reasonable, and proper ingress thereto or egress therefrom, to be located and erected across, over, or upon the property of the United States forming a part of the Colonial National Historical Park.

Payment.

The Secretary of the Interior is directed and authorized to secure and accept payment in cash or by land exchange as compensation to the United States for any lands used for such right-of-way and any moneys received may in turn be used by the Secretary of the Interior for the purchase of other privately owned historical lands within the boundaries of Colonial National Historical Park. Any lands so received or so purchased shall become part of Colonial National Historical Park.

Determination  
of value of  
land.

The value of the park lands to be conveyed to the Commonwealth of Virginia as herein provided shall be determined by a committee of three appraisers, one each to be selected by the Governor of Virginia and the Secretary of the Interior, with the third appraiser to be mutually satisfactory to them. The Secretary may, in his discretion, approve the value agreed upon by a majority of the appraisers or he may require a new appraisal to be made in a similar manner. The decision of the Secretary shall be final and conclusive as to the value of the easement lands conveyed pursuant to the provisions of this Act.

33 U.S.C.  
§§ 525-533.  
Post, p. 267.

Nothing in this Act or in any grant of right-of-way or other easement issued pursuant to this Act shall be construed to affect the provisions of the General Bridge Act of 1946 (60 Stat. 847).

**An Act To authorize the exchange of certain land for purposes of the Colonial National Historical Park, and for other purposes, approved September 23, 1950 (64 Stat. 979)**

Colonial  
National His-  
torical Park.  
Exchange of  
lands.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized, in his discretion, to accept on behalf of the United States, from the York County School Board, State of Virginia, title to approximately one-half acre of land in Nelson District, York County, Virginia, situated within the authorized boundaries of the Colonial National Historical Park, and in exchange therefor to convey by deed, on behalf of the United States, to the school board approximately one-half acre of land of approximately equal value situated within the Colonial National Historical Park. (16 U.S.C. § 81k.)

An Act Authorizing the acceptance, for purposes of Colonial National Historical Park, of school board land in exchange for park land, and for other purposes, approved May 13, 1953 (67 Stat. 27)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to consolidate Federal holdings in, and to improve, Colonial National Historical Park, the Secretary of the Interior, when he finds that the public interest will be served thereby, is authorized to accept on behalf of the United States from the York County School Board, State of Virginia, the conveyance of any land or interests in land located within the authorized area of the Colonial National Historical Park, together with the structures situated upon such properties, as may be agreed upon by the Secretary and the school board; and, in exchange therefor, to convey on behalf of the United States to the school board not more than fifty-five acres of land or interests in land situated within the Colonial National Historical Park. (16 U.S.C. § 811.)

Colonial National Historical Park. Exchange of lands.

An Act To authorize land exchanges for purposes of Colonial National Historical Park, in the State of Virginia; to authorize the transfer of certain lands of Colonial National Historical Park, in the State of Virginia, to the Commonwealth of Virginia; and for other purposes, approved March 29, 1956 (70 Stat. 61)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of preserving more effectively for the public benefit the historic properties within Colonial National Historical Park, Virginia, the Secretary of the Interior is authorized to consummate desirable land exchanges, as hereafter prescribed, and thereby to reduce and adjust the boundaries of the park. Any lands eliminated from the park hereunder shall not subsequently be added to the park except by Act of Congress.

Colonial National Historical Park, Va. Land exchanges.

In furtherance of these purposes, the Secretary is authorized on behalf of the United States to accept from grantors title to non-Federal land and interests in land, together with the improvements thereon, situated within the authorized park boundaries, and in exchange therefor, to convey by deed on behalf of the United States to the aforesaid grantors land or interests therein, together with the improvements thereon, situated within Colonial National Historical Park that may be used advantageously for exchange purposes. The aforesaid exchanges are authorized to be made without additional compensation by either party to the exchange when the properties to be exchanged are of approximately equal value. When, however, the properties are not of approximately equal value, as may be determined by the Secretary, an additional payment of funds shall be re-

quired by the Secretary or by the grantor of non-Federal properties, as the case may be, in order to make an equal exchange. The Secretary is authorized to use any land acquisition funds relating to the National Park System for such purposes. The Secretary may consummate land exchanges herein authorized upon such terms, conditions, and procedures as he may find to be necessary or desirable in carrying out the purposes of this Act; and in evaluating non-Federal properties to be acquired hereunder, he is authorized to make such allowance as he may find to be equitable for the value of any residential properties that may be situated upon land to be acquired pursuant to this Act. If expedient and in the public interest to do so, he may assist in the removal of structures from property to be acquired hereunder through the exchange procedure, and he may cooperate with public or private agencies and persons in the securing of housing for the aforesaid grantors who may require new housing accommodations or facilities as a result of the land exchanges herein authorized. (16 U.S.C. § 81m.)

Transfer.

SEC. 2. The Secretary is further authorized to transfer without compensation up to fifteen acres of the Colonial National Historical Park, Virginia, to the Commonwealth of Virginia for use by agencies of the Commonwealth in the establishment of a State Park in furtherance of the purposes of the Colonial National Historical Park. (16 U.S.C. § 81n.)

An Act To authorize the construction of a sewage-disposal system to serve the Yorktown area of the Colonial National Historical Park, Virginia, and for other purposes, approved March 29, 1956 (70 Stat. 64)

Yorktown area,  
Va.  
Sewage-disposal system.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of modernizing the sanitary facilities in the Yorktown area of Colonial National Historical Park, and in anticipation of the increased need for such facilities in connection with the Jamestown-Williamsburg-Yorktown celebration to be held in 1957, the Secretary of the Interior is authorized to construct, operate, and maintain, in such manner as he shall consider to be in the public interest, a sewage-disposal system to serve Federal and non-Federal properties in the said Yorktown area: *Provided*, That non-Federal users of the system shall be charged rates sufficient to recover a pro rata share of depreciation and costs of operation and maintenance of the system. Funds obtained from such non-Federal users of the system shall be deposited in the Treasury of the United States as miscellaneous receipts, with the exception that the Secretary may consider as appropriation reimbursements, to be credited to the appropriation current at the time received, such amount of the aforesaid collections as may be neces-

sary to reimburse, on a pro rata basis, appropriated operating funds expended for maintenance and operation costs of the system.

SEC. 2. There are hereby authorized to be appropriated for the construction of these facilities the sum of not to exceed \$250,000. (16 U.S.C. § 81j note.)

Appropriation.



## 5. Cumberland Gap National Historical Park

	Page
Appointment of two United States commissioners authorized.....	
Act of July 25, 1956	206
Land acquisition authorized.....	
Act of July 26, 1961	206

**An Act To amend title 28 of the United States Code to authorize the appointment of two United States commissioners for Cumberland Gap National Historical Park, approved July 25, 1956 (70 Stat. 642)**

Cumberland  
Gap National  
Historical  
Park.  
62 Stat. 916.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 631(a) of title 28 of the United States Code is amended by inserting after the third paragraph of such section the following new paragraph:

“Two United States commissioners may be appointed for Cumberland Gap National Historical Park. One, whose jurisdiction shall be limited to the portion of the park situated in Kentucky, shall be appointed by the District Court for the Eastern District of Kentucky; the other, whose jurisdiction shall be limited to the portion of the park situated in Tennessee and Virginia, shall be appointed by joint action of the District Courts for the Eastern District of Tennessee and the Western District of Virginia.” (28 U.S.C. § 631.)

**An Act To authorize the Secretary of the Interior to acquire approximately nine acres of land for addition to Cumberland Gap National Historical Park, and for other purposes, approved July 26, 1961 (75 Stat. 224)**

Cumberland  
Gap National  
Historical  
Park, Ky.  
Additional  
lands.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior may acquire for addition to Cumberland Gap National Historical Park the following described land and interests in land, located in Bell County, Kentucky: *Provided,* That appropriated funds may not be used to pay more than one-half the cost of such acquisition.

Beginning at a concrete marker on the west boundary of Cumberland Gap National Historical Park and being on the south margin of Avondale Avenue in the city of Middlesboro, Kentucky, and also on the south bank of Davis Branch; thence along the park boundary the following courses and distances:

South 24 degrees 50 minutes west, 196.79 feet; thence south 30 degrees 02 minutes west, 129.95 feet to a stake; thence south 12 degrees 22 minutes west, 31.82 feet; thence south 80 degrees 38 minutes west, 143.36 feet; thence south 88 degrees 04 minutes west, 100 feet; thence north 86 degrees 14 minutes west, 100 feet; thence north 80

degrees 33 minutes west, 100 feet; thence north 77 degrees 42 minutes west, 186.40 feet;

Thence north 82 degrees 51 minutes west, 271.55 feet; thence leaving the park boundary and following along the south right-of-way of Clydesdale Avenue south 71 degrees 39 minutes west, 310 feet, more or less, to the north right-of-way of United States Highway 25E;

Thence along the said highway right-of-way south 82 degrees 09 minutes west, 317 feet, more or less, to its intersection with the north right-of-way of Clydesdale Avenue; thence along the north right-of-way of Clydesdale Avenue north 70 degrees 09 minutes east, 423 feet, more or less, to a point on the park boundary;

Thence with the park boundary the following courses and distances: south 86 degrees 39 minutes west, 261.44 feet; thence south 81 degrees 26 minutes west, 147.66 feet; thence north 6 degrees 55 minutes west, 49.23 feet; thence south 83 degrees 04 minutes west, 980 feet; thence north 6 degrees 55 minutes west, 135 feet, more or less, to a point in the middle of Little Yellow Creek;

Thence leaving the park boundary and up the center of the meanders of Little Yellow Creek, 2,562 feet, more or less, to a point in the middle of Little Yellow Creek which is also a point in the middle of Davis Branch;

Thence leaving Little Yellow Creek and along the center of Davis Branch, 400 feet, more or less, to the south margin of Avondale Avenue; thence with the south right-of-way of Avondale Avenue south 55 degrees 44 minutes east, 5 feet, more or less, to the point of beginning, said tract containing 9.0 acres, more or less. (16 U.S.C. § 265.)

SEC. 2. There are hereby authorized to be appropriated such sums, but not more than \$30,000, as are necessary to carry out the provisions of this Act. (16 U.S.C. § 265 note.)

Appropriation.

## 6. Independence National Historical Park <sup>1</sup>

	Page
Investigation for establishment of a national park in Philadelphia authorized.....	208
Establishment of park and acquisition of lands authorized.....	211
Establishment act of June 28, 1948, amended to provide for operation and demolition of federally acquired properties following acquisition and before establishment of park.....	214
Establishment act of June 28, 1948, amended to authorize permission for American Philosophical Society to construct and maintain a building in the park.....	214
Designation of Mikveh Israel Cemetery as a unit of park.....	215
Acquisition of certain land for the Deshler-Morris House authorized.....	216
Development of park authorized.....	216
Acquisition of lands adjacent to St. George's Methodist Church property authorized.....	217
Acquisition of lands adjacent to Old Saint Joseph's Church property authorized.....	217

An Act To provide for investigating the matter of the establishment of a national park in the old part of the city of Philadelphia, for the purpose of conserving the historical objects and buildings therein, approved August 9, 1946 (60 Stat. 972)

Philadelphia.

Whereas thousands of residents of the city of Philadelphia, comprising part of the Third Congressional District of Pennsylvania, have petitioned their representatives in the Congress of the United States upon the matters more fully hereinafter set forth; and

Whereas the petition of the residents of the city of Philadelphia calls attention to the existence of many shrines hallowed in American history, as well as several modern buildings owned by the Federal Government, in the area of the city of Philadelphia, beginning at the southeast corner of Sixth Street and Chestnut Street and proceeding southwardly to the northeast corner of Sixth Street and Walnut Street; thence proceeding eastwardly to the northwest corner of Fifth Street and Walnut Street; thence proceeding northwardly to a point on the west side of Fifth Street which would be made by extending the north line of Sansom Street to the east side of Fifth Street; thence proceeding eastwardly along the north line of the said Sansom Street to a point in the east side of Fourth Street which would be made by extending the north line of the said Sansom Street to the east side of the said Fourth Street; thence southwardly to the northeast corner of Harmony and Fourth Streets; thence eastwardly to the northwest corner of Harmony and Third Streets; thence northwardly to a point at which a line extended perpendicularly from the east side of

<sup>1</sup> See also pp. 190-194.

Third Street would meet the angle created by the lines forming the northeast corner of Third and Dock Streets; thence eastwardly along the northerly line of said Dock Street to the northeast corner of Dock, South American and Moravian Streets; thence eastwardly to the northwest corner of Moravian and Second Streets; thence northwardly to the southwest corner of Second and Chestnut Streets; thence westwardly to the southeast corner of Sixth and Chestnut Streets, to the place of beginning; and calls attention to the fact that much of the area above described is run down, some properties are demolished, and others are in such dilapidated condition as to constitute a serious fire hazard of such proportions as to endanger Independence Hall, Carpenters' Hall, the Old Custom House, and the First Bank of the United States, as well as other landmarks and shrines of patriotism, and that such unsightly condition is not conducive to a proper respect and reverence for those American ideals which are symbolized by those shrines; and recommends that the Federal Government establish a national park in the above vicinity and also in the area bounded by Fifth Street on the east, Race Street on the north, Sixth Street on the west, and Chestnut Street on the south, which will assure at once a beautiful setting for those shrines and maximum protection against fire or other disaster:

and

Whereas during these troubled times it is desirable to augment the defense effort of our Nation not only with arms but with proper emphasis on spiritual values; and

Whereas an attractive and inspiring setting will create a stronger sense of reverence for American institutions, laws and orders, which had their beginnings, in large part, in this group of shrines in the formative years around 1776; and

Whereas it is proper, fitting, and desirable that the United States of America should properly enshrine these jewels of democracy, so that all who visit these hallowed places from the far corners of this glorious democracy and the four corners of the world may be stirred with a feeling of patriotic reverence: Therefore

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That a commission is hereby created for the purpose of investigating the matter of the establishment in the city of Philadelphia, in the Commonwealth of Pennsylvania, of a Federal area to be called Philadelphia National Shrines Park, or by some other appropriate name, to encompass within its area the buildings of historical significance in the old part of the city of Phil-

Philadelphia  
National  
Shrines Park.

Philadelphia, and to be operated and maintained by the National Park Service, for the purpose of conserving the historical objects and buildings in the said area and to provide for the enjoyment and appreciation thereof in such manner and by such means as will leave them unimpaired for the enjoyment of future generations.

**Commission.**

SEC. 2. The Commission shall be known as the Philadelphia National Shrines Park Commission, and shall be composed of seven individuals, who shall serve without compensation, to be appointed as follows: One Member of the United States Senate, to be appointed by the President of the Senate; one Member of the United States House of Representatives, to be appointed by the Speaker of the House; one member to be appointed by the Secretary of the Interior, and four persons, one of whom shall be a resident of the city of Philadelphia, to be appointed by the President of the United States. Any vacancy in the Commission shall be filled in the same manner in which the original appointment was made.

**Meeting for organizing.**

SEC. 3. The Commission shall meet for the purpose of organizing within thirty days after the enactment of this Act. Rooms shall be provided for the use of the Commission in the New Custom House at Philadelphia. The Commission shall elect a Chairman and executive secretary from among its members.

**Study of historic area, etc.**

SEC. 4. The Commission shall make a study of the historic area and the area surrounding and contiguous to the locality involved, the buildings now in existence there, comparative real-estate costs, the advisability of condemnation of all or any part of the said locality and area, which of the present buildings should remain privately owned, if any, and shall prepare a report on all phases of the problem. Such report shall be transmitted to the Congress by the Secretary of the Interior not later than January 3, 1947.<sup>1</sup> Upon submission of the report to Congress, the Commission shall cease to exist.

**Report.**

**Termination of Commission.**

**Functions, etc., of Commission.**

SEC. 5. The Commission, or any member thereof, may, for the purpose of carrying out the provisions of this Act, hold hearings and sit and act at such places and times, require by subpoena the attendance of such witnesses other than persons engaged in essential war industries as defined by the War Manpower Commission, and the production of such books, papers, and documents, administer such oaths, and take such testimony, as the Commission or such member deems advisable. Subpoenas shall be issued under the signature of the Chairman of the Commission and shall be served by any person designated by him. For purposes of the exercise of the functions, powers, and duties conferred or imposed by this Act, the provisions of sections 9 and 10 (relating to the

<sup>1</sup> Extended to January 3, 1948, by Joint Resolution approved March 7, 1947 (61 Stat. 8).

attendance and testimony of witnesses and the production of evidence) of the Federal Trade Commission Act of September 16, 1914, as amended (U.S.C., 1940 edition, title 15, secs. 49 and 50), are hereby made applicable so far as is consistent with the provisions of this Act.

38 Stat. 722,  
723.

SEC. 6. (a) The Secretary of the Interior may appoint and fix the compensation, in accordance with the provisions of the civil-service laws and the Classification Act of 1923, as amended, of such experts, advisers, and other employees, and may make such expenditures, including expenditures for actual travel and subsistence expense of members, employees, and witnesses (not exceeding \$15 for subsistence expense for any one person for any one calendar day), for personal services at the seat of government and elsewhere, and for printing and binding, as are necessary for the efficient execution of the functions, powers, and duties of the Commission under this Act. The Commission is authorized to utilize voluntary and uncompensated services for the purposes of this Act. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$15,000 to carry out the provisions of this Act.

Employees, expenditures, etc.

42 Stat. 1488.  
5 U.S.C.  
§§ 661-674;  
Supp. V, § 661  
et seq.  
Ante, pp. 216,  
219.

Voluntary services.

Appropriation authorized.

(b) The Commission shall have the same privilege of free transmission of official mail matter as is granted by law to officers of the United States Government.

Free transmission of mail.

**An Act To provide for the establishment of the Independence National Historical Park, and for other purposes, approved June 28, 1948 (62 Stat. 1061)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of preserving for the benefit of the American people as a national historical park certain historical structures and properties of outstanding national significance located in Philadelphia, Pennsylvania, and associated with the American Revolution and the founding and growth of the United States, the Secretary of the Interior, following the consummation of agreements with the city of Philadelphia and the Carpenters' Company of Philadelphia as prescribed in section 2 of this Act, is authorized to acquire by donation or with donated funds, or to acquire by purchase, any property, real or personal, within the following-described areas, such park to be fully established as the "Independence National Historical Park" when, in the opinion of the Secretary, title to sufficient of the lands and interests in lands within such areas, shall be vested in the United States: *Provided*, That the park shall not be established until title to the First United States Bank property, the Merchants' Exchange property, the Bishop White house, the Dilworth-Todd-Moylan house, and the

Independence National Historical Park, Pa.

*Infra.*  
Acquisition of property.

Restriction.

site of the Benjamin Franklin house, together with two-thirds of the remaining lands and interests in lands within the following-described areas, shall have been vested in the United States:

"Project A."

(a) An area of three city blocks bounded generally by Walnut Street, Fifth Street, Chestnut Street, and Second Street, but excluding the new United States customhouse at the southeast corner of Second and Chestnut Streets, identified as "project A", as described in the report of the Philadelphia National Shrines Park Commission, dated December 29, 1947.

"Project B."

(b) A memorial thoroughfare, or mall, extending generally from the south side of Walnut Street to the north side of Manning Street, identified as part of "project B" in the report of the Commission.

"Project C."

(c) The site of the residence of Benjamin Franklin, and related grounds, comprising approximately a one-hundred-foot-wide strip, extending southward from Market Street approximately three hundred feet between Third and Fourth Streets, and encompassing a portion of Orianna Street, identified as "project C" in the report of the Commission.

"Project E."

(d) Certain land and buildings immediately adjacent to Christ Church, situated on the west side of Second Street, and north of Market Street, identified as "project E" in the report of the Commission: *Provided*, That the Secretary of the Interior first enter into an agreement with the proprietor or proprietors of said property (Christ Church), said agreement to contain the usual and customary provisions for the protection of the property, assuring its physical maintenance as a national shrine, without any limitation or control over its use for customary church purposes. (16 U.S.C. § 407m as amended. See pp. 214, 216-217.)

Agreement  
with proprie-  
tors of Christ  
Church.

Cooperative  
agreements.

Sec. 2. In furtherance of the general purposes of this Act as prescribed in section 1 hereof, the Secretary of the Interior is authorized to enter into cooperative agreements with the city of Philadelphia to assist in the preservation and interpretation of the property known as the Independence Hall National Historic Site and with the Carpenters' Company of Philadelphia to assist in the preservation and interpretation of Carpenters' Hall, in connection with the Independence National Historical Park. Such agreements shall contain, but shall not be limited to, provisions that the Secretary of the Interior, through the National Park Service, shall have right of access at all reasonable times to all public portions of the property now within Independence Hall National Historic Site and to Carpenters' Hall for the purpose of conducting visitors through such buildings and grounds and interpreting them to the public, that no changes or alterations shall be made in the property within the Independence Hall National Historic Site, including its

buildings and grounds, or in Carpenters' Hall, except by mutual agreement between the Secretary of the Interior and the other parties to the contracts. (16 U.S.C. § 407n.)

SEC. 3. The Secretary of the Interior, in his discretion, is authorized to construct upon a portion of the land described in section 1 of this Act, or upon other land that may be donated for such purpose, which property he is hereby authorized to accept, such offices and administration buildings as he may deem advisable, together with a suitable auditorium for the interpretation of the historical features of the national historical park. The Secretary of the Interior is also authorized to accept donations of property of national historical significance located in the city of Philadelphia which the Secretary may deem proper for administration as part of the Independence National Historical Park. Any property donated for the purposes of this section shall become a part of the park, following its establishment, upon acceptance by the United States of title to such donated property. (16 U.S.C. § 407o as amended. See p. 215.)

Construction of offices, etc.

Acceptance of donations.

SEC. 4. The Secretary of the Interior is authorized, in his discretion, to establish a suitable advisory commission of not to exceed eleven members. The members of the advisory commission shall be appointed by the Secretary of the Interior, with three members to be recommended by the Governor of Pennsylvania, three by the mayor of Philadelphia, and one each by the Carpenters' Company of Philadelphia and the Independence Hall Association.

Advisory commission.

The functions of the advisory commission shall be to render advice to the Secretary of the Interior, from time to time, upon matters which the Secretary of the Interior may refer to them for consideration. (16 U.S.C. § 407p.)

Functions.

SEC. 5. The administration, protection, and development of the park shall be exercised under the direction of the Secretary of the Interior by the National Park Service, subject to the provisions of the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 1-4), as amended and supplemented, and the Historic Sites Act of August 21, 1935 (49 Stat. 666; 16 U.S.C. 461-467). (16 U.S.C. § 407q.)

SEC. 6. For the purpose of acquiring the property described in section 1 of this Act, there is hereby authorized to be appropriated not to exceed the sum of \$4,435,000. Funds appropriated pursuant to this Act shall be available for any expenses incidental to acquisition of property as prescribed by this Act, including the employment of the necessary services in the District of Columbia, and including to the extent deemed necessary by the Secretary of the Interior, the employment without regard to

Appropriation authorized.



42 Stat. 1488.  
5 U.S.C.  
§§ 661-674.

the civil-service laws or the Classification Act of 1923, as amended, of such experts and other officers and employees as are necessary to carry out the provisions of this Act efficiently and in the public interest. (16 U.S.C. § 407r as amended. See pp. 215, 217.)

An Act To amend the Act of June 28, 1948 (62 Stat. 1061), to provide for the operation, management, maintenance, and demolition of federally acquired properties following the acquisition of such properties and before the establishment of the Independence National Historical Park, and for other purposes, approved October 26, 1951 (65 Stat. 644)

Independence  
National His-  
torical Park.

Administra-  
tion, etc., of  
properties.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act of June 28, 1948 (62 Stat. 1061), is hereby amended to add thereto the following section:

“SEC. 7. Following the acquisition by the Federal Government of properties pursuant to this Act and until such time as the buildings thereon are demolished or the properties and buildings thereon are devoted to purposes of the Independence National Historical Park as provided herein, the Secretary is authorized, with respect to the said properties, to administer, operate, manage, lease, and maintain such properties, and lease, demolish, or remove buildings, or space in buildings thereon, in such manner as he shall consider to be in the public interest. Any funds received from leasing the said properties, buildings thereon, or space in buildings thereon, shall be deposited to the credit of a special receipt account and expended for purposes of operating, maintaining, and managing the said properties and demolishing or removing the buildings thereon. The Secretary, in his discretion and notwithstanding other requirements of law, may exercise and carry out the functions authorized herein by entering into agreements or contracts with public or private agencies, corporations, or persons, upon such terms and conditions as he deems to be appropriate in carrying out the purposes of this Act.” (16 U.S.C. § 407s.)

Funds.

Contracts.

An Act To amend the Act of June 28, 1948 (62 Stat. 1061), relating to the establishment of the Independence National Historical Park, approved July 10, 1952 (66 Stat. 575)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That subsection (b) of section 1 of the Act of June 28, 1948 (62 Stat. 1061), is hereby amended by the addition to that subsection of the following sentence: “The properties identified generally as 269, 271, 273, and 275 South Fifth Street in ‘project B’ in the report of the Commission.” (16 U.S.C. §407m. See p. 212.)

Independence  
National  
Historical  
Park, Pa.

SEC. 2. Section 3 of the Act of June 28, 1948, is hereby amended by the addition thereto of the following sentence:

"The Secretary of the Interior is authorized to permit the American Philosophical Society, a nonprofit corporation, without cost to the United States, to construct, operate, and maintain in the park a building to be located on approximately the original site of historic Library Hall to house the library of the American Philosophical Society and any additions to said library, such permission to be granted the society pursuant to a lease, contract, or authorization without charge, on such terms and conditions as may be approved by the Secretary and accepted by the society, and for such length of time as the society shall continue to use the said building for the housing, display, and use of a library and scientific and historical collections:

Library of  
American  
Philosophical  
Society.

*Provided*, That the plans for the construction of the building and any additions thereto shall be approved by the Secretary of the Interior." (16 U.S.C. § 407o. See p. 213.)

SEC. 3. The first sentence of section 6 of the Act of June 28, 1948, is hereby amended to read as follows: "For the purpose of acquiring the property described in section 1 of this Act, there is hereby authorized to be appropriated not to exceed the sum of \$7,700,000. (16 U.S.C. § 407r. See p. 213.)

Appropriation.

**An Act To provide for the designation of Mikveh Israel Cemetery, in Philadelphia, Pennsylvania, as a unit of the Independence National Historical Park, approved August 6, 1956 (70 Stat. 1074)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That upon compliance with the provisions of section 2 of this Act, the Mikveh Israel Cemetery, located in Philadelphia, Pennsylvania, and containing the graves of Haym Salomon and other outstanding patriots of the Revolutionary War who played important parts in the early history of the United States, shall be declared to be a unit of the Independence National Historical Park: *Provided*, That the United States shall not thereby assume any responsibility to provide for the administration, care, or maintenance of said Mikveh Israel Cemetery.

Mikveh Israel  
Cemetery.

SEC. 2. This Act shall become effective if and when the Mikveh Israel Congregation, through its duly authorized representatives, has executed an agreement in terms and conditions satisfactory to the Secretary of the Interior, providing for the continuing administration, care, and maintenance, without expense to the United States, of

the Mikveh Israel Cemetery, whereupon said Secretary shall issue a notice declaring that said requirement has been met and that Mikveh Israel Cemetery is formally designated a unit of the Independence National Historical Park. (16 U.S.C. § 407m note.)

**An Act To authorize the Secretary of the Interior to acquire certain land for the Deshler-Morris House, Independence National Historical Park, approved August 21, 1958 (72 Stat. 701)**

Independence  
National His-  
torical Park,  
Pa.  
Acquisition of  
land.  
16 U.S.C.407o.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of placing in Government ownership a small strip of land encroached upon by the Deshler-Morris House, which was donated to the United States and accepted as a part of Independence National Historical Park pursuant to section 3 of the Act of June 28, 1948 (62 Stat. 1061), the Secretary of the Interior is authorized to acquire the following land:

Beginning at a point on the southwesterly side of Germantown Avenue at the distance of 165 feet 7½ inches southeastwardly from the southeasterly side of School House Lane, in the 22d ward of the city of Philadelphia; thence extending south 41 degrees 50 minutes 46 seconds west 44 feet to a point; thence extending north 48 degrees 58 minutes 40 seconds west 6 feet 1 inch to a point; thence extending south 42 degrees 8 minutes 17 seconds west 106 feet 4 inches to a point of corner; thence extending south 48 degrees 58 minutes 40 seconds east 12 feet 1½ inches to a point of corner; thence extending north 41 degrees 50 minutes 46 seconds east 150 feet ¾ inches to the southwesterly side of Germantown Avenue; thence extending north 48 degrees 58 minutes 40 seconds west along the southwesterly side of Germantown Avenue 5 feet 6 inches to the first mentioned point and place of beginning. (16 U.S.C. § 407o note.)

**An Act To provide for the development by the Secretary of the Interior of Independence National Historical Park, and for other purposes, approved August 27, 1958 (72 Stat. 861)**

Independence  
National His-  
torical Park.  
16 U.S.C.  
407m-407r.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is hereby authorized to proceed with the development of Independence National Historical Park, the establishment of which was authorized by the Act of June 28, 1948 (62 Stat. 1061). The development hereby authorized shall be in accordance with plans to be approved by the Secretary.

Appropriation.

SEC. 2. There is hereby authorized to be appropriated for the development of said park pursuant to this Act the sum of \$7,250,000: *Provided*, That all funds authorized to be appropriated under this Act shall be expended by June 30, 1963. (16 U.S.C. §407q note.)

SEC. 3. (a) Subsection (d) of section 1 of the Act of June 28, 1948 (16 U.S.C. 407m), is hereby amended by striking out the colon and inserting in lieu thereof immediately before the proviso the following: “, and certain land and buildings adjoining ‘project E’, being known and numbered as 8, 10, and 12 North Second Street and 201, 203, 205, 207, 209, 211-213, 215, 217, 219, and 221 Market Street:”. (16 U.S.C. § 407m. See p. 212.) 62 Stat. 1061.

(b) The first sentence of section 6 of such Act of June 28, 1948 (16 U.S.C. 407r), is amended by striking out “\$7,700,000” and inserting in lieu thereof “\$7,950,000”. (16 U.S.C. § 407r. See pp. 213, 215.) 66 Stat. 575.

**An Act To authorize the Secretary of the Interior to acquire certain additional property to be included within the Independence National Historical Park, approved June 23, 1959 (73 Stat. 88)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to acquire by donation or with donated funds, or to acquire by purchase, the land and buildings immediately adjacent to, but not including, the St. George’s Methodist Church property, which land and buildings are identified generally as 318, 320, and 322 New Street, for inclusion in the Independence National Historical Park: *Provided,* That the Secretary shall first enter into an agreement with the proprietor or proprietors of the St. George’s Methodist Church property, such agreement to contain the usual and customary provisions for the protection and physical maintenance of said church property, without expense to the United States, in keeping with, but not as a part of, the nearby Independence National Historical Park and providing for its continued use, without limitation or control, for customary church purposes. (16 U.S.C. § 407m-1 [Supp. II].)

Independence National Historical Park.

Appropriation.

SEC. 2. There are hereby authorized to be appropriated such sums, not exceeding \$25,000, as may be necessary to carry out the purposes of section 1 of this Act. (16 U.S.C. § 407m-1 note [Supp. II]).

**An Act To authorize the Secretary of the Interior to acquire certain additional property to be included within the Independence National Historical Park, approved September 14, 1959 (73 Stat. 556)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to acquire by donation or with donated funds, or to acquire by purchase, from the Redevelopment Authority of the City of Philadelphia the land and interests in land immediately adjacent to, but not including, the Old Saint Joseph’s Church property in the city of Philadel-

Independence National Historical Park. Additional land.

phia, Pennsylvania, which land and interests in land are identified on the records of the city of Philadelphia as 324, 326, 328, 330, 332, 334 and 336 Walnut Street, for inclusion in the Independence National Historical Park: *Provided*, That the Secretary shall first enter into an agreement with the proprietor or proprietors of the Old Saint Joseph's Church property, such agreement to contain the usual and customary provisions for the protection and physical maintenance of such church property, without expense to the United States, in keeping with, but not as a part of the nearby Independence National Historical Park and providing for its continued use, without limitation or control, for customary church purposes. (16 U.S.C. § 407m-2 [Supp. II].)

**Appropriation.**

SEC. 2. There are hereby authorized to be appropriated such sums, not exceeding \$46,200 as may be necessary to carry out the purposes of section 1 of this Act. (16 U.S.C. § 407m note [Supp. II].)

## 7. Minute Man National Historical Park

Establishment of park authorized-----Act of September 21, 1959 Page  
219

An Act To provide for the establishment of Minute Man National Historical Park in Massachusetts, and for other purposes, approved September 21, 1959 (73 Stat. 590)

Whereas the outbreak of the War of the American Revolution was essential and prerequisite to the achievement of American independence and the creation of a Federal Government; and

Whereas the events relating to the beginning of Revolutionary hostilities on the 18th and 19th of April 1775, and associated with Paul Revere, the Minute Men, and the British are of great importance in American history; and

Whereas a number of historic properties, buildings, sites, and objects in Boston, Massachusetts, and the vicinity, thereof, including the road and roadsites between Lexington and Concord, are intimately connected with the events that opened the war, and consequently, merit preservation and interpretation in the public interest as prime examples of the Nation's historical heritage: Therefore

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to preserve for the benefit of the American people certain historic structures and properties of outstanding national significance associated with the opening of the War of the American Revolution, Minute Man National Historical Park is hereby authorized to be established in the Commonwealth of Massachusetts.

Minute Man  
National Historical  
Park  
Establishment.

The park shall comprise not more than seven hundred and fifty acres as may be designated by the Secretary of the Interior from within the area beginning at Fiske Hill and thence lying along Massachusetts Avenue, Marrett Road and Marrett Street in the town of Lexington, along Nelson Road, Virginia Road, Old Bedford Road, and North Great Road or State Route 2-A in the town of Lincoln, and along Lexington Road, Monument Street, Liberty Street and Lowell Road in the town of Concord to and including the North Bridge and properties on both sides of the Concord River in the vicinity of the North Bridge. (16 U.S.C. § 410s [Supp. II].)

Sec. 2. The Secretary of the Interior is authorized to acquire by donation or with donated funds, or with funds

Acquisition  
of land.

hereby authorized to be appropriated, lands and interests in lands within the area designated for the park. Administrative jurisdiction of Federal lands lying within the area designated for the park shall, with the concurrence of the Federal agency involved, be transferred to the Secretary of the Interior for administration as a part of the park.

Notice in F.R.

The park shall be established as Minute Man National Historical Park by notice in the Federal Register when the Secretary of the Interior finds that sufficient lands within the designated area have been acquired to warrant such establishment. (16 U.S.C. § 410t [Supp. II].)

Preservation  
of historic  
sites.

SEC. 3. To provide further for the preservation and interpretation of historic sites, structures, and properties lying along the entire route or routes where significant events occurred on the 18th and 19th of April 1775, in the cities of Boston, Cambridge, Medford, and Somerville, and the towns of Arlington, Brookline, Concord, Lexington, and Lincoln, including the area generally described in section 1 as lying between Fiske Hill and the North Bridge, the Secretary of the Interior is authorized, in accordance with the purposes of this Act, to enter into cooperative agreements with the Commonwealth of Massachusetts, political subdivisions thereof, corporations, associations, or individuals, and to erect and maintain tablets or markers, in accordance with provisions contained in the Act approved August 21, 1935, entitled "An Act to provide for the preservation of historic American sites, buildings, objects, and antiquities of national significance, and for other purposes" (49 Stat. 666). (16 U.S.C. § 410u [Supp. II].)

16 U.S.C. 461-  
468e.

Advisory com-  
mission.

SEC. 4. The Secretary of the Interior is authorized to appoint an advisory commission of five members to advise him on the development of Minute Man National Historical Park, to consist of one member to be recommended by the selectmen of each of the towns of Concord, Lexington, and Lincoln, Massachusetts; one member to be recommended by the Governor of the Commonwealth of Massachusetts; and one member to be designated by the Secretary. (16 U.S.C. § 410v [Supp. II].)

Administra-  
tion.

SEC. 5. When established pursuant to this Act, the park shall be administered, protected, and developed by the Secretary of the Interior in accordance with the provisions of the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 1-4), as amended and supplemented, and the Historic Sites Act of August 21, 1935 (49 Stat. 666; U.S.C. 461-467). (16 U.S.C. § 410w [Supp. II].)

Appropriation.

SEC. 6. There are hereby authorized to be appropriated such sums, but not more than \$8,000,000, as may be needed for the acquisition of lands and interests in lands

and for development of the Minute Man National Historical Park, of which not more than \$5,000,000 shall be used for acquisition purposes, and in addition thereto, such sums as may be needed for its administration and maintenance. (16 U.S.C. § 410x [Supp. II].)



## 8. Morristown National Historical Park

Reconveyance of certain land in park to Morristown, New Jersey, au-  
thorized-----Act of June 6, 1953 222

**An Act Providing for the reconveyance to the town of Morristown of certain land included within the Morristown National Historical Park, in the State of New Jersey, approved June 6, 1953 (67 Stat. 53)**

Morristown,  
New Jersey.  
Conveyance.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to convey to the town of Morristown, a municipal corporation of the State of New Jersey, without consideration, for public use, and under such terms and conditions as the Secretary may deem advisable, the following described property comprising a part of the Morristown National Historical Park:

That certain parcel of land comprising a part of the Fort Nonsense area of Morristown National Historical Park, bounded and described as follows:

Beginning at the twelfth corner of the eleventh tract which was conveyed by town of Morristown to the United States of America by deed dated July Fourth, One Thousand Nine Hundred and Thirty-Three, which has been recorded at the Morris County clerk's office in book of deeds Q-33, page 433; thence—

(1) following the twelfth course therein south forty-nine degrees forty-six minutes east ninety-nine and fifty one-hundredths feet, to the thirteenth corner thereof, thence

(2) following the thirteenth course therein north forty-two degrees fourteen minutes east seventy and seventy one-hundredths feet, to the fourteenth corner thereof, thence

(3) following the fourteenth course therein north eight degrees ten minutes east one hundred eight and twenty one-hundredths feet, to the fifteenth corner thereof, thence

(4) following the fifteenth course therein north forty-seven degrees eighteen minutes west ninety-seven feet, to the sixteenth corner thereof, thence

(5) South twenty-two degrees forty-six minutes twenty seconds west one hundred seventy-four and fifty-eight one-hundredths feet to the point and place of beginning, containing approximately eighteen thousand square feet.

The above described land, upon conveyance to the town of Morristown, shall thereupon cease to be a part of the Morristown National Historical Park.

## 9. Saratoga National Historical Park

	Page
Secretary of War authorized to have a study made of Saratoga battlefield and submit to Congress a plan for commemorating such battlefield and adjacent points of historical interest..... Act of June 2, 1930	223
Establishment of park and acquisition of additional lands authorized..... Act of June 22, 1948	223

**An Act To provide for the study, investigation, and survey, for commemorative purposes, of the battle field of Saratoga, New York, approved June 2, 1930 (46 Stat. 490)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, authorized and directed to have made a study, investigation, and survey of the battle field of Saratoga, in the State of New York, for the purpose of preparing and submitting to Congress a general plan and such detailed project as may be required for properly commemorating such battle field and other adjacent points of historical and military interest, in accordance with the classification set forth in House Report Numbered 1071, Sixty-ninth Congress, first session.

Saratoga, N.Y.,  
battlefield.  
Study, etc., of,  
authorized.  
Post, p. 910.

**SEC. 2.** To enable the Secretary of War to carry out the provisions of this Act, including the payment of mileage of officers of the Army and actual expenses of civilian employees traveling on duty in connection with the study, investigation, and survey, there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$4,400 or so much thereof as may be necessary, to be expended for the purpose of this Act.

Sum authorized  
for personnel  
and travel, etc.,  
expenses.

**An Act To establish the Saratoga National Historical Park, in the State of New York, from the lands that have been acquired by the Federal Government for that purpose pursuant to the Act of June 1, 1938 (52 Stat. 608), and for other purposes, approved June 22, 1948 (62 Stat. 570)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of completing the establishment of Saratoga National Historical Park, and to provide adequately for its future development, all lands and other property which have been acquired by the Federal Government pursuant to the Saratoga National Historical Park Act of June 1, 1938 (52 Stat. 608; 16 U.S.C. secs. 159-159b), are hereby established as the Saratoga National Historical Park, and shall be administered as provided in section 3 of that Act. (16 U.S.C. § 159c.)

Saratoga National Historical Park, N.Y. Establishment.

Acceptance of  
Gen. Philip  
Schuyler Man-  
sion property.

52 Stat. 609.

SEC. 2. The Secretary of the Interior is authorized to accept all or any portion of the General Philip Schuyler Mansion property, real and personal, situated at Schuylerville, New York, comprising approximately fifty acres, and also donations of additional land, interests in land, buildings, structures, and other property in Saratoga County. The authority to acquire property, contained in section 2 of the Act of June 1, 1938, may be utilized by the Secretary of the Interior in carrying out the purposes of this Act. These properties, upon acquisition by the United States, shall become a part of Saratoga National Historical Park, the total area of which however, shall not exceed five thousand five hundred acres. (16 U.S.C. § 159d.)

## IV. LEGISLATION RELATING TO NATIONAL MILITARY PARKS

### 1. Vacancies on Commissions in Charge of National Military Parks

Secretary of War to become ex officio member of commission on which vacancy occurs by death or resignation-----	Page 225
-----Excerpt from Act of August 24, 1912	225

-----

Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1913, and for other purposes," approved August 24, 1912 (37 Stat. 417, 441, 442)

#### NATIONAL MILITARY PARKS

Military parks.

\*       \*       \*       \*       \*       \*       \*

Hereafter vacancies occurring by death or resignation in the membership of the several commissions in charge of national military parks shall not be filled, and the duties of the offices thus vacated shall devolve upon the remaining commissioners or commissioner for each of said parks: *Provided*, That as vacancies occur hereunder the Secretary of War shall become ex officio a member of the commission effected with full authority to act with the remaining commissioners or commissioner, and in case of the vacation of all the offices of commissioner in any one park hereunder the duties of such commission shall thereafter be performed under the direction of the Secretary of War. (16 U.S.C. § 421.)

Park commis-  
sions.  
Vacancies oc-  
curring in, not  
to be filled.

*Provido.*  
Secretary of  
War to be  
member of  
commission,  
etc.

## 2. Approach Roads to National Cemeteries and National Military Parks

Conveyance to States of approach roads to national cemeteries and military parks-----Act of March 3, 1925 Page 226

An Act To authorize the Secretary of War to convey to the States in which located Government owned or controlled approach roads to national cemeteries and national military parks, and for other purposes, approved March 3, 1925 (43 Stat. 1104)

National cemeteries and parks.  
Conveyance to State, etc., of approach roads to.

*Provisos.*  
Notification of acceptance, etc., required.

Jurisdiction of United States to cease on execution of deed.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he hereby is, authorized in his discretion, subject to such conditions as may seem to him proper, to convey by proper quit-claim deed to any State, county, municipality, or proper agency thereof, in which the same is located, all the right, title, and interest of the United States in and to any Government owned or controlled approach road to any national cemetery or national military park: *Provided,* That prior to the delivery of any conveyance under this Act the State, county, or municipality to which the conveyance herein authorized is to be made shall notify the Secretary of War in writing of its willingness to accept and maintain the road or roads included in such conveyance: *Provided further,* That upon the execution and delivery of any conveyance herein authorized, the jurisdiction of the United States of America, which has been heretofore ceded to the United States by a State over the roads conveyed, shall thereby cease and determine and shall thereafter vest and be in the particular State in which such roads are located. (Repealed, see 16 U.S.C. § 418. See 16 U.S.C. § 8e for same delegation of power to Secretary of the Interior, p. 16.)

### 3. Chickamauga and Chattanooga National Military Park

	Page
Establishment.....Act of August 19, 1890	227
Provision for Secretary of War to confine limits of park to such reduced area as may be sufficient for purposes of act.....	
.....Excerpt from Act of March 3, 1891	232
Provision for Secretary of War to lease lands of park at his discretion for agricultural purposes.....	
.....Excerpt from Act of August 5, 1892	232
Secretary of War authorized to accept donations of land for road purposes.....	
.....Excerpt from Act of March 3, 1893	233
Board of Commissioners of park empowered to authorize State Boards or organizations building monuments in park to use materials in park.....	
.....Joint Resolution of October 2, 1893	233
Purchase of north end of Missionary Ridge and monument sites in vicinity of Glass's Mill.....	
.....Excerpt from Act of August 18, 1894	234
Dedication of park authorized.....	
.....Act of December 15, 1894	234
Additional land purchases to complete establishment of park.....	
.....Excerpt from Act of March 2, 1895	235
Participation of Congress in dedication of park authorized.....	
.....Concurrent Resolution of March 2, 1895	235
Provision that no monuments may be erected or allowed to remain on lands purchased for park except on ground occupied by troops in course of battle.....	
.....Excerpt from Act of February 26, 1896	236
Improvement of Lafayette Road and purchase of additional land.....	
.....Excerpt from Act of June 4, 1897	236
Chattanooga Rapid Transit Company granted right to cross with its track Dry Valley Road to park.....	
.....Act of May 7, 1898	237
Road to connect Lookout Mountain battlefield with Missionary and Chickamauga fields authorized.....	
.....Excerpt from Act of May 27, 1908	237
Establishment act of August 19, 1890, amended to designate compensation for commissioners.....	
.....Act of April 8, 1910	238
Sale of certain land in Hamilton County, Tennessee, authorized.....	
.....Excerpt from Act of March 4, 1911	239
Report on cost of improving and maintaining Government boulevard on Missionary Ridge in park authorized.....	
.....Act of February 2, 1921	239
Authorization for Secretary of War to permit erection of monuments to commemorate encampments of Spanish War organizations.....	
.....Excerpt from Act of March 2, 1923	240
Additional land purchase to complete establishment of park.....	
.....Excerpt from Act of April 15, 1926	241
Secretary of War authorized to accept, for park purposes, tract of land on Signal Mountain in Hamilton County, Tennessee.....	
.....Act of July 1, 1932	241
Addition of certain surplus Government lands authorized.....	
.....Act of June 24, 1948	241
Addition of certain donated land authorized.....	
.....Act of August 3, 1950	242

#### An Act To establish a national military park at the battle-field of Chickamauga, approved August 19, 1890 (26 Stat. 333)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of preserving and suitably marking for historical and professional military study the fields of some of the most remarkable maneuvers and most brilliant fighting in the war of the rebellion, and upon the ceding of jurisdiction to the United States by the States of Tennessee and Georgia, respectively, and the report of the Attorney General of the United States that

Chickamauga and Chattanooga National Military Park established. Purpose. Conditions. Jurisdiction.

Title.	<p>the title to the lands thus ceded is perfect, the following described highways in those States are hereby declared to be approaches to and parts of the Chickamauga and Chattanooga National Military Park as established by the second section of this act, to wit: First. The Missionary Ridge Crest road from Sherman Heights at the north end of Missionary Ridge, in Tennessee, where the said road enters upon the ground occupied by the Army of the Tennessee under Major-General William T. Sherman, in the military operations of November twenty-fourth and twenty-fifth, eighteen hundred and sixty-three; thence along said road through the positions occupied by the army of General Braxton Bragg on November twenty-fifth, eighteen hundred and sixty-three, and which were assaulted by the Army of the Cumberland under Major-General George H. Thomas on that date, to where the said road crosses the southern boundary of the State of Tennessee, near Rossville Gap, Georgia, upon the ground occupied by the troops of Major-General Joseph Hooker, from the Army of the Potomac, and thence in the State of Georgia to the junction of said road with the Chattanooga and Lafayette or State road at Rossville Gap; second, the Lafayette or State road from Rossville, Georgia, to Lee and Gordon's Mills, Georgia; third, the road from Lee and Gordon's Mills, Georgia, to Crawfish Springs, Georgia; fourth, the road from Crawfish Springs, Georgia, to the crossing of the Chickamauga at Glass' Mills, Georgia; fifth, the Dry Valley road from Rossville, Georgia, to the southern limits of McFarland's Gap in Missionary Ridge; sixth, the Dry Valley and Crawfish Springs road from McFarland's Gap to the intersection of the road from Crawfish Springs to Lee and Gordon's Mills; seventh, the road from Ringold, Georgia, to Reed's Bridge on the Chickamauga River; eighth, the roads from the crossing of Lookout Creek across the northern slope of Lookout Mountain and thence to the old Summertown Road and to the valley on the east slope of the said mountain, and thence by the route of General Joseph Hooker's troops to Rossville, Georgia, and each and all of these herein described roads shall, after the passage of this act, remain open as free public highways, and all rights of way now existing through the grounds of the said park and its approaches shall be continued.</p>
Highways declared approaches to and parts of park. Description of roads.	
To remain free public highways. Rights of way.	
Conditions. Jurisdiction.	<p>SEC. 2. That upon the ceding of jurisdiction by the legislature of the State of Georgia, and the report of the Attorney-General of the United States that a perfect title has been secured under the provisions of the act approved August first, eighteen hundred and eighty-eight, entitled "An act to authorize condemnation of land for sites of public buildings, and for other purposes," the lands and roads embraced in the area bounded as herein</p>
Title. Vol. 25, p. 357. Condemnation of lands and roads.	

described, together with the roads described in section one of this act, are hereby declared to be a national park, to be known as the Chickamauga and Chattanooga National Park; that is to say, the area inclosed by a line beginning on the Lafayette or State road, in Georgia, at a point where the bottom of the ravine next north of the house known on the field of Chickamauga as the Cloud House, and being about six hundred yards north of said house, due east to the Chickamauga River and due west to the intersection of the Dry Valley road at McFarland's Gap; thence along the west side of the Dry Valley and Crawfish Springs roads to the south side of the road from Crawfish Springs to Lee and Gordon's Mills; thence along the south side of the last named road to Lee and Gordon's Mills; thence along the channel of the Chickamauga River to the line forming the northern boundary of the park, as hereinbefore described, containing seven thousand six hundred acres, more or less.

SEC. 3 That the said Chickamauga and Chattanooga National Park, and the approaches thereto, shall be under the control of the Secretary of War, and it shall be his duty, immediately after the passage of this act to notify the Attorney General of the purpose of the United States to acquire title to the roads and lands described in the previous sections of this act under the provisions of the act of August first, eighteen hundred and eighty-eight; and the said Secretary, upon receiving notice from the Attorney-General of the United States that perfect titles have been secured to the said lands and roads, shall at once proceed to establish and substantially mark the boundaries of the said park.

SEC. 4. That the Secretary of War is hereby authorized to enter into agreements, upon such nominal terms as he may prescribe, with such present owners of the land as may desire to remain upon it, to occupy and cultivate their present holdings, upon condition that they will preserve the present buildings and roads, and the present outlines of field and forest, and that they will only cut trees or underbrush under such regulations as the Secretary may prescribe, and that they will assist in caring for and protecting all tablets, monuments, or such other artificial works as may from time to time be erected by proper authority.

SEC. 5. That the affairs of the Chickamauga and Chattanooga National Park shall, subject to the supervision and direction of the Secretary of War, be in charge of three commissioners, each of whom shall have actively participated in the battle of Chickamauga or one of the battles about Chattanooga, two to be appointed from civil life by the Secretary of War, and a third, who shall be detailed by the Secretary of War from among those officers of the Army best acquainted with the details of the

*Supra.*

Name, etc.

Description of condemned area.

Post, p. 978.

Acreage.

Park and approaches to be under control of Secretary of War.

Proceedings in condemnation.

Vol. 25, p. 357.

Establishment and marking of boundaries.

Agreements with present land owners to remain, etc.

Conditions of occupancy.

Appointment of park commissioners. Composition, etc., of commission.



Secretary of  
commission.  
Office.

battles of Chickamauga and Chattanooga, who shall act as Secretary of the Commission. The said commissioners and Secretary shall have an office in the War Department building, and while on actual duty shall be paid such compensation, out of the appropriation provided in this act, as the Secretary of War shall deem reasonable and just.

Commissioners' compensation.

Duties of commission.

SEC. 6 That it shall be the duty of the commissioners named in the preceding section, under the direction of the Secretary of War, to superintend the opening of such roads as may be necessary to the purposes of the park, and the repair of the roads of the same, and to ascertain and definitely mark the lines of battle of all troops engaged in the battles of Chickamauga and Chattanooga, so far as the same shall fall within the lines of the park as defined in the previous sections of this act, and, for the purpose of assisting them in their duties and in ascertaining these lines, the Secretary of War shall have authority to employ, at such compensation as he may deem reasonable and just, to be paid out of the appropriation made by this act, some person recognized as well informed in regard to the details of the battles of Chickamauga and Chattanooga, and who shall have actively participated in one of those battles, and it shall be the duty of the Secretary of War from and after the passage of this act, through the commissioners, and their assistant in historical work, and under the act approved August first, eighteen hundred and eighty-eight, regulating the condemnation of land for public uses, to proceed with the preliminary work of establishing the park and its approaches as the same are defined in this act, and the expenses thus incurred shall be paid out of the appropriation provided by this act.

Employment of  
assistant,  
expert.  
Compensation.

Vol. 25, p. 357.

Preliminary  
work of  
establishing  
park, etc.  
Expenses.

Location of  
regular troops  
within park.

SEC. 7. That it shall be the duty of the commissioners, acting under the direction of the Secretary of War, to ascertain and substantially mark the locations of the regular troops, both infantry and artillery, within the boundaries of the park, and to erect monuments upon those positions as Congress may provide the necessary appropriations; and the Secretary of War in the same way may ascertain and mark all lines of battle within the boundaries of the park and erect plain and substantial historical tablets at such points in the vicinity of the Park and its approaches as he may deem fitting and necessary to clearly designate positions and movements, which, although without the limits of the Park, were directly connected with the battles of Chickamauga and Chattanooga.

Monuments,  
designating.

Lines of battle,  
within.  
Erection of  
historical  
tablets.

Positions and  
movements,  
without.

Certain States,  
etc., may  
ascertain and  
mark lines of  
battle, etc.

SEC. 8. That it shall be lawful for the authorities of any State having troops engaged either at Chattanooga or Chickamauga, and for the officers and directors of the Chickamauga Memorial Association, a corporation char-

tered under the laws of Georgia, to enter upon the lands and approaches of the Chickamauga and Chattanooga National Park for the purpose of ascertaining and marking the lines of battle of troops engaged therein: *Provided*, That before any such lines are permanently designated the position of the lines and the proposed methods of marking them by monuments, tablets, or otherwise shall be submitted to the Secretary of War, and shall first receive the written approval of the Secretary, which approval shall be based upon formal written reports, which must be made to him in each case by the commissioners of the park.

*Proviso.*

Secretary of War to first approve lines, etc.  
Written reports.

Sec. 9. That the Secretary of War, subject to the approval of the President of the United States, shall have the power to make, and shall make, all needed regulations for the care of the park and for the establishment and marking of the lines of battle and other historical features of the park.

Care of park, etc.

Regulations, etc.

Sec. 10. That if any person shall willfully destroy, mutilate, deface, injure, or remove any monument, column, statues, memorial structure, or work of art that shall be erected or placed upon the grounds of the park by lawful authority, or shall willfully destroy or remove any fence, railing, inclosure, or other work for the protection or ornament of said park, or any portion thereof, or shall willfully destroy, cut, hack, bark, break down, or otherwise injure any tree, bush, or shrubbery that may be growing upon said park, or shall cut down or fell or remove any timber, battle relic, tree or trees growing or being upon such park, except by permission of the Secretary of War, or shall willfully remove or destroy any breast-works, earth-works, walls, or other defenses or shelter, on any part thereof, constructed by the armies formerly engaged in the battles on the lands or approaches to the park, any person so offending and found guilty thereof, before any justice of the peace of the county in which the offense may be committed, shall for each and every such offense forfeit and pay a fine, in the discretion of the justice, according to the aggravation of the offense, of not less than five nor more than fifty dollars, one-half to the use of the park and the other half to the informer, to be enforced and recovered, before such justice, in like manner as debts of like nature are now by law recoverable in the several counties where the offense may be committed.

Punishment for injury, etc., to monuments, etc.

Trees, etc.

Exception.

Breast-works, etc.

Conviction.

Fine.

Distribution of fines in moieties.  
How recoverable.

Sec. 11. That to enable the Secretary of War to begin to carry out the purposes of this act, including the condemnation and purchase of the necessary land, marking the boundaries of the park, opening or repairing necessary roads, maps and surveys, and the pay and expenses of the commissioners and their assistant, the sum of one hundred and twenty-five thousand dollars, or such por-

Appropriation for preliminary work and pay, etc., of commission, etc.

Approved dis-  
bursements.  
Report.

tion thereof as may be necessary, is hereby appropriated, out of any moneys in the Treasury not otherwise appropriated, and disbursements under this act shall require the approval of the Secretary of War, and he shall make annual report of the same to Congress. (16 U.S.C. § 424 as amended.)

Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1892, and for other purposes," approved March 3, 1891 (26 Stat. 948, 978)

Chickamauga  
and Chatta-  
nooga  
National Park.

*Ante*, p. 333.

*Proviso*.

Reduced area.

Title.

Vol. 14, pp.  
400, 401.

Establishment,  
jurisdiction,  
etc.

Chickamauga and Chattanooga National Park: To enable the Secretary of War to complete the establishment of the Chickamauga and Chattanooga National Park according to the terms of the act entitled "An act to establish a national military park at the battle field of Chickamauga," approved August nineteenth, eighteen hundred and ninety, two hundred thousand dollars: *Provided*, That the Secretary of War, upon the recommendation of the Chickamauga Park Commissioners, may confine the limits of the park to such reduced area, within the bounds fixed by the said act, as may be sufficient for the purposes of the said act, and the acquisition of title for the United States to such reduced area shall be held to be a compliance with the terms of said act, and such title shall be procured by the Secretary of War and under his direction in accordance with the methods prescribed in sections four, five, and six of the act approved February twenty-second, eighteen hundred and sixty-seven, entitled "An act to establish and protect national cemeteries," which procurement of title shall be held to be a compliance with the act establishing the said Park, and the Secretary of War shall proceed with the establishment of the park as rapidly as jurisdiction over the roads of the park and its approaches and title to the separate parcels of land which compose it may be obtained for the United States. (16 U.S.C. § 424 as amended.)

Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1893, and for other purposes," approved August 5, 1892 (27 Stat. 349, 376)

Chickamauga  
and Chatta-  
nooga  
National Park.

*Proviso*  
Lease of lands.

Chickamauga and Chattanooga National Park: To enable the Secretary of War to complete the establishment of the Chickamauga and Chattanooga National Military Park according to the terms of existing laws, including surveys, maps, models in relief, the purchase of Orchard Knob and Sherman's Earthworks, and for observation towers and the purchase of sites for two of them, one hundred and fifty thousand dollars: *Provided*, That the Secretary of War may lease the lands of the park at his discretion, either to former owners or other persons, for agricultural purposes, the proceeds to be applied by the Secretary of War to the repairs of roads

and the care of the park; and from this appropriation the Secretary of War is authorized to pay the disbursing officer of the War Department the sum of five hundred dollars for disbursing this and former appropriations for said Park.

Disbursements.

That the Secretary of War and the Secretary of the Navy are hereby authorized to deliver to the Commissioners of the Chickamauga and Chattanooga National Military Park, at the park, such number of condemned cannon and cannon balls as their judgment may approve, for the purpose of their work of indication and marking locations on the battlefields of Chickamauga, Missionary Ridge and Lookout Mountain.

Donation of condemned cannon, etc.

Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1894, and for other purposes," approved March 3, 1893 (27 Stat. 572, 598)

Chickamauga and Chattanooga National Park: To enable the Secretary of War to complete the establishment of the Chickamauga and Chattanooga National Military Park, according to the terms of existing laws, including the construction of roads, surveys, maps, iron gun carriages, administration building, the purchase of land within the legal area of the park and the north point of Lookout Mountain, and for widening roads, for bronze historical tablets, repairs to bridges, one observation tower on Orchard Knob, compensation of the park commissioners and their historical assistant, continuing the restoration of the field, labor, clerical assistance, and office expenses; in all, one hundred thousand dollars. And the Secretary of War is hereby authorized to accept on behalf of the United States donations of land for road purposes.

Chickamauga and Chattanooga National Park.

Donations of land.

Joint Resolution Empowering the National Board of Commissioners of the Chickamauga and Chattanooga National Park to authorize the State Boards, or organizations building monuments in the Park, to use the materials in said Park, agreeably to such regulations as it may adopt, approved October 2, 1893 (28 Stat. 12)

Whereas the National Board of Commissioners of the Chickamauga and Chattanooga National Park are in doubt as to their power in the matter of the disposition of certain material, the natural product of said Park; and

Preamble.

Whereas it is desirable that the several states, who through their commissions, are about to build monuments pursuant to the original purpose of the legislation creating said Park; should have authority to use certain material found within the boundaries of said Park; and

Whereas it will save to said boards of State Commissioners a large amount of the expense of the construc-

tion of said monuments, if they can procure the necessary stone for the foundations within the territory owned by the United States, in said Park; Therefore be it

Chickamauga and Chattanooga National Park.

Use of material for State monuments authorized. Vol. 26, p. 333.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the said Board of Commissioners heretofore appointed pursuant to the Statute creating said Park, is hereby empowered to authorize the boards or representatives of the several States building monuments upon said battle field, to take and use, under such rules and regulations, and upon such terms as said National Commission may direct, such stone and other material, including sand and gravel, as may be necessary to construct the foundation for any such monuments, and which may be found within the territory of said National Park, and the roads and highways leading thereto.

**Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1895, and for other purposes," approved August 18, 1894 (28 Stat. 373, 403)**

Chickamauga and Chattanooga National Park.

Chickamauga and Chattanooga National Park: To enable the Secretary of War to complete the establishment of the Chickamauga and Chattanooga National Military Park in accordance with the terms of existing laws, including road construction, maps, tablets, surveys, continuing the restoration of the field, foundations for State monuments, the purchase of the north end of Missionary Ridge, and monument sites in the vicinity of Glass's Mill, compensation of two civilian commissioners and their assistant in historical work, labor, clerical and other assistance, and office expenses; in all, seventy-five thousand dollars.

**An Act Providing for the dedication of the Chickamauga and Chattanooga National Park, approved December 15, 1894 (28 Stat. 595)**

Chickamauga and Chattanooga National Park. Dedication September 19 and 20, 1895. Secretary of War to direct exercises.

Invitations.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That a national dedication of the Chickamauga and Chattanooga National Military Park shall take place on the battlefields of Chickamauga and Chattanooga September nineteenth and twentieth, eighteen hundred and ninety-five, under the direction of the Secretary of War, who is hereby authorized to fix upon and determine the arrangements, ceremonies, and exercises connected with the dedication; to request the participation of the President, Congress, the Supreme Court, the heads of executive departments, the General of the Army and the Admiral of the Navy therein; to invite the governors of States and their staffs, and the survivors of the several armies there engaged, and have direction and

full authority in all matters which he may deem necessary to the success of the dedication. He shall have authority to procure such supplies and services, and to call upon the heads of the several staff departments of the Army for such material and stores as he may deem necessary in connection with the dedication.

Supplies, etc.

SEC. 2. That to carry out the purposes of this Act the sum of twenty thousand dollars, or so much thereof as may be necessary, is hereby appropriated, out of any moneys in the Treasury not otherwise appropriated, which shall be expended under the direction of the Secretary of War: *Provided*, That the total expenses to carry out the provisions of this Act, including the supplies furnished, shall not exceed the sum herein named.

Appropriation.

*Proviso.*  
Limit to expenses.

Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1896, and for other purposes," approved March 2, 1895 (28 Stat. 910, 945)

Chickamauga and Chattanooga National Park: To enable the Secretary of War to complete the establishment of the Chickamauga and Chattanooga National Military Park in accordance with existing laws, including road work, memorial gateway and designs therefor, maps, surveys, iron and bronze tablets, gun carriages, land the purchase of which has heretofore been authorized by law, sites for monuments in Lookout Valley, not to exceed three hundred dollars in all, foundations for State monuments, compensation of two civilian commissioners and their assistant in historical work, labor, clerical and other assistance, and office expenses; in all, seventy-five thousand dollars, to be immediately available.

Chickamauga and Chattanooga National Park.

Concurrent Resolution To arrange for participation in dedication ceremonies for Chickamauga and Chattanooga National Military Park, passed the House of Representatives and the Senate March 2, 1895 (28 Stat. p. 21 Appendix)

**Chickamauga Park**

*Resolved by the House of Representatives (the Senate concurring)*, That the Congress will participate in the dedication of the Chickamauga and Chattanooga National Military Park on September nineteenth and twentieth next, through the presiding officers of the respective Houses; the Joint Committee on Park Dedication; such Senators and Representatives as served in the campaign for Chattanooga, such as may be named by the presiding officers of the respective Houses as representatives of other armies and the Navy, or as speakers to represent Congress at the dedicatory exercises. The Sergeant-at-Arms of the Senate is hereby directed to make suitable arrangements for such participation, the expense of the same not to exceed five thousand dollars, to be equally divided and paid out of the fund of twenty thousand

Chickamauga and Chattanooga Park. Arrangements for participating in dedication ceremonies.

dollars appropriated by act of Congress approved December fifteenth, eighteen hundred and ninety-four, to be audited and paid by the Secretary of War upon certificates signed by the Sergeant-at-Arms of the Senate, and said sum as aforesaid is hereby made available for said purpose; and a report of the dedicatory exercises shall be made to Congress by the Joint Committee on Park Dedication.

**Excerpt from "An Act Making appropriations to supply urgent deficiencies in the appropriations for the fiscal year ending June 30, 1896, and for prior years, and for other purposes," approved February 26, 1896 (29 Stat. 17, 21)**

Chickamauga and Chattanooga National Park.  
Current work.  
Vol. 28, p. 595.

*Proviso.*  
Restriction of monuments.

Chickamauga and Chattanooga National Park: That the unexpended balance of the appropriation made by the Act approved December fifteenth, eighteen hundred and ninety-four, for the expenses of the Government's participation in the dedication of the Chickamauga and Chattanooga National Park, is hereby made available for the current work of establishing said park: *Provided*, That no monuments or memorials shall be erected upon any lands of the park, or remain upon any lands which may be purchased for the park, except upon ground actually occupied in the course of the battle by troops of the State which the proposed monuments are intended to commemorate, except upon those sections of the park set apart for memorials to troops which were engaged in the campaigns, but operated outside of the legal limits of the park; and the regulations of the commissioners of the park, as approved by the Secretary of War, promulgated December fourteenth, eighteen hundred and ninety-five, are hereby affirmed. (16 U.S.C. § 424 as amended.)

**Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1898, and for other purposes," approved June 4, 1897 (30 Stat. 11, 43)**

Chickamauga and Chattanooga.  
Expenses.

Chickamauga and Chattanooga National Park: For compensation and expenses of two civilian commissioners and the assistant in historical work; maps, surveys, clerical and other assistance, messenger, office expenses and all other necessary expenses. Foundations for State monuments, wire fencing, cutting out underbrush and mowing; historical tablets, iron and bronze; and iron gun carriages; for roads and their maintenance, and for the purchase of land already authorized by law; in all, seventy-five thousand dollars, to be immediately available. And State memorials shall be placed on brigade lines of battle under the direction of the Park Commission. (16 U.S.C. § 424.)

Lafayette or State road, Georgia, Improvement.

To enable the Secretary of War, through the Commissioners of the Chickamauga and Chattanooga National Park, to improve the Lafayette or State road

in Georgia from Lee and Gordon's Mill, in that State, to the town of Lafayette, eighteen thousand dollars.

**An Act Granting to the Chattanooga Rapid Transit Company the right to cross with its track the Dry Valley road to the Chickamauga and Chattanooga National Park, approved May 7, 1898 (30 Stat. 399)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War is hereby authorized, at his discretion, and upon the favorable recommendation of the Chickamauga and Chattanooga National Park Commission, to grant a right of way to the Chattanooga Rapid Transit Company to lay a single track across the Dry Valley road at such point or place thereon as said commission may determine upon; and also, upon like recommendation of said commission, may grant such other concessions as may be necessary to permit the said Chattanooga Rapid Transit Company to extend its lines to the Chickamauga and Chattanooga National Park: *Provided,* That such grant or grants shall only become or be operative on the condition that the track and tracks and roadbed of said company, and the right of way for any and all extensions of its road to said park from the point of crossing said Dry Valley road shall first be definitely fixed and located upon a line or lines which shall be satisfactory to and approved by said commission; and no part of said line or lines of road, after being so located, established, built, or constructed, shall be changed, moved, or extended without the consent in writing of said commission thereto being first had and obtained, and upon the further condition that an agreement satisfactory to said commission and approved by it shall be entered into on the part of said company for the proper maintenance of the crossing of said Dry Valley road, and at all times keeping the same in proper repair and condition.

Chattanooga Rapid Transit Company may cross Dry Valley road.

*Proviso.* Chickamauga and Chattanooga National Park Commission to determine location, etc.

**Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1909, and for other purposes," approved May 27, 1908 (35 Stat. 317, 365)**

Chickamauga and Chattanooga National Park: For continuing the establishment of the Chickamauga and Chattanooga National Park; for the compensation and expenses of two civilian commissioners, maps, surveys, clerical and other assistance, messenger, office expenses, and all other necessary expenses; foundations for State monuments; mowing, historical tablets, iron and bronze; iron gun carriages; for roads and their maintenance; completing the inclosing of Point Park; the purchase of small tracts of lands heretofore authorized by law, including twenty thousand dollars for improving the road

Military parks. Chickamauga and Chattanooga.



owned by the Government from Stevens Gap by way of Davis's Cross Roads to Crawfish Springs in the Park; in all, fifty-five thousand dollars.

For nine thousand feet of fencing on the eastern and southern boundaries of the Park, one thousand one hundred and fifty dollars.

Bridge, Chickamauga Creek.

For the construction of a steel bridge over Chickamauga Creek at Lee and Gordon's, six thousand dollars.

Repairing cyclone damages.

For the repair and restoration of buildings and removal of fallen trees at the Chickamauga and Chattanooga National Park damaged and destroyed by the cyclone storm of April twenty-fourth, nineteen hundred and eight, to be immediately available, twenty-six thousand dollars.

Constructing road on Hooker's line of march.

For constructing a road about five miles or less in length from Lookout Mountain, in Hamilton County, Tennessee, to Rossville, in Walker County, Georgia, on the line known as Hooker's route (or line of march), beginning at a point on Lookout Mountain, to be selected by the Chickamauga and Chattanooga National Park Commission, and continuing on such line as they may select, following as nearly as practicable the Hooker route to Rossville, so as to connect the Lookout Mountain battlefield with the Missionary and Chickamauga fields and complete the connection of the National Park in its various parts in accordance with the original plan and the organic Act, approved August nineteenth, eighteen hundred and ninety, twenty-five thousand dollars; which sum shall not be available until the right of way is first given and deeded to the United States for the full width and length of said road and until the Commission is assured that the necessary gravel to gravel and top dress said road is given, when graded, to the United States. The Chickamauga and Chattanooga National Park Commission may, if deemed in the public interest, make any and all necessary changes in the route or course of said road, observing as nearly as possible the Hooker route from Saint Elmo, at the foot of Lookout Mountain, to Rossville, and may construct a bridge if deemed advisable over Chattanooga Creek if the same can be done within this appropriation.

Vol. 26, p. 333.

Changes.

**An Act To amend an Act approved August 19, 1890, entitled "An Act to establish a national military park at the battlefield of Chickamauga," approved April 8, 1910 (36 Stat. 293)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section five of the Act approved August nineteenth, eighteen hundred and ninety, entitled "An Act to establish a national military park at the battlefield of Chickamauga," be so amended as to read as follows:

Chickamauga and Chattanooga National Military Park. Vol. 26, p. 334, amended.

“SEC. 5. That the affairs of the Chickamauga and Chattanooga National Military Park shall, subject to the supervision and direction of the Secretary of War, be in charge of three commissioners, to be appointed by the Secretary of War, each of whom shall have actively participated in the battle of Chickamauga, or in one of the battles about Chattanooga; one of whom, upon designation by the Secretary of War, shall act as chairman and another as secretary of the commission. The said commissioners shall have an office in Chattanooga, Tennessee, and shall receive compensation at the rate of three hundred dollars per month.”

Commissioners.  
Appointment,  
etc.

Office at Chat-  
tanooga, Tenn.  
Pay.

Excerpt from “An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1912, and for other purposes,” approved March 4, 1911 (36 Stat. 1363, 1401)

Chickamauga and Chattanooga National Park: For continuing the establishment of the Chickamauga and Chattanooga National Park; for the compensation and expenses of three civilian commissioners, maps, surveys, clerical and other assistance, including three hundred dollars for necessary clerical labor under direction of the chairman of the commission, office expenses, and all other necessary expenses; foundations for State monuments; mowing; historical tablets, iron and bronze; iron gun carriages; for roads and their maintenance; the purchase of small tracts of lands heretofore authorized by law, including eight thousand dollars for completing the improvement and maintenance of the road owned by the Government from Stevens Gap by way of Davis's Cross Roads to Crawfish Springs in the park; in all, sixty thousand dollars: *Provided*, That the Secretary of War is hereby authorized to convey to N. C. Steele, of Chattanooga, Tennessee, the north five feet of the lot conveyed by him to the United States in nineteen hundred and two, situated in Hamilton County, Tennessee, upon the payment by him of two hundred dollars as consideration therefor.

Chickamauga  
and Chat-  
tanooga.

*Provido.*  
Conveyance of  
strip of land to  
N. C. Steele.

An Act Providing for a report on the cost of improving and maintaining the Government boulevard on Missionary Ridge, in the Chickamauga and Chattanooga National Military Park, approved February 2, 1921 (41 Stat. 1095)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That for the purpose of ascertaining the cost of improvement and maintaining in proper condition for travel the Government boulevard on Missionary Ridge, in the Chickamauga and Chattanooga National Military Park, from the north end of said road, near East Chattanooga, in Hamilton County, Tennessee, to Rossville, in Walker County, Georgia (a distance of

Chickamauga  
and Chatta-  
nooga National  
Military Park.  
Examination of  
cost of improv-  
ing. Govern-  
ment boulevard  
on Missionary  
Ridge in,  
directed.

Details to be submitted.

seven or eight miles), the Secretary of War is hereby authorized and directed to cause an examination of said road to be made, and a report to be made by the Chickamauga and Chattanooga National Military Park Commission of the approximate cost of such improvement and the manner in which it can be and should be done. The said commission shall report estimates of the cost of said improvement by concrete surface, and other proper methods. The cost of concrete surface, gutters, excavations, and fills wherever necessary shall be reported, and the cost of graveling excavations and fills, if that method shall be deemed best; and the maintenance of such road, per annum, by oiling and other means shall also be reported.

Restriction on changes, etc.

No material change shall be made in the line of the road as now established, nor shall the cost of any excavations or fills be considered except where it may be absolutely necessary for a first-class boulevard; but estimates for the cost of widening the road wherever it shall be necessary shall be made.

Report based on present condition.

It shall also report what the cost of concreting the road in its present condition, without additional fills or excavations will be; and the cost of graveling and maintenance per annum would be, including oiling and the difference between the cost and maintenance of a concrete road per annum and the graveled and oiled road.

Transmittal, etc., of report.

The commission shall report to the Secretary of War, as herein provided, within four months from the passage of this Act, and the Secretary of War shall transmit this report to Congress with his recommendations in the premises.

Appropriation for expenses.

The cost of such examination and report shall not exceed \$500, and so much of said sum as is necessary to make such examination and report is hereby authorized to be appropriated out of any money in the Treasury not otherwise appropriated.

Excerpt from "An Act Making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1924, and for other purposes," approved March 2, 1923 (42 Stat. 1377, 1421)

Chickamauga and Chattanooga.

**Chickamauga and Chattanooga National Military Park**

\* \* \* \* \*

Memorials, etc., allowed Spanish War veterans who were encamped therein. Vol. 29, p. 21.

Notwithstanding the restrictive provisions of the Act of February 26, 1896 (Twenty-ninth Statutes, page 21), the Secretary of War is authorized in his discretion to permit without cost to the United States the erection of monuments or memorials to commemorate encampments of Spanish War organizations which were encamped in said park during the period of the Spanish-American War. (16 U.S.C. § 424.)

Excerpt from "An Act Making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1927, and for other purposes," approved April 15, 1926 (44 Stat. 254, 289)

Chickamauga and Chattanooga National Military Park: For continuing the establishment of the park; compensation and expenses of the superintendent, maps, surveys, clerical and other assistance; maintenance, repair, and operation of one motor-propelled and one horse-drawn passenger-carrying vehicle; office and all other necessary expenses; foundations for State monuments; mowing; historical tablets, iron and bronze; iron gun carriages; roads and their maintenance, including not exceeding \$5,000 for posts and guard rails on highways; repair or removal of towers; purchase of small tracts of lands heretofore authorized by law, \$78,265.

Chickamauga and Chattanooga. Continuing establishment of, etc.

An Act To authorize the Secretary of War to accept on behalf of the United States a tract or parcel of land for park purposes, to the Chickamauga-Chattanooga National Military Park, approved July 1, 1932 (47 Stat. 564)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War is hereby authorized to accept on behalf of the United States, for park purposes, as a part of Chickamauga-Chattanooga National Military Park, a certain tract or parcel of land not less than two acres in area lying and being in the third civil district of Hamilton County, Tennessee, on Signal Mountain; being the property of the town of Signal Mountain, and situated within the limits of said town, and known as Signal Mountain Park.

Chickamauga-Chattanooga National Military Park. Acceptance of Signal Mountain Park for addition to, authorized.

SEC. 2. The Secretary of War is empowered, within his discretion, to permit the erection on said property of any marker, monument, or ornamental design by the citizens of the town of Signal Mountain at their expense.

Marker authorized.

An Act To provide for the addition of certain surplus Government lands to the Chickamauga and Chattanooga National Military Park, in the States of Georgia and Tennessee, and for other purposes, approved June 24, 1948 (62 Stat. 646)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, effective upon publication of notice, as hereinafter provided, there shall be added to the Chickamauga and Chattanooga National Military Park, a strip of land, comprising not more than one hundred acres, lying generally north of the present south line of Fort Oglethorpe and westward from the southeast corner thereof. The exact boundaries of the area added to the park shall be agreed upon by the Administrator, War Assets Administration, and the Director of the National Park Service.

Chickamauga and Chattanooga National Military Park. Additional land.

When the boundaries of the aforesaid area have been agreed upon, the War Assets Administration shall furnish to the National Park Service a legal description of the lands to be added to the park, together with a map showing the boundaries and the acreage of the area.

Publication in  
Federal  
Register.

Upon the receipt by the National Park Service of such legal description and map of the area, public notice that such lands are to become a part of the Chickamauga and Chattanooga National Military Park, effective on the date of publication of such notice, shall be given in the Federal Register. (16 U.S.C. § 424a-3.)

**An Act To authorize the addition of certain land to Chickamauga and Chattanooga National Military Park in the State of Tennessee, approved August 3, 1950 (64 Stat. 405)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is hereby authorized to accept, as an addition to Chickamauga and Chattanooga National Military Park, donations of not to exceed one thousand and four hundred acres of land and interests in land situated generally within the Moccasin Bend of the Tennessee River lying west of the city of Chattanooga.

Sec. 2. All property acquired pursuant to this Act shall become a part of the national military park upon the issuance of an appropriate order, or orders, by the Secretary of the Interior setting forth the revised boundaries of the park, such order or orders to be effective upon publication in the Federal Register. Lands so added to the park shall thereafter be subject to all laws and regulations applicable to the park. (16 U.S.C. § 424a-4.)

#### 4. Fort Donelson National Military Park

	Page
Establishment-----Act of March 26, 1928	243
Establishment act amended-----Act of February 18, 1930	246
Revision of boundaries and change of name of park authorized-----	
-----Act of September 8, 1960	246

**An Act To establish a national military park at the battle field of Fort Donelson, Tennessee, approved March 26, 1928 (45 Stat. 367)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That a commission is hereby created, to be composed of the following members, who shall be appointed by the Secretary of War:

- (1) A commissioned officer of the Corps of Engineers, United States Army;
- (2) A veteran of the Civil War who served honorably in the military forces of the United States; and
- (3) A veteran of the Civil War who served honorably in the military forces of the Confederate States of America. (16 U.S.C. § 428.)

Fort Donelson, Tenn., battle field. Commission created. Army Engineer officer.

United States Civil War veteran.

Confederate States Civil War veteran.

Qualifications of commission.

SEC. 2. In appointing the members of the commission created by section 1 of this Act the Secretary of War shall, as far as practicable, select persons familiar with the terrain of the battle field of Fort Donelson, Tennessee, and the historical events associated therewith. (16 U.S.C. § 428a.)

Duty of commission, to inspect battle field, etc.

SEC. 3. It shall be the duty of the commission, acting under the direction of the Secretary of War, to inspect the battle field of Fort Donelson, Tennessee, and to carefully study the available records and historical data with respect to the location and movement of all troops which engaged in the Battle of Fort Donelson, and the important events connected therewith, with a view of preserving and marking such field for historical and professional military study. The commission shall submit a report of its findings and recommendations to the Secretary of War not later than December 1, 1928. Such report shall describe the portion or portions of land within the area of the battle field which the commission thinks should be acquired and embraced in a national park and the price at which such land can be purchased and its reasonable market value; the report of the commission shall also embrace a map or maps showing the lines of battle and the locations of all troops engaged in the Battle of Fort Donelson and the location of the land which it recommends be acquired for the national park; the report of the commission shall contain recommendations

Report of findings to Secretary of War.

Subjects to be considered.

for the location of historical tablets at such points on the battle field, both within and without the land to be acquired for the park, as they may deem fitting and necessary to clearly designate positions and movements of troops and important events connected with the Battle of Fort Donelson. (16 U.S.C. § 428b, in part.)

Assignment of officials.

SEC. 4. The Secretary of War is authorized to assign any officials of the War Department to the assistance of the commission if he deems it advisable. He is authorized to pay the reasonable expenses of the commission and their assistants incurred in the actual performance of the duties herein imposed upon them. (16 U.S.C. § 428c.)

Expenses authorized.

Acquiring lands by purchase or condemnation.

SEC. 5. That, upon receipt of the report of said commission, the Secretary of War be, and he is hereby, authorized and directed to acquire, by purchase, when purchasable at prices deemed by him reasonable, otherwise by condemnation, such tract or tracts of lands as are recommended by the commission as necessary and desirable for a national park; to establish and substantially mark the boundaries of the said park; to definitely mark all lines of battle and locations of troops within the boundaries of the park and erect substantial historical tablets at such points within the park and in the vicinity of the park and its approaches as are recommended by the commission, together with such other points as the Secretary of War may deem appropriate: *Provided*, That the entire cost of acquiring said land, including cost of condemnation proceedings, if any, ascertainment of title, surveys, and compensation for the land, the cost of marking the battle field, and the expenses of the commission, shall not exceed the sum of \$50,000. (16 U.S.C. § 428d as amended. See p. 246.)

Establishment, etc., as a national military park.

*Proviso.*  
Cost limitation.

Upon cession of jurisdiction by Tennessee, etc., to be Fort Donelson National Park.

SEC. 6. That, upon the ceding of jurisdiction by the Legislature of the State of Tennessee and the report of the Attorney General of the United States that a perfect title has been acquired, the lands acquired under the provisions of this Act, together with the area already inclosed within the national cemetery at the battle field of Fort Donelson, are hereby declared to be a national park to be known as the Fort Donelson National Park. (16 U.S.C. § 428e.)

Control of Secretary of War.

SEC. 7. That the said Fort Donelson National Park shall be under the control of the Secretary of War, and he is hereby authorized to make all needed regulations for the care of the park. The superintendent of the Fort Donelson National Cemetery shall likewise be the superintendent of and have the custody and care of the Fort Donelson National Park, under the direction of the Secretary of War. (16 U.S.C. § 428f.)

Superintendent.

SEC. 8. That the Secretary of War is hereby authorized to enter into agreements, upon such nominal terms as he may prescribe, with such present owners of the land as may desire to remain upon it, to occupy and cultivate their present holdings, upon condition that they will preserve the present buildings and roads, and the present outlines of field and forest, and that they will only cut trees or underbrush under such regulations as the Secretary may prescribe, and that they will assist in caring for and protecting all tablets, monuments, or such other artificial works as may from time to time be erected by proper authority. (16 U.S.C. § 428g.)

Agreements with present holders of lands, for protection thereof, etc.

SEC. 9. That it shall be lawful for the authorities of any State having troops engaged in the Battle of Fort Donelson to enter upon the lands and approaches of the Fort Donelson National Park for the purpose of ascertaining and marking the lines of battle of troops engaged therein: *Provided*, That before any such lines are permanently designated, the position of the lines and the proposed methods of marking them by monuments, tablets, or otherwise shall be submitted to the Secretary of War and shall first receive the written approval of the Secretary. (16 U.S.C. § 428h.)

States may mark lines of battle of their troops.

*Provido.* Marking, etc., subject to approval of Secretary of War.

SEC. 10. That if any person shall willfully destroy, mutilate, deface, injure, or remove any monument, column, statue, memorial structure, or work of art that shall be erected or placed upon the grounds of the park by lawful authority, or shall willfully destroy or remove any fence, railing, inclosure, or other work for the protection or ornament of said park, or any portion thereof, or shall willfully destroy, cut, hack, bark, break down, or otherwise injure any tree, bush, or shrubbery that may be growing upon said park, or shall cut down or fell or remove any timber, battle relic, tree, or trees growing or being upon such park, except by permission of the Secretary of War, or shall willfully remove or destroy any breastworks, earthworks, walls, or other defenses or shelter, or any part thereof, constructed by the armies formerly engaged in the battle on the lands or approaches to the park, any person so offending shall be guilty of a misdemeanor, and upon conviction thereof before any court of competent jurisdiction shall for each and every such offense be fined not less than \$5 nor more than \$100. (16 U.S.C. § 428i.)

Penalty for destroying, injuring, etc., property.

SEC. 11. That the sum of \$50,000, or so much thereof as may be necessary, is hereby authorized to be appropriated, out of any moneys in the Treasury not otherwise appropriated, to be expended for the purposes of this Act. (See 16 U.S.C. § 428j.)

Amount authorized to be expended. *Post*, pp. 929, 1666.



An Act To amend section 5 of the Act entitled "An Act to establish a national military park at the battle field of Fort Donelson, Tennessee," approved March 26, 1928, approved February 18, 1930 (46 Stat. 69)

Fort Donelson  
Military Park,  
Tenn.  
Vol. 45, p. 368,  
amended.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 5 of the Act entitled "An Act to establish a national military park at the battle field of Fort Donelson, Tennessee," approved March 26, 1928, be, and the same is hereby, amended so that the said section will read as follows:

Acquiring lands  
for, by purchase or con-  
demnation.

"That upon receipt of the report of said commission the Secretary of War be, and he is hereby, authorized and directed to acquire, by purchase, when purchasable at prices deemed by him reasonable, otherwise by condemnation, such tract or tracts of lands as are recommended by the commission as necessary and desirable for a national military park; to establish and substantially mark the boundaries of the said park; to definitely mark all lines of battle and locations of troops within the boundaries of the park and erect substantial historical tablets at such points within the park and in the vicinity of the park and its approaches as are recommended by the commission, together with such other points as the Secretary of War may deem appropriate; to construct the necessary roads and walks, plant trees and shrubs, restore and care for the grounds, including the restoration and maintenance of those portions of old Fort Donelson, and of the Confederate water batteries that are located on the present engineer reservation: *Provided*, That the entire cost of acquiring said land, including cost of condemnation proceedings, if any, ascertainment of title, surveys, and compensation for the land, the cost of marking the battle field, the expenses of the commission, and the establishment of the national military park shall not exceed the sum of \$50,000." (16 U.S.C. § 428d. See p. 244.)

Established as  
national  
military park.

Roads, restoration  
of old fort,  
etc., directed.

*Proviso.*  
Cost limitation.

An Act To revise the boundaries and change the name of Fort Donelson National Military Park, and for other purposes, approved September 8, 1960 (74 Stat. 875)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in furtherance of the purposes of the Act entitled "An Act to establish a national military park at the battlefield of Fort Donelson, Tennessee", approved March 26, 1928 (16 U.S.C. 428 and the following), and to facilitate an appropriate observance of the one hundredth anniversary of the Battle of Fort Donelson, the Secretary of the Interior is authorized to designate for addition to the present Fort Donelson National Military Park such lands and interests in lands adjacent to said park as in his discretion are necessary to preserve and

Fort Donelson  
National Military  
Park,  
Tenn.  
45 Stat. 367.

Additional  
lands.

interpret this historic battleground, including the nearby historic Surrender House and the land upon which it is situated on Spring Street in the town of Dover, Tennessee, but the total area commemorating the battle of Fort Donelson shall not exceed 600 acres. (16 U.S.C. § 428k [Supp. II].)

SEC. 2. Within the area designated for addition to such park under the first section of this Act, the Secretary is authorized to acquire non-Federal lands and interests in lands by purchase, by donation, by purchase with donated funds, or in such other manner and by such means as he may deem to be in the public interest, except that the Surrender House and land upon which it is situated shall be acquired only by donation or by purchase with donated funds. Administrative jurisdiction and control over lands administered by the Corps of Engineers, Department of the Army, above contour elevation 369 and which, under authority of the first section of this Act, are designated for inclusion in the park, shall, upon agreement of the administering agency, be transferred to the Secretary of the Interior without a transfer of funds. (16 U.S.C. § 428l [Supp. II].)

SEC. 3. There is hereby authorized to be appropriated the sum of not to exceed \$226,000 for the purpose of acquiring lands, interests in lands, and improvements thereon as may be necessary for carrying out this Act. (16 U.S.C. § 428m [Supp. II].)

**Appropriation.**

SEC. 4. Upon acquisition of the additional lands pursuant to authority contained in this Act, the Fort Donelson National Military Park shall be redesignated by the Secretary of the Interior as the Fort Donelson National Battlefield, notice thereof shall be published in the Federal Register, and any remaining balance of funds appropriated for purposes of the Fort Donelson National Military Park shall be available for the purposes of the Fort Donelson National Battlefield. (16 U.S.C. § 428n [Supp. II].)

**Change of name.  
Publication in F.B.**

SEC. 5. The administration, protection, and development of the Fort Donelson National Battlefield shall be exercised by the Secretary of the Interior in accordance with the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916 (39 Stat. 535), as amended. (16 U.S.C. § 428o [Supp. II].)

**16 U.S.C. 1.**

## 5. Fredericksburg and Spotsylvania County Battlefields Memorial National Military Park

	Page.
Provision for inspection of battlefields in and around Fredericksburg and Spotsylvania Court House, Virginia-----	Act of June 7, 1924 248
Establishment-----	Act of February 14, 1927 248

**An Act To provide for the inspection of the battle fields in and around Fredericksburg and Spotsylvania Court House, Virginia, approved June 7, 1924 (43 Stat. 646)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That a commission is hereby created, to be composed of the following members, who shall be appointed by the Secretary of War:

(1) A commissioned officer of the Corps of Engineers, United States Army;

(2) A veteran of the Civil War who served honorably in the military forces of the United States; and

(3) A veteran of the Civil War who served honorably in the military forces of the Confederate States of America.

**SEC. 2.** In appointing the members of the commission created by section 1 of this Act the Secretary of War shall, as far as practicable, select persons familiar with the terrain of the battle fields in and around Fredericksburg and Spotsylvania Court House, Virginia, and the historical events associated therewith.

**SEC. 3.** It shall be the duty of the commission, acting under the direction of the Secretary of War, to inspect the battle fields in and around Fredericksburg and Spotsylvania Court House, Virginia, in order to ascertain the feasibility of preserving and marking for historical and professional military study such fields. The commission shall submit a report of its findings to the Secretary of War not later than December 1, 1924.

**SEC. 4.** There is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$3,000 in order to carry out the provisions of this Act. (See 16 U.S.C. § 425 note.)

Fredericksburg and Spotsylvania, Va., battlefields. Commission created.  
Composition.

Basis for selecting members.

Duty of commission.

Report of findings.

Amount authorized for expenses.  
*Post*, p. 1345.

**An Act To establish a national military park at and near Fredericksburg, Virginia, and to mark and preserve historical points connected with the battles of Fredericksburg, Spotsylvania Court House, Wilderness, and Chancellorsville, including Salem Church, Virginia, approved February 14, 1927 (44 Stat. 1091)**

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

*sembled*, That in order to commemorate the Civil War battles of Fredericksburg, Spotsylvania Court House, Wilderness, and Chancellorsville, including Salem Church, all located at or near Fredericksburg, Virginia, and to mark and preserve for historical purposes the breastworks, earthworks, gun emplacements, walls, or other defenses or shelters used by the armies in said battles, so far as the marking and preservation of the same are practicable, the land herein authorized to be acquired, or so much thereof as may be taken, and the highways and approaches herein authorized to be constructed, are hereby declared to be a national military park to be known as the Fredericksburg and Spotsylvania County Battle Fields Memorial whenever the title to the same shall have been acquired by the United States, the said land so to be acquired being the land necessary for a park of the plan indicated on the index map sheet filed with the report of the Battle Field Commission appointed pursuant to an Act entitled "An Act to provide for the inspection of the battle fields in and around Fredericksburg and Spotsylvania Court House, Virginia," approved on the 7th day of June, 1924, said index map sheet being referred to in said report, and particularly in the "Combined Plan—Antietam system," described in said report, the first of the plans mentioned in said report under the heading "Combined Plan—Antietam system" being the plan which is hereby adopted, the said land herein authorized to be acquired being such land as the Secretary of War may deem necessary to establish a park on the combined plan, Antietam system, above referred to, the particular boundaries of such land to be fixed by surveys made previous to the attempt to acquire the same, and authority is hereby given to the Secretary of War to acquire for the purposes of this Act the land above mentioned, or so much thereof as he may deem necessary, together with all such existing breastworks, earthworks, gun emplacements, walls, defenses, shelters, or other historical points as the Secretary of War may deem necessary, whether shown on said index map sheet or not, and together also with such additional land as the Secretary of War may deem necessary for monuments, markers, tablets, roads, highways, paths, approaches, and to carry out the general purposes of this Act. As title is acquired to parts of the land herein authorized to be acquired, the Secretary of War may proceed with the establishment of the park upon such portions so acquired, and the remaining portions of the lands desired shall be respectively brought within said park as titles to said portions are severally acquired. (16 U.S.C. § 425.)

SEC. 2. The Secretary of War is hereby authorized to cause condemnation proceedings to be instituted in the name of the United States under the provisions of the

Fredericksburg and Spotsylvania County Battle Fields Memorial, Va. Established as a national military park when title to land, etc., acquired.

Description of plan. Vol. 43, p. 648.

Authority to acquire land, etc.

Condemnation proceedings to acquire land. Vol. 25, p. 357.

Act of August 1, 1888, entitled "An Act to authorize condemnation of lands for sites for public buildings, and for other purposes" (Twenty-fifth Statutes at Large, page 357), to acquire title to the lands, interests therein, or rights pertaining thereto within the said Fredericksburg and Spotsylvania County Battle Fields Memorial, herein above authorized to be acquired, and the United States shall be entitled to immediate possession upon the filing of the petition in condemnation in the United States District Court for the Eastern District of Virginia: *Provided*, That when the owner of such lands, interests therein, or rights pertaining thereto shall fix a price for the same, which in the opinion of the commission, hereinafter referred to, and the Secretary of War, shall be reasonable, the Secretary may purchase the same without further delay: *Provided further*, That the Secretary of War is hereby authorized to accept on behalf of the United States, donations of lands, interests therein or rights pertaining thereto required for the said Fredericksburg and Spotsylvania County Battle Fields Memorial: *And provided further*, That no public money shall be expended for title to any lands until a written opinion of the Attorney General shall be had in favor of the validity of title thereto. (16 U.S.C. § 425a.)

*Provisos.*  
Purchases  
from owners.

Acceptance of  
donations.

Payment to  
await approval  
of title.

Leases with  
owners for  
lands unneces-  
sary to  
purchase.

*Provisos.*  
Cultivation,  
etc., of  
holdings.

Condition.

Proceeds from  
leases of  
acquired lands.

SEC. 3. The Secretary of War is hereby authorized to enter into leases with the owners of such of the lands, works, defenses, and buildings thereon within the said Fredericksburg and Spotsylvania County Battle Fields Memorial, as in his discretion it is unnecessary to forthwith acquire title to, and such leases shall be on such terms and conditions as the Secretary of War may prescribe, and may contain options to purchase, subject to later acceptance if in the judgment of the Secretary of War it is as economical to purchase as condemn title to the property: *Provided*, That the Secretary of War may enter into agreements upon such nominal terms as he may prescribe, permitting the present owners or their tenants to occupy or cultivate their present holdings, upon condition that they will preserve the present breastworks, earthworks, walls, defenses, shelters, buildings, and roads, and the present outlines of the battle fields, and that they will only cut trees or underbrush or disturb or remove the soil, under such regulations as the Secretary of War may prescribe, and that they will assist in caring for and protecting all tablets, monuments, or such other artificial works as may from time to time be erected by proper authority: *Provided further*, That if such agreements to lease cover any lands the title to which shall have been acquired by the United States, the proceeds from such agreements shall be applied by the Secretary of War toward the maintenance of the park. (16 U.S.C. § 425b.)

SEC. 4. The affairs of the said Fredericksburg and Spotsylvania County Battle Fields Memorial shall, subject to the supervision and direction of the Secretary of War, be in charge of three commissioners, consisting of Army officers, civilians, or both, to be appointed by the Secretary of War, one of whom shall be designated as chairman and another as secretary of the commission. (16 U.S.C. § 425c.)

Commission to have charge of affairs of park.

SEC. 5. It shall be the duty of the commissioners, under the direction of the Secretary of War, to survey, locate, and preserve the lines of the opposing armies in said battles, to open, construct, and repair such roads, highways, paths, and other approaches as may be necessary to make the historical points accessible to the public and to students of said battles and for the purposes of the park, to ascertain and mark with historical monuments, markers, tablets, or otherwise, as the Secretary of War may determine, all breastworks, earthworks, gun emplacements, walls, or other defenses or shelters, lines of battle, location of troops, buildings, and other historical points of interest within the park or in its vicinity, and to establish and construct such observation towers as the Secretary of War may deem necessary for said park, and the said commission in establishing the park shall have authority, under the direction of the Secretary of War, to employ such labor and services at rates to be fixed by the Secretary of War, and to obtain such supplies and materials as may be necessary to carry out the provisions of this Act. (16 U.S.C. § 425d.)

Duties prescribed.

SEC. 6. The commission, acting through the Secretary of War, is authorized to receive gifts and contributions from States, Territories, societies, organizations, and individuals for the said Fredericksburg and Spotsylvania County Battle Fields Memorial: *Provided*, That all contributions of money received shall be deposited in the Treasury of the United States and credited to a fund to be designated "Fredericksburg and Spotsylvania County Battle Fields Memorial fund," which fund shall be applied to and expended under the direction of the Secretary of War for carrying out the provisions of this Act. (16 U.S.C. § 425e.)

Acceptance of gifts, etc., authorized.

*Provido.* Moneys to be deposited to credit of special fund.

SEC. 7. It shall be lawful for the authorities of any State having had troops engaged in said battles of Fredericksburg, Spotsylvania Court House, Wilderness, and Chancellorsville, including Salem Church, or in any of said battles, to enter upon the lands and approaches of the Fredericksburg and Spotsylvania County Battle Fields Memorial for the purposes of ascertaining and marking the lines of battle of troops engaged therein: *Provided*, That before any such lines are permanently designated, the position of the lines and the proposed methods of marking them by monuments, tablets, or

States may mark lines of battle of their troops.

*Providos.* Approval of marking, etc., by the Secretary of War.

No discrimination in designating lines.

otherwise, including the design and inscription for the same, shall be submitted to the Secretary of War, and shall first receive written approval of the Secretary, which approval shall be based upon formal written reports to be made to him in each case by the commissioners of the park; *Provided*, That no discrimination shall be made against any State as to the manner of designing lines, but any grant made to any State by the Secretary of War may be used by any other State. (16 U.S.C. § 425f.)

Penalty for destroying, injuring, etc., property.

SEC. 8. If any person shall, except by permission of the Secretary of War, destroy, mutilate, deface, injure, or remove any monument, column, statue, memorial structure, or work of art that shall be erected or placed upon the grounds of the park by lawful authority, or shall destroy or remove any fence, railing, inclosure, or other work for the protection or ornament of said park, or any portion thereof, or shall destroy, cut, hack, bark, break down, or otherwise injure any tree, bush, or shrubbery that may be growing upon said park, or shall cut down or fell or remove any timber, battle relic, tree or trees growing or being upon said park, or hunt within the limits of the park, or shall remove or destroy any breastworks, earthworks, walls, or other defenses or shelter or any part thereof constructed by the armies formerly engaged in the battles on the lands or approaches to the park, any person so offending and found guilty thereof before any justice of the peace of the county in which the offense may be committed, or any court of competent jurisdiction, shall for each and every such offense forfeit and pay a fine, in the discretion of the justice, according to the aggravation of the offense, of not less than \$5 nor more than \$50, one-half for the use of the park and the other half to the informer, to be enforced and recovered before such justice in like manner as debts of like nature are now by law recoverable in the several counties where the offense may be committed. (16 U.S.C. § 425g.)

Recovery.

Rules, etc., to be prescribed.

SEC. 9. The Secretary of War, subject to the approval of the President, shall have the power to make and shall make all needful rules and regulations for the care of the park, and for the establishment and marking of lines of battle and other historical features of the park. (16 U.S.C. § 425h.)

Report to Congress on acquisition of land.

SEC. 10. Upon completion of the acquisition of the land and the work of the commission, the Secretary of War shall render a report thereon to Congress, and thereafter the park shall be placed in charge of a superintendent at a salary to be fixed by the Secretary of War and paid out of the appropriation available for the maintenance of the park. (16 U.S.C. § 425i.)

Superintendent to be appointed.

SEC. 11. To enable the Secretary of War to begin to carry out the provisions of this Act, including the condemnation, purchase, or lease of the necessary lands, surveys, maps, marking the boundaries of the park, opening, constructing, or repairing necessary roads, pay and expenses of commissioners, salaries for labor and services, traveling expenses, supplies and materials, the sum of \$50,000 is hereby authorized to be appropriated out of any money in the Treasury not otherwise appropriated, to remain available until expended, and such additional sums are hereby authorized to be appropriated from time to time as may be necessary for the completion of the project and for the proper maintenance of said park. All disbursements under this Act shall be annually reported by the Secretary of War to Congress. (16 U.S.C. § 425j.)

Authorization  
for expenses.



## 6. Gettysburg National Military Park

	Page
Secretary of War authorized to furnish the Gettysburg Battlefield Memorial Association with specimens of arms, accouterments, etc., for preservation at the Gettysburg Museum.....	Act of July 27, 1892 254
Establishment.....	Act of February 11, 1895 254
Improvement and maintenance of roads within park authorized.....	Act of June 10, 1896 258
Secretary of War authorized to lease lands of park at his discretion for agricultural purposes.....	Excerpt from Act of June 4, 1897 258
Secretary of War authorized to have monuments and markers erected on battlefield of Gettysburg.....	Act of February 18, 1903 259
Amendment to act of February 18, 1903, authorizing Secretary of War to have monuments and markers erected on battlefield of Gettysburg.....	Act of March 3, 1905 260
Authorization for Secretary of War to make provision for detail of officers, supply of drinking water, camp equipment, etc., in connection with the observance of the fiftieth anniversary of the Battle of Gettysburg.....	Excerpt from Act of August 26, 1912 260
Secretary of War authorized to purchase for park the right-of-way of the Gettysburg Railway Company.....	Excerpt from Act of May 12, 1917 261
Exchange of lands with Evergreen Cemetery Association authorized.....	Act of January 31, 1948 262
Authorization for conveyance of Federal land in park to State of Pennsylvania for public school purposes.....	Act of July 31, 1953 262

**An Act To furnish the Gettysburg Battlefield Memorial Association, at Gettysburg, Pennsylvania, with specimens of arms, accouterments, and so forth, used by the armies in the battle of Gettysburg, for exhibition and preservation at the Gettysburg Museum, approved July 27, 1892 (27 Stat. 276)**

Gettysburg  
Battlefield  
Memorial  
Association.

Specimens of  
arms, etc., used  
in battle to be  
furnished.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized and directed to deliver to the Gettysburg Battlefield Memorial Association, at Gettysburg, Pennsylvania, specimens of the arms, equipments, projectiles, uniforms, and other material of war used by the armies in that battle (so far as may be practicable), for the purpose of exhibiting and preserving them for historical purposes in the museum at the house used by Major-General Meade for headquarters, now owned by the said association, or at such other place as the directors of the association may deem proper. And that the transportation to Gettysburg be furnished by the Quartermaster's Department of the United States from the appropriation for the transportation of army supplies.*

**An Act To establish a national military park at Gettysburg, Pennsylvania, approved February 11, 1895 (28 Stat. 651)**

Gettysburg  
National Park.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War is hereby authorized to receive from the Gettysburg Battlefield Memorial As-*

sociation, a corporation chartered by the State of Pennsylvania, a deed of conveyance to the United States of all the lands belonging to said association, embracing about eight hundred acres, more or less, and being a considerable part of the battlefield of Gettysburg, together with all rights of way over avenues through said lands acquired by said association, and all improvements made by it in and upon the same. Upon the due execution and delivery to the Secretary of War of such deed of conveyance, the Secretary of War is authorized to pay to the said Battlefield Memorial Association the sum of two thousand dollars, or so much thereof as may be necessary to discharge the debts of said association, the amount of such debts to be verified by the officers thereof, and the sum of two thousand dollars is hereby appropriated out of any money in the Treasury not otherwise appropriated to meet and defray such charges.

SEC. 2. That as soon as the lands aforesaid shall be conveyed to the United States the Secretary of War shall take possession of the same, and such other lands on the battlefield as the United States have acquired, or shall hereafter acquire, by purchase or condemnation proceedings; and the lands aforesaid, shall be designated and known as the "Gettysburg National Park."

SEC. 3. That the Gettysburg national park shall, subject to the supervision and direction of the Secretary of War, be in charge of the commissioners heretofore appointed by the Secretary of War for the location and acquisition of lands at Gettysburg, and their successors; the said commissioners shall have their office at Gettysburg, and while on duty shall be paid such compensation out of the appropriation provided in this Act as the Secretary of War shall deem reasonable and just. And it shall be the duty of the said commissioners, under the direction of the Secretary of War, to superintend the opening of such additional roads as may be necessary for the purposes of the park and for the improvement of the avenues heretofore laid out therein, and to properly mark the boundaries of the said park, and to ascertain and definitely mark the lines of battle of all troops engaged in the battle of Gettysburg, so far as the same shall fall within the limits of the park.

SEC. 4. That the Secretary of War is hereby authorized and directed to acquire, at such times and in such manner as he may deem best calculated to serve the public interest, such lands in the vicinity of Gettysburg, Pennsylvania, not exceeding in area the parcels shown on the map prepared by Major-General Daniel E. Sickles, United States Army, and now on file in the office of the Secretary of War, which were occupied by the infantry, cavalry and artillery on the first, second and third days of July, eighteen hundred and sixty-three, and such

Acceptance of  
land from  
Battlefield  
Memorial  
Association.

Appropriation.

Secretary of  
War to take  
possession, etc.

Designation.

Commissioners  
to be  
appointed.

Compensation.

Duty.

Acquiring addi-  
tional land,  
etc.

*Proviso.*  
Rights not  
prejudiced.

Commissioners  
to acquire  
lands desig-  
nated.

Condemnation  
proceedings.  
Vol. 25, p. 357.

*Ante*, p. 584.

Regulations,  
etc.

Penalty for  
destroying  
columns, etc.

other adjacent lands as he may deem necessary to preserve the important topographical features of the battlefield: *Provided*, That nothing contained in this Act shall be deemed and held to prejudice the rights acquired by any State or by any military organization to the ground on which its monuments or markers are placed, nor the right of way to the same.

SEC. 5. That for the purpose of acquiring the lands designated and described in the foregoing section not already acquired and owned by the United States, and such other adjacent land as may be deemed necessary by the Secretary of War for the preservation and marking of the lines of battle of the Union and Confederate armies at Gettysburg, the Secretary of War is authorized to employ the services of the commissioners heretofore appointed by him for the location, who shall proceed, in conformity with his instructions and subject in all things to his approval, to acquire such lands by purchase, or by condemnation proceedings, to be taken by the Attorney-General in behalf of the United States, in any case in which it shall be ascertained that the same can not be purchased at prices deemed reasonable and just by the said commissioners and approved by the Secretary of War. And such condemnation proceedings may be taken pursuant to the Act of Congress approved August first, eighteen hundred and eighty-eight, regulating the condemnation of land for public uses, or the Joint Resolution authorizing the purchase or condemnation of land in the vicinity of Gettysburg, Pennsylvania, approved June fifth, eighteen hundred and ninety-four.

SEC. 6. That it shall be the duty of the Secretary of War to establish and enforce proper regulations for the custody, preservation, and care of the monuments now erected or which may be hereafter erected within the limits of the said national military park; and such rules shall provide for convenient access by visitors to all such monuments within the park, and the ground included therein, on such days and within such hours as may be designated and authorized by the Secretary of War.

SEC. 7. That if any person shall destroy, mutilate, deface, injure, or remove, except by permission of the Secretary of War, any column, statue, memorial structure, or work of art that shall be erected or placed upon the grounds of the park by lawful authority, or shall destroy or remove any fence, railing, inclosure, or other work for the protection or ornament of said park or any portion thereof, or shall destroy, cut, hack, bark, break down, or otherwise injure any tree, bush, or shrubbery that may be growing upon said park, or shall cut down or fell or remove any timber, battle relic, tree or trees, growing or being upon said park, or hunt within the

limits of the park, or shall remove or destroy any breastworks, earthworks, walls, or other defenses or shelter or any part thereof constructed by the armies formerly engaged in the battles on the land or approaches to the park, or shall violate any regulation made and published by the Secretary of War for the government of visitors within the limits of said park, any person so offending and found guilty thereof, before any justice of the peace of the county in which the offense may be committed, shall, for each and every such offense, forfeit and pay a fine, in the discretion of the justice, according to the aggravation of the offense, of not less than five nor more than five hundred dollars, one-half for the use of the park and the other half to the informer, to be enforced and recovered before such justice in like manner as debts of like nature are now by law recoverable in the county where the offense may be committed.

SEC. 8. That the Secretary of War is hereby authorized and directed to cause to be made a suitable bronze tablet, containing on it the address delivered by Abraham Lincoln, President of the United States, at Gettysburg on the nineteenth day of November, eighteen hundred and sixty-three, on the occasion of the dedication of the national cemetery at that place, and such tablet, having on it besides the address a medallion likeness of President Lincoln, shall be erected on the most suitable site within the limits of said park, which said address was in the following words, to wit:

Bronze tablet containing Lincoln's address, etc.

Medallion.

"Four score and seven years ago our fathers brought forth on this continent a new nation, conceived in liberty and dedicated to the proposition that all men are created equal.

Inscription.

"Now we are engaged in a great civil war, testing whether that nation, or any nation so conceived and so dedicated, can long endure. We are met on a great battlefield of that war. We have come to dedicate a portion of that field as a final resting place for those who here gave their lives that that nation might live. It is altogether fitting and proper that we should do this.

"But, in a larger sense, we can not dedicate, we can not consecrate, we can not hallow this ground. The brave men, living and dead, who struggled here, have consecrated it far above our poor power to add or detract. The world will little note, nor long remember, what we say here; but it can never forget what they did here. It is for us, the living, rather to be dedicated here to the unfinished work which they who fought here have thus far so nobly advanced. It is rather for us to be here dedicated to the great task remaining before us; that from these honored dead we take increased devotion to that cause for which they gave the last full measure of devotion; that we here highly resolve that these dead shall

not have died in vain; that this nation, under God, shall have a new birth of freedom, and that government of the people, by the people, for the people, shall not perish from the earth."

Appropriation for tablet and medallion.

And the sum of five thousand dollars, or so much thereof as may be necessary, is hereby appropriated, out of any money in the Treasury not otherwise appropriated, to pay the cost of said tablet and medallion and pedestal.

Appropriation for expenses, etc.

SEC. 9. That, to enable the Secretary of War to carry out the purposes of this Act, including the purchase or condemnation of the land described in sections four and five of this Act, opening, improving, and repairing necessary roads and avenues, providing surveys and maps, suitably marking the boundaries of the park, and for the pay and expenses of the commissioners and their assistants, the sum of seventy-five thousand dollars, or so much thereof as may be necessary, is hereby appropriated, out of any money in the Treasury not otherwise appropriated; and all disbursements made under this Act shall require the approval of the Secretary of War, who shall make annual report of the same to Congress. (16 U.S.C. § 430g as amended.)

**An Act To authorize the Secretary of War to improve and maintain the public roads within the limits of the national park at Gettysburg, Pennsylvania, approved June 10, 1896 (29 Stat. 384)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War is hereby authorized in his discretion to improve and maintain the public roads within the limits of the national park at Gettysburg, Pennsylvania, over which jurisdiction has been or may hereafter be ceded to the United States: *Provided,* That nothing contained in this Act shall be deemed and held to prejudice the rights acquired by any State or by any military organization to the ground on which its monuments or markers are placed nor the right of way to the same. (16 U.S.C. § 430g.)

Gettysburg National Park. Roads to be under Secretary of War.

*proviso.*

Rights not affected.

**Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1898, and for other purposes," approved June 4, 1897 (30 Stat. 11, 44)**

Gettysburg Expenses.

Gettysburg National Park: For continuing the work of establishing the National Park at Gettysburg, Pennsylvania; for the acquisition of lands, surveys and maps; constructing, improving, and maintaining avenues, roads, and bridges thereon; making fences and gates, marking the lines of battle with tablets and guns, each tablet bearing a brief legend giving historic facts and compiled without censure and without praise; preserving

the features of the battlefield and the monuments thereon; providing for a suitable office for the commissioners in Gettysburg; compensation of three civilian commissioners, clerical and other services; expenses, and labor; the purchase and preparation of tablets and gun carriages and placing them in position, and all other expenses incidental to the foregoing, fifty thousand dollars. And the Secretary of War may lease the lands of the park at his discretion either to former owners or other persons for agricultural purposes, the proceeds to be applied by the Secretary of War, through the proper disbursing officer, to the maintenance of the park.

Leases.

**An Act Authorizing the Secretary of War to cause to be erected monuments and markers on the battlefield of Gettysburg, Pennsylvania, to commemorate the valorous deeds of certain regiments and batteries of the United States Army, approved February 18, 1903 (32 Stat. 838)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Gettysburg National Park Commission be, and hereby are, authorized and directed, under the supervision of the Secretary of War, to erect such monuments and markers of granite and bronze upon the battlefield of Gettysburg, in the State of Pennsylvania, as will fittingly designate the positions, indicate the movements, and commemorate the valorous services of the following batteries and regiments of United States Regulars upon the battlefield: Batteries E, G, H, I, and K, First United States Artillery; A, B, D, G, L, and M, Second United States Artillery; C, F, and K, Third United States Artillery; A, B, C, F, G, and K, Fourth United States Artillery; C, D, F, I, and K, Fifth United States Artillery; Second, Third, Fourth, Sixth, Seventh, Eighth, Tenth, Eleventh, Twelfth, Fourteenth, and Seventeenth Regiments of United States Infantry; First, Second, Fifth, and Sixth Regiments of Cavalry; and United States Engineers Detachment.

Gettysburg  
National  
Park.  
Erection of  
monuments to  
Regular Army  
regiments, etc.

The Secretary of War shall, so far as practicable, procure the appointment of committees of the survivors of these regiments and batteries, with whom the said Commission shall consult, and, with the approval of the Secretary of War, determine the designs and positions of said monuments and markers and the inscriptions they shall bear, and for the purpose of carrying out the provisions of this Act, sixty-one thousand five hundred dollars is hereby appropriated, out of any moneys not otherwise appropriated, and the disbursements under this Act shall be made on the approval of the Secretary of War.

Appointment of  
consulting com-  
mittees.

Appropriation.

An Act To amend an Act authorizing the Secretary of War to cause to be erected monuments and markers on the battlefield of Gettysburg, Pennsylvania, to commemorate the valorous deeds of certain regiments and batteries of the United States Army, approved March 3, 1905 (33 Stat. 980)

Gettysburg National Park. Erection of monuments to Regular Army regiments, etc. Vol. 32, p. 838, amended. Battery E, Fourth Artillery, added. Appropriation.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act of Congress authorizing the Secretary of War to cause to be erected monuments and markers on the battlefield of Gettysburg, in the State of Pennsylvania, to commemorate the valorous deeds of certain regiments and batteries of the United States Army, approved the eighteenth of February, nineteen hundred and three, be, and hereby is, amended by adding to the names of batteries therein mentioned Battery E, Fourth United States Artillery. And for the purpose of carrying out the provisions of said Act as hereby amended the sum of one thousand five hundred dollars is hereby appropriated out of any money not otherwise appropriated.

Excerpt from "An Act Making appropriations to supply deficiencies in appropriations for the fiscal year 1912 and for prior years, and for other purposes," approved August 26, 1912 (37 Stat. 595, 625)

Fiftieth anniversary of Battle of Gettysburg. *Post*, p. 1457. Provision for supply of drinking water.

SEC. 4. That, within the limits of the appropriation hereinafter made and the sum furnished by the Commonwealth of Pennsylvania for such purposes, the Secretary of War be authorized and directed: First, To make all necessary and proper detail of officers of the United States Army to make such surveys, measurements, and estimates as may be necessary in providing a sufficient supply of good water for public use upon the first, second, third, and fourth days of July, nineteen hundred and thirteen, upon the battle field of Gettysburg, in the Commonwealth of Pennsylvania, upon the commemoration of the fiftieth anniversary of the Battle of Gettysburg, and to make all necessary provisions and perform all necessary acts in connection with bringing upon said battle field upon said occasion such sufficient supply of good water fit for drinking and other purposes connected with and incidental to such occasion.

Sewerage, etc., service.

Second. To provide for all necessary sewerage, sanitation, and hospital service necessary for the health and accommodation of persons attending upon such occasion.

Equipment, rations, etc., to veterans.

Third. To provide and furnish all necessary camp and garrison equipment for visiting veterans of the Civil War, together with all necessary rations and supplies for such veterans during said celebration.

Action to be completed by July 1, 1913.

The steps authorized in this section to be taken by the War Department shall be fully completed before the first day of July, nineteen hundred and thirteen, and all camp

equipment, supplies, and rations shall be fully ready for occupancy and use.

The Fiftieth Anniversary of the Battle of Gettysburg Commission of the Commonwealth of Pennsylvania shall have charge of the order of exercises during the celebration; the physical control of the camp and grounds and the movements of troops and marching bodies therein shall be in the hands of the Secretary of War, under such officers as he may detail for that purpose.

Control of exercises, etc.

There is appropriated one-half of such sum as may be necessary to carry out the foregoing provisions of this section, said one-half not to exceed the sum of \$150,000, to continue available during the fiscal years nineteen hundred and thirteen and nineteen hundred and fourteen: *Provided*, That out of the sum of \$250,000 heretofore pledged by the Commonwealth of Pennsylvania by act of the general assembly of that Commonwealth, adopted on the fourteenth day of June, nineteen hundred and eleven, the commission appointed by the governor of Pennsylvania, in accordance with said act and having charge of such celebration, shall set aside and appropriate a sum equal to the amount above appropriated, to wit, the sum of \$150,000; so much of which as may be necessary shall be expended for the purposes provided in this section, under the sole direction of the Secretary of War; *And provided further*, That until the said commission shall adopt a resolution agreeing that the Commonwealth of Pennsylvania shall bear one-half of the expenses incurred in carrying out the provisions of this section, and shall furnish to the Secretary of War a certified copy of such resolution, no part of the sum appropriated in this section shall be expended.

Appropriation for one-half of expenses.

Provisos. Contributive share of Pennsylvania.

Condition required.

\* \* \* \* \*

SEC. 7. No part of any money contained herein or hereafter appropriated in lump sum shall be available for the payment of personal services at a rate of compensation in excess of that paid for the same or similar services during the fiscal year nineteen hundred and twelve; nor shall any person employed at a specific salary be hereafter transferred and hereafter paid from a lump-sum appropriation a rate of compensation greater than such specific salary, and the heads of departments shall cause this provision to be enforced.

Lump sum appropriations. Restriction on salaries paid from.

Excerpt from "An Act Making appropriations for the support of the Army for the fiscal year ending June 30, 1918, and for other purposes," approved May 12, 1917 (40 Stat. 40, 59)

That the Secretary of War be, and he is hereby, authorized and directed to acquire, by purchase, for the Gettysburg National Military Park the land composing the right of way of the Gettysburg Railway Company (the rails, ties, and superstructure of same to remain the

Gettysburg Park. Purchase of additional lands.



## Description.

property of the Gettysburg Railway Company and to be removed by the said company as required by the Secretary of War), said right of way embracing the tracts known as the Amos Leister tracts, the F. G. Pfeffer tracts, the Jacob Benner estate tract, the Simon J. Godori tract, the Jacob Masonheimer tract, the Annie E. Beecher tract, the Rosanna E. Wible tract, the James W. Timbers tract, the S. W. Crawford tracts, the William H. Tipton tract, the Calvin P. Krise tract, the George Bushman tract, and the Peter D. Swisher tract within the limits of the battle field of Gettysburg and within the limits of the Gettysburg National Military Park for the sum of \$30,000, that being the amount awarded in condemnation proceedings in the eastern district of Pennsylvania, which sum is hereby appropriated and made immediately available for such purchase.

**An Act Relating to the exchange of certain private and Federal properties within Gettysburg National Military Park, Pennsylvania, and for other purposes, approved January 31, 1948 (62 Stat. 16)**

Gettysburg  
National Military  
Park, Pa.  
Exchange  
of lands.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That, for the purpose of consolidating Federal holdings of land within Gettysburg National Military Park, Pennsylvania, the Secretary of the Interior is hereby authorized, in his discretion, to accept, on behalf of the United States, approximately four acres of non-Federal land within the park boundaries, such land to be conveyed to the United States without cost by the Evergreen Cemetery Association, of Gettysburg. Upon acceptance of title thereto by the United States, such property shall be subject to all laws and regulations applicable to the park. In exchange for the conveyance to the United States of the aforesaid property, the Secretary of the Interior is authorized to convey to the Evergreen Cemetery Association approximately one and one-quarter acres of federally owned land within the park, such property constituting a right-of-way through the Evergreen Cemetery property: *Provided*, That the aforesaid exchange shall be consummated only upon condition that the Secretary is satisfied that such exchange is in the public interest and that the properties to be exchanged are of approximately equal value. (16 U.S.C. § 430g-1.)

## Condition.

**An Act To authorize the conveyance for public-school purposes of certain Federal land in Gettysburg National Military Park, and for other purposes, approved July 31, 1953 (67 Stat. 243)**

Gettysburg  
National Military  
Park, Pa.  
Conveyance.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of the Interior is hereby authorized to have competent and disinterested appraisals made as to the value of not more than twenty-

three acres of land in Gettysburg National Military Park, in the State of Pennsylvania, such land lying generally between East Confederate Avenue and Wainwright Avenue, and being situated adjacent to the present high-school property in that area. Upon the basis of such appraisals, the Secretary is authorized to convey such property for public-school purposes to the State of Pennsylvania, or the appropriate local agency thereof, the conveyance to be made in exchange for non-Federal land of approximately equal value, which land, upon acceptance by the United States, shall become a part of Gettysburg National Military Park. (16 U.S.C. § 430g-2.)

## 7. Guilford Courthouse National Military Park

	Page
Authorization for erection of monument to commemorate battle of Guilford Court House-----	Act of February 13, 1911 264
Establishment-----	Act of March 2, 1917 264

An Act To provide for the erection of a monument to commemorate the battle of Guilford Court House, North Carolina, and in memory of Major-General Nathanael Greene and the officers and soldiers of the Continental Army who participated with him in the battle of Guilford Court House, North Carolina, approved February 13, 1911 (36 Stat. 899)

Guilford Court House, N.C. Appropriation authorized for battlefield memorial monument. *Post*, p. 1402.

*Provisos.*  
Approval of plans.

Donation of site.

Future care.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sum of thirty thousand dollars be, and the same is hereby, authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, for the erection of a monument on the battlefield of Guilford Court House, in Guilford County, North Carolina, to commemorate the great victory won there on March fifteenth, seventeen hundred and eighty-one, by the American forces, commanded by Major-General Nathanael Greene, and in memory of Major-General Nathanael Greene and the officers and soldiers of the Continental Army who participated in the battle of Guilford Court House: *Provided,* That the money authorized to be appropriated as aforesaid shall be expended under the direction of the Secretary of War, and the plans, specifications, and designs for such monument shall be first approved by the Secretary of War, with the assistance of the officers of the Guilford Battle Ground Company, before any money so authorized to be appropriated is expended: *And provided further,* That the site for said monument within the limits of said battlefield of Guilford Court House shall be selected by the Secretary of War and donated free of cost to the United States: *And provided further,* That when said monument is erected the responsibility for the care and keeping of the same shall be and remain with the Guilford Battle Ground Company, it being expressly understood that the United States shall have no responsibility therefor; and it being further understood that said Guilford Battle Ground Company shall provide for the public use an open highway thereto.

An Act To establish a national military park at the battle field of Guilford Courthouse, approved March 2, 1917 (39 Stat. 996)

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

*bled*, That in order to preserve for historical and professional military study one of the most memorable battles of the Revolutionary War, the battle field of Guilford Courthouse, in the State of North Carolina, is hereby declared to be a national military park whenever the title to the same shall have been acquired by the United States; that is to say, the area inclosed by the following lines:

Guilford  
Courthouse  
Military Park,  
N. C.  
Established.

Those certain tracts or parcels of land in the county of Guilford and State of North Carolina, Morehead Township, more particularly described as follows:

Area described.

First tract: Beginning at a stone on the west side of the Greensboro macadam road; thence north eighty-six degrees five minutes west eight hundred and seventy-seven and one-tenth feet to a stone; thence north seven degrees fifty-five minutes west four hundred and eight and eight-tenths feet to a stone; thence north seven degrees five minutes east one hundred and ninety and eight-tenths feet to a stone; thence north sixty degrees forty-five minutes east two hundred and sixty-five and four-tenths feet to a stone; thence north fourteen degrees fifteen minutes west seven hundred and one and six-tenths feet to a stone; thence north eight degrees forty-five minutes west three hundred and forty-eight and one-tenth feet to a stone; thence north seventy-one degrees thirty-five minutes east nine hundred and thirty-seven and eight-tenths feet to a stone; thence south fifty degrees forty-five minutes east one hundred and fifty-seven and two-tenths feet to a stone; thence north seventy degrees forty-five minutes east eight hundred and seventy-five and five-tenths feet to a stone; thence north twenty-seven degrees twenty-eight minutes west two hundred and two and nine-tenths feet to a stone; thence north twenty-seven degrees eight minutes west two hundred and twenty-six and eight-tenths feet to a stone; thence north sixty-nine degrees forty-five minutes east two hundred and sixty-five and nine-tenths feet to a stone; thence north sixty-eight degrees fifty minutes east three hundred and seventy and eight-tenths feet to a stone; thence south fifty-three degrees fifty minutes east eight hundred and ninety-two feet to a stone; thence south eighty-three degrees twenty minutes east two hundred and ninety-one and four-tenths feet to a stone; thence south twenty-nine degrees twenty minutes west six hundred and fifty-five and seven-tenths feet to a stone; thence south twelve degrees fifty-five minutes west eight hundred and forty-three feet to a stone; thence about west ten feet to a stone; thence south six degrees five minutes west one hundred and thirty-three and four-tenths feet to a stone; thence north sixty degrees west thirty-eight feet to a stone; thence north forty-nine degrees west fifty-two and six-tenths feet to a stone; thence north eighty-seven degrees ten minutes west one thousand four hundred and twenty-

seven and three-tenths feet to a stone; thence north twelve degrees forty minutes east one hundred and ninety-six and five-tenths feet to a stone; thence south seventy-one degrees west two hundred and thirty-seven and nine-tenths feet to a stone; thence south three degrees fifty-five minutes west one thousand and eleven and three-tenths feet to the beginning.

Second tract: Beginning at a stone on the south side of Holt Avenue; thence south nine degrees forty-five minutes west one hundred and nine and eight-tenths feet to a stone; thence south eighty-four degrees forty-five minutes east two hundred and forty-nine feet to a stone; thence northeasterly to Holt Avenue; thence with Holt Avenue north eighty-seven degrees ten minutes west to the beginning, on which is located the Joe Spring.

Together with all privileges and appurtenances thereunto belonging.

The aforesaid tracts of land containing in the aggregate one hundred and twenty-five acres, more or less, and being the property of the Guilford Battle-Ground Company, according to a survey by W. B. Trogdon and W. B. Trogdon, junior, made June eighth, nineteen hundred and eleven. And the area thus inclosed shall be known as the Guilford Courthouse National Military Park.

Acceptance of conveyance.

SEC. 2. That the establishment of the Guilford Courthouse National Military Park shall be carried forward under the control and direction of the Secretary of War, who is hereby authorized to receive from the Guilford Battle-Ground Company, a corporation chartered by the State of North Carolina, a deed of conveyance to the United States of all the lands belonging to said corporation, embracing one hundred and twenty-five acres, more or less, and described more particularly in the preceding section.

Adjacent lands.

SEC. 3. That the Secretary of War is hereby authorized and directed to acquire at such times and in such manner such additional lands adjacent to the Guilford Courthouse National Military Park as may be necessary for the purposes of the park and for its improvement.

Commission created to control.

SEC. 4. That the affairs of the Guilford Courthouse National Military Park shall, subject to the supervision and direction of the Secretary of War, be in charge of three commissioners, one of whom shall be an actual resident of Guilford County, State of North Carolina, one an actual resident of the State of Maryland, and one an actual resident of the State of Delaware. They shall be appointed by the Secretary of War, the actual resident of Guilford County, State of North Carolina, so appointed to serve, unless sooner relieved, for a term of four years. The resident commissioner shall act as chairman and as secretary of the commission. One of the other commissioners so appointed shall serve for a term of three years,

Appointments and terms.

and the other for a term of two years, unless sooner relieved. Upon the expiration of the terms of said commissioners the Secretary of War shall, in the manner hereinbefore prescribed, appoint their successors, to serve, unless sooner relieved, for a term of four years each from the date of their respective appointments. The office of said commissioners shall be in the city of Greensboro, North Carolina. The resident commissioner shall receive as compensation \$1,000 per annum, the nonresident commissioners \$100 per annum each, and they shall not be entitled to any other pay or allowances of any kind whatsoever.

Office and compensation.

SEC. 5. That it shall be the duty of the commission named in the preceding section, under the direction of the Secretary of War, to open or repair such roads as may be necessary to the purposes of the park, and to ascertain and mark with historical tablets or otherwise, as the Secretary of War may determine, all lines of battle of the troops engaged in the Battle of Guilford Courthouse and other historical points of interest pertaining to the battle within the park or its vicinity; and the said commission in establishing this military park shall also have authority, under the direction of the Secretary of War, to employ such labor and services and to obtain such supplies and material as may be necessary to the establishment of said park, under such regulations as he may consider best for the interest of the Government, and the Secretary of War shall make and enforce all needed regulations for the care of the park.

Duty and authority of commission.

Regulations for care, etc.

SEC. 6. That it shall be lawful for any State that had troops engaged in the battle of Guilford Courthouse to enter upon the lands of the Guilford Courthouse National Military Park for the purpose of ascertaining and marking the lines of battle of its troops engaged therein: *Provided*, That before any such lines are permanently designated the position of the lines and the proposed methods of marking them, by monuments, tablets, or otherwise, shall be submitted to and approved by the Secretary of War; and all such lines, designs, and inscriptions for the same shall first receive the written approval of the Secretary of War.

Marking positions of troops.

*Provido.*  
Approval of Secretary of War.

SEC. 7. That if any person shall, except by permission of the Secretary of War, destroy, mutilate, deface, injure, or remove any monument, column, statues, memorial structures, or work of art that shall be erected or placed upon the grounds of the park by lawful authority, or shall destroy or remove any fence, railing, inclosure, or other work for the protection or ornamentation of said park, or any portion thereof, or shall destroy, cut, hack, bark, break down, or otherwise injure any tree, brush, or shrubbery that may be growing upon said park, or shall cut down or fell or remove any timber, battle relic, tree,

Penalty for mutilations, etc., of property in.

or trees growing or being upon said park, or hunt within the limits of the park, any person so offending and found guilty thereof before any justice of the peace of the county of Guilford, State of North Carolina, shall, for each and every such offense, forfeit and pay a fine, in the discretion of the justice, according to the aggravation of the offense, of not less than \$5 nor more than \$50, one-half for the use of the park and the other half to the informer, to be enforced and recovered before such justice in like manner as debts of like nature are now by law recoverable in the said county of Guilford, State of North Carolina. (16 U.S.C. § 430i, in part.)

Half of fine to  
informer.

## 8. Horseshoe Bend National Military Park

Page.

Establishment authorized-----Act of July 25, 1956 269

**An Act To provide for the establishment of the Horseshoe Bend National Military Park, in the State of Alabama, approved July 25, 1956 (70 Stat. 651)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That when not less than five hundred acres of the non-Federal lands hereinafter described (together with improvements thereon) and known as the Horseshoe Bend Battle Ground on the Tallapoosa River, in the State of Alabama, shall have been acquired and transferred free and clear of all encumbrances to the United States without expense to the Federal Government, such areas shall be, and are hereby, dedicated and set apart as a unit of the National Park System for the benefit and enjoyment of the people of the United States, under the name of the Horseshoe Bend National Military Park. (16 U.S.C. § 430ff.)

Horseshoe  
Bend National  
Military Park.  
Ala.

SEC. 2. The Secretary of the Interior is hereby authorized and directed to make an examination of the Horseshoe Bend Battle Ground with a view to determining the area or areas thereof deemed desirable for inclusion in the Horseshoe Bend National Military Park and which, except for not more than twenty acres of any other lands adjacent to such battleground found by the Secretary to be necessary to carry out the provisions of this Act, lie within the lands particularly described as follows: Sections 13, 14, 15, 22, and 23, all township 23 north, range 23 east, Saint Stephens meridian. (16 U.S.C. § 430gg.)

Examination  
of area.

SEC. 3. (a) The National Park Service, under the direction of the Secretary of the Interior, shall administer, protect, and develop the park, subject to the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916 (39 Stat. 535), as amended.

Administra-  
tion.

(b) In order to provide for the proper development and maintenance of the park, the Secretary of the Interior shall construct and maintain therein such roads, trails, markers, buildings, and other improvements, and such facilities for the care and accommodation of visitors as he may deem necessary. (16 U.S.C. § 430hh.)

16 U.S.C. 1 et  
seq.  
Roads, trails,  
etc.

SEC. 4. This Act shall become effective if and when the requirements of sections 1 and 2 hereof shall have been fully complied with to the satisfaction of the President of the United States, who shall then issue a notice de-

Effectivity.



claring that the requirements herein have been met, and said notice shall formally dedicate and set aside the areas transferred to the United States in accordance with the provisions of section 1 hereof. (16 U.S.C. § 430ii.)

Sec. 5. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act. (16 U.S.C. § 430jj.)

Appropriation.

## 9. Kings Mountain National Military Park

	Page.
Authorization for erection of monument commemorative of the victory of the American forces-----Act of June 16, 1906	271
Inspection of battlefield of Kings Mountain authorized-----Act of April 9, 1928	271
Establishment-----Act of March 3, 1931	272
Revision of boundaries and procurement and exchange of lands authorized-----Act of June 23, 1959	273

**An Act Providing for the erection of a monument on Kings Mountain Battle Ground commemorative of the great victory gained there during the war of the American Revolution on October 7, 1780, by the American forces, approved June 16, 1906 (34 Stat. 286)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the sum of thirty thousand dollars be, and the same is hereby, appropriated, out of any money in the Treasury not otherwise appropriated, for the erection of a monument and inclosure for the same on Kings Mountain Battle Ground in York County, South Carolina, to commemorate the great victory won there on October seventh, seventeen hundred and eighty, by the American forces, commanded by Colonels William Campbell, John Sevier, Benjamin Cleveland, Isaac Shelby, Charles McDowell, Joseph McDowell, James Williams, and Edward Lacey, and Majors William Candler, Joseph Winston, and William Chronicle: *Provided,* That the money appropriated as aforesaid shall be expended under the direction of the Secretary of War, and the plans, specifications, and designs for such monument and inclosure for the same, before any money so appropriated is expended, shall be first approved by the Secretary of War: *And provided further,* That no part of the sum hereby appropriated shall be so expended until the Kings Mountain Centennial Association of South Carolina shall secure the title to not more than fifty acres of said battle ground, said title to be approved by the Attorney-General of the United States: *And provided further,* That when said monument is erected the responsibility for the care and keeping of the same shall be and remain with the Kings Mountain Battle Ground Association of South Carolina, it being expressly understood that the United States shall have no responsibility therefor.

Kings Mountain Battle Ground, S.C. Appropriation for monument on.

*Providos.* Secretary of War to approve plans, etc.

Title.

Care of monument.

**An Act To provide for the inspection of the battle field of Kings Mountain, South Carolina, approved April 9, 1928 (45 Stat. 412)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That to assist in the studies and investigations

Kings Mountain, S.C. battle field.

Commission created.  
Vol. 44, p. 726.

Army Engineer officer.

A citizen of York, Cleveland, and Cherokee Counties.

Qualifications of commission.

Inspection and report on feasibility of preserving, etc., for historical study, etc.

Amount authorized for expenses.  
Post, p. 929.

Kings Mountain National Military Park, N.C. Establishment of.

Purposes declared.

Location of battlefield to determine site.

Acquisition of lands by purchase or condemnation.

Vol. 25, p. 357.

of battle fields in the United States for commemorative purposes, authorized by an Act approved June 11, 1926 (Public Numbered 372, Sixty-ninth Congress), a commission is hereby created, to be composed of the following members, who shall be appointed by the Secretary of War: (1) A commissioned officer of the Corps of Engineers, United States Army; (2) a citizen and resident of York County, State of South Carolina; (3) a citizen and resident of Cleveland County, State of North Carolina; (4) and a citizen of Cherokee County, South Carolina.

SEC. 2. In appointing the members of the commission created by section 1 of this Act the Secretary of War shall, as far as practicable, select persons familiar with the terrain of the battle field of Kings Mountain, South Carolina, and the historical events associated therewith.

SEC. 3. It shall be the duty of the commission, acting under the direction of the Secretary of War, to inspect the battle field of Kings Mountain, South Carolina, in order to ascertain the feasibility of preserving and marking for historical and professional military study such field. The commission shall submit a report of its findings and an itemized statement of its expenses to the Secretary of War not later than December 1, 1928.

SEC. 4. There is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$1,000, or such part thereof as may be necessary, in order to carry out the provisions of this Act.

**An Act To establish a national military park to commemorate the Battle of Kings Mountain, approved March 3, 1931 (46 Stat. 1508)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to commemorate the Battle of Kings Mountain, which was fought on the 7th day of October, 1780, the Kings Mountain battle ground, in the State of South Carolina, including such adjacent and contiguous lands as may be useful and proper in effectually carrying out the purposes of this Act, is hereby declared to be a national military park, to be known as the Kings Mountain National Military Park, when such land including said battle ground shall become the property of the United States. (16 U.S.C. § 430.)

SEC. 2. The Secretary of War shall ascertain on what land the Battle of Kings Mountain was fought and, subject to the provisions of section 355 of the Revised Statutes, shall proceed to acquire title to such land together with such adjacent and contiguous lands as he may deem useful and proper in effectually carrying out the purposes of this Act, either by purchase or gift or by condemnation under the provisions of the Act entitled

“An Act to authorize condemnation of land for sites of public buildings, and for other purposes,” approved August 1, 1888. (16 U.S.C. § 430a.)

SEC. 3. Such park shall be under the control and direction of the Secretary of War. The Secretary is authorized to prescribe from time to time such regulations for the care and management of such park as he may deem necessary. (16 U.S.C. § 430b.)

Control of Secretary of War. Regulations to be prescribed.

SEC. 4. Upon such terms and conditions as he may prescribe, the Secretary of War is authorized to permit any person occupying any land within the boundaries of such park to continue to occupy such land, but the Secretary may revoke such permit at any time. (16 U.S.C. § 430c.)

Revocable permits to holders of land.

SEC. 5. The Secretary of War shall open or repair such roads in such park as may be necessary, and ascertain and mark with tablets or otherwise, as he may determine, all lines of battle of the American troops and British troops engaged in the Battle of Kings Mountain and other historical points of interest pertaining to the battle which are within the boundaries of the park. The Secretary is authorized to employ such labor and services and to obtain such supplies and materials as may be necessary to carry out the provisions of this section. (16 U.S.C. § 430d.)

Road construction, etc. Historic markers.

Services and supplies authorized.

SEC. 6. The authorities of any State which had troops engaged in the Battle of Kings Mountain may enter the Kings Mountain National Military Park for the purpose of ascertaining and marking the lines of battle of such troops, but before any such lines are permanently designated the position of the lines and the proposed methods of marking them by monuments, tablets, or otherwise shall be approved by the Secretary of War. Any State organization or individual may, with the approval of the Secretary of War, erect monuments or place tablets within such park. (16 U.S.C. § 430e.)

State cooperation.

Supervision of Secretary of War. Permission extended to individuals, etc.

SEC. 7. There is authorized to be appropriated the sum of \$225,000, or so much thereof as may be necessary, in order to carry out the provisions of this Act.

**An Act To revise the boundaries of the Kings Mountain National Military Park, South Carolina, and to authorize the procurement and exchange of lands, and for other purposes, approved June 23, 1959 (73 Stat. 108)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to consolidate the Federal ownership of lands in, and to facilitate protection and preservation of, Kings Mountain National Military Park, South Carolina, the boundaries are hereby revised as follows:

Kings Mountain National Military Park, S.C. Boundary revision.

(1) Federally owned lands lying west of the easterly right-of-way line of State Route P-11-123, containing

approximately two hundred acres, are excluded from the park;

(2) Privately owned lands lying east of the easterly right-of-way line of State Route P-11-123, containing approximately eighty acres, are included in the park; and

(3) Lands of the Mary Morris estate lying south of the southerly right-of-way line of the historic Yorkville-Shelbyville Road, and forming the triangle bounded by the new State Route P-11-86, the historic Yorkville-Shelbyville Road and the present park boundary (Old Houser tract), aggregating approximately sixty acres, are included in the park. (16 U.S.C. § 430a-1 [Supp. II].)

Acquisition of lands.

SEC. 2. The Secretary of the Interior is authorized to acquire lands and interests in lands within the revised boundary by purchase, donation, with donated funds, or by exchange, utilizing for such exchanges federally owned lands of approximately equal value excluded from the park pursuant to this Act. Federally owned lands so excluded which the Secretary of the Interior determines are not needed for such exchanges shall be disposed of in accordance with the provisions of the Federal Property and Administrative Services Act of 1949, as amended. (16 U.S.C. § 430a-2 [Supp. II].)

63 Stat. 377.  
40 U.S.C. 471  
note.

Applicability of laws, etc.

SEC. 3. Lands and interests therein acquired pursuant to this Act shall thereupon become a part of the Kings Mountain National Military Park and be subject to all the laws and regulations applicable thereto. (16 U.S.C. § 430a-3 [Supp. II].)

## 10. Monocacy National Military Park Project

Land acquisition and erection of marker for commemoration of Battle of  
Monocacy authorized-----Act of March 1, 1929      Page 275

### An Act To provide for the commemoration of the Battle of Monocacy, Maryland, approved March 1, 1929 (45 Stat. 1444)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of commemorating the Battle of Monocacy, Maryland, the Secretary of War is authorized and directed to (1) acquire not to exceed one acre of land, free of cost to the United States, at the above-named battle field, (2) fence the parcel of land so acquired, (3) build an approach to such parcel of land, and (4) erect a suitable marker on such parcel of land.

Sec. 2. There is authorized to be appropriated the sum of \$5,000, or so much thereof as may be necessary, to carry out the provisions of section 1 of this Act.

Sec. 3 The parcel of land acquired under section 1 of this Act shall be under the jurisdiction and control of the Secretary of War, and there is authorized to be appropriated for the maintenance of such parcel of land, fence, approach, and marker a sum not to exceed \$250 per annum.

Battle of  
Monocacy,  
Maryland.

Acquiring land,  
etc., authorized  
to commem-  
orate.

Sum  
authorized.

Under control  
of Secretary of  
War.

Maintenance.

## 11. Moores Creek National Military Park

	Page
Establishment.....	Act of June 2, 1926 276
Acceptance of property of historical interest authorized.....	Act of September 27, 1944 278

**An Act To establish a national military park at the battle field of Moores Creek, North Carolina, approved June 2, 1926 (44 Stat. 684)**

Moores Creek,  
N.C.  
National Military Park  
established on  
battle field of,  
in Revolution-  
ary War.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to preserve for historical and professional military study one of the most memorable battles of the Revolutionary War, the battle field of Moores Creek, in the State of North Carolina, is hereby declared to be a national military park whenever the title to the same shall have been acquired by the United States; that is to say, the area inclosed by the following lines:

Tracts of land  
to be acquired.

Those tracts or parcels of land in the county of Pender, and State of North Carolina, more particularly described as follows:

First tract.

First tract: Beginning at a stone at the run of Moores Creek, on the east bank of same, about twenty poles (in a straight line) above the new iron bridge, and running thence parallel to William Walker's line, south sixty-two and one-half degrees west eleven chains to a stake; thence south seven and one-half degrees east three and six-tenths chains to a stone at the south edge of the old stage road; thence along the south edge of said road south forty-six degrees east about five chains and eighty links to a stone; thence south thirty-seven and one-fourth degrees west fourteen chains and twelve links to a stone; thence north sixty-two and one-half degrees west ten chains and seventy-five links to a stone, a corner (4) of an eight-acre tract which the parties of the first part conveyed to Governor D. L. Russell, for the purposes aforesaid, by a deed dated January, 1898, and recorded in Pender County; thence with the lines of said tract north thirty-nine and one-half degrees east thirteen chains and twenty-seven links to a stake, the third corner of the said eight-acre tract; thence north fifty-one degrees west four chains to a stake about twenty feet from the old entrenchment (the second corner of the eight-acre tract); thence with the first line reversed north forty-four degrees west two chains to a sweet gum at the run of Moores Creek (the first corner of the eight-acre tract); thence up and with the run of said creek to the first station, containing twenty acres.

Second tract: Beginning at a sweet gum on the eastern edge of Moores Creek, running thence south forty-four degrees east two poles to a stake; thence south fifty-one degrees east four poles five links to a stake; thence south thirty-nine degrees west thirteen poles twenty-seven links to a stake; thence north fifty-one degrees west nine poles thirty-one links to a stake in the edge of Moores Creek; thence northerly with the creek to the beginning, containing eight acres more or less.

Second tract.

Third tract: Beginning at a cypress on the edge of the run of Moores Creek about twenty feet from the west end of the old entrenchments and running thence in a line parallel to and ten feet distance from the outside or east edge of the old line of entrenchments in all the various courses of the same to a stake ten feet distant on the east side of the north end of said entrenchments; thence a direct line to the run of said Moores Creek; thence down said creek to the beginning, containing two acres, be the same more or less (the intention is to include all lands now known and designated as Moores Creek battlefield and now so recognized as such and owned by the State of North Carolina), together with all the privileges and appurtenances thereunto belonging.

Third tract.

The aforesaid tracts of land containing in the aggregate thirty acres, more or less, and being the property of the State of North Carolina, and the area thus inclosed shall be known as the Moores Creek National Military Park. (16 U.S.C. § 422.)

Area to be known as Moores Creek National Military Park.

SEC. 2. The establishment of the Moores Creek National Military Park shall be carried forward under the control and direction of the Secretary of War, who is hereby authorized to receive from the State of North Carolina a deed of conveyance to the United States of all the lands belonging to the said State, embracing thirty acres, more or less, and described more particularly in the preceding section. (16 U.S.C. § 422a.)

Secretary of War to control, and accept conveyance of land from North Carolina.

SEC. 3. That the affairs of the Moores Creek National Military Park shall be subject to the supervision and direction of the Secretary of War, and it shall be the duty of the War Department, under the direction of the Secretary of War, to open or repair such roads as may be necessary to the purposes of the park, and to ascertain and mark with historical tablets or otherwise, as the Secretary of War may determine, all lines of battle of the troops engaged in the Battle of Moores Creek, and other historical points of interest pertaining to the battle within the park or its vicinity; and the Secretary of War in establishing this military park is authorized to employ such labor and services and to obtain such supplies and material as may be considered best for the interest of the Government, and the Secretary of War shall make and

Maintenance, etc.  
*Post*, p. 879.

Marking with historical tablets.

Employment of services, etc.



enforce all needed regulations for the care of the park. (16 U.S.C. § 422b.)

Marking lines of battle by State troops.

SEC. 4. It shall be lawful for any State that had troops engaged in the battle of the Moores Creek National Military Park, to enter upon the same for the purpose of ascertaining and marking the lines of battle of its troops engaged therein: *Provided*, That before any such lines are permanently designated the position of the lines and the proposed methods of marking them by monuments, tablets, or otherwise, shall be submitted to and approved by the Secretary of War; and all such lines, designs, and inscriptions for the same shall first receive the written approval of the Secretary of War. (16 U.S.C. § 422c.)

*Proviso.*  
Submission for approval by the Secretary.

Defacing monuments, injuring property, etc., prohibited.

SEC. 5. If any person shall, except by permission of the Secretary of War, destroy, deface, injure, or remove any monument, column, statues, memorial structures, or work of art, which shall be placed upon the grounds of the park by lawful authority, or shall destroy or remove any fence, railing, inclosure, or other mark for the protection or ornamentation of said park, or any portion thereof, or shall destroy, cut, hack, bark, break down, or otherwise injure any tree, brush, or shrubbery that may be growing upon said park, or shall cut down or remove or fell any timber, battle relic, tree, or tree growing upon said park, or hunt within the limits of the park, any person so offending and found guilty thereof before any justice of the peace of the county of Pender, State of North Carolina, shall, for each and every offense, forfeit and pay a fine, in the discretion of the justice, according to the aggravation of the offense, of not less than \$5 nor more than \$50, one half for the use of the park and the other half to the informer, to be enforced and recovered before such justice in like manner as fines of like nature are now by law recoverable in the said county of Pender, State of North Carolina. (16 U.S.C. § 422d.)

Penalty imposed by a justice of the peace of Pender County, N.C.

**An Act To authorize the Secretary of the Interior to accept property for the Moores Creek National Military Park, and for other purposes, approved September 27, 1944 (58 Stat. 746)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of the Interior is hereby authorized, in his discretion, to accept in behalf of the United States donations of lands, buildings, structures, and other property, or interests therein, which he may determine to be of historical interest in connection with the Moores Creek National Military Park, the title to such property or interests to be satisfactory to the Secretary of the Interior: *Provided*, That the area to be accepted pursuant to this Act shall not exceed one hun-

Moores Creek National Military Park.

dred acres. All such property and interests, upon acquisition by the Federal Government, shall be a part of the Moores Creek National Military Park and shall be subject to all laws and regulations applicable thereto. (16 U.S.C § 422a-1.)

## 12. Pea Ridge National Military Park

	Page
Inspection of battlefield authorized.....	Act of June 9, 1926 280
Establishment authorized.....	Act of July 20, 1956 280

### An Act To provide for the inspection of the battle field of Pea Ridge, Arkansas, approved June 9, 1926 (44 Stat. 715)

Pea Ridge, Ark., battlefield. Commission created.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That a commission is hereby created, to be composed of the following members, who shall be appointed by the Secretary of War:

Army Engineer officer.

(1) A commissioned officer of the Corps of Engineers, United States Army;

United States Civil War veteran.

(2) A veteran of the Civil War who served honorably in the military forces of the United States; and

Confederate States Civil War veteran.

(3) A veteran of the Civil War who served honorably in the military forces of the Confederate States of America.

Qualifications of commission.

SEC. 2. In appointing the members of the commission created by section 1 of this Act the Secretary of War shall, as far as practicable, select persons familiar with the terrain of the battle field of Pea Ridge, Arkansas, and the historical events associated therewith.

Inspection and report on feasibility of preserving, for historical study, etc.

SEC. 3. It shall be the duty of the commission, acting under the direction of the Secretary of War, to inspect the battle field of Pea Ridge, Arkansas, in order to ascertain the feasibility of preserving and marking for historical and professional military study such field. The commission shall submit a report of its findings and an itemized statement of its expenses to the Secretary of War not later than December 1, 1926.

Amount authorized for expenses. *Post*, p. 878.

SEC. 4. There is authorized to be appropriated out of any money in the Treasury not otherwise appropriated, the sum of \$2,000 or such part thereof as may be necessary, in order to carry out the provisions of this Act.

### An Act To provide for the establishment of the Pea Ridge National Military Park, in the State of Arkansas, approved July 20, 1956 (70 Stat. 592)

Pea Ridge National Military Park, Ark. Establishment.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That when not less than one thousand two hundred acres of the non-Federal lands hereinafter described (together with improvements thereon) and known as the Pea Ridge Battlefield, near Bentonville, Arkansas, shall have been acquired and transferred free and clear of all encumbrances to the United States without expense to the Federal Government, such areas shall

be, and are hereby, dedicated and set apart as a unit of the National Park System for the benefit and enjoyment of the people of the United States, under the name of the Pea Ridge National Military Park. (16 U.S.C. § 430aa.)

SEC. 2. The Secretary of the Interior is hereby authorized and directed to make an examination of the Pea Ridge Battlefield with a view to determining the area or areas thereof deemed desirable for inclusion in the Pea Ridge National Military Park and which—except for not more than twenty acres of any other lands adjacent to such battlefield found by the Secretary to be necessary to carry out the provisions of this Act—lie within the lands particularly described as follows: sections 17, 18, 19, 20, 29, 30, 31, 32, and 33, all township 21 north, range 28 west, Fifth principal meridian; sections 4, 5, 6, 7, and 8, all township 20 north, range 28 west, Fifth principal meridian; sections 13, 14, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 31, 32, 33, 34, 35, and 36, all township 21 north, range 29 west, Fifth principal meridian; and sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, and 12, all township 20 north, range 29 west, Fifth principal meridian. (16 U.S.C. § 430bb.)

Determination of desirable areas.

SEC. 3. (a) The National Park Service under the direction of the Secretary of the Interior, shall administer, protect, and develop the park, subject to the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes," approved August 25, 1916 (39 Stat. 535), as amended.

Administration.

(b) In order to provide for the proper development and maintenance of the park, the Secretary of the Interior shall construct and maintain therein such roads, trails, markers, buildings, and other improvements, and such facilities for the care and accommodation of visitors, as he may deem necessary. (16 U.S.C. § 430cc.)

16 U.S.C. 1 note. Improvements.

SEC. 4. This Act shall become effective if and when the requirements of section 1 and 2 hereof shall have been fully complied with to the satisfaction of the President of the United States, who shall then issue a notice declaring that the requirements herein have been met, and said notice shall formally dedicate and set aside the areas transferred to the United States in accordance with the provisions of section 1 hereof. (16 U.S.C. § 430dd.)

Dedication.

SEC. 5. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act. (16 U.S.C. § 430ee.)

Appropriation.

### 13. Shiloh National Military Park

	Page
Establishment.....Act of December 27, 1894	282
Limit set on cost of lands included in park.....	
.....Excerpt from Act of March 2, 1895	285
Secretary of War authorized to deliver condemned cannon to park commissioners for purposes of park.....Excerpt from Act of June 11, 1896	285
Authorization for Corinth and Shiloh Electric Railway Company to construct tracks through park and to operate electric cars thereon.....	
.....Act of June 21, 1906	286
Acquisition of land authorized.....Excerpt from Act of March 4, 1911	286
Authorization for acquisition of a strip of land to connect park and the Corinth, Mississippi, National Cemetery.....	
.....Excerpt from Act of June 7, 1924	287
Conveyance of certain land to Shaw brothers, and land exchanges authorized.....Act of June 25, 1947	288
Conveyance of certain lands to State of Tennessee for relocation of highways.....Act of May 16, 1958	288:

#### An Act To establish a national military park at the battlefield of Shiloh, approved December 27, 1894 (28 Stat. 597)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order that the armies of the southwest which served in the civil war, like their comrades of the eastern armies at Gettysburg and those of the central west at Chickamauga, may have the history of one of their memorable battles preserved on the ground where they fought, the battlefield of Shiloh, in the State of Tennessee, is hereby declared to be a national military park, whenever title to the same shall have been acquired by the United States and the usual jurisdiction over the lands and roads of the same shall have been granted to the United States by the State of Tennessee; that is to say, the area inclosed by the following lines, or so much thereof as the commissioners of the park may deem necessary, to wit: Beginning at low-water mark on the north bank of Snake Creek where it empties into the Tennessee River; thence westwardly in a straight line to the point where the river road to Crumps Landing, Tennessee, crosses Snake Creek; thence along the channel of Snake Creek to Owl Creek; thence along the channel of Owl Creek to the crossing of the road to Purdy, Tennessee; thence southwardly in a straight line to the intersection of an east and west line drawn from the point where the road to Hamburg, Tennessee, crosses Lick Creek, near the mouth of the latter; thence eastward along the said east and west line to the point where the Hamburg Road crosses Lick Creek; thence along the channel of Lick Creek to the Tennessee River; then along low-water mark of the Tennessee River to the point of beginning, containing three thousand acres, more or less, and the area thus inclosed shall be known as the Shiloh National Mili-

Shiloh National Military Park established at the battlefield.

Location.

tary Park: *Provided*, That the boundaries of the land authorized to be acquired may be changed by the said commissioners.

*Proviso.*  
Changes.

SEC. 2. That the establishment of the Shiloh National Military Park shall be carried forward under the control and direction of the Secretary of War, who, upon the passage of this Act, shall proceed to acquire title to the same either under the Act approved August first, eighteen hundred and eighty-eight, entitled "An Act to authorize the condemnation of land for sites of public buildings, and for other purposes," or under the Act approved February twenty-seventh, eighteen hundred and sixty-seven, entitled "An Act to establish and protect national cemeteries," as he may select, and as title is procured to any portion of the lands and roads within the legal boundaries of the park he may proceed with the establishment of the park upon such portions as may thus be acquired.

Secretary of  
War to acquire  
land, etc.

Vol. 25, p. 357.

Vol. 14, p. 400.

SEC. 3. That the Secretary of War is hereby authorized to enter into agreements whereby he may lease, upon such terms as he may prescribe, with such present owners or tenants of the lands as may desire to remain upon it, to occupy and cultivate their present holdings upon condition that they will preserve the present buildings and roads and the present outlines of field and forest, and that they only will cut trees or underbrush under such regulations as the Secretary may prescribe, and that they will assist in caring for and protecting all tablets, monuments, or such other artificial works as may from time to time be erected by proper authority.

Leases, etc.,  
authorized.

SEC. 4. That the affairs of the Shiloh National Military Park shall, subject to the supervision and direction of the Secretary of War, be in charge of three commissioners, to be appointed by the Secretary of War, each of whom shall have served at the time of the battle in one of the armies engaged therein, one of whom shall have served in the Army of the Tennessee, commanded by General U.S. Grant, who shall be chairman of the commission; one in the Army of the Ohio, commanded by General D. C. Buell; and one in the Army of the Mississippi, commanded by General A. S. Johnston. The said commissioners shall have an office in the War Department building, and while on actual duty shall be paid such compensation out of the appropriations provided by this Act as the Secretary of War shall deem reasonable and just; and for the purpose of assisting them in their duties and in ascertaining the lines of battle of all troops engaged and the history of their movements in the battle, the Secretary of War shall have authority to employ, at such compensation as he may deem reasonable, to be paid out of the appropriations made by this Act, some person recognized as well informed concerning

Commissioners  
to be appointed.

Selection.

Post, p. 946.

Compensation,  
etc.

the history of the several armies engaged at Shiloh, and who shall also act as secretary of the commission.

Duty of commission.

SEC. 5. That it shall be the duty of the commission named in the preceding section, under the direction of the Secretary of War, to open or repair such roads as may be necessary to the purposes of the park, and to ascertain and mark with historical tablets or otherwise, as the Secretary of War may determine, all lines of battle of the troops engaged in the battle of Shiloh and other historical points of interest pertaining to the battle within the park or its vicinity, and the said commission in establishing this military park shall also have authority, under the direction of the Secretary of War, to employ such labor and services and to obtain such supplies and material as may be necessary to the establishment of the said park under such regulations as he may consider best for the interest of the Government, and the Secretary of War shall make and enforce all needed regulations for the care of the park.

Marking lines of battle, etc.

Provisos. Approval of designs, etc.

SEC. 6. That it shall be lawful for any State that had troops engaged in the battle of Shiloh to enter upon the lands of the Shiloh National Military Park for the purpose of ascertaining and marking the lines of battle of its troops engaged therein: *Provided*, That before any such lines are permanently designated the position of the lines and the proposed methods of marking them by monuments, tablets, or otherwise shall be submitted to and approved by the Secretary of War, and all such lines, designs and inscriptions for the same shall first receive the written approval of the Secretary, which approval shall be based upon formal written reports, which must be made to him in each case by the commissioners of the park: *Provided*, That no discrimination shall be made against any State as to the manner of designating lines, but any grant made to any State by the Secretary of War may be used by any other State.

Discriminations forbidden.

Penalty for destroying monuments, etc.

SEC. 7. That if any person shall, except by permission of the Secretary of War, destroy, mutilate, deface, injure, or remove any monument, column, statues, memorial structures, or work of art that shall be erected or placed upon the grounds of the park by lawful authority, or shall destroy or remove any fence, railing, inclosure, or other work for the protection or ornament of said park, or any portion thereof, or shall destroy, cut, hack, bark, break down, or otherwise injure any tree, bush, or shrubbery that may be growing upon said park, or shall cut down or fell or remove any timber, battle relic, tree or trees growing or being upon said park, or hunt within the limits of the park, or shall remove or destroy any breastworks, earthworks, walls, or other defenses or shelter on any part thereof constructed by the armies formerly engaged in the battles on the lands or approaches

to the park, any person so offending and found guilty thereof, before any justice of the peace of the county in which the offense may be committed or any court of competent jurisdiction shall for each and every such offense forfeit and pay a fine, in the discretion of the justice, according to the aggravation of the offense, of not less than five nor more than fifty dollars, one-half for the use of the park and the other half to the informer, to be enforced and recovered before such justice in like manner as debts of like nature are now by law recoverable in the several counties where the offense may be committed. (Note: Omitted in codification.)

SEC. 8. That to enable the Secretary of War to begin to carry out the purpose of this Act, including the condemnation or purchase of the necessary land, marking the boundaries of the park, opening or repairing necessary roads, restoring the field to its condition at the time of the battle, maps and surveys, and the pay and expenses of the commissioners and their assistant, the sum of seventy-five thousand dollars, or such portion thereof as may be necessary, is hereby appropriated, out of any moneys in the Treasury not otherwise appropriated, and disbursements under this Act shall require the approval of the Secretary of War, and he shall make annual report of the same to Congress. (16 U.S.C. § 430f, in part.)

Appropriation  
for expenses.

Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1896, and for other purposes," approved March 2, 1895 (28 Stat. 910, 946)

Shiloh National Military Park: The commissioners appointed under the Act of Congress approved December twenty-seventh, eighteen hundred and ninety-four, to have charge, under the Secretary of War, of the affairs of the Shiloh National Military Park, shall have their office at Pittsburg Landing, Tennessee, or at such other point convenient to the battlefield of Shiloh, Tennessee, as the Secretary of War may direct; and the limit of cost of all the lands to be embraced in the said park is hereby fixed at not to exceed twenty thousand dollars.

Shiloh Military  
Park.  
*Anie*, p. 598.

Office of  
commissioners.

Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1897, and for other purposes," approved June 11, 1896 (29 Stat. 413, 442)

Shiloh National Military Park: And the Secretary of War and the Secretary of the Navy are hereby authorized to deliver to the Commissioners of the Shiloh National Military Park, at the park, upon the requisition of said Commissioners, such condemned cannon, cannon balls, and shells as may be needed for the purposes of the park.

Shiloh.  
Condemned  
cannon.



An Act Authorizing a license and permit to the Corinth and Shiloh Electric Railway Company to construct a track or tracks through the Shiloh National Park, and to operate electric cars thereon, approved June 21, 1906 (34 Stat. 388)

Shiloh National Park, Corinth and Shiloh Electric Railway Company granted right of way through.

Proviso. Conditions.

Approval of location, etc.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War is hereby authorized, at his discretion, and upon the favorable recommendation of the Shiloh National Park Commission, to permit and license the Corinth and Shiloh Electric Railway Company, to lay a track or tracks through the Shiloh National Park and operate electric cars through said park: *Provided*, That such license and permit shall only become or be operative on the condition that the track or tracks and roadbed of the said Corinth and Shiloh Railway Company, and the right of way for any and all extensions of the road of the said company to and through the said national park, shall first be definitely fixed and located upon a line or lines which shall be satisfactory to and approved by the said Shiloh National Park Commission and the Secretary of War, in writing, and no part of said line or lines of road, after being so located, established, built, or constructed, shall be changed, moved, or extended without the consent in writing of said commission and said Secretary thereto being first had and obtained, and upon the further condition that an agreement satisfactory to the said commission and approved by it and said Secretary of War shall be entered into on the part of the said railway company for the proper maintenance of said track or tracks and its roadbed, and to keep same at all times in proper repair and condition, and said license and permit and all rights of said company thereunder shall be terminable by the Secretary of War, in whole or in part, at any time, without compensation.

Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1912, and for other purposes," approved March 4, 1911 (36 Stat. 1363, 1401)

Shiloh.

Shiloh National Military Park: For continuing the work of establishing a national military park on the battle field of Shiloh, Tennessee; for the compensation of three civilian commissioners and the secretary, clerical and other services, labor, historical tablets, maps and surveys, roads, purchase and transportation of supplies and materials, office and other necessary expenses, twenty-seven thousand dollars.

Purchase of additional land. *Ante*, p. 788.

The Secretary of War is authorized, in his discretion, to apply the sum of two thousand four hundred dollars provided in the general deficiency appropriation Act approved June twenty-fifth, nineteen hundred and ten,

to the purchase of so much of the one hundred and eighty-two and seventy-three one-hundredths acres of land for the Shiloh National Military Park as can be obtained by purchase or condemnation for the sum already appropriated for that purpose.

From the unexpended balance of the appropriation made by the urgent deficiency Act approved February twenty-fifth, nineteen hundred and ten, for replacing property owned by the Government in the Shiloh National Military Park, Shiloh, Tennessee, which was destroyed by the cyclone of October fourteenth, nineteen hundred and nine, the Secretary of War is authorized to expend not exceeding four thousand dollars to cover the cost of material and construction of the office building and appurtenances thereto, including gas generator, erected under the authority contained in the deficiency Act approved June twenty-fifth, nineteen hundred and ten.

Replacing property, etc.  
Use of balance.  
*Ante*, p. 788.

Excerpt from "An Act Making appropriations for the military and nonmilitary activities of the War Department for the fiscal year ending June 30, 1925, and for other purposes," approved June 7, 1924 (43 Stat. 477, 513)

#### Shiloh National Military Park

Shiloh.

For continuing the establishment of the park; compensation of superintendent of the park; clerical and other services; labor; historical tablets; maps and surveys; roads; purchase and transportation of supplies; implements, and materials; foundations for monuments; office and other necessary expenses, including maintenance, repair, and operation of one motor-propelled passenger-carrying vehicle; and for the extension of the park through the acquisition, by purchase or otherwise, of a strip of land, contiguous to the park, sixty-six feet wide, to connect the Shiloh National Military Park and the Corinth, Mississippi, National Cemetery; such land to be acquired along or near the present main road from the Shiloh National Military Park to the Corinth National Cemetery located on the battle field of Corinth, the center of such strip to follow as nearly as practicable along the survey heretofore made by Park Engineer Thompson; and for the construction of a hard-surface road and necessary bridges along the center line of such strip from the park to the Corinth National Cemetery; and for the erection of historical markers along such strip to show the movements of troops and other matters of historical interest in connection with the Civil War battles of Shiloh and Corinth; in all \$70,000: *Provided*, That no part of this appropriation shall be expended within the incorporated limits of the city of Corinth.

Continuing establishment of.

Extension of, authorized to Corinth National Cemetery.

*Provido*.  
Expenditures restricted.

**An Act To authorize the Secretary of the Interior to convey certain lands within the Shiloh National Military Park, Tennessee, and for other purposes, approved June 25, 1947 (61 Stat. 173)**

Shiloh National Military Park, Tenn. Conveyance.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized, in his discretion, and under such terms and conditions as he may deem necessary to convey, without consideration, to W. A. Shaw and E. L. Shaw, or nominees, the following-described lands within Shiloh National Military Park in Hardin County in the State of Tennessee: Beginning at a point from which the intersection of Shiloh National Military Park boundary between boundary corners numbered 228 and 229 with center line of Confederate Road bears south eight degrees fifty-seven minutes east, eighty and thirty-seven one-hundredths feet (said intersection bears north eighty-eight degrees ten minutes fourteen seconds west, one thousand one hundred and thirty-one and eighty-nine one-hundredths feet from boundary corner numbered 228); thence north twenty-nine degrees thirty-one minutes west, three hundred and twenty-six feet; thence south seventy-six degrees nineteen minutes east, three hundred and thirty-seven and fifty-four one-hundredths feet; and thence running sixty feet from and parallel to center line of Confederate Road south thirty-nine degrees twenty minutes west, two hundred and sixty-three and forty-six one-hundredths feet to the point of beginning. The tract as described contains approximately ninety-two one-hundredths acre.

Acceptance of non-Federal property.

SEC. 2. For the purpose of consolidating Federal holdings within the park, the Secretary of the Interior is authorized, in his discretion and under such terms and conditions as he may deem necessary, to accept any non-Federal real or personal property within the authorized boundaries of the park. In exchange for such properties, he may, in his discretion, convey to the grantors of such properties any Federally owned lands or interests in lands within the authorized boundaries of the park which are of approximately equal value, as determined by the Secretary, to the properties being acquired in each case. (16 U.S.C. § 430f note.)

**An Act To authorize the conveyance of certain lands in Shiloh National Military Park to the State of Tennessee for the relocation of highways, and for other purposes, approved May 16, 1958 (72 Stat. 114)**

Shiloh National Military Park, Tenn. Conveyance.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order that existing roads within Shiloh National Military Park may be devoted primarily to use by park visitors and that traffic hazards and nonconform-

ing uses may be eliminated from the park by providing a more suitable road location and related area for the highways designated State Routes Numbered 22 and 142 which now traverse the central portion of the park, the Secretary of the Interior is authorized to convey certain lands within Shiloh National Military Park on the terms and conditions hereinafter provided. (16 U.S.C. § 430f-1.)

SEC. 2. The Secretary may convey to the State of Tennessee for road purposes a right-of-way located in Hardin County, Tennessee, as shown on National Park Service map NMP-SH-7006, revised June 1956, being a minimum of one hundred and twenty feet and a maximum of one hundred and forty feet in width, and a length of approximately eighteen thousand and nine hundred feet, said right-of-way containing approximately fifty-one acres: *Provided*, That, in exchange, the State constructs and thereafter maintains a roadway on said lands and thereupon releases those portions of the present highways within the park designated State Routes Numbered 22 and 142 from such designation and subsequent use for State highway purposes. (16 U.S.C. § 430f-2.)

SEC. 3. The Secretary may convey to the State of Tennessee for use as a recreational area contiguous and incident to the relocated State Route Numbered 22 certain lands situated in Hardin County, Tennessee, as shown on National Park Service map NMP-SH-7006, revised June 1956, and designated thereon as parcel A, said lands containing one hundred and fifty-one acres, more or less: *Provided*, That in exchange the lands so conveyed shall be developed and used exclusively by the State or its political subdivisions for recreational purposes only, thereby removing certain incompatible uses from the military park. (16 U.S.C. § 430f-3.)

SEC. 4. Upon the delivery and acceptance of the conveyance herein authorized, any jurisdiction heretofore ceded to the United States by the State of Tennessee over the lands conveyed shall thereby cease and determine and shall thereafter vest and be in the State of Tennessee. (16 U.S.C. § 430f-4.)

## 14. Vicksburg National Military Park

	Page
Establishment-----Act of February 21, 1899	290
Memorial archway authorized to be erected in park----- -----Excerpt from Act of July 11, 1919	294
Secretary of War authorized to grant rights-of-way to the Vicksburg Bridge and Terminal Company across park-----Act of March 15, 1928	295
Easement for public highway over park authorized----- -----Act of April 20, 1928	296
Exchange of land in park with city of Vicksburg and State of Mississippi authorized-----Act of August 14, 1958	296

**An Act To establish a national military park to commemorate the campaign, siege, and defense of Vicksburg, approved February 21, 1899 (30 Stat. 841)**

National Military Park,  
Vicksburg,  
Miss., established.

Location.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to commemorate the campaign and siege and defense of Vicksburg, and to preserve the history of the battles and operations of the siege and defense on the ground where they were fought and were carried on, the battlefield of Vicksburg, in the State of Mississippi, is hereby declared to be a national military park whenever the title to the same shall have been acquired by the United States and the usual jurisdiction over the lands and roads of the same shall have been granted to the United States by the State of Mississippi; that is to say, the area inclosed by the following lines, or so much thereof as the commissioners of the park may deem necessary, to wit: Beginning near the point where the graveyard road, now known as the City Cemetery road, crosses the line of the Confederate earthworks, thence north about eighty rods, thence in an easterly direction about one hundred and twenty rods, thence in a southerly direction, and keeping as far from the line of the Confederate earthworks as the purposes of the park may require and as the park commission, to be hereinafter named, may determine, but not distant from the nearest point on said line of Confederate earthworks more than one hundred and sixty rods at any part, to a point about forty rods south and from eighty to one hundred and sixty rods east of Fort Garrott, also known as the "Square Fort;" thence in a westerly direction to a point in the rear of said Fort Garrott, thence in a northerly direction across the line of the Confederate earthworks and to a point about two hundred feet in the rear of the said line of Confederate earthworks, thence in a general northerly direction, and at an approximate distance of about two hundred feet in the rear of the line of Confederate earthworks as the confor-

mation of the ground may require, to the place of beginning. This to constitute the main body of the park. In addition thereto a strip of land about two hundred and sixty-four feet in width along and including the remaining parts of the Confederate earthworks, namely, from the north part of said main body of the park to and including Fort Hill or Fort Nogales on the high hill overlooking the national cemetery, and from the south part of said main body of the park to the edge of the bluff at the river below the city of Vicksburg; and also in addition thereto a strip of land about two hundred and sixty-four feet in width, as near as may be, along and including the Federal lines opposed to the Confederate lines herein and above named and not included in the main body of the park; and in further addition thereto such points of interest as the commission may deem necessary, for the purposes of the park and the Secretary of War may approve; the whole containing about one thousand two hundred acres, and costing not to exceed forty thousand dollars.

Limit of cost.

SEC. 2. That the establishment of the Vicksburg national military park shall be carried forward under the control and direction of the Secretary of War; and the Secretary of War shall, upon the passage of this Act, proceed to acquire title to the same by voluntary conveyance or under the Act approved August first, eighteen hundred and eighty-eight, entitled "An Act to authorize the condemnation of land for sites of public buildings, and for other purposes," or under Act approved February twenty-second, eighteen hundred and sixty-seven, entitled "An Act to establish and protect national cemeteries," as he may elect or deem practicable; and when title is procured to all of the lands and roads within the boundaries of the proposed park, as described in section one of this Act, he may proceed with the establishment of the park; and he shall detail an officer of the Engineer Corps of the Army to assist the commissioners in establishing the park.

Secretary of War to establish park.

—to acquire title, etc.

Vol. 25, p. 357.  
Vol. 14, p. 399.

SEC. 3. That the Secretary of War is hereby authorized to enter into agreements of leasing upon such terms as he may prescribe, with such occupants or tenants of the lands as may desire to remain upon it, to occupy and cultivate their present holdings upon condition that they will preserve the present buildings and roads and the present outlines of field and forest, and that they will only cut trees or underbrush under such regulations as the Secretary of War may prescribe, and that they will assist in caring for and protecting all tablets, monuments, or such other artificial works as may from time to time be erected by proper authority: *Provided*, That the United States shall at all times have and retain full right, power, and authority to take possession of any

—to make leases to occupants of land.

—conditions.

*Provided*.  
—retaking possession, etc.

and all parts or portions of said premises and to remove and expel therefrom any such occupant, tenant, or other person or persons found thereon whenever the Secretary of War or the commissioners shall deem it proper or necessary; and such right, power, and authority shall be reserved in express terms in all leases and agreements giving or granting such occupant or tenant the right to remain in possession as herein contemplated; and thereupon said occupant or tenant or other persons who may be required to vacate said premises shall each and all at once surrender and deliver up the possession thereof.

**Commissioners.**

SEC. 4. That the affairs of the Vicksburg national military park shall, subject to the supervision and direction of the Secretary of War, be in charge of three commissioners, to be appointed by the Secretary of War, each of whom shall have served at the time of the siege and defense in one of the armies engaged therein, two of whom shall have served in the army commanded by General Grant and one in the army commanded by General Pemberton. The commissioners shall elect one of their number chairman; they shall also elect, subject to the approval of the Secretary of War, a secretary, who shall also be historian, and who shall possess the requisite qualifications of a commissioner, and they and the secretary shall have an office in the city of Vicksburg, Mississippi, or on the grounds of the park, and be paid such compensation as the Secretary of War shall deem reasonable and just.

**Secretary.**

**Duties of Commissioners.**

SEC. 5. That it shall be the duty of the commissioners named in the preceding section, under the direction of the Secretary of War, to restore the forts and the lines of fortification, the parallels and the approaches of the two armies, or so much thereof as may be necessary to the purposes of this park; to open and construct and to repair such roads as may be necessary to said purposes, and to ascertain and mark with historical tablets, or otherwise, as the Secretary of War may determine, the lines of battle of the troops engaged in the assaults, and the lines held by the troops during the siege and defense of Vicksburg, the headquarters of General Grant and of General Pemberton, and other historical points of interest pertaining to the siege and defense of Vicksburg within the park or its vicinity; and the said commissioners in establishing this military park shall also have authority under the direction of the Secretary of War to do all things necessary to the purposes of the park, and for its establishment under such regulations as he may consider best for the interest of the Government, and the Secretary of War shall make and enforce all needful regulations for the care of the park.

**Regulations.**

**Marking lines of battle, State troops.**

SEC. 6. That it shall be lawful for any State that had troops engaged in the siege and defense of Vicksburg

to enter upon the lands of the Vicksburg national military park for the purpose of ascertaining and marking the lines of battle of its troops engaged therein: *Provided*, That before any such lines are permanently designated the position of the lines and the proposed methods of marking them by monuments, tablets, or otherwise shall be submitted to and approved by the Secretary of War, and all such lines, designs, and inscriptions for the same shall first receive the written approval of the Secretary of War, which approval shall be based upon formal written reports which must be made to him in each case by the commissioners of the park; and no monument, tablet, or other designating indication shall be erected or placed within said park or vicinity without such written authority of the Secretary of War: *Provided*, That no discrimination shall be made against any State as to the manner of designating lines, but any grant made to any State by the Secretary of War may be used by any other State. The provisions of this section shall also apply to organizations and persons; and as the Vicksburg National Cemetery is on ground partly occupied by Federal lines during the siege of Vicksburg, the provisions of this section, as far as may be practicable, shall apply to monuments or tablets designating such lines within the limits of that cemetery.

Sec. 7. That if any person shall, except by permission of the Secretary of War, destroy, mutilate, deface, injure, or remove any monument, column, statue, memorial structure, tablet, or work of art that shall be erected or placed upon the grounds of the park by lawful authority, or shall destroy or remove any fence, railing, inclosure, or other work intended for the protection or ornamentation of said park, or any portion thereof, or shall destroy, cut, hack, bark, break down, or otherwise injure any tree, bush, or shrub that may be growing upon said park, or shall cut down or fell or remove any timber, battle relic, tree, or trees growing or being upon said park, or hunt within the limits of the park, or shall remove or destroy any breastworks, earthworks, walls, or other defenses or shelter on any part thereof constructed by the armies formerly engaged in the battles, on the lands or approaches to the park, any person so offending and found guilty thereof, before any United States commissioner or court, justice of the peace of the county in which the offense may be committed, or any court of competent jurisdiction, shall for each and every such offense forfeit and pay a fine in the discretion of the said commissioner or court of the United States or justice of the peace, according to the aggravation of the offense, of not less than five nor more than five hundred dollars, one-half for the use of the park and the other half to the informant, to be enforced and recovered before

*Provisions.*  
—approval.

—no discrimination against States.

Provisions applicable to persons and organizations.

Vicksburg National Cemetery.

Penalty for injuring property.



such United States commissioner or court or justice of the peace or other court in like manner as debts of like nature are now by law recoverable in the several counties where the offense may be committed.

Appropriation  
for expenses of  
establishing.

SEC. 8. That to enable the Secretary of War to begin to carry out the purpose of this Act, including the condemnation or purchase of the necessary land, marking the boundaries of the park, opening or repairing necessary roads, restoring the field to its condition at the time of the battle, maps and surveys, material, labor, clerical, and all other necessary assistants, and the pay and expenses of the commissioners and their secretary and assistants, the sum of sixty-five thousand dollars, or such portion thereof as may be necessary, is hereby appropriated, out of any moneys in the Treasury not otherwise appropriated, and disbursements under this Act shall require the approval of the Secretary of War, and he shall make annual report of the same to Congress. (16 U.S.C. § 430h.)

—approval,  
etc.

Excerpt from "An Act Making appropriations for the support of the Army for the fiscal year ending June 30, 1920, and for other purposes," approved July 11, 1919 (41 Stat. 104, 129)

Vicksburg,  
Miss., memo-  
rial archway.  
Payments  
from balances.  
Vol. 39,  
p. 812.

Memorial archway at Vicksburg, Mississippi: That there is hereby appropriated, out of any funds in the Treasury not otherwise appropriated, the unexpended balance of an appropriation under an Act of Congress approved September 8, 1916, for the National Memorial Reunion and Peace Jubilee, held at Vicksburg, Mississippi, which unexpended balance is understood to be about \$35,000, for the following purposes, to wit:

Frederick A.  
Roziene.  
Reimburse-  
ment.

(I) The sum of \$3,000 to be paid to Frederick A. Roziene, president of the National Association of Vicksburg Veterans, to reimburse him in part for his personal expenditures in bringing the subject to the attention of Congress and the country,

Memorial arch-  
way.  
Plans, con-  
struction, etc.

(II) The sum of \$32,000, but not exceeding the sum which may remain of said unexpended balance after the said payment to Frederick A. Roziene is made, for the purpose of securing designs and plans for, and the construction of, a memorial archway to be erected at the intersection of Clay Street, extended, in the said city of Vicksburg, within the bounds of the Vicksburg National Military Park.

Vicksburg  
Memorial Arch  
Commission.

SEC. 2. That the aforesaid memorial archway shall be constructed under the supervision and approval of the Secretary of War, and the work shall be committed to a commission, to be known as the "Vicksburg Memorial Arch Commission," composed of three members who served in the Civil War and participated in the siege and defense of Vicksburg, in eighteen hundred and sixty-three. One of the members shall be the president of the

Composition.

National Association of Vicksburg Veterans, who served in the Federal Army; one shall be the chairman of the Vicksburg National Park Commission; and one shall be a resident of the State of Mississippi, who served in the Confederate Army, and who shall be designated by the governor of the State of Mississippi. The duties of the commission shall be to secure appropriate designs and plans for the said archway, to select and employ the architects and sculptors for the erection of the same, and to make contracts therefor not exceeding the available amount herein appropriated. The members of the commission shall receive no compensation. After the dedication thereof, the said structure shall become a part of the National Military Park, at Vicksburg, and be under the control of the Vicksburg National Park Commission.

Duties, etc.

Structure added to Vicksburg National Park.

**An Act To authorize the Secretary of War to grant rights of way to the Vicksburg Bridge and Terminal Company, upon, over, and across the Vicksburg National Military Park at Vicksburg, Warren County, Mississippi, approved March 15, 1928 (45 Stat. 315)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, authorized and empowered to grant to the Vicksburg Bridge and Terminal Company, a corporation organized and existing under the laws of the State of Delaware, its successors and assigns, rights of way, in such location and under such conditions and regulations as are deemed advisable by the Secretary of War, for the construction, maintenance, and operation of railroad, telegraph, telephone, street car, water, gas, oil, and electric light and power lines, and a highway for vehicular traffic upon, over, and across the Vicksburg National Military Park in the county of Warren, State of Mississippi: *Provided*, That such construction, maintenance, and operation shall not interfere with the use of said military park for the purpose for which established: *And provided further*, That any and all work that may be required by the Secretary of War to be performed by the Vicksburg Bridge and Terminal Company, its successors and assigns, shall be without expense to the United States.

Vicksburg National Park, Miss.  
Right of way across, granted Vicksburg Bridge and Terminal Company.

*Providos.*  
No interference with park uses.

Without Government expense.

SEC. 2. That any other person, firm, corporation, co-partnership, or association organized or existing under the laws of any State or Territory of the United States, or the trustees, lessees, or receivers thereof, having a franchise for the operation of railroad, telegraph, telephone, street car, water, gas, oil, and electric light and power line or lines may, upon obtaining a license from the Secretary of War, use the facilities mentioned, or

Use of facilities by other utilities.

## Compensation.

any of them upon payment to the Vicksburg Bridge and Terminal Company of just compensation for such use; and if the parties concerned can not agree upon the amount of such compensation, the sum or sums to be paid for the said use shall be fixed by the Secretary of War.

## Use for other purposes forbidden.

SEC. 3. That no part of such rights of way as may be granted by the Secretary of War under the provisions of this Act for the purposes aforesaid shall be used for any other purpose or purposes, and if any part thereof shall be so used, or shall cease to be used for the purposes for which granted, such part shall revert to the United States.

## Amendment.

SEC. 4. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

**An Act To authorize the Secretary of War to grant and convey to the county of Warren a perpetual easement for public highway purposes over and upon a portion of the Vicksburg National Military Park in the State of Mississippi, approved April 20, 1928 (45 Stat. 434)**

Vicksburg  
Military Park,  
Miss.  
Warren County  
granted ease-  
ment for high-  
way across.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, authorized to grant and convey to the county of Warren, State of Mississippi, a perpetual easement for the construction and maintenance of a public highway on the Vicksburg National Military Park, Vicksburg, Mississippi, at such location and under such conditions as may be approved by the Secretary of War: *Provided,* That the county of Warren shall perform at its own cost and expense such work as the Secretary of War may require incident to the construction and maintenance of said highway.

*Provido.*  
County to pay  
cost.

Reversion for  
non-user.

SEC. 2. No part of the property granted and conveyed by the Secretary of War for the purposes aforesaid shall be used for any other than highway purposes, and when said property shall cease to be so used it shall revert to the United States of America.

**An Act To authorize the Secretary of the Interior to exchange certain land at Vicksburg National Military Park, Mississippi, and for other purposes, approved August 14, 1958 (72 Stat. 617)**

Vicksburg Na-  
tional Military  
Park.  
Exchange of  
land.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to further the consolidation of land comprising Vicksburg National Military Park, the Secretary of the Interior is hereby authorized, upon such terms and conditions as he may deem necessary, to transfer to the city of Vicksburg, Mississippi, for school purposes, a tract of park land containing three and one-tenth acres, more or less, now under revocable permit to said city, acting through its board of education, and to

transfer to the Mississippi State Highway Commission a tract of park land containing one and thirty-two hundredths acres, more or less, now under revocable permit to said commission for use as a site for a weighing station: *Provided*, That, from among the land designated as tracts 199, 201, 202, 203, 204, 205, 206, and 216 on map Numbered NMP-VIC-7007, said city and highway commission shall transfer in exchange to the United States, for addition to Vicksburg National Military Park, such land or interests therein as may be mutually agreed upon and which are approximately equal in value to the properties being acquired in each case. (16 U.S.C. § 430h-2.)

## V. LEGISLATION RELATING TO NATIONAL BATTLEFIELD PARKS

### 1. Kennesaw Mountain National Battlefield Park

	Page
Authorization for United States Government to accept proposed gift of land on the Kenesaw battlefield from the Kenesaw Memorial Association of Illinois-----Act of February 8, 1917	299
Inspection of Kennesaw Mountain battlefield authorized-----Act of May 21, 1926	299

**An Act Authorizing the acceptance by the United States Government from the Kenesaw Memorial Association of Illinois of a proposed gift of land on the Kenesaw battle field in the State of Georgia, approved February 8, 1917 (39 Stat. 901)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby, authorized and directed to accept from the Kenesaw Memorial Association, a corporation organized under the laws of the State of Illinois, a gift of certain land, with all the improvements thereon, comprising a part of the Kenesaw battle field, said land being described as lot numbered one hundred and sixteen and the east half of lot numbered one hundred and seven in the nineteenth district and second section, in the county of Cobb and State of Georgia, and upon which a monument has been erected to certain organizations that participated in the fighting on Kenesaw Mountain: *Provided,* that no expense shall be incurred by the United States in carrying out the provisions of this Act.

Kenesaw battle field, Ga. Acceptance of land comprising.

*Provido.*  
No expense.

**An Act Providing for an inspection of the Kennesaw Mountain and Lost Mountain and other battle fields in the State of Georgia, approved May 21, 1926 (44 Stat. 588)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That a commission is hereby created, to be composed of the following members, who shall be appointed by the Secretary of War, for the purpose of inspecting the Kennesaw Mountain, Lost Mountain, and other battle fields in the State of Georgia: A commissioned officer of the Corps of Engineers, United States Army; a veteran of the Civil War who served honorably in the military forces of the United States; and a veteran of the Civil War who served honorably in the military forces of the Confederate States of America. In appointing the members of the commission the Secretary of War shall, as far as possible, select persons familiar with the terrain of the said battle fields and the historical events associated therewith.

Kennesaw Mountain, etc., Georgia, battle fields. Commission created to inspect.

Composition.

Basis of selecting members.

Duty of commission.

SEC. 2. It shall be the duty of the commission, acting under the direction of the Secretary of War, to inspect the said battle fields in order to ascertain the feasibility of their acquisition for the purpose of a national military park and of preserving and marking them for historical and professional military study and to ascertain the value of lands necessary to acquire for this purpose. The commission shall submit a report of its findings to the Secretary of War not later than November 1, 1926.

Report of findings.

Amount authorized for expenses.  
*Post*, p. 878.

SEC. 3. There is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$5,000 in order to carry out the provisions of this Act.

## 2. Manassas National Battlefield Park

Boundaries established.....Act of April 17, 1954 Page  
301

**An Act To preserve within Manassas National Battlefield Park, Virginia, the most important historic properties relating to the battles of Manassas, and for other purposes, approved April 17, 1954 (68 Stat. 56)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to establish satisfactory boundaries for the Manassas National Battlefield Park, in the State of Virginia, and to contain within such boundaries the important historic lands relating to the two battles of Manassas, the boundaries of such battlefield park hereafter shall contain that area which is bounded, in general, as follows: The south boundary of the park shall be the southernmost limits of the present federally owned lands in the south portion of the park; the east and northeast boundaries shall be that portion of the Bull Run Creek which extends from the south boundary of the park north and westward to the north boundary of the park as hereinafter prescribed; the southwest boundary shall be that portion of Compton's Lane from its nearest point adjacent to the south boundary and extending northwesterly to State secondary highway numbered 622; the west and northwest boundary shall be State secondary highway numbered 622, from the point where it connects with Compton's Lane and extending northward until it reaches the Sudley Church property; the north boundary shall be the northernmost limits of the present Federal park holdings in the immediate vicinity of the Sudley Church property. The boundaries of the park also may include not more than two hundred and fifty acres of land adjacent to the aforesaid west and north boundaries of the park, which land shall become a part of the park upon acquisition thereof by the United States: *Provided,* That the total acreage which may be acquired for the park pursuant to this Act shall not exceed one thousand four hundred acres. Such land or interests therein may be procured by the Secretary of the Interior in such manner as he may consider to be in the public interest.

For exchange purposes, particularly in connection with State and other highway developments, the Secretary is authorized to accept, on behalf of the United States, any non-Federal land or interests therein situated within the park area herein prescribed, and in exchange therefor to convey park land or interests therein of approximately equal value. (16 U.S.C. § 429b.)

Manassas  
National  
Battlefield  
Park.  
Boundaries.

### 3. Richmond National Battlefield Park

Conveyance of a perpetual easement across park lands to Virginia Electric and Power Company authorized-----Act of August 28, 1954 Page  
302

---

An Act To authorize the conveyance by the Secretary of the Interior to Virginia Electric and Power Company of a perpetual easement of right-of-way for electric transmission line purposes across lands of the Richmond National Battlefield Park, Virginia, such easement to be granted in exchange for, and in consideration of, the conveyance for park purposes of approximately six acres of land adjoining the Park, approved August 28, 1954 (68 Stat. 913)

Richmond  
National Battle-  
field Park,  
Va.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is hereby authorized to grant and convey to Virginia Electric and Power Company a perpetual easement of right-of-way for electric transmission line purposes over, upon, and across fifty-five one-hundredths of an acre of land on the western side of Parker's battery site in the Richmond National Battlefield Park, Virginia, subject to such terms and conditions as the Secretary may deem desirable, and to accept in exchange therefor the conveyance of six and fifty-seven one-hundredths acres of land adjoining the Parker's battery area, Richmond National Battlefield Park.



#### 4. Wilson's Creek National Battlefield Park

Page

Establishment of park authorized-----Act of April 22, 1960 303

An Act To provide for the establishment of the Wilson's Creek Battlefield National Park, in the State of Missouri, approved April 22, 1960 (74 Stat. 76)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior shall acquire, by gift, purchase, condemnation, or otherwise, the lands (together with any improvements thereon) comprising the Wilson's Creek Battlefield site near Springfield, Missouri, and any other lands adjacent to such site which in his opinion are necessary or desirable to carry out the purposes of this Act. (16 U.S.C. § 430kk [Supp. II].)

Wilson's Creek  
Battlefield  
National Park,  
Mo.

SEC. 2. (a) The lands acquired under the first section of this Act shall be set aside as a public park for the benefit and enjoyment of the people of the United States, and shall be designated as the Wilson's Creek Battlefield National Park. The National Park Service, under the direction of the Secretary of the Interior, shall administer, protect, and develop the park, subject to the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916 (39 Stat. 535).

16 U.S.C. 1b.

(b) In order to provide for the proper development and maintenance of the park, the Secretary of the Interior shall construct and maintain therein such roads, trails, markers, buildings, and other improvements, and such facilities for the care and accommodation of visitors, as he may deem necessary. (16 U.S.C. § 430ll [Supp. II].)

SEC. 3. There are hereby authorized to be appropriated such sums, but not more than \$120,000, as may be needed for the acquisition of lands and interests in lands and for the development of the Wilson's Creek Battlefield National Park, of which not more than \$20,000 shall be used for acquisition purposes, and in addition thereto, such sums as may be needed for its administration and maintenance. (16 U.S.C. § 430mm [Supp. II].)

Appropriation  
authorized.

## VI. LEGISLATION RELATING TO NATIONAL MEMORIAL PARK

### 1. Theodore Roosevelt National Memorial Park

	Page
Establishment of park; acquisition of lands authorized.....	
Act of April 25, 1947	305
Boundaries revised.....	308
Act of June 10, 1948	
Addition of lands to park.....	311
Act of June 12, 1948	
Correcting omission of words from Act of June 10, 1948.....	
Joint Resolution of June 29, 1948	312
Establishment of Theodore Roosevelt Centennial Commission authorized.....	
Joint Resolution of July 28, 1955	313
Revision of park boundaries authorized.....	314
Act of March 24, 1956	
Additional appropriation authorized for Theodore Roosevelt Centennial Commission.....	316
Excerpt from Act of July 31, 1956	
Amendment to Joint Resolution of July 28, 1955, establishing Theodore Roosevelt Centennial Commission, authorizing an appropriation for Commission.....	317
Act of August 6, 1956	
Amendment to Joint Resolution of July 28, 1955, establishing Theodore Roosevelt Centennial Commission, authorizing and requesting the President to issue a proclamation.....	317
Joint Resolution of September 4, 1957	
Secretary of the Interior authorized to provide water and sewage disposal facilities to Medora.....	317
Act of August 31, 1961	

—————

**An Act To establish the Theodore Roosevelt National Memorial Park; to erect a monument in memory of Theodore Roosevelt in the village of Medora, North Dakota; and for other purposes, approved April 25, 1947 (61 Stat. 52)**

*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, title to which is vested in the United States of America, and being in the State of North Dakota, and within the boundaries particularly described, as follows, to wit: Beginning at the point where the north line of the right-of-way of United States Highway Numbered 10 intersects the east boundary of section 36, township 140 north, range 101 west, fifth principal meridian; thence southwesterly and northwesterly along the north line of said right-of-way through section 1, township 139 north, range 101 west, and sections, 36, 35, 34, 27, 28, and 29, township 140 north, range 101 west, to the west boundary of said section 29; north along section lines to the northwest corner of said section 29; west along section line to the southwest corner of section 19, township 140 north, range 101 west; north along township line to the southeast corner of the northeast quarter of the northeast

North Dakota.  
Theodore  
Roosevelt  
National Memorial Park.

quarter of section 24, township 140 north, range 102 west; west to the southwest corner of the northeast quarter of the northeast quarter of said section 24; north to the northwest corner of the northeast quarter of the northeast quarter of said section 24; westerly along section lines to the southwest corner of section 16, township 140 north, range 102 west; northerly along section lines to the northwest corner of section 4, township 140 north, range 102 west; thence west along township line to the southwest corner of the southeast quarter of section 34, township 141 north, range 102 west; northerly through the center of sections 34 and 27 to the northwest corner of the northeast quarter of section 27 of said township 141 north, range 102 west; easterly along section lines to the northeast corner of section 28, township 141 north, range 101 west; south along section lines to the southeast corner of said section 28; east along section line to the northeast corner of section 34, township 141 north, range 101 west; south to the northwest corner of the southwest quarter of section 35, township 141 north, range 101 west; easterly through center of sections 35 and 36 to the northeast corner of the southeast quarter of said section 36 of said township 141 north, range 101 west; south to the southeast corner of said section 36; thence east along township line to the northeast corner of lot 3, section 2, township 140 north, range 101 west; southerly through the center of sections 2 and 11 to the southeast corner of the southwest quarter of said section 11, township 140 north, range 101 west; easterly along section lines to the northeast corner of section 13 of said township 140 north, range 101 west; southerly along township line to the northwest corner of section 19, township 140 north, range 100 west; easterly along north line of said section 19 to the northeast corner of the northwest quarter; southerly through center of sections 19, 30, and 31 to the northwest corner of the southeast quarter of section 31; easterly along the center of said section 31 to the northeast corner of the southeast quarter; southerly along the east line of said section 31 to the southeast corner; westerly along the township line to the east line of section 36, township 140 north, range 101 west; northerly along the township line between townships 140 north, range 100 west and 140 north, range 101 west to the north right-of-way line of United States Highway Numbered 10, the place of beginning, containing thirty-five thousand two hundred and seventy acres, more or less, are hereby dedicated and set apart as a public park for the benefit and enjoyment of the people, and shall be known as the Theodore Roosevelt National Memorial Park. The Secretary of the Interior is authorized, in his discretion, to construct and maintain a road or highway through the park connecting with a State or Federal highway. (16 U.S.C. § 241 as amended. See pp. 308-310, 312-313.)

Construction,  
etc., of  
highway.

SEC. 2. The Secretary of the Interior is hereby authorized to cause condemnation proceedings to be instituted in the name of the United States under the provisions of the Act of August 1, 1888, entitled "An Act to authorize the condemnation of lands for sites for public buildings, and other purposes" (25 Stat. 357), to acquire title to the lands, interests therein, or rights pertaining thereto that are privately owned within the boundaries of the said national park, and such property, when acquired, shall become a part thereof: *Provided*, That when the owner of such lands, interests therein, or rights pertaining thereto shall fix a price for the same, which, in the opinion of the Secretary of the Interior, shall be reasonable, the Secretary may purchase the same without further delay: *Provided further*, That the Secretary of the Interior is authorized to accept, on behalf of the United States, donations of land, interests therein, or rights pertaining thereto required for the Theodore Roosevelt National Memorial Park: *And provided further*, That title and evidence of title to land and interests therein acquired for said park shall be satisfactory to the Attorney General. (16 U.S.C. § 242.)

Acquisition of private lands, etc.

40 U.S.C. §§ 257, 258.

Purchase.

Donations.

Titles, etc.

SEC. 3. That for the purposes of acquiring non-Federal lands within the boundaries of said park as established by this Act, the Secretary of the Interior is hereby authorized, in his discretion, to exchange federally owned lands within the Roosevelt recreational demonstration area project, located outside the boundaries of the park for State or privately owned lands of approximately equal value within the boundaries of the park, when in his opinion such action is in the interest of the United States, the title to any lands acquired under this section to be satisfactory to the Attorney General. Upon the vesting of title thereto in the United States, any lands acquired pursuant to this authorization shall become a part of the park and shall be subject to the laws applicable thereto. (16 U.S.C. § 243.)

Exchange of lands.

SEC. 4. The Secretary of the Interior is further authorized to obtain by purchase or condemnation proceedings, as part of said Theodore Roosevelt National Memorial Park, lots 2, 3, 4, and 6 of section 33, township 144, range 102, and to reconstruct thereon the log ranch house thirty by sixty feet, the log blacksmith shop sixteen by twenty feet, one log stable sixteen by twenty feet, one log stable twenty by thirty feet, log dog house, three log rectangular corrals, and one log circular corral, as they existed at the time the premises were occupied by Theodore Roosevelt: *Provided*, That the total cost of such land and buildings shall not exceed \$40,000. (16 U.S.C. § 244 as amended. See p. 311.)

Acquisition of lots for reconstruction of buildings.

Cost limitation.

SEC. 5. The administration, protection, and development of the aforesaid park shall be exercised under the

Administration, etc., of park.

5 U.S.C. § 485;  
 16 U.S.C.  
 §§ 1, 2-4, 22,  
 43.

Medora,  
 N. Dak.  
 Erection of  
 monument.

Cost limitation.

Care and  
 upkeep.

Existing  
 claims, etc.

Appropriations  
 authorized.

Theodore  
 Roosevelt  
 National Me-  
 morial Park.  
 61 Stat. 52.  
 16 U.S.C.,  
 Supp. I, § 241.  
 Post, pp. 384,  
 1102.

direction of the Secretary of the Interior by the National Park Service, subject to the provisions of the Act of August 25, 1916 (39 Stat. 535), entitled "An Act to establish a National Park Service, and for other purposes", as amended. (16 U.S.C. § 245.)

SEC. 6. The Secretary of the Interior is authorized to erect a monument in memory of Theodore Roosevelt, in the village of Medora, North Dakota, with the advice of the Commission of Fine Arts: *Provided*, That the cost of the monument shall not exceed \$35,000 and there shall be conveyed to the United States such suitable site as may in the judgment of the Secretary be required for said monument: *Provided further*, That the village of Medora, or other public agency or organization, shall furnish, in writing, assurance satisfactory to the Secretary of its willingness to assume the perpetual care and upkeep of the monument. (Repealed, 16 U.S.C. § 246. See p. 311.)

SEC. 7. That nothing herein contained shall affect any valid existing claim, location, or entry under the land laws of the United States, whether for homestead, mineral, right-of-way, or any other purposes whatsoever, or shall affect the right of any such claimant, locator, or entryman to the full use and enjoyment of his land. (16 U.S.C. § 247.)

SEC. 8. There are authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act. (16 U.S.C. § 241 note.)

An Act To amend the Act of April 25, 1947, relating to the establishment of the Theodore Roosevelt National Memorial Park, and for other purposes, approved June 10, 1948 (62 Stat. 352)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Act of April 25, 1947, is hereby amended as follows:

Amend section 1 to read "That all those certain tracts, pieces, or parcels of land, title to which is vested in the United States of America, and being in the State of North Dakota, and within the boundaries particularly described, as follows, to wit: Beginning at the point where the north line of the right-of-way of United States Highway Numbered 10 intersects the east boundary of section 36, township 140 north, range 101 west, fifth principal meridian; thence southwesterly and northwesterly along the north line of said right-of-way through section 1, township 139 north, range 101 west, and sections 36, 35, 34, 27, 28, 29, and 30, township 140 north, range 101 west; thence northwesterly and southwesterly along the north line of the right-of-way of said highway to be relocated as shown on the right-of-way plat for project SNFAP 283C(3) filed for record in the office of the register of

deeds, Medora, North Dakota, book numbered 2 of plats, page 68, on June 13, 1942, through section 25 and the east half of the northeast quarter of section 26, township 140 north, range 102 west, to the point of intersection with the east sixteenth section line of said section 26; thence north along the sixteenth section line to the northwest corner of the northeast quarter of the northeast quarter of said section 26; thence northwesterly along a line to the northwest corner of the southwest quarter of the southeast quarter of section 23, township 140 north, range 102 west; thence westerly along the sixteenth section line to the northeast corner of the southeast quarter of the southeast quarter of section 22; township 140 north, range 102 west; thence southerly along the east section line to the southeast corner of said section 22; thence westerly along the south line of said section 22 to the point of intersection with the right bank of the Little Missouri River; thence northerly and westerly along the right bank of said river to the point of intersection with the east line of section 21, township 140 north, range 102 west; thence southerly along the east line of said section 21, to the intersection with the north line of the right-of-way of the Northern Pacific Railway, which point lies north of said United States Highway Numbered 10; thence westerly along the north line of said right-of-way to the point of intersection with the north line of the right-of-way of said United States Highway Numbered 10; thence westerly along the north line of the right-of-way of said highway through said section 21 to the intersection with the west line of said section 21; thence northerly along the west line of said section 21, and sections 16 and 9, thence continuing northerly to the southeast corner of Government lot 9, section 5, township 140 north, range 102 west; thence northwesterly to the northwest corner of Government lot 2 in said section 5; thence westerly to the southwest corner of the southeast quarter of section 34, township 141 north, range 102 west; thence northerly along the quarter section line to the northwest corner of the said southeast quarter of section 34; thence northwesterly along a line to the southwest corner of section 27, township 141 north, range 102 west; thence northerly along the west line of said section 27, to the southwest corner of the northwest quarter of said section 27; thence northeasterly along a line to the southwest corner of the southeast quarter of section 22, township 141 north, range 102 west; thence continuing northeasterly along a line to the southwest corner of the northwest quarter of section 23, township 141 north, range 102 west; thence continuing northeasterly along a line to the northeast corner of said northwest quarter of section 23; thence easterly along the north lines of said section 23, and section 24, township 141 north, range 102 west; to

the northwest corner of section 19, township 141 north, range 101 west; thence continuing easterly along the north line of said section 19 to the northwest corner of the northeast quarter of said section 19; thence southeasterly along a line to the northwest corner of the southwest quarter of the southwest quarter of the northwest quarter of section 20, township 141 north, range 101 west; thence southerly along the west line of said section 20 to the northwest corner of the southwest quarter of section 20; thence easterly to the northwest corner of the southeast quarter of section 20; thence southerly to the southwest corner of the southeast quarter of said section 20; thence easterly along the north lines of section 29 and section 28, to the northeast corner of section 28, township 141 north, range 101 west; thence southerly along the west line of section 27, township 141 north, range 101 west, to the southwest corner of said section 27; thence easterly along the north lines of sections 34, 35, and 36 to the northeast corner of section 36, township 141 north, range 101 west; thence southerly along the east line of said section 36 to the southwest corner of section 31, township 141 north, range 100 west; thence easterly to the southeast corner of said section 31; thence southeasterly along a line to the northwest corner of Government lot 7 of section 2, township 140 north, range 101 west; thence continuing southeasterly along a line to the northwest corner of the southwest quarter of section 1, township 140 north, range 101 west; thence continuing southeasterly along a line to the northwest corner of the northeast quarter of section 12, township 140 north, range 101 west; thence continuing southeasterly along a line to the northwest corner of the southwest quarter of section 7, township 140 north, range 100 west; thence easterly along the quarter section line to the northwest corner of the southeast quarter of said section 7; thence southeasterly along a line to the northwest corner of section 17, township 140 north, range 100 west; thence continuing southeasterly along a line to a point which is 33 feet west of the east line of said section 17, and 33 feet north of the south line of said section 17; thence southerly on a line which lies 33 feet west of and parallel to the east lines of sections 20, 29, and 32 of township 140 north, range 100 west, to the point of intersection with the north right-of-way line of United States Highway Numbered 10; thence westerly along the north line of said right-of-way through said sections 32 and 31, township 140 north, range 100 west, to the point of intersection with the east boundary of section 36, township 140 north, range 101 west, the place of beginning, containing forty-nine thousand one hundred and fifty-three and seventy-nine one-hundredths acres more or less." (16 U.S.C. § 241. See pp. 305-306, 312-313.)

Amend section 4 by striking out "lots 2, 3, 4, and 6 of section 33, township 144, range 102," and inserting in lieu thereof "lots 6 and 7, section 33, township 144 north, range 102 west; southeast quarter of southwest quarter, section 32, township 144 north, range 102 west; lots 4 and 5, section 4, township 143, range 102 west; and those parts of lot 1 and the southeast quarter of the northeast quarter, section 5, township 143 north, range 102 west, that lie north and east of a line running diagonally from the northwest corner of said lot 1 to the southeast corner of the southeast quarter of the northeast quarter of said section 5". (16 U.S.C. § 244. See p. 307.)

61 Stat. 54.

61 Stat. 54.

Strike out all of section 6 and renumber the remaining sections accordingly. (16 U.S.C. § 246. See p. 308.)

Conveyance to other agencies.

SEC. 2. Administrative jurisdiction over any of such lands that the Secretary of the Interior finds are not required for exchange purposes as herein provided may be conveyed to other Federal agencies by the Secretary of the Interior without exchange of funds, or if such lands are not required by other Federal agencies they may be conveyed to the State of North Dakota without reimbursement to the United States. (16 U.S.C. § 241 note.)

**An Act To add certain lands to the Theodore Roosevelt National Memorial Park, in the State of North Dakota, and for other purposes, approved June 12, 1948 (62 Stat. 384)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following-described lands are hereby made a part of the Theodore Roosevelt National Memorial Park, subject to all laws and regulations applicable thereto:

Theodore Roosevelt National Memorial Park. *Ante*, p. 352; *post*, p. 1102.

Beginning at the southwest corner of section 17, township 147 north, range 100 west; thence north along the west boundaries of sections 17, 8, 5, township 147 north, range 100 west, and section 32 to the southwest corner of section 29, township 148 north, range 100 west; thence east to the southwest corner of the southeast quarter of section 29; thence north to the northwest corner of the southwest quarter of the northeast quarter of section 29; thence east to the northeast corner of the southeast quarter of the northeast quarter of section 29; thence north along west boundary of sections 28 and 21 to the west quarter corner of section 21; thence east to the east quarter corner of section 21; thence north along west boundary of section 22 to the northwest corner of section 22; thence east along the north boundaries of sections 22, 23, 24, township 148 north, range 100 west and sections 19 and 20 to the north quarter corner of section 20, township 148 north, range 99 west; thence south to the northwest corner of the southeast quarter of section 20; thence east to the east quarter corner of section 20; thence south



to the southeast corner of section 20; thence along the north boundaries of sections 28, 27, and 26, township 148 north, range 99 west, to the northeast corner of section 26; thence south along east boundaries of sections 26 and 35 to the east quarter corner of section 35, township 148 north, range 99 west; thence west to the north bank of Little Missouri River; thence following the north bank of the Little Missouri River in a generally westerly direction to where the north bank of the river crosses the north boundary of section 4, township 147 north, range 99 west; thence west to the northwest corner of section 4; thence south to the southeast corner of section 5; thence west along the south boundaries of sections 5 and 6, township 147 north, range 99 west, and section 1, township 147 north, range 100 west to the northeast corner of section 11; thence south along east boundaries of sections 11 and 14 to the southeast corner of section 14; thence west along the south boundaries of sections 14, 15, 16, and 17 to the point of beginning, all west of the fifth principal meridian. (16 U.S.C. §241a.)

Acquisition of non-Federal land.

Right-of-way for stockmen.

Administrative jurisdiction.

SEC. 2. That for the purposes of acquiring non-Federal lands within the boundaries of said park as established by this Act, the Secretary of the Interior is hereby authorized, in his discretion, to exchange federally owned lands within sections 1, 12, and 13, township 148 north, range 100 west, and sections 6, 7, and 18, township 148 north, range 99 west. Reserving, however, to the stockmen of the surrounding area a perpetual right-of-way through the park for the trailing of livestock, to and from the railroad, along and adjacent to the Little Missouri River, being the same trail or route which has been used by the stockmen for that purpose since the beginning of the livestock industry in the area. Administrative jurisdiction over any of such lands that the Secretary of the Interior finds are not required for exchange purposes as herein provided may be conveyed to other Federal agencies by the Secretary of the Interior without exchange of funds, or if such lands are not required by other Federal agencies they may be conveyed to the State of North Dakota without reimbursement to the United States. (16 U.S.C. § 241b.)

**Joint Resolution Correcting Act establishing the Theodore Roosevelt National Memorial Park, as amended, approved June 29, 1948 (62 Stat. 1102)**

Theodore Roosevelt National Memorial Park. 61 Stat. 52. *Ante*, pp. 352, 384.

Whereas a clerical or printer's error by omission of words appears in section 1 of Public Law Numbered 620 amending the Act of April 25, 1947, establishing the Theodore Roosevelt National Memorial Park: Therefore be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,*

That section 1 of the Act of April 25, 1947, establishing the Theodore Roosevelt National Memorial Park as amended by Public Law Numbered 620 be further amended by striking out the period at the end of section 1 and inserting the following: “, are hereby dedicated and set apart as a public park for the benefit and enjoyment of the people, and shall be known as the Theodore Roosevelt National Memorial Park. The Secretary of the Interior is authorized, in his discretion, to construct and maintain a road or highway through the park connecting with a State or Federal highway.” (See 16 U.S.C. § 241 note. See pp. 308-310.)

Construction of road, etc.

**Joint Resolution To establish a commission for the celebration of the one-hundredth anniversary of the birth of Theodore Roosevelt, approved July 28, 1955 (69 Stat. 383)**

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby established a commission to be known as the Theodore Roosevelt Centennial Commission (hereinafter referred to as the “Commission”) which shall be composed of fifteen Commissioners as follows: The President of the United States, the President of the Senate, and the Speaker of the House of Representatives, all ex officio, and eight persons to be appointed by the President of the United States, two Senators to be appointed by the President of the Senate, and two Representatives to be appointed by the Speaker of the House of Representatives.

Theodore Roosevelt Centennial Commission. Establishment.

SEC. 2. It shall be the duty of the Commission, after announcement to the American people of its creation and purpose, to prepare plans and a program for signaling the one hundredth anniversary of the birth of Theodore Roosevelt in the year 1958, including plans for the completion of the development of Theodore Roosevelt Island in the Potomac River in accordance with the Act entitled “An Act to establish a memorial to Theodore Roosevelt in the National Capital,” approved May 21, 1932 (47 Stat. 163) as amended by the Act approved February 11, 1933 (47 Stat. 799), and including the completion of the development of Theodore Roosevelt National Memorial Park in North Dakota, created by the Act of April 25, 1947 (61 Stat. 52), as amended. In preparing such plans and program, the Commission shall give due consideration to any plan which may be submitted to it, and shall take such steps as may be necessary to coordinate and correlate its plans with those prepared by State or civic bodies. If the participation of other nations in the commemoration is deemed advisable, the Commission may communicate to that end with the governments of such nations through the State Department.

40 U.S.C. 124-126.

16 U.S.C. 241-247.

SEC. 3. (a) The Commission shall select a Chairman and a Vice Chairman from among its members, and may employ, without regard to the civil-service laws or the Classification Act of 1949, such employees as may be necessary in carrying out its functions.

63 Stat. 954.  
5 U.S.C. 1071  
note.

(b) Service of an individual as a member of the Commission shall not be considered as service or employment bringing such individual within the provisions of section 216, 281, 283, 284, 434, or 1914 of title 18 of the United States Code, or section 190 of the Revised Statutes (5 U.S.C. 99) or section 412 of the Mutual Defense Assistance Act of 1949 (22 U.S.C. 1534); nor shall any member of the Commission by reason of his status as such be deemed to be an "officer of the Government" within the meaning of the Act of April 27, 1916 (5 U.S.C. 101.)

62 Stat. 694.

63 Stat. 721.

39 Stat. 54.

SEC. 4. The Commissioners shall serve without compensation, but may be reimbursed for expenses incurred by them in carrying out the duties of the Commission.

SEC. 5. When the Commission has approved a plan of celebration, it shall submit it, insofar as it relates to the fine arts, to the Commission of Fine Arts for its approval.

Report to  
Congress.

SEC. 6. The Commission shall, on or before March 1, 1956, make a report to the Congress in order that further enabling legislation may be enacted.

Appropriation.

SEC. 7. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this joint resolution, but in no event shall the sums hereby authorized to be appropriated exceed a total of \$10,000.

Expiration  
date.

SEC. 8. The Commission shall expire upon the completion of its duties, but in no event later than October 27, 1959.

**An Act To revise the boundaries of the Theodore Roosevelt National Memorial Park, in the State of North Dakota, and for other purposes, approved March 24, 1956. (70 Stat. 55)**

Theodore  
Roosevelt  
National Me-  
morial Park.  
Boundaries.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following-described lands are hereby made a part of the Theodore Roosevelt National Memorial Park, subject to all laws and regulations applicable thereto: Beginning at a point in block 11 of the village of Medora, North Dakota, said point being on the northerly right-of-way line of Third Avenue a distance of 160 feet westerly from the northwest corner of the intersection of Third Avenue and Main Street; thence northerly a distance of 140 feet to a point on a line parallel to and 160 feet westerly of the westerly right-of-way line of Main Street; thence easterly 10 feet along a line parallel to and 140 feet northerly of the northerly right-of-way line of Third Avenue to a point

150 feet westerly of the westerly right-of-way line of Main Street; thence northerly 20 feet along a line parallel to and 150 feet westerly of the westerly right-of-way line of Main Street to a point on a line parallel to and 160 feet northerly of the northerly right-of-way line of Third Avenue; thence easterly along said line a distance of 150 feet to a point on the westerly right-of-way line of Main Street; thence northerly a distance of 40 feet along said westerly right-of-way line of Main Street to a point 200 feet northerly from the northwest corner of the intersection of Third Avenue and Main Street; thence easterly along a line parallel to and 200 feet northerly of the northerly right-of-way line of Third Avenue a distance of 970 feet to the northwesterly corner of lot 3 in block 8; thence southerly along the westerly line of lots 3 to 10, inclusive, in block 8 a distance of 200 feet to a point on the northerly right-of-way line of Third Avenue; thence along the northerly right-of-way line of Third Avenue extended easterly to a point on the west sixteenth line of section 26; thence northerly along said sixteenth line to a point on the section line common to sections 23 and 26; thence westerly along said section line to a point which is 600 feet easterly of the section corner common to sections 22, 23, 26, and 27; thence northerly along a line parallel to and 600 feet easterly from the section line common to sections 22 and 23 to a point on the south sixteenth line of section 23; thence westerly along said sixteenth line a distance of 600 feet to a point on the section line common to sections 22 and 23; thence southerly along said section line to the section corner common to sections 22, 23, 26, and 27; thence southerly along the section line common to sections 26 and 27 a distance of 390.5 feet; thence westerly a distance of 421.7 feet to a point on a line parallel to and 390.5 feet southerly from the section line common to sections 22 and 27; thence southerly a distance of 360 feet to a point in block 4 on a line parallel to and 150 feet westerly from the westerly right-of-way line of Main Street extended northerly; thence southwestwardly on a straight line through the southwestwardly corner of block 4 to a point on the southerly right-of-way line of Second Avenue extended westerly; thence westerly along said westerly extension of the southerly right-of-way line of Second Avenue to a point on the northeasterly right-of-way line of United States Highway Numbered 10; thence southeasterly along said northeasterly right-of-way line of United States Highway Numbered 10 to the intersection or juncture of said right-of-way line with the northerly right-of-way line of Third Avenue; thence easterly to the point of beginning; and all of that part of block 12 in the village of Medora that lies westerly of a line parallel to and westerly a distance of 140 feet

Block 6,  
Medora.

from the westerly right-of-way line of Main Street; all in township 140 north, range 102 west, fifth principal meridian: *Provided*, That the lands and improvements thereon located in block 6 in the village of Medora now administered and used by the United States Forest Service, Department of Agriculture, shall not become a part of the park pursuant to this section until such time as they are transferred to the Department of the Interior by the Secretary of Agriculture. (16 U.S.C. § 241c.)

Exclusion.

SEC. 2. The following area is hereby excluded from the park: That portion of section 8 lying southwest of a line between the common corner of sections 8, 9, 16, and 17 and the northwest corner of the southwest quarter section 8; that portion of section 16 lying southwest of a line between the southeast corner southwest quarter and the northwest corner southwest quarter section 16; and section 17, township 147 north, range 100 west, fifth principal meridian, North Dakota. (16 U.S.C. § 241d.)

Boundary ad-  
justments.

SEC. 3. The Secretary of the Interior is authorized to make further adjustments in the boundaries of the park along United States Highways Numbered 10 and 85 as he deems advisable and in the public interest if and when the alinement of these highways is changed: *Provided*, That not to exceed five hundred acres may be added to the park and not to exceed two thousand acres may be excluded from the park by such adjustments. Boundary adjustments made pursuant to this section shall be effective upon publication thereof in the Federal Register and all Federal land excluded from the park pursuant to this Act shall be transferred to the Secretary of Agriculture for administration or disposition in accordance with title III of the Bankhead-Jones Farm Tenant Act. (16 U.S.C. § 241e.)

Publication  
in FR.

50 Stat. 525.  
7 U.S.C. 1010-  
1013.

Exchange au-  
thority.

SEC. 4. The land exchange authority relating to Theodore Roosevelt National Memorial Park prescribed by section 3 of the Act of April 25, 1947 (61 Stat. 52), and by section 2 of the Act of June 12, 1948 (62 Stat. 384), shall be applicable also to the lands described in section 1 of this Act. (16 U.S.C. § 241f.)

61 Stat. 54.  
16 U.S.C. 243,  
241b.

Excerpt from "An Act Making supplemental appropriations for the fiscal year ending June 30, 1957, and for other purposes," approved July 31, 1956 (70 Stat. 763, 767)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, to supply supplemental appropriations (this Act may be cited as the "Second Supplemental Appropriation Act, 1957") for the fiscal year ending June 30, 1957, and for other purposes, namely:

Second  
Supplemental  
Appropriation  
Act, 1957.

\* \* \* \* \*

THEODORE ROOSEVELT CENTENNIAL COMMISSION

For an additional amount for "Theodore Roosevelt Centennial Commission," \$163,400, to remain available until expended: *Provided*, That this paragraph shall become effective only upon the enactment into law of S. 3386, Eighty-fourth Congress.

**An Act To amend the joint resolution entitled "Joint Resolution to establish a commission for the celebration of the one hundredth anniversary of the birth of Theodore Roosevelt," approved July 28, 1955, approved August 6, 1956 (70 Stat. 1035)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 7 of the joint resolution entitled "Joint resolution to establish a commission for the celebration of the one hundredth anniversary of the birth of Theodore Roosevelt", approved July 28, 1955, is amended to read as follows:

Theodore Roosevelt celebration.

69 Stat. 384.

"SEC. 7. There is hereby authorized to be appropriated not to exceed the sum of \$150,000 to carry out the provisions of this joint resolution."

Appropriation.

**Joint Resolution To authorize and request the President to issue a proclamation in connection with the centennial of the birth of Theodore Roosevelt, approved September 4, 1957 (71 Stat. 617)**

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled*, That the joint resolution entitled, "Joint resolution to establish a commission for the celebration of the one hundredth anniversary of the birth of Theodore Roosevelt", approved July 28, 1955 (69 Stat. 348), is amended by adding at the end thereof the following new section:

Theodore Roosevelt Centennial Commission.

69 Stat. 383.

"SEC. 9. The President is authorized and requested to issue a proclamation, inviting the people of the United States to observe the centennial anniversary of the birth of Theodore Roosevelt, which will occur in 1958, with appropriate ceremonies and activities during that year."

Proclamation.

**An Act To authorize the Secretary of the Interior to provide water and sewage disposal facilities to the Medora area adjoining the Theodore Roosevelt National Memorial Park, North Dakota, and for other purposes, approved August 31, 1961 (75 Stat. 423)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That in order to afford adequate facilities to persons visiting Theodore Roosevelt National Memorial Park, and to enhance the setting of the park entrance and further the interpretive program of the park through encouraging the preservation and restoration of the pioneer cattle town of Medora, North Dakota, and its associations with Theodore Roosevelt, by non-Federal endeavors in accordance with house concurrent resolutions

Theodore Roosevelt National Memorial Park. N. Dak.

"T" and "U" of the 1959 Session Laws of the State of North Dakota, pages 878 and 879, the Secretary of the Interior is authorized to modernize the water and sewage facilities of the village of Medora adjoining the park, in the manner hereinafter provided.

Medora,  
N. Dak.  
Water and  
sewage fa-  
cilities.

SEC. 2. The Secretary of the Interior is authorized to construct, operate, and maintain, on rights-of-way donated for the purpose and in such manner as he shall consider to be in the public interest, water supply and sewage disposal systems to serve Federal and non-Federal properties in the said Medora area, and he may make existing Federal systems available to serve such properties: *Provided*, That non-Federal users of the systems shall comply with standards of use prescribed by the Secretary and shall be charged rates sufficient to recover a pro rata share of depreciation and costs of operation and maintenance of the systems plus interest on the Federal investment in the systems. Funds obtained from such non-Federal users of the systems shall be deposited in the Treasury of the United States as miscellaneous receipts, with the exception that the Secretary may consider as appropriation reimbursements to be credited in the appropriation current at the time received, such amount of the aforesaid collections as may be necessary to reimburse, on a pro rata basis, appropriated operating funds expended for maintenance and operation costs of the systems.

Conditions for  
construction.

SEC. 3. Construction of the facilities authorized herein shall not be undertaken or use of existing Federal systems authorized until at least 80 per centum of the potential non-Federal users, as defined by the Secretary of the Interior, are committed to connecting to said water and sewage systems and until there shall have been reached an agreement with the duly authorized officials of the village of Medora, by which the village is obligated to adopt and enforce a zoning ordinance which complies with standards prescribed by the Secretary for the purpose of preserving the historic character of Medora and affording a park-like setting in the vicinity of the park and the entrance thereto.

Appropriation.

SEC. 4. There are authorized to be appropriated for the construction of these facilities such sums as may be required therefor, not to exceed \$100,000.

## VII. LEGISLATION RELATING TO NATIONAL BATTLEFIELDS

### 1. Fort Necessity National Battlefield

	Page
Establishment as national battlefield site.....	Act of March 4, 1931 319
Land acquisition authorized and name changed.....	Act of August 10, 1961 319

**An Act To provide for the commemoration of the Battle of Fort Necessity, Pennsylvania, approved March 4, 1931 (46 Stat. 1522)**

Battle of Fort Necessity, Pa. Monument commemorating, authorized.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of commemorating the Battle of Fort Necessity, in the State of Pennsylvania, on the 3d day of July, 1757, the Secretary of War is authorized to accept title to not less than one acre of land, which will include the site of said fort, free of cost to the United States and to erect a monument thereon.

Sum authorized.

SEC. 2. There is hereby authorized to be appropriated the sum of \$25,000, or so much thereof as may be necessary, to carry out the provisions of section 1 of this Act.

Jurisdiction and maintenance of land acquired.

SEC. 3. The land acquired under section 1 of this Act shall be under the jurisdiction and control of the Secretary of War, and there is authorized to be appropriated for the maintenance of such monument and its site a sum not to exceed \$250 per annum.

**An Act To provide additional lands at, and change the name of, the Fort Necessity National Battlefield site, Pennsylvania, and for other purposes, approved August 10, 1961 (75 Stat. 336)**

Fort Necessity National Battlefield, Pa.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in furtherance of the purposes of the Act of March 4, 1931 (46 Stat. 1522), the Secretary of the Interior is authorized to acquire by purchase, exchange, donation, with donated funds or otherwise by such means as he may deem to be in the public interest, lands and interests in lands adjoining or near the Fort Necessity National Battlefield site which in his discretion are necessary to preserve the historic battleground, together with not to exceed 25 acres at the detached Braddock Monument: *Provided,* That the total area acquired pursuant to this Act shall not exceed 500 acres, except that in order to avoid the undesirable severance of parcels in private



ownership such parcels may be purchased in the entirety. (16 U.S.C. § 430pp.)

**Exchange of lands.**

SEC. 2. The Secretary of the Interior, in order to implement the purposes of section 1 of this Act, is authorized to exchange lands which may be acquired pursuant to this Act for other lands or interests therein of approximately equal value lying within the original George Washington land patent at Fort Necessity. (16 U.S.C. § 430qq.)

**Redesignation.**

SEC. 3. The Fort Necessity National Battlefield site is hereby redesignated as the Fort Necessity National Battlefield and any remaining balance of funds appropriated for the purposes of the site shall be available for the purposes of the Fort Necessity National Battlefield. (16 U.S.C. § 430rr.)

**16 U.S.C. 1-4.**

SEC. 4. The administration, protection, and development of the Fort Necessity National Battlefield shall be exercised by the Secretary of the Interior in accordance with provisions of the Act of August 25, 1916 (39 Stat. 535), entitled "An Act to establish a National Park Service, and for other purposes", as amended and supplemented. (16 U.S.C. § 430ss.)

**Appropriation.**

SEC. 5. There are hereby authorized to be appropriated such sums, but not more than \$115,000, as are necessary to carry out the provisions of this Act. (16 U.S.C. § 430tt.)

## 2. Petersburg National Battlefield

	Page
Inspection of battlefields authorized.....Act of February 11, 1925	321
Establishment as national military park.....Act of July 3, 1926	321
Secretary of War authorized to transfer to park such portion of Camp Lee Military Reservation as required in connection with establishment.....	
.....Excerpt from Act of February 25, 1929	324
Transfer of lands from Department of the Army; boundary adjustments authorized.....Act of September 7, 1949	324
Name changed; land acquisition authorized.....Act of August 24, 1962	325

**An Act To provide for the inspection of the battle fields of the siege of Petersburg, Virginia, approved February 11, 1925 (43 Stat. 856)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That a commission is hereby created, to be composed of the following members, who shall be appointed by the Secretary of War:

Petersburg, Va., battle fields. Commission created. Army Engineer officer.

(1) A commissioned officer of the Corps of Engineers, United States Army;

(2) A veteran of the Civil War, who served honorably in the military forces of the United States; and

United States Civil War veteran.

(3) A veteran of the Civil War, who served honorably in the military forces of the Confederate States of America.

Confederate States Civil War veteran.

Sec. 2. In appointing the members of the commission created by section 1 of this Act the Secretary of War shall, as far as practicable, select persons familiar with the terrain of the battle fields of the siege of Petersburg, Virginia, and the historical events associated therewith.

Qualifications of commission.

Sec. 3. It shall be the duty of the commission, acting under the direction of the Secretary of War, to inspect the battle fields of the siege of Petersburg, Virginia, in order to ascertain the feasibility of preserving and marking for historical and professional military study such fields. The commission shall submit a report of its findings to the Secretary of War not later than December 1, 1925.

Inspection and report on feasibility of preserving, etc., for historical study, etc.

Sec. 4. There is authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$3,000 in order to carry out the provisions of this Act.

Amount authorized for expenses.

**An Act To establish a national military park at the battle fields of the siege of Petersburg, Virginia, approved July 3, 1926 (44 Stat. 822)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to commemorate the campaign and siege and defense of Petersburg, Virginia, in 1864 and 1865 and to preserve for historical purposes the

Petersburg National Military Park, Va. Established to preserve battle fields of, when title acquired.

breastworks, earthworks, walls, or other defenses or shelters used by the armies therein the battle fields at Petersburg, in the State of Virginia, are hereby declared a national military park whenever the title to the same shall have been acquired by the United States by donation and the usual jurisdiction over the lands and roads of the same shall have been granted to the United States by the State of Virginia—that is to say, one hundred and eighty-five acres or so much thereof as the Secretary of War may deem necessary in and about the city of Petersburg, State of Virginia. (16 U.S.C. § 423.)

Acceptance of donations of lands, etc., authorized.

SEC. 2. That the Secretary of War is hereby authorized to accept, on behalf of the United States, donations of lands, interests therein, or rights pertaining thereto required for the Petersburg National Military Park. (16 U.S.C. § 423a.)

Commission to have supervision of, etc.

SEC. 3. The affairs of the Petersburg National Military Park shall, subject to the supervision and direction of the Secretary of War, be in charge of three commissioners, consisting of Army officers, civilians, or both, to be appointed by the Secretary of War, one of whom shall be designated as chairman and another as secretary of the commission. (16 U.S.C. § 423b.)

Duties of commission.

SEC. 4. It shall be the duties of the commissioners, under the direction of the Secretary of War, to superintend the opening or repair of such roads as may be necessary to the purposes of the park, and to ascertain and mark with historical tablets or otherwise, as the Secretary of War may determine, all breastworks, earthworks, walls, or other defenses or shelters, lines of battle, location of troops, buildings, and other historical points of interest within the park or in its vicinity, and the said commission in establishing the park shall have authority, under the direction of the Secretary of War, to employ such labor and service at rates to be fixed by the Secretary of War, and to obtain such supplies and materials as may be necessary to carry out the provisions of this Act. (16 U.S.C. § 423c.)

Acceptance of gifts, etc., authorized.

SEC. 5. The commission, acting through the Secretary of War, is authorized to receive gifts and contributions from States, Territories, societies, organizations, and individuals for the Petersburg National Military Park: *Provided*, That all contributions of money received shall be deposited in the Treasury of the United States and credited to a fund to be designated "Petersburg National Military Park Fund," which fund shall be applied to and expended under the direction of the Secretary of War, for carrying out the provisions of this Act. (16 U.S.C. § 423d.)

*Providso.*

Moneys to be deposited to credit of special fund.

States may mark lines of battle of their troops.

SEC. 6. It shall be lawful for the authorities of any State having had troops engaged at Petersburg, to enter upon the lands and approaches of the Petersburg Na-

tional Military Park for the purpose of ascertaining and marking the lines of battle of troops engaged therein: *Provided*, That before any such lines are permanently designated, the position of the lines and the proposed methods of marking them by monuments, tablets, or otherwise, including the design and inscription for the same, shall be submitted to the Secretary of War and shall first receive written approval of the Secretary, which approval shall be based upon formal written reports to be made to him in each case by the commissioners of the park: *Provided*, That no discrimination shall be made against any State as to the manner of designating lines, but any grant made to any State by the Secretary of War may be used by any other State. (16 U.S.C. § 423e.)

*Provisos.*  
Approval of marking, etc., by the Secretary of War required.

No discrimination in designating lines.

SEC. 7. If any person shall, except by permission of the Secretary of War, destroy, mutilate, deface, injure, or remove any monument, column, statues, memorial structures, or work of art that shall be erected or placed upon the grounds of the park by lawful authority, or shall destroy or remove any fence, railing, inclosure, or other work for the protection or ornament of said park, or any portion thereof, or shall destroy, cut, hack, bark, break down, or otherwise injure any tree, bush, or shrubbery that may be growing upon said park, or shall cut down or fell or remove any timber, battle relic, tree or trees growing or being upon said park, or hunt within the limits of the park, or shall remove or destroy any breastworks, earthworks, walls, or other defenses or shelter or any part thereof constructed by the armies formerly engaged in the battles on the lands or approaches to the park, any person so offending and found guilty thereof, before any United States commissioner or court, justice of the peace of the county in which the offense may be committed, or any other court of competent jurisdiction, shall for each and every such offense forfeit and pay a fine, in the discretion of the said United States commissioner or court, justice of the peace or other court, according to the aggravation of the offense, of not less than \$5 nor more than \$500, one-half for the use of the park and the other half to the informant, to be enforced and recovered before such United States commissioner or court, justice of the peace or other court, in like manner as debts of like nature are now by law recoverable in the several counties where the offense may be committed. (16 U.S.C. § 423f.)

Penalty for destroying, injuring, etc., property.

Recovery.

SEC. 8. The Secretary of War, subject to the approval of the President, shall have the power to make and shall make all needful rules and regulations for the care of the park, and for the establishment and marking of lines of battle and other historical features of the park. (16 U.S.C. § 423g.)

Rules, etc., to be prescribed.

Report to Congress on acquisition of the land.

Superintendent to be appointed.

Authorization for expenses.  
Post, p. 1140.

SEC. 9. Upon completion of the acquisition of the land and the work of the commission, the Secretary of War shall render a report thereon to Congress, and thereafter the park shall be placed in charge of a superintendent at a salary to be fixed by the Secretary of War and paid out of the appropriation available for the maintenance of the park. (16 U.S.C. § 423h.)

SEC. 10. To enable the Secretary of War to begin to carry out the provisions of this Act, there is hereby authorized to be appropriated not more than the sum of \$15,000, out of any moneys in the Treasury not otherwise appropriated, to be available until expended, after the United States has acquired title, and disbursements under this Act shall be annually reported by the Secretary of War to Congress. (See 16 U.S.C. § 423i.)

Excerpt from "An Act To authorize appropriations for construction at military posts, and for other purposes," approved February 25, 1929 (45 Stat. 1301, 1305)

Petersburg  
Military Park,  
Va.  
Portion of  
Camp Lee,  
may be transferred to.

SEC. 4. That the Secretary of War be, and he is hereby, authorized to transfer to the Petersburg National Military Park such portion of the Camp Lee Military Reservation, Virginia, as in his discretion may be required in connection with the establishment of the Petersburg National Military Park, as authorized by the Act of Congress approved July 3, 1926.

Vol. 44, p. 822.

An Act To add certain surplus land to Petersburg National Military Park, Virginia, to define the boundaries thereof, and for other purposes, approved September 7, 1949 (63 Stat. 691)

Petersburg  
National  
Military Park,  
Va.  
Additional  
land.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Department of the Army is hereby authorized and directed to transfer to the Department of the Interior, without reimbursement, two tracts of land, comprising two hundred six acres, more or less, situated on either side of Siege Road adjacent to Petersburg National Military Park, Virginia. Upon completion of such transfer, all lands, interest in lands, and other property in Federal ownership and under the administration of the National Park Service as a part of or in conjunction with Petersburg National Military Park, in and about the city of Petersburg, Virginia, and comprising one thousand five hundred thirty-one acres, more or less, upon publication of the description thereof in the Federal Register by the Secretary of the Interior, shall constitute the Petersburg National Military Park. (16 U.S.C. § 423a-1.)

SEC. 2. The Secretary of the Interior is further authorized to adjust the boundary of the Petersburg National Military Park through purchase, exchange, or transfer: *Provided*, That in doing so the total area of the park will not be increased and that such changes will

become effective upon publication of the description thereof in the Federal Register by the Secretary of the Interior. (16 U.S.C. § 423a-2.)

**An Act To change the name of the Petersburg National Military Park, to provide for acquisition of a portion of the Five Forks Battlefield, and for other purposes, approved August 24, 1962 (76 Stat. 403)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Petersburg National Military Park, established under authority of the Act of July 3, 1926 (44 Stat. 822; 16 U.S.C. 423a, 423b-423h), and enlarged pursuant to the Act of September 7, 1949 (63 Stat. 691; 16 U.S.C. 423a-1, 423a-2), is redesignated the Petersburg National Battlefield.

Petersburg  
National  
Battlefield.  
Designation.

SEC. 2. The Secretary of the Interior, in furtherance of the purposes of the Acts referred to in section 1 of this Act, may acquire by purchase with donated or appropriated funds, exchange, transfer, or by such other means as he deems to be in the public interest, not to exceed twelve hundred acres of land or interests in land at the site of the Battle of Five Forks for addition to the Petersburg National Battlefield. Lands and interests in lands acquired by the Secretary pursuant to this section shall, upon publication of a description thereof in the Federal Register, become a part of the Petersburg National Battlefield, and thereafter shall be administered by the Secretary of the Interior in accordance with the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes," approved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1, 2, 3), as amended and supplemented.

Publication  
in F.R.

SEC. 3. There are hereby authorized to be appropriated such sums, but not more than \$90,000, as are necessary to acquire land pursuant to section 2 of this Act.

Appropriation.

### 3. Stones River National Battlefield

	Page
Establishment as national military park-----Act of March 3, 1927	326
Establishment act amended-----Act of April 15, 1930	329
Boundaries revised; name changed-----Act of April 22, 1960	329

An Act To establish a national military park at the battle field of Stones River, Tennessee, approved March 3, 1927 (44 Stat. 1399)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That a commission is hereby created, to be composed of the following members, who shall be appointed by the Secretary of War:

Stones River National Park. Commission created.

Army Engineer officer.

United States Civil War veteran.

Confederate States Civil War veteran.

Qualifications of commission.

Inspection and report of battle field of Stones River, for preserving, etc.

Report of commission.

Contents.

(1) A commissioned officer of the Corps of Engineers, United States Army;

(2) A veteran of the Civil War who served honorably in the military forces of the United States; and

(3) A veteran of the Civil War who served honorably in the military forces of the Confederate States of America. (16 U.S.C. § 426.)

SEC. 2. In appointing the members of the commission created by section 1 of this Act the Secretary of War shall, as far as practicable, select persons familiar with the terrain of the battle field of Stones River, Tennessee, and the historical events associated therewith. (16 U.S.C. § 426a.)

SEC. 3. It shall be the duty of the commission, acting under the direction of the Secretary of War, to inspect the battle field of Stones River, Tennessee, and to carefully study the available records and historical data with respect to the location and movement of all troops which engaged in the battle of Stones River, and the important events connected therewith, with a view of preserving and marking such field for historical and professional military study. The commission shall submit a report of its findings and recommendations to the Secretary of War not later than December 1, 1927. Such report shall describe the portion or portions of land within the area of the battle field which the commission thinks should be acquired and embraced in a national park and the price at which such land can be purchased and its reasonable market value; the report of the commission shall also embrace a map or maps showing the lines of battle and the locations of all troops engaged in the battle of Stones River and the location of the land which it recommends be acquired for the national park; the report of the commission shall contain recommendations for the location of historical tablets at such points on the

battle field, both within and without the land to be acquired for the park, as they may deem fitting and necessary to clearly designate positions and movements of troops and important events connected with the battle of Stones River. (16 U.S.C. § 426b, in part.)

SEC. 4. The Secretary of War is authorized to assign any officials of the War Department to the assistance of the commission if he deems it advisable. He is authorized to pay the reasonable expenses of the commission and their assistants incurred in the actual performance of the duties herein imposed upon them. (16 U.S.C. § 426c.)

Assistance of War Department officials, etc.

SEC. 5. That, upon receipt of the report of said commission, the Secretary of War be, and he is hereby, authorized and directed to acquire, by purchase, when purchasable at prices deemed by him reasonable, otherwise by condemnation, such tract or tracts of lands as are recommended by the commission as necessary and desirable for a national park; to establish and substantially mark the boundaries of the said park; to definitely mark all lines of battle and locations of troops within the boundaries of the park and erect substantial historical tablets at such points within the park and in the vicinity of the park and its approaches as are recommended by the commission, together with such other points as the Secretary of War may deem appropriate: *Provided*, That the entire cost of acquiring said land, including cost of condemnation proceedings, if any, ascertainment of title, surveys, and compensation for the land, the cost of marking the battle field, and the expenses of the commission, shall not exceed the sum of \$100,000. (16 U.S.C. § 426d, as amended. See p. 329.)

Acquiring lands by purchase or condemnation. Duties of commission.

*Provido.*  
Cost limitation.

SEC. 6. That, upon the ceding of jurisdiction by the legislature of the State of Tennessee and the report of the Attorney General of the United States that a perfect title has been acquired, the lands acquired under the provisions of this Act, together with the area already inclosed within the national cemetery at the battle field of Stones River and the Government reservation in said battle field upon which is erected a large monument to the memory of the officers and soldiers of General Hazen's brigade who fell on the spot, are hereby declared to be a national park, to be known as the Stones River National Park. (16 U.S.C. § 426e. See p. 330 (§ 2).)

To be the Stones River National Park, on cession of jurisdiction by Tennessee, etc.

SEC. 7. That the said Stones River National Park shall be under the control of the Secretary of War, and he is hereby authorized to make all needed regulations for the care of the park. The superintendent of the Stones River National Cemetery shall likewise be the superintendent of and have the custody and care of the Stones River National Park, under the direction of the Secretary of War. (16 U.S.C. § 426f. See p. 330 (§ 3).)

Control of Secretary of War.

Superintendent.



Agreement with present holders of lands, for protection thereof, etc.

SEC. 8. That the Secretary of War is hereby authorized to enter into agreements, upon such nominal terms as he may prescribe, with such present owners of the land as may desire to remain upon it, to occupy and cultivate their present holdings, upon condition that they will preserve the present buildings and roads, and the present outlines of field and forest, and that they will only cut trees or underbrush under such regulations as the Secretary may prescribe, and that they will assist in caring for and protecting all tablets, monuments, or such other artificial works as may from time to time be erected by proper authority. (16 U.S.C. § 426g.)

States may mark lines of battle of their troops.

SEC. 9. That it shall be lawful for the authorities of any State having troops engaged in the battle of Stones River to enter upon the lands and approaches of the Stones River National Park for the purpose of ascertaining and marking the lines of battle of troops engaged therein: *Provided*, That before any such lines are permanently designated, the position of the lines and the proposed methods of marking them by monuments, tablets, or otherwise shall be submitted to the Secretary of War, and shall first receive the written approval of the Secretary. (16 U.S.C. § 426h. See p. 330 (§ 3).)

*Proviso.*  
Approval of marking, etc., by Secretary of War.

Penalty for destroying, injuring, etc., property.

SEC. 10. That if any person shall willfully destroy, mutilate, deface, injure, or remove any monument, column, statue, memorial structure, or work of art that shall be erected or placed upon the grounds of the park by lawful authority, or shall willfully destroy or remove any fence, railing, inclosure, or other work for the protection or ornament of said park, or any portion thereof, or shall willfully destroy, cut, hack, bark, break down, or otherwise injure any tree, bush, or shrubbery that may be growing upon said park, or shall cut down or fell or remove any timber, battle relic, tree, or trees growing or being upon such park, except by permission of the Secretary of War, or shall willfully remove or destroy any breastworks, earthworks, walls, or other defenses or shelter, or any part thereof, constructed by the armies formerly engaged in the battle on the lands or approaches to the park, any person so offending shall be guilty of a misdemeanor, and upon conviction thereof before any court of competent jurisdiction, shall for each and every such offense be fined not less than \$5 nor more than \$100. (16 U.S.C. § 426i.)

Amount authorized to be expended.

SEC. 11. That the sum of \$100,000, or so much thereof as may be necessary, is hereby authorized to be appropriated, out of any moneys in the Treasury not otherwise appropriated, to be expended for the purposes of this Act: *Provided*, That no obligation for the purchase of lands shall be incurred until the commission has fixed the boundaries of said park. (16 U.S.C. § 426j.)

*Proviso.*  
Conditions.

**An Act To amend section 5 of the Act entitled "An Act to establish a national military park at the battle field of Stones River, Tennessee," approved March 3, 1927, approved April 15, 1930 (46 Stat. 167)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 5 of the Act entitled "An Act to establish a national military park at the battle field of Stones River, Tennessee," approved March 3, 1927, be, and the same is hereby, amended so that the said section will read as follows:

"That, upon receipt of the report of said commission, the Secretary of War be, and he is hereby, authorized and directed to acquire, by purchase, when purchasable at prices deemed by him reasonable, otherwise by condemnation, such tract or tracts of lands as are recommended by the commission as necessary and desirable for a national military park; to establish and substantially mark the boundaries of the said park; to definitely mark all lines of battle and locations of troops within the boundaries of the park and erect substantial historical tablets at such points within the park and in the vicinity of the park and its approaches as are recommended by the commission, together with such other points as the Secretary of War may deem appropriate; to construct the necessary roads and walks, plant trees and shrubs, restore and care for the grounds, including the Hazen Monument: *Provided*, That the entire cost of acquiring said land, including cost of condemnation proceedings, if any, ascertainment of title, surveys, and compensation for the land, the cost of marking the battle field, the expenses of the commission, and the establishment of the national military park, shall not exceed the sum of \$100,000. (16 U.S.C. § 426d. See p. 327.)

Stones River National Park, Tenn. Vol. 44, p. 1400, amended.

Acquisition of lands by purchase or condemnation.

Hazen Monument included.

*Proviso.* Cost limitation.

**An Act To revise the boundaries and change the name of the Stones River National Military Park, Tennessee, and for other purposes, approved April 22, 1960 (74 Stat. 82)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in furtherance of the purposes of the Act of March 3, 1927 (44 Stat. 1399), authorizing establishment of the Stones River National Military Park, the Secretary of the Interior is authorized to acquire by such means as he may deem to be in the public interest, for inclusion in the Stones River National Military Park, such additional lands and interests in lands, not to exceed seven acres, as in the discretion of the Secretary are necessary for the preservation and interpretation of the battlefield of Stones River, Tennessee. (16 U.S.C. § 426k [Supp. II].)

Stones River National Battlefield, Tenn. Boundary revision. 16 U.S.C. 426d.

SEC. 2. Stones River National Military Park is hereby redesignated as the Stones River National Battlefield, and any remaining balance of funds appropriated for the purpose of the Stones River National Military Park shall be available for the purpose of Stones River National Battlefield. (16 U.S.C. § 426l [Supp. II].)

Administra-  
tion.

16 U.S.C. 1b.

SEC. 3. The administration, protection and development of the Stones River National Battlefield shall be exercised by the Secretary of the Interior in accordance with the provisions of the Act of August 25, 1916 (39 Stat. 535), entitled "An Act to establish a National Park Service, and for other purposes," as amended. (16 U.S.C. § 426m [Supp. II].)

#### 4. Tupelo National Battlefield

	Page
Establishment as national battlefield site-----Act of February 21, 1929	331
Acquisition of additional lands authorized and name changed----- -----Act of August 10, 1961	331

**An Act To provide for the commemoration of the battles of Brices Cross Roads, Mississippi, and Tupelo, Mississippi, approved February 21, 1929 (45 Stat. 1254)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of commemorating the battles of Brices Cross Roads, Mississippi, and Tupelo, Mississippi, the Secretary of War is authorized and directed to (1) acquire not to exceed one acre of land, free of cost to the United States, at each of the above-named battle fields, (2) fence each parcel of land so acquired, (3) build an approach to each such parcel of land, and (4) erect a suitable marker on each such parcel of land. (16 U.S.C. § 429.)

Battles of Brices Cross Roads and Tupelo, Miss. Sites to be acquired for markers to commemorate

SEC. 2. There is authorized to be appropriated \$10,000, or so much thereof as may be necessary, to carry out the provisions of section 1 of this Act.

Sum authorized. Post, p. 1666.

SEC. 3. Each parcel of land acquired under section 1 of this Act shall be under the jurisdiction and control of the Secretary of War, and there is authorized to be appropriated for the maintenance of each such parcel of land, fence, approach, and marker a sum not to exceed \$250 per annum. (16 U.S.C. § 429a.)

Control of Secretary of War. Maintenance.

**An Act To provide additional lands for the Tupelo National Battlefield site, Mississippi, and for other purposes, approved August 10, 1961 (75 Stat. 336)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That to further the purposes of the Act of February 21, 1929 (45 Stat. 1254), the Secretary of the Interior may acquire by donation or with donated funds not to exceed one-half acre of land and interests in land for addition to the adjoining Tupelo National Battlefield site. (16 U.S.C. § 429a-1.)

Tupelo National Battlefield, Miss. Additional lands. 16 U.S.C. 429, 429a.

SEC. 2. The Tupelo National Battlefield site is hereby redesignated the Tupelo National Battlefield which shall continue to be administered pursuant to the Act of August 25, 1916 (39 Stat. 535), as amended and supplemented, entitled "An Act to establish a National Park Service, and for other purposes." (16 U.S.C. § 429a-2.)

16 U.S.C. 1-4.

## VIII. LEGISLATION RELATING TO NATIONAL BATTLEFIELD SITES

### 1. Antietam National Battlefield Site

	Page
Authorization for preserving lines of battle and for placing under supervision of Secretary of War all lands acquired for this purpose-----	
-----Excerpt from Act of August 30, 1890	333
Authorization for Secretary of War to accept land donated for purpose of connecting monument of the Ninth Regiment of New York Volunteers with the road system of Antietam battlefield-----	
-----Excerpt from Act of March 4, 1915	333
Acquisition of lands for site authorized-----	334
-----Act of April 22, 1960	334
Exchange of certain lands authorized-----	334
-----Act of May 31, 1962	334

Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1891, and for other purposes," approved August 30, 1890 (26 Stat. 371, 401)

National Cemetery, Antietam, Maryland: \* \* \*

\* \* \* \* \*

For the purpose of surveying, locating, and preserving the lines of battle of the Army of the Potomac and of the Army of Northern Virginia at Antietam, and for marking the same, and for locating and marking the position of each of the forty-three different commands of the Regular Army engaged in the battle of Antietam, and for the purchase of sites for tablets for the marking of such positions, fifteen thousand dollars. And all lands acquired by the United States for this purpose, whether by purchase, gift, or otherwise, shall be under the care and supervision of the Secretary of War. (16 U.S.C. § 446.)

Preserving,  
etc., lines of  
battle, etc.

Sites for tab-  
lets.

Supervision of  
lands acquired.

Excerpt from "An Act Making appropriations for the support of the Army for the fiscal year ending June 30, 1916," approved March 4, 1915 (38 Stat. 1062, 1077)

The Secretary of War is hereby authorized to accept, on behalf of the Government of the United States, the land which has been donated for the purpose of connecting the monument of the Ninth Regiment of New York Volunteers with the road system of the battle field of Antietam.

Antietam  
battle field.  
Acceptance of  
donated land  
authorized.

**An Act To provide for the protection and preservation of the Antietam Battlefield in the State of Maryland, approved April 22, 1960 (74 Stat. 79)**

Antietam  
Battlefield,  
Md.  
Preservation.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to acquire such lands and interests in land and to enter into such agreements with the owners of land on behalf of themselves, their heirs and assigns with respect to the use thereof as the Secretary finds necessary to preserve, protect and improve the Antietam Battlefield comprising approximately 1,800 acres in the State of Maryland and the property of the United States thereon, to assure the public a full and unimpeded view thereof, and to provide for the maintenance of the site (other than those portions thereof which are occupied by public buildings and monuments and the Antietam National Cemetery) in, or its restoration to, substantially the condition in which it was at the time of the battle of Antietam. 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 Act: *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. Any acquisition authorized by this Act may be made without regard to the limitation set forth in the proviso contained in the Act of May 14, 1940 (54 Stat. 212). The Secretary shall report to the Congress at least once each year on any acquisition made or agreement entered into under this Act. (16 U.S.C. § 430oo [Supp. II].)

Report to  
Congress.

**An Act To authorize the exchange of certain lands at Antietam National Battlefield site, approved May 31, 1962 (76 Stat. 81)**

Antietam  
National  
Battlefield  
site.  
Exchange of  
certain lands.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to effect changes in land ownership made necessary by the widening and relocation of Maryland State Route 34 at Antietam National Battlefield site, the Secretary of the Interior may accept for the United States title to the following described lands, or interests in lands:

Beginning at the intersection of the northerly right-of-way line of Maryland Route Numbered 34 leading from Sharpsburg to Boonsboro with the northerly right-of-way line of the relocation of Richardson Avenue said point of intersection being 34.00 feet measured radially from station 17+00 of the base line of right-of-way as

said base line of right-of-way is delineated on State Roads Commission's plat numbered 16968,

Thence binding along the aforementioned northerly right-of-way line of Richardson Avenue the two following course and distances, namely: north 38 degrees 37 minutes 30 seconds east, 71.78 feet and north 69 degrees 10 minutes 55 seconds east, 333.04 feet to intersect the westerly right-of-way line of Richardson Avenue,

Thence binding thereon south 12 degrees 31 minutes 20 seconds west, 31.12 feet to intersect the base line of right-of-way of the relocation of Richardson Avenue at station 3+33.73,

Thence continuing along the aforementioned westerly right-of-way line of Richardson Avenue south 12 degrees 31 minutes 20 seconds west, 116.03 feet to intersect the aforementioned northerly right-of-way line of Maryland Route Numbered 34,

Thence binding thereon the two following courses and distances, namely: south 84 degrees 45 minutes 55 seconds west, 213.83 feet, and by a curve to the left having a radius of 5,763.58 feet for a distance of 111.84 feet, said curve being subtended by a chord south 84 degrees 12 minutes 40 seconds west, 111.83 feet to the place of beginning.

Said parcel containing 0.66 acre, more or less, and being a part or parts of that tract of land which was conveyed from Henry Piper to Samuel D. Piper by deed dated March 7, 1890, and recorded among land records of Washington County in liber numbered 94, folio 449.

SEC. 2. In exchange for the conveyance of the lands described in section 1 of this Act, the Secretary of the Interior may convey the following described lands: An approximate 0.05-acre parcel of United States land comprising the southerly portion of Richardson Avenue located in Antietam National Battlefield site, extending from the northerly right-of-way line of the widened and relocated Maryland State Route 34 southwestward about 65 feet into the said Maryland State Route 34 right-of-way at station 20+40.

## 2. Brices Cross Roads National Battlefield Site

Establishment-----Act of February 21, 1929 Page  
336

**An Act To provide for the commemoration of the battles of Brices Cross Roads, Mississippi, and Tupelo, Mississippi, approved February 21, 1929 (45 Stat. 1254)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of commemorating the battles of Brices Cross Roads, Mississippi, and Tupelo, Mississippi, the Secretary of War is authorized and directed to (1) acquire not to exceed one acre of land, free of cost to the United States, at each of the above-named battle fields, (2) fence each parcel of land so acquired, (3) build an approach to each such parcel of land, and (4) erect a suitable marker on each such parcel of land. (16 U.S.C. § 429.)

Battles of  
Brices Cross  
Roads and  
Tupelo, Miss.  
Sites to be ac-  
quired for  
markers to  
commemorate.

Sum au-  
thorized.  
*Post*, p. 1666.

Control of Sec-  
retary of War.

Maintenance.

SEC. 2. There is authorized to be appropriated \$10,000, or so much thereof as may be necessary, to carry out the provisions of section 1 of this Act.

SEC. 3. Each parcel of land acquired under section 1 of this Act shall be under the jurisdiction and control of the Secretary of War, and there is authorized to be appropriated for the maintenance of each such parcel of land, fence, approach, and marker a sum not to exceed \$250 per annum. (16 U.S.C. § 429a.)



### 3. Cowpens National Battlefield Site

Establishment.....	Act of March 4, 1929	Page
Acquisition of additional lands for site authorized.....	Act of July 18, 1958	337

**An Act To erect a national monument at Cowpens battle ground, approved March 4, 1929 (45 Stat. 1558)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to preserve that part of the Cowpens battle grounds near Ezell, Cherokee County, South Carolina, where General Daniel Morgan, commanding, participated in the Battle of Cowpens on the 17th day of January, 1781, the Secretary of War be, and he is hereby, authorized and directed to acquire, by gift, not more than one acre of land on which he shall erect or cause to be erected a suitable monument to commemorate said battle.

Battle of Cowpens, S.C. Acquiring land authorized, for erecting monument to commemorate.

SEC. 2. To enable the Secretary of War to carry out the provisions of this Act, to accept a deed for the necessary lands, to make necessary surveys, maps, markers, pointers, or signs marking boundaries, for opening, constructing, or repairing necessary roads and streets and constructing markers and a suitable monument, for salaries for labor and services, for traveling expenses, supplies, and materials, the sum of \$25,000, or so much thereof as may be necessary, is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, to remain available until expended, and the disbursements under this Act shall be reported by the Secretary of War to Congress.

Sum authorized for expenses.

Available until expended.

**An Act To provide for the acquisition of additional land to be used in connection with the Cowpens National Battleground site, approved July 18, 1958 (72 Stat. 368)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in addition to the land heretofore acquired by the United States by gift pursuant to the Act entitled "An Act to erect a national monument at Cowpens battleground", approved March 4, 1929 (45 Stat. 1558), for the purpose of erecting a monument on the site of the Cowpens battleground, the Secretary of the Interior is authorized, in his discretion, to accept, on behalf of the United States, donations of land not to exceed one acre, situated adjacent to and between the present battlefield site and relocated Highway 11.

Cowpens National Battleground site.

## IX. LEGISLATION RELATING TO NATIONAL HISTORIC SITES

### 1. Abraham Lincoln Birthplace National Historic Site

	Page
Acceptance of deed of gift of land embracing homestead of Abraham Lincoln-----	339
Authorization for improvement and preservation of lands and buildings included in Abraham Lincoln National Park or Reservation-----	341
-----Act of July 17, 1916	
-----Act of February 11, 1929	341
Addition of lands authorized-----	341
-----Act of May 27, 1949	
Name changed, "Abraham Lincoln Birthplace National Historic Site" substituted for "Abraham Lincoln National Historical Park"-----	342
-----Act of September 8, 1959	

An Act To accept a deed of gift or conveyance from the Lincoln Farm Association, a corporation, to the United States of America, of land near the town of Hodgenville, county of Larue, State of Kentucky, embracing the homestead of Abraham Lincoln and the log cabin in which he was born, together with the memorial hall inclosing the same; and further, to accept an assignment or transfer of an endowment fund of \$50,000 in relation thereto, approved July 17, 1916 (39 Stat. 385)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the United States of America hereby accepts title to the lands mentioned in the deed of gift or conveyance now in possession of the Secretary of War, together with all the buildings and appurtenances thereon, especially the log cabin in which Abraham Lincoln was born and the memorial hall inclosing the same, which deed of conveyance was executed on the eleventh day of April, nineteen hundred and sixteen, by the Lincoln Farm Association, a corporation, to the United States of America describing certain lands situated near the town of Hodgenville, county of Larue, State of Kentucky, which lands are more particularly identified and described in said deed or conveyance. The title to such lands, buildings, and appurtenances is accepted upon the terms and conditions stated in said deed or conveyance, namely: That the land therein described, together with the buildings and appurtenances thereon, shall be forever dedicated to the purposes of a national park or reservation, the United States of America agreeing to protect and preserve the said lands, buildings, and appurtenances, and especially the log cabin in which Abraham Lincoln was born and the memorial hall inclosing the same, from spoliation, destruction, and further disintegration, to the end that they may be preserved for all

Birthplace of  
Abraham  
Lincoln.  
Acceptance of  
title to land,  
etc., Hodgen-  
ville, Ky.

To be a  
national park.

time, so far as may be; and further agreeing that there shall never be any charge or fee made to or asked from the public for admission to the said park or reservation. (16 U.S.C. § 211.)

Endowment  
fund accepted.

SEC. 2. That the United States of America hereby also accepts title to the endowment fund of \$50,000 mentioned in the assignment and transfer, now in the possession of the Secretary of War, which assignment and transfer was executed on the eleventh day of April, nineteen hundred and sixteen, by the Lincoln Farm Association, a corporation, to the United States of America, transferring and turning over all its right, title, and interest in and to said endowment fund, heretofore invested in certain stocks, bonds, and securities held and owned by the Lincoln Farm Association, and more particularly identified and described in said assignment and transfer.

Conditions.

The title to said endowment fund is accepted upon the terms and conditions stated in said assignment and transfer, namely, that the United States of America shall forever keep the said tract of land described in said deed, together with the buildings and appurtenances thereunto belonging, dedicated to the purpose of a national park or reservation, and that there shall never be any charge or fee made to or asked from the public for admission to the said park or reservation; and further, shall forever protect, preserve, and maintain said land, buildings, and appurtenances, and especially the log cabin in which Abraham Lincoln was born and the memorial hall inclosing the same, from spoliation, destruction, and further disintegration, to the end that they may be preserved for all time, as far as may be, as a national park or reservation. (16 U.S.C. § 212.)

Execution of  
acceptance.

SEC. 3. That the President of the United States of America and the Secretary of War are hereby authorized to execute, in the name of the United States of America, such instrument or instruments as may be or may become necessary to comply with or carry out the terms and conditions of such gift or gifts and to secure the full benefit therefrom. (16 U.S.C. § 213.)

Control, etc.,  
by Secretary of  
War.

SEC. 4. That upon the passage of this Act and the vesting of the title to the property accepted thereunder in the United States, it shall be under the control of the Secretary of War and administered under such regulations not inconsistent with law as he may from time to time prescribe. (16 U.S.C. § 214 and note.)

**An Act To provide for the improvement and preservation of the land and buildings of the Abraham Lincoln National Park or Reservation, approved February 11, 1929 (45 Stat. 1162)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of protecting from disintegration and of improving, beautifying, and preserving the Abraham Lincoln National Park or Reservation established under the Act entitled "An Act to accept a deed or gift or conveyance from the Lincoln Farm Association, a corporation, to the United States of America, of land near the town of Hodgenville, county of Larue, State of Kentucky, embracing the homestead of Abraham Lincoln and the log cabin in which he was born, together with the memorial hall inclosing the same; and further to accept an assignment or transfer of an endowment fund of \$50,000 in relation thereto," approved July 17, 1916 (United States Code, title 16, sections 211-214), the Secretary of War is authorized and directed to provide for (1) the improvement of such existing roadways, walks, and buildings in such park or reservation; and (2) the planting of such trees, plants, and shrubbery; the construction of such additional roadways, walks, and buildings, and of such fences, parking spaces, drainage structures, culverts, and bridges; and the making of such other improvements, as in his judgment may be necessary for the preservation, beautification, and protection from disintegration of such park or reservation, including the log cabin in which Abraham Lincoln was born and the memorial hall inclosing the same, and which may serve to render such park or reservation convenient for the appropriate use and enjoyment by the public. (16 U.S.C. § 215 as amended. See p. 103, Supp. I, *Laws Relating to the National Park Service* (1944). See also p. 342.)

SEC. 2. There is authorized to be appropriated the sum of \$100,000, or so much thereof as may be necessary, to carry out the provisions of section 1 of this Act; and authorization is also hereby given for such appropriations as may, in the future, be deemed necessary for the proper protection, preservation, care, maintenance, and operation of the said national park or reservation, including the salaries and compensation of a superintendent and other needed employees. (16 U.S.C. § 216.)

**An Act To add to the Abraham Lincoln National Historical Park, Kentucky, certain land acquired by the United States for that purpose, approved May 27, 1949 (63 Stat. 140)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the approximately six acres of land described in the following recorded deeds to the United States are hereby added to and made a part of the

Abraham Lincoln National Park, Ky. Improvements directed of, including cabin in which Lincoln was born. Vol. 39, p. 385.

U.S. Code, p. 407.

Amount authorized for improvements, fences, bridges, etc. *Post*, p. 1666.

Superintendent, and employees.

Abraham Lincoln National Historical Park, Ky. Additional land.

Abraham Lincoln National Historical Park in the State of Kentucky:

(a) Deed of conveyance to the United States, dated June 15, 1945, made and entered into by and between J. R. Howell and Mattie Johnson Howell, his wife, and W. L. Ferrill and Minnie Ferrill, his wife, of Hodgenville, Larue County, Kentucky, recorded on June 25, 1946, in deed book numbered 58, page 262, in the records of the county of Larue, Kentucky; and

(b) Quitclaim deed to the United States, made and entered into by and between Carl J. Howell and Dorothy N. Howell, his wife, of Hodgenville, Larue County, Kentucky, recorded on April 18, 1947, in deed book numbered 59, page 435, in the records of the county of Larue, Kentucky. (16 U.S.C. § 218.)

**An Act To change the name of the Abraham Lincoln National Historical Park at Hodgenville, Kentucky, to Abraham Lincoln Birthplace National Historic Site, approved September 8, 1959 (73 Stat. 466)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Abraham Lincoln National Historical Park at Hodgenville, Kentucky, shall hereafter be known as Abraham Lincoln Birthplace National Historic Site, and any law, regulation, document, or record of the United States in which such historical park is designated or referred to under the name of Abraham Lincoln National Historical Park shall be held to refer to such historical park under and by the name of Abraham Lincoln Birthplace National Historic Site. (16 U.S.C. § 217a [Supp. II].)

Abraham Lincoln National Historical Park, Hodgenville, Ky.  
Name change.

## 2. Atlanta Campaign National Historic Site<sup>1</sup>

Conveyance to State of Georgia authorized-----Act of September 21, 1950 Page  
343

**An Act To provide for the conveyance of certain historic properties to the State of Georgia, and for other purposes, approved September 21, 1950 (64 Stat. 896)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to convey to the State of Georgia, without consideration, for public use as a part of the park system of that State, and under such terms and conditions as the Secretary may deem advisable, the following described historic properties and improvements thereon:

State of  
Georgia,  
Conveyance.

(a) The Atlanta Campaign National Historic Site comprising the "Ringgold Gap Site", the "Rocky Face Ridge Site", the "Resaca Site", the "Cassville Site", and the "New Hope Church Site", aggregating a total of approximately fifteen acres of land, which are described in the order dated October 13, 1944 (9 F.R. 12868), of the Acting Secretary of the Interior;

(b) The site, comprising approximately one acre of land, and improvements thereon, known as the New Echota Marker property, established pursuant to the Act of May 28, 1930 (46 Stat. 431).

<sup>1</sup> Conveyed to the State of Georgia, March 20, 1952.

### 3. Bent's Old Fort National Historic Site

Establishment authorized.....Act of June 3, 1960      Page  
344

**An Act Authorizing the establishment of a national historic site at Bent's Old Fort, near La Junta, Colorado, approved June 3, 1960 (74 Stat. 155)**

Bent's Old  
Fort National  
Historic Site.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior shall acquire on behalf of the United States, by gift, purchase, condemnation, or otherwise, such lands, interests therein and improvements thereon, as the Secretary may deem necessary for the purpose of establishing a national historic site at the site of Bent's Old Fort on the Old Santa Fe Trail, located in Otero County, Colorado, approximately seven miles east of La Junta, north of the Arkansas River.

39 Stat. 535.  
16 U.S.C. 1 *et*  
*seq.*  
49 Stat. 666.  
16 U.S.C. 461-  
467.

SEC. 2. (a) The property acquired under the provisions of the first section of this Act shall be designated as the Bent's Old Fort National Historic Site and shall be set aside as a public national memorial to commemorate the historic role played by such fort in the opening of the West. The National Park Service, under the direction of the Secretary of the Interior, shall administer, protect, and develop such monument, subject to the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916, as amended and supplemented, and the Act entitled "An Act to provide for the preservation of historic American sites, buildings, objects, and antiquities of national significance, and for other purposes", approved August 21, 1935, as amended.

(b) In order to provide for the proper development and maintenance of such national historic site, the Secretary of the Interior is authorized to construct and maintain therein such markers, buildings, and other improvements, and such facilities for the care and accommodation of visitors, as he may deem necessary.

Appropriation.

SEC. 3. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act. (See 16 U.S.C. § 461 note [Supp. II].)

## 4. Edison National Historic Site

	Page
Authorization for addition of lands and revision of boundaries of Edison Laboratory National Monument.....Act of June 23, 1959	345
Redesignation of Edison Home National Historic Site and Edison Laboratory National Monument as Edison National Historic Site.....Act of September 5, 1962	345

**An Act To authorize a revision of the boundaries of the Edison Laboratory National Monument, New Jersey, and for other purposes, approved June 23, 1959 (73 Stat. 87)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to procure for addition to the Edison Laboratory National Monument, such additional lands and interests in lands lying directly across Main Street and northwest of the monument, not to exceed two and one-half acres, as in the discretion of the Secretary are necessary for the proper administration and interpretation thereof.

Edison Laboratory National Monument, N.J. Boundaries.

SEC. 2. Lands and interests in lands acquired pursuant to this Act shall become a part of the Edison Laboratory National Monument upon the issuance of an appropriate order or orders, by the Secretary of the Interior, setting forth the revised boundaries of the monument, such order or orders to be effective upon publication thereof in the Federal Register. Lands and interests therein so added to the monument shall thereafter be subject to all the laws and regulations applicable thereto.

Publication in F.R.

**An Act To change the names of the Edison Home National Historic Site and the Edison Laboratory National Monument, to authorize the acceptance of donations, and for other purposes, approved September 5, 1962 (76 Stat. 428)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Edison Home National Historic Site and the Edison Laboratory National Monument, together with adjacent parcels aggregating approximately seventy-one one-hundredths of an acre which have been donated to the United States for addition to the monument, are designated the Edison National Historic Site.

Edison National Historic Site. Designation.

SEC. 2. The Secretary of the Interior may accept the donation of such lands and interests in lands, for addition to the site, as he determines will further the preservation of the Edison National Historic Site and its enjoyment by the public.

SEC. 3. The Edison National Historic Site shall be administered by the Secretary of the Interior pursuant to the Act entitled "An Act to establish a National Park Service and for other purposes," approved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1, 2, 3), as amended and supplemented.



## 5. Fort Davis National Historic Site

Establishment authorized-----Act of September 8, 1961 346

An Act Authorizing the establishment of a national historic site at Fort Davis, Jeff Davis County, Texas, approved September 8, 1961 (75 Stat. 488)

Fort Davis  
National His-  
toric Site, Tex.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior shall acquire, on behalf of the United States, by gift, purchase, condemnation, or otherwise, all right, title, and interest in and to such lands, not to exceed four hundred and sixty acres in all, together with any improvements thereon, as the Secretary may deem necessary for the purpose of establishing a national historic site at the site of Fort Davis, near the town of Fort Davis, Jeff Davis County, Texas.

39 Stat. 535.  
16 U.S.C. 1-4.

SEC. 2. (a) The property acquired under the provisions of the first section of this Act shall be designated as the Fort Davis National Historic Site and shall be set aside as a public national memorial to commemorate the historic role played by such fort in the opening of the West. The National Park Service, under the direction of the Secretary of the Interior, shall administer, protect, and develop such monument, subject to the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916, as amended and supplemented, and the Act entitled "An Act to provide for the preservation of historic American sites, buildings, objects, and antiquities of national significance, and for other purposes", approved August 21, 1935, as amended.

49 Stat. 668.  
16 U.S.C. 461-  
467.

(b) In order to provide for the proper development and maintenance of such national historic site, the Secretary of the Interior is authorized to construct and maintain therein such markers, buildings, and other improvements and such facilities for the care and accommodation of visitors, as he may deem necessary.

Appropriation.

SEC. 3. There are hereby authorized to be appropriated such sums, but not more than \$115,000 for land acquisition, as are necessary to carry out the provisions of this Act. (16 U.S.C. § 461 note.)

## 6. Fort Laramie National Historic Site

Revision of boundaries; monument redesignated as "Fort Laramie National Historic Site"-----Act of April 29, 1960

Page

347

An Act To revise the boundaries and change the name of the Fort Laramie National Monument, Wyoming, and for other purposes, approved April 29, 1960 (74 Stat. 83)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to preserve the sites of historic buildings and roads associated with Fort Laramie, the boundaries of the Fort Laramie National Monument are hereby revised to include the following area:

Fort Laramie  
National Monument,  
Wyo.

Beginning at the intersection of the section line common to sections 28 and 29, township 26 north, range 64 west, sixth principal meridian, with the northerly right-of-way line of the Fort Laramie Canal;

Thence southwesterly along said right-of-way line to the intersection of said line with the center of Deer Creek;

Thence northerly along the center of Deer Creek to the intersection of said center with the north line of the southeast quarter, section 29;

Thence westerly along said line to a point 1,100 feet east of the southwest corner of the northeast quarter, section 29;

Thence due north, 1,320 feet to the point of intersection with the north line of the southwest quarter northeast quarter, section 29;

Thence westerly along said north line to a point at the intersection of said line with the easterly right-of-way line of the county road;

Thence northerly and easterly along said right-of-way line to a point 955 feet east of the section line common to sections 20 and 21;

Thence due south to the point of intersection with the section line common to sections 21 and 28;

Thence easterly along said section line to a point 2,090 feet east of the section corner common to sections 20, 21, 28, and 29;

Thence due south to the point of intersection with the northerly bank of Laramie River;

Thence easterly along said northerly bank to a point 150 feet west of the westerly right-of-way line of the county road, in section 27;

Thence northerly on a line paralleling at 150 feet said right-of-way line of county road to a point 660 feet north of section line common to sections 22 and 27;

Thence northwesterly in a straight line to a point on the southerly right-of-way line of the State highway relocation a distance of 150 feet east of the section line common to sections 21 and 22;

Thence northeasterly along said right-of-way line to the point of intersection with the lot line common to lots 1 and 2, section 22;

Thence southerly along said lot line to a point at the intersection of said line as projected with the westerly or right bank of the North Platte River;

Thence southerly along said bank to its confluence with the northerly or left bank of the Laramie River in section 27;

Thence westerly along said bank of the Laramie River to the westernmost intersection of said bank with the north line of the south half of section 27;

Thence westerly along said line and the north line of the south half of section 28 to the point of intersection with the northerly right-of-way line of the Fort Laramie Canal;

Thence westerly along said right-of-way line to the point of beginning.

Procurement  
of lands.

SEC. 2. In furtherance of the purposes of this Act, the Secretary of the Interior is authorized to procure, in such manner and subject to such terms and conditions as he may deem to be in the public interest, lands and interests in lands within the revised boundary described in section 1 hereof. To avoid the undesirable severance of parcels in private ownership which extend beyond the aforesaid revised boundaries, the Secretary may, in his discretion, and with the consent of the owners, acquire lands or interests in lands that are in such ownership but which lie outside the revised boundary. Property so acquired outside such revised boundary and federally owned lands excluded from the monument pursuant to section 1 hereof may be exchanged by the Secretary of the Interior for any land of approximately equal value within the monument boundaries.

Redesignation.

SEC. 3. The Fort Laramie National Monument is hereby redesignated as the Fort Laramie National Historic Site and any remaining balance of funds appropriated for the monument shall be available for the purposes of the national historic site.

SEC. 4. The administration, protection, and development of the Fort Laramie National Historic Site shall be exercised by the Secretary of the Interior in accordance with the provisions of the Act of August 25, 1916 (39 Stat. 535), entitled "An Act to establish a National Park Service and for other purposes", as amended. (See 16 U.S.C. § 461 note [Supp. II].)

16 U.S.C. 1,  
2-4, 22, 43.

## 7. Fort Raleigh National Historic Site

Boundaries revised.....Act of August 17, 1961 Page  
349

**An Act To revise the boundaries of the Fort Raleigh National Historic Site in North Carolina, and for other purposes, approved August 17, 1961 (75 Stat. 384)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to preserve, as a part of the Fort Raleigh National Historic Site, lands historically associated with the attempt to establish an English colony on Roanoke Island, the boundaries of such site are hereby revised to include the following described lands:

Fort Raleigh  
National Historic Site,  
N.C.  
Boundaries.

### EASTERN AND SOUTHERN EXTENSION

Beginning at the southwest corner of the present Fort Raleigh National Historic Site, which is on the northerly right-of-way line of North Carolina State Highway Numbered 345, said point bearing south 7 degrees 45 minutes east, 35 feet, more or less, from a concrete monument on the existing west boundary of the said national historic site;

Thence south 72 degrees 00 minutes east, 537 feet, more or less, following everywhere the said northerly right-of-way line of North Carolina State Highway Numbered 345, which line is also the south boundary of Fort Raleigh National Historic Site, to a corner on the said south boundary of the national historic site;

Thence south 68 degrees 30 minutes east, 70 feet, more or less, following everywhere the said northerly right-of-way line of North Carolina State Highway Numbered 345, which line is also the south boundary of Fort Raleigh National Historic Site, to the southwest corner of land now or formerly owned by the W. O. Dough estate;

Thence north 29 degrees 30 minutes east, 992 feet, more or less, along the westerly property line of lands now or formerly owned by the said W. O. Dough estate and of the W. J. Griffin subdivision which line is also the east boundary of the Fort Raleigh National Historic Site, to a point on the high water line of Roanoke Sound, said point being the northwest corner of the said W. J. Griffin subdivision;

Thence south 83 degrees 00 minutes east, 729 feet, more or less, along the high water line of Roanoke Sound to the point of intersection with the westerly line of Dare Avenue, or the extension thereof, in the W. J. Griffin subdivision;

Thence south 29 degrees 30 minutes west, 1,230 feet, more or less, along the said westerly line of any northerly extension of Dare Avenue and/or the westerly line of Dare Avenue, and crossing on a prolongation of said line the 60-foot right-of-way of North Carolina State Highway Numbered 345 to a point on the southerly right-of-way line of said highway;

Thence south 69 degrees 00 minutes east, 115 feet, more or less, following everywhere the said southerly right-of-way line of North Carolina State Highway Numbered 345 to the point of intersection with the easterly property line of land now or formerly owned by Essie Payne; thence south 27 degrees 00 minutes west, 910 feet along the said easterly property line of land now or formerly owned by Essie Payne to a point;

Thence south 7 degrees 45 minutes east, 790 feet, crossing the 100-foot right-of-way of the United States highway bearing numbers 64 and 264, to a point located on land now or formerly owned by Ralph Umphlett; thence south 73 degrees 30 minutes west, 640 feet, more or less, to a point on the easterly property line of land now or formerly owned by Essie Payne;

Thence south 27 degrees 00 minutes west, 175 feet, more or less, along the said easterly property line of land now or formerly owned by Essie Payne to a point on the easterly property line of land now or formerly owned by Willis Pearce;

Thence north 7 degrees 45 minutes west, 1,430 feet, more or less, along the said easterly property line of land now or formerly owned by Willis Pearce crossing the said 100-foot right-of-way of the United States highway bearing numbers 64 and 264, to a point on the southerly property line of land now or formerly owned by Alma Reich and Alton Aydlett;

Thence south 67 degrees 00 minutes west, 1,100 feet, more or less, along the said southerly property line of land now or formerly owned by Alma Reich and Alton Aydlett to a point on the easterly right-of-way line of the Old Ferry Road; thence north 32 degrees 00 minutes east, 1,530 feet, more or less, following everywhere the said easterly right-of-way line of Old Ferry Road, to the point of intersection with the southerly right-of-way line of North Carolina Highway Numbered 345.

Thence northwesterly 60 feet, more or less, crossing the right-of-way of said North Carolina State Highway Numbered 345, to the point of beginning but excluding therefrom the right-of-way of the United States highway bearing numbers 64 and 264. The tract as described contains approximately 73 acres.

## WESTERN ADDITION

Beginning at a point on the high water line of Roanoke Sound which marks the northwest corner of land now or formerly owned by the Roanoke Island Historical Association, said point being located about 450 feet westerly from the northwest corner of the existing Fort Raleigh National Historic Site;

Thence south 35 degrees 15 minutes west, 1,356 feet, more or less, along the west property line of said lands now or formerly owned by the Roanoke Island Historical Association crossing the 60-foot right-of-way of North Carolina State Highway Numbered 345, and along the west property line of a second tract of land now or formerly owned by the Roanoke Island Historical Association, to the most westerly corner of the said second-named tract of land now or formerly owned by the Roanoke Island Historical Association;

Thence south 69 degrees 00 minutes west, 100 feet, more or less, to a corner on the easterly property line of land now or formerly owned by Jerome Griffin; thence north 76 degrees 00 minutes west, 2,500 feet, more or less, across land now or formerly owned by Jerome Griffin, to a point of the high water line of Roanoke Sound; thence easterly 3,450 feet, more or less, along the high water line of Roanoke Sound to the point of beginning, the tract as described containing approximately 52 acres.

SEC. 2. The Secretary of the Interior, in furtherance of the purposes of this Act, is authorized to procure, in such manner and subject to such terms and conditions as he may deem to be in the public interest, lands and interests in lands described in section 1 hereof. In acquiring such additional lands and interests therein for the Fort Raleigh National Historic Site, the Secretary is authorized to use any funds now or hereafter made available for the acquisition of lands in the national park system. When so acquired, they shall be administered as a part of the Fort Raleigh National Historic Site in accordance with the provisions of the Act of August 25, 1916 (39 Stat. 535), as amended.

Additional  
lands.

16 U.S.C. 1-4.

## 8. Fort Saint Marks National Historic Site

Establishment authorized-----Act of October 10, 1962 Page 352

### **An Act To provide for the establishment of the Fort Saint Marks National Historic Site, approved October 10, 1962 (76 Stat. 807)**

Fort Saint  
Marks Na-  
tional Historic  
Site, Fla.  
Establishment.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior may accept on behalf of the United States a donation of the site of Fort Saint Marks, located at Saint Marks, Florida, together with all improvements thereon and appurtenances thereto, and such surrounding or adjacent land as is reasonably necessary to carry out the purposes of this Act. When so acquired, such property shall be designated as the Fort Saint Marks National Historic Site, and shall be set aside as a public national memorial.

SEC. 2. In order to provide for the proper development of the Fort Saint Marks National Historic Site, the Secretary of the Interior shall erect thereon and maintain as parts thereof the following—

(1) a museum, which shall contain items of historical interest pertaining to Fort Saint Marks;

(2) such markers, structures, and landscaping as may in his judgment be appropriate.

SEC. 3. The Secretary of the Interior, acting through the National Park Service, shall administer, protect, develop, and maintain the Fort Saint Marks National Historic Site subject to the provisions of this Act and in accordance with the provisions of the Act of August 25, 1916, entitled "An Act to establish a National Park Service, and for other purposes" (16 U.S.C. 1 and others), as amended and supplemented, and the provisions of the Act of August 21, 1935, entitled "An Act to provide for the preservation of historic American sites, buildings, and antiquities of national significance, and for other purposes" (16 U.S.C. 461-467), as amended.

39 Stat. 535.

49 Stat. 666.  
Appropriation.

SEC. 4. There is authorized to be appropriated not to exceed \$100,000 for the purposes of this Act.

## 9. Fort Smith National Historic Site

Establishment authorized-----Act of September 13, 1961      Page 353

**An Act Authorizing the establishment of the Fort Smith National Historic Site, in the State of Arkansas, and for other purposes, approved September 13, 1961 (75 Stat. 489)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to designate for preservation as the Fort Smith National Historic Site the site of the original Fort Smith established in 1817 on LaBelle Point at the confluence of the Arkansas and Poteau Rivers, together with such adjoining property as the Secretary may deem necessary to accomplish the purposes of this Act. The area so designated shall include also the commissary building and the barracks building in which Judge Isaac Parker's courtroom has been restored, both of such buildings having been a part of the fort built during the latter part of the 1830's.

Fort Smith  
National Historic Site, Ark.  
Establishment.

SEC. 2. Within the area designated pursuant to section 1 hereof, the Secretary of the Interior is authorized to procure by purchase, donation, with donated funds, or otherwise, land and interests in lands: *Provided*, That the Secretary shall purchase no property under this Act until the city of Fort Smith, Arkansas, conveys to the United States, without expense thereto, all right, title, and interest of such city in and to the property designated by the Secretary as necessary for the establishment of the Fort Smith National Historic Site. When the historically significant lands and structures comprising the designated area have been acquired as herein provided, the Fort Smith National Historic Site shall be established and notice thereof shall be published in the Federal Register: *Provided further*, That lands purchased by the Secretary for the purposes of this Act shall be within the exterior boundaries of the following described tracts of land:

Publication  
in F.R.

A three-sided, approximately 0.3-acre tract about 250 feet eastward of the easterly abutment of the Missouri Pacific Railroad bridge over the Arkansas River, bounded on all sides by railroad right-of-way 100 feet wide, approved by the Department of the Interior May 2, 1887, as delineated on the plat of West Fort Smith (Choctaw Nation), approved by the Acting Secretary of the Interior August 3, 1904, and filed June 24, 1911, and being block 2 thereon.



A tract of land beginning at the intersection of the easterly right-of-way line of the Saint Louis and San Francisco Railroad and the northerly line of Garland Avenue; thence easterly along the northerly line of Garland Avenue to its intersection with the westerly line of Third Street; thence northerly along the westerly line of Third Street to its intersection with the southerly line of Rogers Avenue; thence westerly along the southerly line of Rogers Avenue to its intersection with the westerly line of Second Street; thence northerly along the westerly line of Second Street to the northeasterly corner of property of the Arkansas Warehouse Company; thence westerly along the northerly property lines of the Arkansas Warehouse Company and of the city of Fort Smith (known as the commissary) to the easterly right-of-way line of the Saint Louis and San Francisco Railroad; thence southerly along the easterly right-of-way line of the Saint Louis and San Francisco Railroad to the point of beginning.

Administra-  
tion.

SEC. 3. The Fort Smith National Historic Site, as constituted under this Act, shall be administered by the Secretary of the Interior as a part of the National Park System pursuant to the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916 (39 Stat. 535), as amended and supplemented.

16 U.S.C. 1-4.

Appropriation;  
limitation.

SEC. 4. There are hereby authorized to be appropriated such sums, not in excess of \$319,000, as are necessary to acquire the real property necessary to carry out the purposes of this Act. (16 U.S.C. § 461 note.)

## 10. Fort Vancouver National Historic Site

	Page
Establishment as national monument; transfer of lands by War Assets Administration and Secretary of the Army to Secretary of the Interior authorized-----Act of June 19, 1948	355
Boundaries revised and monument redesignated "Fort Vancouver National Historic Site"-----Act of June 30, 1961	356

An Act To provide for the establishment of the Fort Vancouver National Monument, in the State of Washington, to include the site of the old Hudson's Bay Company stockade, and for other purposes, approved June 19, 1948 (62 Stat. 532)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of establishing a Federal area of national historical importance for the benefit of the people of the United States, to be known as the "Fort Vancouver National Monument", the Administrator of the War Assets Administration and the Secretary of the Army are authorized to transfer to the Secretary of the Interior, without exchange of funds, administrative jurisdiction over such federally owned lands and other property, real or personal, under their jurisdiction, including the site of the old Hudson's Bay Company stockade in the State of Washington, as they shall find to be surplus to the needs of their respective agencies, such properties to be selected, with their approval, by the Secretary of the Interior for inclusion within the national monument. (16 U.S.C. § 450ff.)

Ft. Vancouver  
National Monu-  
ment, Wash.

SEC. 2. The total area of the national monument as established or as enlarged by transfers pursuant to this Act shall not exceed ninety acres. Establishment of the monument shall be effective, upon publication in the Federal Register of notice of such establishment, following the transfer to the Secretary of the Interior of administrative jurisdiction over such lands as the Secretary of the Interior shall deem to be sufficient for purposes of establishing the national monument. Additional lands may be added to the monument in accordance with the procedure prescribed in section 1 hereof, governing surplus properties, or by donation, subject to the maximum acreage limitation prescribed by this Act, upon publication of notice thereof in the Federal Register. (16 U.S.C. § 450ff-1.)

Total area.

Additional  
lands.

SEC. 3. The administration, protection, and development of the aforesaid national monument shall be exercised under the direction of the Secretary of the Interior by the National Park Service, subject to the provisions of the Act of August 25, 1916 (39 Stat. 535), entitled "An Act to establish a National Park Service, and for other purposes", as amended. (16 U.S.C. § 450ff-2.)

Administra-  
tion, etc.

16 U.S.C.  
§§ 1-4, 22, 43.

**An Act To revise the boundaries and to change the name of Fort Vancouver National Monument, in the State of Washington, and for other purposes, approved June 30, 1961 (75 Stat. 196)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of preserving certain historic properties associated with the Fort Vancouver National Monument, established pursuant to the Act of June 19, 1948, chapter 546 (62 Stat. 532; 16 U.S.C. 450ff-2), the Secretary of the Interior may revise the boundaries of the monument to include therein not more than one hundred and thirty additional acres of land adjacent to, contiguous to, or in the vicinity of the existing monument. (16 U.S.C. § 450ff-3.)

Fort Vancouver  
National Monu-  
ment, Wash.

Land  
acquisition.

SEC. 2. The Secretary of the Interior may acquire in such manner as he may consider to be in the public interest the non-Federal lands and interests in lands within the revised boundaries. (16 U.S.C. § 450ff-4.)

Transfer  
authority.

SEC. 3. The heads of executive departments may transfer to the Secretary of the Interior, without exchange of funds, administrative jurisdiction over such federally owned lands and other property under their administrative jurisdictions within the revised boundary as may become excess to the needs of their respective agencies for inclusion in the Fort Vancouver National Monument. (16 U.S.C. § 450ff-5.)

Redesignation.

SEC. 4. Fort Vancouver National Monument is redesignated Fort Vancouver National Historic Site. (16 U.S.C. § 450ff-6.)

## 11. Hopewell Village National Historic Site

Elimination of certain lands authorized-----Act of July 24, 1946 Page 357

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**An Act To authorize revisions in the boundary of the Hopewell Village National Historic Site, Pennsylvania, and for other purposes, approved July 24, 1946 (60 Stat. 655)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is hereby authorized to withdraw from the Hopewell Village National Historic Site, Pennsylvania, all or any part of the lands added to the Hopewell Village National Historic Site by the Act approved June 6, 1942, entitled "An Act to authorize the disposition of recreational demonstration projects, and for other purposes", which in his opinion are not required for historic-site purposes. Any lands so withdrawn shall revert to the status of a recreational demonstration area. (16 U.S.C. § 459s note.)

Hopewell Village National Historic Site, Pa.  
Withdrawal of lands.  
56 Stat. 326.

## 12. Jefferson National Expansion Memorial National Historic Site

	Page
Construction of site provided for in accordance with plan approved by the United States Territorial Expansion Memorial Commission-----	358
-----Act of May 17, 1954	358
Amendment to Act of May 17, 1954-----Act of September 6, 1958	360

**An Act To provide for the construction of the Jefferson National Expansion Memorial at the site of old Saint Louis, Missouri, in general accordance with the plan approved by the United States Territorial Expansion Memorial Commission, and for other purposes, approved May 17, 1954 (68 Stat. 98)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized to be constructed by the Secretary of the Interior upon the Jefferson National Expansion Memorial National Historic Site, Saint Louis, Missouri, an appropriate national memorial to those persons who made possible the territorial expansion of the United States, including President Thomas Jefferson and his aides, Livingston and Monroe, who negotiated the Louisiana Purchase, the great explorers, Lewis and Clark, and the hardy hunters, trappers, frontiersmen, pioneers, and others who contributed to such expansion. (16 U.S.C. § 450 jj.)

Jefferson National Expansion Memorial, Mo.

Contracts, employment, etc.

SEC. 2. (a) The memorial authorized herein shall be constructed in general, in accordance with the plan approved by the United States Territorial Expansion Memorial Commission on May 25, 1948. The Secretary of the Interior is authorized to enter into such contracts as may be necessary to carry out the purposes of this Act. The Secretary is also authorized to employ, in his discretion, by contract or otherwise, landscape architects, architects, engineers, sculptors, artists, other expert consultants, or firms, partnerships, or associations thereof, and to include in any such contract provision for the utilization of the services and facilities, and the payment of the travel and other expenses, of their respective organizations, in accordance with the usual customs of the several professions and at the prevailing rates for such services and facilities, without regard to the civil-service laws or regulations, the Classification Act of 1949, section 3709 of the Revised Statutes, as amended, or any other law or regulation relating to either employment or compensation.

63 Stat. 954.  
5 U.S.C. 1101  
note.  
41 U.S.C. 5.

Easements, etc.

(b) The Secretary of the Interior, in connection with the construction and operation of the memorial, is authorized to grant such easements as are in the public interest, and, in his discretion, to convey to the city of Saint Louis for above-ground parking structures, under such terms and conditions as he may consider to be com-

patible with maintaining the integrity, appearance, and purposes of said memorial, such portion of the historic site as may in his judgment be excluded therefrom without detriment thereto, subject, however, to reversion of such portion of the historic site to the United States if such excluded area ceases to be used for parking purposes by said city.

(c) The Secretary of the Interior is authorized to grant easements for the purpose of erecting underground structures suitable for public protection under such terms and conditions as he may consider to be compatible with maintaining the integrity, appearance, and purposes of said memorial. (16 U.S.C. § 450 jj-1.)

SEC. 3. The memorial project authorized herein shall not be undertaken until there shall have been reached an agreement satisfactory to the Secretary of the Interior providing for the relocation of the railroad tracks and structures now situated on lands adjacent to the Jefferson National Expansion, Memorial National Historic Site, between the boundary of the site and the river. Such agreement shall contain such terms as may be deemed desirable by the Secretary but shall contain a provision limiting the Federal expenditure of funds in connection with such relocation of the tracks and structures to work undertaken within the historic site area. (16 U.S.C. § 450jj-2.)

Relocation of  
railroad tracks.

SEC. 4. (a) There is hereby authorized to be appropriated not to exceed \$5,000,000 to complete certain elements of the memorial as authorized by this Act. These elements are specifically described as (1) railroad relocation, \$1,875,000; (2) grading and filling, \$1,125,000; (3) landscaping, \$500,000; (4) paved areas, utilities, and so forth, \$900,000; and (5) restoration of Old Courthouse, \$600,000. Funds authorized to be appropriated by this Act shall be expended by the United States for construction of the memorial in the ratio of \$3 of Federal funds for each \$1 of money contributed hereafter by the city of Saint Louis or other non-Federal source for purposes of the memorial, and for such purposes the Secretary is authorized to accept from the said city or other non-Federal sources, and to utilize for purposes of this Act, any money so contributed: *Provided*, That the value of any land hereafter contributed by the city of Saint Louis shall be excluded from the computation of the city's share.

Appropriation.

(b) The authorization for an appropriation contained in subsection (a) shall not be effective until such time as—

Restrictions.

(1) the receipts of the Government for the preceding fiscal year have exceeded the expenditures of the Government for such year, as determined by the Director of the Bureau of the Budget; or

42 Stat. 20.  
31 U.S.C. 1.

(2) the budget submitted to the Congress by the President under the Budget and Accounting Act, 1921, reveals that the estimated receipts of the Government for the fiscal year for which such budget is submitted are in excess of the estimated expenditures of the Government for such fiscal year. (16 U.S.C. § 450jj note, as amended.)

Arch.

SEC. 5. The authorization for an appropriation contained in this Act shall not be deemed to authorize the appropriation of any funds to be available for expenditure in any manner for the planning or construction of the stainless steel arch provided for in the so-called "Saarinen Plan", approved May 25, 1948, by the United States Territorial Expansion Memorial Commission, or any modification of such arch, and the Secretary of the Interior is directed not to expend any Government funds in planning for or constructing such arch or any modification thereof.

**An Act To amend the Act of May 17, 1954 (68 Stat. 98), providing for the construction of the Jefferson National Expansion Memorial at the site of old Saint Louis, Missouri, and for other purposes, approved September 6, 1958 (72 Stat. 1794)**

Jefferson  
National  
Expansion  
Memorial.  
16 U.S.C. 98.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act of May 17, 1954 (68 Stat. 98), entitled "An Act to provide for the construction of the Jefferson National Expansion Memorial at the site of old Saint Louis, Missouri, in general accordance with the plan approved by the United States Territorial Expansion Memorial Commission, and for other purposes" is hereby amended by striking sections 4 and 5 therefrom and inserting in lieu thereof the following:

Appropriation.

"SEC. 4. There is hereby authorized to be appropriated not to exceed \$17,250,000 to carry out the purposes of this Act: *Provided*, That funds authorized to be appropriated by this Act shall be expended by the United States for construction of the memorial in the ratio of \$3 of Federal funds for each \$1 of money contributed hereafter by the city of Saint Louis or other non-Federal source for purposes of the memorial, and for such purposes the Secretary is authorized to accept from the said city or other non-Federal sources, and to utilize for purposes of this Act, any money so contributed: *Provided further*, That the value of any land hereafter contributed by the city of Saint Louis shall be excluded from the computation of the city's share." (16 U.S.C. § 450jj note.)

### 13. Sagamore Hill National Historic Site

Page

Establishment authorized-----Act of July 25, 1962 361

**An Act To authorize establishment of the Theodore Roosevelt Birthplace and Sagamore Hill National Historic Sites, New York, and for other purposes, approved July 25, 1962 (76 Stat. 217)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to preserve in public ownership historically significant properties associated with the life of Theodore Roosevelt, the Secretary of the Interior may acquire, by donation from the Theodore Roosevelt Association, the sites and structures known as the Theodore Roosevelt House situated at Twenty-eight and Twenty-six East Twentieth Street, New York City, consisting of approximately eleven one-hundredths of an acre, and Sagamore Hill, consisting of not to exceed ninety acres at Cove Neck, Oyster Bay, Long Island, and the improvements thereon, together with the furnishings and other contents of the structures.

Theodore Roosevelt Birthplace and Sagamore Hill National Historic Sites, N.Y. Establishment authorization.

SEC. 2. (a) In accordance with the Act entitled "An Act to create a National Park Trust Fund Board, and for other purposes", approved July 10, 1935 (49 Stat. 477), as amended, the National Park Trust Fund Board may accept from the Theodore Roosevelt Association \$500,000 and such additional amounts as the association may tender from time to time from the endowment fund under its control, which funds, when accepted, shall be utilized only for the purposes of the historic sites established pursuant to this Act.

Acceptance of funds, 16 U.S.C. 19-19c.

(b) Nothing in this Act shall limit the authority of the Secretary of the Interior under other provisions of law to accept in the name of the United States donations of property.

SEC. 3. When lands, interests in lands, improvements, and other properties comprising the Theodore Roosevelt Birthplace and Sagamore Hill, as authorized for acquisition by section 1 of this Act, and a portion of the endowment fund in the amount of \$500,000 have been transferred to the United States, the Secretary of the Interior shall establish the Theodore Roosevelt Birthplace and Sagamore Hill National Historic Sites by publication of notice thereof in the Federal Register.

Transfer of property, etc. to U.S.

SEC. 4. The Secretary of the Interior shall administer, protect, and develop the Theodore Roosevelt Birthplace and Sagamore Hill National Historic Sites in accordance with the provisions of the Act of August 25, 1916 (39

Publication in F.R.

Development, etc.



Stat. 535; 16 U.S.C. 1 and the following), as amended and supplemented.

Advisory com-  
mittees.  
Establishment.

SEC. 5. The Theodore Roosevelt Association, having by its patriotic and active interest preserved for posterity these important historic sites, buildings, and objects, shall, upon establishment of the Theodore Roosevelt Birthplace and Sagamore Hill National Historic Sites be consulted by the Secretary of the Interior in the establishment of an advisory committee or committees for matters relating to the preservation, development, and management of the Theodore Roosevelt Birthplace and Sagamore Hill National Historic Sites.

SEC. 6. The Act entitled "An Act to incorporate the Roosevelt Memorial Association", approved May 31, 1920 (41 Stat. 691), as amended by the Act approved on May 21, 1953 (67 Stat. 27), which changed the name of such corporation to the Theodore Roosevelt Association, and by the Act approved on March 29, 1956 (70 Stat. 60), which permitted such corporation to consolidate with Women's Theodore Roosevelt Association, Incorporated, is hereby further amended by adding to section 3 thereof a new subdivision as follows:

Donation of  
property.

"(4) The donation of real and personal property, including part or all of its endowment fund, to a public agency or public agencies for the purpose of preserving in public ownership historically significant properties associated with the life of Theodore Roosevelt."

and by deleting the word "and" at the end of subdivision (2) of section 3.

## 14. San Juan National Historic Site

Conveyance of certain property to the municipality of San Juan, Puerto Rico, authorized-----Act of August 24, 1959

Page  
363

An Act To authorize the conveyance of certain property administered as a part of the San Juan National Historic Site to the municipality of San Juan, Puerto Rico, in exchange for its development by the municipality in a manner that will enhance the historic site, and for other purposes, approved August 24, 1959 (73 Stat. 414)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to enhance the setting and to promote the public appreciation and enjoyment of the San Juan National Historic Site, the Secretary of the Interior is authorized, in his discretion, to convey to the municipality of San Juan, Puerto Rico, that certain tract of land described below: *Provided,* That in exchange therefor and in accordance with the requirements hereinafter set forth, the municipality shall develop and thereafter maintain such tract for public recreational purposes only, in accordance with such plans as may be approved by the Secretary which shall complement and enhance the national historic site.

San Juan National Historic Site.  
Conveyance.

Beginning at point 1 which is at the northwesterly corner of Tetuan and Santo Cristo Streets, thence south 85 degrees 48 minutes west, 56.6 feet to point 2; thence north 6 degrees 46 minutes west, 15.3 feet to point 3; thence north 80 degrees 35 minutes east, 4.0 feet to point 4; thence north 7 degrees 42 minutes west, 22.7 feet to point 5; thence south 81 degrees 07 minutes west, 57.5 feet to point 6; thence south 10 degrees 07 minutes east, 9.5 feet to point 7; thence south 78 degrees 26 minutes west, 149.2 feet to point 8; thence south 78 degrees 26 minutes west, 17.5 feet to a point located 5 feet east of the retaining wall for access road to Conception Bastion; thence south 11 degrees 11 minutes east, 30 feet to a point 0.75 feet north of the north edge of the scarf wall; thence northeasterly in a straight line 260.13 feet, more or less, to a point on the Capilla del Cristo Building 2.0 feet north of the scarf wall; thence along the wall of said building north 4 degrees 06 minutes east, 7.95 feet to a corner of the said Capilla del Cristo Building; thence still along said building north 85 degrees 54 minutes east, 13.6 feet to the westerly line of Santo Cristo Street, produced; thence along the line of said street north 11 degrees 97 minutes west, 18.1 feet to the point or place of beginning, already described, comprising an area of 0.36 acres, more or less, and being a portion of the 0.54-

acre tract accepted by the Department of the Interior by transfer from the Secretary of the Army on February 15, 1956.

Conditions.

Sec. 2. The deed effecting the conveyance and exchange authorized by the first section of this Act shall include but need not be limited to the following conditions:

(a) Prohibit use of the premises as an outdoor dining facility or for any other comparable purpose that, as may be determined by the Secretary of the Interior, would interfere with the use of the area as a public park;

(b) Reserve permanently to the United States, for the purpose of maintaining and preserving the old city wall, a right or rights of access to the said wall through the conveyed property;

(c) Reserve permanently to the United States all right, title, and interest in and to the vaults and tunnels connected to the old city wall and extending in part under the property to be conveyed, together with all rights of ingress and egress thereto; and

(d) Provide that in the event the municipality of San Juan, Puerto Rico, does not proceed with the development of the aforesaid area as a public park and promenade for the benefit and enjoyment of the people in a manner and period of time satisfactory to the Secretary of the Interior, or if the municipality ceases to use the said area for the purposes for which it was conveyed, as determined by the Secretary of the Interior, all or any portion thereof, not so utilized, in its then existing condition, shall, upon a declaration to that effect by the Secretary, revert to the United States.

## 15. Theodore Roosevelt Birthplace National Historic Site

Establishment authorized-----Act of July 25, 1962 Page  
365

**An Act To authorize establishment of the Theodore Roosevelt Birthplace and Sagamore Hill National Historic Sites, New York, and for other purposes, approved July 25, 1962 (76 Stat. 217)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to preserve in public ownership historically significant properties associated with the life of Theodore Roosevelt, the Secretary of the Interior may acquire, by donation from the Theodore Roosevelt Association, the sites and structures known as the Theodore Roosevelt House situated at Twenty-eight and Twenty-six East Twentieth Street, New York City, consisting of approximately eleven one-hundredths of an acre, and Sagamore Hill, consisting of not to exceed ninety acres at Cove Neck, Oyster Bay, Long Island, and the improvements thereon, together with the furnishings and other contents of the structures.

Theodore Roosevelt Birthplace and Sagamore Hill National Historic Sites, N.Y. Establishment authorization.

SEC. 2. (a) In accordance with the Act entitled "An Act to create a National Park Trust Fund Board, and for other purposes," approved July 10, 1935 (49 Stat. 477), as amended, the National Park Trust Fund Board may accept from the Theodore Roosevelt Association \$500,000 and such additional amounts as the association may tender from time to time from the endowment fund under its control, which funds, when accepted, shall be utilized only for the purposes of the historic sites established pursuant to this Act.

Acceptance of funds.

16 U.S.C. 19-19c.

(b) Nothing in this Act shall limit the authority of the Secretary of the Interior under other provisions of law to accept in the name of the United States donations of property.

SEC. 3. When lands, interests in lands, improvements, and other properties comprising the Theodore Roosevelt Birthplace and Sagamore Hill, as authorized for acquisition by section 1 of this Act, and a portion of the endowment fund in the amount of \$500,000 have been transferred to the United States, the Secretary of the Interior shall establish the Theodore Roosevelt Birthplace and Sagamore Hill National Historic Sites by publication of notice thereof in the Federal Register.

Transfer of property, etc. to U.S.

Publication in F.R.

SEC. 4. The Secretary of the Interior shall administer, protect, and develop the Theodore Roosevelt Birthplace and Sagamore Hill National Historic Sites in accord-

Development, etc.

ance with the provisions of the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 1 and the following), as amended and supplemented.

Advisory committees.  
Establishment.

SEC. 5. The Theodore Roosevelt Association, having by its patriotic and active interest preserved for posterity these important historic sites, buildings, and objects, shall, upon establishment of the Theodore Roosevelt Birthplace and Sagamore Hill National Historic Sites be consulted by the Secretary of the Interior in the establishment of an advisory committee or committees for matters relating to the preservation, development, and management of the Theodore Roosevelt Birthplace and Sagamore Hill National Historic Sites.

SEC. 6. The Act entitled "An Act to incorporate the Roosevelt Memorial Association," approved May 31, 1920 (41 Stat. 691), as amended by the Act approved on May 21, 1953 (67 Stat. 27), which changed the name of such corporation to the Theodore Roosevelt Association, and by the Act approved on March 29, 1956 (70 Stat. 60), which permitted such corporation to consolidate with Women's Theodore Roosevelt Association, Incorporated, is hereby further amended by adding to section 3 thereof a new subdivision as follows:

Donation of property.

"(4) The donation of real and personal property, including part or all of its endowment fund, to a public agency or public agencies for the purpose of preserving in public ownership historically significant properties associated with the life of Theodore Roosevelt."

and by deleting the word "and" at the end of subdivision (2) of section 3.

## 16. Whitman Mission National Historic Site

	Page
Acquisition of additional land for Whitman National Monument authorized.....Act of May 1, 1958	367
Name changed to "Whitman Mission National Historic Site".....Act of May 31, 1962	367

**An Act To facilitate the administration and development of the Whitman National Monument, in the State of Washington, by authorizing the acquisition of additional land for the monument and for other purposes, approved May 1, 1958 (72 Stat. 101)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of including within Whitman National Monument, Washington, certain properties that are of historic significance in connection with the monument area and which are needed to provide suitable monument facilities, the Secretary of the Interior is authorized to procure not to exceed fifty acres of land adjacent to the existing monument and a right-of-way thereto from United States Highway 410, using therefor any land acquisition funds available for purposes of the national park system, such property to be acquired in such manner as the Secretary shall consider to be in the public interest. Following the acquisition by the United States of land for addition to the monument pursuant to this Act, such addition shall be effective in each instance upon the publication of notice thereof in the Federal Register. (16 U.S.C. § 433k-1.)

Whitman National Monument, Wash.

Publication in F.R.

**An Act To change the name of Whitman National Monument to Whitman Mission National Historic Site, approved May 31, 1962 (76 Stat. 90)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That effective January 1, 1963, the Whitman National Monument, established pursuant to the Act of June 29, 1936 (49 Stat. 2028; 16 U.S.C. 433k-433m), shall be known as the Whitman Mission National Historic Site.

Whitman Mission National Historic Site.

**X. LEGISLATION RELATING TO NATIONAL MEMORIALS**

**1. Arkansas Post National Memorial Project**

Establishment of memorial authorized-----Act of July 6, 1960 Page  
369

**An Act To provide for the establishment of the Arkansas Post National Memorial, in the State of Arkansas, approved July 6, 1960 (74 Stat. 333)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior shall acquire, by gift, purchase, condemnation, or otherwise, the lands (together with any improvements thereon) known as the Arkansas Post State Park, and any other lands adjacent to such park which, in his opinion, are necessary or desirable to carry out the purposes of this Act.

Arkansas Post  
National  
Memorial.

SEC. 2. (a) The lands acquired under the first section of this Act shall be set aside as a public park for the benefit and enjoyment of the people of the United States, and shall be designated as the Arkansas Post National Memorial. The Secretary of the Interior shall administer the park as a part of the national park system, subject to the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916 (39 Stat. 535).

16 U.S.C. 1,  
2-4, 22, 43.

(b) In order to provide for the proper development and maintenance of the park, the Secretary of the Interior shall construct and maintain therein such roads, trails, markers, buildings, and other improvements, and such facilities for the care and accommodation of visitors, as he may deem necessary.

SEC. 3. There are hereby authorized to be appropriated such sums, but not more than \$125,000, as may be needed for the acquisition of lands and interests in lands and for development of the Arkansas Post National Memorial, of which not more than \$25,000 shall be used for acquisition purposes, and in addition thereto, such sums as may be needed for its administration and maintenance. (See 16 U.S.C. § 431 note [Supp. II].)

Appropriation.

## 2. Coronado National Memorial

	Page
Amendment to Act of August 18, 1941, establishing the Coronado International Memorial, substituting the words "Coronado National Memorial" for "Coronado International Memorial"-----Act of July 9, 1952	370
Revision of boundaries of memorial and repair and maintenance of access road thereto authorized-----Act of September 2, 1960	370

**An Act To amend the Act entitled "An Act to provide for the establishment of the Coronado International Memorial, in the State of Arizona," approved August 18, 1941 (55 Stat. 630), approved July 9, 1952 (66 Stat. 510)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the words "Coronado National Memorial" are hereby substituted in lieu of the words "Coronado International Memorial" wherever such words occur in the Act of August 18, 1941 (55 Stat. 630).

SEC. 2. That section 1 of the aforesaid Act is hereby amended by striking out " : *Provided*, That said proclamation shall not be issued until the President of the United States shall have been advised through official channels that the Government of Mexico has established, or provided for the establishment of, an area of similar type and size adjoining the area described herein". (16 U.S.C. § 450y note. See, *Laws Relating to the National Park Service*, Supp. I, (1944) p. 142-143.)

**An Act To revise the boundaries of the Coronado National Memorial and to authorize the repair and maintenance of an access road thereto, in the State of Arizona, and for other purposes, approved September 2, 1960 (74 Stat. 736)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in furtherance of the purposes of the Act of August 18, 1941 (55 Stat. 630), as amended, and to facilitate the administration and development of the Coronado National Memorial, Arizona, the boundaries thereof are hereby revised by the following additions and deletions of land:

(1) Inclusion in the memorial and exclusion from the Coronado National Forest of lots 2 and 7 and a portion of Homestead Entry Survey 310 situated in section 18, township 24 south, range 21 east, Gila and Salt River base and meridian, said portion of Homestead Entry Survey 310 being more particularly described as follows: Beginning at the southwest corner (identified as corner number 1), of Homestead Entry Survey 310, said point being located on the present boundary of Coronado National Memorial and marked by an iron pipe with a brass cap and a rock cairn placed by the United States Bureau of Land Management in 1955; thence north zero degrees

Coronado National Memorial, Ariz.  
16 U.S.C.  
§§ 450y-  
450y-4.

Coronado National Memorial, Ariz.  
Revised boundaries.  
16 U.S.C. 450y.



thirty-three minutes west, one thousand two hundred ninety-four and twenty-six hundredths feet, more or less, along the west boundary of said tract, which line is also the present boundary of said memorial, to the north-east corner of lot 8, section 18, said point being marked by an iron pipe with a brass cap and a rock cairn placed by the United States Bureau of Land Management in 1955; thence north zero degrees twenty-three minutes east, two hundred thirty and eight-tenths feet, more or less, along the west boundary of Homestead Entry Survey 310 to a point on a circular curve marked by an iron pipe with a National Park Service brass cap, said point being located south eighty-one degrees forty-four minutes east, exactly one hundred forty feet from the point of curvature of said curve; thence southeasterly five hundred forty-eight and two-tenths feet along said circular curve to the right of radius one thousand seven hundred thirty-two and four-tenths feet and having a beginning tangent bearing of south eighty-four degrees three minutes east (from point of curvature to point of intersection), to the point of tangency of said curve; thence south sixty-one degrees sixteen minutes east, two hundred twenty-four and eight-tenths feet to the point of curvature of a circular curve to the right; thence southeasterly two hundred ninety-two and six-tenths feet along said circular curve to the right of radius six thousand twenty-nine and six-tenths feet to the point of tangency of said curve; thence south fifty-eight degrees twenty-nine minutes east, five hundred eighty-eight and seven-tenths feet to the point of curvature of a circular curve to the right; thence southeasterly two hundred twenty-five and nine-tenths feet along said circular curve to the right of radius two thousand two hundred nine and nine-tenths feet to the point of tangency of said curve; thence south fifty-two degrees thirty-eight minutes east, twenty-eight and eight-tenths feet to the point of curvature of a circular curve to the left; thence southeasterly two hundred sixteen and nine-tenths feet along said circular curve to the left of radius one thousand six hundred nine and nine-tenths feet to the point of tangency of said curve; thence south sixty degrees twenty-one minutes east, thirty and seven-tenths feet to the point of curvature of a circular curve to the right; thence southeasterly seven hundred thirteen and six-tenths feet, more or less, along said circular curve to the right of radius one thousand two hundred fifty-four and nine-tenths feet to a point on the southern boundary line of Homestead Entry Survey 310 marked by an iron pipe with a National Park Service brass cap, said point also being located on the present northern boundary line of Coronado National Memorial; thence north eighty-nine degrees forty-nine minutes west two thousand three hun-

dred and sixty-one feet, more or less, along the southern boundary line of Homestead Entry Survey 310, which line is also the present northern boundary of the said memorial, to the point of beginning (all bearings referred to the true meridian).

(2) Inclusion in the Memorial and exclusion from the Coronado National Forest of lots 5 and 6 in section 20, township 24 south, range 21 east, Gila and Salt River base and meridian.

(3) Exclusion from the Memorial and inclusion in the Coronado National Forest of the north half southwest quarter northwest quarter section 13, and the north half southeast quarter northeast quarter section 14, all in township 24 south, range 20 east, Gila and Salt River base and meridian. (16 U.S.C. § 450y-5 [Supp. II].)

Land  
acquisition.

SEC. 2. The Secretary of the Interior is authorized to acquire lands and interests in lands within the revised boundaries of the Coronado National Memorial by purchase, donation, with donated funds, or by such other means as he may consider to be in the public interest. Lands and interests in lands acquired pursuant to this Act shall become a part of the Memorial and be administered by the Secretary of the Interior in accordance with the provisions of the Act of August 25, 1916 (39 Stat. 535), as amended, and pursuant to sections 2, 3, and 4 of the Act of August 18, 1941 (55 Stat. 630), as amended. (16 U.S.C. § 450y-6 [Supp. II].)

16 U.S.C. 1.  
16 U.S.C.  
450y-1-3.

16 U.S.C. 17j-2.

SEC. 3. The Act approved August 7, 1946 (60 Stat. 885), is hereby amended by substituting a semicolon for the period at the end of subsection (a), section 1, and inserting immediately thereafter the following: "repair and maintenance of the class 'C' road lying between the terminus of F.A. 383 at the east boundary of Coronado National Forest and the point where said class 'C' road enters Coronado National Memorial in the vicinity of Montezuma Pass, approximately 5.3 miles." (16 U.S.C. § 17j-2 [Supp. II].)<sup>1</sup>

Appropriation.

SEC. 4. There is hereby authorized to be appropriated the sum of not to exceed \$3,000 for the purpose of acquiring lands, interests in lands, and improvements thereon as may be necessary for carrying out this Act. (16 U.S.C. § 450y-7 [Supp. II].)

<sup>1</sup> See also General Legislation, pp. 16-17.

### 3. De Soto National Memorial

	Page
Establishment and acquisition of lands authorized....Act of March 11, 1948	373
Act of March 11, 1948, amended to increase authorization for appropriation.....Act of August 21, 1950	373
Act of March 11, 1948, as amended by Act of August 21, 1950, amended to increase acreage authorized for acquisition and authorization for appropriation.....Act of September 8, 1960	374

**An Act To authorize the establishment of the De Soto National Memorial, in the State of Florida, and for other purposes, approved March 11, 1948 (62 Stat. 78)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of establishing an appropriate memorial to Hernando De Soto, the Secretary of the Interior is authorized, in his discretion, to acquire on behalf of the United States, by donation, by purchase with donated funds when purchasable at prices deemed by him reasonable, or by condemnation with donated funds, such lands and interests in land within an area of not to exceed twenty-five acres as he may select in the vicinity of Tampa Bay and Bradenton, Florida, and to construct thereon a suitable memorial structure, together with such connecting roads and public facilities as may be desirable. (16 U.S.C. § 450dd as amended. See p. 374.)

De Soto National Memorial, Fla.

SEC. 2. Upon a determination by the Secretary of the Interior that sufficient land has been acquired by the United States for the memorial, such property shall be established as the "De Soto National Memorial", and shall be administered by the Secretary of the Interior, through the National Park Service, for the benefit of the people of the United States. An order of the Secretary of the Interior, constituting notice of such establishment, shall be published in the Federal Register. Insofar as applicable and not in conflict with this Act, the Act of August 25, 1916 (39 Stat. 535), providing for the establishment of a National Park Service, as amended and supplemented, shall govern the promotion and development of the national memorial. (16 U.S.C. § 450dd-1.)

Publication of order in Federal Register.

16 U.S.C. §§ 1-4, 22, 43.

Appropriation authorized.

SEC. 3. There is hereby authorized to be appropriated such sums, not to exceed \$25,000, as may be necessary to carry out the provisions of this Act. (16 U.S.C. § 450dd note as amended. See p. 374.)

**An Act To amend the Act of March 11, 1948 (62 Stat. 78), relating to the establishment of the De Soto National Memorial, in the State of Florida, approved August 21, 1950 (64 Stat. 469)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 3 of the Act of March 11, 1948

(62 Stat. 78), relating to the establishment of the De Soto National Memorial, Florida, is hereby amended to read as follows:

Appropriation  
authorized.

"SEC. 3. There is hereby authorized to be appropriated such sums, not to exceed \$50,000, as may be necessary to carry out the provisions of this Act." (16 U.S.C. § 450dd note. See p. 373.)

An Act To amend the Act of March 11, 1948 (62 Stat. 78), relating to the establishment of the De Soto National Memorial, in the State of Florida, approved September 8, 1960 (74 Stat. 856)

De Soto Na-  
tional Memorial,  
Fla.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act of March 11, 1948 (62 Stat. 78), relating to the establishment of De Soto National Memorial, Florida, as amended by the Act of August 21, 1950 (64 Stat. 469), is hereby amended as follows:

A. By striking from section 1 of the Act the words "twenty-five", and by substituting therefor the word "thirty". (See p. 373.)

B. By striking from section 3 of said Act, as amended, the figure "\$50,000" and inserting in lieu thereof the figure "\$175,000". (16 U.S.C. §450dd [Supp. II].)

#### 4. Federal Hall National Memorial

New York City National Shrines Advisory Board authorized.....	Page
-----Act of August 11, 1955	375
Amendment to Act of August 11, 1955.....Act of August 14, 1958	376

**An Act To promote public cooperation in the rehabilitation and preservation of the Nation's important historic properties in the New York City area, and for other purposes, approved August 11, 1955 (69 Stat. 632)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to appoint an advisory board, to be known as the New York City National Shrines Advisory Board. The membership of the Board may not exceed eleven persons. The Secretary shall appoint one member to represent the city of New York, one member to represent the State of New York, and one member to represent the Borough of Manhattan, after consideration of such recommendations as may be made by the mayor of New York City, the Governor of New York State, and the President of the Borough of Manhattan for the appointment of the representatives of their respective jurisdictions. The remaining membership of the Board shall be appointed from the various historical and civic organizations interested in effectuating the purposes of this Act. The Secretary shall, at the time of appointment, designate one of the members to serve as Chairman. Members of the Board shall receive no compensation for their services, but may be paid any necessary traveling and subsistence expenses incurred in the discharge of their duties, when authorized by the Secretary of the Interior.

New York City  
National  
Shrines Ad-  
visory Board.

The functions of the Board shall be to render advice to the Secretary of the Interior and to further public participation in the rehabilitation and the preservation of those historic properties in the New York City area that are of great national significance, identified as the Federal Hall National Memorial, Castle Clinton National Monument, and the Statue of Liberty National Monument. The Board shall conduct a study of these historic properties and submit recommendations concerning their preservation and administration to the Secretary of the Interior, such report and recommendations of the Board to be transmitted to the Congress by the Secretary of the Interior, together with his recommendations thereon, within one year following the date of the establishment of the Board. The Board shall cease to exist when the Secretary of the Interior shall find that its purposes have been accomplished.

Preservation  
of historic  
properties.

Report to  
Congress.

Appropriation.

SEC. 2. The Secretary of the Interior is authorized to accept donations of funds for rehabilitation and preservation of the historic properties including any made upon condition that such funds are to be expended only if Federal funds in an amount equal to the donated funds are appropriated for such purposes. There are authorized to be appropriated such funds as may be necessary to match funds that may be donated for purposes of this Act.

16 U.S.C.  
461-467.

SEC. 3. The Federal Hall Memorial National Historic Site, established pursuant to the Historic Sites Act of August 21, 1935 (49 Stat. 666), shall hereafter be known as the "Federal Hall National Memorial". (16 U.S.C. § 463 note, as amended.)

**An Act To amend the Act of August 11, 1955 (69 Stat. 632), relating to the rehabilitation and preservation of historic properties in the New York City area, and for other purposes, approved August 14, 1958 (72 Stat. 613)**

New York  
City area.  
Historic  
properties.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act entitled "An Act to promote public cooperation in the rehabilitation and preservation of the Nation's important historic properties in the New York City area, and for other purposes," approved August 11, 1955 (69 Stat. 632), is hereby amended as follows:

16 U.S.C. 463  
note.

(a) In the first sentence of the second paragraph of section 1 of such Act insert a comma and the word "development" after the word "rehabilitation."

(b) In the first sentence of section 2 of such Act insert a comma and the word "development" after the word "rehabilitation." (16 U.S.C. § 463 note.)

## 5. Fort Caroline National Memorial

Acquisition and investigation of Fort Caroline settlement; Federal or State administration-----Act of September 21, 1950 377

An Act To provide for the acquisition, investigation, and preservation of lands to commemorate the historic Fort Caroline settlement, Saint Johns Bluff, Florida, approved September 21, 1950 (64 Stat. 897)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to acquire, on behalf of the United States, by purchase, donation, or otherwise, the following described lands (together with any improvements thereon), to commemorate the historic settlement of Fort Caroline:

Fort Caroline, Fla. Acquisition of lands.

Lots 21 and 22 and Lots 1A, 2A, 3A, 4A, 5A, 6A, 7A, 8A, 9A, 10A, and 11A, of Saint Johns Bluff Estates, a subdivision of land described in plat book 18, page 50, of the current public records of Duval County, Florida.

All Z. Kingsley Grant, section 44, township 1 south, range 28 east, and Shipyard Island, also known as Island Numbered 12 (excepting therefrom that part of Z. Kingsley Grant, section 44, township 1 south, range 28, east, as described in deed recorded in deed book 4, page 3, of the current public records of Duval County, Florida).

SEC. 2. The Secretary of the Interior shall conduct such historical, archeological, and other investigations of the lands acquired pursuant to section 1 of this Act as may be necessary to prepare an appropriate plan for the permanent preservation and exhibition of their historical features to the public. In the event that the Secretary shall determine it to be in the national interest, the acquired lands, upon the publication in the Federal Register of an appropriate order of the Secretary of the Interior, shall constitute the Fort Caroline National Historical Park, set apart as a memorial to the founders of the sixteenth century colony of Fort Caroline.

Investigations.

Fort Caroline National Historical Park.

Such historical park, if established, shall be administered by the Secretary in accordance with the Act of August 25, 1916 (39 Stat. 535), and the Act of August 21, 1935 (49 Stat. 666).

16 U.S.C. §§ 1-4, 461-467.

SEC. 3. In the event that the Secretary of the Interior shall determine that the area would be more suitably administered as a State historical park, the Secretary is hereby authorized to transfer title to the land and improvements thereon to the State of Florida: *Provided*, That the State shall perpetually maintain the area for State historical park use generally in accordance with the

Transfer of title to State.

**Reversion.**

plan formulated by the Secretary. In the event that the State shall cease to use the land for historical park purposes, or attempt to alienate the lands, title thereto shall revert to the United States; and if, following any such reversion, the Secretary of the Interior shall determine that such lands would not be suitable for a national historical park and recommend that the United States sell or otherwise dispose of such lands, the former owners (other than the State) from whom such lands shall have been acquired by the United States under the provisions of this Act, or their heirs, shall have an option to repurchase the lands at the price received therefor under this Act. Before acquiring any lands as provided in section 1 hereof, the Secretary shall secure from the State of Florida, a statement of its willingness to accept and administer the lands in accordance herewith in the event that the Secretary shall determine that the lands should be administered by the State.

**Acceptance of gifts, etc.**

SEC. 4. The Secretary of the Interior is authorized to accept gifts of lands, interest in lands, funds, and other property from individuals, associations, and groups and public bodies to be used in carrying out the purposes of this Act.

**Appropriation authorized.**

SEC. 5. There are authorized to be appropriated such sums as may be necessary, not to exceed \$40,000, to carry out the provisions of this Act.



## 6. Fort Clatsop National Memorial

	Page
Investigation and report authorized on advisability of establishing Fort Clatsop as a national monument.....Act of June 18, 1956	379
Establishment of memorial authorized.....Act of May 29, 1958	379

**An Act To provide that the Secretary of the Interior shall investigate and report to the Congress as to the advisability of establishing Fort Clatsop, Oregon, as a national monument, approved June 18, 1956 (70 Stat. 289)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized and directed to make a full and complete investigation of the advisability of establishing Fort Clatsop, located in Clatsop County, Oregon, as a national monument.

Fort Clatsop,  
Oreg.

SEC. 2. As soon as practicable after the date of the enactment of this Act, the Secretary of the Interior shall report to the Congress the results of such investigation and study made by him under the first section of this Act, together with such recommendations as he deems appropriate. Such report shall contain specific findings with respect to (1) the national historical importance of the proposed memorial, (2) the size, present status and condition of Fort Clatsop, and (3) the estimated total cost of establishing such memorial.

Report to  
Congress.

**An Act To provide for the establishment of Fort Clatsop National Memorial in the State of Oregon, and for other purposes, approved May 29, 1958 (72 Stat. 153)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of commemorating the culmination, and the winter encampment, of the Lewis and Clark Expedition following its successful crossing of the North American Continent, there is hereby authorized to be established, in the manner provided herein, Fort Clatsop National Memorial. (16 U.S.C. § 450mm.)

Fort Clatsop  
National Memorial,  
Oreg.

SEC. 2. The Secretary of the Interior shall designate for inclusion in Fort Clatsop National Memorial land and improvements thereon located in Clatsop County, Oregon, which are associated with the winter encampment of the Lewis and Clark Expedition, known as Fort Clatsop, and also, adjacent portions of the old trail which led overland from the fort to the coast: *Provided,* That the total area so designated shall contain no more than one hundred and twenty-five acres. (16 U.S.C. § 450mm-1.)

SEC. 3. Within the area designated pursuant to section 2, the Secretary of the Interior is authorized to acquire

land and interests in land by purchase, donation, with donated funds, or by such other means as he deems to be in the public interest. (16 U.S.C. § 450mm-2.)

Sec. 4 Establishment of Fort Clatsop National Memorial shall be effected when there is vested in the United States of America title to not less than one hundred acres of land associated with the historical events to be commemorated. Following its establishment, Fort Clatsop National Memorial shall be administered by the Secretary of the Interior pursuant to the Act of August 25, 1916 (39 Stat. 535), as amended. (16 U.S.C. § 450mm-3.)

16 U.S.C. 1-4.

## 7. General Grant National Memorial

	Page
Secretary of the Interior authorized to accept title to Grant's Tomb and maintain it as the General Grant National Memorial.....	
-----Act of August 14, 1958	381

---

An Act To provide that the Secretary of the Interior shall accept title to Grant's Tomb in New York, New York, and maintain it as the General Grant National Memorial, approved August 14, 1958 (72 Stat. 614)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized and directed to accept, as a gift to the United States, title to the real property known as Grant's Tomb at Riverside Drive and West One Hundred and Twenty-Second Street in New York, New York, and thereafter to administer and maintain such real property as the General Grant National Memorial. (16 U.S.C. § 450nn.)

General Grant  
National  
Memorial.

## 8. Hamilton Grange National Memorial Project

Establishment authorized-----Joint Resolution of April 27, 1962 Page 382

**Joint Resolution Providing for the establishing of the former dwelling house of Alexander Hamilton as a national memorial, approved April 27, 1962 (76 Stat. 57)**

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized and directed to take such action as may be necessary to provide for the establishment of the former dwelling house of Alexander Hamilton (commonly known as The Grange), situated in New York, New York, as a national memorial. However, the Secretary shall not establish the national memorial until he has satisfied himself that the lands which have been donated are sufficient to assure the relocation of The Grange and administration and interpretation of the national memorial.

Alexander  
Hamilton na-  
tional memo-  
rial.  
Establishment.

Designation as  
Hamilton  
Grange Na-  
tional Memo-  
rial.

SEC. 2. (a) The national memorial established by the Secretary of the Interior pursuant to this joint resolution shall be designated as the Hamilton Grange National Memorial and shall be set aside as a public national memorial to commemorate the historic role played by Alexander Hamilton in the establishment of this Nation.

(b) The National Park Service, under the direction of the Secretary of the Interior, shall administer, protect, and develop such memorial, subject to the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916, as amended and supplemented, and the Act entitled "An Act to provide for the preservation of historic American sites, buildings, objects, and antiquities of national significance, and for other purposes", approved August 21, 1935, as amended.

39 Stat. 535.  
16 U.S.C. 1-4.

49 Stat. 666.  
16 U.S.C.  
461-467.

Appropriation.

SEC. 3. There are hereby authorized to be appropriated such sums, but not more than \$460,000, as may be necessary to carry out the provisions of section 1 of this joint resolution.

## 9. Lincoln Boyhood National Memorial

Page

Establishment authorized-----Act of February 19, 1962 383

An Act To provide for the establishment of the Lincoln Boyhood National Memorial in the State of Indiana, and for other purposes, approved February 19, 1962 (76 Stat. 9)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to preserve the site in the State of Indiana associated with the boyhood and family of Abraham Lincoln, the Secretary of the Interior shall designate the original Tom Lincoln farm, the nearby gravesite of Nancy Hanks Lincoln, and such adjoining lands as he deems necessary for establishment as the Lincoln Boyhood National Memorial. However, the area designated for establishment shall not exceed two hundred acres.

Lincoln Boyhood National Memorial, Ind. Establishment.

SEC. 2. The Secretary is authorized to acquire by donation or purchase with donated or appropriated funds, land and interest in land within the designated area. When land has been acquired in sufficient quantity to afford an initially administrable unit of the national park system, he shall establish the Lincoln Boyhood National Memorial by publication of notice thereof in the Federal Register.

Publication in F.R.

SEC. 3. The Lincoln Boyhood National Memorial shall be administered by the Secretary of the Interior as a part of the national park system in accordance with provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916 (39 Stat. 535), as amended and supplemented.

16 U.S.C. 1-43 *passim*.

SEC. 4. There are hereby authorized to be appropriated such sums as are necessary to carry out the purposes of this Act, but not more than \$1,000,000, of which not more than \$75,000 shall be expended for the acquisition of lands or interests in land.

Appropriation.

## 10. Mount Rushmore National Memorial

Restoring certain lands to Harney National Forest to become a part of the  
Norbeck Wildlife Preserve-----Act of October 6, 1949 384

Page

An Act To rename a game sanctuary in the Harney National Forest as the "Norbeck Wildlife Preserve," and for other purposes, approved October 6, 1949 (63 Stat. 708)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That from and after the approval of this Act, that portion of the Harney National Forest in the Black Hills of South Dakota heretofore known as the Custer State Park Game Sanctuary and adjoining or in the vicinity of the Custer State Park and the Mount Rushmore National Memorial reservation and referred to in the Act of June 5, 1920 (Public Law 258 of the Sixty-sixth Congress, 41 Stat. 986), as amended, and the Act of June 24, 1948 (Public Law 747 of the Eightieth Congress, 62 Stat. 580), shall be known and designated as the Norbeck Wildlife Preserve and that all records, surveys, maps, and public documents of the United States and of the State of South Dakota in which Custer State Park Game Sanctuary is referred to shall be held to refer to the Norbeck Wildlife Preserve.

Norbeck Wildlife Preserve,  
S. Dak.

16 U.S.C.  
 §§ 675-678;  
 Supp. II, § 678.

16 U.S.C.,  
 Supp. II,  
 §§ 678a, 678b.

SEC. 2. That portion of the Mount Rushmore National Memorial reservation which lies in the west half of the west half of section 17; and the southeast quarter of the northeast quarter, and the east half of the southeast quarter of section 18; and the northeast quarter, and the northeast quarter of the southeast quarter of section 19; and the northwest quarter, and the southwest quarter of section 20; and the northwest quarter of the northwest quarter of section 29; and the north one hundred and thirty-five feet of the west one hundred and forty-five feet of the south half of the southeast quarter of the northwest quarter of the southeast quarter of section 7; township 2 south, range 6 east, of the Black Hills meridian, Pennington County, South Dakota, in all approximately five hundred five and twenty-five one-hundredths acres, more or less, embracing Iron Mountain and the so-called Iron Mountain Road and the so-called Grizzly Creek Campground is hereby restored to the Harney National Forest and made a part of the Norbeck Wildlife Preserve.

Peter Norbeck.  
Commemorative plaque.

SEC. 3. The Secretary of Agriculture, in his discretion, is authorized to permit the placing upon Iron Mountain without cost to the Government a suitable plaque to commemorate the notable service to conservation of Peter Norbeck, a former Governor of, and United States Senator from, the State of South Dakota. (See 16 U.S.C. §§ 486a-486w.)

## 11. Wright Brothers National Memorial <sup>1</sup>

	Page
Erection of monument on Kill Devil Hill authorized-----Act of March 2, 1927	385
Boundaries of memorial revised-----Act of June 23, 1959	385

**An Act Providing for the erection of a monument on Kill Devil Hill, at Kitty Hawk, North Carolina, commemorative of the first successful human attempt in history at power-driven airplane flight, approved March 2, 1927 (44 Stat. 1264)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there shall be erected on Kill Devil Hill, at Kitty Hawk, in the State of North Carolina, a monument in commemoration of the first successful human attempt in all history at power-driven airplane flight, achieved by Orville Wright on December 17, 1903; and a commission to be composed of the Secretary of War, the Secretary of the Navy, and the Secretary of Commerce is hereby created to carry out the purposes of this Act.

Kitty Hawk,  
N.C.  
Monument to commemorate first successful airplane flight to be erected on Kill Devil Hill at.

SEC. 2. That it shall be the duty of the said commission to select a suitable location for said monument, which shall be as near as possible to the actual site of said flight; to acquire the necessary land therefor; to superintend the erection of the said monument; and to make all necessary and appropriate arrangements for the unveiling and dedication of the same when it shall have been completed.

Commission created.  
Duties of commission.

SEC. 3. That such sum or sums as Congress may hereafter appropriate for the purposes of this Act are hereby authorized to be appropriated.

Sums authorized to be appropriated.

SEC. 4. The design and plans for the monument shall be subject to the approval of the Commission of Fine Arts and the Joint Committee on the Library. (See 16 U.S.C. § 431 [Supp. II].)

Approval of designs, etc.

**An Act To revise the boundaries of Wright Brothers National Memorial, North Carolina, and for other purposes, approved June 23, 1959 (73 Stat. 91)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in furtherance of the Act of March 2, 1927 (44 Stat. 1264), the following described lands are hereby added to the Wright Brothers National Memorial in the State of North Carolina:

Wright Brothers National Memorial, N.C.  
Boundary revision.

### TRACT 1

Beginning at a point on the existing eastern boundary line of the Wright Brothers National Memorial where

<sup>1</sup> Formerly designated as "Kill Devil Hill Monument National Memorial."

said line intersects the northerly line of Roanoke Avenue; thence north 70 degrees 30 minutes east, 500 feet, more or less, along the northerly line of Roanoke Avenue to the intersection of said line with the westerly right-of-way line of the relocated North Carolina State Highway Numbered 158; thence north 19 degrees 30 minutes west, 4,087.5 feet, more or less, along the said westerly right-of-way line of the relocated North Carolina State Highway Numbered 158 to the intersection of said line with the southerly property line of land now or formerly owned by R. W. Rowland; thence south 70 degrees 30 minutes west, 2,435 feet along the said southerly property line of land now or formerly owned by R. W. Rowland to a stake; thence south 19 degrees 30 minutes east, 1,057.5 feet, more or less, to a point on the existing northern boundary line of the Wright Brothers National Memorial; thence north 70 degrees 30 minutes east, 1,935 feet, more or less, along the existing northern boundary line of the Wright Brothers National Memorial to the north-eastern corner of the said memorial; thence south 19 degrees 30 minutes east, 3,030 feet, more or less, along the existing eastern boundary line of the Wright Brothers National Memorial to the point of beginning, the tract as described containing approximately 95 acres.

#### TRACT 2

Beginning at a stake or other marker on the westerly line of Old North Carolina State Highway Numbered 158, sometimes known as the Virginia Dare Trail, where said line intersects the southerly line of Lowell Avenue; thence south 70 degrees 30 minutes west, 925 feet, more or less, along the southerly line of Lowell Avenue to the intersection of said line with the easterly right-of-way line of the relocated North Carolina State Highway Numbered 158; thence south 19 degrees 30 minutes east, 720 feet, more or less, along the said easterly right-of-way line of the relocated North Carolina State Highway Numbered 158 to the intersection of said line with the northerly line of Woodmere Avenue; thence north 70 degrees 30 minutes east, 925 feet, more or less, along the said northerly line of Woodmere Avenue to the intersection of said line with the westerly line of Old North Carolina State Highway Numbered 158; thence north 19 degrees 30 minutes west, 720 feet, more or less, along the said westerly line of Old North Carolina State Highway Numbered 158 to the point of beginning, the tract as described containing approximately 16 acres.

Applicability  
of regulations.

SEC. 2. Lands added to the memorial pursuant to section 1 hereof shall be subject to all the laws, rules, and regulations applicable to said memorial.



# XI. LEGISLATION RELATING TO NATIONAL MONUMENTS

## 1. Badlands National Monument

Boundary adjustments of monument authorized-----Act of May 7, 1952 Page 387

An Act To provide for boundary adjustments of the Badlands National Monument, in the State of South Dakota, and for other purposes, approved May 7, 1952 (66 Stat. 65)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to establish a more appropriate boundary for the Badlands National Monument and to consolidate Federal land ownership therein, the Secretary of the Interior, in his discretion, is authorized to adjust and redefine the exterior boundaries of the national monument by appropriate reductions or additions of land: *Provided*, That the total acreage of the national monument, as revised pursuant to this Act, shall not exceed its present area of approximately one hundred fifty-four thousand one hundred and nineteen acres. (16 U.S.C. § 441f.)

Badlands National Monument, S. Dak.

SEC. 2. The revision of boundaries of the national monument, as authorized in sections 1 and 5 of this Act, shall be accomplished by the issuance, by the Secretary of the Interior, of an appropriate order, or orders, such order or orders to be effective upon publication in the Federal Register: *Provided*, That federally owned land under the administrative jurisdiction of any other department or agency of the Federal Government shall be included within the monument only with the approval of the head of such department or agency. (16 U.S.C. § 441g.)

Revision of boundaries.

SEC. 3. Administrative jurisdiction over all Federal lands eliminated from the monument, by the issuance of an order or orders of the Secretary of the Interior, is hereby transferred to the Secretary of Agriculture for use, administration, and disposition in accordance with the provisions of title III of the Bankhead-Jones Farm Tenant Act and the related provisions of title IV thereof: *Provided*, That all of such lands formerly set apart and reserved from the public domain shall be subject to the mining and minerals-leasing laws: *And provided further*, That any disposition of any such lands formerly set apart and reserved from the public domain shall be evidenced by patents issued by the Secretary of the Interior. (16 U.S.C. § 441h.)

Lands eliminated.

50 Stat. 525.  
7 U.S.C.  
§§ 1010-1029.

Exchanges  
of land.

33 U.S.C. § 733  
and note.

7 U.S.C.  
§ 1011(c).

SEC. 4. In order that exchanges of land may be effectuated for the purposes of this Act, the Secretary of the Interior is authorized, in his discretion and in accordance with the provisions of section 355 of the Revised Statutes, to accept, on behalf of the United States, title to any land or interests in land within the exterior boundaries of the Badlands National Monument as revised pursuant to this act, and, in exchange therefor, with the approval and concurrence of the Secretary of Agriculture, the Secretary of the Interior may patent lands of approximately equal value which were formerly set apart and reserved from the public domain within the Badlands Fall River soil conservation project, SD-LU-1. In effectuating such exchanges, in lieu of conveyances by the Secretary of the Interior, the Secretary of Agriculture may convey lands of approximately equal value within said project which have been acquired heretofore by the United States. All such exchanges shall, in all other respects, be considered as exchanges under the provisions of section 32c, title III, of the Bankhead-Jones Farm Tenant Act and shall otherwise be in accordance with provisions of said Act, except that, upon acceptance of title to any lands so acquired by the United States under this section, such lands and any other lands acquired otherwise by the United States within the monument boundaries shall be a part of that area. In consummating land exchanges hereunder upon an equitable basis, patents and instruments of conveyance may be issued, and property may be accepted, by the United States, subject to such reservations as may be necessary or in the public interest. (16 U.S.C. § 441i.)

## 2. Black Canyon of the Gunnison National Monument

Exchange of monument lands authorized-----Act of May 1, 1958 Page  
389

**An Act To authorize the exchange of certain lands at Black Canyon of the Gunnison National Monument, Colorado, and for other purposes, approved May 1, 1958 (72 Stat. 102)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to bring about desirable land use and ownership adjustments relating to certain private and federally owned lands within the Black Canyon of the Gunnison National Monument, Colorado, and in order to facilitate the administration of such monument, the Secretary of the Interior is authorized, in his discretion, to exchange lands of approximately equal value as hereafter provided.

Gunnison National Monument, Colo.  
Exchange of lands.

SEC. 2. The Secretary of the Interior is authorized to accept on behalf of the United States from Clarence B. Sanburg and Grace Sanburg, husband and wife, title to the following described lands: Northeast quarter northeast quarter, section 25, township 50 north, range 8 west, New Mexico principal meridian, as established by the dependent resurvey of the General Land Office made in 1940 and accepted in 1942, except 15.15 acres previously deeded to the United States by Douglas Lytle by deed dated October 13, 1933, and recorded in the records of Montrose County, Colorado, at page 260 of Deed Book 158, containing 25.45 acres, more or less; and that portion of the southeast quarter northeast quarter, section 25, township 50 north, range 8 west, New Mexico principal meridian, as established by the dependent resurvey of the General Land Office made in 1940 and accepted in 1942, lying north and east of a diagonal line from the northwest corner to the southeast corner of said southeast quarter northeast quarter, containing 20.10 acres, more or less, being lands conveyed to Clarence B. Sanburg by deed of March 8, 1943, recorded in the records of Montrose County, Colorado, at page 133 of Deed Book 303.

In exchange for the foregoing lands, the Secretary is authorized to convey, on terms and conditions mutually satisfactory, the following-described lands: Beginning at a point on the south boundary of the northwest quarter northeast quarter, north 88 degrees 26 minutes west, 109.7 feet from the southwest corner of the northeast quarter northeast quarter, section 25, township 50 north, range 8 west, New Mexico principal meridian, as established by the dependent resurvey of the General Land

Office made in 1940 and accepted in 1942; thence north 428.3 feet to a brass cap set in a concrete monument; thence west 1,320 feet to a brass cap set in a concrete monument; thence south 393.5 feet to the south boundary of the northeast quarter northwest quarter; thence south 88 degrees 26 minutes east on the south boundary of the northeast quarter northwest quarter and the northwest quarter northeast quarter, 1,320.45 feet to the point of beginning, containing 12.45 acres, more or less, reserving, however, to the United States of America a public road right-of-way 50 feet in width within the above-described tract, said right-of-way to be measured southerly from the centerline of the existing monument road where a portion of said road lies within said tract; and the east half west half southeast quarter, section 29, township 50 north, range 8 west, New Mexico principal meridian, as established by the dependent resurvey of the General Land Office made in 1940 and accepted in 1942, containing forty acres, more or less.

### 3. Booker T. Washington National Monument

Establishment of monument authorized.....Act of April 2, 1956      Page 391

**An Act To provide for the establishment of the Booker T. Washington National Monument, approved April 2, 1956 (70 Stat. 86)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized and directed to acquire, on behalf of the United States, by gift, purchase, or condemnation, all right, title, and interest in and to the real property located at Booker Washington Birthplace, Virginia. (16 U.S.C. § 4501l.)

Booker T.  
Washington  
National Monu-  
ment, Va.  
Establishment.

SEC. 2. The real property acquired under the first section of this Act shall constitute the Booker T. Washington National Monument and shall be a public national memorial to Booker T. Washington, noted Negro educator and apostle of good will. The Secretary of the Interior shall have the supervision, management, and control of such national monument, and shall maintain and preserve it in a suitable and enduring manner which, in his judgment, will provide for the benefit and enjoyment of the people of the United States. (16 U.S.C. § 4501l-1.)

SEC. 3. The Secretary of the Interior is authorized to—

(1) maintain, either in an existing structure acquired under the first section of this Act or in a building constructed by him for the purpose, a museum for relics and records pertaining to Booker T. Washington, and for other articles of national and patriotic interest, and to accept, on behalf of the United States, for installation in such museum, articles which may be offered as additions to the museum; and

(2) provide for public parks and recreational areas, construct roads and mark with monuments, tablets, or otherwise, points of interest, within the boundaries of the Booker T. Washington National Monument. (16 U.S.C. § 4501l-2.)

SEC. 4. There are authorized to be appropriated such sums not to exceed \$200,000 as may be necessary to carry out the provisions of this Act. (16 U.S.C. § 4501l note.)

Appropriation.

#### 4. Capulin Mountain National Monument

Boundaries revised and acquisition of lands authorized..... Page  
----- Act of September 5, 1962 392

**An Act To revise the boundaries of Capulin Mountain National Monument, New Mexico, to authorize acquisition of lands therein, and for other purposes, approved September 5, 1962 (76 Stat. 436)**

Capulin Mountain National Monument, N. Mex. Boundary revision.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to preserve the scenic and scientific integrity of the Capulin Mountain National Monument in the State of New Mexico, and to provide for the enjoyment thereof by the public, the boundaries of the monument are hereby revised to include the following additional lands:

##### NEW MEXICO PRINCIPAL MERIDIAN

Township 29 north, range 28 east: section 5, north half northwest quarter southeast quarter, northeast quarter northeast quarter southwest quarter, southeast quarter northwest quarter, northeast quarter southwest quarter northwest quarter, south half southeast quarter northwest quarter northwest quarter, south half south half northeast quarter northwest quarter, containing approximately 95 acres.

SEC. 2. The Secretary of the Interior, in furtherance of the purposes of this Act, may acquire, in such manner and subject to such terms and conditions as he may deem to be in the public interest, lands and interests in lands within the area described in section 1 of this Act: *Provided,* That the Secretary of the Interior is not authorized hereby to pay any amount in excess of the fair market value of the lands acquired pursuant to the provisions of this Act. When acquired, such lands and interests in land shall be administered as a part of the Capulin Mountain National Monument in accordance with the Act entitled "An Act to establish a National Park Service, and for other purposes," approved August 25, 1916 (39 Stat. 535), as amended and supplemented (16 U.S.C. 1 et seq.).

Appropriation.

SEC. 3. There are authorized to be appropriated such sums as necessary to carry out the acquisition of this land, provided that the cost of the acquisition of private land shall not exceed \$2,500.

## 5. Castillo de San Marcos National Monument

Addition of lands to monument authorized.....Act of July 5, 1960 Page 393

**An Act To add certain lands to Castillo de San Marcos National Monument in the State of Florida, approved July 5, 1960 (74 Stat. 317)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is hereby authorized to procure in accordance with the provisions of subsection (b) of this section, the following described lands, or interests therein, situated in the city of Saint Augustine, Saint Johns County, Florida, for addition to Castillo de San Marcos National Monument:

Castillo de San  
Marcos  
National  
Monument.

### DESCRIPTION FOR PARCEL A

Beginning at a corner of the present Castillo de San Marcos National Monument boundary, said point also being the northeast corner of block 1, city of Saint Augustine, Florida; thence running along the present boundary of the Castillo de San Marcos National Monument as follows:

North 82 degrees 04 minutes west a distance of 35.46 feet;

Thence north 81 degrees 47 minutes west a distance of 60.17 feet;

Thence south 30 degrees 21 minutes west a distance of 16.36 feet;

Thence north 72 degrees 01 minutes west a distance of 4.77 feet;

Thence north 85 degrees 02 minutes west a distance of 97.52 feet;

Thence north 1 degree 28 minutes west a distance of 4.09 feet;

Thence north 11 degrees 18 minutes west a distance of 39.02 feet;

Thence south 77 degrees 32 minutes west a distance of 0.51 feet;

Thence north 10 degrees 50 minutes west a distance of 32.96 feet;

Thence north 7 degrees 36 minutes west a distance of 37.61 feet;

Thence south 88 degrees 54 minutes west a distance of 29.30 feet;

Thence south 73 degrees 52 minutes west a distance of 95.86 feet;

Thence north 2 degrees 21 minutes east a distance of 22.64 feet;

Thence north 4 degrees 39 minutes west a distance of 28.03 feet;

Thence north 81 degrees 08 minutes east a distance of 0.49 feet;

Thence north 7 degrees 10 minutes west a distance of 9.51 feet;

Thence north 65 degrees 12 minutes west a distance of 9.01 feet;

Thence south 80 degrees 49 minutes west a distance of 71.39 feet to a point in the southerly right-of-way line of the proposed Castillo Drive as delineated on the survey map by Emmett William Pacetti and Associates in three sheets dated April 23, 1960, file numbered LD-54 and revised June 2, 1960, said point being in the arc of a curve, concave to the southeast and having a radius of 465.00 feet, the radius of said curve bearing north 58 degrees 20 minutes 03 seconds east from said point;

Thence leaving the present National Monument boundary and running along the southerly right-of-way line of the proposed Castillo Drive along the arc of said curve through a central angle of 30 degrees 42 minutes 03 seconds, 249.16 feet to the end of said curve;

Thence south 62 degrees 25 minutes east 110.59 feet along the southerly right-of-way line of the proposed Castillo Drive to a point in the west line of block 1, city of Saint Augustine, Florida;

Thence leaving the southerly right-of-way line of the proposed Castillo Drive and running south 16 degrees 22 minutes west 81.72 feet along the west line of block 1, city of Saint Augustine to the southwest corner of said block 1;

Thence south 83 degrees 38 minutes east 192.00 feet along the south line of said block 1 to a point in the westerly right-of-way line of Florida State road A-1-A;

Thence north 4 degrees 46 minutes west 140.23 feet along the westerly right-of-way line of Florida State road A-1-A to a point in the present Castillo de San Marcos National Monument boundary;

Thence south 85 degrees 05 minutes west 8.57 feet along said National Monument boundary to a stone monument;

Thence north 5 degrees 21 minutes west 34.90 feet along said National Monument boundary to the point of beginning and containing approximately 1.05 acres.

#### DESCRIPTION FOR PARCEL B

Beginning at a corner of the present Castillo de San Marcos National Monument boundary, said point also being the northeast corner of block 6, city of Saint Augustine, Florida;

Thence south 78 degrees 06 minutes west 72.95 feet along the present Castillo de San Marcos National



Monument boundary common to the north line of said block 6 to a point in the southerly right-of-way line of the proposed Castillo Drive as delineated on the survey map by Emmett William Pacetti and associates in three sheets dated April 23, 1960, file numbered LD-54 and revised June 2, 1960, said point being in the arc of a curve concave to the southwest and having a radius of 612.00 feet; the radius of said curve bearing south 54 degrees 39 minutes 11 seconds west from said point;

Thence leaving the present National Monument boundary and running along the southerly right-of-way line of the proposed Castillo Drive along the arc of said curve through a central angle of 13 degrees 25 minutes 41 seconds 143.45 feet to the end of said curve;

Thence south 21 degrees 55 minutes east 169.16 feet along the southerly right-of-way line of the proposed Castillo Drive to a point in the southerly line of lot 20, block 7, city of Saint Augustine, Florida and the present Castillo de San Marcos National Monument boundary;

Thence leaving the southerly right-of-way line of the proposed Castillo Drive and running along the present boundary of the Castillo de San Marcos National Monument as follows:

North 82 degrees 20 minutes east a distance of 62.90 feet;

Thence north 10 degrees 42 minutes west a distance of 40.27 feet;

Thence north 33 degrees 22 minutes west a distance of 6.76 feet;

Thence north 79 degrees 26 minutes west a distance of 6.21 feet;

Thence south 83 degrees 06 minutes west a distance of 2.20 feet;

Thence north 75 degrees 11 minutes west a distance of 36.48 feet;

Thence north 13 degrees 56 minutes west a distance of 152.00 feet;

Thence south 80 degrees 29 minutes west a distance of 3.78 feet;

Thence north 17 degrees 13 minutes west a distance of 2.00 feet;

Thence north 17 degrees 32 minutes west a distance of 20.07 feet;

Thence north 72 degrees 20 minutes east a distance of 2.81 feet;

Thence north 17 degrees 26 minutes west a distance of 11.61 feet;

Thence south 72 degrees 28 minutes west a distance of 2.99 feet;

Thence north 17 degrees 32 minutes west a distance of 57.46 feet to the point of beginning and containing approximately 0.32 acres.

DESCRIPTION FOR PARCEL C

Beginning at a corner in the existing boundary of the present Castillo de San Marcos National Monument which is the northeasterly corner of Orange Street located about 20.0 feet west of the city gates;

Thence westerly along the northerly right-of-way line of Orange Street, which also is the present boundary of the Castillo de San Marcos National Monument, a distance of about 180.0 feet to a point 2.0 feet east of the east wall of the school dental clinic building;

Thence in a northerly direction on a line parallel to and 2.0 feet east of said building wall a distance of 75.0 feet, more or less, to a point in the north boundary of the historic "Lines";

Thence easterly 180.0 feet, more or less, to a westerly corner of the present boundary of the Castillo de San Marcos National Monument lying northwest of the city gates;

Thence southerly along the present boundary of the national monument 75.0 feet, more or less, to the point of beginning; containing in all an area of about 0.31 acre of land.

(b) The Secretary shall, in procuring lands or interests therein pursuant to the provisions of this section, acquire such lands or interests therein only by negotiations; except that the lands or interests therein described as block 1, city of Saint Augustine, Florida, may be acquired by the Secretary in such manner as he may deem to be in the public interest, including procurement with funds which may be appropriated therefor.

SEC. 2. (a) When title to the lands, or interests therein, described in the first section of this Act is acquired by the Secretary of the Interior, such lands or interests so acquired shall become a part of the Castillo de San Marcos National Monument.

(b) All laws, rules, and regulations applicable to the Castillo de San Marcos National Monument shall be applicable with respect to such lands or interests acquired by the Secretary pursuant to this Act.

## 6. Castle Clinton National Monument

	Page
Establishment and acceptance of title to lands authorized.....	
Act of August 12, 1946	397
New York City National Shrines Advisory Board authorized.....	
Act of August 11, 1955	397
Amendment to Act of August 11, 1955.....	398
Act of August 14, 1958	

**An Act To establish the Castle Clinton National Monument, in the city of New York, and for other purposes, approved August 12, 1946 (60 Stat. 997)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to accept, on behalf of the United States, title to the site, comprising approximately one acre and situated in Battery Park, New York City, of the historic structure known as Castle Clinton, together with such structure and any other improvement on or appurtenant to such site. When title to such property is vested in the United States, it shall constitute the Castle Clinton National Monument. (16 U.S.C. § 450cc.)

SEC. 2. The administration, protection, and development of the Castle Clinton National Monument shall be under the supervision of the Secretary of the Interior, subject to the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916, as amended. (16 U.S.C. § 450cc-1.)

39 Stat. 535.  
5 U.S.C. § 485.  
16 U.S.C. §§ 1,  
2-4, 22, 48.

**An Act To promote public cooperation in the rehabilitation and preservation of the Nation's important historic properties in the New York City area, and for other purposes, approved August 11, 1955 (69 Stat. 632)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to appoint an advisory board, to be known as the New York City National Shrines Advisory Board. The membership of the Board may not exceed eleven persons. The Secretary shall appoint one member to represent the city of New York, one member to represent the State of New York, and one member to represent the Borough of Manhattan, after consideration of such recommendations as may be made by the mayor of New York City, the Governor of New York State, and the President of the Borough of Manhattan for the appointment of the representatives of their respective jurisdictions. The remaining membership of the Board shall be appointed from the various historical and civic organizations interested in effectuating the purposes of this Act.

New York City  
National  
Shrines  
Advisory  
Board.

The Secretary shall, at the time of appointment, designate one of the members to serve as Chairman. Members of the Board shall receive no compensation for their services, but may be paid any necessary traveling and subsistence expenses incurred in the discharge of their duties, when authorized by the Secretary of the Interior.

Preservation  
of historic  
properties.

The functions of the Board shall be to render advice to the Secretary of the Interior and to further public participation in the rehabilitation and the preservation of those historic properties in the New York City area that are of great national significance, identified as the Federal Hall National Memorial, Castle Clinton National Monument, and the Statue of Liberty National Monument. The Board shall conduct a study of these historic properties and submit recommendations concerning their preservation and administration to the Secretary of the Interior, such report and recommendations of the Board to be transmitted to the Congress by the Secretary of the Interior, together with his recommendations thereon, within one year following the date of the establishment of the Board. The Board shall cease to exist when the Secretary of the Interior shall find that its purposes have been accomplished.

Report to  
Congress.

SEC. 2. The Secretary of the Interior is authorized to accept donations of funds for rehabilitation and preservation of the historic properties including any made upon condition that such funds are to be expended only if Federal funds in an amount equal to the donated funds are appropriated for such purposes. There are authorized to be appropriated such funds as may be necessary to match funds that may be donated for purposes of this Act.

Appropriation.

SEC. 3. The Federal Hall Memorial National Historic Site, established pursuant to the Historic Sites Act of August 21, 1935 (49 Stat. 666), shall hereafter be known as the "Federal Hall National Memorial". (16 U.S.C. § 463 note.)

16 U.S.C. 461-  
467.

An Act To amend the Act of August 11, 1955 (69 Stat. 632), relating to the rehabilitation and preservation of historic properties in the New York City area, and for other purposes, approved August 14, 1958 (72 Stat. 613)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to promote public cooperation in the rehabilitation and preservation of the Nation's important historic properties in the New York City area, and for other purposes," approved August 11, 1955 (69 Stat. 632), is hereby amended as follows:*

New York City  
area.  
Historic  
properties.

16 U.S.C. 463  
note.

(a) In the first sentence of the second paragraph of section 1 of such Act insert a comma and the word "development" after the word "rehabilitation."

(b) In the first sentence of section 2 of such Act insert a comma and the word "development" after the word "rehabilitation." (16 U.S.C. § 463 note. See p. 398.)

## 7. Castle Pinckney National Monument

Monument abolished.....Act of March 29, 1956 400

**An Act To abolish the Castle Pinckney National Monument, in the State of South Carolina, and for other purposes, approved March 29, 1956 (70 Stat. 61)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Castle Pinckney National Monument, South Carolina, is hereby abolished and the property contained therein is hereby authorized to be disposed of in accordance with the laws relating to the disposition of surplus Federal property.

Castle  
Pinckney  
National  
Monument, S.C.

## 8. Cedar Breaks National Monument

Boundaries revised..... Act of June 30, 1961 Page  
401

An Act To add federally owned lands to, and exclude federally owned lands from, the Cedar Breaks National Monument, Utah, and for other purposes, approved June 30, 1961 (75 Stat. 198)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to further the administration, enhance the setting, and promote the public appreciation and enjoyment of the Cedar Breaks National Monument, in the State of Utah, the lands in the State of Utah, particularly described as follows, to-wit: west half northwest quarter northeast quarter, west half southwest quarter northeast quarter, west half northwest quarter southeast quarter, northwest quarter southwest quarter southeast quarter, all situated in section 36, township 36 south, range 9 west, Salt Lake meridian, northeast quarter lot 8, section 36, township 36 south, range 9 west, Salt Lake meridian, west half northeast quarter northwest quarter, and northwest quarter southeast quarter northwest quarter, both situated in section 12, township 37 south, range 9 west, Salt Lake meridian, consisting of 111.4 acres, more or less, are excluded from Dixie National Forest and added to the monument.

Cedar Breaks  
National Monu-  
ment, Utah.  
Land addition.

Sec. 2. The lands in the State of Utah particularly described as follows, to-wit: south half southeast quarter, section 15, township 36 south, range 9 west, Salt Lake meridian, north half lot 2, and south half lot 4, both in section 22, township 36 south, range 9 west, Salt Lake meridian, consisting of 129 acres, more or less, are excluded from the monument and added to Dixie National Forest.

Dixie National  
Forest.  
Land addition.

Sec. 3. Lands added to the Cedar Breaks National Monument pursuant to the provisions of this Act shall be administered in accordance with the Act of August 25, 1916, chapter 408 (39 Stat. 535; 16 U.S.C. 1-4), as amended and supplemented, and shall be subject to all laws and regulations applicable to the monument. The lands added to the Dixie National Forest shall be subject to all laws and regulations applicable to the national forest.

Administra-  
tion.

## 9. Custer Battlefield National Monument <sup>1</sup>

Cemetery redesignated as "Custer Battlefield National Monument"----- Page  
-----Act of March 22, 1946 402

**An Act To change the designation of Custer Battlefield National Cemetery, in the State of Montana, to "Custer Battlefield National Monument," and for other purposes, approved March 22, 1946 (60 Stat. 59)**

Custer Battle-  
field National  
Monument,  
Mont.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the area now within the Custer Battlefield National Cemetery, in the State of Montana, shall hereafter be known as the "Custer Battlefield National Monument", under which name this national monument shall be entitled to receive and to use all moneys heretofore or hereafter appropriated for the Custer Battlefield National Cemetery.

<sup>1</sup> Proclaimed "National Cemetery of Custer's Battlefield Reservation," December 7, 1886; administered by War Department until July 1, 1940, when transferred to National Park Service by Executive Order No. 8428 of June 3, 1940 (5 Fed. Reg. 2131; 3 CFR, CUM. SUPP., 664; 5 U.S.C. secs. 124-132). See also General Legislation, pp. 16-17.



## 10. Death Valley National Monument

	Page
Acquisition by exchange of certain properties within the monument au- thorized-----Acts of March 24, 1952	403
-----and July 2, 1958	403

**An Act To authorize the acquisition by exchange of certain prop-  
erties within Death Valley National Monument, California, and  
for other purposes, approved March 24, 1952 (66 Stat. 27)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is hereby authorized to grant and convey to Borax Consolidated Limited, perpetual easements for rights-of-way, aggregating not more than twenty acres, for general utility purposes within Death Valley National Monument, California, subject to such terms and conditions as the Secretary may deem desirable, and to accept in exchange therefor the conveyance to the United States of approximately two hundred and thirty acres of land within the exterior boundaries of such National Monument.

Interior Department.  
Exchange of lands.

**An Act To authorize the acquisition by exchange of certain prop-  
erties within Death Valley National Monument, California, and  
for other purposes, approved July 2, 1958 (72 Stat. 295)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is hereby authorized to grant and convey to the Death Valley Hotel Company, Ltd., or its successors, perpetual easements for rights-of-way and/or title to land aggregating not more than two hundred acres within Death Valley National Monument, California, subject to such terms and conditions as the Secretary may deem desirable, and to enter into an agreement with the Death Valley Hotel Company, Ltd., or its successors, defining, fixing and establishing the respective rights of the Death Valley Hotel Company, Ltd., or its successors, and the United States, as between themselves, to the use of the waters available from Texas Springs, Furnace Creek Wash and its tributaries, including Travertine Springs, and other waters in the vicinity thereof in said Death Valley National Monument, California, and to accept in exchange therefor the conveyance to the United States of parcels designated parcels F, G, and H, aggregating approximately four hundred and forty acres, on sheet 1 of 1 of a drawing entitled "N.P.S., reg. IV, drawing numbered NM-DV-2123, revised March 14, 1958", a copy of which drawing is on file with the Superintendent, Death Valley National Monument, California, said lands lying within

Death Valley National Monu-  
ment, Calif.  
Exchange of lands.

the exterior boundaries of Death Valley National Monument. In order to facilitate the making of such exchange, the Secretary of the Interior may enter into an agreement with the Death Valley Hotel Company, Ltd., or its successors, pursuant to which the perpetual easements and land or any part thereof which he is hereby authorized to grant and convey to the Death Valley Hotel Company, Ltd., or its successors, will be conveyed from time to time over a period of time in parcels or portions in accordance with a schedule mutually satisfactory to the parties.

## 11. Devils Tower National Monument

	Page
Addition of land to monument authorized in recognition of fiftieth anniversary of establishment; land exchanges authorized-----	
----- Act of August 9, 1955	405

An Act To provide recognition of the fiftieth anniversary of the Devils Tower National Monument, Wyoming, the first national monument, established by the President of the United States pursuant to the Antiquities Act of 1906; to authorize the addition of certain land to the monument, to permit land exchanges, and for other purposes, approved August 9, 1955 (69 Stat. 575)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in recognition of the fiftieth anniversary of the Devils Tower National Monument, Wyoming, the first national monument, established on September 24, 1906, by the President of the United States pursuant to the Antiquities Act of 1906, and in order to provide suitable public campground facilities and other developments for the public benefit and to facilitate administration thereof, the Devils Tower National Monument hereafter shall include the following described land comprising approximately one hundred and fifty-five acres, which the Secretary of the Interior is authorized to procure in such manner as he shall find to be in the public interest:

Devils Tower  
National Monument.

34 Stat. 225.  
16 U.S.C. 431-  
433.

### SIXTH PRINCIPAL MERIDIAN

Township 53 north, range 65 west, section 18, south half northeast quarter, southeast quarter northwest quarter, north half southeast quarter, those parts lying north of and within a loop of the left bank of the Belle Fourche River; southwest quarter northwest quarter, that part lying west of the left bank of the Belle Fourche River;

Township 53 north, range 66 west, section 13, south half northeast quarter.

SEC. 2. For land exchange purposes, the Secretary of the Interior is authorized to accept title to any land or interests therein situated within the area added to the national monument by this Act, and, in exchange for land or interests therein so accepted, to convey any national monument land or interests therein of approximately equal value situated in the northeast quarter of section 18, township 53 north, range 65 west, and lying east of the Belle Fourche River. National monument lands so conveyed for exchange purposes shall be excluded from the national monument. (16 U.S.C. § 431 note.)

## 12. Dinosaur National Monument

Page

Boundaries of monument revised; entrance road provided-----  
-----Act of September 8, 1960 406

**An Act To revise the boundaries of Dinosaur National Monument and provide an entrance road or roads thereto, and for other purposes, approved September 8, 1960 (74 Stat. 857)**

Dinosaur National Monument. Boundaries revised. 39 Stat. 1752.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the boundaries of Dinosaur National Monument, established in pursuance of the Act of June 8, 1906 (34 Stat. 225; 16 U.S.C., 1952 edition, sec. 431), and administered in accordance with the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C., 1952 edition, sec. 1, et seq.), and Acts supplementary thereto and amendatory thereof, are hereby revised so that the monument shall include, subject to valid existing rights, those lands in the States of Colorado and Utah, encompassed within the following described boundaries:

Beginning at a point on the Utah-Colorado State boundary line at the northeast corner of section 12, township 3 south, range 25 east, Salt Lake meridian, Utah—

thence westerly along the north lines of said section 12, and section 11, said township and range, to the north quarter-section corner of said section 11;

thence southerly along the north-south quarter-section lines of said section 11, and section 14, township 3 south, range 25 east, to the north quarter-section corner of section 23, said township and range;

thence westerly along the north lines of said section 23 and sections 22, 21, and 20, said township and range, to the northwest corner of said section 20;

thence southerly along the west line of said section 20 to the northeast corner of section 30, said township and range;

thence westerly along the north lines of said section 30, said township 3 south, range 25 east, and section 25, township 3 south, range 24 east, to the north quarter-section corner of said section 25;

thence southerly along the north-south quarter-section lines of said section 25 and section 36 of said township and range to the northeast corner of the southwest quarter of said section 36;

thence westerly along the east-west quarter-section lines of said section 36 and section 35 of said township and range to the west quarter-section corner of said section 35;

thence southerly along the west line of said section 35, said township 3 south, range 24 east, to the south-

west corner of said section 35, at a point on the north line of section 3, township 4 south, range 24 east;

thence westerly along the north line of said section 3 to the northwest corner of said section 3;

thence southerly along the west line of said section 3 to the southwest corner of said section 3;

thence westerly along the south lines of sections 4, 5, and 6, said township 4 south, range 24 east, and unsurveyed sections 1, 2, 3, and 4, township 4 south, range 23 east, to the north quarter-section corner of unsurveyed section 9, said township and range;

thence southerly along the north-south quarter-section lines of said unsurveyed section 9 and unsurveyed sections 16 and 21 and sections 28 and 33, said township and range, to the southwest corner of the northeast quarter of said section 33;

thence easterly along the east-west quarter-section line of said section 33, said township 4 south, range 23 east, to the mean high water mark on the north or right bank of the Green River;

thence upstream along the mean high water mark on the north or right bank of the Green River within said township and range and township 5 south, range 23 east, township 5 south, range 24 east, and township 4 south, range 24 east, to a point at its intersection with the south line of section 30, said township 4 south, range 24 east;

thence easterly along the south lines of said section 30 and sections 29, 28, and 27, said township and range, to the north quarter-section corner of section 34 of said township and range;

thence southerly along the north-south quarter-section lines of said section 34, said township 4 south, range 24 east, and section 3, township 5 south, range 24 east, to the southwest corner of the northeast quarter of said section 3;

thence easterly along the east-west quarter-section lines of said section 3 and sections 2 and 1 of said township and range to the east quarter-section corner of said section 1;

thence northerly along the east lines of said section 1, said township 5 south, range 24 east, and sections 36, 25, 24 and unsurveyed section 13, township 4 south, range 24 east, to the northeast corner of said unsurveyed section 13, said township and range;

thence easterly along the south lines of sections 7, 8, 9, 10, 11 and fractional section 12, township 4 south, range 25 east, Salt Lake meridian, Utah, to a point of the Utah-Colorado State boundary line;

thence southerly along the Utah-Colorado State boundary line, being the west line of fractional sections 11, 14, and 23, fractional township 6 north, range 104 west, sixth principal meridian, Colorado,

to the southwest corner of lot 12, said fractional section 23, said fractional township and range;

thence easterly along the south one-sixteenth latitudinal section lines of said fractional section 23 and section 24, said fractional township and range, to the northwest corner of the southwest quarter of the southeast quarter of said section 24;

thence southerly along the north-south quarter-section line of said section 24 to the south quarter-section corner of said section 24;

thence easterly along the south lines of said section 24, said fractional township 6 north, range 104 west, and section 19, township 6 north, range 103 west, to the northwest corner of section 29, said township and range;

thence southerly along the west line of said section 29 to the southwest corner of the northwest quarter of the northwest quarter of said section 29;

thence easterly along the north one-sixteenth latitudinal section lines of said section 29 and section 28 of said township and range to the southwest corner of the northwest quarter of the northeast quarter of said section 28;

thence southerly along the north-south quarter-section line of said section 28 to the southwest corner of the northwest quarter of the southeast quarter of the said section 28;

thence easterly along the south one-sixteenth latitudinal section lines of said section 28 and section 27, said township and range, to the northwest corner of the southwest quarter of the southwest quarter of section 26, said township and range;

thence southerly along the west lines of said section 26 and section 35, said township and range, to the west quarter-section corner of said section 35;

thence easterly along the east-west quarter-section lines of said section 35 and section 36, said township and range, and sections 31, 32, 33, 34, 35, and 36, township 6 north, range 102 west, sections 31, 32, 33, 34, 35, and 36, township 6 north, range 101 west, and sections 31, 32, 33, 34, 35, and 36, township 6 north, range 100 west, sections 31, and 32, township 6 north, range 99 west, to the southeast corner of the northwest quarter of said section 32;

thence northerly along the north-south quarter-section lines of said section 32 and section 29, said township and range, to the southwest corner of the northeast quarter of said section 29;

thence easterly along the east-west quarter-section lines of said section 29 and sections 28 and 27, said township and range, to the southeast corner of the northwest quarter of said section 27;

thence northerly along the north-south quarter-

section lines of said section 27 and section 22, said township and range, to the northeast corner of the southwest quarter of said section 22;

thence westerly along the east-west quarter-section line of said section 22 to the east quarter-section corner of section 21, said township and range;

thence northerly along the east line of said section 21 to the northeast corner of said section 21;

thence westerly along the north line of said section 21 to the southeast corner of unsurveyed section 17, said township and range;

thence northerly along the east line of said unsurveyed section 17 to the east quarter-section corner of said unsurveyed section 17;

thence westerly along the east-west quarter-section line of said unsurveyed section 17 to the southeast corner of the northwest quarter of said unsurveyed section 17;

thence northerly along the north-south quarter-section lines of said unsurveyed section 17 and unsurveyed section 8, said township and range, to the north quarter-section corner of said unsurveyed section 8;

thence westerly along the north lines of said unsurveyed section 8 and unsurveyed section 7, said township 6 north, range 99 west, sections 12, 11, 10, 9, and 8, township 6 north, range 100 west, to the southeast corner of section 6, said township and range;

thence northerly along the east line of said section 6 to the east quarter-section corner of said section 6;

thence westerly along the east-west quarter-section lines of said section 6, said township 6 north, range 100 west, and unsurveyed sections 1 and 2, township 6 north, range 101 west, to the east quarter-section corner of unsurveyed section 3, said township and range;

thence northerly along the east section lines of said unsurveyed section 3, said township 6 north, range 101 west, and section 34, township 7 north, range 101 west, to the east quarter-section corner of said section 34;

thence westerly along the east-west quarter-section line of said section 34 to the east quarter-section corner of unsurveyed section 33, said township and range;

thence northerly along the east section lines of said unsurveyed section 33 and unsurveyed section 28, said township and range, to the east quarter-section corner of said unsurveyed section 28;

thence westerly along the east-west quarter-section lines of said unsurveyed section 28 and unsurveyed sections 29 and 30, said township 7 north, range 101

west, and unsurveyed sections 25, 26, 27, and 28, township 7 north, range 102 west, to the east quarter-section corner of unsurveyed section 29, said township and range;

thence northerly along the east section line of said unsurveyed section 29 to the northeast corner of said unsurveyed section 29;

thence westerly along the north lines of said unsurveyed section 29 and unsurveyed section 30, said township and range, to the north quarter-section corner of said unsurveyed section 30;

thence northerly along the north-south quarter-section lines of unsurveyed sections 19 and 18 and sections 7 and 6 of said township 7 north, range 102 west, to the south quarter-section corner of section 31, township 8 north, range 102 west;

thence easterly along the south lines of said section 31 and section 32, said township and range, to the south quarter-section corner of said section 32;

thence northerly on the north-south quarter-section line of said section 32 to the southwest corner of the northeast quarter of said section 32;

thence easterly on the east-west quarter-section lines of said section 32 and section 33, said township and range, to the east quarter-section corner of said section 33;

thence northerly on the east lines of said section 33 and sections 28, 21, and 16, said township and range, to the east quarter-section corner of said section 16;

thence westerly on the east-west quarter-section line of said section 16 to the east quarter-section corner of section 17, said township and range;

thence northerly on the east section lines of said section 17 and section 8 and unsurveyed elongated section 5, said township 8 north, range 102 west, to a point in the south line of section 33, township 9 north, range 102 west;

thence easterly along the south line of said section 33 to the south quarter-section corner of said section 33;

thence northerly along the north-south quarter-section lines of said section 33 and sections 28, 21, and 16, said township and range, to the north quarter-section corner of said section 16;

thence westerly along the north lines of said section 16 and sections 17 and 18, said township and range, to the north quarter-section corner of said section 18;

thence southerly along the north-south quarter-section lines of said section 18 and section 19, said township and range, to the north quarter-section corner of section 30, said township and range;



thence westerly along the north line of said section 30 to the northwest corner of said section 30;

thence southerly along the westerly line of said section 30, said township 9 north, range 102 west, to the northeast corner of section 36, township 9 north, range 103 west;

thence westerly along the north line of said section 36 to the northwest corner of said section 36, said township and range;

thence southerly along the west line of said section 36, said township 9 north, range 103 west, to a point in the north line of elongated section 2, township 8 north, range 103 west;

thence westerly along the north line of said elongated section 2 to the northwest corner of lot 6, being a midpoint of the north line of said elongated section 2;

thence southerly along the north-south line dividing said elongated section 2 to the north quarter-section corner of section 11, said township and range;

thence southerly along the north-south quarter-section line of said section 11 to the south quarter-section corner of said section 11;

thence westerly along the south line of said section 11 and the north line of section 15, said township and range, to the northwest corner of said section 15;

thence southerly along the west lines of said section 15 and sections 22 and 27, said township and range, to the northeast corner of section 33, said township and range;

thence westerly along the north lines of said section 33 and section 32, said township and range, to the northwest corner of said section 32;

thence southerly along the west lines of said section 32, said township 8 north, range 103 west, and section 5, township 7 north, range 103 west, to the northeast corner of section 7, said township and range;

thence westerly along the north lines of said section 7, said township 7 north, range 103 west, and section 12 and fractional section 11, fractional township 7 north, range 104 west, sixth principal meridian, Colorado, to a point on the Utah-Colorado State boundary line, being the northeast corner of section 12, township 3 south, range 25 east, Salt Lake meridian, Utah, the point of beginning.

The tract as described contains approximately 208,760 acres, subject to adjustment to lines of public land surveys.

SEC. 2. (a) In order to provide suitable access to Dinosaur National Monument and facilities and services required in the operation and administration of the monu-

Entrance road.

ment, the Secretary of the Interior is authorized to select the location of an entrance road or roads to the monument and to points of interest therein, from U.S. Route 40, including an entrance and related administrative headquarters site of not more than four hundred acres, and he may provide, upon lands donated outside of the monument, connections between Dinosaur National Monument park roads. To carry out the purposes of this Act the Secretary of the Interior may acquire non-Federal lands or interests in lands by donation, purchase, or exchange: *Provided*, That lands and interests acquired for said entrance roads and connections shall consist of the fee title to a right-of-way of not more than an average of twenty-five acres per mile and of scenic easements on lands adjoining the right-of-way, said easements not to exceed an average of one hundred acres per mile. Said roads and administrative site shall constitute a part of Dinosaur National Monument and be administered pursuant to such special regulations as the Secretary of the Interior shall promulgate in furtherance of the purposes of this section.

Regulations.

(b) The Secretary of the Interior is hereby authorized to construct, reconstruct, improve, and maintain upon the land so acquired or otherwise in Government ownership an entrance road or roads and connections of parkway standards, including necessary bridges and other structures and utilities as necessary, and funds appropriated for the National Park Service shall be available for these purposes.

Appropriations.

Grazing lands.

SEC. 3. Where any Federal lands included within the boundaries of Dinosaur National Monument as revised pursuant to this Act were legally occupied or utilized on the date of approval of this Act for grazing purposes pursuant to a lease, permit, or license issued or authorized by any department, establishment, or agency of the United States the person so occupying or utilizing such lands, and the heirs, successors, or assigns of such person, shall upon the termination of such lease, permit, or license be entitled to have the privilege so possessed or enjoyed by him renewed from time to time, subject to such terms and conditions as the Secretary of the Interior shall prescribe, for a period of twenty-five years from the date of approval of this Act, and thereafter during the lifetime of such person and the lifetime of his heirs, successors, or assigns, but only if they were members of his immediate family on such date, as determined by the Secretary of the Interior: *Provided*, That grazing privileges appurtenant to privately owned lands located within Dinosaur National Monument shall not be withdrawn until title to the lands to which such privileges are appurtenant shall have vested in the United States, except for failure to comply with the regulations applicable thereto after reasonable notice of default.

### 13. Effigy Mounds National Monument

Lands added-----Act of May 27, 1961 **Page 413**

**An Act To provide for the addition or additions of certain lands to the Effigy Mounds National Monument in the State of Iowa, and for other purposes, approved May 27, 1961 (75 Stat. 88)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purposes of preserving certain important prehistoric Indian mounds and protecting existing wildlife and other natural values, the following described lands, consisting of approximately 272 acres, are hereby added to the Effigy Mounds National Monument in the State of Iowa:

Effigy Mounds  
National Monu-  
ment, Iowa.  
Lands.

#### TRACT A

Township 94 north, range 3 west, fifth principal meridian, Clayton County, Iowa: the portion of the southeast quarter southeast quarter of section 22 that lies between the easterly right-of-way line of the Chicago, Milwaukee, Saint Paul, and Pacific Railroad and the section line common to sections 22 and 23; those portions of lot 1 (except the northerly 900 feet thereof), lot 2, and lot 3 that lie easterly of the easterly right-of-way line of said railroad, the unnumbered lot adjacent to lot 3; and the former meandered river channel between said lot 3 and said unnumbered lot, all in section 23; containing in all 138 acres more or less.

#### TRACT B

Township 96 north, range 3 west, fifth principal meridian, Allamakee County, Iowa: Southwest quarter southeast quarter of section 33, containing 40 acres more or less.

#### TRACT C

Township 96 north, range 3 west, fifth principal meridian, Allamakee County, Iowa: South half northeast quarter and south half northeast quarter northeast quarter of section 33, excepting the right-of-way of Iowa State Highway Numbered 13; containing 93.7 acres more or less.

Sec. 2. The lands under the administrative control and jurisdiction of the United States Fish and Wildlife Service within tract A are included in the monument subject to such terms and conditions as the Secretary of the Interior may deem necessary and desirable in order to facilitate and control public access to the adjacent lands of the Upper Mississippi River Wild Life and Fish Refuge,

and subject to the authority of the Secretary of the Interior to return them to the jurisdiction of the United States Fish and Wildlife Service when they are no longer required for purposes of the monument. The lands under the administrative control and jurisdiction of the Corps of Engineers, United States Army, within tract A are included in the monument subject to the right of the Corps of Engineers to retain adequate flowage and navigation rights thereon to facilitate the operation and maintenance of lock and dam numbered 10, Upper Mississippi River, or the construction, operation, and maintenance of any dam affecting this location.

SEC. 3. The Secretary of the Interior is hereby authorized to acquire the lands designated tract C by purchase or through donations.

**Applicability.**

SEC. 4. All laws, rules, and regulations applicable to such national monument shall be applicable with respect to the lands described in the first section of this Act upon the addition of such land to such national monument.

**Appropriation.**

SEC. 5. There is hereby authorized the sum of not to exceed \$2,000 for the purpose of acquiring lands, interests in lands, and improvements thereon as may be necessary for carrying out this Act.

## 14. El Morro National Monument

Acquisition and addition of certain lands to the monument authorized----- Page  
-----Act of June 14, 1950 415

**An Act To provide for the addition of certain lands to El Morro National Monument, in the State of New Mexico, and for other purposes, approved June 14, 1950 (64 Stat. 211)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is hereby authorized to procure, for the protection and preservation of El Morro National Monument, the following-described land and interests in land:

El Morro  
National  
Monument.

### NEW MEXICO PRINCIPAL MERIDIAN

Township 9 north, range 14 west:

Section 5, lots 1, 2, 3, 4; south half northeast quarter; south half northwest quarter; southwest quarter; and southeast quarter, containing six hundred forty and eighty one-hundredths acres;

Section 6, lots 1, 2, 3, 4; north half northeast quarter; northeast quarter northwest quarter; south half southeast quarter and southeast quarter southwest quarter, containing three hundred ninety-seven and ninety-two one-hundredths acres.

Comprising in all an addition of one thousand thirty-eight and seventy-two one-hundredths acres.

SEC. 2. All property acquired pursuant to this Act shall become a part of the national monument upon the issuance of an appropriate order, or orders, by the Secretary of the Interior setting forth the revised boundaries of the monument, such order or orders to be effective upon publication in the Federal Register. Lands so added to the monument shall thereafter be subject to all laws and regulations applicable to the monument.

Effective date.

## 15. Father Millet Cross National Monument

	Page
Abolishment of monument and transfer of lands to the State of New York authorized-----	Act of September 7, 1949 416

---

An Act To provide for the conveyance to the State of New York of certain historic property situated within Fort Niagara State Park, and for other purposes, approved September 7, 1949 (63 Stat. 691)

Fort Niagara  
State Park, N.Y.  
Conveyance.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to convey to the State of New York, without consideration, for public use as a part of the Fort Niagara State Park, under such terms and conditions as the Secretary may deem advisable, that certain tract or parcel of land and appurtenances thereon comprising the Father Millet Cross National Monument. The national monument, upon conveyance of such property to the State of New York, is abolished.

## 16. Fort Frederica National Monument

	Page
Acquisition and addition of lands to the monument authorized-----	
-----Acts of September 20, 1950	417
-----and May 16, 1958	417

**An Act Relating to the acquisition and addition of certain lands to Fort Frederica National Monument in the State of Georgia, and for other purposes, approved September 20, 1950 (64 Stat. 869)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the maximum acreage of the Fort Frederica National Monument, established pursuant to the Act of May 26, 1936 (49 Stat. 1373), is hereby increased from eighty acres to one hundred acres.

16 U.S.C.  
§§ 433g-433j.

SEC. 2. There is hereby authorized to be appropriated not to exceed \$5,000 for the acquisition of land and interests in land for the said national monument. The Secretary of the Interior is authorized to use any funds so appropriated, together with any donated funds made available pursuant to the aforesaid Act of May 26, 1936, for the procurement of land and interests in land for the national monument. (16 U.S.C. § 433g note.)

Appropriation  
authorized.

**An Act To direct the Secretary of the Interior to acquire certain lands as an addition to the Fort Frederica National Monument, approved May 16, 1958 (72 Stat. 110)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the first section of the Act entitled "An Act to provide for the establishment of the Fort Frederica National Monument, at Saint Simon Island, Georgia, and for other purposes", approved May 26, 1936 (49 Stat. 1373), as amended, is amended by striking out "one hundred acres" and inserting in lieu thereof "two hundred and fifty acres". (16 U.S.C. § 433g note.)

Fort Frederica  
National Monu-  
ment, Ga.

16 U.S.C. 433g.

SEC. 2. The Secretary of the Interior is authorized and directed to acquire by purchase, condemnation, or otherwise, subject to the acreage limitation contained in the aforementioned Act, the site known as the Bloody Marsh Battle memorial monument located on Saint Simon Island, Georgia, together with such additional land, including the marshland across the river to the west of Fort Frederica National Monument, or interest in land, as in the judgment of the Secretary of the Interior might be desirable for the protection of such national monument. Such lands or interest in lands acquired by the Secretary pursuant to this Act shall be made a part of the Fort Frederica National Monument. (16 U.S.C. § 433h-1.)

Acquisition.

## Appropriation.

SEC. 3. There are hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such amounts, not to exceed \$20,000, as may be necessary to carry out the provisions of this Act. (16 U.S.C. § 433h-1 note.)



## 17. Fort Jefferson National Monument

	Page
Erection of a memorial tablet in honor of Doctor Samuel Alexander Mudd on the site of the ruins of Fort Jefferson authorized.....	
-----Joint Resolution of September 21, 1959	419

---

**Joint Resolution Providing for the erection of a memorial tablet at Garden Key, Florida, in honor of Doctor Samuel Alexander Mudd, approved September 21, 1959 (73 Stat. 575)**

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,*  
That, in recognition of the unselfish services rendered to fellow prisoners by Doctor Samuel Alexander Mudd while he was imprisoned, the Secretary of the Interior is authorized and directed to erect a memorial tablet of appropriate design on the site of the ruins of Fort Jefferson, Garden Key, Florida, to the memory of Doctor Samuel Alexander Mudd.

## 18. Fort McHenry National Monument and Historic Shrine

	Page
Provision for preservation of Fort McHenry as a Government reservation.....	420
Secretary of War authorized to grant use of Fort McHenry Reservation to mayor and city council of Baltimore.....	420
Authorization for erection of monument at Fort McHenry in memory of Francis Scott Key.....	422
Temporary jurisdiction over certain lands in reservation ceded to State of Maryland.....	422
Act authorizing Secretary of War to grant use of Fort McHenry Reservation to mayor and city council of Baltimore, approved May 26, 1914, repealed and reenacted.....	423
Grant of easement to city of Baltimore authorized.....	424
.....	424

**An Act To perpetuate and preserve Fort McHenry and the grounds connected therewith as a Government reservation under the control of the Secretary of War, approved August 16, 1912 (37 Stat. 311)**

Fort McHenry, Md. To remain a Government reservation.

*Proviso.*  
Use of piers.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That Fort McHenry and the Government grounds therewith connected shall remain a Government reservation under the exclusive jurisdiction of the United States and in the control of the War Department: *Provided,* That nothing in this Act shall interfere with the present use of the piers now erected upon said fort grounds nor the erection by the Government of another pier thereupon for Government purposes with necessary ingress and egress thereto.

**An Act Authorizing the Secretary of War to grant the use of the Fort McHenry Military Reservation, in the State of Maryland, to the mayor and city council of Baltimore, a municipal corporation of the State of Maryland, making certain provisions in connection therewith, providing access to and from the site of the new immigration station heretofore set aside, approved May 26, 1914 (38 Stat. 382)**

Baltimore, Md. Granted part of Fort McHenry grounds as public park.

*Provisos.*  
Conditions.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he is hereby authorized and directed to grant permission to the mayor and city council of Baltimore, a municipal corporation of the State of Maryland, to occupy and use the military reservation of Fort McHenry, Maryland, except that part mentioned in section three hereof, and that part now in use by the Department of Commerce for a light and fog signal station under revocable license from the War Department, with the maintenance of the electric lines therto, as a public park upon the agreement of said corporation to repair, maintain, and protect the reservation and the public property thereof during the continuance of its occupancy at its own expense: *Provided,* That the

said permission shall be subject to such conditions, restrictions, rules, and regulations as the Secretary of War may from time to time prescribe: *Provided further*, That the Secretary of War may terminate the said permission to use said grounds whenever and at such time as he may deem it expedient to do so.

Termination.

SEC. 2. That any and all repairs, improvements, changes, and alterations in the grounds, buildings, and other appurtenances to the reservation, made by the mayor and city council of Baltimore, shall be made only according to detailed plans submitted to, and approved by, the Secretary of War in each case, prior to the commencement of any work under such plans, and that all such repairs, improvements, changes, or alterations, made by said corporation, shall be made without expense to the United States, and in the event of the withdrawal of said permission, such improvements as the Secretary of War may deem valuable to the military service shall become the property of the United States without cost to the Government; and such structures as may have been placed upon the reservation by said corporation, which are directed to be removed therefrom by the Secretary of War, shall be removed forthwith and the grounds placed in a condition entirely satisfactory to him, at the expense of the mayor and city council of Baltimore, and no claim of any character whatever incident to the occupation by the city of said reservation shall ever be made by said corporation against the United States.

Improvements etc., subject to approval by Secretary of War.

Removal of structures, etc.

SEC. 3. That permission is hereby granted the Secretary of the Treasury to use permanently a strip of land sixty feet wide belonging to said fort grounds, beginning at the north corner of the present grounds of the fort and extending south sixty-three degrees thirty minutes east, six hundred and fifty feet to the south corner of the site set aside for the immigration station at Baltimore, said strip of land being located along the northwest boundary of the land ceded to the Baltimore Dry Dock Company and the land of the said immigration station, the same to be used, if so desired, in lieu of acquiring, by purchase or condemnation, any of the lands of the dry dock company, so that the Secretary of the Treasury may, in connection with land to be acquired from the Baltimore and Ohio Railroad Company, have access to and from said immigration station and grounds over the right of way so acquired to the city streets and railroads beyond, the Secretary of the Treasury to have the same power to construct, contract for, and arrange for railroad and other facilities upon said outlet as fully as provided in the Act approved March fourth, nineteen hundred and thirteen, setting aside a site for an immigration station and providing for an outlet therefrom: *Provided, however*, That if the Secretary of the Treasury accepts and makes use of said strip of land for the purposes

Right of way for immigrant station reserved.

Vol. 37, p. 889.

Proviso. Use of easement by War Department.

aforesaid, the War Department shall have equal use of the railroad track and other roads constructed over which to reach the city streets and railroads beyond from the other parts of the fort grounds. (Repealed and re-enacted, 16 U.S.C. §§ 437-440. See pp. 423-424.)

Excerpt from "An Act Making appropriations to supply deficiencies in appropriations for the fiscal year 1914 and for prior years, and for other purposes," approved July 29, 1914 (38 Stat. 559, 568)

Fort McHenry, Md. Monument to Francis Scott Key, battle at North Point, etc.

Committee created.

Proviso.  
Secretary of War to control Disbursements.

To erect at Fort McHenry, Baltimore, Maryland, under the direction of the Secretary of War, a monument in memory of Francis Scott Key, author of The Star-Spangled Banner, and the soldiers and sailors who participated in the Battle of North Point and the attack on Fort McHenry in the War of Eighteen hundred and twelve, \$75,000, or so much thereof as may be necessary. In the preparation of the plans and selection of a site for said monument, and the execution of all work in connection therewith, the Secretary of War shall form a committee, composed of the mayor of Baltimore, the chairman of the National Star-Spangled-Banner Centennial, the president of the board of park commissioners of Baltimore, and two other persons, to be designated by the Secretary of War, whose suggestion he shall invite and with whom he may confer and consult: *Provided, however,* That the decision of the Secretary of War shall be final in all matters: *Provided,* That the money herein appropriated may be drawn from time to time, as required in the progress of the work, upon requisition of the Secretary of War.

Joint Resolution To cede to the State of Maryland temporary jurisdiction over certain lands in the Fort McHenry Military Reservation, approved April 3, 1916 (39 Stat. 46)

Fort McHenry, Md. Jurisdiction ceded to State over portion of.

Vol. 38, p. 382.

Proviso.  
Punishment of crimes.

Acceptance by State.

Termination.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the United States hereby cedes to the State of Maryland such jurisdiction over the portion of the Fort McHenry Military Reservation permission to use which was granted to the city of Baltimore by Act of Congress of May twenty-sixth, nineteen hundred and fourteen, as the State now possesses elsewhere within its territory, such cession to be coextensive territorially with the said permit of June first, nineteen hundred and fourteen, and to terminate upon its expiration: *Provided,* That jurisdiction to try and punish all crimes committed within said portion of the military reservation prior to the date that this cession becomes effective is reserved to the United States: *Provided further,* That the cession of jurisdiction made by this resolution shall not take effect until the same is accepted by the Legislature of the State of Maryland or its duly appointed representative clothed with such authority: *And provided further,* That when

the United States shall resume possession of the said lands, or any part thereof, the jurisdiction herein ceded over lands so repossessed shall revert in the United States.

An Act To repeal and reenact chapter 100, 1914, Public, Numbered 108, to provide for the restoration of Fort McHenry, in the State of Maryland, and its permanent preservation as a national park and perpetual national memorial shrine as the birthplace of the immortal "Star-Spangled Banner," written by Francis Scott Key, for the appropriation of the necessary funds, and for other purposes, approved March 3, 1925 (43 Stat. 1109)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That an Act authorizing the Secretary of War to grant the use of the Fort McHenry Military Reservation in the State of Maryland to the mayor and city council of Baltimore, a municipal corporation of the State of Maryland, making certain provisions in connection therewith, providing access to and from the site of the new immigration station heretofore set aside be, and hereby is, repealed and reenacted to read as follows: (See pp. 420-422.)

"That the Secretary of War be, and he is hereby, authorized and directed so soon as it may no longer be needed for uses and needs growing out of the late war, to begin the restoration of Fort McHenry, in the State of Maryland, now occupied and used as a military reservation, including the restoration of the old Fort McHenry proper to such a condition as would make it suitable for preservation permanently as a national park and perpetual national memorial shrine as the birthplace of the immortal 'Star-Spangled Banner,' written by Francis Scott Key, and that the Secretary of War be, and he is hereby, further authorized and directed, as are his successors, to hold the said Fort McHenry in perpetuity as a military reservation, national park, and memorial, and to maintain it as such, except that part mentioned in section 3 hereof, and that part now in use by the Department of Commerce for a light and fog-signal station under revocable license from the War Department with the maintenance of the electric lines thereto and such portion of the reservation, including improvement, as may be reserved by the Secretary of War for the use of the Chief of Engineers, the said reservation to be maintained as a national public park, subject to such regulations as may from time to time be issued by the Secretary of War.

"That any and all repairs, improvements, changes, and alterations in the grounds, buildings, and other appurtenances to the reservation shall be made only according to detailed plans which shall be approved by the Secretary of War, and all such repairs, improvements, or alterations shall be made at the expense of the United

Fort McHenry, Md. Grant to Baltimore of portion of, for public park, repealed. Vol. 38, p. 382. repealed.

Restoration of, directed to become a national park.

Maintenance by Secretary of War.

Repairs, etc., at Government expense.

*Provisos.*  
Right of way to  
immigration  
station  
granted.

Construction of  
railroad facili-  
ties, etc.

Vol. 37, p. 889.

Use by War  
Department  
allowed.

Closing in case  
of national  
emergency.

Disposal of use-  
less temporary  
buildings, etc.

Amount  
authorized for  
restoration, etc.

States, and all such improvements, together with the reservation itself, shall become and remain permanently the property of the United States: *Provided*, That permission is hereby granted the Secretary of the Treasury to use permanently a strip of land sixty feet wide belonging to said fort grounds, beginning at the north corner of the present grounds of the fort and extending south sixty-three degrees thirty minutes east, six hundred and fifty feet to the south corner of the site set aside for the immigration station at Baltimore, said strip of land being located along the northwest boundary of the land ceded to the Baltimore Dry Dock Company and the land of the said immigration station, the same to be used, if so desired, in lieu of acquiring, by purchase or condemnation, any of the lands of the dry dock company so that the Secretary of the Treasury may, in connection with land acquired from the Baltimore and Ohio Railroad Company, have access to and from said immigration station and grounds over the right of way so acquired to the city streets and railroads beyond, the Secretary of the Treasury to have the same power to construct, contract for, and arrange for railroad and other facilities upon said outlet as fully as provided in the Act approved March 4, 1913, setting aside a site for an immigration station and providing for an outlet therefrom: *Provided, however*, That if the Secretary of the Treasury accepts and makes use of said strip of land for the purposes aforesaid the War Department shall have equal use of the railroad track and other roads constructed over which to reach the city streets and railroads beyond from the other parts of the fort grounds: *Provided further*, That the Secretary of War may in case of a national emergency close the said military reservation and use it for any and all military purposes during the period of the emergency, and for such period of time thereafter as the public needs may require: *And provided further*, That the Secretary of War is hereby authorized and directed to dispose of the useless temporary buildings and contents constructed during the recent war and from the proceeds thereof there is hereby authorized to be appropriated such sum as may be necessary not exceeding \$50,000 for use by the Secretary of War in the restoration of said Fort McHenry reservation and for other purposes consistent with this Act. (16 U.S.C. §§ 437-440.)

An Act To authorize the Secretary of the Interior to grant to the Mayor and City Council of Baltimore, State of Maryland, a permanent easement for the purpose of installing, maintaining, and servicing two subterranean water mains in, on, and across the land of Fort McHenry National Monument and Historic Shrine, Maryland, approved June 30, 1947 (61 Stat. 212)

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

*sembled*, That the Secretary of the Interior is hereby authorized and directed to grant to the Mayor and City Council of Baltimore, a municipal corporation of the State of Maryland, a permanent easement for the purpose of installing, maintaining, and servicing two subterranean water mains and their usual appurtenances in, on, and across the land of the Fort McHenry National Monument and Historic Shrine, under such terms and conditions as he may determine to be not inconsistent with the use of such land for purposes of the said shrine.

Mayor and City  
Council of  
Baltimore, Md.  
Easement.

## 19. Fort Sumter National Monument

	Page
Establishment of monument and transfer of lands from Department of the Army authorized-----	426
Joint Resolution of April 28, 1948	

**Joint Resolution To establish the Fort Sumter National Monument in the State of South Carolina, approved April 28, 1948 (62 Stat. 204)**

Fort Sumter  
National Monu-  
ment, S.C.

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Army is authorized and directed to transfer, without consideration, to the Secretary of the Interior title to the site of the historic structure known as Fort Sumter, situated in Charleston Harbor, Charleston, South Carolina, together with such buildings and other improvements as are appurtenant to such site. (16 U.S.C. § 450ee.)

SEC. 2. The property acquired by the Secretary of the Interior under this joint resolution shall constitute the Fort Sumter National Monument and shall be a public national memorial commemorating historical events at or near Fort Sumter. The Director of the National Park Service under the direction of the Secretary of the Interior shall have the supervision, management, and control of such national monument, and shall maintain and preserve it for the benefit and enjoyment of the people of the United States, subject to the provisions of the Act entitled "An Act to establish a National Park Service and for other purposes", approved August 25, 1916, as amended. (16 U.S.C. § 450ee-1.)

39 Stat. 535.  
16 U.S.C.  
§§ 1-4, 22, 43.



## 20. Fort Union National Monument

Establishment of monument authorized-----Act of June 28, 1954      Page 427

An Act To authorize the establishment of the Fort Union National Monument, in the State of New Mexico, and for other purposes, approved June 28, 1954 (68 Stat. 298)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to preserve and protect, in the public interest, the historic Old Fort Union, situated in the county of Mora, State of New Mexico, and to provide adequate public access thereto, the Secretary of the Interior is authorized to acquire on behalf of the United States by donation, or he may procure with donated funds, the site and remaining structures of Old Fort Union, together with such additional land, interests in land, and improvements thereon as the Secretary in his discretion may deem necessary to carry out the purposes of this Act. Donated lands may be accepted subject to such reservations, terms, and conditions as may be satisfactory to the Secretary, including right of reversion to donor, or its successors and assigns, upon abandonment as a national monument, and reservation of mineral rights subject to condition that surface of donated lands may not be used or disturbed in connection therewith, without the consent of the Secretary. (16 U.S.C. § 450kk.)

Fort Union  
National Monu-  
ment, N. Mex.  
Establishment.

SEC. 2. Upon a determination of the Secretary of the Interior that sufficient land and other property have been acquired by the United States for national-monument purposes, as provided in section 1 of this Act, such property shall be established as the "Fort Union National Monument" and thereafter shall be administered by the Secretary of the Interior in accordance with the laws and regulations applicable to national monuments. An order of the Secretary, constituting notice of such establishment, shall be published in the Federal Register.

Publication  
in F.R.

Following establishment of the national monument, additional properties may be acquired as provided in section 1 hereof, which properties, upon acquisition of title thereto by the United States, shall become a part of the national monument: *Provided*, That the total area of the national monument established pursuant to this Act shall not exceed one thousand acres, exclusive of such adjoining lands as may be covered by scenic easements. (16 U.S.C. § 450kk-1.)

Additional  
properties.

## 21. Fossil Cycad National Monument

Monument abolished-----Act of August 1, 1956 Page  
428

**An Act To abolish the Fossil Cycad National Monument, South Dakota, and for other purposes, approved August 1, 1956 (70 Stat. 398)**

Fossil Cycad  
National Monu-  
ment, S. Dak.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, effective September 1, 1957, the Fossil Cycad National Monument, South Dakota, is hereby abolished and the lands contained therein shall be administered thereafter by the Secretary of the Interior as public lands in accordance with the public-land laws of the United States: *Provided,* That prior thereto the Secretary of the Interior may, under such regulations as he determines to be appropriate, issue permits to scientific and educational institutions for the discovery, excavation, and removal of fossil cycads for scientific and educational purposes; and

That if any excavations on such lands for the recovery of fissionable materials or any other minerals should be undertaken, such fossil remains discovered shall become the property of the Federal Government.

## 22. George Washington Carver National Monument

Authorization for appropriation increased-----Act of September 9, 1950

Page  
429

An Act To amend the Act of July 14, 1943, relating to the establishment of the George Washington Carver National Monument, and for other purposes, approved September 9, 1950 (64 Stat. 828)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to permit the acquisition of the necessary land for establishment of the George Washington Carver National Monument, section 4 of the Act of July 14, 1943 (57 Stat. 563), is hereby amended to read as follows:

"SEC. 4. There are authorized to be appropriated such sums not to exceed \$150,000 as may be necessary to carry out the provisions of this Act." (16 U.S.C. § 450aa note.)

Appropriation  
authorized.

## 23. Grand Portage National Monument

Establishment of monument authorized.....Act of September 2, 1958 Page  
430

**An Act To provide for the establishment of Grand Portage National Monument in the State of Minnesota, and for other purposes, approved September 2, 1958 (72 Stat. 1751)**

Grand Portage  
National  
Monument,  
Minn., estab-  
lishment.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of preserving an area containing unique historical values, there is hereby authorized to be established, in the manner hereinafter provided, the Grand Portage National Monument in the State of Minnesota which, subject to valid existing rights, shall comprise the following described lands:

### NORTHWEST COMPANY AREA

Tract numbered 1 beginning at a point about 28 feet from the water line of Lake Superior and on the east boundary of the southwest quarter of the southeast quarter of section 4, said point marked by a brass plug numbered I; thence northerly along said boundary line a distance of 273.70 feet to a point marked by a brass plug numbered II; thence in a westerly direction parallel to the south one-sixteenth line of section 4 a distance of 1,320 feet to the intersection of said line with the north-south quarter line of section 4, said point of intersection being in the bed of a stream and witnessed by an iron pipe located 60 feet southerly from said point and on the north-south quarter line, and on the west bank of said stream; thence southerly along said north-south quarter line a distance of 120 feet to the point of intersection of said north-south quarter line and the south one-sixteenth line of section 4 marked by an iron pipe set in concrete; thence westerly along said one-sixteenth line a distance of 120 feet to a point in path marked by brass plug numbered IV; thence southerly in a direction parallel to the north-south quarter line of section 4 a distance of 660 feet to an iron bolt in road intersection; thence westerly parallel to the south one-sixteenth line of section 4 a distance of 1,200 feet to the point of intersection of said line with the west one-sixteenth line of said section 4 and marked by a brass plug numbered VI; thence southerly along said west one-sixteenth line a distance of 1,760 feet to a point marked by a brass plug numbered VII; thence easterly along a line parallel to the north section line of section 9 a distance of 486.21 feet to a point marked by an inclined iron pipe, said point being the point where the said iron pipe enters the concrete; thence along the said line extended a distance of approximately 39 feet to the water's edge; thence along

the shore line of Lake Superior to the point where said shore line intersects the east one-sixteenth line of section 4 extended; thence northerly along said one-sixteenth line to place of beginning, all being located in sections 4 and 9, township 63 north, range 6 east, in Grand Portage Indian Reservation, State of Minnesota. Right-of-way for existing Bureau of Indian Affairs roads within the above described parcel of land is excluded therefrom.

#### NORTHWEST COMPANY AREA

Tract numbered 2 beginning at the point on the west one-sixteenth line of section 9 marked by brass plug numbered VII referred to in the description of tract numbered 1 above, thence westerly along a line parallel to the north section line of section 9 a distance of 275 feet to a point marked by an iron pipe; thence northerly along a line parallel to the west one-sixteenth line of section 9 a distance of 443.63 feet to a point marked by an iron pipe; thence easterly along a line parallel to the north section line of section 9 to the point of intersection of west one-sixteenth line of section 9; thence southerly along said one-sixteenth line to point of beginning, all lying in section 9 of township 63 north, range 6 east, in the Grand Portage Indian Reservation, State of Minnesota.

#### FORT CHARLOTTE AREA

The northeast quarter, section 29, township 64 north, range 5 east, or such lands within this quarter section as the Secretary of the Interior shall determine to be necessary for the protection and interpretation of the site of Fort Charlotte.

#### GRAND PORTAGE TRAIL SECTION

A strip of land 100 feet wide centering along the old Portage Trail beginning at the point where the trail intersects the present road to Grand Portage School, and continuing to the proposed United States Highway 61 right-of-way relocation in the northeast quarter of the northwest quarter, section 4, township 63 north, range 6 east, a strip of land 600 feet wide centering along the old Portage Trail as delineated on original General Land Office survey maps, from the north side of the proposed right-of-way to lands described at the Fort Charlotte site.

Establishment of the foregoing areas as the Grand Portage National Monument shall be effective when title to that portion of the aforesaid lands and interests in lands which is held in trust by the United States of America for the Minnesota Chippewa Tribe and the Grand Portage Band of Chippewa Indians, Minnesota, has been relinquished in accordance with section 2 hereof to the Secretary of the Interior for administration as a

part of the Grand Portage National Monument. Notice of the establishment of the monument as authorized and prescribed by this Act shall be published in the Federal Register. (16 U.S.C. § 4500o.)

SEC. 2. The Secretary of the Interior is authorized to accept, as a donation, the relinquishment of all right, title, and interest of the Minnesota Chippewa Tribe and the Grand Portage Band of Chippewa Indians, Minnesota, in and to any of the lands described in section 1 of this Act which is now held in trust by the United States of America for the said tribe or band; the executive committee of the Minnesota Chippewa Tribe and the tribal council of the Grand Portage Band of Chippewa Indians, Minnesota, are hereby authorized to execute such instruments of relinquishment in favor of the United States; and acceptance of the relinquishment by the Secretary shall operate as a transfer of custody, control and administration of such properties for administration and as a part of the Grand Portage National Monument: *Provided*, That upon the acceptance of any donated lands and interests therein the Secretary shall recognize, honor, and respect, in accordance with the terms thereof, any existing life assignments on such properties. (16 U.S.C. § 4500o-1.)

SEC. 3. The Secretary of the Interior is authorized to procure any and all other lands or interests therein within the monument, including, but not limited to, any and all nontrust lands therein owned in fee simple by the Grand Portage Band of Chippewa Indians, Minnesota, and the council of said band is authorized to sell and convey such nontrust lands to the United States of America. (16 U.S.C. § 4500o-2.)

SEC. 4. The Secretary of the Interior, under regulations prescribed by him, shall grant recognized members of the Minnesota Chippewa Tribe the preferential privilege to provide those visitor accommodations and services, including guide services, which he deems are necessary within the monument. (16 U.S.C. § 4500o-3.)

SEC. 5. The Secretary of the Interior shall, insofar as practicable, give first preference to employment of recognized members of the Minnesota Chippewa Tribe in the performance of any construction, maintenance, or any other service within the monument for which they are qualified.

SEC. 6. The Secretary of the Interior shall encourage recognized members of the Minnesota Chippewa Tribe in the production and sale of handicraft objects within the monument. The administration of the Grand Portage National Monument shall not in any manner interfere with the operation or existence of any trade or business of said tribe outside the boundaries of the national monument.

SEC. 7. Recognized members of the Minnesota Chippewa Tribe shall not be denied the privilege of traversing

the area included within the Grand Portage National Monument for the purposes of logging their land, fishing, or boating, or as a means of access to their homes, businesses, or other areas of use and they shall have the right to traverse such area in pursuit of their traditional rights to hunt and trap outside the monument: *Provided, That*, in order to preserve and interpret the historic features and attractions within the monument, the Secretary may prescribe reasonable regulations under which the monument may be traversed.

SEC. 8. The Secretary of the Interior, subject to the availability of appropriated funds, shall construct and maintain docking facilities at the Northwest Company area for use in connection with the monument. Such facilities shall be available for use by the Minnesota Chippewa Tribe and its recognized members, without charge to them, under regulations to be prescribed by the Secretary.

SEC. 9. To the extent that appropriated funds and personnel are available therefor, the Secretary of the Interior shall provide consultative or advisory assistance to the Minnesota Chippewa Tribe and the Grand Portage Band of Chippewa Indians, Minnesota, in the planning of facilities or developments upon the lands adjacent to the monument.

SEC. 10. When establishment of the monument has been effected, pursuant to this Act, the Secretary of the Interior shall administer, protect, and develop the monument in accordance with the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes" approved August 25, 1916 (39 Stat. 535), as amended.

16 U.S.C. 1.

SEC. 11. In the event the Grand Portage National Monument is abandoned at any time after its establishment, title to the lands relinquished by the Minnesota Chippewa Tribe and the Grand Portage Band of Chippewa Indians, Minnesota, pursuant to section 2 hereof shall thereupon automatically revert to the Minnesota Chippewa Tribe and the Grand Portage Band of Chippewa Indians, Minnesota, their successors or assigns. In such event, the title will be taken in a fee simple status unless the United States holds other lands in trust for the Minnesota Chippewa Tribe or the Grand Portage Band of Chippewa Indians, Minnesota, in which event the title shall revert to the United States in trust for the Minnesota Chippewa Tribe or the Grand Portage Band of Chippewa Indians, Minnesota.

## 24. Harpers Ferry National Monument

	Page
Establishment of monument and acquisition of lands authorized.....	
-----Act of June 30, 1944	434
Acquisition of certain lands for addition to monument authorized	
-----Act of July 14, 1960	435

### An Act To provide for the establishment of the Harpers Ferry National Monument, approved June 30, 1944 (58 Stat. 645)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior be, and he is hereby, authorized to accept donations of land, interest in land, buildings, structures, and other property in the vicinity of Harpers Ferry, West Virginia, not to exceed one thousand five hundred acres, as the Secretary of the Interior may deem necessary to carry out the purposes of this Act, and donations of funds for the purchase and maintenance thereof, the evidence of title to such lands to be satisfactory to the Secretary of the Interior. Any Federal land within the area designated by the Secretary of the Interior as necessary for monument purposes shall be transferred to the administration of the Department of the Interior and when so transferred shall become a part of the monument: *Provided*, That the Federal department or agency having administration over such land shall agree in advance to such transfer. (16 U.S.C. § 450bb.)

**SEC. 2.** The property acquired under the provisions of section 1 of this Act shall constitute the Harpers Ferry National Monument and shall be a public national memorial commemorating historical events at or near Harpers Ferry. The Director of the National Park Service under the direction of the Secretary of the Interior, shall have the supervision, management, and control of such national monument, and shall maintain and preserve it for the benefit and enjoyment of the people of the United States, subject to the provisions of the Act of August 25, 1916 (39 Stat. 535), entitled "An Act to establish a National Park Service, and for other purposes", as amended. (16 U.S.C. § 450bb-1.)

**SEC. 3.** The Secretary of the Interior is authorized to—

(1) Maintain, either in an existing structure acquired under the provisions of section 1 of this Act or in a building constructed by him for the purpose, a museum for relics and records pertaining to historic events that took place at Harpers Ferry, and for other relics of national and patriotic interest, and to accept on behalf of the

Harpers Ferry National Monument. Acceptance of donations.

Transfer of Federal land.

Property acquired to constitute national memorial.

Control.

16 U.S.C. §§ 1-4, 22, 43.

Museum for relics and records.



United States, for installation in such museum, articles which may be offered as additions to the museum; and

(2) Construct roads and facilities and mark with monuments, tablets, or otherwise, points of interest within the boundaries of the Harpers Ferry National Monument. (16 U.S.C. § 450bb-2.)

Roads and facilities.

SEC. 4. There are authorized to be appropriated such sums as may be necessary to carry out the improvements and maintenance on the lands and sites donated under the provisions of this Act. (16 U.S.C. § 450bb note.)

Appropriation authorized.

**An Act To authorize the acquisition of certain lands for addition to Harpers Ferry National Monument, and for other purposes, approved July 14, 1960 (74 Stat. 520)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That to further the commemorative purposes of the Act of June 30, 1944 (58 Stat. 645), by providing historic properties and administrative facilities, the Secretary of the Interior is hereby authorized to acquire, in the manner hereafter stated, the Storer College site, the original site of John Brown's "Fort" and the old Federal armory, comprising altogether approximately thirty acres for addition to Harpers Ferry National Monument. (16 U.S.C. § 450bb-3 [Supp. II].)

Harpers Ferry National Monument.

SEC. 2. (a) The Secretary of the Interior may accept the conveyance of all right, title, and interest of the trustees of Storer College in and to the lands and improvements in Harpers Ferry, West Virginia, granted to their predecessors for educational purposes pursuant to section 2 of the Act of December 15, 1868 (15 Stat. 266), upon payment to said trustees of not more than the current fair market value of the improvements located upon such lands. The Secretary may also purchase lands, interests therein, and improvements thereon, which lands were granted to the trustees of Storer College pursuant to such Act of 1868 and subsequently were alienated by the trustees: *Provided*, That he may pay not in excess of the amount paid therefor by the then owners plus the cost of existing improvements placed thereon by them, and, in no event may he pay more than the current fair market value. The Secretary may also purchase from the trustees of Storer College, at not more than their fair market value, other lands and interests in lands acquired by them or their predecessors as a part of the college site, together with any improvements thereon. In addition, up to seven acres of privately owned lands, interests therein, and improvements thereon, which are interspersed with the aforesaid college lands may be purchased by the Secretary. Lands and interests purchased under this subsection may be exchanged for other lands, and interests therein, of approximately equal value, which comprise the college and interspersed lands otherwise authorized herein for purchase.

(b) To facilitate the acquisition of the original site of the engine house known as John Brown's "Fort" and the old Federal arsenal, the Secretary of the Interior is hereby authorized to exchange therefor federally owned park lands or interests in lands of approximately equal value in the vicinity of Cumberland, Maryland, which he finds are no longer required for park purposes. (16 U.S.C. § 450bb-4 [Supp. II].)

Appropriation.

Sec. 3. There are authorized to be appropriated such sums, not to exceed \$300,000, as may be necessary for the purchase of lands, interests therein, and improvements thereon pursuant to this Act. (16 U.S.C. § 450bb-5 [Supp. II].)

## 25. Holy Cross National Monument

Monument abolished, lands transferred to national forest-----	Page
-----Act of August 3, 1950	437

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**An Act To abolish the Holy Cross National Monument in the State of Colorado, and to provide for the administration of the lands contained therein as a part of the national forest within which such national monument is situated, and for other purposes, approved August 3, 1950 (64 Stat. 404)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Holy Cross National Monument, containing one thousand three hundred and ninety-two acres, established by Proclamation of May 11, 1929 (46 Stat. 2993), is hereby abolished, and the Federal lands and property therein shall hereafter be administered as a part of the national forest within which such properties are situated.*

## 26. Joshua Tree National Monument

	Page
Boundaries revised.....Acts of September 25, 1950	438
-----and June 30, 1961	440

An Act To reduce and revise the boundaries of the Joshua Tree National Monument in the State of California, and for other purposes, approved September 25, 1950 (64 Stat. 1033)

Joshua Tree  
National Monu-  
ment, Calif.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That Joshua Tree National Monument, in the State of California, established by Proclamation Numbered 2193, of August 10, 1936 (50 Stat. 1760), hereafter shall comprise the following-described area:*

### SAN BERNARDINO MERIDIAN

Township 1 south, range 5 east, sections 22 to 27, inclusive, and sections 34 to 36, inclusive; township 2 south range 5 east, portion of east half lying north of the north right-of-way line of the Colorado River aqueduct but excluding therefrom that portion of the Long Canyon Camp and dump area in section 27; township 1 south, range 6 east, sections 19 to 36, inclusive; township 2 south, range 6 east, sections 1 to 30, inclusive, that portion of section 31 lying north of the north right-of-way line of the Colorado River aqueduct, and sections 32 to 36, inclusive; township 3 south, range 6 east, portion lying north of the north right-of-way line of the Colorado River aqueduct but excluding therefrom that portion of the Deception Camp and dump area in section 14, that portion of the West Deception Camp and dump area in section 10, and the portions of the East Wide Canyon Camps and dump areas in sections 5 and 6; township 1 south, range 7 east, sections 1 to 4, inclusive, and 9 to 15, inclusive, unsurveyed, section 16, sections 19 to 23, inclusive, section 24, unsurveyed, and sections 25 to 36, inclusive; township 2 south, range 7 east; township 3 south, range 7 east, portion lying north of the north right-of-way line of the Colorado River aqueduct but excluding therefrom that portion of the Fan Hill Camp and dump area in section 20; township 1 south, range 8 east, partly unsurveyed; townships 2 and 3 south, range 8 east; township 1 south, range 9 east, sections 5 to 9, inclusive, sections 16 to 23, inclusive, and sections 26 to 35, inclusive; township 2 south, range 9 east, sections 2 to 11, inclusive, and sections 14 to 36, inclusive, partly unsurveyed; township 3 south, range 9 east; township 4 south, range 9 east, sections 1 to 5, inclusive, and sections 11 to 14, inclusive; township 2 south, range 10 east, sections 25 to 36, inclusive unsurveyed; township 3 south, range 10 east, partly

unsurveyed; township 4 south, range 10 east, sections 1 to 18, inclusive, sections 22 to 26, inclusive, and sections 35 and 36; township 5 south, range 10 east, section 1; township 2 south, range 11 east, sections 25 to 36, inclusive, unsurveyed; townships 3 and 4 south, range 11 east, partly unsurveyed; township 5 south, range 11 east, sections 1 to 18, inclusive, sections 22 to 27, inclusive, and sections 34, 35, and 36; township 6 south, range 11 east, portion of sections 1, 2, and 3 lying north of north transmission line right-of-way which is adjacent to the north right-of-way line of the Colorado River aqueduct but excluding therefrom the Aggregate Deposit in section 3; township 2 south, range 12 east, section 13 and sections 23 to 36, inclusive, partly unsurveyed; townships 3 and 4 south, range 12 east, partly unsurveyed; township 5 south, range 12 east, sections 1 to 24, inclusive, and sections 26 to 34, inclusive, partly unsurveyed, and portions of sections 25 and 35 lying north of north transmission line right-of-way which is adjacent to the north right-of-way line of the Colorado River aqueduct; township 6 south, range 12 east, portions of sections 2, 3, 4, 5, 6, and 10, lying north of north transmission line right-of-way which is adjacent to the north right-of-way line of the Colorado River aqueduct, but excluding therefrom the Bumpani's Aggregate Deposit in section 4; township 2 south, range 13 east, sections 1 and 2 and sections 7 to 36, inclusive, partly unsurveyed; township 3 south, range 13 east, sections 1 to 18, inclusive, partly unsurveyed; township 5 south, range 13 east, sections 6, 7, 18, and 19, unsurveyed; township 1 south, range 14 east, sections 33 to 36, inclusive, partly unsurveyed; township 2 south, range 14 east, partly unsurveyed; township 3 south, range 14 east, sections 1 to 18, inclusive, partly unsurveyed; township 1 south, range 15 east, sections 31 to 35, inclusive, partly unsurveyed; township 2 south, range 15 east, sections 2 to 36, inclusive, partly unsurveyed; township 3 south, range 15 east, sections 1 to 12, inclusive, partly unsurveyed, and section 18, unsurveyed; township 2 south, range 16 east, sections 18, 19, 30, and 31, unsurveyed; and township 3 south, range 16 east, sections 6 and 7 unsurveyed. (16 U.S.C. § 450ii.)

SEC. 2. All public-domain lands heretofore included within the Joshua Tree National Monument which are eliminated from the National Monument by this Act are hereby opened to location, entry, and patenting under the United States mining laws: *Provided*, That such public-domain lands or portions thereof shall be restored to application and entry under other applicable public land laws, including the mineral leasing laws. (16 U.S.C. § 450ii-1.)

SEC. 3. All leases, permits, and licenses issued or authorized by any department, establishment, or agency of the United States, with respect to the Federal lands ex-

Certain public-domain lands.

Prior leases, etc.

cluded from the Joshua Tree National Monument by this Act, which are in effect on the date of the approval of this Act shall continue in effect, subject to compliance with the terms and conditions therein set forth, until terminated in accordance with the provisions thereof. (16 U.S.C. § 450ii-2.)

Survey.

SEC. 4. The Secretary of the Interior is authorized and directed, through the Bureau of Mines, the Geological Survey, and the National Park Service, to cause a survey to be made of the area within the revised boundaries of the Joshua Tree National Monument with a view to determining to what extent the said area is more valuable for minerals than for the National Monument purposes for which it was created. Report of said survey shall be filed with the President of the United States Senate and the Speaker of the House of Representatives on or before February 1, 1951. (16 U.S.C. § 450ii-3.)

**An Act To include within the boundaries of Joshua Tree National Monument, in the State of California, certain federally owned lands used in connection with said monument, and for other purposes, approved June 30, 1961 (75 Stat. 197)**

Joshua Tree  
National Monu-  
ment, Calif.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act of September 25, 1950, chapter 1030 (64 Stat. 1033; 16 U.S.C. 450ii), is hereby amended by inserting after the period at the end of section 1 the following: "Also, all that portion of the south half of the northeast quarter and of the north half of the southeast quarter of section 33, township 1 north, range 9 east, San Bernardino base and meridian, in the county of San Bernardino, State of California, shown on map titled 'Record of Survey' by H. F. Cameron, Junior, licensed engineer 6826, dated December 29, 1948, and James B. Hommon, licensed engineer 6916, dated October 5, 1949, and made for the National Park Service, Department of the Interior, and recorded October 17, 1949, in volume 7, page 72, of the official records of the county of San Bernardino, said land being described as follows:

"Beginning at the United States Government Land Office monument marked as the east quarter corner of said section 33, thence proceeding on a true bearing south 89 degrees 02 minutes 10 seconds west a distance of 50.01 feet to the true point of beginning of the hereinafter described parcel of land;

"Thence north 0 degrees 02 minutes 55 seconds west a distance 250.08 feet to a point of curve; thence along the arc of a curve to the left having a radius of 20.00 feet a distance of 31.73 feet to a point of tangency; thence south 89 degrees 02 minutes 40 seconds west a distance of 2,559.24 feet; thence south 0 degrees 19 minutes 50 seconds east a distance of 270.76 feet;

"Thence south 0 degrees 21 minutes 02 seconds east a distance of 409.32 feet to the beginning of a curve; thence along the arc of a curve to the left having a radius of 280.98 feet a distance of 275.93 feet to a point of compound curvature; thence along the arc of a curve to the left having a radius of 800.00 feet a distance of 753.98 feet to a point of tangency; thence north 69 degrees 22 minutes 58 seconds east a distance of 125.31 feet to the beginning of a curve;

"Thence along the arc of a curve to the right having a radius of 1,400.00 feet a distance of 1,042.74 feet to a point of tangency; thence south 67 degrees 56 minutes 33 seconds east a distance of 94.55 feet to the beginning of a curve; thence along the arc of a curve to the left having a radius of 700.00 feet a distance of 366.52 feet to a point of compound curvature;

"Thence along the arc of a curve to the left having a radius of 167.60 feet a distance of 240.17 feet to a point of tangency; thence north 0 degrees 02 minutes 55 seconds west a distance of 648.91 feet to the point of beginning containing 57.839 acres, more or less." (16 U.S.C. § 450ii.)

## 27. Katmai National Monument

	Page
Removal of deposits of volcanic ash from monument authorized for purpose of aiding in development of building materials in Alaska-----	442
-----Act of April 15, 1954	442

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**An Act To facilitate the development of building materials in Alaska through the removal of volcanic ash from portions of Katmai National Monument, Alaska, and for other purposes, approved April 15, 1954 (68 Stat. 53)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of aiding in the development of building materials essential to the growth of Alaska, the Secretary of the Interior is authorized, in his discretion, for a period of fifteen years from the date of approval of this Act, pursuant to the provisions of the Act of July 31, 1947 (61 Stat. 681), as amended, to permit the removal of deposits of siliceous volcanic ash, commonly known as pumicite, from such areas as he may designate along the shores of Shelikof Strait in Katmai National Monument, Alaska.

Alaska.  
Volcanic ash  
removal.

43 U.S.C. 1185-  
1188.



## 28. Montezuma Castle National Monument

Boundaries of monument revised-----Act of June 23, 1959 Page  
443

**An Act To revise the boundaries of the Montezuma Castle National Monument, Arizona, and for other purposes, approved June 23, 1959 (73 Stat. 108)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to facilitate the administration and protection of the Montezuma Castle National Monument, Arizona, the boundaries thereof are hereby revised to include the following described lands:

Montezuma  
Castle National  
Monument,  
Ariz. Boundary  
revision.

### GILA AND SALT RIVER BASE AND MERIDIAN

Township 14 north, range 5 east: section 9, that portion of the southwest quarter southwest quarter located south and west of Beaver Creek, comprising about 2 acres; and section 16, southwest quarter southwest quarter northwest quarter and section 17, southeast quarter southwest quarter northeast quarter and south half southeast quarter northeast quarter, comprising about 40 acres.

Township 15 north, range 6 east: section 31, that portion of the northwest quarter southeast quarter located south and east of Beaver Creek and not heretofore included in the Montezuma Well section of the said monument, comprising approximately 17 acres.

SEC. 2. The Secretary of the Interior is authorized to acquire by purchase, donation, with donated funds, or otherwise and subject to such terms, reservations, and conditions as he may deem satisfactory, the land and interests in lands that are included within the boundaries of the Montezuma Castle National Monument as revised by section 1 of this Act. When so acquired, they shall be administered as a part of the Montezuma Castle National Monument, in accordance with the provisions of the Act of August 25, 1916 (39 Stat. 535), as amended.

Acquisition  
of lands.

16 U.S.C. 1-4,  
22, 43.

## 29. Old Kasaan National Monument

Monument abolished-----Act of July 26, 1955 Page  
444

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**An Act To abolish the Old Kasaan National Monument, Alaska, and for other purposes, approved July 26, 1955 (69 Stat. 380)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Old Kasaan National Monument, in Alaska, is hereby abolished, and the lands thereof shall hereafter be administered as a part of the Tongass National Forest.

### 30. Patrick Henry National Monument Project

	Page
Repeal of acts of August 15, 1935, and January 29, 1940, relating to establishment.....Act of December 21, 1944	445

An Act To repeal the Acts of August 15, 1935, and January 29, 1940, relating to the establishment of the Patrick Henry National Monument and the acquisition of the estate of Patrick Henry, in Charlotte County, Virginia, approved December 21, 1944 (58 Stat. 852)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act entitled "An Act to provide for the establishment of a national monument on the site of Red Hill estate of Patrick Henry," approved August 15, 1935, and the Act entitled "An Act to provide for the acquisition by the United States of the estate of Patrick Henry in Charlotte County, Virginia, known as Red Hill," approved January 29, 1940, are hereby repealed.

SEC. 2. The Secretary of the Treasury is authorized and directed to cover into the surplus fund of the Treasury the unexpended balances of all amounts heretofore appropriated for the purposes of such Acts of August 15, 1935, and January 29, 1940. (16 U.S.C. §§ 450f-450k.

Patrick Henry  
National Monu-  
ment, Va.  
Repeals.

49 Stat. 652.

54 Stat. 18.  
Unexpended  
balances.

### 31. Pensacola National Monument Project

Authority to accept lands and establish monument or transfer to State of Florida for State historical park use-----Act of July 2, 1948 446

Page

#### An Act To provide for the establishment of the Pensacola National Monument, approved July 2, 1948 (62 Stat. 1220)

Pensacola National Monument, Fla. Acquisition of land.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to receive on behalf of the United States, the following parcels of land, together with any improvements thereon, now located in the harbor defenses of Pensacola on lands owned by the Department of the Army, in Escambia County, State of Florida, not needed by either the War or Navy Department and transferred in accordance with existing law:

- (1) Old Fort San Carlos and Old Fort Barrancas (approximate area four acres).
- (2) Old Fort Redoubt (approximate area four acres).
- (3) Old Fort Pickens (approximate area five acres). (16 U.S.C. § 450gg.)

Publication in Federal Register.

SEC. 2. The property acquired under the provisions of section 1 of this Act shall be held by the Secretary of the Interior pending determination by the said Secretary as to its national significance for national monument purposes. In the event that the said Secretary shall determine it to be in the national interest the area, upon the publication of a Secretarial order in the Federal Register, shall constitute the Pensacola National Monument, set apart for the preservation of historical associations connected with Pensacola and its harbor defenses.

Supervision, etc.

The Director of the National Park Service, under the direction of the Secretary of the Interior, shall have supervision, management, and control of such national monument, and shall restore, maintain, and preserve it in a suitable and enduring manner which, in his judgment, will provide for the benefit and enjoyment of the people of the United States. (16 U.S.C. § 450gg-1.)

Museum.

SEC. 3. The Secretary of the Interior is authorized to maintain either in an existing structure acquired under the provisions of section 1 of this Act or in a building constructed by him for the purpose of a museum for relics and records pertaining to Pensacola and its harbor defenses and for other articles of national and patriotic interest, and to accept on behalf of the United States, for installation in such museum, articles which may be offered as additions to the museum. (16 U.S.C. § 450gg-2.)

SEC. 4. In the event that the said Secretary shall determine that the area would be more suitably administered as a State historical park, the said Secretary is hereby authorized to transfer title to the land, and jurisdiction of the area, to the State of Florida: *Provided*, That the State shall perpetually maintain the area for State historical park use. In the event that the State shall ever abolish the historical park, or attempt to alienate the lands, title shall revert to the United States. (16 U.S.C. § 450gg-3.)

Transfer of title, etc., to State.

Reversion to U.S.

SEC. 5. There are authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act. (16 U.S.C. § 450gg note.)

Appropriation authorized.

## 32. Pipestone National Monument

Addition of certain lands to monument authorized\_\_\_\_\_Act of June 18, 1956      Page 448

**An Act To authorize the addition of certain lands to the Pipestone National Monument in the State of Minnesota, approved June 18, 1956 (70 Stat. 290)**

Pipestone  
National Monu-  
ment, Minn.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is hereby authorized to add to the Pipestone National Monument such part of the Pipestone school reserve, not exceeding two hundred and fifty acres, as he deems necessary to protect archeological remains, to acquire by purchase or condemnation not exceeding ten acres of non-Federal land, as he deems necessary to improve the boundary and administration of the Pipestone National Monument Federal land, and to redefine the exterior boundaries of the Pipestone National Monument to include the lands so transferred and acquired pursuant to this Act. All lands added to the Pipestone National Monument pursuant to this Act shall be subject to the provisions of sections 2 and 3 of the Act of August 25, 1937 (50 Stat. 804). (16 U.S.C. § 445d.)

### 33. Rainbow Bridge National Monument

Monument to be protected from impairment in connection with Colorado River storage project-----Act of April 11, 1956 449

Excerpts from "An Act To authorize the Secretary of the Interior to construct, operate, and maintain the Colorado River storage project and participating projects, and for other purposes," approved April 11, 1956 (70 Stat. 105, 106)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to initiate the comprehensive development of the water resources of the Upper Colorado River Basin, for the purposes, among others, of regulating the flow of the Colorado River, storing water for beneficial consumptive use, making it possible for the States of the Upper Basin to utilize, consistently with the provisions of the Colorado River Compact, the apportionments made to and among them in the Colorado River Compact and the Upper Colorado River Basin Compact, respectively, providing for the reclamation of arid and semiarid land, for the control of floods, and for the generation of hydroelectric power, as an incident of the foregoing purposes, the Secretary of the Interior is hereby authorized (1) to construct, operate, and maintain the following initial units of the Colorado River storage project, consisting of dams, reservoirs, powerplants, transmission facilities and appurtenant works: Curecanti, Flaming Gorge, Navajo (dam and reservoir only), and Glen Canyon:

Colorado River storage project

63 Stat. 31.

Initial units.

\* \* \* \* \*

*Provided further,* That as part of the Glen Canyon Unit the Secretary of the Interior shall take adequate protective measures to preclude impairment of the Rainbow Bridge National Monument.

Rainbow Bridge National Monument.

### 34. Saint Croix Island National Monument Project

	Page
Establishment of monument and acceptance of lands authorized.....	
----- Act of June 8, 1949	450

**An Act To authorize the establishment of the Saint Croix Island National Monument in the State of Maine, approved June 8, 1949 (63 Stat. 158)**

St. Croix  
Island National  
Monument,  
Maine.  
Acquisition of  
lands.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of establishing a Federal area of national historical importance for the benefit of the people of the United States, the Secretary of the Interior is hereby authorized to accept, for national monument purposes, on behalf of the United States, the donation of all non-Federal lands and interests in land situated on Saint Croix (Dochet) Island, located in the Saint Croix River, in the State of Maine. The Secretary is authorized to acquire, in such manner as he may consider to be in the public interest, not to exceed fifty acres of land or interests therein situated on the mainland, such property to be used for general administrative purposes and for a landing dock in order to provide a suitable approach and ready access to the island. (16 U.S.C. § 450hh.)

Publication of  
notice.  
Acquisition of  
additional  
property.

SEC. 2. Upon a determination by the Secretary of the Interior that sufficient land and interests in land situated on the island have been acquired by the United States for the establishment of a suitable national monument, such acquired property, and any Federal properties on the island that are not required for other public purposes, shall be established as the "Saint Croix Island National Monument". An order of the Secretary of the Interior, constituting notice of such determination, shall be published in the Federal Register. Following establishment of the national monument, other properties situated upon the island may become a part of the monument upon acquisition of title to such properties by the United States, and Federal properties situated upon the island, upon a determination by the agency administering such Federal properties that they are no longer required by that agency, may be transferred to the Secretary of the Interior by such agency to become a part of the national monument. Notice of the addition of any such properties to the monument shall be published in the Federal Register by the Secretary of the Interior. There shall be excluded from the national monument, for such time as the United States Coast Guard shall consider it to be necessary, any portion of the island which is being used and which is required for the purposes of



a Coast Guard light station. (16 U.S.C. § 450hh-1.)

SEC. 3. The national monument shall be administered by the Secretary of the Interior, through the National Park Service, subject to the provisions of the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 1-4), as amended and supplemented, and the Act of August 21, 1935 (49 Stat. 666; 16 U.S.C. 461-467). (16 U.S.C. § 450hh-2.)

SEC. 4. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act. (16 U.S.C. § 450hh note.)

Appropriation  
authorized.

### 35. Santa Rosa Island National Monument

Abolishment of monument and transfer of land to Escambia County, Florida, authorized.....Act of July 30, 1946 Page 452

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**An Act To abolish the Santa Rosa Island National Monument and to provide for the conveyance to Escambia County, State of Florida, of that portion of Santa Rosa Island which is under the jurisdiction of the Department of the Interior, approved July 30, 1946 (60 Stat. 712)**

Santa Rosa  
Island National  
Monument,  
Fla.

Abolishment;  
conveyance.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Santa Rosa Island National Monument, Florida, is hereby abolished, and the Secretary of the Interior is authorized and directed to donate and convey to Escambia County, State of Florida, all the right, title, and interest of the United States in and to that portion of Santa Rosa Island, Florida, which is under the jurisdiction of the Department of the Interior, to be retained by the said Escambia County and to be used by it for such purposes as it shall deem to be in the public interest or to be leased by it from time to time in whole or in part or parts to such persons and for such purposes as it shall deem to be in the public interest and upon such terms and conditions as it shall fix and always to be subject to regulation by said county whether leased or not leased but never to be otherwise disposed of or conveyed by it: *Provided,* That nothing herein shall prevent the said county from conveying said property back to the Federal Government or to the State of Florida or any agency thereof.

### 36. Scotts Bluff National Monument

Boundary revision authorized-----Act of June 30, 1961 Page 453

**An Act To revise the boundaries of the Scotts Bluff National Monument, Nebraska, and for other purposes, approved June 30, 1961 (75 Stat. 148)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to preserve the scenic and historic integrity of Scotts Bluff and adjacent features, the Secretary of the Interior may revise the boundaries of the Scotts Bluff National Monument so as to exclude from it certain private and Federal lands and substitute other private lands more essential to the purposes of the monument: *Provided,* That the revised boundaries shall encompass an area which is about three hundred and fifty acres less than the acreage of the monument as of the date of this Act. Notice of the designation of the revised boundaries pursuant to this section shall be given by publication in the Federal Register.

Scotts Bluff  
National Monu-  
ment, Nebr.

SEC. 2. The Secretary, in furtherance of the purposes of this Act, may procure, in such manner as he may deem to be in the public interest, lands and interests in lands within the revised boundaries designated pursuant to section 1 of this Act. To avoid the undesirable severance of parcels in private ownership which extend beyond the revised boundaries, the Secretary may, in his discretion and with the consent of the owners, acquire lands or interests in lands that are in private ownership but which lie outside the revised boundary. Property so acquired outside the revised boundary and federally owned lands excluded from the monument pursuant to section 1 of this Act may be exchanged by the Secretary of the Interior for any land of approximately equal value within the revised boundaries. Nothing in this section shall be construed as repealing or limiting the existing jurisdiction, power, or authority of the Secretary prescribed by the public land laws.

Land  
acquisition.  
Authority.

SEC. 3. There are authorized to be appropriated such sums, but not more than \$15,000, as may be necessary for the acquisition of lands newly included within the boundaries of the monument as revised pursuant to this Act.

Appropriation.

### 37. Shoshone Cavern National Monument

	Page
Abolishment of monument and transfer of land to city of Cody, Wyoming, authorized-----Act of May 17, 1954	454

**An Act To authorize the abolishment of the Shoshone Cavern National Monument and the transfer of the land therein to the city of Cody, Wyoming, for public recreational use, and for other purposes, approved May 17, 1954 (68 Stat. 98)**

Shoshone  
Cavern  
National Monu-  
ment.  
Abolishment.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That Shoshone Cavern National Monument, established by Executive proclamation of September 21, 1909 (36 Stat. 2501), is hereby abolished and the Secretary of the Interior is authorized to convey, without cost, the lands embraced therein, aggregating two hundred and ten acres, to the city of Cody, Wyoming, for public recreational use, upon such terms and conditions as he shall find to be equitable and in the public interest.

In order that the city may provide adequate public access to such property from the Cody-Yellowstone Highway (U.S. Nos. 14 and 20), the Secretary of the Interior is also authorized to convey without cost a right-of-way to the city.

In the event that the city of Cody shall fail to devote the said monument lands to the purposes of public park and recreational site within ten years after the date of the enactment of this Act or shall fail to maintain such land for such purposes for any period of five consecutive years subsequent to its devotion to such use or shall fail to provide adequate measures for fire control and watershed protection for the lands, or shall devote such lands or any part thereof to any other use not consistent with the purposes of this Act, such lands and all improvements thereon shall revert to the United States. In such an event, the Secretary of the Interior is hereby authorized to declare a forfeiture of all grants and conveyances made pursuant to this Act and to administer such properties in accordance with the public land laws of the United States.

### 38. Statue of Liberty National Monument

	Page
Secretary of War authorized to accept funds donated for construction of an electric lighting plant for Statue.....	
-----Excerpt from Act of July 27, 1916	455
New York City National Shrines Advisory Board authorized.....	
-----Act of August 11, 1955	455
Name of Bedloe's Island changed to Liberty Island.....	
-----Joint Resolution of August 3, 1956	456
Amendment to Act of August 11, 1955.....	
-----Act of August 14, 1958	457

**Excerpt from "An Act Making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes," approved July 27, 1916 (39 Stat. 391, 411)**

SEC. 5. That the Secretary of War be, and he is hereby, authorized to accept for and on behalf of the United States, with thanks to the donors, funds raised or to be raised by the New York World by popular subscription for the construction of an electric lighting plant adequate for the illumination of the Statue of Liberty on Bedloes Island, New York Harbor, with the understanding that the funds will be applied to the purpose for which donated, and that the lighting plant, after construction, will be maintained at the expense of the United States.

Statue of Liberty, New York Harbor. Acceptance, etc., of donated electric plant for lighting.

**An Act To promote public cooperation in the rehabilitation and preservation of the Nation's important historic properties in the New York City area, and for other purposes, approved August 11, 1955 (69 Stat. 632)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to appoint an advisory board, to be known as the New York City National Shrines Advisory Board. The membership of the Board may not exceed eleven persons. The Secretary shall appoint one member to represent the city of New York, one member to represent the State of New York, and one member to represent the Borough of Manhattan, after consideration of such recommendations as may be made by the mayor of New York City, the Governor of New York State, and the President of the Borough of Manhattan for the appointment of the representatives of their respective jurisdictions. The remaining membership of the Board shall be appointed from the various historical and civic organizations interested in effectuating the purposes of this Act. The Secretary shall, at the time of appointment, designate one of the members to serve as Chairman. Members of the Board shall receive no compensation for their services, but may be paid any necessary traveling and subsistence expenses incurred in the discharge of their duties, when authorized by the Secretary of the Interior.

New York City National Shrines Advisory Board.

Preservation of  
historic  
properties.

The functions of the Board shall be to render advice to the Secretary of the Interior and to further public participation in the rehabilitation and the preservation of those historic properties in the New York City area that are of great national significance, identified as the Federal Hall National Memorial, Castle Clinton National Monument, and the Statue of Liberty National Monument. The Board shall conduct a study of these historic properties and submit recommendations concerning their preservation and administration to the Secretary of the Interior, such report and recommendations of the Board to be transmitted to the Congress by the Secretary of the Interior, together with his recommendations thereon, within one year following the date of the establishment of the Board. The Board shall cease to exist when the Secretary of the Interior shall find that its purposes have been accomplished.

Report to  
Congress.

SEC. 2. The Secretary of the Interior is authorized to accept donations of funds for rehabilitation and preservation of the historic properties including any made upon condition that such funds are to be expended only if Federal funds in an amount equal to the donated funds are appropriated for such purposes. There are authorized to be appropriated such funds as may be necessary to match funds that may be donated for purposes of this Act.

Appropriation.

SEC. 3. The Federal Hall Memorial National Historic Site, established pursuant to the Historic Sites Act of August 21, 1935 (49 Stat. 666), shall hereafter be known as the "Federal Hall National Memorial". (16 U.S.C. § 463 note, as amended. See p. 457.)

16 U.S.C. 461-  
467.

**Joint Resolution To change the name of Bedloe's Island in New York Harbor to Liberty Island, approved August 3, 1956 (70 Stat. 956)**

Whereas the Statue of Liberty is to the world the symbol of the dreams and aspirations which have drawn so many millions of immigrants to America;

Whereas to all Americans the Statue of Liberty stands eternal as the symbol of the freedom which has been made a living reality in the United States for all sorts and conditions of mankind, united in allegiance to the Constitution of the United States and to the imperishable ideals of our free society;

Whereas the majestic meaning of the Statue of Liberty is to be made more brilliant by the establishment, at its foot, of The American Museum of Immigration as the gift of individual Americans to the American people for all future generations;

Whereas The American Museum of Immigration will tell for all time the story of the making of this great Nation of nations by the contributions of men and women who have been coming here since the earliest times from all over the world in search of liberty;

Whereas the Statue of Liberty stands on Federal land known as Bedloe's Island, which name today has no special significance and which is the latest of a series of other names by which such island has been known in the past; and

Whereas it is meet, fitting, and proper that the Statue of Liberty, with The American Museum of Immigration at its foot, be accorded a setting most appropriate for the great shrine of the American people: Now, therefore, be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That Bedloe's Island, which is located in New York Harbor, shall hereafter be known as Liberty Island, and any law, regulation, document, or record of the United States in which such island is designated or referred to under the name Bedloe's Island shall be held to refer to such island under and by the name of Liberty Island.

Liberty Island,  
N.Y., formerly  
Bedloe's  
Island.

An Act To amend the Act of August 11, 1955 (69 Stat. 632), relating to the rehabilitation and preservation of historic properties in the New York City area, and for other purposes, approved August 14, 1958 (72 Stat. 613)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act entitled "An Act to promote public cooperation in the rehabilitation and preservation of the Nation's important historic properties in the New York City area, and for other purposes," approved August 11, 1955 (69 Stat. 632), is hereby amended as follows:

New York City  
area.  
Historic prop-  
erties.  
16 U.S.C. 463  
note.

(a) In the first sentence of the second paragraph of section 1 of such Act insert a comma and the word "development" after the word "rehabilitation."

(b) In the first sentence of section 2 of such Act insert a comma and the word "development" after the word "rehabilitation." (16 U.S.C. § 463 note. See p. 456.)

### 39. Verendrye National Monument

Monument abolished with provision for its continued public use by the State of North Dakota-----Act of July 30, 1956 458

Page

An Act To abolish the Verendrye National Monument, and to provide for its continued public use by the State of North Dakota for a State historic site, and for other purposes, approved July 30, 1956 (70 Stat. 730)

Verendrye  
National Monu-  
ment, N. Dak.  
Abolishment.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Verendrye National Monument, North Dakota, is hereby abolished, and the Secretary of the Interior is authorized to convey the lands contained therein, together with any improvements thereon, subject to the reservation to the United States of the right to flood such lands in connection with the operation and maintenance of the Garrison Dam and Reservoir project, to the State of North Dakota for public recreation use and as a State historic site.

Deed  
provisions.

SEC. 2. The Secretary is authorized to execute, on behalf of the United States, the necessary deed or other instrument to effect the purposes of this Act. Such deed or instrument shall contain the express provision that the grantee shall use the lands conveyed exclusively for public recreation and State historic site purposes and may contain such other provisions as the Secretary and the grantee shall agree upon.

Reversionary  
condition.

SEC. 3. The conveyance authorized herein shall be made upon the further express condition that the title and right to possession to any land so conveyed, together with any improvements thereon, shall revert to the United States upon a finding by the Secretary, after notice to such grantee and after an opportunity for a hearing, that the grantee has not complied with the provisions of the conveyance during a period of more than three years, which finding shall be final and conclusive and such lands and improvements, upon reversion to the United States, shall be returned to the administrative jurisdiction of the Department of the Interior for appropriate administration or disposition as determined by the Secretary: *Provided*, That this condition shall cease to be in effect as to any lands conveyed hereunder twenty-five years after the conveyance of such lands.



## 40. Wheeler National Monument

	Page
Monument abolished, lands transferred to national forest.....	
-----Act of August 3, 1950	459

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**An Act To abolish the Wheeler National Monument, in the State of Colorado, and to provide for the administration of the lands contained therein as a part of the national forest within which such national monument is situated, and for other purposes, approved August 3, 1950 (64 Stat. 405)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Wheeler National Monument, containing three hundred acres, established by proclamation of December 7, 1908 (35 Stat. 2214), is hereby abolished, and the Federal lands and property therein shall hereafter be administered as a part of the national forest within which such properties are situated.

## 41. Wupatki National Monument

Boundaries revised and public access to certain ruins provided----- Page  
-----Act of August 10, 1961 460

An Act To authorize an exchange of lands at Wupatki National Monument, Arizona, to provide access to certain ruins in the monument, to add certain federally owned lands to the monument, and for other purposes, approved August 10, 1961 (75 Stat. 337)

Wupatki  
National Monu-  
ment, Ariz.  
Lands,  
exchange.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior may, in his discretion, obtain a valid title for the United States to the lands described as: southeast quarter, section 17, and section 29, township 26 north, range 10 east, Gila and Salt River meridian, for addition to the Wupatki National Monument in exchange for lands of approximately equal value described as: southwest quarter, section 16, township 26 north, range 10 east, and section 32, township 26 north, range 9 east, Gila and Salt River meridian. The lands conveyed by the Secretary and the privately owned land known as northwest quarter, section 21, township 26 north, range 10 east, Gila and Salt River meridian, shall, after execution of the exchange, cease to be a part of the Wupatki National Monument.

SEC. 2. The Secretary may, in his discretion, accept the donation of a permanent easement for a road right-of-way two hundred feet wide for the purpose of providing public access to the significant Crack-in-Rock Ruin which lies within the monument: *Provided,* That no road may be constructed upon the right-of-way without further legislative authority. The right-of-way to the ruin shall extend across terrain suitable to the Secretary from any point on the north line of township 25 north, ranges 9 or 10 east, Gila and Salt River meridian, which he may select.

SEC. 3. Subject to valid existing rights, the public lands lying west of the west right-of-way line of United States Highway 89 in section 3, township 25 north, range 8 east, Gila and Salt River meridian, consisting of lot 4, southwest quarter northwest quarter, northwest quarter southwest quarter and the westerly portions of lot 3, southeast quarter northwest quarter, and east one-half southwest quarter are added to and made a part of the Wupatki National Monument.

## XII. LEGISLATION RELATING TO NATIONAL PARKWAYS

### 1. Blue Ridge Parkway

	Page
Easements authorized for C&O Railway.....Act of December 22, 1944	461
Exchange of lands with Eastern Band of Cherokee Indians effected.....	
.....Act of October 10, 1949	463
Transfer of lands from jurisdiction of the Secretary of the Interior to jurisdiction of the Secretary of Agriculture authorized.....	
.....Act of May 13, 1952	471
Purchase and exchange of land authorized.....Act of June 30, 1961	471
Section of parkway transferred to Shenandoah National Park.....	
.....Act of June 30, 1961	472
Appropriation authorized for survey of proposed national parkway from the Blue Ridge Parkway into the State of Georgia.....	
.....Act of August 10, 1961	472

An Act Authorizing the conveyance by the Secretary of the Interior to The Chesapeake and Ohio Railway Company, a railroad corporation, of certain perpetual easements, near Afton, in Augusta and Nelson Counties, Virginia, being a portion of the Blue Ridge Parkway land of the Shenandoah National Park, approved December 22, 1944 (58 Stat. 909)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior be, and he is hereby, authorized to grant and convey to The Chesapeake and Ohio Railway Company, a corporation organized and existing under and by virtue of the laws of the State of Virginia, its successors or assigns, perpetual easements across and under two parcels of land located near Afton, in Augusta and Nelson Counties, Virginia, more particularly described as follows:

The Chesapeake and Ohio Railway Company.

Conveyance of certain perpetual easements near Afton, Va.

Parcel Numbered 1, now owned in fee simple by the United States of America in Nelson County, Virginia:

Parcel 1.

Beginning at a point twenty-five feet southwesterly and radially from the located center line of a proposed main track and tunnel on the Mountain Subdivision of The Chesapeake and Ohio Railway Company, also being in property line dividing the lands of the United States of America used for Blue Ridge Parkway and the Swannanoa Development Corporation which bears north eighty-seven degrees sixteen minutes east through proposed center line of main track at station 1197+09.72 which is on a three degree fifteen minute curve (the tangent of this curve produced intersects said property line at a point ninety-six and six-tenths feet south thirty-four degrees forty-four minutes east from the point of tangent of curve and at a point one hundred and seventy-seven and three one-hundredths feet south eighty-seven degrees sixteen minutes west measured along property line from

corner numbered 5 and one hundred and twenty-four and eighty one-hundredths feet north eighty-seven degrees sixteen minutes east measured along property line from monument numbered 4); thence north eighty-seven degrees sixteen minutes east on property line and across proposed center line of main track fifty-nine and eight-tenths feet, more or less, to a point twenty-five feet north-easterly and radially from proposed center line of main track; thence southeasterly parallel with and twenty-five feet from proposed center line of main track which is on a three degree fifteen minute curve to the left sixty-eight and five-tenths feet, more or less, to a point in property line dividing the lands of the United States of America used for Blue Ridge Parkway and the Commonwealth of Virginia used for United States Route Numbered 250 which bears south sixty-seven degrees forty-eight minutes west through proposed center line at station 1196+30.97 which is thirty and thirteen one-hundredths feet south sixty-seven degrees forty-eight minutes west from north-east end of course and one hundred and twenty-two and twenty-one one-hundredths feet north sixty-seven degrees forty-eight minutes east from southwest end of course; thence south sixty-seven degrees forty-eight minutes west on property line and across proposed center line fifty-two and five-tenths feet, more or less, to a point twenty-five feet southwesterly and radially from proposed center line of main track; thence northwesterly parallel with and twenty-five feet from proposed center line of main track which is on a three degree fifteen minute curve to the right eighty-nine and no tenths feet, more or less, to point of beginning; and containing nine one-hundredths acre, more or less.

Parcel 2.

Parcel Numbered 2, now owned in fee simple by the United States of America in Augusta County, Virginia:

Beginning at a point twenty-five feet northeasterly at right angles from the located center line of a proposed main track and tunnel on the Mountain Subdivision of The Chesapeake and Ohio Railway Company, also being in property line dividing the lands of the United States of America used for Blue Ridge Parkway and the Commonwealth of Virginia used for United States Route Numbered 250, which bears north three degrees sixteen minutes west through proposed center line of main track at station 1211+23.87; thence south thirty-four degrees forty-four minutes east parallel with and twenty-five feet from proposed center line of main track and tunnel across Skyline Drive six hundred and eighty-five and seventy-six one-hundredths feet to a point in property line dividing the lands of the United States of America used for Blue Ridge Parkway and the Swannanoa Development Corporation, which bears south one degree forty-two minutes thirty seconds east through proposed center line of main track at station 1204+40.5 which is one

hundred and eighty-seven and twenty one-hundredths feet south one degree forty-two minutes thirty seconds east measured along property line from iron pin corner numbered 20 and seventy-one and forty one-hundredths feet north one degree forty-two minutes thirty seconds west measured along property line from corner numbered 1; thence south one degree forty-two minutes thirty seconds east on property line and across center line ninety-one and seventy-four one-hundredths feet to a point twenty-five feet southwesterly at right angles from proposed center line of main track; thence north thirty-four degrees forty-four minutes west parallel with and twenty-five feet from proposed center line of main track and tunnel six hundred and eighty and ninety-eight one-hundredths feet to a point in first above-described property line; thence north three degrees sixteen minutes west on property line ninety-five and seventy-eight one-hundredths feet to point of beginning; and containing seventy-eight one hundredths acre, more or less.

The said easements are to be used for location of a railroad tunnel under the said Blue Ridge Parkway property near Afton, Virginia, and shall be conveyed subject to such terms and conditions as the Secretary of the Interior may deem advisable.

Use for railroad tunnel.

No part of the said easements shall be used for any other than railroad purposes, and in the event of any breach of this restriction, or in the event any part of said easements ceases to be used for railroad purposes, the entire interest herein authorized to be granted shall forthwith revert to the United States of America.

Reversionary provision.

The United States of America shall have the right to use the said property in any way or manner not inconsistent with or conflicting with the use of the easements for railroad purposes as authorized herein to be granted to said The Chesapeake and Ohio Railway Company.

Federal right reserved.

The Secretary of the Interior shall cause an appraisal to be made of the value of the said easements, including the resulting damage, if any, to the residue of the land, which said appraisal, after approval by the Secretary of the Interior, shall be paid in cash by The Chesapeake and Ohio Railway Company as the consideration for the conveyance of said easements to it by the United States of America.

Consideration for conveyance.

**An Act To effect an exchange of certain lands in the State of North Carolina between the United States and the Eastern Band of Cherokee Indians, and for other purposes, approved October 10, 1949 (63 Stat. 726)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of acquiring suitable right-of-way property for the Blue Ridge Parkway consistent with Resolution Numbered 33 of October 17,

Eastern Band of Cherokee Indians. Exchange of lands.

1947, adopted by the tribal council of the Eastern Band of Cherokee Indians, there is hereby granted to the United States, subject to the provisions of the said resolution and this Act, all the right, title, and interest of the Eastern Band of Cherokee Indians in and to the following-described lands, which shall hereafter constitute a part of the right-of-way of the Blue Ridge Parkway:

TRACT NUMBERED 2—MOLLIE GAP

Beginning at an iron rod located on the boundary line between the Qualla tract of the Cherokee Indian Reservation and the lands of the Plott heirs, said iron rod being further described as being located approximately one thousand two hundred and fifty feet northwest from transit point numbered 71, a point on the Blue Ridge Parkway boundary line, and running thence the following courses and distances, to wit:

North eighty-four degrees fifty-four and one-half minutes west two hundred thirty-four and ninety-six one-hundredths feet to an iron rod; north eighty-four degrees forty-two and one-half minutes west fifty and seventy-four one-hundredths feet to an iron rod; north eighty-three degrees fifty-two and one-half minutes west fifty-two and twenty-seven one-hundredths feet to an iron rod; north eighty-two degrees eight and one-half minutes west fifty-three and eighty one-hundredths feet to an iron rod; north seventy-nine degrees twenty-nine minutes west fifty-five and twenty-one one-hundredths feet to an iron rod; north seventy-six degrees eleven minutes west fifty-six and ten one-hundredths feet to an iron rod; north seventy-two degrees thirty-nine minutes west fifty-six and ten one-hundredths feet to an iron rod; north sixty-nine degrees ten and one-half minutes west fifty-six and ten one-hundredths feet to an iron rod; north sixty-five degrees thirty-nine minutes west fifty-six and ten one-hundredths feet to an iron rod; north sixty-two degrees ten minutes west fifty-six and ten one-hundredths feet to an iron rod;

North fifty-eight degrees forty-one minutes west fifty-six and ten one-hundredths feet to an iron rod; north fifty-five degrees eleven minutes west fifty-six and ten one-hundredths feet to an iron rod; north fifty-one degrees forty minutes west fifty-six and ten one-hundredths feet to an iron rod; north forty-eight degrees thirty-eight minutes west forty and twenty-five one-hundredths feet to an iron rod; north forty-six degrees three minutes west fifty-five and forty-four one-hundredths feet to an iron rod; north forty-three degrees seven minutes west fifty-three and eighty-two one-hundredths feet to an iron rod; north forty-one degrees twenty-five and one-half minutes west fifty-two and twenty-nine one-hundredths feet to an iron rod; north forty degrees thirty-three minutes west fifty and seventy-

six one-hundredths feet to an iron rod; north forty degrees nineteen minutes west forty-nine and twenty-seven one-hundredths feet to an iron rod; north forty degrees forty-four minutes west forty-eight and thirty-seven one-hundredths feet to an iron rod;

North forty-two degrees thirty-nine minutes west forty-five and ten one-hundredths feet to an iron rod; north forty-six degrees forty-four minutes west forty-one and eighty-three one-hundredths feet to an iron rod; north fifty-one degrees twenty-eight minutes west thirty-eight and ninety-four one-hundredths feet to an iron rod; north fifty-eight degrees fifty-seven and one-half minutes west thirty-six and ninety-one one-hundredths feet to an iron rod; north sixty-six degrees twenty-six minutes west thirty-six and ninety-one one-hundredths feet to an iron rod; north seventy-three degrees fifty-seven minutes west thirty-six and ninety-one one-hundredths feet to an iron rod; north eighty-one degrees thirty-three and one-half minutes west twenty-one and eighty one-hundredths feet to an iron rod; north eighty-six degrees twenty-five and one-half minutes west thirty-eight and forty-five one-hundredths feet to an iron rod;

South eighty-eight degrees fifty-five minutes west forty-one and eighty-three one-hundredths feet to an iron rod; south eighty-four degrees fifty and one-half minutes west forty-five and ten one-hundredths feet to an iron rod; south eighty-two degrees fifty-three and one-half minutes west forty-eight and thirty-seven one-hundredths feet to an iron rod; south eighty-two degrees thirty-six minutes west forty and four one-hundredths feet to an iron rod; south eighty-two degrees forty-eight minutes west fifty-one and nine one-hundredths feet to an iron rod; south eighty-four degrees five and one-half minutes west fifty-three and twenty-seven one-hundredths feet to an iron rod, south eighty-six degrees thirty-four minutes west fifty-five and forty-five one-hundredths feet to an iron rod;

North eighty-nine degrees fifty-three minutes west fifty-seven and fifty-nine one-hundredths feet to an iron rod; north eighty-four degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north seventy-nine degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north seventy-four degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north sixty-nine degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north sixty-four degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north fifty-nine degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north fifty-four degrees fifty-eight minutes west fifty-eight and

seventy-three one-hundredths feet to an iron rod; north forty-nine degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north forty-four degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north thirty-nine degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod;

North thirty-four degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north twenty-nine degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north twenty-four degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north nineteen degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north fourteen degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north nine degrees fifty-eight minutes west fifty-eight and seventy-three one-hundredths feet to an iron rod; north seven degrees twenty-seven and one-half minutes west fifteen and ninety-seven one-hundredths feet to an iron rod; north three degrees fourteen and one-half minutes west fifty-nine and eighty-five one-hundredths feet to an iron rod; north no degrees thirty-eight and one-half minutes east fifty-seven and nine one-hundredths feet to an iron rod; north three degrees forty-three and one-half minutes east fifty-four and twenty-five one-hundredths feet to an iron rod;

North six degrees three and one-half minutes east fifty-one and forty-two one-hundredths feet to an iron rod; north seven degrees forty-one and one-half minutes east fifty-two and sixty-two one-hundredths feet to an iron rod; north nine degrees twelve minutes east fifty-two and sixty-two one-hundredths feet to an iron rod; north ten degrees forty-two and one-half minutes east fifty-two and sixty-two one-hundredths feet to an iron rod; north twelve degrees twelve minutes east fifty-two and sixty-two one-hundredths feet to an iron rod; north thirteen degrees forty-three minutes east fifty-two and sixty-two one-hundredths feet to an iron rod; north fifteen degrees thirteen minutes east fifty-two and sixty-two one-hundredths feet to an iron rod; north sixteen degrees thirty-five minutes east forty and thirty-one one-hundredths feet to an iron rod; north seventeen degrees fifty-seven and one-half minutes east fifty-one and sixty-two one-hundredths feet to an iron rod; north twenty degrees twenty-nine and one-half minutes east fifty-four and eighty-six one-hundredths feet to an iron rod;

North twenty-four degrees one and one-half minutes east fifty-eight and ten one-hundredths feet to an iron rod; north twenty-nine degrees twenty-six and one-half



minutes east sixty-one and twenty-eight one-hundredths feet to an iron rod; north thirty-four degrees fifty-eight and one-half minutes east sixty and thirty-eight one-hundredths feet to an iron rod; north forty degrees fifty-five and one-half minutes east sixty and thirty-eight one-hundredths feet to an iron rod; north forty-six degrees fifty-two and one-half minutes east sixty and thirty-eight one-hundredths feet to an iron rod; north fifty-two degrees forty-nine and one-half minutes east sixty and thirty-eight one-hundredths feet to an iron rod; north fifty-seven degrees forty-eight minutes east thirty-nine and seventy-six one-hundredths feet to an iron rod; north sixty-two degrees fourteen minutes east fifty-nine and fourteen one-hundredths feet to an iron rod; north sixty-seven degrees five minutes east fifty-six and forty-seven one-hundredths feet to an iron rod; north sixty-nine degrees twenty-nine and one-half minutes east thirty-five and twenty-five one-hundredths feet to an iron rod; located on the boundary line between the Qualla tract of the Cherokee Indian Reservation and the Great Smoky Mountains National Park; thence with said boundary line south forty degrees nine minutes east, seventy and twenty-seven one-hundredths feet to a one-and-one-half inch iron pipe, said iron pipe being further described as a common corner between the Qualla tract of the Cherokee Indian Reservation, the Great Smoky Mountains National Park, and the Plott heirs; thence with the Indian Reservation and the Plott heirs boundary line south thirty-nine degrees thirty-four minutes east eight hundred twenty-eight and fifty-four one-hundredths feet to a two-inch iron pipe; thence south thirty-nine degrees forty-two and one-half minutes east, two thousand and nine and seventy one-hundredths feet to the point of beginning, and containing forty-seven and sixty-nine one-hundredths acres, more or less, of which forty-seven and eighteen one-hundredths acres are in Haywood County and fifty-one one-hundredths acre is in Swain County.

## TRACT NUMBERED 3—WOLF LAUREL GAP

Beginning at a point, a cross mark cut on a rock, on the Blue Ridge Parkway boundary line, section 2-Y, said point being further described as bearing north fifty-seven degrees one-half minutes west thirty-eight and sixty-eight one-hundredths feet from transit point numbered 65 of said Parkway boundary; and running thence the following courses and distances, to wit:

North eighteen degrees twenty-two minutes east sixty and twenty-eight one-hundredths feet to an iron rod; north twenty-one degrees one minute east sixty-two and twenty-three one-hundredths feet to an iron rod; north twenty-six degrees nineteen and one-half minutes east sixty-two and twenty-three one-hundredths feet to an

iron rod; north thirty-two degrees forty-five and one-half minutes east fifty-eight and twenty-nine one-hundredths feet to an iron rod; north thirty-four degrees one minute east fifty-eight and eighteen one-hundredths feet to an iron rod; north forty-two degrees fifty-eight and one-half minutes east fifty-seven and eighty-four one-hundredths feet to an iron rod; north forty-three degrees eleven and one-half minutes east fifty-seven and forty-six one-hundredths feet to an iron rod; north fifty-one degrees eighteen and one-half minutes east fifty-seven and seven one-hundredths feet to an iron rod; north fifty-one degrees thirty-two minutes east fifty-six and seventy-three one-hundredths feet to an iron rod; north fifty-eight degrees forty-nine and one-half minutes east fifty-six and thirty-eight one-hundredths feet to an iron rod; north fifty-nine degrees one and one-half minutes east fifty-six feet to an iron rod;

North sixty-five degrees twenty-nine and one-half minutes east fifty-five and sixty-one one-hundredths feet to an iron rod; north sixty-five degrees forty-two minutes east fifty-five and twenty-seven one-hundredths feet to an iron rod; north seventy-one degrees nineteen and one-half minutes east fifty-four and ninety-one one-hundredths feet to an iron rod; north seventy-one degrees thirty-two and one-half minutes east fifty-four and fifty-five one-hundredths feet to an iron rod; north seventy-six degrees twenty-five minutes east one hundred and eight feet to an iron rod; north eighty degrees thirty-five minutes east one hundred six and fifty-four one-hundredths feet to an iron rod; north eighty-three degrees fifty-five minutes east one hundred five and nine one-hundredths feet to an iron rod; north eighty-six degrees twenty-four and one-half minutes east one hundred three and sixty-five one-hundredths feet to an iron rod;

North eighty-eight degrees four and one-half minutes east one hundred and two and sixteen one-hundredths feet to an iron rod; north eighty-eight degrees fifty-two and one-half minutes east one hundred and seventy-five one-hundredths feet to an iron rod; north eighty-nine degrees one and one-half minutes east four hundred and twenty-nine one-hundredths feet to an iron rod; north eighty-eight degrees twenty-six and one-half minutes east forty-six and ninety-five one-hundredths feet to an iron rod; north eighty-five degrees three minutes east forty and eighty-three one-hundredths feet to an iron rod; north seventy-six degrees no minutes east thirty-four and seventy-two one-hundredths feet to an iron rod; north seventy degrees nine and one-half minutes east twenty-eight and twenty-three one-hundredths feet to an iron rod; north fifty-eight degrees nine and one-half minutes east twenty and fifty-six one-hundredths feet to an iron rod;

located on the boundary line between the Qualla tract of the Cherokee Indian Reservation and the lands of the Plott heirs; thence with said boundary line south thirty-nine degrees forty-two and one-half minutes east two hundred ninety and eighty-three one-hundredths feet to a two-inch iron pipe; thence south thirty-nine degrees thirty-four minutes east six hundred ninety-five and sixty-three one-hundredths feet to a cross mark cut on a rock, said cross mark being transit point numbered 71 of the Blue Ridge Parkway, section 2-Y, boundary line; thence with said Parkway boundary:

South seventy-two degrees twenty-seven minutes west nine hundred twelve and eighty-five one-hundredths feet to an iron rod, transit point numbered 70; south seventy-three degrees twenty-seven and one-half minutes west one hundred ninety-nine and fifty-seven one-hundredths feet to an iron rod, transit point numbered 69; north seventy-two degrees seven and one-half minutes west three hundred forty-four and seventy-one one-hundredths feet to an iron rod, transit point numbered 68; north sixty-five degrees forty-three minutes west six hundred forty-seven and seventy-one one-hundredths feet to an iron rod, transit point numbered 67; south eighty-four degrees twenty-seven and one-half minutes west one hundred thirty and sixteen one-hundredths feet to an iron rod, transit point numbered 66; north eighty-one degrees five minutes west two hundred seventy-eight and two one-hundredths feet to an iron rod, transit point numbered 65; north fifty-seven degrees one-half minute west thirty-eight and sixty-eight one-hundredths feet to the point of beginning, and containing thirty-eight and forty-five one-hundredths acres, more or less, and lying entirely within Haywood County.

In exchange for the lands so granted to the United States, there is hereby granted to the Eastern Band of Cherokee Indians the beneficial interest in the following-described lands of approximately equal value, which lands shall hereafter be excluded from the Blue Ridge Parkway:

Grant to  
Eastern Band  
of Cherokee  
Indians.

TRACT NUMBERED 1—BUNCHES GAP

Beginning at an iron rod, transit point numbered 43 on the Blue Ridge Parkway boundary line, section 2-Y, said point being further described as being located approximately six hundred and fifty feet northwest from Bunches Gap and approximately one hundred and thirty feet north of the Indian Service Road; running thence the following courses and distances, to wit:

South eighty-five degrees forty-four and one-half minutes east one thousand four hundred seventy-three and seventy-three one-hundredths feet to an iron rod, transit point numbered 44; north sixty-four degrees twenty-nine minutes east eight hundred ninety-four and fifty-three

one-hundredths feet to an iron rod, transit point numbered 45; south seventy-one degrees twenty-six and one-half minutes east one thousand fourteen and eighty-nine one-hundredths feet to an iron rod, transit point numbered 46; north three degrees thirty-two minutes east six hundred ninety-three and ninety-five one-hundredths feet to an iron rod, transit point numbered 47; north three degrees eleven and one-half minutes west nine hundred seventy-nine and eighty-two one-hundredths feet to an iron rod, transit point numbered 48;

said transit point being located on the boundary line between the Qualla tract of the Cherokee Indian Reservation and the Great Smoky Mountains National Park; thence with said boundary line south forty degrees twelve minutes east, one thousand sixty-nine and fifty-three one-hundredths feet to an iron rod, transit point numbered 49, and there leaving said National Park and Indian Reservation boundary line; thence—

South two degrees sixteen and one-half minutes east five hundred and sixty-nine and twenty-three one-hundredths feet to an iron rod, transit point numbered 50; south seventeen degrees seventeen and one-half minutes west nine hundred and sixteen and seventy-eight one-hundredths feet to an iron rod, transit point numbered 51; south fifty-six degrees twenty-four and one-half minutes west four hundred and ninety-four and forty-six one-hundredths feet to an iron rod, transit point numbered 52; north seventy-eight degrees twenty-nine minutes west six hundred and seventy and fifty-two one-hundredths feet to an iron rod, transit point numbered 53; north fifty-nine degrees twenty-five minutes west three hundred and eight and fifty-seven one-hundredths feet to an iron rod, transit point numbered 54; south forty-eight degrees thirty-four minutes west one thousand and thirty-eight and fifteen one-hundredths feet to an iron rod, transit point numbered 55;

North forty-five degrees fifty-nine minutes west nine hundred two and seventy-nine one-hundredths feet to an iron rod; north thirty-three degrees thirty minutes west three hundred twenty-four and twenty-eight one-hundredths feet to an iron rod; north eighty-two degrees fifty-one and one-half minutes west one hundred fifty-seven and forty-nine one-hundredths feet to an iron rod; north forty-eight degrees forty-three minutes west forty-four and seventy one-hundredths feet to an iron rod; south eighty-two degrees forty-eight minutes east one hundred seventy-three and two one-hundredths feet to an iron rod; north thirty-three degrees thirty minutes west three hundred ninety-eight and ninety-six one-hundredths feet to an iron rod; north eighty-four degrees fifteen and one-half minutes west four hundred ninety and seventy-eight one-hundredths feet to the point of beginning, and containing eighty-one and eighty-five one-

hundredths acres, more or less, and lying entirely within Swain County.

The lands last above described shall constitute a part of the Cherokee Indian Reservation in North Carolina and shall be held by the United States in trust for said band and shall be nontaxable and nonalienable as other lands of said reservation.

SEC. 2. The Secretary of the Interior, for the purpose of insuring prompt and full compliance with the conditions relating to the exchange of lands hereby affected, as set forth in the said Resolution Numbered 33 of October 17, 1947, is hereby authorized and directed to enter into an agreement with the Governor of the State of North Carolina which shall contain assurance that the present Indian Service road at Wolf Laurel shall remain open for Indian use without restriction; provide for the construction by the North Carolina State Highway and Public Works Commission, at its own expense, of a hard-surface access road of suitable width from Mollie Gap to the site of the proposed tourist development to be made on tribal land in the vicinity of Soco Bald; and set forth such other terms and conditions as may be mutually desirable for effectuating the purposes of the said resolution.

Agreement.

**An Act To authorize the transfer of certain lands of the Blue Ridge Parkway from the jurisdiction of the Secretary of the Interior to the jurisdiction of the Secretary of Agriculture, approved May 13, 1952 (66 Stat. 69)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, when in his judgment the public interest will be served thereby, the Secretary of the Interior is hereby authorized, upon concurrence of the Secretary of Agriculture, to transfer to the jurisdiction of the Secretary of Agriculture for national forest purposes lands or interests in lands acquired for or in connection with the Blue Ridge Parkway. Lands transferred under this Act shall become national forest lands subject to all laws, rules, and regulations applicable to lands acquired pursuant to the Weeks Law of March 1, 1911 (36 Stat. 961), as amended. (16 U.S.C. § 460a-4.)

Blue Ridge  
Parkway.

16 U.S.C.  
§§ 480, 500,  
513-519, 521,  
552, 563.

**An Act To authorize the purchase and exchange of land and interests therein on the Blue Ridge and Natchez Trace Parkways, approved June 30, 1961 (75 Stat. 196)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to consolidate, on the Blue Ridge Parkway and the Natchez Trace Parkway, the land forming each such parkway, to adjust ownership lines, and to eliminate hazardous crossings of and accesses to these parkways, the Secretary of the Interior is authorized to acquire, by purchase or exchange, land

Blue Ridge and  
Natchez Trace  
Parkways.  
Land  
acquisition.

and interests in land contiguous to the parkways. In consummating exchanges under this Act, the Secretary may transfer parkway land, interests therein, and easements: *Provided*, That the property rights so exchanged shall be approximately equal in value. (16 U.S.C. § 460a-5.)

**An Act To transfer a section of Blue Ridge Parkway to the Shenandoah National Park, in the State of Virginia, and for other purposes, approved June 30, 1961 (75 Stat. 192)**

Blue Ridge  
Parkway, Va.  
Transfer  
of lands.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That, subject to valid existing rights, the lands and interests in lands which comprise section 1-A of the Blue Ridge Parkway and lie between the southern boundary of the Shenandoah National Park at Jarman Gap and parkway centerline station 448+00 at Rockfish Gap are excluded from the parkway, made a part of the Shenandoah National Park, and shall be administered in accordance with the Act of August 25, 1916 (39 Stat. 535; 16 U.S.C. 1-4), as amended and supplemented. (16 U.S.C. § 403-3.)

**An Act To provide for an appropriation of a sum not to exceed \$35,000 with which to make a survey of a proposed national parkway from the Blue Ridge Parkway at Tennessee Bald or Beech Gap southwest and running into the State of Georgia, approved August 10, 1961 (75 Stat. 337)**

Blue Ridge  
Parkway  
survey.  
Appropriation  
authorization.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That a sum not exceeding \$35,000 is hereby authorized to be appropriated out of the Treasury of the United States, to be used by the Department of the Interior through the National Park Service and by the Department of Commerce through the Bureau of Public Roads, with which to make a survey, now directed, of the route of a proposed national parkway extending from the Blue Ridge Parkway at or near Tennessee Bald or Beech Gap in North Carolina and running in a southwesterly direction by Cashiers, North Carolina, and Highlands, North Carolina, into the State of Georgia in the direction of Atlanta, Georgia, the survey to recommend the most desirable terminating point of said parkway. An estimate of the cost of construction of an appropriate national parkway, comparable with the Blue Ridge Parkway, over the indicated route, together with such other data as may be of value, shall be obtained through the said survey, hereby authorized, for the purpose of determining the feasibility and desirability of constructing the proposed national parkway, or any portions thereof. Final report of such survey, accompanied by full information and data, with recommendations, shall, at the earliest possible date, be made and submitted to the Congress of the United States for its

Report to  
Congress.

consideration: *Provided*, That the survey of such portions of the proposed national parkway as may be located within the exterior boundaries of a national forest shall be made in cooperation with the Secretary of Agriculture, and the comments and recommendations of the Secretary of Agriculture with respect to such portions shall be set forth in the final report to be submitted to the Congress by the Secretary of the Interior.

## 2. George Washington Memorial Parkway

	Page
Acquisition, establishment, and development of parkway-----	
-----Act of May 29, 1930	474
Amendment to Act of May 29, 1930, relative to Federal expenditures-----	
-----Act of August 8, 1946	478
Construction of bridges over the Potomac River authorized-----	
-----Excerpts from Act of August 30, 1954	479
Amendment to Act of August 30, 1954, specifying jurisdiction of acquired land for parkway purposes-----	
-----Act of May 22, 1956	480
Exchanges of lands authorized for parkway purposes-----	
-----Act of August 27, 1958	481
National Capital Transportation Agency authorized to acquire property adjacent to parkway-----	
-----Act of October 4, 1961	482

**An Act For the acquisition, establishment, and development of the George Washington Memorial Parkway along the Potomac from Mount Vernon and Fort Washington to the Great Falls, and to provide for the acquisition of lands in the District of Columbia and the States of Maryland and Virginia requisite to the comprehensive park, parkway, and playground system of the National Capital, approved May 29, 1930 (46 Stat. 482)**

District of Columbia.  
Park and playground system.  
Sum authorized for lands in Maryland and Virginia, for development of.  
*Post*, pp. 864, 1411.  
Vol. 43, p. 463.  
U.S.C., p. 1292.

Available for designated projects and George Washington Memorial Parkway.

Area included.

Description.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That there is hereby authorized to be appropriated the sum of \$9,000,000, or so much thereof as may be necessary, out of any money in the Treasury not otherwise appropriated, for acquiring and developing, except as in this section otherwise provided, in accordance with the provisions of the Act of June 6, 1924, entitled "An Act providing for a comprehensive development of the park and playground system of the National Capital," as amended, such lands in the States of Maryland and Virginia as are necessary and desirable for the park and parkway system of the National Capital in the environs of Washington. Such funds shall be appropriated as required for the expeditious, economical, and efficient development and completion of the following projects:

(a) For the George Washington Memorial Parkway, to include the shores of the Potomac, and adjacent lands, from Mount Vernon to a point above the Great Falls on the Virginia side, except within the city of Alexandria, and from Fort Washington to a similar point above the Great Falls on the Maryland side except within the District of Columbia, and including the protection and preservation of the natural scenery of the Gorge and the Great Falls of the Potomac, the preservation of the historic Patowmack Canal, and the acquisition of that portion of the Chesapeake and Ohio Canal below Point of



Rocks, \$7,500,000: *Provided*, That the acquisition of any land in the Potomac River Valley for park purposes shall not debar or limit, or abridge its use for such works as Congress may in the future authorize for the improvement and the extension of navigation, including the connecting of the upper Potomac River with the Ohio River, or for flood control or irrigation or drainage, or for the development of hydroelectric power. The title to the lands acquired hereunder shall vest in the United States, and said lands, including the Mount Vernon Memorial Highway authorized by the Act approved May 23, 1928, upon its completion, shall be maintained and administered by the Director of Public Buildings and Public Parks of the National Capital, who shall exercise all the authority, power, and duties with respect to lands acquired under this section as are conferred upon him within the District of Columbia by the Act approved February 26, 1925; and said director is authorized to incur such expenses as may be necessary for the proper administration and maintenance of said lands within the limits of the appropriations from time to time granted therefor from the Treasury of the United States, which appropriations are hereby authorized. The National Capital Park and Planning Commission is authorized to occupy such lands belonging to the United States as may be necessary for the development and protection of said parkway and to accept the donation to the United States of any other lands by it deemed desirable for inclusion in said parkway. As to any lands in Maryland or Virginia along or adjacent to the shores of the Potomac within the proposed limits of the parkway that would involve great expense for their acquisition and are held by said commission not to be essential to the proper carrying out of the project, the acquisition of said lands shall not be required, upon a finding of the commission to that effect. Said parkway shall include a highway from Fort Washington to the Great Falls on the Maryland side of the Potomac and a free bridge across the Potomac at or near Great Falls and necessary approaches to said bridge: *Provided*, That no money shall be expended by the United States for lands for any unit of this project until the National Capital Park and Planning Commission shall have received definite commitments from the State of Maryland or Virginia, or political subdivisions thereof or from other responsible sources for one-half the cost of acquiring the lands in its judgment necessary for such unit of said project deemed by said commission sufficiently complete, other than lands now belonging to the United States or donated to the United States: *Provided further*, That no money shall be expended by the United States for the construction of said highway on the Maryland side of the Potomac, except as part of the Federal-aid highway program:

*Provisos.*  
Acquired lands not to debar future navigation improvements, etc., of Potomac River.

Title to vest in United States.

Administration of, and Mount Vernon Memorial Highway, by Director of Public Buildings and Parks, D.C.

*Ante*, p. 139.  
*Post*, p. 1555.  
Vol. 45,  
p. 721.  
Vol. 43,  
p. 983.  
U.S.C.,  
p. 1292.

Park and Planning Commission may occupy Government lands, and accept donations, for development of Park.

Adjacent lands, at prohibitive cost, not to be acquired.

Highway connecting Fort Washington and Great Falls, Md., and free bridge, included.

No expenditures for land, until commitments for one-half cost received from the State, etc.

Federal expenditures limited to Federal-aid highway system.

Full construction, etc., costs may be advanced by United States upon agreements for reimbursement within eight years.

Additional appropriation authorized.

Rock Creek Park. Agreement for extension of, with Maryland National Capital Park and Planning Commission. Territory included.

Sum authorized for.

*Provisos.* Agreement for sewage disposal.

No Federal contribution for extension unit, until definite commitment for balance of cost from Maryland Commission.

Advancement of full amount, to be reimbursed within eight years.

Appropriation authorized. *Post*, p. 1411.

*Provided*, That in the discretion of the National Capital Park and Planning Commission, upon agreement duly entered into by the State of Maryland or Virginia or any political subdivision thereof to reimburse the United States as hereinafter provided, it may advance the full amount of the funds necessary for the acquisition of the lands and the construction of said roads in any such unit referred to in this paragraph, such agreement providing for reimbursement to the United States to the extent of one-half of the cost thereof without interest within not more than eight years from the date of any such expenditure. The appropriation of the amount necessary for such advance, in addition to the contribution by the United States, is hereby authorized from any money in the Treasury not otherwise appropriated.

(b) For the extension of Rock Creek Park into Maryland as may be agreed upon between the National Capital Park and Planning Commission and the Maryland National Capital Park and Planning Commission, for the preservation of the flow of water in Rock Creek, for the extension of the Anacostia Park system up the valley of the Anacostia River, Indian Creek, the Northwest Branch, and Sligo Creek, and of the George Washington Memorial Parkway up the valley of Cabin John Creek, as may be agreed upon between the National Capital Park and Planning Commission and the Maryland National Capital Park and Planning Commission, \$1,500,000: *Provided*, That no appropriation authorized in this subsection shall be available for expenditure until a suitable agreement is entered into by the National Capital Park and Planning Commission and the Washington Suburban Sanitary Commission as to sewage disposal and storm water flow: *Provided further*, That no money shall be contributed by the United States for any unit of such extensions until the National Capital Park and Planning Commission shall have received definite commitments from the Maryland National Capital Park and Planning Commission for the balance of the cost of acquiring such unit of said extensions deemed by said commission sufficiently complete, other than lands now belonging to the United States or donated to the United States: *Provided further*, That in the discretion of the National Capital Park and Planning Commission upon agreement duly entered into with the Maryland National Capital Park and Planning Commission to reimburse the United States as hereinafter provided, it may advance the full amount of the funds necessary for the acquisition of the lands required for such extensions referred to in this paragraph, such advance, exclusive of said contribution of \$1,500,000 by the United States, not to exceed \$3,000,000, the appropriation of which amount from funds in the Treasury of the United States not otherwise appropriated is hereby authorized, such agree-

ment providing for reimbursement to the United States of such advance, exclusive of said Federal contribution, without interest within not more than eight years from the date of any such expenditure. The title to the lands acquired hereunder shall vest in the State of Maryland. The development and administration thereof shall be under the Maryland National Capital Park and Planning Commission and in accordance with plans approved by the National Capital Park and Planning Commission. The United States is not to share in the cost of construction of roads in the areas mentioned in this paragraph, except if and as Federal-aid highways.

Title vested in Maryland and development, etc., under Maryland Commission.

Federal expense limited to Federal-aid highways.

SEC. 2. Whenever it becomes necessary to acquire by condemnation proceedings any lands in the States of Virginia or Maryland for the purpose of carrying out the provisions of this Act, such acquisition shall be under and in accordance with the provisions of the Act of August 1, 1888 (U.S.C., p. 1302, sec. 257). No payment shall be made for any such lands until the title thereto in the United States shall be satisfactory to the Attorney General of the United States.

Condemnation proceedings for lands in Virginia and Maryland under laws thereof. Vol. 25, p. 357.

U.S.C., p. 1302. No payments, until title secured.

SEC. 3. Whenever the use of the Forts Washington, Foote, and Hunt, or either of them, is no longer deemed necessary for military purposes they shall be turned over to the Director of Public Buildings and Public Parks of the National Capital, without cost, for administration and maintenance as a part of the said George Washington Memorial Parkway.

Forts Washington, Foote, and Hunt, when abandoned, made part of George Washington Memorial Parkway.

SEC. 4. There is hereby further authorized to be appropriated the sum of \$16,000,000, or so much thereof as may be necessary, out of any money in the Treasury of the United States not otherwise appropriated, for the acquiring of such lands in the District of Columbia as are necessary and desirable for the suitable development of the National Capital park, parkway, and playground system, in accordance with the provisions of the said Act of June 6, 1924, as amended, except as in this section otherwise provided. Such funds shall be appropriated for the fiscal year 1931 and thereafter as required for the expeditious, economical, and efficient accomplishment of the purposes of this Act and shall be reimbursed to the United States from any funds in the Treasury to the credit of the District of Columbia as follows, to wit: \$1,000,000 on the 30th day of June, 1931; and \$1,000,000 on the 30th day of June each year thereafter until the full amount expended hereunder is reimbursed without interest. The National Capital Park and Planning Commission shall, before purchasing any lands hereunder for playground, recreation center, community center, and similar municipal purposes, request from the Commissioners of the District of Columbia a report thereon.

Additional sum authorized for acquisition of lands in the District. Post, p. 865.

Vol. 43, p. 463. Amount authorized annually.

Reimbursement to the United States, from District revenues.

Commissioners to report on sites for playgrounds, etc.

Donations of lands, etc., to be accepted.

Said commission is authorized to accept the donation to the United States of any lands deemed desirable for inclusion in said park, parkway, and playground system, and the donation of any funds for the acquisition of such lands under this Act.

Amendment.

SEC. 5. The right of Congress to alter or amend this Act is hereby reserved.

Bridge across the Potomac at Great Falls, Va. Vol. 45, p. 443, amended.

SEC. 6. Section 4 of Public Act 297 of the Seventieth Congress, entitled "An Act authorizing the Great Falls Bridge Company, its successors and assigns, to construct, maintain, and operate a bridge across the Potomac River at or near Great Falls," approved April 21, 1928, as amended, is hereby amended by adding at the end of said section the following:

Rights, title, etc., to, may be acquired by United States, after establishment of George Washington Memorial Parkway.

"*Provided*, That after the George Washington Memorial Parkway is established and the lands necessary for such parkway at and near Great Falls have been acquired by the United States, the United States may at any time acquire and take over all right, title, and interest in such bridge, its approaches and approach roads, and any interest in real property necessary therefor, by purchase or by condemnation, paying therefor not more than the cost of said bridge and its approaches and approach roads, as determined by the Secretary of War under section 6 of this Act plus 10 per centum."

Payment. Vol. 45, p. 444.

An Act To amend the Act entitled: "An Act for the acquisition, establishment, and development of the George Washington Memorial Parkway along the Potomac from Mount Vernon and Fort Washington to the Great Falls, and to provide for the acquisition of lands in the District of Columbia and the States of Maryland and Virginia requisite to the comprehensive park, parkway, and playground system of the National Capital," approved May 29, 1930, approved August 8, 1946 (60 Stat. 960)

George Washington Memorial Parkway.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 1(a) of the Act entitled "An Act for the acquisition, establishment, and development of the George Washington Memorial Parkway along the Potomac from Mount Vernon and Fort Washington to the Great Falls, and to provide for the acquisition of lands in the District of Columbia and the States of Maryland and Virginia requisite to the comprehensive park, parkway, and playground system of the National Capital", approved May 29, 1930 (46 Stat. 482), is amended by striking out the third proviso and by striking out of the fourth proviso the words "and the construction of said roads".

46 Stat. 484.

SEC. 2. Section 1(b) of such Act is amended by striking out the last sentence thereof.

SEC. 3. So much of section 1(b) of such Act as precedes the first proviso thereof is amended to read as follows:

Extension of Rock Creek Park, etc.

"(b) For the extension of Rock Creek Park into Maryland, as may be agreed upon between the National

Capital Park and Planning Commission and the Maryland National Capital Park and Planning Commission, for the preservation of the flow of water in Rock Creek for the extension of the Anacostia Park system up the valley of the Anacostia River, Indian Creek, Paint Branch and Little Paint Branch, the Northwest Branch and Sligo Creek; of the Oxon Run Parkway from the District of Columbia line to Marlboro Road; and of the George Washington Memorial Parkway up the valley of Cabin John Creek, Little Falls Branch, and Willet Run, as may be agreed upon between the National Capital Park and Planning Commission and the Maryland National Capital Park and Planning Commission, \$1,500,000:”.

Excerpts from “An Act To authorize and direct the construction of bridges over the Potomac River, and for other purposes,” approved August 30, 1954 (68 Stat. 961, 963, 964)

TITLE II—BRIDGE IN VICINITY OF JONES POINT

SEC. 201. (a) The Secretary of the Interior (referred to hereinafter as the “Secretary”) is authorized and directed to construct, maintain, and operate a six-lane bridge over the Potomac River, from a point at or near Jones Point, Virginia, across a certain portion of the District of Columbia, to a point in Maryland, together with bridge approaches on property owned by the United States in the State of Virginia.

(b) The bridge shall be of deck girder structure with a swing span having a one-hundred-and-fifty-foot horizontal clearance on each side of the pivot pier and a seventy-foot vertical clearance above mean low water, and shall be constructed in accordance with the provisions of subsection (b) of Section 502 of the “General Bridge Act of 1946,” approved August 2, 1946 (60 Stat. 847), as amended, and subject to the conditions and limitations in this title.

Structure.

33 U.S.C. 525.

(c) The Secretary shall request recommendations and suggestions of the National Capital Planning Commission relative to the design of such bridge and approaches.

Design, recommendations.

\* \* \* \* \*

SEC. 204. Notwithstanding any other provision of this title, the Secretary shall not begin construction of the bridge above referred to until the State of Virginia and the State of Maryland have taken such steps as the Secretary deems adequate to give assurances that there will be constructed and maintained, by and in such States, such approaches to such bridge as will be reasonably adequate to make possible the full and efficient utilization of such bridge.

Approaches, assurances of Va. and Md.

An Act To amend title II of the Act of August 30, 1954, entitled "An Act to authorize and direct the construction of bridges over the Potomac River, and for other purposes," approved May 22, 1956 (70 Stat. 184)

Jones Point  
bridge.  
Potomac River.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That section 201 of title II of the Act of August 30, 1954, entitled "An Act to authorize and direct the construction of bridges over the Potomac River, and for other purposes" (68 Stat. 963), is hereby amended to read as follows:

Construction.

"Sec. 201. (a) The Secretary of Commerce (referred to hereinafter as the "Secretary") is authorized and directed to construct a six-lane bridge over the Potomac River, from a point at or near Jones Point, Virginia, across a certain portion of the District of Columbia, to a point in Maryland, together with bridge approaches on property owned by the United States in the State of Virginia: *Provided*, That nothing in this section or in other sections of this Act shall be construed as authorizing or as requiring the Secretary to construct any ingress or egress approaches to the bridge which will directly connect with or empty into those streets within the corporate limits of the city of Alexandria, Virginia, which are east of Mount Vernon Boulevard (now known as Washington Street) and are now known as Potomac Street, South Lee Street, South Fairfax Street, South Royal Street, South Pitt Street, South St. Asaph Street, Green Street, and Jefferson Street.

Approaches.

Structure.

"(b) The bridge shall be of deck girder construction, with a movable span of the double-leaf bascule type over the navigable channel having horizontal clearance of approximately one hundred and fifty feet and vertical clearance above mean low water of approximately forty feet, and shall be constructed in accordance with the provisions of subsection (b) of section 502 of the "General Bridge Act of 1946", approved August 2, 1946 (60 Stat. 847), as amended, and subject to the conditions and limitations in this title.

33 U.S.C. 525.

Design, recommendations.

"(c) The Secretary shall request the recommendations and suggestions of the National Capital Planning Commission relative to the design of such bridge and approaches and shall consult with the Secretary of the Interior with respect to all plans for overpasses, approaches, interchanges, and connecting roads at both ends of the bridge which affect lands and facilities administered or authorized to be administered by the Department of the Interior.

Jurisdiction,  
etc., of acquired  
land.

"(d) Upon the completion of the bridge project all lands acquired pursuant to this Act that are located within the authorized boundaries of the George Washington Memorial Parkway, with the exception of such portions thereof that shall be actually occupied by the bridge

structure and main approaches leading thereto and the bridge itself, shall be under the administrative control and jurisdiction of the Secretary of the Interior for purposes of the Parkway."

SEC. 2. Section 204 of the said title II is hereby amended by inserting, immediately before the period at the end thereof, the words "and that such bridge will be maintained and operated by the said States".

68 Stat. 964.

SEC. 3. There shall be transferred to the Department of Commerce so much of the records, property, and funds of the Department of the Interior as may be appropriate by reason of the enactment of the foregoing provisions of this Act. Such measures and dispositions as the Director of the Bureau of the Budget shall deem to be necessary to effectuate the said transfers shall be carried out in such manner as he shall direct and by such agencies as he shall designate.

Transfer of records, etc.

**An Act To authorize land exchanges for purposes of the George Washington Memorial Parkway in Montgomery County, Maryland, and for other purposes, approved August 27, 1958 (72 Stat. 931)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purposes of relocating electric trolley lines, electrical transmission lines, and related facilities of the D.C. Transit System, Inc., and the Potomac Electric Power Company, Inc., in order to eliminate the necessity for crossings between the George Washington Memorial Parkway and the facilities of the aforesaid corporations in Montgomery County, Maryland, and to preserve more effectively the historic properties of the Chesapeake and Ohio Canal, the Secretary of the Interior is authorized to consummate desirable exchanges as hereinafter prescribed.

George Washington Memorial Parkway. Land exchange.

In furtherance of these purposes, the Secretary is authorized on behalf of the United States to accept, from the aforesaid corporations or their successors or assigns, title to non-Federal land and interests in land adjacent to and situated in the vicinity of the George Washington Memorial Parkway in Montgomery County, Maryland, and in exchange therefor to convey to the aforesaid grantors or their successors or assigns land or interests in land of the United States comprising a part of or located in the vicinity of the George Washington Memorial Parkway in Montgomery County, Maryland: *Provided*, That Federal lands or interests outside the administrative control of said Secretary may be conveyed only with the approval of the administering agency. The aforesaid exchanges are authorized to be made without additional compensation by either party to the exchange when the properties to be exchanged are of approximately equal value. When, however, the properties are not of approximately equal value, as may be deter-

mined by the Secretary, an additional payment of funds shall be required by the Secretary or by the grantors of non-Federal properties, as the case may be, in order to make an equal exchange. The Secretary is authorized to use any funds available for the George Washington Memorial Parkway project for such purposes. The Secretary may consummate land exchanges herein authorized upon such terms, conditions, and procedures as he may find to be necessary or desirable in carrying out the purposes of this Act.

**An Act Authorizing the National Capital Transportation Agency to carry out part 1 of its transit development program and to further the objectives of the Act approved July 14, 1960 (74 Stat. 537), approved October 4, 1961 (75 Stat. 776)**

40 U.S.C. 651  
note.

Whereas the National Capital Transportation Agency on July 31, 1961, transmitted to the Congress, pursuant to section 204(c) of the National Capital Transportation Act of 1960 (74 Stat. 537), a report entitled "Report on Part One of the Transit Development Program, July 1961"; and

Whereas part 1 of the transit development program provides for acquisition by the National Capital Transportation Agency of land for future express transit service in conjunction with the development of certain new highways and parkways in the National Capital region:

National Capital Transportation Agency.

Land acquisition, etc., authority.

40 U.S.C. 664.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That for the purpose of enabling the National Capital Transportation Agency to carry out that part of its transit development program described in its report entitled "Report on Part One of the Transit Development Program, July 1961," transmitted to the Congress on July 31, 1961, pursuant to the provisions of subsection (c) of section 204 of the National Capital Transportation Act of 1960, the National Capital Transportation Agency is hereby authorized, subject to the provisions of such Act, to acquire, or enter into agreements for the acquisition or use of, facilities, property, and rights-of-way for express transit:

(1) in the center median area and elsewhere in, adjacent to, or in conjunction with (A) Interstate Route 66 in Fairfax County and Arlington County, Virginia; and (B) Interstate Route 95 in Prince Georges County, Maryland;

(2) adjacent to, or in conjunction with (A) the George Washington Memorial Parkway; (B) the Little Falls Branch Parkway from the George Washington Memorial Parkway to the vicinity of Massachusetts Avenue; (C) the Parkway Spur through the Cabin John Valley from Cabin John to



the Capital Beltway; and (D) the Capital Beltway from the George Washington Memorial Parkway to the vicinity of Bradley Boulevard, all in Montgomery County, Maryland:

*Provided*, That the Agency is further authorized to carry out, as part of part 1 of its transit development program, such construction in connection with the land acquisition projects provided for herein, as must necessarily be undertaken at the time the aforesaid highways and parkways are constructed: *Provided further*, That the authority granted the Agency under subparagraph (2) above shall in no way diminish the powers of the Secretary of the Interior under other Federal laws.

Construction.

### 3. Mississippi River Parkway Project

	Page
Survey to determine feasibility of parkway authorized.....	
----- Act of August 24, 1949	484

**An Act To authorize the survey of a proposed Mississippi River Parkway for the purpose of determining the feasibility of such a national parkway, and for other purposes, approved August 24, 1949 (63 Stat. 626)**

Mississippi  
River Parkway.  
Appropriation  
authorized for  
survey.  
*Post*, p. 980.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That there is hereby authorized to be appropriated a sum not exceeding \$250,000 to be used by the Department of the Interior through the National Park Service and by the Federal Works Agency through the Public Roads Administration to make a joint survey of a route for a national parkway to be known as the Mississippi River Parkway. The survey shall follow, in general, the route of the Mississippi River. An estimate of cost of construction of the national parkway or any portions thereof found to be practicable by said survey, together with such other data as will be valuable, shall be obtained with the objective of determining the desirability of authorizing the construction of the parkway or any portion thereof. A report of the survey, upon its completion, shall be transmitted to the Congress by the Secretary of the Interior and the Administrator of the Federal Works Agency, together with their recommendations thereon.

Report to  
Congress.

Time  
limitation.

SEC. 2. The Secretary of the Interior and the Administrator of the Federal Works Agency are hereby directed to complete such joint survey within two years after the enactment of this Act.

#### 4. Natchez Trace Parkway

	Page
Secretary of the Interior authorized to enter into agreement for relocating portions of parkway-----Act of August 25, 1958	485
Purchase and exchange of land authorized-----Act of June 30, 1961	485
Ackia Battleground and Meriwether Lewis National Monuments included in Natchez Trace Parkway-----Act of August 10, 1961	486

**An Act To authorize the Secretary of the Interior to enter into an agreement for relocating portions of the Natchez Trace Parkway, Mississippi, and for other purposes, approved August 25, 1958 (72 Stat. 839)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized to enter into an agreement with the Pearl River Valley Water Supply District which shall provide for the district, upon terms and conditions which the Secretary determines are in the public interest, to relocate those portions of sections 3-0 and 3-N of the Natchez Trace Parkway in Madison County, Mississippi, required in connection with the Pearl River Reservoir.

Natchez Trace  
Parkway, Miss.  
Relocation.

SEC. 2. To cooperate in the relocation, the Secretary of the Interior is authorized to transfer to the Pearl River Valley Water Supply District the aforesaid portions of the existing Natchez Trace Parkway lands and roadway in exchange for the contemporaneous transfer to the United States of relocated parkway lands and roadway situated and constructed in accordance with the terms and conditions of the agreement authorized by the first section of this Act: *Provided*, That such exchange shall be made on the basis of approximately equal values.

SEC. 3. The Secretary of the Interior is authorized to accept and to use until expended without additional authority any funds provided by the district for the purpose of this Act pursuant to agreement with the Secretary of the Interior, and any such funds shall be placed in a separate account in the Treasury which shall be available for such purpose. (16 U.S.C. § 460 note.)

**An Act To authorize the purchase and exchange of land and interests therein on the Blue Ridge and Natchez Trace Parkways, approved June 30, 1961 (75 Stat. 196)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, in order to consolidate, on the Blue Ridge Parkway and the Natchez Trace Parkway, the land forming each such parkway, to adjust ownership lines, and to eliminate hazardous crossings of and accesses to these parkways, the Secretary of the Interior

Blue Ridge and  
Natchez Trace  
Parkways.  
Land  
acquisition.

is authorized to acquire, by purchase or exchange, land and interests in land contiguous to the parkways. In consummating exchanges under this Act, the Secretary may transfer parkway land, interests therein, and easements: *Provided*, That the property rights so exchanged shall be approximately equal in value. (16 U.S.C. § 460a-5.)

**An Act To include Ackia Battleground National Monument, Mississippi, and Meriwether Lewis National Monument, Tennessee, in the Natchez Trace Parkway, and to provide appropriate designations for them, and for other purposes, approved August 10, 1961 (75 Stat. 335)**

Natchez Trace  
Parkway, Miss.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That to facilitate the administration of two areas of the national park system, known as Ackia Battleground National Monument, Mississippi, and Meriwether Lewis National Monument, Tennessee, those areas are included in the Natchez Trace Parkway, which they adjoin; and they shall be administered as a part of the parkway. In order to provide continued recognition of the significance of these portions of the parkway, the Secretary of the Interior shall provide them with appropriate designations in accordance with the historical events which occurred on them. (16 U.S.C. § 460-1.)

## 5. President Adams Parkway Project

Authorization for a study of the feasibility of establishing parkway----- Page  
-----Act of September 21, 1959 487

**An Act To provide for a study of the feasibility of establishing  
the President Adams Parkway, approved September 21, 1959  
(73 Stat. 598)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby authorized to be appropriated a sum not exceeding \$25,000 to be used by the Department of the Interior through the National Park Service and by the Department of Commerce through the Bureau of Public Roads to make a joint survey of a route for a national memorial parkway to be known as the President Adams Parkway in memory of John Adams and John Quincy Adams, second and sixth Presidents of the United States. The survey shall extend from Faneuil Hall, Boston, Massachusetts, to Plymouth, Massachusetts, via Quincy, Massachusetts (in the vicinity of the homes and burial places of John Adams and John Quincy Adams). An estimate of cost of construction of the national parkway or any portions thereof found to be practicable by said survey, together with such other data as will be valuable, shall be obtained with the objective of determining the desirability of authorizing the construction of the parkway or any portion thereof. A report of the survey, upon its completion, shall be transmitted to the Congress by the Secretary of the Interior and the Secretary of Commerce, together with their recommendations thereon.

President  
Adams Park-  
way.

**SEC. 2.** The Secretary of the Interior and the Secretary of Commerce are hereby directed to complete such joint survey within one year after the enactment of this Act.

Report to  
Congress.

### XIII. LEGISLATION RELATING TO NATIONAL SEASHORES

#### 1. Cape Cod National Seashore

Establishment authorized-----Act of August 7, 1961 Page  
489

**An Act To provide for the establishment of Cape Cod National Seashore, approved August 7, 1961 (75 Stat. 284)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) the area comprising that portion of the land and waters located in the towns of Provincetown, Truro, Wellfleet, Eastham, Orleans, and Chatham in the Commonwealth of Massachusetts, and described in subsection (b), is designated for establishment as Cape Cod National Seashore (hereinafter referred to as "the seashore").*

Cape Cod  
National Sea-  
shore, Mass.  
Establishment.

(b) The area referred to in subsection (a) is described as follows:

Beginning at a point in the Atlantic Ocean one-quarter of a mile due west of the mean low-water line of the Atlantic Ocean on Cape Cod at the westernmost extremity of Race Point, Provincetown, Massachusetts;

thence from the point of beginning along a line a quarter of a mile offshore of and parallel to the mean low-water line of the Atlantic Ocean, Cape Cod Bay, and Provincetown Harbor in generally southerly, easterly, and northerly directions rounding Long Point and then southwesterly to a point a quarter of a mile offshore of the mean low-water line on the harbor side of the dike depicted on the United States Geological Survey Provincetown quadrangle sheet (1949) crossing an arm of the Provincetown Harbor;

thence northerly, along a line a quarter of a mile offshore of and parallel to the low-water line at the dike to a point easterly of the point of intersection of the said dike with the boundary of the Province Lands Reservation as depicted on the said Provincetown quadrangle sheet;

thence westerly to the said point of intersection of the dike and the Province Lands Reservation boundary;

thence along the boundaries of the Province Lands Reservation northwesterly, northeasterly, northerly, and easterly to the easternmost corner of the reservation being near United States Route 6;

thence leaving the said easternmost corner along an extension of the southerly reservation boundary line easterly to the northerly right-of-way line of United States Route 6;

thence along the northerly right-of-way line of United States Route 6 in a general easterly direction crossing the Truro-Provincetown line and continuing in the town of Truro in a generally southeasterly direction to a point four-tenths of a mile south-easterly of the southerly right-of-way line of Highland Road;

thence easterly five-tenths of a mile to a point;

thence turning and running in a southeasterly direction paralleling the general alinement of United States Route 6 and generally distant therefrom five-tenths of a mile to a point approximately 700 feet northwesterly of Long Nook Road;

thence southwesterly along a ridge generally paralleling the alinement of Long Nook Road and distant approximately 700 feet therefrom to a point two-tenths of a mile northeasterly of the northerly right-of-way line of United States Route 6;

thence southeasterly paralleling the general alinement of United States Route 6 and generally distant two-tenths of a mile northeasterly thereof to a point 300 feet south of the southerly right-of-way line of Higgins Hollow Road;

thence in a general easterly direction paralleling the southerly alinement of Higgins Hollow Road and 300 feet distant southerly therefrom to a point five-tenths of a mile east of the easterly right-of-way line of said Route 6;

thence turning and running in a southeasterly and southerly direction paralleling the general alinement of United States Route 6 and distant five-tenths of a mile easterly therefrom to a point 300 feet north of the northerly right-of-way line of North Pamet Road;

thence in a generally southwestery direction paralleling the general alinement of North Pamet Road and generally distant 300 feet northerly therefrom to a point approximately two-tenths of a mile east of the easterly right-of-way line of United States Route 6;

thence in a southerly direction paralleling the alinement of United States Route 6 and generally distant two-tenths of a mile easterly therefrom to a point three-tenths of a mile south of South Pamet Road;

thence west to the intersection of Old County Road and Mill Pond Road;

thence following the easterly right-of-way line of Old County Road southward to a point opposite the

southerly right-of-way line of Ryder Beach Road at its intersection with Old County Road;

thence eastward to a point 300 feet east of the easterly right-of-way line of said Old County Road;

thence in a southerly direction paralleling Old County Road at a distance of 300 feet to the east of the easterly right-of-way line of said road to a point 600 feet south of the southerly right-of-way line of Prince Valley Road;

thence in a generally westerly direction, crossing Old County Road and the New York, New Haven, and Hartford Railroad right-of-way to the southern extremity of the town landing and beach in the Ryder Beach area, and continuing to a point in Cape Cod Bay a quarter of a mile offshore from the mean low-water line of Cape Cod Bay;

thence turning and running along a line a quarter of a mile offshore of and parallel to the mean low-water line of Cape Cod Bay in a general southerly and easterly direction rounding Jeremy Point and thence in a general northerly direction along a line a quarter of a mile offshore of and parallel to the mean low-water line on the westerly side of Wellfleet Harbor, to a point one quarter of a mile due north of the mean low-water line at the eastern tip of Great Island as depicted on the United States Geological Survey Wellfleet quadrangle sheet (1958);

thence north to the mean high-water line on the north shore of the Herring River estuary in the vicinity of its confluence with Wellfleet Harbor;

thence following the mean high-water line southwesterly, northwesterly, and northeasterly to the easterly right-of-way line of Chequesset Neck Road at its crossing of Herring River;

thence following the course of Herring River along the 20-foot contour line of the southeasterly shore thereof to a point near Mill Creek;

thence crossing Mill Creek in a northeasterly direction to the 20-foot contour level near to and northeast of the confluence of Mill Creek and Herring River;

thence following generally northerly and easterly along the easterly edge of the Herring River marshes on the 20-foot contour to a point north of which the easterly right-of-way line of a medium duty road, as depicted on said Wellfleet quadrangle sheet, crosses northward across a marshy stream near the juncture of said medium duty road with Bound Brook Island Road;

thence crossing said marshy stream along said easterly right-of-way line of said medium duty road, and continuing in a northerly direction to the 20-foot contour level on the north side of said marshy stream;



thence following the 20-foot contour line westward approximately 1,000 feet to its intersection with an unimproved dirt road, as depicted on said Wellfleet quadrangle sheet, leading from a point near the juncture of Bound Brook Island Road and the said medium duty road;

thence following said unimproved dirt road northwesterly for approximately 1,600 feet to the 20-foot contour line bordering the southerly edge of the Herring River marshes;

thence following said 20-foot contour line in an easterly direction to Route 6;

thence crossing Route 6 and continuing to a point on the easterly right-of-way line of a power transmission line as depicted on said Wellfleet quadrangle sheet;

thence in a general southerly direction along the said easterly right-of-way line of a power transmission line to the Eastham-Wellfleet town line;

thence southeasterly for a distance of approximately 5,200 feet to a point due north of the intersection of the easterly right-of-way line of Nauset Road with the northerly right-of-way line of Cable Road;

thence due south to the intersection of the said easterly right-of-way line of Nauset Road and the said northerly right-of-way line of Cable Road;

thence in a general southerly direction crossing Cable Road and along said easterly right-of-way line of Nauset Road to a point 500 feet north of the northerly right-of-way line of Doane Road and its intersection with Nauset Road;

thence west to a point 500 feet west of the westerly right-of-way line of Nauset Road;

thence southerly and westerly 500 feet from and parallel to the said right-of-way line of Nauset Road to the easterly right-of-way line of Salt Pond Road;

thence southerly along the easterly right-of-way line of said Salt Pond Road to its intersection with the southerly right-of-way line of Nauset Road;

thence westerly along the southerly right-of-way line of Nauset Road to its intersection with the easterly right-of-way line of United States Route 6;

thence southerly along the easterly right-of-way line of said Route 6 a distance of about four-tenths of a mile to the northerly boundary of the Eastham town hall property;

thence easterly to a point one-tenth of a mile from United States Route 6;

thence turning and running in a generally southerly direction paralleling the general alinement of United States Route 6 and generally distant therefrom one-tenth of a mile to a small stream approx-

imately one-tenth of a mile beyond Governor Prence Road extended;

thence southeasterly along the said stream to the Orleans-Eastham town line;

thence along the Orleans-Eastham town line to the southerly tip of Stony Island;

thence generally southeasterly in the town of Orleans by Nauset Harbor Channel to a point due north of the northerly tip of Nauset Heights as depicted on United States Geological Survey Orleans quadrangle sheet (1946);

thence due south to the 20-foot contour line in Nauset Heights as delineated on the said Orleans quadrangle sheet;

thence generally southerly along the said 20-foot contour to a point about one-tenth of a mile northerly of Beach Road;

thence southwesterly along a line intersecting Beach Road at a point two-tenths of a mile easterly of the so-called Nauset Road leading northerly to Nauset Heights;

thence southerly to a head of a tributary to Little Pleasant Bay at the northerly tip of Pochet Neck as depicted on the said Orleans quadrangle sheet;

thence generally southerly along the thread of channel of the said tributary passing westerly and southwesterly around Pochet Island and thence southwesterly into Little Pleasant Bay passing to westerly of the northerly tip of Sampson Island, the westerly tip of Money Head, and the southwesterly tip of Hog Island following in general the centerline of Little Pleasant Bay to Pleasant Bay;

thence generally southeasterly in Pleasant Bay along a line passing midway between Sipson Island and Nauset Beach to a point on the Chatham-Orleans town line one-quarter of a mile westerly of the mean low-water line of Pleasant Bay on the westerly shore of Nauset Beach;

thence generally southerly in Pleasant Bay in the town of Chatham along a line a quarter of a mile offshore of and parallel to the said mean low-water line of Pleasant Bay on the westerly shore of Nauset Beach to a point a quarter of a mile south of the mean low-water line of the southern tip of Nauset Beach;

thence easterly rounding the southern tip of Nauset Beach along a line a quarter of a mile offshore of and parallel thereto;

thence generally northerly and northwesterly, and westerly along a line a quarter of a mile offshore of and parallel to the mean low-water line of the Atlantic Ocean on the easterly shore of Nauset Beach

and on to the outer cape to the point of beginning.  
(16 U.S.C. § 459b.)

Acquisition of  
land, etc.  
Authority.

SEC. 2(a) The Secretary of the Interior (hereinafter referred to as "Secretary") is authorized to acquire by purchase, gift, condemnation, transfer from any Federal agency, exchange, or otherwise, the land, waters, and other property, and improvements thereon and any interest therein, within the area which is described in section 1 of this Act or which lies within the boundaries of the seashore as described pursuant to section 3 of this Act (both together hereinafter in this Act referred to as "such area"). Any property, or interest therein, owned by the Commonwealth of Massachusetts, by any of the towns referred to in section 1 of this Act, or by any other political subdivision of said Commonwealth may be acquired only with the concurrence of such owner. Notwithstanding any other provision of law, any Federal property located within such area may, with the concurrence of the agency having custody thereof, be transferred without consideration to the administrative jurisdiction of the Secretary for use by him in carrying out the provisions of this Act.

Funds.

(b) The Secretary is authorized (1) to use donated and appropriated funds in making acquisitions under this Act, and (2) to pay therefor not more than the fair market value of any acquisitions which he makes by purchase under this Act.

(c) In exercising his authority to acquire property by exchange, the Secretary may accept title to any non-Federal property located within such area and convey to the grantor of such property any federally owned property under the jurisdiction of the Secretary within such area. The properties so exchanged shall be approximately equal in fair market value: *Provided*, That the Secretary may accept cash from or pay cash to the grantor in such an exchange in order to equalize the values of the properties exchanged.

Report to  
Congress.

The Secretary shall report to the Congress on every exchange carried out under authority of this Act within thirty days from its consummation, and each such report shall include a statement of the fair market values of the properties involved and of any cash equalization payment made or received.

"Fair market  
value."

(d) As used in this Act the term "fair market value" shall mean the fair market value as determined by the Secretary, who may in his discretion base his determination on an independent appraisal obtained by him. (16 U.S.C. § 459b-1.)

Notice.  
Publication  
in F.R.

SEC. 3. (a) As soon as practicable after the date of enactment of this Act and following the acquisition by the Secretary of an acreage in the area described in section 1 of this Act that is in the opinion of the Secretary efficiently administrable to carry out the purposes

of this Act, the Secretary shall establish Cape Cod National Seashore by the publication of notice thereof in the Federal Register.

(b) Such notice referred to in subsection (a) of this section shall contain a detailed description of the boundaries of the seashore which shall encompass an area as nearly as practicable identical to the area described in section 1 of this Act. The Secretary shall forthwith after the date of publication of such notice in the Federal Register (1) send a copy of such notice, together with a map showing such boundaries, by registered or certified mail to the Governor of the Commonwealth of Massachusetts and to the board of selectmen of each of the towns referred to in section 1 of this Act; (2) cause a copy of such notice and map to be published in one or more newspapers which circulate in each of such towns; and (3) cause a certified copy of such notice, a copy of such map, and a copy of this Act to be recorded at the registry of deeds for Barnstable County, Massachusetts. (16 U.S.C. § 459b-2.)

SEC. 4. (a) (1) The beneficial owner or owners, not being a corporation, of a freehold interest in improved property which the Secretary acquires by condemnation may elect, as a condition to such acquisition, to retain the right of use and occupancy of the said property for noncommercial residential purposes for a term of twenty-five years, or for such lesser time as the said owner or owners may elect at the time of such acquisition.

Acquisition by  
condemnation.  
Provisions.

(2) The beneficial owner or owners, not being a corporation, of a freehold estate in improved property which property the Secretary acquires by condemnation, who held, on September 1, 1959, with respect to such property, an estate of the same nature and quality, may elect, as an alternative and not in addition to whatever right of election he or they might have under paragraph (1) of this subsection to retain the right of use and occupancy of the said property for noncommercial residential purposes (i) for a term limited by the nature and quality of his or their said estate, if his or their said estate is a life estate or an estate pur auter vie, or (ii) for a term ending at the death of such owner or owners, or at the death of the survivor of them, if his or their said estate is an estate of fee simple.

(3) Where such property is held by a natural person or persons for his or their own life or lives or for the life or lives of another or others (such person or persons being hereinafter called "the life tenant"), with remainder in another or others, any right of election provided for in paragraph (2) of this subsection shall be exercised by the life tenant, and any right of election provided for in paragraph (1) of this subsection shall be exercised by the concurrence of the life tenant and the remainderman or remaindermen.

"The life  
tenant."

(4) The beneficial owner or owners of a term of years in improved property which the Secretary acquires by condemnation may elect, as a condition to such acquisition, to retain the right of use and occupancy of the said property for noncommercial residential purposes for a term not to exceed the remainder of his or their said term of years, or a term of twenty-five years, whichever shall be the lesser. The owner or owners of the freehold estate or estates in such property may, subject to the right provided for in the preceding sentence, exercise such right or rights of election as remain to them under paragraphs (1) and (2) of this subsection.

(5) No right of election accorded by paragraphs (1), (2), or (4) of this subsection shall be exercised to impair substantially the interests of holders of encumbrances, liens, assessments, or other charges upon or against the property.

(6) Any right or rights of use and occupancy retained pursuant to paragraphs (1), (2), and (4) of this subsection shall be held to run with the land, and may be freely transferred and assigned.

(7) In any case where a right of use and occupancy for life or for a fixed term of years is retained as provided in paragraph (1), (2), or (4) of this subsection, the compensation paid by the Secretary for the property shall not exceed the fair market value of the property on the date of its acquisition by the Secretary, less the fair market value on such date of the said right retained.

Violation of regulations.

(8) The Secretary shall have authority to terminate any right of use and occupancy of property, retained as provided in paragraph (1), (2), or (4) of this subsection, at any time after the date when any use occurs with respect to such property which fails to conform or is in any manner opposed to or inconsistent with any applicable standard contained in regulations issued pursuant to section 5 of this Act and in effect on said date: *Provided*, That no use which is in conformity with the provisions of a zoning bylaw approved in accordance with said section 5 which is in force and applicable to such property shall be held to fail to conform or be opposed to or inconsistent with any such standard. In the event that the Secretary exercises the authority conferred by this paragraph, he shall pay to the owner of the right so terminated an amount equal to the fair market value of the portion of said right which remained on the date of termination.

Suspension of authority.

(b) (1) The Secretary's authority to acquire property by condemnation shall be suspended with respect to all improved property located within such area in all of the towns referred to in section 1 of this Act for one year following the date of its enactment.

(2) Thereafter such authority shall be suspended with respect to all improved property located within such area in any one of such towns during all times when such

town shall have in force and applicable to such property a duly adopted, valid zoning bylaw approved by the Secretary in accordance with the provisions of section 5 of this Act.

(c) The Secretary's authority to acquire property by condemnation shall be suspended with respect to any particular property which is used for commercial or industrial purposes during any periods when such use is permitted by the Secretary and during the pendency of the first application for such permission made to the Secretary after the date of enactment of this Act provided such application is made not later than the date of establishment of the seashore.

(d) The term "improved property," wherever used in this Act, shall mean a detached, one-family dwelling the construction of which was begun before September 1, 1959 (hereinafter referred to as "dwelling"), together with so much of the land on which the dwelling is situated, the said land being in the same ownership as the dwelling, as the Secretary shall designate to be reasonably necessary for the enjoyment of the dwelling for the sole purpose of noncommercial residential use, together with any structures accessory to the dwelling which are situated on the land so designated. The amount of the land so designated shall in every case be at least three acres in area, or all of such lesser amount as may be held in the same ownership as the dwelling, and in making such designation the Secretary shall take into account the manner of noncommercial residential use in which the dwelling and land have customarily been enjoyed: *Provided, however,* That the Secretary may exclude from the land so designated any beach or waters, together with so much of the land adjoining such beach or waters as the Secretary may deem necessary for public access thereto.

"Improved property."

(e) Nothing in this section or elsewhere in this Act shall be construed to prohibit the use of condemnation as a means of acquiring a clear and marketable title, free of any and all encumbrances. (16 U.S.C. § 459b-3.)

SEC. 5. (a) As soon after the enactment of this Act as may be practicable, the Secretary shall issue regulations specifying standards for approval by him of zoning bylaws for purposes of section 4 of this Act. The Secretary may issue amended regulations specifying standards for approval by him of zoning bylaws whenever he shall consider such amended regulations to be desirable due to changed or unforeseen conditions.

Issuance of regulations.

All regulations and amended regulations proposed to be issued under authority of the two preceding sentences of this subsection shall be submitted to the Congress and to the towns named in section 1 of this Act at least ninety calendar days (which ninety days, however, shall not include days on which either the House of Representa-

Submission to Congress.

tives or the Senate is not in session because of an adjournment of more than three calendar days to a day certain) before they become effective and the Secretary shall, before promulgating any such proposed regulations or amended regulations in final form, take due account of any suggestions for their modification which he may receive during said ninety-day period. All such regulations and amended regulations shall, both in their proposed form and in their final form, be published in the Federal Register.

Publication  
in F.R.

Zoning bylaws.  
Approval.

The Secretary shall approve any zoning bylaw and any amendment to any approved zoning bylaws submitted to him which conforms to the standards contained in the regulations in effect at the time of the adoption by the town of such bylaws or such amendment unless before the time of adoption he has submitted to the Congress and the towns and published in the Federal Register as aforesaid proposed amended regulations with which the bylaw or amendment would not be in conformity, in which case he may withhold his approval pending completion of the review and final publication provided for in this subsection and shall thereafter approve the bylaw or amendment only if it is in conformity with the amended regulations in their final form. Such approval shall not be withdrawn or revoked, nor shall its effect be altered for purposes of section 4 of this Act by issuance of any such amended regulations after the date of such approval, so long as such bylaw or such amendment remains in effect as approved.

Special  
provisions.

(b) The standards specified in such regulations and amended regulations for approval of any zoning bylaw or zoning bylaw amendment shall contribute to the effect of (1) prohibiting the commercial and industrial use, other than any commercial or industrial use which is permitted by the Secretary, of all property within the boundaries of the seashore which is situated within the town adopting such bylaw; and (2) promoting the preservation and development, in accordance with the purposes of this Act, of the area comprising the seashore, by means of acreage, frontage, and setback requirements and other provisions which may be required by such regulations to be included in a zoning bylaw consistent with the laws of Massachusetts.

(c) No zoning bylaw or amendment of a zoning bylaw shall be approved by the Secretary which (1) contains any provision which he may consider adverse to the preservation and development, in accordance with the purposes of this Act, of the area comprising the seashore, or (2) fails to have the effect of providing that the Secretary shall receive notice of any variance granted under and any exception made to the application of such bylaw or amendment.

(d) If any improved property with respect to which the Secretary's authority to acquire by condemnation has been suspended by reason of the adoption and approval, in accordance with the foregoing provisions of this section, of a zoning bylaw applicable to such property (hereinafter referred to as "such bylaw")—

(1) is made the subject of a variance under or an exception to such bylaw, which variance or exception fails to conform or is in any manner opposed to or inconsistent with any applicable standard contained in the regulations issued pursuant to this section and in effect at the time of the passage of such bylaw, or

(2) is property upon or with respect to which there occurs any use, commencing after the date of the publication by the Secretary of such regulations, which fails to conform or is in any manner opposed to or inconsistent with any applicable standard contained in such regulations (but no use which is in conformity with the provisions of such bylaw shall be held to fail to conform or be opposed to or inconsistent with any such standard),

the Secretary may, at any time and in his discretion, terminate the suspension of his authority to acquire such improved property by condemnation: *Provided, however,* That the Secretary may agree with the owner or owners of such property to refrain from the exercise of the said authority during such time and upon such terms and conditions as the Secretary may deem to be in the best interests of the development and preservation of the seashore. (16 U.S.C. § 459 b-4.)

SEC. 6. The Secretary shall furnish to any party in interest requesting the same, a certificate indicating, with respect to any property located within the seashore as to which the Secretary's authority to acquire such property by condemnation has been suspended in accordance with the provisions of this Act, that such authority has been so suspended and the reasons therefor. (16 U.S.C. § 459 b-5.)

SEC. 7. (a) Except as otherwise provided in this Act, the property acquired by the Secretary under this Act shall be administered by the Secretary subject to the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916 (39 Stat. 535), as amended and supplemented, and in accordance with laws of general application relating to the national park system as defined by the Act of August 8, 1953 (67 Stat. 496); except that authority otherwise available to the Secretary for the conservation and management of natural resources may be utilized to the extent he finds such authority will further the purposes of this Act.

Certificate.

Administra-  
tion.

16 U.S.C. 1-4.

16 U.S.C.  
1b-1d.



Protection and  
development.

(b) (1) In order that the seashore shall be permanently preserved in its present state, no development or plan for the convenience of visitors shall be undertaken therein which would be incompatible with the preservation of the unique flora and fauna or the physiographic conditions now prevailing or with the preservation of such historic sites and structures as the Secretary may designate: *Provided*, That the Secretary may provide for the public enjoyment and understanding of the unique natural, historic, and scientific features of Cape Cod within the seashore by establishing such trails, observation points, and exhibits and providing such services as he may deem desirable for such public enjoyment and understanding: *Provided further*, That the Secretary may develop for appropriate public uses such portions of the seashore as he deems especially adaptable for camping, swimming, boating, sailing, hunting, fishing, the appreciation of historic sites and structures and natural features of Cape Cod, and other activities of similar nature.

(2) In developing the seashore the Secretary shall provide public use areas in such places and manner as he determines will not diminish for its owners or occupants the value or enjoyment of any improved property located within the seashore.

Hunting and  
fishing.  
Regulations.

(c) The Secretary may permit hunting and fishing, including shellfishing, on lands and waters under his jurisdiction within the seashore in such areas and under such regulations as he may prescribe during open seasons prescribed by applicable local, State and Federal law. The Secretary shall consult with officials of the Commonwealth of Massachusetts and any political subdivision thereof who have jurisdiction of hunting and fishing, including shellfishing, prior to the issuance of any such regulations, and the Secretary is authorized to enter into cooperative arrangements with such officials regarding such hunting and fishing, including shellfishing, as he may deem desirable, except that the Secretary shall leave all aspects of the propagation and taking of shellfish to the towns referred to in section 1 of this Act.

## Navigation.

The Secretary shall not interfere with navigation of waters within the boundaries of the Cape Cod National Seashore by such means and in such areas as is now customary. (16 U.S.C. § 459b-6.)

Cape Cod  
National Sea-  
shore Advisory  
Commission.

SEC. 8. (a) There is hereby established a Cape Cod National Seashore Advisory Commission (hereinafter referred to as the "Commission"). Said Commission shall terminate ten years after the date the seashore is established under section 3 of this Act.

## Membership.

(b) The Commission shall be composed of ten members each appointed for a term of two years by the Secretary as follows:

(1) Six members to be appointed from recom-

mendations made by each of the boards of selectmen of the towns referred to in the first section of this Act, one member from the recommendations made by each such board;

(2) One member to be appointed from recommendations of the county commissioners of Barnstable County, Commonwealth of Massachusetts;

(3) Two members to be appointed from recommendations of the Governor of the Commonwealth of Massachusetts; and

(4) One member to be designated by the Secretary.

(c) The Secretary shall designate one member to be Chairman. Any vacancy in the Commission shall be filled in the same manner in which the original appointment was made.

(d) A member of the Commission shall serve without compensation as such. The Secretary is authorized to pay the expenses reasonably incurred by the Commission in carrying out its responsibilities under this Act upon vouchers signed by the Chairman.

Compensation.

(e) The Commission established by this section shall act and advise by affirmative vote of a majority of the members thereof.

Duties.

(f) The Secretary or his designee shall, from time to time, consult with the members of the Commission with respect to matters relating to the development of Cape Cod National Seashore and shall consult with the members with respect to carrying out the provisions of sections 4 and 5 of this Act.

(g) No permit for the commercial or industrial use of property located within the seashore shall be issued by the Secretary, nor shall any public use area for recreational activity be established by the Secretary within the seashore, without the advice of the Commission, if such advice is submitted within a reasonable time after it is sought.

(h) (1) Any member of the Advisory Commission appointed under this Act shall be exempted, with respect to such appointment, from the operation of sections 281, 283, 284, and 1914 of title 18 of the United States Code and section 190 of the Revised Statutes (5 U.S.C. 99) except as otherwise specified in subsection (2) of this section.

Exemptions.

62 Stat. 697,  
793.

(2) The exemption granted by subsection (1) of this section shall not extend—

(i) to the receipt or payment of salary in connection with the appointee's Government service from any sources other than the private employer of the appointee at the time of his appointment; or

(ii) during the period of such appointment, and the further period of two years after the termination thereof, to the prosecution or participation in the

prosecution, by any person so appointed, of any claim against the Government involving any matter concerning which the appointee had any responsibility arising out of his appointment during the period of such appointment. (16 U.S.C. § 459b-7.)

Appropriation.

SEC. 9. There are authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act; except that no more than \$16,000,000 shall be appropriated for the acquisition of land and waters and improvements thereon, and interests therein, and incidental costs relating thereto, in accordance with the provisions of this Act. (16 U.S.C. § 459b-8.)

Separability.

SEC. 10. If any provision of this Act or the application of such provision to any person or circumstance is held invalid, the remainder of this Act or the application of such provision to persons or circumstances other than those to which it is held invalid shall not be affected thereby. (16 U.S.C. § 459b note.)

## 2. Cape Hatteras National Seashore

	Page
Reversionary provision extended to fifteen years from August 17, 1937-----	
-----Act of March 6, 1946	503
Addition of certain surplus Government lands effected-----	
-----Act of June 3, 1948	503
Naval Amphibious Training Station lands added to area-----	
-----Act of July 14, 1953	504
Act of August 31, 1954, relating to acquisition of non-Federal land within national parks, amended to extend Secretary's authority contained therein to Cape Hatteras-----	
-----Act of August 6, 1956	504
Addition of certain excess Federal property authorized-----	
-----Act of July 18, 1958	505
Disposal of certain lands held for inclusion in the seashore, authorized---	
-----Act of September 26, 1961	505
Secretary authorized to participate in cost of bridge construction-----	
-----Act of October 11, 1962	505

**An Act To amend the Act of August 17, 1937, as amended, relating to the establishment of the Cape Hatteras National Seashore Recreational Area in the State of North Carolina, approved March 6, 1946 (60 Stat. 32)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the proviso in the first paragraph of section 4 of the Act approved August 17, 1937, as amended (U.S.C., 1940 edition, title 16, sec. 459a-2), relating to the establishment of the Cape Hatteras National Seashore Recreational Area in the State of North Carolina, is amended to read as follows: "*Provided*, That the Secretary of the Interior may, in his discretion, accept for administration, protection, and development by the National Park Service a minimum of ten thousand acres within the area described in section 1 of this Act, including the existing Cape Hatteras State Park, and, in addition, any other portions of the area described in section 1 hereof if the State of North Carolina shall agree that if all the lands described in section 1 of this Act shall not have been conveyed to the United States within fifteen years from August 17, 1937, the establishment of the aforesaid national seashore recreational area may, in the discretion of the said Secretary, be abandoned, and that, in the event of such abandonment, the said State will accept a reconveyance of title to all lands conveyed by it to the United States for said national seashore recreational area". (16 U.S.C. § 459a-2.)

Cape Hatteras  
National  
Seashore  
Recreational  
Area, N.C.  
50 Stat. 670;  
54 Stat. 702.

Acquisition of  
property.

50 Stat. 669.  
16 U.S.C. § 459.

**An Act To provide for the addition of certain surplus Government lands to the Cape Hatteras National Seashore Recreational Area project, and for other purposes, approved June 3, 1948 (62 Stat. 301)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the tract of surplus Federal property,

Cape Hatteras  
National  
Seashore  
Recreational  
Area project.

comprising eight and one-tenth acres of land situated in Dare County, North Carolina, approximately two miles north of Kitty Hawk, and designated as "Surplus Real Property No. WH-NC-29, Kitty Hawk, North Carolina," which is now subject to disposition by the War Assets Administration, is hereby transferred, without exchange of funds, to the administrative jurisdiction of the National Park Service of the Department of the Interior to be administered as a part of the Cape Hatteras National Seashore Recreational Area project, authorized by the Act of August 17, 1937, as amended (50 Stat. 669; 16 U.S.C., secs. 459-459a-3), and shall be subject to all laws applicable thereto. (16 U.S.C. § 459a-4.)

**An Act To provide for the addition of certain Government lands to the Cape Hatteras National Seashore Recreational Area project, and for other purposes, approved July 14, 1953 (67 Stat. 148)**

Cape Hatteras  
National  
Seashore  
Recreational  
Area.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That there is hereby transferred to the Secretary of the Interior without reimbursement or transfer of funds, administrative jurisdiction over an area of approximately twenty-one and eight-tenths acres of federally owned land, formerly designated as the Naval Amphibious Training Station, together with any improvements thereon which may exist at the time of the transfer, situated on Ocracoke Island within the village of Ocracoke, County of Hyde, in the State of North Carolina. The property so transferred shall be administered by the Department of the Interior and shall become a part of the Cape Hatteras National Seashore Recreational Area, when established. (16 U.S.C. § 459a-5.)

**An Act To amend the Act of August 31, 1954<sup>1</sup> (68 Stat. 1037), relating to the acquisition of non-Federal land within the existing boundaries of any national park, and for other purposes, approved August 6, 1956 (70 Stat. 1066)**

Cape Hatteras  
National  
Seashore  
Recreational  
Area.  
16 U.S.C. 452a.  
Funds.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Act of August 31, 1954 (68 Stat. 1037), is hereby amended to extend the authority of the Secretary of the Interior, contained therein, to the Cape Hatteras National Seashore Recreational Area. (16 U.S.C. § 459a-6.)

SEC. 2. Any funds appropriated to the Department of the Interior for the acquisition of non-Federal lands within areas of the National Park System shall hereafter be available for the acquisition of non-Federal lands within the Cape Hatteras National Seashore Recreational Area, and the appropriation of funds for the

<sup>1</sup> General Legislation, p. 5.

acquisition of such lands is hereby authorized. (16 U.S.C. § 459a-7.)

SEC. 3. The total amount which may be expended for the land acquisition program at Cape Hatteras National Seashore Recreational Area, pursuant to the authorizations contained in this Act, is hereby expressly limited to \$250,000. (16 U.S.C. § 459a-8.)

Limitation.

**An Act To provide for the addition of certain excess Federal property in the village of Hatteras, North Carolina, to the Cape Hatteras National Seashore Recreational Area, and for other purposes, approved July 18, 1958 (72 Stat. 398)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the tracts of excess Federal lands and improvements thereon in the village of Hatteras, Dare County, North Carolina, bearing General Services Administration control numbers T-NC-442 and C-NC-444, comprising forty-three one-hundredths and one and five-tenths acres of land, respectively, the exact descriptions for which shall be determined by the Administrator of General Services, are hereby transferred, without exchange of funds, to the administrative jurisdiction of the Secretary of the Interior to be administered as a part of the Cape Hatteras National Seashore Recreational Area, authorized by the Act of August 17, 1937, as amended (50 Stat. 669; 16 U.S.C. 459-459-a-4), and shall be subject to all the laws and regulations applicable thereto. (16 U.S.C. § 459a-5a.)

Cape Hatteras  
National  
Seashore  
Recreational  
Area, N.C.

**An Act To provide for the disposal of certain lands held for inclusion in the Cape Hatteras National Seashore Recreational Area, North Carolina, and for other purposes, approved September 26, 1961 (75 Stat. 675)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the tract of Federal property comprising eight and one-tenth acres of land situated in Dare County, North Carolina, approximately two miles north of Kitty Hawk, which was transferred to the administrative jurisdiction of the Department of the Interior by the Act of June 3, 1948 (62 Stat. 301; 16 U.S.C. 459a-4), to be administered as a part of the Cape Hatteras National Seashore Recreational Area, may be disposed of by the Administrator of General Services in accordance with the provisions of the Federal Property and Administrative Services Act of 1949, as amended. (16 U.S.C. § 459a-4 note.)

Cape Hatteras  
National  
Seashore  
Recreational  
Area, N.C.

Land disposal.

63 Stat. 377.  
40 U.S.C. 471  
note.

**An Act To authorize the Secretary of the Interior to participate in financing the construction of a bridge at Cape Hatteras National Seashore, in the State of North Carolina, and for other purposes, approved October 11, 1962 (76 Stat. 909)**

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

Oregon Inlet,  
N.C.

Bridge construction cost, participation authorization.

*assembled*, That in order to facilitate visitor travel within Cape Hatteras National Seashore the Secretary of the Interior is authorized to pay \$500,000 toward the cost of construction of a bridge across Oregon Inlet between Bodie and Hatteras Islands, in the State of North Carolina, exclusive of any financing for which the project may qualify under the Federal aid to highway laws: *Provided*, That the bridge shall constitute and be maintained as a part of the State highway system.

SEC. 2. The Secretary may make payments on the cost of construction of the bridge referred to in section 1 of this Act only from funds specifically appropriated for that purpose.

### 3. Padre Island National Seashore

Page

Establishment authorized-----Act of September 28, 1962 507

**An Act To provide for the establishment of the Padre Island National Seashore, approved September 28, 1962 (76 Stat. 650)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to save and preserve, for purposes of public recreation, benefit, and inspiration, a portion of the diminishing seashore of the United States that remains undeveloped, the Secretary of the Interior shall take appropriate action in the public interest toward the establishment of the following described lands and waters as the Padre Island National Seashore: Beginning at a point one statute mile northerly of North Bird Island on the easterly line of the Intracoastal Waterway; thence due east to a point on Padre Island one statute mile west of the mean high water line of the Gulf of Mexico; thence southwesterly paralleling the said mean high water line of the Gulf of Mexico a distance of about three and five-tenths statute miles; thence due east to the two-fathom line on the east side of Padre Island as depicted on United States Coast and Geodetic Survey chart numbered 1286; thence along the said two-fathom line on the east side of Padre Island as depicted on United States Coast and Geodetic Survey charts numbered 1286, 1287, and 1288 to the Willacy-Cameron County line extended; thence westerly along said county line to a point 1,500 feet west of the mean high water line of the Gulf of Mexico as that line was determined by the survey of J. S. Boyles and is depicted on sections 9 and 10 of the map entitled "Survey of Padre Island made for the office of the Attorney General of the State of Texas", dated August 7 to 11, 1941, and August 11, 13, and 14, 1941, respectively; thence northerly along a line parallel to said survey line of J. S. Boyles and distant therefrom 1,500 feet west to a point on the centerline of the Port Mansfield Channel; thence westerly along said centerline to a point three statute miles west of the said two-fathom line; thence northerly parallel with said two-fathom line to 27 degrees 20 minutes north latitude; thence westerly along said latitude to the easterly line of the Intracoastal Waterway; thence northerly following the easterly line of the Intracoastal Waterway as indicated by channel markers in the Laguna Madre to the point of beginning.

Padre Island  
National  
Seashore, Tex.  
Establishment.

SEC. 2. (a) The Secretary of the Interior (hereinafter referred to as the "Secretary") is authorized to acquire by donation, purchase with donated or appropri-

Acquisition of  
land, etc.



ated funds, condemnation, transfer from any Federal agency, exchange, or otherwise, the land, waters, and other property, and improvements thereon and any interest therein, within the areas described in the first section of this Act or which lie within the boundaries of the seashore as established under section 3 of this Act (hereinafter referred to as "such area"). Any property, or interest therein, owned by the State of Texas or political subdivision thereof may be acquired only with the concurrence of such owner. Notwithstanding any other provision of law, any Federal property located within such area may, with the concurrence of the agency having custody thereof, be transferred without consideration to the administrative jurisdiction of the Secretary for use by him in carrying out the provisions of this Act.

(b) The Secretary is authorized to pay for any acquisitions which he makes by purchase under this Act their fair market value, as determined by the Secretary, who may in his discretion base his determination on an independent appraisal obtained by him.

(c) In exercising his authority to acquire property by exchange, the Secretary may accept title to any non-Federal property located within such area and convey to the grantor of such property any federally owned property under the jurisdiction of the Secretary within such area. The properties so exchanged shall be approximately equal in fair market value: *Provided*, That the Secretary may accept cash from or pay cash to the grantor in such an exchange in order to equalize the values of the properties exchanged.

SEC. 3. (a) As soon as practicable after the date of enactment of this Act and following the acquisition by the Secretary of an acreage in the area described in section 1 of this Act, that is in the opinion of the Secretary efficiently administrable to carry out the purposes of this Act, the Secretary shall establish the area as a national seashore by the publication of notice thereof in the Federal Register.

Publication in  
F.R.

(b) Such notice referred to in subsection (a) of this section shall contain a detailed description of the boundaries of the seashore which shall encompass an area as nearly as practicable identical to the area described in section 1 of this Act. The Secretary shall forthwith after the date of publication of such notice in the Federal Register (1) send a copy of such notice, together with a map showing such boundaries, by registered or certified mail to the Governor of the State and to the governing body of each of the political subdivisions involved; (2) cause a copy of such notice and map to be published in one or more newspapers which circulate in each of the localities; and (3) cause a certified copy of such notice,

Notice.

a copy of such map, and a copy of this Act to be recorded at the registry of deeds for the county involved.

SEC. 4. (a) When acquiring land, waters, or interests therein, the Secretary shall permit a reservation by the grantor of all or any part of the oil and gas minerals in such land or waters and of other minerals therein which can be removed by similar means, with the right of occupation and use of so much of the surface of the land or waters as may be required for all purposes reasonably incident to the mining or removal of such from beneath the surface of these lands and waters and the lands and waters adjacent thereto, under such regulations as may be prescribed by the Secretary with respect to such mining or removal.

Mineral reservation.

(b) Any acquisition hereunder shall exclude and shall not diminish any right of occupation or use of the surface under grants, leases, or easements existing on April 11, 1961, which are reasonably necessary for the exploration, development, production, storing, processing, or transporting of oil and gas minerals that are removed from outside the boundaries of the national seashore and the Secretary may grant additional rights of occupation or use of the surface for the purposes aforesaid upon the terms and under such regulations as may be prescribed by him.

SEC. 5. Except as otherwise provided in this Act, the property acquired by the Secretary under this Act shall be administered by the Secretary, subject to the provisions of the Act entitled "An Act to establish a National Park Service and for other purposes", approved August 25, 1916 (39 Stat. 535), as amended and supplemented, and in accordance with other laws of general application relating to the areas administered and supervised by the Secretary through the National Park Service; except that authority otherwise available to the Secretary for the conservation and management of natural resources may be utilized to the extent he finds such authority will further the purposes of this Act.

Administration.

16 U.S.C. 1.

SEC. 6. The Secretary may provide for roadways from the north and south boundaries of such public recreation area to the access highways from the mainland to Padre Island.

Roadways.

SEC. 7. The Secretary of the Interior shall enter into such administrative agreements with the Secretary of the Navy as the Secretary of the Navy may deem necessary to assure that the Secretary of the Interior will not exercise any authority granted by this Act so as to interfere with the use by the Department of the Navy of any aerial gunnery or bombing range located in the vicinity of Padre Island.

Gunnery or bombing ranges.

SEC. 8. There are authorized to be appropriated such sums as may be necessary to carry out the provisions of

Appropriation.

this Act; except that no more than \$5,000,000 shall be appropriated for the acquisition of land and waters and improvements thereon, and interests therein, and incidental costs relating thereto, in accordance with the provisions of this Act.

#### 4. Point Reyes National Seashore

Establishment authorized.....Act of September 13, 1962      Page 511

**An Act To establish the Point Reyes National Seashore in the State of California, and for other purposes, approved September 13, 1962 (76 Stat. 538)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That in order to save and preserve, for purposes of public recreation, benefit, and inspiration, a portion of the diminishing seashore of the United States that remains undeveloped, the Secretary of the Interior (hereinafter referred to as the "Secretary") is hereby authorized to take appropriate action in the public interest toward the establishment of the national seashore set forth in section 2 of this Act.

California.  
Point Reyes  
National  
Seashore.  
Establishment.

SEC. 2. (a) The area comprising that portion of the land and waters located on Point Reyes Peninsula, Marin County, California, which shall be known as the Point Reyes National Seashore, is described as follows by reference to that certain boundary map, designated NS-PR-7001, dated June 1, 1960, on file with the Director, National Park Service, Washington, District of Columbia.

Beginning at a point, not monumented, where the boundary line common to Rancho Punta de los Reyes (Sobrante) and Rancho Las Baulines meets the average high tide line of the Pacific Ocean as shown on said boundary map;

Thence southwesterly from said point 1,320 feet offshore on a prolongation of said boundary line common to Rancho Punta de los Reyes (Sobrante) and Rancho Las Baulines;

Thence in a northerly and westerly direction paralleling the average high tide line of the shore of the Pacific Ocean; along Drakes Bay, and around Point Reyes;

Thence generally northerly and around Tomales Point, offshore a distance of 1,320 feet from average high tide line;

Thence southeasterly along a line 1,320 feet offshore and parallel to the average high tide line along the west shore of Bodega Bay and Tomales Bay to the intersection of this line with a prolongation of the most northerly tangent of the boundary of Tomales Bay State Park;

Thence south 54 degrees 32 minutes west, 1,320 feet along the prolongation of said tangent of Tomales Bay State Park boundary to the average high tide line on the shore of Tomales Bay;

Thence following the boundary of Tomales Bay State Park in a southerly direction to a point lying 105.4 feet

north 41 degrees east of an unimproved road heading westerly and northerly from Pierce Point Road;

Thence south 41 degrees west 105.4 feet to a point on the north right-of-way of said unimproved road;

Thence southeasterly along the north right-of-way of said unimproved road and Pierce Point Road to a point at the southwest corner of Tomales Bay State Park at the junction of the Pierce Point Road and Sir Francis Drake Boulevard;

Thence due south to a point on the south right-of-way of said Sir Francis Drake Boulevard;

Thence southeasterly along said south right-of-way approximately 3,100 feet to a point;

Thence approximately south 19 degrees west approximately 300 feet;

Thence south approximately 400 feet;

Thence southwest to the most northerly corner of the Inverness watershed area;

Thence southerly and easterly along the west property line of the Inverness watershed area approximately 9,040 feet to a point near the intersection of this property line with an unimproved road as shown on said boundary map;

Thence southerly along existing property lines that roughly follow said unimproved road to its intersection with Drakes Summit Road and to a point on the north right-of-way of Drakes Summit Road;

Thence easterly approximately 1,000 feet along the north right-of-way of said Drakes Summit Road to a point which is a property line corner at the intersection with an unimproved road to the south;

Thence southerly and easterly and then northerly, as shown approximately on said boundary map, along existing property lines to a point on the south right-of-way of the Bear Valley Road, approximately 1,500 feet southeast of its intersection with Sir Francis Drake Boulevard;

Thence easterly and southerly along said south right-of-way of Bear Valley Road to a point on a property line approximately 1,000 feet west of the intersection of Bear Valley Road and Sir Francis Drake Boulevard in the village of Olema;

Thence south approximately 1,700 feet to the northwest corner of property now owned by Helen U. and Mary S. Shafter;

Thence southwest and southeast along the west boundary of said Shafter property to the southwest corner of said Shafter property;

Thence approximately south 30 degrees east on a course approximately 1,700 feet to a point;

Thence approximately south 10 degrees east on a course to the centerline of Olema Creek;

Thence generally southeasterly up the centerline of Olema Creek to a point on the west right-of-way line of State Route Numbered 1;

Thence southeasterly along westerly right-of-way line to State Highway Numbered 1 to a point where a prolongation of the boundary line common to Rancho Punta de los Reyes (Sobrante) and Rancho Las Baulines would intersect right-of-way line of State Highway Numbered 1;

Thence southwesterly to and along said south boundary line of Rancho Punta de los Reyes (Sobrante) approximately 2,900 feet to a property corner;

Thence approximately south 38 degrees east approximately 1,500 feet to the centerline of Pine Gulch Creek;

Thence down the centerline of Pine Gulch Creek approximately 400 feet to the intersection with a side creek flowing from the west;

Thence up said side creek to its intersection with said south boundary line of Rancho Punta de los Reyes (Sobrante);

Thence southwest along said south boundary line of Rancho Punta de los Reyes to the point of beginning, containing approximately 53,000 acres. Notwithstanding the foregoing description, the Secretary is authorized to include within the Point Reyes National Seashore the entire tract of land owned by the Vedanta Society of Northern California west of the centerline of Olema Creek, in order to avoid a severance of said tract.

(b) The area referred to in subsection (a) shall include also a right-of-way, to be selected by the Secretary, of not more than 400 feet in width to the aforesaid tract from the intersection of Sir Francis Drake Boulevard and Haggerty Gulch.

SEC. 3. (a) Except as provided in section 4, the Secretary is authorized to acquire, and it is the intent of Congress that he shall acquire as rapidly as appropriated funds become available for this purpose or as such acquisition can be accomplished by donation or with donated funds or by transfer, exchange, or otherwise the lands, waters, and other property, and improvements thereon and any interest therein, within the areas described in section 2 of this Act or which lie within the boundaries of the seashore as established under section 5 of this Act (hereinafter referred to as "such area"). Any property, or interest therein, owned by a State or political subdivision thereof may be acquired only with the concurrence of such owner. Notwithstanding any other provision of law, any Federal property located within such area may, with the concurrence of the agency having custody thereof, be transferred without consideration to the administrative jurisdiction of the Secretary for use by him in carrying out the provisions of this Act. In exercising his authority to acquire prop-

erty in accordance with the provisions of this subsection, the Secretary may enter into contracts requiring the expenditure, when appropriated, of funds authorized by section 8 of this Act, but the liability of the United States under any such contract shall be contingent on the appropriation of funds sufficient to fulfill the obligations thereby incurred.

(b) The Secretary is authorized to pay for any acquisitions which he makes by purchase under this Act their fair market value, as determined by the Secretary, who may in his discretion base his determination on an independent appraisal obtained by him.

(c) In exercising his authority to acquire property by exchange, the Secretary may accept title to any non-Federal property located within such area and convey to the grantor of such property any federally owned property under the jurisdiction of the Secretary within California and adjacent States, notwithstanding any other provision of law. The properties so exchanged shall be approximately equal in fair market value, provided that the Secretary may accept cash from or pay cash to the grantor in such an exchange in order to equalize the values of the properties exchanged.

SEC. 4. No parcel of more than five hundred acres within the zone of approximately twenty-six thousand acres depicted on map numbered NS-PR-7002, dated August 15, 1961, on file with the director, National Park Service, Washington, District of Columbia, exclusive of that land required to provide access for purposes of the national seashore, shall be acquired without the consent of the owner so long as it remains in its natural state; or is used exclusively for ranching and dairying purposes including housing directly incident thereto. The term "ranching and dairying purposes", as used herein, means such ranching and dairying, primarily for the production of food, as is presently practiced in the area.

"Ranching and dairying purposes."

In acquiring access roads within the pastoral zone, the Secretary shall give due consideration to existing ranching and dairying uses and shall not unnecessarily interfere with or damage such use.

Publication in F.R.

SEC. 5. (a) As soon as practicable after the date of enactment of this Act and following the acquisition by the Secretary of an acreage in the area described in section 2 of this Act, that is in the opinion of the Secretary efficiently administrable to carry out the purposes of this Act, the Secretary shall establish Point Reyes National Seashore by the publication of notice thereof in the Federal Register.

Notification of Governor, etc.

(b) Such notice referred to in subsection (a) of this section shall contain a detailed description of the boundaries of the seashore which shall encompass an area as nearly as practicable identical to the area described in

section 2 of this Act. The Secretary shall forthwith after the date of publication of such notice in the Federal Register (1) send a copy of such notice, together with a map showing such boundaries, by registered or certified mail to the Governor of the State and to the governing body of each of the political subdivisions involved; (2) cause a copy of such notice and map to be published in one or more newspapers which circulate in each of the localities; and (3) cause a certified copy of such notice, a copy of such map, and a copy of this Act to be recorded at the registry of deeds for the county involved.

SEC. 6. (a) Any owner or owners (hereinafter in this subsection referred to as "owner") of improved property on the date of its acquisition by the Secretary may, as a condition to such acquisition, retain the right of use and occupancy of the improved property for noncommercial residential purposes for a term of fifty years. The Secretary shall pay to the owner the fair market value of the property on the date of such acquisition less the fair market value on such date of the right retained by the owner.

(b) As used in this Act, the term "improved property" shall mean a private noncommercial dwelling, including the land on which it is situated, whose construction was begun before September 1, 1959, and structures accessory thereto (hereinafter in this subsection referred to as "dwelling"), together with such amount and locus of the property adjoining and in the same ownership as such dwelling as the Secretary designates to be reasonably necessary for the enjoyment of such dwelling for the sole purpose of noncommercial residential use and occupancy. In making such designation the Secretary shall take into account the manner of noncommercial residential use and occupancy in which the dwelling and such adjoining property has usually been enjoyed by its owner or occupant.

"Improved property."

SEC. 7. (a) Except as otherwise provided in this Act, the property acquired by the Secretary under this Act shall be administered by the Secretary, subject to the provisions of the Act entitled "An Act to establish a National Park Service, and for other purposes", approved August 25, 1916 (39 Stat. 535), as amended and supplemented, and in accordance with other laws of general application relating to the national park system as defined by the Act of August 8, 1953 (67 Stat. 496), except that authority otherwise available to the Secretary for the conservation and management of natural resources may be utilized to the extent he finds such authority will further the purposes of this Act.

16 U.S.C. 1.

16 U.S.C. 1c.

(b) The Secretary may permit hunting and fishing on lands and waters under his jurisdiction within the seashore in such areas and under such regulations as he



may prescribe during open seasons prescribed by applicable local, State, and Federal law. The Secretary shall consult with officials of the State of California and any political subdivision thereof who have jurisdiction of hunting and fishing prior to the issuance of any such regulations, and the Secretary is authorized to enter into cooperative agreements with such officials regarding such hunting and fishing as he may deem desirable.

**Appropriation.**

SEC. 8. There are authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act, except that no more than \$14,000,000 shall be appropriated for the acquisition of land and waters and improvements thereon, and interests therein, and incidental costs relating thereto, in accordance with the provisions of this Act.

## XIV. LEGISLATION RELATING TO NATIONAL CEMETERIES <sup>1</sup>

### 1. Approach Roads to National Cemeteries and National Military Parks

	Page
Conveyance to States of approach roads to national cemeteries and military parks.....	517

An Act To authorize the Secretary of War to convey to the States in which located Government owned or controlled approach roads to national cemeteries and national military parks, and for other purposes, approved March 3, 1925 (43 Stat. 1104)

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and he hereby is, authorized in his discretion, subject to such conditions as may seem to him proper, to convey by proper quit-claim deed to any State, county, municipality, or proper agency thereof, in which the same is located, all the right, title, and interest of the United States in and to any Government owned or controlled approach road to any national cemetery or national military park: *Provided*, That prior to the delivery of any conveyance under this Act the State, county, or municipality to which the conveyance herein authorized is to be made shall notify the Secretary of War in writing of its willingness to accept and maintain the road or roads included in such conveyance: *Provided further*, That upon the execution and delivery of any conveyance herein authorized, the jurisdiction of the United States of America, which has been heretofore ceded to the United States by a State over the roads conveyed, shall thereby cease and determine and shall thereafter vest and be in the particular State in which such roads are located. (Repealed. See 16 U.S.C. § 418. See 16 U.S.C. § 8e for same delegation of power to Secretary of the Interior, p. 16.)

National cemeteries and parks. Conveyance to State, etc., of approach roads to.

*Provisos.* Notification of acceptance, etc., required.

Jurisdiction of United States to cease on execution of deed.

<sup>1</sup> See also "An Act To establish and to protect National Cemeteries," approved February 22, 1867 (14 Stat. 399), and amendments thereto approved July 1, 1870 (16 Stat. 188); May 18, 1872 (17 Stat. 135); and June 8, 1872 (17 Stat. 345).

## 2. Selection of Superintendents of National Cemeteries

	Page
Superintendents of national cemeteries to be selected from meritorious disabled veterans.....	518

**An Act To provide for selection of superintendents of national cemeteries from meritorious and trustworthy members of the armed forces who have been disabled in line of duty for active field service, approved March 24, 1948 (62 Stat. 84)**

**Superintendents of national cemeteries.**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That superintendents of the national cemeteries shall be selected from meritorious and trustworthy members of the armed forces who have been honorably separated from the service of the United States, and who have been disabled in line of duty for active field service.

**Repeal.**

SEC. 2. Section 4874, Revised Statutes (U.S.C., title 24, sec. 275), is hereby repealed. (24 U.S.C. § 275.)

### 3. Antietam National Cemetery

	Page
Authorization for Secretary of War to take charge of the Gettysburg and Antietam National Cemeteries.....Resolution of July 14, 1870	519
Authorization for preserving lines of battle and for placing under supervision of Secretary of War all lands acquired for this purpose.....	
-----Excerpt from Act of August 30, 1890	519

**A Resolution Authorizing the Secretary of War to take charge of the Gettysburg and Antietam National Cemeteries, approved July 14, 1870 (16 Stat. 390)**

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and is hereby, directed to accept and take charge of the soldiers' national cemetery at Gettysburg, Pennsylvania, and the Antietam national cemetery at Sharpsburg, Maryland, whenever the commissioners and trustees having charge of said cemeteries are ready to transfer their care to the general government. That when the afore-mentioned cemeteries are placed under the control of the Secretary of War, that they be taken care of and maintained in accordance with the provisions of the act of Congress entitled "An Act to establish and protect national cemeteries," approved February twenty-two, eighteen hundred and sixty-seven.*

Secretary of War to take charge of the Gettysburg and Antietam national cemeteries.

1867, ch. 61, Vol. 14, p. 399.

**Excerpt from "An Act Making appropriations for sundry civil expenses of the Government for the fiscal year ending June 30, 1891, and for other purposes," approved August 30, 1890 (26 Stat. 371, 401)**

National Cemetery, Antietam, Maryland: \* \* \*

\* \* \* \* \*

For the purpose of surveying, locating, and preserving the lines of battle of the Army of the Potomac and of the Army of Northern Virginia at Antietam, and for marking the same, and for locating and marking the position of each of the forty-three different commands of the Regular Army engaged in the battle of Antietam, and for the purchase of sites for tablets for the marking of such positions, fifteen thousand dollars. And all lands acquired by the United States for this purpose, whether by purchase, gift, or otherwise, shall be under the care and supervision of the Secretary of War. (16 U.S.C. § 446.)

Preserving, etc., lines of battle, etc.

Sites for tablets.

Supervision of lands acquired.

#### 4. Chattanooga National Cemetery

Transferred to War Department-----Act of December 7, 1944      Page 520

**An Act To transfer jurisdiction over the Chattanooga National Cemetery, Chattanooga, Tennessee, from the Department of the Interior to the War Department, and for other purposes, approved December 7, 1944 (58 Stat. 797)**

Chattanooga  
National Cemetery, Tenn.  
Transfer of  
jurisdiction.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Chattanooga National Cemetery, Chattanooga, Tennessee, is hereby transferred from the jurisdiction of the Secretary of the Interior to the jurisdiction of the Secretary of War for administration in accordance with the laws and regulations applicable to national cemeteries administered by the War Department.

Transfer of  
funds.

The unexpended balance of any funds available for administration of the Chattanooga National Cemetery, as determined by the Director of the Bureau of the Budget, shall be transferred to the Secretary of War, and may be expended hereafter by him for the same purposes for which such funds were made available.

## 5. Gettysburg National Cemetery

	Page
Authorization for Secretary of War to take charge of the Gettysburg and Antietam National Cemeteries.....	Resolution of July 14, 1870 521
Acquisition of certain land authorized.....	Act of June 19, 1948 521

**A Resolution Authorizing the Secretary of War to take charge of the Gettysburg and Antietam National Cemeteries, approved July 14, 1870 (16 Stat. 390)**

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of War be, and is hereby, directed to accept and take charge of the soldiers' national cemetery at Gettysburg, Pennsylvania, and the Antietam national cemetery at Sharpsburg, Maryland, whenever the commissioners and trustees having charge of said cemeteries are ready to transfer their care to the general government. That when the afore-mentioned cemeteries are placed under the control of the Secretary of War, that they be taken care of and maintained in accordance with the provisions of the act of Congress entitled "An Act to establish and protect national cemeteries," approved February twenty-two, eighteen hundred and sixty-seven.

Secretary of War to take charge of the Gettysburg and Antietam national cemeteries.

1867, ch. 61, Vol. 14, p. 399.

**An Act To enlarge the Gettysburg National Cemetery, approved June 19, 1948 (62 Stat. 502)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior is authorized and directed to acquire, on behalf of the United States, by purchase, condemnation, or otherwise, the following-described land in the Borough of Gettysburg, Adams County, Pennsylvania :

Gettysburg National Cemetery. Additional land.

Beginning at a point at the corner of South Washington Street (also known as Taneytown Road) and the United States Government National Cemetery; thence along said street north one and one-half degrees west three hundred and fifty-six feet to a point; thence north fifty-seven degrees east three hundred and twenty-one feet to a point at the corner of lands of Paul H. Ketterman; thence north fifty-seven degrees west one hundred and seventy-nine and three-tenths feet to a point at corner of lands of Paul H. Ketterman on Steinwehr Avenue; thence along Steinwehr Avenue north thirty-three degrees east one hundred and seventy-nine and two-tenths feet to a point at corner of lands of Thomas J. Winebrenner and Son; thence south thirty-five degrees east two hundred and thirty-six and six-tenths feet to a point at corner of lands of Emma Noel Estate;

thence north fifty-nine degrees east one hundred and thirty-seven feet to a point at corner of lands of Emma Noel Estate and lands of Harry Koch; thence south thirty degrees east one hundred and twenty-nine and five-tenths feet to a point; thence north fifty-seven degrees east two hundred feet to a point on Baltimore Street; thence south thirty degrees east along Baltimore Street fifty feet to a point at corner of lands of Margaret E. Kissinger; thence south fifty-seven degrees west three hundred and twelve feet to a point; thence south thirty degrees east one hundred and twenty and five-tenths feet to a point along the north side of United States Government National Cemetery; thence along same south fifty-seven degrees west six hundred and sixteen feet to a point, the place of beginning, containing five acres and four perches, more or less.

Burial of veterans of World Wars I and II.

SEC. 2. The land acquired pursuant to the first section of this Act shall constitute a part of the Gettysburg National Cemetery and shall be reserved for the burial of World War I and World War II veterans and such other persons as may be entitled to interment in national cemeteries.

Appropriation authorized.

SEC. 3. There is authorized to be appropriated not to exceed the sum of \$10,000 to carry out the purposes of this Act.

## 6. Vicksburg National Cemetery

Page

Authorization for Messrs. George and Frank Houston to construct and operate an electric railway over the cemetery road-----	
Act of January 18, 1907	523
Authorization for Messrs. Bomer and Wilson to construct and operate an electric railway over the cemetery road and repeal of Act of January 18, 1907-----	
Act of February 21, 1911	523

**An Act To authorize George T. Houston and Frank B. Houston to construct and operate an electric railway over the national cemetery road at Vicksburg, Mississippi, approved January 18, 1907 (34 Stat. 849)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That permission is hereby given to George T. Houston and Frank B. Houston, their associates, successors, and assigns, to erect, construct, operate, and maintain an electric railway over and along the national cemetery road at Vicksburg, Mississippi, from said city of Vicksburg northward to the northern boundary of the Government right of way for said road: *Provided,* That a minimum width of thirty feet of the roadway, over and above that used by the railway tracks, be left all along said road for a driveway, sidewalk, and gutters; that the licensees, their associates, successors, and assigns, shall repair all damage done to the Government roadway by the construction of their line of railway, and shall maintain their railway and said roadway within the tracks and for two feet on each side of the tracks in proper state of repair thereafter: *And provided further,* That said electric railway shall be constructed, operated, and maintained according to plans and specifications to be submitted to and approved by the Secretary of War, and under such regulations as may be prescribed by him. (Repealed. 36 Stat. 927.)

National Cemetery, Vicksburg, Miss.  
Right of way granted over road to.

*Provisos.*  
Driveway, etc.

Secretary of War to approve plans, etc.

**An Act To authorize E. J. Bomer and S. B. Wilson to construct and operate an electric railway over the National Cemetery road at Vicksburg, Mississippi, approved February 21, 1911 (36 Stat. 926)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That permission is hereby given to E. J. Bomer and S. B. Wilson, their associates, successors, and assigns, to erect, construct, operate, and maintain an electric railway over and along the National Cemetery road, at Vicksburg, Mississippi, from said city of Vicksburg northward to the northern boundary of the government right of way for said road: *Provided,* That a minimum width of thirty feet of roadway, over and above

National cemetery, Vicksburg, Miss.  
Right of way granted over road to.

*Provisos.*  
Driveway, etc.



Secretary of War to approve plans, etc.

Former law repealed.  
Vol. 34, p. 849.

Revocation.

Amendment.

that used by the railway tracks, be left all along said road for a driveway, sidewalk, and gutters; that the licensees, their associates, successors, and assigns, shall repair all damage done to the government roadway by the construction of their line of railway, and shall maintain their railway and said roadway within the tracks and for two feet on each side of the tracks in proper state and repair thereafter: *And provided further*, That said electric railway shall be constructed, operated and maintained according to plans and specifications to be submitted to and approved by the Secretary of War, and under such regulations as may be prescribed by him; and that chapter one hundred and fifty-two of the Act of the second session of the Fifty-ninth Congress, entitled "An Act to authorize George T. Houston and Frank B. Houston to construct and operate an electric railway over the National Cemetery road at Vicksburg, Mississippi," approved January eighteenth, nineteen hundred and seven, be, and the same is hereby, repealed: *Provided further*, That it shall be in the power of the Secretary of War, at any time, to revoke the license granted in this Act.

SEC. 2. That the right to alter, amend, or repeal this Act is hereby expressly reserved.

**XV. LEGISLATION RELATING TO NATIONAL HISTORIC SITE NOT OWNED BY FEDERAL GOVERNMENT**

**1. Gloria Dei (Old Swedes') Church National Historic Site**

Acquisition of abutting properties authorized.....Act of August 21, 1958 Page 525

**An Act to preserve Gloria Dei (Old Swedes') Church national historic site by authorizing the acquisition of abutting properties, and for other purposes, approved August 21, 1958 (72 Stat. 706)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That to assure the preservation of Gloria Dei (Old Swedes') Church, designated a national historic site pursuant to the Act of August 21, 1935 (49 Stat. 666), the Secretary of the Interior is authorized to acquire by purchase, donation, or with donated funds, lands, improvements thereon, and interests in lands within the city block of Philadelphia, Pennsylvania, bounded by Washington Avenue, Christian, Swanson, and Water Streets, exclusive of Gloria Dei (Old Swedes') Church national historic site located within said block; and the Secretary is further authorized to develop, as a part of the national historic site, federally owned lands within said block by landscaping in such manner as to provide a dignified open setting for Gloria Dei (Old Swedes') Church.

Gloria Dei Church, Philadelphia. Preservation. 16 U.S.C. 461-467.

SEC. 2. Nothing herein shall affect the continuing ownership, administration, and maintenance of the church property by The Corporation of Gloria Dei (Old Swedes') Church.

## XVI. LEGISLATION RELATING TO MISCELLANEOUS AREAS

### 1. International Peace Garden

	Page
Appropriation to assist in completion of peace garden authorized.....	
Act of October 25, 1949	527
Increase of appropriation authorized.....	
Acts of June 28, 1954	527
and August 28, 1958	527

**An Act To authorize an appropriation to complete the International Peace Garden, North Dakota, approved October 25, 1949 (63 Stat. 888)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That, for the purpose of assisting the State of North Dakota to complete, in accordance with plans heretofore approved, the International Peace Garden established in North Dakota on the international boundary line between United States and Canada for the purpose of furthering international peace among the nations of the world, there is hereby authorized to be appropriated not to exceed the sum of \$100,000.

International Peace Garden, N. Dak.

Appropriation authorized. Ante, p. 875.

**SEC. 2.** Any funds appropriated pursuant hereto shall be expended only in accordance with the terms of an agreement to be entered into between the Secretary of the Interior and the State of North Dakota to govern such expenditures.

Agreement governing expenditures.

**An Act To authorize the appropriation of additional funds to complete the International Peace Garden, North Dakota, approved June 28, 1954 (68 Stat. 300)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the first section of the Act entitled "An Act to authorize an appropriation to complete the International Peace Garden, North Dakota", approved October 25, 1949 (63 Stat. 888), is amended by striking out "\$100,000" and by inserting in lieu thereof "\$200,000".

International Peace Garden, N. Dak.

**An Act To increase the authorization for the appropriation of funds to complete the International Peace Garden, North Dakota, approved August 28, 1958 (72 Stat. 985)**

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the first section of the Act entitled "An Act to authorize an appropriation to complete the International Peace Garden, North Dakota", approved October 25, 1949 (63 Stat. 888), as amended, is amended by striking out "\$200,000" and by inserting in lieu thereof "\$400,000".

68 Stat. 300.

## 2. Silver Creek Recreational Demonstration Project

Exchange of lands authorized.....Act of June 9, 1947 Page  
528

**An Act To authorize the exchange of lands acquired by the United States for the Silver Creek recreational demonstration project, Oregon, for the purpose of consolidating holdings therein, and for other purposes, approved June 9, 1947 (61 Stat. 129)**

Silver Creek recreational demonstration project.

Exchange of lands.  
*Post*, p. 519.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That for the purpose of consolidating Federal holdings of lands acquired for the Silver Creek recreational demonstration project, in the State of Oregon, the Secretary of the Interior is hereby authorized to exchange any such lands for other lands of approximately equal value when in his opinion such action is in the interest of the United States, the title to any lands acquired hereunder to be satisfactory to the Attorney General. Upon the vesting of title thereto in the United States, any lands acquired pursuant to this authorization shall become a part of the Silver Creek recreational demonstration project, and shall be subject to the laws applicable thereto.

16 U.S.C.  
§§ 459r-459t.

Release of condition providing for reversion of title to U.S.

SEC. 2. Upon the conveyance of the Silver Creek recreational demonstration project to the State of Oregon, or political subdivision thereof, pursuant to the Act of June 6, 1942 (56 Stat. 326), the Secretary of the Interior may authorize the grantee to exchange or otherwise dispose of any lands so conveyed in order to acquire other lands of approximately equal value for the purpose of consolidating the holdings of the grantee, the title to lands so acquired to be satisfactory to the Attorney General. For the aforesaid purpose the Secretary is authorized to execute a release, as to the particular lands involved, of any condition providing for a reversion of title to the United States, that may be contained in the conveyance by the United States to said grantee. No such release shall be executed, however, unless the grantee shall agree, in form satisfactory to the Secretary, that the lands to be acquired by it shall be subject to the conditions contained in the original conveyance from the United States, except that, in lieu of a provision for reversion, the grantee shall agree to convey said lands to the United States upon a finding by the Secretary in accordance with the procedure provided in said Act of June 6, 1942, that the grantee has not complied with such conditions during a period of more than three years. Lands so conveyed to the United States shall be subject to administration or disposition in like manner as recreational demonstration project lands that revert to the United States under the terms of the aforesaid Act. (16 U.S.C. § 459s note.)

**INDEX**  
to  
**LAWS RELATING TO THE NATIONAL PARK SERVICE**  
1933; Supp. I, 1944; and Supp. II, 1963<sup>1</sup>

**GENERAL LEGISLATION**

	Volume	Page
Acceptance of donations authorized.....	1933	13
Accommodation of visitors		
Contracts.....	1933	20
Leases, terms, etc.....	1933 S. II	10, 11 30, 31
Advisory Board on National Parks, Historic Sites, Build- ings and Monuments, establishment of.....	S. I	9-10
Advisory committee, promotion of tourist travel.....	S. I	25
Agriculture Department, representative on committee to promote tourist travel.....	S. I	25
Aid to visitors in emergencies.....	1933	2 12
Airports in or near national parks.....	S. II	13
Alaska, public recreation facilities authorized for establish- ment in.....	S. II	15
Animal-drawn vehicles, hiring of.....	1933	21
Antiquities Act.....	1933	296-297
Rules and regulations for carrying out.....	1933	298-300
Approach roads		
Appropriations for.....	1933	15, 16
Conveyance of to states authorized.....	S. II	16, 226, 517
Secretary of the Interior to construct.....	1933	14, 15
Appropriations		
Availability of		
for emergency assistance, utility facilities, transporta- tion of employees, etc.....	S. II	36
for expense of depositing public money.....	1933	17
for maintenance of central warehouses.....	1933	18
for purchase of protective clothing and waterproof footwear.....	1933 S. II	18 10
Basic authority provided for certain National Park Service functions.....	S. II	16
Campground privilege charges, appropriations not avail- able in areas where made.....	1933	18
Central warehouses, maintenance of.....	1933	18
Credits for supplies, materials and special services to aid permittees and licensees in emergencies.....	1933	20
Encouragement and promotion of travel in United States.....	S. I	25
Expenses of preparation and recording title to donated lands.....	S. I	24
Matching funds donated for acquisition of non-federal land within park boundaries.....	S. II	5
Printing of information and signs.....	S. I	11
Protective clothing and equipment.....	1933 S. II	18 10

<sup>1</sup> 1933 refers to first volume of laws issued; S. I to Supplement I, issued in 1944; and S. II to Supplement II, issued in 1963.

<sup>2</sup> Date of act is July 3, 1926, instead of July 3, 1928.

	Volume	Page
Appropriations—Continued		
Tourist travel, promotion of .....	S. I	24
Travel expenses of employees.....	1933	21
	S. II	48
Archeological data, preservation of in construction of dams.....	S. II	69, 71
Arrests, authority of Service employees to make.....	1933	5
	S. II	13
Atomic Energy Act amended.....	S. II	18, 19
Attendance at meetings, expenses of .....	S. II	48
Awards for suggestions.....	S. II	10
Battle of Lake Erie Sesquicentennial Celebration Commission.....	S. II	19
Battle of New Orleans Sesquicentennial Celebration Commission.....	S. II	187
Bequest of money or other property to Service, authority to accept.....	S. I	14
Boston National Historic Sites Commission.....	S. II	22
Extension of time for completion of work of.....	S. II	23, 24
Buildings in national parks, limit on cost of.....	1933	8, 9
	S. I	2
	S. I	12
Buses in national parks.....		
Campground privileges, appropriations not to be available where charge is made for.....	1933	18
Cattle, driving of on public lands, prohibited.....	1933	6
Central warehouses at parks and monuments, maintenance of.....	1933	18
Civil War Centennial Commission.....	S. II	25, 28
Collections for meals and quarters furnished to employees of government.....	S. I	12
Colorado River storage project, prohibition on construction of dams or reservoirs in any national park or monument under authorization for.....	S. II	31
Commissioners, U.S., for national parks		
Appointments of to certain national parks.....	S. II	29
Authority of to make arrests for violation of regulations.....	S. I	13
Jurisdiction to try petty offenses.....	S. I	3
Residence of.....	S. I	2
Restrictions on appointments of.....	S. II	29
Common carriers in parks, regulation of.....	S. I	12
Concession leases and contracts.....	1933	10, 11, 20
	S. II	30, 31
Congress, consent of to agreements between states respecting recreation area programs.....	S. I	17
Conservation of scenery and historic objects, etc.....	1933	9-10
Consultants and experts		
Temporary employment of.....	S. II	11
Travel expenses of.....	S. II	8
Cooperating agencies, cash collections and payroll deductions made for meals and quarters furnished to.....	S. I	12
Cooperation with government agencies, park, parkway and recreation area programs.....	S. I	16
Creation of National Park Service.....	1933	9
Damage to property while in use on official business, reimbursement for.....	1933	20
Dams		
Advance notice of construction of.....	S. II	72
Construction of as affecting paleontological, historical, and archeological data.....	S. II	69, 71
Construction of in any national park or monument prohibited under authorization for Colorado River storage project.....	S. II	31
Contracts or cooperative agreements with federal or other agencies.....	S. II	73
Experts, temporary employment of.....	S. II	73
Deaths and personal injuries in parks.....	1933	<sup>2</sup> 12, 17, 20

<sup>2</sup> Date of act is July 3, 1926, instead of July 3, 1928.

	Volume	Page
Demolition of public buildings, written notice that buildings not of historical or national significance, prerequisite to.....	S. I	10
Destruction of		
Noxious animals and plants.....	1933	10
Property of employee while in use on official business, reimbursement for.....	1933	20
Directional signs, appropriations available for.....	S. I	11
Director of National Park Service.....	1933	9, 10
	S. I	13
Disasters, federal aid authorized to state and local governments in.....	S. II	31
Donations of land and money		
Acceptance of authorized.....	1933	13
	S. I	14
Appropriation of matching funds for acquisition of non-federal lands within park boundaries.....	S. II	5
Easements, authority for executive agencies to grant upon real property under their control.....	S. II	34
Electric plants, poles, etc., rights-of-way for.....	1933	2, 3
	S. II	79
Emergencies, procurement of supplies, materials, and services to aid permittees in.....	1933	20
Employees		
Arrests by, for violation of laws and regulations.....	1933	5
	S. I	13
Authorization of, to administer oaths to expense accounts.....	1933	9
	S. I	15
	S. II	10
Awards for suggestions by.....	S. II	10
Cash collections and payroll deductions for meals and quarters furnished to.....	S. I	12
Death, removal of bodies for burial.....	1933	<sup>2</sup> 12
Deductions for personal equipment and supplies purchased for.....	1933	19
Designation of, in establishment act.....	1933	9
Dying at isolated places, removal of bodies for burial....	1933	<sup>2</sup> 12
Equipment and supplies, furnishing of.....	1933	19, 21
Hire or purchase of property from.....	1933	21
Hospitalization in isolated areas.....	1933	<sup>2</sup> 12
Lost and damaged property, reimbursement.....	1933	20
Medical attention for.....	1933	<sup>2</sup> 12, 17
Oaths to be administered by.....	1933	9
	S. I	15, 16
Packing and transportation of personal effects on change of station, payment for.....	1933	21
Payment for use of own motorcycle or automobile on official business.....	1933	21, 22
	S. II	7
Personal equipment and supplies for.....	1933	19
Promotion of tourist travel.....	S. I	25
Property lost, damaged, or destroyed while in use on official business, reimbursement for.....	1933	20
Purchase of property of.....	1933	21
Reimbursement for property lost, damaged, or destroyed while on official business.....	1933	20
Removal of bodies of deceased employees for burial....	1933	<sup>2</sup> 12
Rental of property of.....	1933	21
Travel expenses of.....	1933	21
	S. II	6, 17, 48
Establishment Act, National Park Service.....	1933	9
Estimates for maintenance of parks required to be submitted by Secretary of the Interior.....	1933	12

<sup>2</sup> Date of act is July 3, 1926, instead of July 3, 1928.

	Volume	Page
Exclusive jurisdiction not required over lands to be acquired; acceptance of authorized.....	S. I	11
Expense accounts, oaths to.....	1933	9
	S. I	15
Federal area, definition of.....	S. I	24
Federal Tort Claims Act.....	S. II	39
Amended.....	S. II	46
Title 28 of U.S. Code amended to provide additional time for bringing suit.....	S. II	47
Federal Water Power Act		
Amended to prohibit permits for dams, etc., in parks, without authority of Congress.....	1933	4
Not applicable to national parks and monuments.....	S. I	6
Ferry charges in travel on official business, allowances for.....	1933	19
Fines and penalties, violation of rules and regulations....	1933	10, 11
Fire fighting, reimbursement for loss or destruction of property in.....	1933	20
Fire protection agreements between agencies and fire protection organizations authorized.....	S. II	49
First World Conference on National Parks.....	S. II	50
Franklin Delano Roosevelt Memorial Commission authorized to consider changes in memorial design.....	S. II	50
Functions of National Park Service.....	1933	9
Appropriations for basic functions authorized.....	S. II	16
Gasoline taxes by states, collection of on federal areas....	S. I	22
Gifts of land and money, acceptance of.....	1933	13
	S. I	14
Golden eagle, protection of.....	S. II	51
Grazing districts		
Exchange of lands.....	S. I	4-5
Mineral reservation.....	S. I	4, 5
Notice of exchange of land.....	S. I	5
Grazing livestock within park limits.....	1933	10
Guards, arrest by for violation of regulations.....	S. I	13
Highways, conveyance of federal property to states for widening purposes.....	S. II	39
Historic buildings, Secretary of the Interior to be notified before demolition of by Commissioner of Public Buildings.....	S. I	10
Historic objects, conservation of.....	1933	9-10
	S. I	7-10
	S. I	7-10
Historic Sites Act.....		
Cooperation of government agencies with Secretary of the Interior in administering.....	S. I	9
Historical and archeological data, preservation of in construction of dams.....	S. II	69, 71
Hospitalization of employees in isolated areas.....	1933	12
Hudson-Champlain Celebration Commission.....	S. II	52
Indian reservations, use of certain facilities in for school purposes.....	S. I	18
Indigents, care and removal of.....	1933	20
Information, appropriations available for printing of.....	S. I	11
Interstate Commerce Commission, regulation of common carriers in parks by.....	S. I	12
Killing Federal officers or employees of National Park Service while engaged in performance of duties, punishment.....	S. I	5-6
Lands conveyed to the United States, payment for, authorized where lieu selection not received.....	S. II	70
Licensees, supplies, materials and special services to aid in emergencies.....	1933	20
Lincoln Sesquicentennial Commission.....	S. II	54
Extension of time for filing report of.....	S. II	58

<sup>2</sup> Date of act is July 3, 1926, instead of July 3, 1928.



	Volume	Page
Loss of property of employee while in use on official business, reimbursement for.....	1933	20
Maintenance and repair of Government improvements authorized under concession contracts.....	S. II	58
Mats, furnishing of to newspapers and magazines for reproductions of photographs of national park scenery.....	S. I	11
Meals furnished Government employees in the field and cooperating agencies, credit for.....	S. I	12
Medical attention for employees.....	1933	<sup>2</sup> 12, 17
Mineral deposits on public lands, disposition of.....	1933	13
	S. II	58
Motor carriers, regulation of.....	S. I	12
Museum management.....	S. II	59
National Archives, transfer of federal records to.....	S. II	38
National Outdoor Recreation Resources Review Commission, establishment, etc.....	S. II	60
Advisory council of.....	S. II	61
National Park System		
Administration of, facilitated.....	S. II	36
Definition of.....	S. II	38
National parks, monuments, and reservations, promotion and regulation of.....	1933	9
National Park Trust Fund Board.....	S. I	13-15
National Trust for Historic Preservation in the United States.....	S. II	64-67
New York City National Shrines Advisory Board.....	S. II	67-69
Oaths		
for employment.....	S. I	16
to expense accounts.....	1933	9
	S. I	15
Office of National Parks, Buildings, and Reservations to be known as National Park Service.....	S. I	13
Paleontological investigations in areas to be flooded by Government dams.....	S. II	69
Park, parkway and recreation area programs.....	S. I	16
Agreements between states, consent of Congress.....	S. I	17
Aid to states in planning.....	S. I	16
State defined.....	S. I	17
Study by Service.....	S. I	16
Parkways		
Appropriations for construction of.....	S. I	15
Location of.....	S. I	15
Payment for certain lands conveyed to the United States authorized.....	S. II	70
Permits, grant of.....	1933	10, 11
Permittees, supplies, materials and special services for in emergencies.....	1933	20
Personal injuries in national parks, actions for.....	1933	17
Photographs of national park scenery, Secretary of the Interior authorized to furnish mats of for magazines and newspapers.....	S. I	11
Preservation of historic sites authorized.....	S. I	7
Privileges, grant of.....	1933	10, 11
Procurement of supplies and services		
Interdepartmental.....	S. I	19, 20, 21
Open market purchase.....	S. I	21
Promotion and regulation of federal areas known as national parks.....	1933	9
Property of employees		
Hiring, renting and purchasing of.....	1933	21
Lost, damaged, or destroyed while in use on official business, reimbursement for.....	1933	20
Protective clothing and equipment, purchase of authorized.....	1933	18
	S. II	10

<sup>2</sup> Date of act is July 3, 1926, instead of July 3, 1928.

	Volume	Page
Quarters furnished to Government employees in the field and cooperating agencies, credit for.....	S. I	12
Rates for services or other accommodations provided for public to be approved by Secretary of the Interior.....	1933	20
Reclamation projects, reimbursement for expenses, losses and damages of owners and tenants moving from.....	S. II	78
Records, federal, transfer of to National Archives.....	S. II	38
Recreation and public purposes		
Public lands authorized for disposal to states, territories, and nonprofit organizations.....	S. II	73, 76, 77
Recreation area programs, study of authorized.....	S. I	16
Recreation demonstration projects		
Conveyance or lease.....	S. I	17, 18
Exchange of lands, etc., authorized.....	S. II	77
Reversion of lands conveyed or leased.....	S. I	18
Transfer to other federal agencies authorized.....	S. I	17
Removal of bodies of deceased employees for burial.....	1933	<sup>2</sup> 12
Rental or purchase of properties.....	1933	21
Reorganization of Government, excerpts from Executive Order No. 6166 and Executive Order No. 6228.....	S. I	203-207
Reservoirs, construction of in any national park or monument prohibited under authorization for Colorado River storage project.....	S. II	31
Residence of U.S. commissioners for national parks.....	S. I	2
Revenues to be covered into the Treasury from Hot Springs National Park and other parks.....	1933	12
Rights-of-way over public lands for electric, telegraph, telephone, etc., poles and lines.....	1933	2, 3
	S. II	97
Roads, trails and parkways		
Approach roads to be designated by Secretary of the Interior.....	1933	14
Appropriations for construction of to be administered with joint approval of Secretary of the Interior and Federal Works Administrator.....	S. I	18
Construction and maintenance of.....	1933	14, 15, 16
Control of.....	1933	13
Conveyance of certain roads to states or political subdivisions authorized.....	S. II	16
Emergency reconstruction and repair of.....	1933	16
Materials for construction of to be transferred to Secretary of the Interior.....	1933	14
Repair of certain roads authorized.....	S. II	16, 17
Rules and regulations.....	1933	10, 11
	S. I	25
Arrest and punishment for violation of.....	1933	5, 10, 11
Secretary of the Interior to make and publish.....	1933	10
Uniform rules and regulations for carrying out provisions of Antiquities Act.....	1933	298-300
Saint Augustine Quadricentennial Commission.....	S. II	80-81
Selection of superintendents of national cemeteries.....	S. II	518
Services for public, contracts to provide.....	1933	20
Setting fire to timber, grass, etc., on or near public lands, punishment for.....	1933	6, 8
Smithsonian Institution, cooperation with.....	1933	18
	S. II	69
State laws		
Adopted for punishment of offenses on public lands....	1933	8
Applicability of to offenses on Federal reservations....	S. I	19
State taxes, extension of to Federal areas.....	S. I	22-24
Storage charges in respect to travel on official business, allowances for.....	1933	19
Study of park, parkway, and recreational area programs..	S. I	16
Suggestions, awards for.....	S. II	10

<sup>2</sup> Date of act is July 3, 1926, instead of July 3, 1928.

	Volume	Page
Supplies, equipment and services		
Aiding permittees and licensees with, in emergencies.....	1933	20
Interdepartmental procurement of.....	S. I	19, 20, 21
Open market purchase of.....	1933	16, 17
.....	S. I	21
Procurement of protective types of.....	S. II	10
Surplus real property, transfer of to jurisdiction of Department of the Interior authorized.....	S. II	81
Survey marks, removal or destruction of prohibited.....	1933	6, 7
Taxes by states, extension of to Federal areas.....	S. I	22-24
Theodore Roosevelt Centennial Commission.....	S. II	82-84
Timber		
Cutting and sale of.....	1933	10
Destruction of on public lands prohibited.....	1933	5, 6, 7
Protection from fire, disease and insect pests.....	1933	16
Punishment for injury or destruction of.....	1933	5, 6, 7
Setting fire to on public lands and failure to extinguish fires.....	S. I	6-7
Punishment for.....	S. I	7
Title evidence for donated lands, appropriations for National Park Service authorized for use in recording.....	S. I	24
Tort claims.....	S. II	39, 46, 47
Tourist travel, promotion of in United States.....	S. I	24
Transfer of surplus real property to Department of the Interior authorized.....	S. II	81
Transportation of passengers and property in interstate commerce, regulation of.....	S. I	12
Travel expenses authorized.....	1933	19, 21
.....	S. II	6, 7, 8, 9, 10, 48
United States commissioners for national parks		
Appointments of to certain national parks.....	S. II	29
Authority of to make arrests for violations of regulations.....	S. I	13
Jurisdiction to try petty offenses.....	S. I	3
Residence of.....	S. I	2
Restrictions on appointments of.....	S. II	29
Vacancies on commissions in charge of national military parks.....	S. II	225
Visitors		
Accommodation of		
Contracts for.....	1933	20
Leases, terms, etc.....	1933	10, 11
.....	S. II	30, 31
Aid to in emergencies.....	1933	12
Wildlife		
Conservation of.....	1933	9-10
.....	S. I	25
Studies authorized, cooperation of designated agencies.....	S. I	25, 26
Woodrow Wilson Centennial Celebration Commission.....	S. II	84, 86
Woodrow Wilson Memorial Commission, establishment, composition, authority, etc.....	S. II	86

## AREA LEGISLATION

	Volume	Page
<b>Abraham Lincoln Birthplace National Historic Site</b> <sup>3</sup> .....	S. I	103, 203-207
	S. II	339-342
Addition of lands.....	S. II	341
Admission fees not to be charged.....	S. II	340
Appropriation authorized.....	S. II	341
Boundary revision.....	S. II	341
Construction and improvement, roadways, walks, buildings, etc., authorized.....	S. II	341
Conveyance of Lincoln homestead to United States.....	S. II	339
Establishment.....	S. II	339
Name changed.....	S. I	103
	S. II	342
Title to lands, acceptance of.....	S. II	339
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Abraham Lincoln National Historical Park</b> <sup>4</sup> .....	S. I	103, 203-207
<b>Acadia National Park</b> .....	1933	215-216
	S. I	27-28
	S. II	89-92
Acadia recreational demonstration project, lands ac- quired for to be added to park.....	S. I	28
Acceptance by Government of property on Mount Desert Island.....	1933	215
Addition of lands to.....	1933	216
	S. I	27, 28
	S. II	89
Administration and protection of.....	1933	215
Boundaries.....	1933	215
Revisions of.....	1933	215-216
	S. I	27-28
	S. II	89-92
Change of name.....	1933	216
Conveyance of land for school purposes authorized.....	S. II	92
Donations of land, acceptance of authorized.....	1933	215, 216
Establishment.....	1933	215
Exchange of lands authorized.....	S. II	91
Federal Water Power Act not applicable to.....	1933	216
Green Lake Fish Cultural Station, transfer of to park... Green Lake Fish Hatchery Tract, exclusion of from park... Home Owners' Loan Corporation, transfer of land to park by.....	S. I S. II S. II	27 92 89
Lafayette National Park, change of name.....	1933	216
Mount Desert Island, acceptance of property on.....	1933	215
	S. I	27
Naval radio station lands, transfer as addition to.....	1933	216
	S. I	27
Navy Department, transfer of certain park lands to juris- diction of.....	S. II	90
Otter Cliffs Radio Station, relocation of.....	S. I	27
School purposes, conveyance of land authorized for..... Secretary of the Interior	S. II	92
Acceptance of donations authorized.....	1933	215-216
Administration and protection under direction of.....	1933	215
Sieur de Monts National Monument, redesignated "Lafayette National Park".....	1933	215
<b>Ackia Battleground National Monument</b> <sup>5</sup> .....	S. I	145
<b>Andrew Johnson National Monument</b> .....	S. I	146
Establishment authorized.....	S. I	146

<sup>3</sup> Formerly designated as "Abraham Lincoln National Historical Park."

<sup>4</sup> See Abraham Lincoln Birthplace National Historic Site.

<sup>5</sup> Included in Natchez Trace Parkway by Act of August 10, 1961. See S. II 486.

	Volume	Page
<b>Antietam National Battlefield Site</b> -----	S. I	129, 203-207
	S. II	333, 335
Acquisition of land		
Authority for-----	S. I	129
	S. II	333, 334
Condemnation proceedings authorized-----	S. I	129
Cost to Government not to exceed reasonable value of-----	S. II	334
Exchange of lands authorized-----	S. II	334
Report to Congress-----	S. II	334
Agreements with land owners authorized-----	S. II	334
Battle lines, marking of-----	S. II	333
Boundary revisions-----	S. II	334
Donations, acceptance of authorized-----	S. I	129
	S. II	333
Establishment-----	S. II	333
Exchange of lands authorized-----	S. II	334
Preservation and protection-----	S. II	334
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228)-----	S. I	203-207
<b>Antietam National Cemetery</b> -----	S. I	203-207
	S. II	519
Preserving lines of battle, sites for tablets, etc.-----	S. II	519
Secretary of War authorized to take charge of-----	S. II	519
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228)-----	S. I	203-207
<b>Apostle Islands National Park</b> <sup>6</sup> -----	1933	291
<b>Appomattox Court House National Historical Monument</b> <sup>7</sup> -----	S. I	147-148, 203-207
<b>Appomattox Court House National Historical Park</b> <sup>8</sup> -----	S. I	147-148, 203-207
	S. II	181-183
Acquisition of lands-----	S. I	147
	S. II	182
Administration-----	S. I	148
Commission created to inspect battlefields and surrender grounds with view to preserving-----	S. II	181
Donations, acceptance of authorized-----	S. I	147
Establishment authorized		
As battlefield site-----	S. II	182
As national historical monument-----	S. I	147
Exchange of land authorized-----	S. II	182
Inspection of battlefields and surrender grounds author- ized-----	S. II	181
Name changed-----	S. II	183
National Commission of Fine Arts, design of monument subject to approval of-----	S. II	182
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228)-----	S. I	203-207
<b>Arkansas Post National Memorial Project</b> -----	S. II	369
Establishment authorized, appropriations, etc.-----	S. II	369
<b>Atlanta Campaign National Historic Site</b> -----	S. II	343
<b>Badlands National Monument</b> -----	1933	302-305
	S. I	149
	S. II	387-388
Accommodation of visitors-----	1933	305
Acreage restriction-----	S. I	149
	S. II	387

<sup>6</sup> Proposed.<sup>7</sup> See Appomattox Court House National Historical Park.<sup>8</sup> Formerly designated as "Appomattox Court House National Historical Monument."

	Volume	Page
<b>Badlands National Monument—Continued</b>		
Administration.....	1933	305
Boundaries.....	1933	303-305
Revisions of authorized.....	S. I	149
	S. II	387
Colleges and universities, examinations and excavations permitted by.....	1933	305
Conditions of establishment.....	1933	302, 305
Establishment authorized.....	1933	302
Excavations permitted.....	1933	305
Exchanges of land authorized.....	S. II	388
Highways to be constructed by South Dakota as condition of establishment.....	1933	303, 305
President of United States, proclamation by, to establish.....	1933	305
Rules and regulations, examinations, excavations, etc.....	1933	305
<b>Belvoir Military Reservation.....</b>	S. I	201
<b>Bent's Old Fort National Historic Site.....</b>	S. II	344
Establishment authorized, administration, protection, appropriations, etc.....	S. II	344
<b>Big Bend National Park.....</b>	S. I	29-30
	S. II	93-94
Acquisition of additional lands authorized.....	S. II	94
Administration, protection, and development.....	S. I	29
Boundary revision.....	S. II	94
Development under direction of Secretary of the Interior.....	S. I	29
Donations, lands to be secured by.....	S. I	29
Establishment authorized.....	S. I	29
Exclusive jurisdiction, cession of to United States authorized by State of Texas.....	S. I	29
Federal Water Power Act not applicable to.....	S. I	29
United States commissioner, appointment of.....	S. II	93
<b>Big Hole Battlefield National Monument.....</b>	S. I	203-207
<b>Black Canyon of the Gunnison National Monument.....</b>	S. II	389-390
Exchange of lands authorized.....	S. II	389
<b>Blue Ridge Parkway.....</b>	S. I	183-188
	S. II	461-473
Acceptance of title to land authorized.....	S. I	186
Acquisition of land authorized.....	S. I	184, 186
	S. II	463, 471-472
Adjacent owners, licenses or permits for right-of-way over.....	S. I	186
Administration and maintenance.....	S. I	183, 185
C & O Railway, easements granted to.....	S. II	461
Reversionary provision.....	S. II	463
Cherokee Indians, exchanges of lands with.....	S. I	184
	S. II	463
Reversionary provision.....	S. I	185
Conveyance of land to North Carolina for parkway purposes, authorized.....	S. I	186-188
Establishment under jurisdiction of National Park Service.....	S. I	183
Exchange of lands.....	S. II	184
	S. II	463, 471-472
Excluded lands added to Shenandoah National Park....	S. II	472
Forest Service, cooperation of with National Park Service in recreational development.....	S. I	184, 186
Secretary of Agriculture, transfer of certain lands to jurisdiction of, authorized.....	S. II	471

	Volume	Page
<b>Blue Ridge Parkway—Continued</b>		
Secretary of the Interior		
Agreement with Governor of North Carolina authorized.....	S. II	471
Authority of to acquire land.....	S. I	184, 186
	S. II	471
Conveyance of lands to State of North Carolina authorized.....	S. I	186-188
Easements granted to C & O Railway.....	S. II	461
Report to Congress to be made by, on survey of route of proposed parkway into Georgia.....	S. II	472
Revocable licenses or permits for rights-of-way over parkway lands, issuance of.....	S. I	186
Transfer of land to Secretary of Agriculture for national forest purposes authorized.....	S. II	471
Survey of route of proposed parkway into Georgia, authorized.....	S. II	472
Transfer of lands to Shenandoah National Park.....	S. II	471
<b>Booker T. Washington National Monument.....</b>	S. II	391
Establishment authorized.....	S. II	391
<b>Brices Cross Roads National Battlefield Site.....</b>	S. I	203-207
	S. II	336
Acquisition of lands authorized.....	S. II	336
Establishment.....	S. II	336
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Bryce Canyon National Park.....</b>	1933	260-263
	S. I	31
Additions to.....	1933	261, 262, 263
Administration.....	1933	260
Boundaries.....	1933	260
Corrections of description of.....	1933	261
	S. I	31
Revisions of.....	1933	261, 262, 263
Establishment authorized as "Utah National Park".....	1933	260
Exchange of lands authorized.....	1933	260-261
Existing claims, locations or entries not affected.....	1933	260, 263
Federal Water Power Act not applicable.....	1933	262
Land descriptions, corrections of.....	1933	261
	S. I	31
Laws applicable to added lands.....	1933	262
Name changed.....	1933	261
Powell National Forest.....	1933	261, 263
Secretary of the Interior		
Control of.....	1933	260
Exchange of lands authorized by.....	1933	260-261
Withdrawal of lands from settlement.....	1933	260
<b>Cabrillo National Monument.....</b>	S. I	203-207
<b>Canyon de Chelly National Monument.....</b>	1933	313-315
Accommodation of visitors.....	1933	315
Administration.....	1933	315
Boundaries.....	1933	314
Description of, amended.....	1933	315
Establishment authorized.....	1933	313
Indians, rights of reserved.....	1933	314
Roads and trails, right of National Park Service to construct.....	1933	315
<b>Cape Cod National Seashore.....</b>	S. II	489-502
Acquisition of land, etc., authorized.....	S. II	494-495
Administration.....	S. II	499
Appropriation authorized.....	S. II	502

	Volume	Page
<b>Cape Cod National Seashore—Continued</b>		
Boundaries.....	S. II	489
Cape Cod National Seashore Advisory Commission.....	S. II	500
Condemnation		
Acquisition of property by; provisions.....	S. II	495
Suspension of Secretary's authority in.....	S. II	496
Establishment authorized.....	S. II	489
Hunting and fishing regulations, authority for Secretary to enter into agreements on.....	S. II	500
"Improved property," definition of.....	S. II	497
"Life tenant," definition of; rights of.....	S. II	495
Regulations		
Hunting and fishing.....	S. II	500
Violation of.....	S. II	496
Zoning bylaws, approval of by Secretary.....	S. II	497, 498
Secretary of the Interior		
Acquisition of land, etc., by, authority for.....	S. II	494
"Fair market value," determination of to be made by.....	S. II	494
Hunting and fishing, authority for Secretary to enter into cooperative agreements on.....	S. II	500
Issuance of regulations by.....	S. II	497
Suspension of authority of in acquisition by condemnation.....	S. II	496
Zoning bylaws to be approved by.....	S. II	497, 498
<b>Cape Hatteras National Seashore<sup>9</sup></b> .....	S. I	195-197
Acquisition of land and other property.....	S. II	503-506
.....	S. I	195, 196
.....	S. II	503, 504, 505
.....	S. I	195
Administration.....	S. II	505-506
Bridge construction cost, Secretary of the Interior authorized to participate in.....	S. II	505
Disposal of certain lands authorized.....	S. I	195
Donations, acceptance of authorized.....	S. I	195
Establishment authorized.....	S. I	196
Federal Water Power Act not applicable.....	S. I	196
Fishing within boundaries, right of certain residents.....	S. I	196
Funds authorized to acquire non-federal lands within existing boundaries.....	S. II	504-505
Hunting permitted in designated areas.....	S. I	197
Jurisdiction of other federal agencies.....	S. I	196, 197
Migratory bird refuges, continuation of.....	S. I	197
Name changed.....	S. I	197
Reversion of title to lands on failure of condition.....	S. I	196
.....	S. II	503
Secretary of Agriculture, continuation of jurisdiction of over migratory bird refuges.....	S. I	197
Secretary of the Interior		
Acquisition of property by.....	S. I	195, 196
.....	S. II	503, 504, 505
Administration, protection and development.....	S. I	195
Bridge construction cost, participation in authorized.....	S. II	505-506
Fishing and hunting, rules of to be prescribed by.....	S. I	197
Non-federal lands within boundaries, authority for acquisition of with appropriated funds.....	S. II	504
Surplus government lands, addition of.....	S. II	503, 505
<b>Cape Hatteras National Seashore Recreational Area Project<sup>10</sup></b> .....	S. I	195-197
<b>Capulin Mountain National Monument</b> .....	S. II	392
Acquisition of lands and boundary revision authorized..	S. II	392
<b>Carlsbad Caverns National Park</b> .....	1933	268-269
.....	S. I	32
.....	S. II	95-96

<sup>9</sup> Formerly designated as "Cape Hatteras National Seashore Recreational Area."

<sup>10</sup> See Cape Hatteras National Seashore.



	Volume	Page
<b>Carlsbad Caverns National Park—Continued</b>		
Acquisition of land in exchange for removal of guano, authorized.....	S. I	32
Administration, protection, and development.....	1933	268
Boundaries.....	1933	268
Employees, transportation of.....	S. II	95
Establishment.....	1933	268
Federal Water Power Act not applicable.....	1933	268
Guano, removal of, authorized in exchange for land.....	S. I	32
Jim White, commemoration of, by plaque or marker authorized.....	S. II	95
Name changed from "Carlsbad Cave National Monument".....	1933	268
Transportation of employees.....	S. II	95
<b>Casa Grande Ruins National Monument.....</b>	<b>1933</b>	<b>302</b>
Boundary revision.....	1933	302
Restoration of certain lands to public domain for irrigation purposes.....	1933	302
Right-of-way for irrigation canal authorized.....	1933	302
<b>Castillo de San Marcos National Monument.....</b>	<b>S. I</b>	<b>150-151, 203-207 393-396</b>
Addition of lands authorized.....	S. II	393
Boundary revisions authorized.....	S. I	150
Laws applicable to added lands.....	S. II	393
Name changed.....	S. II	396
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	150
<b>Castle Clinton National Monument.....</b>	<b>S. II</b>	<b>397-399</b>
Administration, protection and development.....	S. II	397
Donations, acceptance of authorized.....	S. II	398
Establishment authorized.....	S. II	397
New York City National Shrines Advisory Board, appointment and duties of.....	S. II	397, 398
<b>Castle Pinckney National Monument.....</b>	<b>S. I</b>	<b>203-207</b>
	S. II	400
<b>Cedar Breaks National Monument.....</b>	<b>S. I</b>	<b>152</b>
	S. II	401
Boundary revisions.....	S. I	152
	S. II	401
<b>Chaco Canyon National Monument.....</b>	<b>1933</b>	<b>315-317</b>
Acquisition of lands authorized.....	1933	315
Grazing lands to be designated for exchange.....	1933	316
Research, provision for continuance of on certain conveyed lands.....	1933	316-317
Value of lands for exchange to be ascertained.....	1933	316
<b>Chalmette National Historical Park.....</b>	<b>S. I</b>	<b>104, 203-207;</b>
	S. II	<b>184-194</b>
Acceptance of donations for park, authorized.....	S. I	104
Acquisition of lands, buildings, etc., authorized.....	S. I	104
	S. II	185, 189
Administration, protection, etc., by National Park Service.....	S. I	104
Battle of New Orleans, establishment of commission for celebration of, authorized.....	S. II	187-189
Battlefield, survey of to be made for commemorative purposes.....	S. II	185, 187
<b>Chalmette National Cemetery</b>		
Conveyance of lands, acceptance of, authorized for enlarging.....	S. II	185
Right-of-way through for Lake Borgne Basin Levee Board, authorized.....	S. II	186

	Volume	Page
<b>Chalmette National Historical Park—Continued</b>		
Establishment.....	S. I	104
Maximum area.....	S. I	104
Monument authorized.....	S. II	184
Maintenance of.....	S. II	184, 186
Repeal of inconsistent acts.....	S. I	104
River road, closure of, in exchange for conveyance of certain lands.....	S. II	185
Roadway and walk authorized on monument grounds..	S. II	186
Sesquicentennial commission for celebration of Battle of New Orleans, establishment of authorized.....	S. II	187
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Chattanooga National Cemetery.....</b>		
	S. I	203-207
	S. II	520
Transfer to Department of the Interior from War Department (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
Transfer to War Department from Department of the Interior.....	S. II	520
<b>Chesapeake and Ohio Canal National Monument.....</b>		
	S. II	16-17
<b>Chickamauga and Chattanooga National Military Park... ..</b>		
	S. I	113-114, 203-207
	S. II	227-242
Acceptance of donations authorized.....	S. I	113, 114
	S. II	233, 241, 242
Agreements with land owners authorized.....	S. II	229
Application of laws to donated lands.....	S. I	113
	S. II	242
Approach roads.....	S. II	227-228
Boundaries.....	S. II	228-229
Revisions of.....	S. I	113, 114
	S. II	239, 241, 242
Chattanooga Rapid Transit, right-of-way for.....	S. II	237
Commissioners, appointment and duties of.....	S. II	229-230, 239
Conveyance of land to		
N. C. Steele.....	S. II	239
New Salem School District of Dade County, Georgia..	S. I	113
State of Georgia.....	S. I	114
Dedication.....	S. II	234, 235
Donations, acceptance of authorized.....	S. I	113, 114
	S. II	233, 241, 242
Establishment.....	S. II	227
Glass's Mill, purchase of monument sites in vicinity of..	S. II	234
Hooker's route, construction of road over, authorized..	S. II	238
Lease of lands in park for agricultural purposes authorized.....	S. II	232
Lookout Valley, purchase of monument sites in.....	S. II	235
Missionary Ridge, purchase of north end of.....	S. II	234
Road on, report authorized on cost of improving.....	S. II	239
Monuments and memorials		
Erection of authorized.....	S. II	230
Restriction on erection of.....	S. II	236
Spanish-American War veterans, erection of memorials to.....	S. II	240
Use of material within park for construction of, authorized.....	S. II	234
Punishment for injury to monuments, etc.....	S. II	231
Reduced area.....	S. II	232
Right-of-way for Chattanooga Rapid Transit Company..	S. II	237
Roads		
Acceptance of donations of land for authorized.....	S. II	233
Approach.....	S. II	227-228
Hooker's line of march, construction of road on.....	S. II	238
Lafayette road, improvement of authorized.....	S. II	236-237

	Volume	Page
<b>Chickamauga and Chattanooga National Military Park—</b>		
Continued		
Roads—Continued		
Missionary Ridge, report authorized on cost of im-		
proving road on.....	S. II	239-240
Signal Mountain Park, acceptance of authorized.....	S. II	241
Transfer from War Department to Department of the		
Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Chopawamsic Recreational Demonstration Project.....</b>	S. I	202
<b>City of Refuge National Historical Park.....</b>	S. II	195-199
Acquisition of lands authorized.....	S. II	198, 199
Administration.....	S. II	199
Boundaries.....	S. II	195
Establishment authorized.....	S. II	195
<b>Colonial National Historical Park <sup>11</sup>.....</b>	1933	311-313
	S. I	105-107
	S. II	200-205
Acquisition of property authorized.....	1933	311
	S. I	105, 107
	S. II	202, 203
Appropriations authorized for.....	1933	312, 313
Administration, protection, and development.....	1933	312
Boundaries		
President to establish by proclamation.....	1933	311
Revisions of.....	S. I	105, 106, 107
	S. II	200, 201-202
Bridge, right-of-way for, authorized.....	S. II	201
Cape Henry Memorial site transferred to jurisdiction of		
Secretary of the Interior.....	S. I	105
National defense needs to be paramount in use of		
property.....	S. I	106
Citizenship of residents in park not affected by estab-		
lishment.....	1933	312
Condemnation proceedings, lands exempt from.....	1933	312
	S. I	106
Donations, acceptance of authorized.....	1933	311
	S. I	105, 107
Revenues from donated lands and buildings in Wil-		
liamsburg, percentage of to accrue to city.....	1933	313
Establishment as monument authorized.....	1933	311
Examination of areas for inclusion.....	1933	311
Exchange of lands authorized.....	S. II	202, 203
Lands exempt from condemnation.....	1933	312
	S. I	106
Monument redesignated as "Colonial National Historical		
Park".....	S. I	105
Navy Department, transfer of jurisdiction over certain		
park lands to.....	S. I	107
	S. II	200
Rules and regulations not applicable to property of		
Williamsburg.....	S. I	105
Secretary of the Interior		
Administration and development under direction of..	1933	312
Land exchanges authorized.....	S. II	202, 203
Sewage disposal system, authorization for study, con-		
struction of, etc.....	S. I	201, 204
Transfer of lands authorized.....	S. I	106, 107
	S. II	200, 204
Sewage disposal system for Yorktown area.....	S. II	201, 204
State legislative authority over areas included in park..	1933	312
Yorktown battlefield area extended.....	1933	313

<sup>11</sup> Formerly designated as "Colonial National Monument."

	Volume	Page
<b>Colonial National Monument</b> <sup>12</sup> .....	1933	311-313
<b>Coronado International Memorial Project</b> <sup>13</sup> .....	S. I	142-143
<b>Coronado National Memorial</b> .....	S. I	142-143
Acquisition of lands authorized.....	S. II	370-372
Boundaries, revision of.....	S. II	372
Establishment authorized.....	S. II	370-372
Name changed from "Coronado International Memorial".....	S. I	142
Road, Class "C", appropriations authorized for repair and maintenance of.....	S. II	370
<b>Cowpens National Battlefield Site</b> .....	S. I	203-207
Acquisition of land authorized.....	S. II	337
Boundary revision.....	S. II	337
Establishment.....	S. II	337
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Crater Lake National Park</b> .....	1933	111-117
Accommodations for visitors.....	S. I	33
Administration headquarters, acquisition of lands for..	1933	112
Boundaries.....	1933	116, 117
Revisions of.....	1933	111
Business occupation prohibited.....	1933	116, 117
Commissioner, appointment, duties, residence, and salary of.....	1933	112
Control of.....	S. I	115, 116
Crater National Forest, lands excluded from, added to park.....	1933	33
Crimes and offenses.....	1933	111
Criminal cases, procedure in.....	1933	117
Dedication and setting apart.....	1933	112, 113, 114
Donated lands, acceptance of authorized.....	1933	115
Establishment.....	1933	111
Exclusive jurisdiction over, ceded to U.S. by State of Oregon.....	1933	112
Cession accepted.....	1933	113
Fines.....		
Deposit of.....	1933	116
Payment of for violation of laws and regulations.....	1933	112, 114
Fishing.....	1933	114
Punishment for violation of regulations regarding.....	1933	114
Forest fires, prevention and extinguishment of.....	1933	111
Forfeitures and penalties.....	1933	112, 113, 114
Fugitives from justice, extradition as in Oregon.....	1933	113
Government and control.....	1933	111
Guns, forfeiture or seizure of, used illegally.....	1933	114
Headquarters site, acquisition of additional land for.....	1933	116, 117
Hotels and restaurants for accommodation of visitors...	1933	112
Hunting in park.....	1933	113, 114
Forfeitures and seizures of equipment used.....	1933	114
Rules and regulations respecting.....	1933	113, 114
Intruders, removal of.....	1933	111

<sup>12</sup> See Colonial National Historical Park.

<sup>13</sup> See Coronado National Memorial.

<sup>14</sup> See also General Legislation, S. II 16-17.

	Volume	Page
<b>Crater Lake National Park—Continued</b>		
Jurisdiction		
Exclusive jurisdiction assumed by United States.....	1933	113
Oregon judicial district to have jurisdiction of offenses within boundaries.....	1933	113
Lumbering prohibited.....	1933	112
Medford, Oregon		
Acceptance of lands from, authorized.....	1933	116
Purchase of land from, authorized.....	1933	117
Mineral deposits, rules and regulations respecting preser- vation of.....	1933	114
Mining claims, location and working of.....	1933	112
Offenses.....	1933	112, 113, 114
Possession of dead bodies of birds or animals as evidence of violation of law.....	1933	114
Process, state courts, service in park.....	1933	113
Publication of rules and regulations.....	1933	114
Punishment of offenses.....	1933	112, 113, 114
Residence within park prohibited.....	1933	112
Rules and regulations.....	1933	111, 114
Hunting and fishing.....	1933	113
Publication of.....	1933	111, 114
Punishment for violations of.....	1933	112, 114
Scientists, park open to.....	1933	112
Secretary of the Interior, control and custody of.....	1933	111
Settlement within park, unlawful.....	1933	112
Spoilation, rules and regulations respecting.....	1933	114
State laws, punishment under.....	1933	113
Taxation by state of persons and private property in park.....	1933	113
Timber		
Preservation of.....	1933	111
Rules and regulations for preservation of.....	1933	114
Transportation of dead bodies of wildlife illegally taken.....	1933	114
Traps, forfeiture or seizure of, used illegally.....	1933	114
Trespassers		
Regulations for punishment of.....	1933	111
Removal of.....	1933	111
United States commissioner, appointment, residence, and salary of.....	1933	115-116
S. I.....		33
Visitors, provision for accommodation of.....	1933	112
<b>Craters of the Moon National Monument.....</b>	1933	317-318
S. I.....		153
Acquisition of lands authorized.....	1933	317
Boundary revision.....	S. I	153
Value of lands for exchange to be ascertained.....	1933	318
<b>Cumberland Gap National Historical Park.....</b>	S. I	15 108-110
S. II.....		206-207
Acceptance of donations authorized.....	S. I	108
Acquisition of lands authorized.....	S. I	109, 110
S. II.....		206
Administration, protection, and development.....	S. I	109
Boundary revision.....	S. II	206
Commissioners, U.S., appointment of two authorized.....	S. II	206
Compact between states for acquisition of lands, etc....	S. I	110
Establishment authorized.....	S. I	108, 109
Lands included and excluded; total area.....	S. I	108, 109
Secretary of the Interior		
Acceptance of donations authorized.....	S. I	108
Administration and development under direction of...	S. I	109
Land acquisition authorized.....	S. I	109
S. II.....		206

<sup>15</sup> Cumberland Gap National Historical Park Project.

	Volume	Page
<b>Custer Battlefield National Cemetery</b> <sup>16</sup> .....	S. I	199
<b>Custer Battlefield National Monument</b> <sup>17</sup> .....	S. I	199
Approach road, appropriations authorized for maintenance and repair of.....	S. II	16-17, 402
Erection of public museum authorized.....	S. II	16-17, 402
Name changed.....	S. I	199
Name changed.....	S. II	402
<b>Death Valley National Monument</b> .....	1933	318
Acquisition of lands by exchange, authorized.....	S. I	154-156
Acquisition of lands by exchange, authorized.....	S. II	403-404
Acquisition of lands by exchange, authorized.....	S. I	155
Acquisition of lands by exchange, authorized.....	S. II	403
Acquisition of lands by exchange, authorized.....	S. II	403
Acquisition of lands by exchange, authorized.....	S. I	154
Acquisition of lands by exchange, authorized.....	S. II	403
Acquisition of lands by exchange, authorized.....	S. I	154
Acquisition of lands by exchange, authorized.....	S. I	154
Acquisition of lands by exchange, authorized.....	1933	318
<b>De Soto National Memorial</b> .....	S. II	373-374
Acquisition of land authorized.....	S. II	373
Appropriations authorized.....	S. II	373, 374
Establishment authorized.....	S. II	373
<b>Devils Tower National Monument</b> .....	S. II	405
Lands added; exchanges authorized; boundaries revised.....	S. II	405
<b>Dinosaur National Monument</b> .....	S. II	406-412
Acquisition of lands authorized.....	S. II	412
Boundary revision.....	S. II	406
Entrance road.....	S. II	411
Grazing lands.....	S. II	412
<b>Edison National Historic Site</b> .....	S. II	345
Addition of lands authorized.....	S. II	345
Name changed; Edison Home National Historic Site and Edison Laboratory National Monument designated as Edison National Historic Site.....	S. II	345
<b>Effigy Mounds National Monument</b> .....	S. II	413-414
Addition of lands and boundary revision.....	S. II	413
<b>El Morro National Monument</b> .....	S. II	415
Acquisition and addition of lands to, authorized; boundary revision.....	S. II	415
<b>Eutaw Springs Battlefield Site Project</b> .....	S. I	130
<b>Everglades National Park</b> .....	1933	290
Acquisition of lands authorized.....	S. I	34-36
Acquisition of lands authorized.....	S. II	97-110
Acquisition of lands authorized.....	S. I	34
Acquisition of lands authorized.....	S. II	97,
Acquisition of lands authorized.....	98, 99, 109, 110	34, 36
Administration, protection and development.....	S. I	34, 36
Boundaries.....		
Determination of to be made by Secretary of the Interior.....	S. I	34
Fixing of.....	S. II	99
Revision of.....	S. II	109, 110
Donated lands, addition of authorized.....	S. II	110
Donations, acquisition of lands restricted to.....	S. I	34

<sup>16</sup> See Custer Battlefield National Monument.

<sup>17</sup> Formerly designated as "Custer Battlefield National Cemetery."

	Volume	Page
<b>Everglades National Park—Continued</b>		
Drainage, right-of-way for.....	S. II	108
Establishment authorized.....	S. I	34
Exchange of lands.....	S. II	108, 109
Exclusive jurisdiction		
Cession of to United States by State of Florida.....	S. I	35
Restriction on acceptance of title until after cession of jurisdiction.....	S. I	34
Federal Water Power Act not applicable.....	S. I	34
Indians, law authorizing establishment of park as affecting existing rights of.....	S. I	34
Investigation and report authorized on desirability of establishing park.....	1933	290
Jurisdiction		
Cession of to United States by State of Florida.....	S. I	35
Restriction on acceptance of title until jurisdiction ceded.....	S. I	34
Land exchanges authorized.....	S. II	108, 109
Mineral rights, retention of by owners of lands in park boundaries.....	S. II	98, 106
Primitive natural conditions to be preserved.....	S. I	35
Public moneys		
Appropriation of prohibited for purchase of land.....	S. I	34
Restriction on expenditure of for administration, protection, and development.....	S. I	34
Restriction removed.....	S. I	36
Retention by owners of lands of oil, gas, and mineral rights within park boundary.....	S. II	98, 106
Secretary of the Interior		
Acceptance of lands authorized.....	S. I	34
Acquisition of fee simple title.....	S. II	97, 109, 110
Administration and development under direction of.....	S. I	34
Determination of boundaries.....	S. I	34
Drainage, powers and authority respecting.....	S. II	108
Land acquisition authority.....	S. II	105-107
Seminole Indians, rights preserved.....	S. I	34
Wilderness area, park to be preserved as.....	S. I	35
<b>Father Millet Cross National Monument.....</b>	S. I	203-207
	S. II	416
<b>Federal Hall National Memorial.....</b>	S. II	375-376
Donations, acceptance of authorized.....	S. II	376
Name changed.....	S. II	376
New York City National Shrines Advisory Board, appointment of authorized.....	S. II	375
Preservation of historic properties in New York City area.....	S. II	375, 376
<b>Fort Caroline National Memorial.....</b>	S. II	377-378
Acquisition of lands authorized.....	S. II	377
Donations, acceptance of authorized.....	S. II	378
Establishment authorized.....	S. II	377
Transfer to State of Florida authorized, if determined to be more suitable as State park.....	S. II	377
<b>Fort Clatsop National Memorial.....</b>	S. II	379-380
Establishment authorized.....	S. II	379
Investigation and report on advisability of establishing, authorized.....	S. II	379
<b>Fort Davis National Historic Site.....</b>	S. II	346
Establishment authorized.....	S. II	346
<b>Fort Donelson National Cemetery.....</b>	S. I	203-207

	Volume	Page
<b>Fort Donelson National Military Park</b> .....	S. I	115-116, 203-207
Acquisition of lands authorized.....	S. II	243-247
Agreements with land owners authorized.....	S. II	244, 246, 247
Battle lines, ascertaining and marking of.....	S. II	245
Boundaries		245, 246
Revision of.....	S. I	115
Secretary of War to mark.....	S. II	246-247
Change of name to "Fort Donelson National Battlefield" authorized.....	S. II	244
Commission, appointment and duties of, etc.....	S. II	247
Cost limitation on establishment.....	S. II	243
Destruction of monuments, etc., prohibited.....	S. II	244
Donations, authority to accept.....	S. II	245
Establishment.....	S. I	116
Cost limitation.....	S. II	243-245
Lands added.....	S. II	244
Occupation of lands by former owners, conditions of... ..	S. I	115
Offenses, destruction or mutilation of monuments, etc.; penalties for.....	S. II	246
Superintendent of cemetery, custody and care of park to be under.....	S. II	245
Surrender House authorized for addition to park.....	S. II	244
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. II	246-247
Transfer of lands from jurisdiction of Secretary of War..	S. I	203-207
Transfer of lands from jurisdiction of Secretary of War..	S. I	115
<b>Fort Frederica National Monument</b> .....	S. I	157-158
Acquisition of lands authorized.....	S. II	417-418
Boundary revision.....	S. I	157
Establishment authorized.....	S. II	417
Secretary of the Interior		417
Acceptance of donations of land by.....	S. I	157
Acquisition of land authorized.....	S. I	157
Administration and development under direction of... ..	S. II	417
Designation of sites by.....	S. I	157
Designation of sites by.....	S. I	157
<b>Fort Jefferson National Monument</b> .....	S. II	419
Memorial tablet to Dr. Samuel Alexander Mudd, erec- tion of authorized.....	S. II	419
<b>Fort Laramie National Historic Site</b> .....	S. II	347-348
Acquisition of lands authorized.....	S. II	348
Administration, protection and development.....	S. II	348
Boundaries, revision of.....	S. II	347
Name changed.....	S. II	348
<b>Fort McHenry National Monument and Historic Shrine</b> ..	S. I	159, 203-207
Baltimore, city of, authorized to occupy and use military reservation.....	S. II	420-425
Boundary revision.....	S. II	420
Closure of in national emergency.....	S. I	159
Easement granted city of Baltimore.....	S. II	424
Establishment as "Fort McHenry National Park".....	S. II	424
Francis Scott Key, erection of monument to, authorized..	S. II	424
Immigration station, right-of-way for.....	S. II	422
Immigration station, right-of-way for.....	S. I	159
Jurisdiction ceded temporarily to State of Maryland over portion of.....	S. II	421, 424
Military use in national emergency authorized.....	S. II	422
Name changed.....	S. II	424
Name changed.....	S. I	159



	Volume	Page
<b>Fort McHenry National Monument and Historic Shrine—</b>		
Continued		
Preservation of fort as Government reservation.....	S. II	420
Repairs and improvements, approval of by Secretary of War.....	S. II	421, 423
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
Water mains, easement granted Baltimore for installation of.....	S. II	424
<b>Fort Matanzas National Monument.....</b>	S. I	203-207
<b>Fort Necessity National Battlefield.....</b>	S. I	203-207
Acquisition of lands authorized.....	S. II	319-320
Establishment.....	S. II	319
Name changed.....	S. II	319
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Fort Pulaski National Monument.....</b>	S. I	160-161, 203-207
Acceptance of donations; boundary revision; reservations for special uses.....	S. I	160
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Fort Raleigh National Historic Site.....</b>	S. II	349-351
Acquisition of lands authorized.....	S. II	351
Boundary revision.....	S. II	349
<b>Fort Saint Marks National Historic Site.....</b>	S. II	352
Establishment authorized.....	S. II	352
<b>Fort Smith National Historic Site.....</b>	S. II	353-354
Acquisition of land authorized.....	S. II	353
Boundaries.....	S. II	353
Establishment authorized.....	S. II	353
<b>Fort Stanwix National Monument Project.....</b>	S. I	162
<b>Fort Sumter National Monument.....</b>	S. II	426
Establishment of and transfer of lands from Department of the Army authorized.....	S. II	426
<b>Fort Union National Monument.....</b>	S. II	427
Establishment authorized.....	S. II	427
<b>Fort Vancouver National Historic Site.....</b>	S. II	355-356
Boundary revision.....	S. II	356
Establishment as national monument authorized.....	S. II	355
Land acquisition authorized.....	S. II	355, 356
Name changed.....	S. II	356
<b>Fossil Cycad National Monument.....</b>	S. II	428
<b>Fredericksburg and Spotsylvania County Battlefields Memorial National Military Park.....</b>	S. I	203-207
Acceptance of donations authorized.....	S. II	248-253
Acquisition of lands authorized.....	S. II	250, 251
Report to Congress on.....	S. II	249
Agreements with land owners.....	S. II	252
Battlefields, inspection of authorized.....	S. II	250
Battle lines, marking and preserving of.....	S. II	248
Commission, appointment and duties of.....	S. II	251
Report of work of.....	S. II	248, 251 248, 252

	Volume	Page
<b>Fredericksburg and Spotsylvania County Battlefields Memorial National Military Park—Continued</b>		
Destruction of monuments, etc., prohibited.....	S. II	252
Donations, acceptance of authorized.....	S. II	250, 251
Establishment.....	S. II	248
Leases of lands.....	S. II	250
Penalty for destroying or injuring property.....	S. II	252
Rules and regulations.....	S. II	252
Superintendent, appointment of authorized.....	S. II	252
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Fredericksburg National Cemetery.....</b>	S. I	203-207
<b>General Grant National Memorial.....</b>	S. II	381
Secretary of the Interior authorized to accept title to Grant's Tomb and administer as memorial.....	S. II	381
<b>General Grant National Park <sup>18</sup>.....</b>	1933	48-62
	S. I	37-38, 67
<b>George Washington Birthplace National Monument.....</b>	1933	306-307
Establishment.....	1933	306
<b>George Washington Carver National Monument.....</b>	S. I	163
	S. II	429
Acquisition of land authorized.....	S. I	163
Appropriations authorized.....	S. I	163
	S. II	429
Establishment authorized.....	S. I	163
<b>George Washington Memorial Parkway.....</b>	S. II	474-483
Acquisition and development of lands authorized.....	S. II	474, 478
Administrative control and jurisdiction.....	S. II	475, 480-481
Area included.....	S. II	474
Donated lands, acceptance of authorized.....	S. II	475, 478
Establishment authorized.....	S. II	474
Exchanges of land for parkway purposes authorized.....	S. II	481
Federal expenditures limited to Federal-aid highway system.....	S. II	475, 477
Forts Washington, Foote, and Hunt, when abandoned, made part of parkway.....	S. II	477
Jones Point Bridge, construction of as affecting parkway lands.....	S. II	479, 480-481
National Capital Transportation Agency authorized to enter into agreement for use of facilities and rights-of-way.....	S. II	482
Relocation of trolley and electrical transmission lines for parkway purposes.....	S. II	481
<b>Gettysburg National Cemetery.....</b>	S. I	203-207
	S. II	521-522
Acquisition of land for enlargement of cemetery, authorized.....	S. II	521-522
Secretary of War authorized to take charge of.....	S. II	521
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Gettysburg National Military Park.....</b>	S. I	203-207
	S. II	254-263
Acquisition of land authorized.....	S. II	254-255, 261, 262
Battle of Gettysburg, authorization for commemoration of 50th anniversary of.....	S. II	260
Boundary revision.....	S. II	262
Conveyance of land for school purposes authorized in exchange for other lands.....	S. II	262

<sup>18</sup>See also King's Canyon National Park.

	Volume	Page
<b>Gettysburg National Military Park—Continued</b>		
Establishment.....	S. II	254
Exchange of lands authorized.....	S. II	262, 263
Gettysburg Battlefield Memorial Association.....	S. II	254, 255
Gettysburg Railway Company, purchase of land from, authorized.....	S. II	261
Lease of lands for agricultural purposes authorized.....	S. II	259
Lincoln's Gettysburg address, tablet containing, author- ized.....	S. II	257-258
Markers and monuments, erection of.....	S. II	259, 260
Penalty for destroying memorial structures, etc.....	S. II	256-257
Roads, improvement and maintenance of authorized.....	S. II	258
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Glacier Bay National Monument</b> .....	S. I	164
Mining permitted.....	S. I	164
<b>Glacier National Park</b> .....	1933	137-151
.....	S. I	39
.....	S. II	16, 111-113
Accommodation of visitors, leases for buildings.....	1933	139
Addition of lands to.....	1933	146, 149
.....	S. I	39
.....	S. II	111, 112
Blackfeet Highway		
Administrative control and jurisdiction of Secretary of the Interior.....	1933	144
Concurrent police jurisdiction		
Acceptance of by United States.....	1933	144
Granted by State of Montana.....	1933	143
Retrocession of U.S. concurrent police jurisdiction to State of Montana.....	S. II	113
Blackfeet Indian Reservation		
Road repairs through, appropriations authorized for..	S. II	16
Sale of land in, for hotel authorized.....	1933	145
Boundaries.....	1933	138
Revisions of.....	S. I	39
.....	S. II	111
Claims and rights under land laws not affected by es- tablishment.....	1933	138
Commissioner		
Appointment of.....	1933	142
Jurisdiction of, extended.....	1933	144-145
Concurrent police jurisdiction over Blackfeet Highway, retrocession of to State of Montana.....	S. II	113
Criminal cases, procedure in.....	1933	142
Donations of property for park purposes, acceptance of authorized.....	1933	147, 150
Elimination of private land holdings.....	1933	148, 149
Entrymen		
Relief of.....	1933	147
Rights of not affected by establishment.....	1933	138
Establishment.....	1933	138
Exchange of timber, lands, and other property.....	1933	148, 149
.....	S. II	111
Exclusive jurisdiction ceded to United States by Montana.....	1933	139
Cession accepted.....	1933	139-140
Fines		
Disposal of.....	1933	143
Imposed for violations of rules and regulations.....	1933	141
Fish hatchery		
Administration of lands acquired for.....	S. I	39
Administration transferred to Fish and Wildlife Ser- vice.....	S. II	111
Fishing in park.....	1933	140
Forfeiture of hunting and fishing equipment illegally used.....	1933	141

	Volume	Page
<b>Glacier National Park—Continued</b>		
Fugitives from justice, laws applicable to.....	1933	140
Government and control.....	1933	138
Great Northern Railway, right-of-way location authorized for revision.....	1933	146
Guns, forfeiture and seizure of, used illegally.....	1933	141
Hill, Louis W., sale of land to for hotel purposes, authorized.....	1933	145
Hollingsworth, Fannie M., authorized to divert spring water in park for domestic use.....	1933	150
Hotel		
Conduct and operation of.....	1933	147, 148
Sale of land for, authorized		
At Belton, Montana.....	1933	147
In Blackfeet Indian Reservation.....	1933	145
Hunting		
Prohibited in park.....	1933	140
State licenses for, not valid in park.....	1933	143
Indemnity selections not allowed corporations.....	1933	138
International Peace Park, Glacier to become part of.....	1933	151
Jurisdiction		
Exclusive jurisdiction assumed by United States.....	1933	140
Montana judicial district, park a part of.....	1933	140
Lease of lands in park.....	1933	139, 151
Leases, etc., proceeds of to be expended for park improvements.....	1933	145
Lewis and Clark National Forest, lands excluded from, added to park.....	1933	146
Mineral deposits, regulations for preservation of.....	1933	140, 141
Natural curiosities, penalty for spoliation.....	1933	141
Penalties, violation of rules and regulations.....	1933	141
Permits and leases for summer homes.....	1933	139, 151
Possession of dead bodies of animals as evidence of illegal killing.....	1933	141
Private land holdings, elimination of.....	1933	148, 149
Process		
Issued by commissioner.....	1933	142
Service of by State.....	1933	140
Protection of wildlife.....	1933	139, 140
Publication of rules and regulations.....	1933	140
Punishment for violations.....	1933	140, 141
Railroads, indemnity selection of land, restriction on.....	1933	138
Reclamation projects, authority for.....	1933	138
Rights-of-way		
Blackfeet Highway.....	1933	143, 144
S. II.....		113
Great Northern Railway.....	1933	146
Railways prohibited from acquiring in certain parts.....	1933	151
Secretary of the Interior		
Acquisition of state-owned lands within park boundaries.....	S. II	112
Administration of lands acquired for establishment of fish hatchery.....	S. I	39
Exchanges of timber, lands, and other property, authorized.....		148, 149
S. II.....		111
Determination of value of.....	1933	148, 150
Executive control by.....	1933	138
Rules and regulations.....	1933	138-139,
		140, 148, 149
Timber removed under regulations prescribed by.....	1933	149
Seizures, guns, traps, etc., used illegally.....	1933	141
State-owned lands, acquisition of by United States.....	S. II	112
Summer homes, permits and leases for.....	1933	139, 151
Taxation by state of persons and property in park.....	1933	140

Glacier National Park—Continued	Volume	Page
Timber		
Cutting and removal of.....	1933	139, 149
Exchange of.....	1933	148, 150
Regulations for preservation from injury or spoliation.....	1933	140, 141
Regulations to be prescribed by Secretary of the Interior for removal of.....	1933	149
Sale of.....	1933	139
Transportation of dead bodies of wildlife illegally taken.....	1933	141
Traps, forfeiture and seizure of, used illegally.....	1933	141
Trespassers, removal of.....	1933	138
U.S. Commissioner		
Appointment, duties and powers of.....	1933	142
Jurisdiction of, extended to rights-of-way and highways.....	1933	144-145
Utility facilities in park, replacement of authorized.....	S. II	112
Valuation of land and timber for exchange to be ascertained.....	1933	148, 150
Visitors, lease of land for buildings for accommodation of.....	1933	139
Waterton-Glacier International Peace Park, Glacier National Park to be part of.....	1933	151
Wildlife, regulations for protection of.....	1933	139, 140
<b>Gloria Dei (Old Swedes') Church National Historic Site...</b>	S. II	525
Acquisition of property and boundary revision authorized.....	S. II	525
<b>Grand Canyon National Park.....</b>	1933	205-214
Accommodation of visitors.....	S. II	114-118
Acquisition of patented mining claim authorized.....	1933	208
Acquisition of patented mining claim authorized.....	S. II	115
Additions of land.....	1933	210, 211, 213
Administration.....	1933	208
Approach road, construction of authorized.....	1933	210
Boundaries.....	1933	205
Revision of.....	1933	211, 213
Bright Angel Toll Road		
Purchase of, authorized.....	1933	209
Right of state to collect tolls on.....	1933	208
Buildings on privately owned lands.....	1933	209
Camps, concessions for.....	1933	208
Commissioner, appointment of for park.....	S. II	114
Concessions.....	1933	208
Easements, grant of.....	1933	209
Entries under land laws not affected by establishment of park.....	1933	208
Establishment.....	1933	205
Exchange of certain lands authorized.....	1933	210
Federal Water Power Act not applicable to added lands.....	1933	213
Game preserve not to include any park land.....	1933	209
Grand Canyon National Monument, Executive Order creating, repealed.....	1933	209
Grazing privileges.....	1933	214
Havasupai Indians, rights of preserved.....	1933	208
Hotels, concessions for.....	1933	208
Mineral prospecting in park.....	1933	209, 214
Orphan Mining Claim, acceptance of title to, conditions, description, etc.....	S. II	115-118
Privately owned lands, buildings on.....	1933	209
Railroads, rights-of-way for.....	1933	209
Reclamation projects.....	1933	209
Secretary of the Interior		
Control.....	1933	208
Easements for rights-of-way granted in discretion of.....	1933	209
Reclamation projects permitted by.....	1933	209

	Volume	Page
<b>Grand Canyon National Park—Continued</b>		
Trail construction.....	1933	209
Transportation, concessions for.....	1933	208
U.S. commissioner, appointment for park, powers and duties of.....	S. II	114
Utility facilities, replacement of authorized.....	S. II	114
Visitors, accommodations for.....	1933	208
<b>Grandfather Mountain National Park</b> <sup>19</sup> .....	1933	283
<b>Grand Portage National Monument</b> .....	S. II	430-433
Administration, protection, and development.....	S. II	433
Description of lands comprising.....	S. II	430-431
Establishment authorized.....	S. II	430
Minnesota Chippewa Tribe, rights and privileges of....	S. II	432, 433
<b>Grand Teton National Park</b> .....	1933	<sup>20</sup> 264-267
Administration.....	S. II	16, 119-126
Appropriations.....	S. II	120
Approach road maintenance, appropriations authorized for.....	S. II	16
Yellowstone appropriations available for Grand Teton.....	1933	<sup>20</sup> 267
Boundaries.....	1933	<sup>20</sup> 264
Deputized rangers.....	S. II	120
Donated lands, acceptance of, authorized.....	S. II	124
Elk conservation, program for.....	S. II	125
Elk Refuge, boundaries of.....	S. II	123, 124
Elk Refuge, boundaries of.....	S. II	121
Entries and claims under land laws not affected by establishment act.....	1933	<sup>20</sup> 267
Establishment.....	1933	<sup>20</sup> 264
Federal Water Power Act not applicable.....	S. II	120
Grazing privileges.....	1933	<sup>20</sup> 266
Leases, permits and licenses, continuance of.....	1933	<sup>20</sup> 266
National Elk Refuge.....	S. II	122
Public lands, revocation of temporary withdrawals of.....	S. II	122
Reclamation projects, lands withdrawn for, unaffected by establishment act.....	S. II	121
Rights-of-way.....	S. II	125
Roads in park.....	1933	<sup>20</sup> 266
Snake River, division of waters of.....	S. II	125
Tax losses, compensation for.....	S. II	119, 120
Timber, use of dead or down.....	S. II	123
	1933	<sup>20</sup> 266
<b>Great Smoky Mountains National Park</b> .....	1933	270-276
S. I.....	S. I	40-45
S. II.....	S. II	127-129
Acquisition of land.....	1933	270, 271
S. I.....	S. I	40, 41
S. II.....	S. II	128, 129
Administration, protection, and development.....	1933	272
S. I.....	S. I	40
Appropriations authorized.....	S. I	41
Boundaries.....		
Determination of to be made by the Secretary of the Interior.....	1933	270
Revisions of.....	1933	274, 276
S. I.....	S. I	45
S. II.....	S. II	127
Boundary commission authorized.....	1933	271

<sup>19</sup> Proposed.<sup>20</sup> Act of February 26, 1929, repealed by act of September 14, 1950.

Great Smoky Mountains National Park—Continued	Volume	Page
Cherokee Indian Reservation, lands excluded from park to constitute part of .....	S. I	41
Commission authorized to be appointed for recommending lands for park .....	1933	271
Use of in administering park .....	1933	272
Commissioners for park .....	S. I	44
	S. II	128
Conveyance of lands to State of Tennessee .....	1933	276
Donations		
Acceptance of, authorized for scenic parkway .....	S. I	45
Acquisition of land restricted to .....	1933	271
By Carolina Aluminum Company .....	S. II	128
Easements .....	1933	276
Establishment .....	1933	271
	S. I	40
Exchange of lands, Secretary of the Interior authorized to consummate .....	S. II	129
Exclusion of park lands for Cherokee Indian Reservation authorized .....	S. I	41
Exclusive jurisdiction over, ceded to United States by States of North Carolina and Tennessee .....	1933	273, 274
Cession accepted .....	S. I	41
Federal Water Power Act not applicable .....	1933	272
Forfeitures for illegal hunting or fishing .....	S. I	43
Gasoline tax .....	S. I	42
Guns, traps, etc., forfeiture of, if illegally used .....	S. I	43
Hunting and fishing .....	S. I	42, 43
Jurisdiction .....	S. I	41
Land exchanges, authority of Secretary of the Interior	S. II	129
Laura Spelman Rockefeller Memorial, lands acquired for park by .....	S. I	40
Lease of lands .....	1933	272, 275
Location and extent of park .....	1933	271
Minimum area .....	1933	272
	S. I	40
Offenses .....	S. I	42
Possession of dead bodies of animals as evidence of violation .....	S. I	43
Process, service of reserved to states .....	S. I	42
Rules and regulations .....	S. I	42, 43
Scenic parkway, donations of land for .....	S. I	45
Subscribed funds, use of in land purchase .....	1933	272
Taxation of persons and property in park .....	S. I	42
Tennessee, conveyance of land to .....	1933	276
Transportation of dead bodies of wildlife taken illegally	S. I	43
United States commissioners		
Appointment .....	S. I	44
Jurisdiction .....	S. I	44
Two commissioners authorized for park .....	S. II	128
Violation of rules and regulations, penalties .....	S. I	42, 43
Voting in park .....	S. I	42
<b>Guilford Courthouse National Military Park</b> .....	S. I	117, 203-207
	S. II	264-268
Battle lines, marking of .....	S. II	267
Boundaries .....	S. II	265-266
Commission		
Abolishment of .....	S. I	117
Appointment and duties of .....	S. II	266-267
Establishment .....	S. II	264
Monument authorized to commemorate battle .....	S. II	264
Punishment for mutilation of memorial structures, etc. .....	S. II	267-268
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6223) .....	S. I	203-207
<b>Haleakala National Park</b> .....	S. II	130
Establishment authorized .....	S. II	130

	Volume	Page
<b>Hamilton Grange National Memorial Project</b> .....	S. II	382
Establishment authorized.....	S. II	382
<b>Harpers Ferry National Monument</b> .....	S. II	434-436
Acquisition of lands authorized.....	S. II	434, 435
Donations, acceptance of authorized.....	S. II	434
Establishment authorized.....	S. II	434
John Brown's "Fort," acquisition of site of.....	S. II	435, 436
Museum, roads and facilities to be constructed.....	S. II	434, 435
Storer College, acquisition of site of.....	S. II	435
<b>Hawaii Volcanoes National Park</b> <sup>21</sup> .....	1933	169-185
	S. I	46-52
	S. II	131-132
Accommodation of visitors, leases of lands for buildings for.....	1933	172
Acquisition of privately owned lands authorized.....	1933	173, 179, 182
Administration.....	1933	172
Admission of Hawaii into Union, operation and effect, etc.....	S. II	132
Arrests.....	1933	184
Boundaries.....	1933	169
Revisions of <sup>22</sup> .....	1933	174, 176, 179
	S. I	46, 51
Buildings for scientific purposes.....	1933	172
Civil and criminal process, jurisdiction in.....	1933	182
Commissioner for park, appointment, duties and powers of.....	1933	184
	S. II	131
Acting commissioner, provision for.....	S. I	51
Control of park.....	1933	172
Criminal cases, procedure in.....	1933	184
Donations, acquisition of lands restricted to.....	S. I	50
Easements from private owners, conveyances of.....	1933	173
Establishment <sup>23</sup> .....	1933	169
Excluded lands.....	1933	172
Exclusive jurisdiction of United States.....	1933	182
	S. II	132
Existing land claims not affected by establishment.....	1933	171
Extradition of criminals.....	1933	182
Federal Highway Act appropriations extended to Territory of Hawaii.....	1933	175
Federal Water Power Act not applicable.....	1933	175
	S. I	50
Fees, United States cases.....	1933	185
Fines		
Deposit of.....	1933	185
Payment of for violation of rules and regulations.....	1933	183
Fishing.....	1933	182
	S. I	50
Forfeiture of property illegally used.....	1933	183
Fugitives from justice.....	1933	182
Government and control.....	1933	172
Guns, forfeiture of, used illegally.....	1933	183
Hunting, prohibition of.....	1933	182
Jurisdiction.....	1933	182
Lease of lands.....	1933	172
	S. I	50
Maintenance and improvement, expenses of.....	1933	173
Maui, boundary revision of portion of Hawaii National Park on island of.....	1933	176
Mineral deposits, regulations for preservation of.....	1933	172
Name changed.....	S. II	132

<sup>21</sup> Formerly designated as "Hawaii National Park." See also Haleakala National Park.

<sup>22</sup> See also Haleakala National Park.

<sup>23</sup> As "Hawaii National Park."



Hawaii Volcanoes National Park—Continued	Volume	Page
Native Hawaiians		
Definition of.....	S. I	50
Privileges extended to.....	S. I	50
Natural curiosities, regulations for preservation of.....	1933	183
Penalties for offenses.....	1933	182, 183
Possession of dead animals as evidence of illegal taking.....	1933	183
Prior entries under land laws.....	1933	171
Privately owned lands, acquisition of authorized.....	1933	173, 179, 182
Procedure in criminal cases.....	1933	184
Process, civil or criminal.....	1933	182
Protection of property.....	1933	183
Public moneys not to be used for acquisition of certain lands.....	S. I	50
Revenues, disposition of.....	1933	172
Rights-of-way.....	1933	172, 173
Rules and regulations.....	1933	172, 183
.....	S. I	50
Scientific purposes, erection and maintenance of buildings for.....	1933	172
Taxation of persons and property in park.....	1933	182
Territory of Hawaii, provisions of certain laws extended to.....	1933	175
Timber, regulations for preservation of.....	1933	172, 183
Transfer of certain lands for military purposes.....	S. I	51
Transportation of dead bodies of wildlife taken illegally.....	1933	183
United States commissioner, appointment, duties and powers of.....	1933	184
.....	S. II	131
Acting commissioner, provision for.....	S. I	51
Visitors, provision for accommodation of.....	1933	172
Withdrawal of lands for military purposes.....	S. I	51
<b>Holy Cross National Monument.....</b>	S. II	437
<b>Home of Franklin D. Roosevelt National Historic Site....</b>	S. I	131-132
Acceptance of parts of estate authorized.....	S. I	131
Improvements, modifications, etc., authority for.....	S. I	132
Jurisdiction and control upon expiration of all life estates reserved.....	S. I	131
Rights reserved by Congress.....	S. I	132
Taxes, local and state.....	S. I	131
<b>The Homestead National Monument of America.....</b>	S. I	165
Establishment authorized.....	S. I	165
<b>Hopewell Village National Historic Site.....</b>	S. I	133
.....	S. II	357
Boundary revisions.....	S. I	133
.....	S. II	357
French Creek Recreational Demonstration Project		
Lands acquired for, added to site.....	S. I	133
Withdrawal of lands authorized when not required for historic-site purposes.....	S. II	357
<b>Horseshoe Bend National Military Park.....</b>	S. II	269-270
Administration, development, and maintenance.....	S. II	269
Establishment authorized.....	S. II	269
<b>Hot Springs National Park.....</b>	1933	219-259
.....	S. I	53-57
.....	S. II	133-138
Additions of land.....	1933	238, 255, 258
.....	S. I	53, 55, 57
.....	S. II	135
Arlington Hotel site		
Exchange of certain lands adjacent to.....	S. II	135
Lease of.....	1933	235, 252
Retention of by U.S.....	1933	259

Hot Springs National Park—Continued	Volume	Page
Army and Navy Hospital		
Conveyance of to State of Arkansas.....	S. II	136
Establishment of.....	1933	232
Reconstruction of, authorized.....	1933	257
Design to be approved by National Park Service....	1933	258
Arrests.....	1933	245, 246
Automobile tourist camp, exclusive jurisdiction over, ceded to United States.....	1933	255
Cession accepted.....	1933	256
Barry Hospital, donation of lands for erection of.....	1933	240
Bath attendants, assessments and fees.....	1933	253
Boundaries.....	1933	223
Revisions of.....	1933	255, 258
	S. I	53, 55, 57
	S. II	135
Buildings, approval of plans by Secretary of the Interior.....	1933	236
Campground, jurisdiction.....	1933	255, 256
Charges for water.....	1933	235, 236, 253
Cold water reservoirs, lease of sites for.....	1933	240
Collection of water on reservation.....	1933	237
Combination among lessees prohibited.....	1933	236-237
Commissioners, appointment and jurisdiction of.....	1933	223, 227, 245, 247
		228
Dedication.....	1933	
Director of National Park Service to supervise Reserva- tion.....	1933	10
Donations, acceptance of authorized.....	1933	255, 258
	S. I	57
Easement for water-main line granted City of Hot Springs.....	S. II	134
Establishment		
As National Park.....	1933	254
As Reservation.....	1933	221
Exchange of lands.....	S. II	135
Exclusive jurisdiction ceded to United States by State of Arkansas.....	1933	242, 253, 255
	S. I	53
Cession accepted.....	1933	243, 254, 256
	S. I	54
False oath for purpose of obtaining free bathing, penalty for.....	1933	250
	S. I	54
Fines and penalties		
Damage or injury to property.....	1933	244
False oath to obtain free use of bathhouses.....	1933	250
	S. I	54
Use of water in violation of rules.....	1933	244
Fire department for city, grant of lot for.....	1933	251, 257
Free baths for indigent.....	1933	228, 250
	S. I	54
Government and control.....	1933	235
Hotels		
Operation of bathhouse in connection with.....	1933	238
Supply of water to.....	1933	228, 235
Hot Springs, city of, grants of land to.....	1933	231, 249, 257
	S. I	56
Hot Springs reserved for United States.....	1933	221
Hot Springs Street Railway Company, right-of-way granted to.....	1933	248
Indigent persons, free baths for.....	1933	250
	S. I	54
Injuries to property, penalty.....	1933	244
Investigation of applicant for lease of contract.....	1933	237
Knights of Pythias authorized to erect sanitarium.....	1933	241
Land titles, establishment of.....	1933	229
Leases of bathhouses and sites, regulations for granting of.....	1933	235

	Volume	Page
<b>Hot Springs National Park—Continued</b>		
Leo N. Levi Memorial Hospital Association		
Buildings authorized for construction by.....	1933	250
Lands in city of Hot Springs granted to.....	1933	254
Lease of water to.....	1933	251
Mortgage on property of authorized.....	1933	259
Limited use of free bathhouses.....	1933	250
	S. I	54
Masonic Lodge		
Authorized to occupy certain land.....	1933	249
Lease of hot water to.....	1933	250
Masseurs, assessments and fees.....	1933	253
Mineral deposits, penalty for damaging.....	1933	244
Name changed from "Hot Springs Reservation".....	1933	254
Natural curiosities, penalty for injury to.....	1933	244
Oath for purpose of obtaining free baths.....	1933	250
	S. I	54
Observatories, leases for construction of.....	1933	241
Offenses committed in park		
Damaging or injuring property.....	1933	244
False oath to obtain free use of bathhouses.....	1933	250
	S. I	54
Taking or use of water in violation of rules.....	1933	244
Punishment of offenses.....	1933	244, 245
	S. I	54
Perjury in proceedings to obtain lease.....	1933	237
Personal or private property, taxation of by state.....	1933	237, 244
	S. I	53
P. F. Connelly Paving Company, land conveyed to....	1933	258
Physicians		
Assessment and collection of fees from, when hot waters are prescribed.....	1933	253
Employing drummers prohibited.....	1933	244
Registration of.....	1933	245
Plans of buildings, subject to approval of		
Secretary of the Interior.....	1933	236
Property, penalty for injuries to.....	1933	244
Reservation of Hot Springs for United States.....	1933	221
Revenues to be covered into the Treasury.....	1933	255
Rights-of-way		
Hot Springs Railroad Company.....	1933	226
Hot Springs Street Railway Company.....	1933	248
Mountain View Railway Company.....	1933	233
Rules and regulations.....	1933	236
Use of water in violation of.....	1933	244
Schools, lands conveyed for use of.....	1933	230, 238, 248
	S. II	135
Sale of lots by school directors, authorized.....	1933	241
Suits against United States by persons claiming title, proceedings in.....	1933	221-222
Superintendent to be in charge of Hot Springs Reservation.....	1933	223
Supervision, management and control of Reservation by Director of National Park Service.....	1933	10
Taxation of personal or private property by State.....	1933	237, 244
	S. I	53
Titles to lands		
Adjudication of.....	1933	229
Establishment of.....	1933	229-231
Transfer of jurisdiction from eastern to western judicial district of Arkansas.....	S. II	133
Water		
Collection of on Reservation.....	1933	237
Rent.....	1933	226, 233, 235
Supply.....	1933	228, 235, 236
Use of in violation of regulations, penalty.....	1933	244
Water-main pipe line, easement for.....	S. II	134
Western judicial district of Arkansas to have jurisdiction in park.....	S. II	133

	Volume	Page
<b>Hot Springs National Park—Continued</b>		
Woman's Christian National Library Association, sale of lots to.....	1933	232
<b>Independence National Historical Park.....</b>	S. II	190-194, 208-218
Acquisition of property authorized.....	S. II	211, 216, 217
Administration.....	S. II	213, 214
Advisory commission authorized.....	S. II	213
American Philosophical Society authorized to build library on park property.....	S. II	215
Appropriations authorized.....	S. II	211, 213, 215, 216, 217, 218
Boundaries.....	S. II	212, 214
Revisions of.....	S. II	216, 217-218
Commissions		
Advisory commission authorized.....	S. II	213
Philadelphia National Shrines Park Commission.....	S. II	209
United States Constitution One Hundred and Seventy-fifth Anniversary Commission.....	S. II	190-194
Deshler-Morris House, acquisition of land for.....	S. II	216
Development authorized.....	S. II	216
Establishment authorized.....	S. II	211
Investigation for establishment of park authorized.....	S. II	208
Mikveh Israel Cemetery as unit of park.....	S. II	215
Philadelphia National Shrines Park Commission.....	S. II	209
Secretary of the Interior		
Acquisition of property authorized.....	S. II	211, 216, 217
Administration, protection, and development.....	S. II	213, 214, 216
Advisory commission, establishment of by Secretary, authorized.....	S. II	213
Donations, authorization for acceptance of.....	S. II	213
Member of Philadelphia National Shrines Park Com- mission to be appointed by.....	S. II	210
United States Constitution One Hundred and Seventy- fifth Anniversary Commission.....	S. II	190-194
<b>International Peace Garden.....</b>	S. II	527
Appropriations authorized for completion of.....	S. II	527
<b>Isle Royale National Park.....</b>	1933	292-293
S. I		58-63
S. II		139, 140
Acceptance of title to lands.....	1933	292, 293
Acquisition of land authorized.....	1933	292
S. II		140
Limited to donations.....	1933	292
Administrative headquarters site, enlargement of.....	S. II	140
Administration.....	1933	292
Boundaries, revisions of.....	S. I	58, 62
S. II		140
Commissioner.....	S. I	60, 61
S. II		139
Damaging or injuring property.....	S. I	59
Penalties.....	S. I	60
Donations, acceptance of authorized.....	1933	292
S. I		62
Easements.....	1933	293
Establishment authorized.....	1933	292
Federal Water Power Act not applicable.....	1933	292
Federally owned lands as part of.....	S. I	62
Forestation, addition of lands for.....	S. I	58
Forfeiture of property used in hunting or fishing.....	S. I	60
Fugitives from justice.....	S. I	59
Islands included in park.....	S. I	62
Jurisdiction.....	1933	292
S. I		62, 63
Ceded by State of Michigan to United States.....	S. I	58
Cession accepted.....	S. I	59

	Volume	Page
<b>Isle Royale National Park—Continued</b>		
Lands added.....	S. I	58, 62
	S. II	140
Leases authorized.....	1933	293
Offenses.....	S. I	59, 60
Passage Island added to park.....	S. I	62
Process, service of.....	S. I	59
Protection.....	1933	292
Public moneys, appropriation of prohibited for land purchase.....	1933	292
Rules and regulations.....	S. I	59
Secretary of the Navy, jurisdiction of.....	S. I	63
Siskiwit Islands Bird Reservation added to park.....	S. I	62
Taxation of persons and property by state.....	S. I	59
Title to lands.....	1933	292, 293
Transportation of dead bodies of wildlife illegally taken; penalties.....	S. I	60
United States commissioner		
Appointment of.....	S. I	60
	S. II	139
Duties and powers of.....	S. I	61
<b>Jefferson National Expansion Memorial National Historic Site.....</b>		
Appropriations authorized.....	S. II	358-360
Construction of memorial authorized.....	S. II	359, 360
Contracts.....	S. II	358
Easements.....	S. II	358
Relocation of railroad tracks, agreement on as condition for undertaking of memorial project.....	S. II	359
Restrictions on appropriation authorization and expenditure.....	S. II	359, 360
<b>Joshua Tree National Monument.....</b>		
Boundary revisions.....	S. II	438-441
Prior leases.....	S. II	438, 440
Public lands eliminated from monument, open to location, entry and patenting.....	S. II	439
Survey authorized; report to be made.....	S. II	440
<b>Katmai National Monument.....</b>		
Volcanic ash, removal of authorized, to aid in development of building materials.....	S. II	442
	S. II	442
<b>Kennesaw Mountain National Battlefield Park.....</b>		
	S. I	123-125,
		203-207
	S. II	299-300
Acceptance of donations authorized.....	S. I	123
	S. II	299
Acquisition of lands authorized.....	S. I	123, 124
Administration and supervision.....	S. I	124
Battle lines, marking of.....	S. I	124
Boundaries, revisions of authorized.....	S. I	124
Commission, appointment and duties of.....	S. II	299-300
Conveyance of land for school purposes.....	S. I	124
Donations, acceptance of authorized.....	S. I	123
	S. II	299
Establishment authorized.....	S. I	123
Inspection of battlefield authorized.....	S. II	299
Monuments, historical markers, etc., erection of.....	S. I	123
New Salem School district, conveyance of land to.....	S. I	124
Regulations, punishment for violation of.....	S. I	123-124
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207

	Volume	Page
<b>Kings Canyon National Park</b> <sup>24</sup> .....	S. I	64-69
Administration, protection and development.....	S. II	16-17, 141-144
Appropriations authorized for roads.....	S. I	68
Boundaries.....	S. II	16-17
Revisions of.....	S. I	64-67
Commissioner for Sequoia National Park to exercise sim- ilar functions for Kings Canyon National Park.....	S. I	69
Development under direction of Secretary of the In- terior.....	S. II	143
Establishment.....	S. II	141
Exclusive jurisdiction ceded to United States by State of California.....	S. I	68
General Grant Grove section	S. I	64
Boundary adjustment of privately owned lands.....	S. I	69
Lands included in.....	S. I	67
General Grant National Park abolished and lands added to Kings Canyon National Park.....	S. I	67
General Grant Tree, designation of as national shrine..	S. II	142
Grazing permits.....	S. I	67
Nation's Christmas Tree, designation of as national shrine.....	S. II	142
Privileges, discretion of Secretary of the Interior as to number and character of.....	S. I	68
Limitation on duration of repealed.....	S. II	142
Roads		
Appropriations for authorized.....	S. II	16-17
Restriction on appropriation for construction of.....	S. II	142
Stock and vehicles, extension of General Grant Grove section of park not to interfere with movement of.....	S. I	68
United States commissioner for Sequoia National Park to exercise similar functions for Kings Canyon Na- tional Park.....	S. II	141
<b>Kings Mountain National Military Park</b> .....	S. I	203-207
Acquisition of land authorized.....	S. II	271-274
Battle lines, marking of.....	S. II	272, 274
Boundaries, revision of.....	S. II	273
Commission, appointment and duties of.....	S. II	273
Establishment.....	S. II	272
Inspection of battlefield authorized.....	S. II	272
Monument, erection of to commemorate victory, auth- orized.....	S. II	271
Permits to occupy land.....	S. II	273
Roads, construction and repair of.....	S. II	273
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Lassen Volcanic National Park</b> .....	1933	186-199
Accommodation of visitors.....	S. II	16-17, 145
Administrative headquarters, additional lands for.....	1933	189
Appropriations		194
Authorized for approach roads.....	S. II	16-17
Limit set for maintenance of park.....	1933	189
Repealed.....	1933	189
Boundaries.....	1933	186
Revisions of.....	1933	194,
		195, 197, 198
Claims and interests not affected.....	S. II	145
Commissioner for park.....	1933	188, 198
Control of park.....	1933	192
Criminals, extradition of.....	1933	188
		190

<sup>24</sup> See also "General Grant National Park."

Lassen Volcanic National Park—Continued	Volume	Page
Down timber, sale or removal of.....	1933	189
Entries under land laws.....	1933	188, 198
Establishment.....	1933	186
Exchange of lands.....	1933	194, 197
Exclusive jurisdiction ceded to United States by State of California.....	1933	189
Cession accepted.....	1933	190
Federal Water Power Act not applicable.....	1933	194, 196, 198
Fishing in park.....	1933	188, 191
Reservation to state of right to collect license fees for.....	1933	190
Flowage, Reclamation Service authorized to enter park and utilize for.....	1933	188
Forfeiture of property used for unlawful purposes.....	1933	192
Fugitives from justice.....	1933	190
Government and control.....	1933	188
Guns, forfeiture of, used illegally in park.....	1933	192
Hunting prohibited.....	1933	191
Indemnity selection of land in park forbidden.....	1933	188
Jurisdiction		
Exclusive jurisdiction ceded to United States by State of California.....	1933	189
Cession accepted.....	1933	190
Lands added.....	1933	194, 195, 197, 198, 199
	S. II	145
Lassen National Forest, lands excluded from added to park.....	S. II	145
Lease of land in park.....	1933	189, 199
Mineral deposits, preservation from injury.....	1933	191
Mineral rights as affected by establishment.....	1933	198
Motor vehicles, use of in park authorized.....	1933	189
Mountain in park to be named for John E. Raker.....	1933	194
Penalties for violation of rules and regulations.....	1933	192
Possession of dead animals as evidence of illegal killing.....	1933	191
President of United States authorized to add lands to.....	1933	198
Prior rights not affected by establishment.....	1933	198
Privileges, grant of.....	1933	189
Process, service of.....	1933	190
Protection of wildlife and property.....	1933	188, 191
Publication of rules and regulations.....	1933	188, 191
Raker, John E., mountain in park to be named for.....	1933	194
Reclamation Service, use of park lands by, authorized.....	1933	188
Removal of timber, exchange of lands within boundaries, authorized.....	1933	197
Renewal of permit, license, lease, or authorization for summer home.....	1933	199
Rights-of-way.....	1933	188, 199
Road		
Approach, appropriations authorized for.....	S. II	25-26
Right reserved for Secretary of Agriculture to construct in certain section.....	S. II	145
Rules and regulations.....	1933	188, 191
Sale and removal of matured or dead or down timber.....	1933	189
Seizures, property used for unlawful purposes.....	1933	192
Stock grazing in park.....	1933	189
Summer homes and cottages		
Lease of land for.....	1933	189, 199
Renewal of existing leases.....	1933	199
Taxation by state of persons and property in park.....	1933	190
Timber		
Preservation of.....	1933	191
Sale, cutting and removal of.....	1933	189
Cutting on exchanged lands.....	1933	197
Transportation of dead bodies of wildlife illegally taken.....	1933	191
Traps, forfeiture of, used illegally.....	1933	192
Trespassers forbidden.....	1933	188

	Volume	Page
<b>Lassen Volcanic National Park—Continued</b>		
United States commissioner, appointment of.....	1933	192
Visitors, accommodation of.....	1933	189
Voting by residents.....	1933	190
<b>Lewis and Clark Cavern National Monument.....</b>	S. I	166
<b>Lincoln Boyhood National Memorial.....</b>	S. II	383
Establishment authorized.....	S. II	383
<b>Mammoth Cave National Park.....</b>	1933	287-290
S. I		70-75
S. II		146-148
Acceptance of title to lands authorized.....	1933	289, 290
Acquisition of lands.....	1933	288
S. I		71, 74, 75
S. II		147
Administration, protection and development.....	1933	289
S. I		71
Admission fees to caves, establishment of.....	S. I	71
Area for park to be determined.....	1933	287
Boundary revisions.....	S. I	71, 74-75
S. II		147
Commissioner for park.....	S. I	73-74
S. II		146
Commission to determine boundaries, etc., authorized..	1933	288
Crystal Cave		
Acquisition of authorized.....	S. I	74-75
S. II		147
Exclusion of authorized.....	S. I	71
Donations, acceptance authorized.....	1933	288, 289
S. I		71, 75
Easements.....	1933	290
Entrance road.....	S. I	75
S. II		147
Establishment authorized.....	1933	288
S. I		71
Exclusive jurisdiction ceded to United States by State of Kentucky.....	S. I	70
Cession accepted.....	S. I	72
Federal Water Power Act not applicable.....	1933	289
Fishing.....	S. I	72, 73
Forfeiture of hunting and fishing equipment used illegally.....	S. I	73
Great Onyx Cave		
Acquisition of authorized.....	S. I	74-75
S. II		147
Exclusion of authorized.....	S. I	71
Hunting.....	S. I	72, 73
Kentucky, cooperation with authorized in cave ac- quisition.....	S. II	147
Leases.....	1933	290
Location and extent of park.....	1933	288
Minimum area.....	1933	289
S. I		71
Offenses.....	S. I	72, 73
Public moneys, appropriation of prohibited for purchase of lands.....	1933	288
Rights-of-way.....	1933	290
Rules and regulations.....	S. I	72
Transportation of dead animals or fish in violation of regulations.....	S. I	72-73
United States commissioner		
Appointment of.....	S. I	73
S. II		146
Jurisdiction and powers of.....	S. I	73-74
<b>Manassas National Battlefield Park.....</b>	S. II	301
Boundaries established.....	S. II	301



	Volume	Page
Meriwether Lewis National Monument <sup>25</sup> .....	S. I	203-207
Mesa Verde National Park.....	1933	125-136
Aileen Nusbaum Hospital operation.....	S. II	16, 18
Antiquities, preservation of.....	1933	135
Appropriations authorized for.....	1933	126
Acquisition of rights-of-way and water supply line construction.....	S. II	16, 18
Aileen Nusbaum Hospital.....	1933	135
Boundaries.....	1933	125
Revision of.....	1933	129, 135
Colorado judicial district to have jurisdiction of offenses in park.....	1933	132
Commissioner for park.....	1933	134
Costs of proceedings in cases of violations.....	1933	133, 135
Criminal cases, procedure in.....	1933	134
Custody of adjoining prehistoric ruins repealed.....	1933	131
Disposition of forfeited property.....	1933	134
Donations, acceptance of authorized.....	1933	131, 136
Establishment.....	1933	125
Examinations, excavations, and gathering objects of interest.....	1933	127
Exchange of lands.....		
Agreement on with Wiminuche Band of Southern Ute Indians.....	1933	127-131
Authorized for protection of Point Lookout Road....	1933	136
Exclusive control of Secretary of the Interior.....	1933	126, 130
Exclusive jurisdiction ceded to United States.....	1933	131
Cession accepted.....	1933	131
Fines and penalties.....	1933	127, 133
Fishing.....	1933	132
Forfeiture of property used illegally.....	1933	133
Fugitives from justice, extradition of.....	1933	132
Government and control.....	1933	126, 132
Graves, removing, destroying, or molesting of.....	1933	127, 133
Guns, forfeiture of, used illegally.....	1933	133
Hunting prohibited.....	1933	132
Indians, agreement with on exchange of lands.....	1933	127-131
Jurisdiction, exclusive, ceded to United States.....	1933	131
Cession accepted.....	1933	131
Lands added.....	1933	135-136
Lease of lands.....	1933	127
Mineral resources, prospecting and development pro- hibited.....	1933	135
Mounds, removing, disturbing, or molesting.....	1933	127, 133
Offenses.....	1933	127, 133
Penalties.....	1933	127, 133
Permits for use of land for development of resources, forbidden.....	1933	135
Possession of dead animals as evidence of illegal killing..	1933	133
Prehistoric ruins on Indian lands, custodianship of....	1933	131
Preservation of ruins.....	1933	126, 132
Process, service of.....	1933	132, 134
Prospecting forbidden.....	1933	135
Punishment for violations.....	1933	127, 132, 133
Relics and ruins.....		
Penalty for violation of regulations for protection of .	1933	127, 133
Preservation from injury or spoliation.....	1933	126, 132
Removal, disturbance, or molestation of.....	1933	127, 133
Reservation of land for park purposes.....	1933	125, 127
Right-of-way.....		
Acceptance of donated land for.....	1933	136
Appropriations authorized for acquisition of.....	S. II	16, 18
Rules and regulations.....	1933	126, 127, 132

<sup>25</sup> Included in Natchez Trace Parkway by Act of August 10, 1961. See S. II 486.

Mesa Verde National Park—Continued	Volume	Page
Secretary of the Interior		
Donations of land or rights-of-way, acceptance of authorized.....	1933	131, 136
Examinations, excavations, etc., authorized by.....	1933	127
Exclusive control of.....	1933	126, 130
Leases of land.....	1933	127
Recommendation as to acquisition of additional land.....	1933	136
Spoliation		
Penalty.....	1933	133
Rules and regulations protecting against.....	1933	126, 132
State laws, punishment of offenses against.....	1933	132
Transportation of dead bodies of wildlife illegally taken.....	1933	133
Traps, forfeiture of, used illegally.....	1933	133
United States commissioner, appointment.....	1933	134
Voting by persons residing in park.....	1933	132
Water supply line, appropriations authorized for construction and maintenance of.....	S. II	16, 18
Wildlife, hunting or killing of prohibited.....	1933	132
Wiminoche Band of Southern Ute Indians, agreement with on land exchange.....	1933	127-131
<b>Minute Man National Historical Park.....</b>	<b>S. II</b>	<b>219-221</b>
Acquisition of land authorized.....	S. II	219
Acreage limitation.....	S. II	219
Administration, protection, and development.....	S. II	220
Advisory commission, appointment of authorized.....	S. II	220
Establishment authorized.....	S. II	220
Jurisdiction of Federal lands, transfer of to Secretary of the Interior.....	S. II	220
<b>Mississippi River Parkway Project.....</b>	<b>S. II</b>	<b>484</b>
Survey authorized to determine feasibility of parkway..	S. II	484
<b>Monocacy National Military Park Project.....</b>	<b>S. I</b>	<b>118-120, 203-207</b>
Establishment authorized.....	S. II	275
Land acquisition and erection of marker for commemoration of battle, authorized.....	S. I	118
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. II	275
Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Montezuma Castle National Monument.....</b>	<b>S. I</b>	<b>167</b>
Acquisition of lands authorized.....	S. II	443
Boundary revision.....	S. I	167
.....	S. II	443
.....	S. II	443
<b>Moores Creek National Military Park.....</b>	<b>S. I</b>	<b>203-207</b>
Acceptance of lands authorized.....	S. II	276-279
Battle lines, marking of.....	S. II	277, 278
Boundaries.....	S. II	277, 278
Revision of.....	S. II	276, 277
Destruction of monuments, etc., prohibited.....	S. II	278
Donations, authority of Secretary of the Interior to accept.....	S. II	278
Establishment.....	S. II	276
Fines and penalties for destruction or injuring of monuments, etc.....	S. II	278
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Morristown National Historical Park.....</b>	<b>1933</b>	<b>279-280</b>
Administration, protection, and development.....	S. II	222
Advisory board designated.....	1933	280
Areas to be included.....	1933	280
.....	1933	279

INDEX

567

	Volume	Page
<b>Morristown National Historical Park—Continued</b>		
Citizenship of residents in park unaffected by establishment.....	1933	280
Donations		
Acceptance of authorized.....	1933	279
Lands to be secured by.....	1933	279
Establishment authorized.....	1933	279
Jurisdiction retained by state.....	1933	280
Land reconveyed to Morristown, New Jersey.....	S. II	222
Museum and library, maintenance of as part of park....	1933	279
Purchase of lands by appropriation of public moneys prohibited.....	1933	279
Washington Association of New Jersey.....	1933	279, 280
Washington headquarters, inclusion of in park.....	1933	279
<b>Mound City Group National Monument.....</b>	S. I	203-207
<b>Mount McKinley National Park.....</b>	1933	200-204
	S. I	76
	S. II	149-150
Accommodations for visitors.....	1933	201
	S. I	76
Admission of Alaska into Union, operation and effect....	S. II	150
Appropriations for maintenance, limit on.....	1933	201
Limit repealed.....	1933	202
Boundaries.....	1933	200
Revision of.....	1933	202, 203
Dead timber, removal of.....	1933	201
Eielson, Carl Ben, Mount Eielson named for.....	1933	203
Establishment.....	1933	200
Exclusive jurisdiction of United States after admission of Alaska into Union.....	S. II	150
Fines and penalties.....	1933	201
Game refuge, purpose of establishing park.....	1933	201
Government and control.....	1933	201
Hotel in park, receipts from operation of to be applied to maintenance of.....	S. II	149, 150
Hunting.....	1933	201, 202
Killing for food.....	1933	201
Repeal of provision permitting.....	1933	202
Lands added.....	1933	202, 203
Laws applicable to.....	1933	202, 204
Lease of lands.....	1933	201
Mineral land		
Establishment of park as affecting rights.....	1933	200, 201
Laws applicable.....	1933	201
Registration of prospectors and miners.....	1933	203
Surface use.....	1933	203
Motor vehicles, President's authority to provide transportation for visitors.....	S. I	76
Mount Eielson named in honor of Carl Ben Eielson.....	1933	203
Mount McKinley Tourist and Transportation Company, purchase of property of authorized.....	S. I	76
Offenses.....	1933	201
President of the United States authorized to operate lodges, etc., to accommodate visitors.....	S. I	76
Prior entries under land laws not affected by establishment.....	1933	200, 204
Rights-of-way in park.....	1933	201
Rules and regulations.....	1933	201
Timber, removal of fallen and dead.....	1933	201
Violation of law; penalty.....	1933	201, 202
Visitors, accommodations for.....	1933	201
	S. I	76
<b>Mount Rainier National Park.....</b>	1933	101-110
	S. II	151
Accommodation of visitors.....	1933	102

<b>Mount Rainier National Park—Continued</b>	<b>Volume</b>	<b>Page</b>
Boundaries .....	1933	101
Revision of .....	1933	108, 109
Laws applicable to added lands .....	1933	109, 110
Cable lines, repeal of grants of rights-of-way for .....	1933	109
Commissioner for park .....	1933	106
Control .....	1933	102
Criminal cases, procedure in .....	1933	106
Dedication of land .....	1933	102
Donated lands, acceptance of by Secretary of the Interior, authorized .....	1933	108
Establishment .....	1933	101
Exclusive jurisdiction ceded to United States by State of Washington .....	1933	103
Cession accepted .....	1933	104
Federal Water Power Act not applicable .....	1933	109
Fines .....	1933	106
Fish and wildlife, protection of .....	1933	102, 105
Fishing in park .....	1933	105
Forfeitures, hunting or fishing equipment illegally used .....	1933	106
Free use of roads maintained exclusively by state .....	1933	110
Fugitives from justice .....	1933	104
Headquarters site outside park authorized .....	S. II	151
Hunting prohibited .....	1933	105, 106
Jurisdiction, exclusive, assumed by United States .....	1933	104
Lands added .....	1933	108, 109
Lands excluded from park, added to Rainier National Forest .....	1933	108-109
Laws extended to added lands .....	1933	109
Leases authorized .....	1933	102
Lieu lands to settlers .....	1933	103
Location of mining claims prohibited .....	1933	107
Mineral deposits		
Damage or injury to; penalty .....	1933	105-106
Location of claims in park prohibited .....	1933	107
Preservation from injury or spoliation .....	1933	102
Prior rights not affected .....	1933	108
Mineral land laws of the United States extended to park .....	1933	103
Northern Pacific Railroad, lieu lands .....	1933	103
Offenses .....	1933	104-105
Possession of dead bodies of animals as evidence of violation .....	1933	105
Process, service of .....	1933	104, 107
Rainier National Forest, lands excluded from, added to park .....	1933	109-110
Rainier National Park Company, Secretary of the Interior authorized to acquire property of .....	S. II	151
Reservation of lands .....	1933	101
Rights-of-way, railways, tramways, etc .....	1933	102, 109
Roads, free use of .....	1933	110
Rules and regulations .....	1933	102, 105
Secretary of the Interior		
Acquisition of land for headquarters site authorized .....	S. II	151
Acquisition of property of Rainier National Park Company authorized .....	S. II	151
Exclusive control of park .....	1933	102
Rules and regulations made and published by .....	1933	102, 105
Seizures, hunting equipment used illegally .....	1933	106
Settlement on park land as trespass .....	1933	102
Spoliation, penalties .....	1933	105
Taxation of property and persons in park .....	1933	104
Tramways .....	1933	102, 109
Transportation of dead bodies of wildlife illegally taken; penalties .....	1933	105, 106
Trespassers, removal of .....	1933	102
Violations, punishment for .....	1933	104, 105, 106
Visitors, accommodation of .....	1933	102

	Volume	Page
<b>Mount Rushmore National Memorial</b> .....	S. I	135-141
Boundary revision.....	S. II	384
Commission.....	S. I	140
Borglum crypt, authorization to construct.....	S. II	384
Establishment of.....	S. I	135-141
Organization of.....	S. I	141
Purpose of.....	S. I	135, 138
Report to Congress by.....	S. I	136
Restrictions on use of funds.....	S. I	137, 139
Revival of, authorized.....	S. I	140
Termination of, provision for.....	S. I	141
Transfer of commission and functions to National Park Service.....	S. I	140, 141
Harney National Forest		
Designation of lands within as part of memorial.....	S. I	140
Restoration of certain lands to.....	S. II	139
Restoration of certain lands to.....	S. II	384
<b>Muir Woods National Monument</b> .....	S. I	168
Acquisition of Muir Wood Toll Road authorized.....	S. I	168
<b>Natchez Trace Parkway</b> .....	S. I	189-191
Acceptance of title to land authorized.....	S. II	485-486
Ackia Battleground and Meriwether Lewis National Monuments included in parkway.....	S. I	191
Administration and maintenance.....	S. II	486
Appropriation authorized for surveying.....	S. I	190
Establishment of under jurisdiction of National Park Service.....	S. I	189-190
Exchange and purchase of land authorized.....	S. I	190
French Camp, Mississippi, use of privately owned lands in.....	S. II	485
Pearl River Valley Water Supply District, agreement with authorized.....	S. I	191
Permits for rights-of-way over, etc.....	S. II	485
Privately owned lands, use of in village of French Camp.....	S. I	191
Recreational developments, coordination of with Forest Service.....	S. I	191
Relocation of portions of parkway, Secretary of the Interior authorized to enter into agreement for.....	S. I	191
Roads and trails, connection of with parkway.....	S. II	485
Secretary of the Interior		
Acceptance of title to lands, authorization for.....	S. I	191
Administration and maintenance by.....	S. I	190
Concurrence of on road and trail connections with parkway.....	S. I	190-191
Exchange and purchase of land by, authorized.....	S. II	485
Relinquishment of certain restrictions upon use of privately owned lands in French Camp, authorization for.....	S. I	191
Relocation of portions of parkway, authorization for entering into agreement on.....	S. I	191
Revocable licenses for rights-of-way to be issued by.....	S. I	191
Survey authorized.....	S. I	189-190
<b>Ocmulgee National Monument</b> .....	S. I	169
Establishment authorized.....	S. I	169
<b>The Oglethorpe National Trail and Parkway Project</b> .....	S. I	192-193
<b>Old Kasaan National Monument</b> .....	S. II	444
<b>Olympic National Park</b> .....	S. I	77-82
Administration, protection and development.....	S. II	16, 152-154
Applicability of laws to subsequently accepted lands...	S. I	78
Applicability of laws to subsequently accepted lands...	S. I	78-79, 82

	Volume	Page
<b>Olympic National Park—Continued</b>		
Area of park, limitation on.....	S. I	79
Boundaries.....	S. I	77
Commissioner for park.....	S. I	81
	S. II	152
Damaging or injuring property as offense.....	S. I	80
Establishment.....	S. I	77
Exchange of fishery facilities authorized.....	S. II	153
Exchange of lands authorized.....	S. I	82
	S. II	153
Exclusive jurisdiction ceded to United States by State of Washington.....	S. I	79
Cession accepted.....	S. I	79
Forfeiture of property illegally used in hunting or fishing.....	S. I	81
Hunting prohibited.....	S. I	80-81
Jurisdiction.....	S. I	79
Mineral deposits, reservation of.....	S. I	78
<b>Mount Olympus National Monument</b>		
Abolishment of.....	S. I	77
Lands of, not included in park, transferred to Olympic National Forest.....	S. I	78
<b>Ocean Strip and Queets Corridor, appropriations authorized for protection of.....</b>	S. II	16
<b>Offenses, penalties.....</b>	S. I	80-81
<b>Olympic National Forest</b>		
Division of moneys from.....	S. I	78
Lands transferred to.....	S. I	78
<b>Olympic Recreation Company and Olympic Chalet Company, purchase of property of authorized.....</b>	S. II	152
<b>Prior claims, rights, etc., not affected by establishment.....</b>	S. I	78
<b>Roads and schools, division of receipts for.....</b>	S. I	78
<b>Rules and regulations.....</b>	S. I	80
<b>Secretary of the Interior</b>		
Administration and development under direction of.....	S. I	78
Appointment of commissioner without approval of.....	S. II	152
Consultation of President with, before addition of lands.....	S. I	79
Rules and regulations, publication by.....	S. I	80
Transportation of dead bodies of wildlife illegally taken.....	S. I	80
<b>United States commissioner</b>		
Appointment of.....	S. I	81
	S. II	152
Duties and powers of.....	S. I	81
<b>Organ Pipe Cactus National Monument.....</b>	S. I	170
Mining permitted in monument.....	S. I	170
<b>Padre Island National Seashore.....</b>	S. II	507-510
Acquisition of land, etc., authorized.....	S. II	507
Mineral reservation.....	S. II	509
Administration.....	S. II	509
Appropriations authorized.....	S. II	509
Boundaries.....	S. II	507
Establishment authorized.....	S. II	507
Gunnery or bombing ranges.....	S. II	509
<b>Secretary of the Interior</b>		
Administration by.....	S. II	509
Agreements with Secretary of the Navy regarding gunnery or bombing ranges, authority for.....	S. II	509
Authority of to acquire land, etc.....	S. II	507
Mineral reservation to be permitted by.....	S. II	509
Roadways to be provided by.....	S. II	509
<b>Papago Saguaro National Monument.....</b>	1933	307-310
<b>Patrick Henry National Monument Project.....</b>	S. I	171-172
	S. II	445

	Volume	Page
<b>Pea Ridge National Military Park</b> .....	S. II	280-281
Commission, appointment, qualifications, and duties of.....	S. II	280
Establishment authorized, administration, improvements, development, and maintenance, etc.....	S. II	280-281
Inspection of battlefield authorized.....	S. II	280
<b>Pensacola National Monument Project</b> .....	S. II	446-447
<b>Perry's Victory and International Peace Memorial National Monument</b> .....	S. I	173-175
Acquisition of lands authorized.....	S. I	174
Administration, protection and development.....	S. I	173
Board of advisers.....	S. I	174
Establishment authorized.....	S. I	173
Inconsistent laws repealed.....	S. I	175
President authorized to establish by proclamation.....	S. I	173
Secretary of the Interior		
Administration and development under direction of.....	S. I	173
Discretion respecting employees.....	S. I	175
<b>Petersburg National Battlefield</b> <sup>26</sup> .....	S. I	121, 203-207
Acceptance of donations authorized.....	S. II	321-325
Added lands.....	S. II	322
Battle lines, marking of.....	S. II	324, 325
Boundaries, revisions of.....	S. II	322, 323
Camp Lee Military Reservation, portion of authorized for transfer to park.....	S. I	121
Commission to inspect battlefield; to supervise park.....	S. II	324, 325
Defenses, earthworks, etc., preservation of.....	S. II	324
Destruction of monuments, etc., prohibited.....	S. II	322
Donations, acceptance of authorized.....	S. II	321
Establishment.....	S. II	325
Five Forks Battlefield, acquisition of portion of, authorized.....	S. II	325
Name changed.....	S. II	323
Penalty for destroying property.....	S. II	324
Report to Congress on land acquisition.....	S. II	323
Rules and regulations.....	S. II	324
Superintendent to be appointed.....	S. I	203-207
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	121
Transfer of lands to battlefield authorized.....	S. II	324, 325
<b>Petersburg National Military Park</b> <sup>27</sup> .....	S. I	121, 203-207
<b>Petrified Forest National Monument</b> <sup>28</sup> .....	1933	310-311
<b>Petrified Forest National Park</b> <sup>29</sup> .....	1933	310-311
Acquisition by Secretary of the Interior of privately owned lands authorized.....	S. II	155-156
Boundaries.....	1933	310
Disestablishment of Petrified Forest National Monument authorized.....	S. II	156
Establishment as national park authorized.....	S. II	155
Exchanges of lands authorized.....	1933	310, 311
Title to lands offered for exchange, evidence of, required.....	1933	311
Value of lands for exchange to be ascertained.....	1933	310
<b>Pioneer National Monument Project</b> .....	S. I	176-177

<sup>26</sup> Formerly designated as "Petersburg National Military Park."

<sup>27</sup> See Petersburg National Battlefield.

<sup>28</sup> See Petrified Forest National Park.

<sup>29</sup> Formerly designated as "Petrified Forest National Monument."

	Volume	Page
<b>Pipestone National Monument</b> .....	S. I	178-179
Addition of lands authorized.....	S. II	448
Establishment, administration, boundaries, protection, development, etc.....	S. II	448
Quarrying of pipestone in, reserved to Indians.....	S. I	178
	S. I	179
<b>Platt National Park</b> .....	1933	118-122
Acreage limitation.....	S. I	83
Additional land authorized for Reservation.....	1933	118
Business on Reservation prohibited.....	1933	119
Ceded lands.....	1933	119
Establishment as Sulphur Springs Reservation.....	1933	118
Exclusive jurisdiction of United States.....	1933	121
Fines and penalties.....	1933	121
Indians, cession of lands by.....	1933	118
Intoxicants, introduction and sale of prohibited.....	1933	119
Lands		
Addition of, appropriations for.....	1933	120
	S. I	83
Price of lands ceded by Indians to be deposited to credit of tribes.....	1933	119
Management and control.....	1933	118, 119, 120, 121
Name changed to Platt National Park.....	1933	121
Offenses.....	1933	121
Process, service of.....	1933	121
Rules and regulations.....	1933	120
School lands, indemnity selections for, excluded from Reservation.....	1933	121
Secretary of the Interior authorized to designate an officer of the Department to take charge of lands....	1933	120
Springs, rules and regulations for control and use of....	1933	119, 120
<b>Point Reyes National Seashore</b> .....	S. II	511-516
Access roads, acquisition of within pastoral zone.....	S. II	514
Acquisition of land, etc., authorized.....	S. II	513-514
Appropriation authorized.....	S. II	516
Boundaries.....	S. II	511
Establishment authorized.....	S. II	511
Hunting and fishing		
Authority for Secretary to enter into cooperative agreements on.....	S. II	516
Regulations for to be prescribed by the Secretary....	S. II	515
"Improved property," definition of.....	S. II	515
Secretary of the Interior		
Acquisition of land, etc., by, authority for.....	S. II	513-514
Administration by.....	S. II	515
Hunting and fishing, regulations for to be prescribed by.....	S. II	515-516
"Ranching and dairying," definition of; Secretary to consider in acquiring access roads.....	S. II	514
<b>Poplar Grove National Cemetery</b> .....	S. I	203-207
<b>President Adams Parkway Project</b> .....	S. II	487
<b>Rainbow Bridge National Monument</b> .....	S. II	449
Protective measures to be taken to preclude impairment of in Colorado River storage project.....	S. II	449
<b>Richmond National Battlefield Park</b> .....	S. I	126
	S. II	302
Acquisition of lands authorized; administration and de- velopment.....	S. I	126
Establishment authorized.....	S. I	126
Virginia Electric and Power Company, easement granted to.....	S. II	302



	Volume	Page
<b>Riverside County, California, National Monument Project.</b>	1933	301-302
<b>Rocky Mountain National Park</b> .....	1933	152-168
Accommodations for visitors.....	S. II	157-160
Administration building, acceptance of site donated for.....	1933	155
Appropriations for park.....	1933	157
Limitation on.....	1933	155
Repeal of.....	1933	155
Arbuckle Reservoir, use of park land for.....	1933	162
Boundaries.....	1933	152
Revisions of.....	1933	155, 157, 158, 166
Citizens residing in park, rights of.....	S. II	157, 158
Claims and rights under land laws not affected.....	1933	163
Colorado judicial district, park assigned to.....	1933	154, 167
Colorado National Forest, lands transferred to.....	1933	163
Colorado Transportation Company, exchange of property, with, authorized.....	1933	157, 158
Commissioner for park.....	S. II	159
Criminal cases, procedure in.....	1933	165
Dedication and setting apart.....	1933	165
Donated lands, acceptance of authorized.....	1933	154
Entries before establishment of park, not impaired.....	1933	157
Establishment.....	1933	154, 167
Exchange of lands and property authorized.....	1933	152
Exclusive jurisdiction ceded to United States by State of Colorado.....	S. II	158, 159
Cession accepted.....	1933	162
Federal Water Power Act not applicable.....	1933	163
Fishing.....	1933	162
Flowage, Reclamation Service authorized to utilize area within park for.....	1933	164
Forfeiture of property illegally used.....	1933	154
Fugitives from justice.....	1933	164
Government and control.....	1933	163
Hunting prohibited.....	1933	155
Jurisdiction.....	1933	164
Lands added.....	1933	162, 163
Lease of land in park.....	S. II	155, 158, 166
Penalties, violation of rules and regulations.....	1933	157, 158
Possession of dead bodies of animals as evidence of unlawful taking.....	1933	155, 162
President of United States authorized to add land to park.....	1933	164, 165
Procedure in criminal cases.....	1933	166
Process, service of.....	1933	165
Publication of rules and regulations.....	1933	163
Railways, rights-of-way for.....	1933	155, 164
Reclamation Service, use of park lands by.....	1933	154, 168
Residents, rights of as citizens of Colorado.....	1933	154
Rights-of-way.....	1933	163
Rights reserved to State.....	1933	154, 167, 168
Rules and regulations.....	1933	163
Seizures of property illegally used.....	1933	155, 164
Spoliation, penalties for.....	1933	164
Taxation by State of persons and corporations in park.....	1933	164
Timber.....	1933	163
Protection of.....	1933	164
Sale, cutting and removal of.....	1933	165
Transfer of lands to Colorado National Forest.....	1933	157, 161
Transportation of wildlife illegally taken.....	1933	164
United States commissioner, appointment, authority, etc.....	1933	165
Visitors, accommodations for.....	1933	155

	Volume	Page
<b>Sagamore Hill National Historic Site</b> .....	S. II	361-362
Advisory committees.....	S. II	362
Establishment authorized.....	S. II	361
<b>Saint Croix Island National Monument Project</b> .....	S. II	450-451
Establishment authorized.....	S. II	450
<b>Salem Maritime National Historic Site</b> .....	S. I	134
Secretary of the Interior authorized to acquire custom house for establishment as historic site.....	S. I	134
Transfer of custom house to Department of the Interior authorized.....	S. I	134
<b>San Juan National Historic Site</b> .....	S. II	363-364
Conveyance of property to municipality of San Juan, Puerto Rico, authorized.....	S. II	363
<b>Santa Rosa Island National Monument</b> .....	S. II	452
<b>Saratoga National Historical Park</b> .....	S. I	111
Acquisition of property authorized.....	S. II	223-224
.....	S. I	111
.....	S. II	224
Acreage limitation.....	S. II	224
Administration and development.....	S. I	111
Establishment.....	S. II	223
Authorization for.....	S. I	111
Schuyler Mansion property, acceptance of authorized.....	S. II	224
Study of battlefield authorized.....	S. II	223
<b>Scotts Bluff National Monument</b> .....	S. II	453
Boundary revision authorized.....	S. II	453
<b>Sequoia National Park</b> .....	1933	48-62
.....	S. I	84-85
.....	S. II	16-17, 161-162
Accommodation of visitors.....	1933	49, 61
Addition of lands authorized.....	S. I	84
Boundaries.....	1933	48
Revisions of.....	1933	51, 58
.....	S. I	84
California, jurisdiction remaining in.....	1933	53
Claims, entries, locations, and homesteads protected.....	1933	61
Commissioner for park.....	1933	57-58
.....	S. II	161
Criminal cases, procedure in.....	1933	57
Damage to buildings, etc., punishment.....	1933	55
Dams, reservoirs, etc., permits for.....	1933	51, 61
Detrimental animals or plants, destruction of.....	1933	56
Donated lands, acceptance of authorized.....	1933	52
Electrical plants, conduits, etc., rights-of-way for.....	1933	51, 61
Establishment.....	1933	48
Exchange of lands authorized.....	S. I	84
Exclusion of certain lands authorized.....	1933	60
.....	S. II	162
Exclusive jurisdiction ceded to United States by State of California.....	1933	52
Cession accepted.....	1933	53
Exclusive privileges limited.....	1933	61
Extradition of criminals.....	1933	54
Fees, fines, and costs.....	1933	58
Fishing.....	1933	54, 60
Forfeitures and penalties.....	1933	55, 56, 61, 62
Free use of park for recreational purposes.....	1933	60
Fugitives from justice.....	1933	54
Game refuge, lands included in after exclusion from park.....	S. II	162
Grazing permits.....	1933	61
Guns, seizure and forfeiture of, illegally used.....	1933	56

Sequoia National Park—Continued	Volume	Page
Hunting prohibited.....	1933	54
Jurisdiction.....	1933	53, 54
Lands		
Addition and exchange of authorized.....	S. I	84
Exclusion of authorized.....	S. II	162
Leases for buildings to accommodate visitors.....	1933	49, 61
Location of park.....	1933	48
Mineral deposits, regulations for preservation of.....	1933	49, 54
Natural resources, permits for use of.....	1933	61
Offenses		
Jurisdiction of offenses committed in park.....	1933	53
Penalties.....	1933	55, 56, 61
Punishment of under state law.....	1933	54
Permits.....	1933	51, 61
S. I		85
Possession of dead animals as evidence of illegal killing.....	1933	55
Prior claims, locations, and entries not affected.....	1933	61
Process		
Jurisdiction of state.....	1933	53
Service of by U.S. commissioner.....	1933	58
Publication of rules and regulations.....	1933	49, 54, 60
Rights-of-way for utilities.....	1933	51, 61
Roads		
Appropriations authorized for maintenance of.....	S. II	16-17
Exclusive privilege for use of, limited.....	1933	61
Rules and regulations.....	1933	49, 54, 60
Penalties for violating.....	1933	55, 61
Secretary of Army, detail of troops by, to prevent trespassing.....	1933	51
Secretary of the Interior		
Control.....	1933	48, 60
Exchange of lands.....	S. I	84
Sale or disposal of timber.....	1933	55
Seizure and forfeiture of guns, etc., illegally used.....	1933	56
Sequoia National Game Refuge, land excluded from park to be added to.....	S. II	162
Settlers in park as trespassers.....	1933	48
Southern California Edison Company, electric power permits granted to, not affected by land exchange.....	S. I	85
Spoliation, penalty for.....	1933	55
Taxation of property in park by state.....	1933	53
Timber		
Cutting for domestic purposes.....	1933	61
Penalty for injuring, etc.....	1933	55, 62
Permits for use by prior claimant.....	1933	61
Regulations for preservation from injury.....	1933	49, 54, 60
Sale or disposal of.....	1933	55
Transportation of wildlife illegally taken or killed.....	1933	55
Traps, seizure and forfeiture of for illegal use.....	1933	56
Trespassers.....	1933	48, 49, 51
Troops, use of to protect park.....	1933	51
United States commissioner		
Appointment, duties and powers of.....	1933	57-58
S. II		161
Authority of to exercise similar functions for Kings Canyon National Park.....	S. II	161
Visitors, accommodations for.....	1933	49, 61
Voting by persons residing in park.....	1933	53
Wildlife, protection of.....	1933	49, 54, 55, 56, 60, 61, 62
Withdrawal of land from settlement.....	1933	48, 50
<b>Shenandoah National Park.....</b>	<b>1933</b>	<b>283-287</b>
S. I		86-97
S. II		163-164
Acceptance of title to lands authorized.....	1933	284, 285
Addition of lands.....	S. I	89, 96
S. II		164

Shenandoah National Park—Continued	Volume	Page
Administration.....	1933	284, 285
Alcoholic beverages, United States to regulate sale of...	S. I	92, 93, 95
Blue Ridge Parkway, transfer of section of to park....	S. II	164
Boundaries		
Determination of to be made by the Secretary of the Interior.....	1933	283
Revisions of.....	1933	285
	S. I	89, 96
	S. II	164
Commission authorized to determine needed lands.....	1933	283
Use of commission in establishment of park.....	1933	285
Commissioner for park.....	S. I	88, 89
	S. II	163
Donations, acquisition of land restricted to.....	1933	284
Establishment authorized.....	1933	284
Exchange of land authorized.....	S. II	163
Exclusive jurisdiction ceded to United States by State of Virginia.....	1933	286
	S. I	91
Cession of police jurisdiction accepted.....	S. I	86, 95
Federal Water Power Act not applicable.....	1933	285
Fishing.....	S. I	87
Forfeiture of property illegally used.....	S. I	88
Front Royal Quartermaster Depot Military Reservation lands added to park.....	S. I	89
Fugitives from justice, laws applicable to.....	S. I	86, 94, 96
Gasoline and motor vehicle fuel tax, reservation of right to state.....	1933	287
	S. I	86, 92, 94, 96
Guns, traps, etc., forfeiture of for illegal use.....	S. I	88
Hunting prohibited.....	S. I	87
Jurisdictions of United States and State of Virginia in park, defined.....	S. I	91, 93, 95
Lands to be acquired for park, determination of.....	1933	283
Lease of lands within park authorized.....	1933	285, 286
Location and extent of park.....	1933	283, 284
Minimum area.....	1933	285
Offenses; penalties.....	S. I	87
Police jurisdiction.....	1933	287
	S. I	86, 91, 93, 95
Possession of dead animals as evidence of illegal killing.....	S. I	87
Protection and development.....	1933	284, 285, 286
	S. I	87
Rights-of-way and easements, lands accepted subject to to reservations of.....	1933	286
Secretary of the Interior		
Commissioner for park appointed without approval of.....	S. II	163
Land exchange authorized.....	S. II	163
Lease of lands authorized.....	1933	285, 286
Shenandoah Recreational Demonstration Project, lands acquired for to be added to park.....	S. I	96
Subscriptions for land purchases.....	1933	284
Taxation within park reserved to state.....	1933	287
	S. I	86, 92, 94, 96
Title to lands, acceptance of authorized.....	1933	284, 286
	S. II	163
Transportation of wildlife illegally taken.....	S. I	87
United States commissioner.....	S. I	88-89
	S. II	163
Voting by persons residing in park.....	1933	287
	S. I	92, 94, 96
<b>Shiloh National Cemetery</b> .....	S. I	203-207
<b>Shiloh National Military Park</b> .....	S. I	203-207
	S. II	282-289
Acquisition of land authorized.....	S. II	283, 286, 287
Agreements with land owners.....	S. II	283
Battle lines, marking of.....	S. II	284, 287

	Volume	Page
<b>Shiloh National Military Park—Continued</b>		
Boundaries.....	S. II	282
Revision of.....	S. II	287, 288, 289
Cannon, cannon balls, and shell authorized for delivery to park by Secretaries of War and Navy.....	S. II	285
Commission, appointment and duties of.....	S. II	283, 284
Conveyance of lands authorized.....	S. II	288, 289
Corinth and Shiloh Electric Railway Company, right-of-way for.....	S. II	286
Corinth National Cemetery, extension of park to connect with.....	S. II	287
Establishment.....	S. II	282
Exchange of lands authorized.....	S. II	288
Limitation on cost of lands included in park.....	S. II	285
Penalty for destruction of monuments, statues, etc.....	S. II	285
Recreational area, conveyance of lands to state for use as.....	S. II	289
Right-of-way for electric railway authorized.....	S. II	286
Roads, conveyance of lands to state for relocation of.....	S. II	288
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Shoshone Cavern National Monument.....</b>	S. II	454
<b>Silver Creek Recreational Demonstration Project.....</b>	S. II	528
Exchange of lands authorized.....	S. II	528
<b>Spanish War Memorial Park Project.....</b>	S. I	127-128
<b>Statue of Liberty National Monument.....</b>	S. I	203-207
Bedloe's Island, name changed to Liberty Island.....	S. II	455-457
Donations for electric lighting plant, authority for acceptance of.....	S. II	456
Liberty Island, name of Bedloe's Island changed to.....	S. II	455
New York City National Shrines Advisory Board.....	S. II	456
Preservation of historic properties.....	S. II	455
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. II	456, 457
<b>Stones River National Battlefield.....</b>	S. I	203-207
Acquisition of lands authorized.....	S. II	326-330
Administration, protection and development.....	S. II	327, 329
Agreements with land owners authorized.....	S. II	330
Appointment of commission.....	S. II	328
Appropriations authorized.....	S. II	326
Battle lines, marking of.....	S. II	328
Boundaries.....	S. II	327, 328, 329
Fixing of before purchasing land.....	S. II	328
Marking of.....	S. II	327, 329
Revision of.....	S. II	329
Change of name.....	S. II	330
Commission, appointment, duties, qualifications, and report of.....	S. II	326-327, 329
Cost limitation.....	S. II	327, 329
Destroying or injuring property prohibited.....	S. II	328
Establishment.....	S. II	326-327
Name changed.....	S. II	330
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Stones River National Cemetery.....</b>	S. I	203-207
<b>Sullys Hill National Park<sup>30</sup>.....</b>	1933	277-278

<sup>30</sup> Transferred to the Department of Agriculture by act of March 3, 1931 (46 Stat. 1509), to be maintained as the Sullys Hill National Game Preserve.

	Volume	Page
<b>Theodore Roosevelt Birthplace National Historic Site</b> .....	S. II	365-366
Advisory committees.....	S. II	366
Establishment authorized.....	S. II	365
<b>Theodore Roosevelt National Memorial Park</b> .....	S. II	305-318
Acquisition of lands authorized.....	S. II	307, 312
Addition of lands.....	S. II	311
Administration, protection, and development.....	S. II	307
Boundaries.....	S. II	305-306
Revisions of.....	S. II	308,
		311, 312, 314
Commission for celebration of 100th anniversary of birth of Theodore Roosevelt		
Appropriations authorized for.....	S. II	314, 317
Establishment of.....	S. II	313
Conveyance of certain lands to other agencies authorized.....	S. II	311, 312
Donations, acceptance of authorized.....	S. II	307
Establishment.....	S. II	305
Exchange of lands authorized.....	S. II	307, 312, 316
Homestead, mineral, and other existing rights unaffected by establishment.....	S. II	308
Medora, North Dakota, water and sewage facilities of to be modernized from federal funds.....	S. II	317
Omission of words in law, correction of.....	S. II	312
Proclamation by President authorized for observance of anniversary of birth of Theodore Roosevelt.....	S. II	317
Theodore Roosevelt Centennial Commission		
Appropriations authorized for.....	S. II	314, 317
Establishment of.....	S. II	313
Water and sewage facilities of Medora, North Dakota, modernization of, authorized from federal appropria- tions.....	S. II	317
<b>Tupelo National Battlefield</b> .....	S. I	203-207
Acquisition of lands authorized.....	S. II	331
Establishment.....	S. II	331
Name changed.....	S. II	331
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Upper Mississippi National Park</b> <sup>31</sup> .....	1933	291
<b>Verendrye National Monument</b> .....	S. II	458
<b>Vicksburg National Cemetery</b> .....	S. I	203-207
Railway construction authorized over cemetery road....	S. II	523-524
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Vicksburg National Military Park</b> .....	S. I	122, 203-207
Acquisition of land authorized.....	S. II	290-297
.....	S. I	122
.....	S. II	291
Agreements with land owners.....	S. II	291-292
Archway, plans for.....	S. II	294
Battle lines, marking of.....	S. II	292
Boundaries.....	S. II	290-291
Commission, appointment and duties of.....	S. II	292
Cost limitation.....	S. II	291
Donations, authorization for acceptance of.....	S. I	122
Easement for highway granted to Warren County.....	S. II	296

<sup>31</sup> Proposed.

Vicksburg National Military Park—Continued	Volume	Page
Establishment.....	S. II	290
Exchange of land authorized.....	S. II	296
Monuments, statues, etc., protection of.....	S. II	293
Regulations.....	S. II	292
Applicability of to added lands.....	S. I	122
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
Vicksburg Bridge and Terminal Company, rights-of-way granted to.....	S. II	295
Vicksburg Memorial Arch Commission, authorization for.....	S. II	294
Warren County, easement for highway granted to.....	S. II	296
<b>Virgin Islands National Park</b> .....	S. II	165-169
Acquisition of lands authorized.....	S. II	165, 169
Acreage limitation.....	S. II	165
Appropriations authorized.....	S. II	166, 169
Boundaries.....	S. II	165
Revision of.....	S. II	166
Donations, acceptance of authorized.....	S. II	165, 169
Establishment authorized.....	S. II	165, 166
<b>Wheeler National Monument</b> .....	S. II	459
<b>White Sands National Monument</b> .....	S. I	180
Addition of lands acquired for White Sands Recreational Demonstration Project; revision of boundary.....	S. I	180
<b>Whitman Mission National Historic Site</b> <sup>32</sup> .....	S. I	181
Acquisition of land authorized.....	S. II	367
.....	S. I	181
.....	S. II	367
Boundary change.....	S. II	367
Establishment as monument, authorized.....	S. I	181
Name changed.....	S. II	367
<b>Whitman National Monument</b> <sup>33</sup> .....	S. I	181
<b>Wilson's Creek National Battlefield Park</b> .....	S. II	303
Establishment authorized.....	S. II	303
<b>Wind Cave National Park</b> .....	1933	123-124
.....	S. I	98
.....	S. II	170-172
Accommodations for visitors.....	1933	123-124
Boundaries.....	1933	123
Revisions of.....	1933	124
.....	S. I	98
.....	S. II	170
Buffalo and elk, disposal of surplus.....	S. I	98
Establishment.....	1933	123
Exchange of lands authorized.....	S. II	171
Fines and penalties.....	1933	124
Government and control.....	1933	123
Harney National Forest, lands excluded from park, added to.....	S. II	171
Intruders, punishment of.....	1933	124
Lease of cavern and lands in park.....	1933	123
Funds from, to be covered into Treasury.....	1933	124
Offenses; penalties for.....	1933	124

<sup>32</sup> Formerly designated as "Whitman National Monument."

<sup>33</sup> See Whitman Mission National Historic Site.

	Volume	Page
<b>Wind Cave National Park—Continued</b>		
Relinquishment of claims to lands in park.....	1933	124
Reservation of land for park purposes.....	1933	123
Rights not affected by establishment.....	1933	123
Rules and regulations.....	1933	123
Secretary of the Interior		
Disposal of surplus buffalo and elk, authorization for..	S. I	98
Lease of cavern and lands, authorization for.....	1933	123
Surplus buffalo and elk, disposal of.....	S. I	98
Visitors, accommodations for.....	1933	123
Wind Cave National Game Preserve transferred to park..	S. I	98
<b>Wright Brothers National Memorial</b> .....	S. I	203-207
Boundaries, revision of.....	S. II	385-386
Commission established.....	S. II	385-386
Monument authorized for erection on Kill Devil Hill....	S. II	385
Transfer from War Department to Department of the Interior (Executive Orders Nos. 6166 and 6228).....	S. I	203-207
<b>Wupatki National Monument</b> .....	S. II	460
Boundary revision and exchange of lands authorized....	S. II	460
<b>Yellowstone National Park</b> .....	1933	25-47
Absaroka National Forest, additions to.....	S. I	99
Accommodation of visitors.....	S. II	16-17, 173-175
Additions to park authorized.....	1933	38, 39, 40
Retention of in original wilderness character.....	1933	26, 27,
Animals in park, disposal of surplus.....	1933	34, 35, 36
Arrests.....	1933	37-40, 45-47
Boundaries.....	1933	45
Revisions of.....	1933	37, 41
Boundary commission authorized.....	1933	32
Buffalo, disposition of surplus.....	1933	26
Cession of jurisdiction over excluded land to State of Wyoming.....	1933	39, 43, 45-46
Commissioner for park.....	1933	43
Control of park.....	1933	37
Criminal laws of Wyoming applicable.....	1933	
Deputy marshals, appointment of.....	1933	
Detail of troops for protection of park.....	1933	
Donated lands for elk refuge, acceptance of from Izaak Walton League authorized.....	1933	45, 47
Donations, acceptance of for land purchases authorized..	1933	32, 33
Electric light and power, supply by government plants..	1933	26
Elk		
Disposition of surplus.....	1933	30
Refuge for, establishment authorized.....	1933	37, 41
Establishment.....	1933	37, 40
Exchange of lands.....	1933	26
Exclusive jurisdiction over park ceded to United States by		
Idaho.....	1933	38, 45
Montana.....	1933	28
Feed and range facilities.....	1933	29
Fish, wanton destruction of, prohibited.....	1933	37, 40
Fishing.....	1933	27
Forfeiture of property used in violation of hunting and fishing regulations.....	1933	31
Fugitives from justice.....	1933	31
Gallatin National Forest, additions to.....	1933	30
Geysers, lease of lands in park not to include.....	1933	39, 40
Grazing prohibited.....	1933	34
Guns, forfeiture of for violation of hunting regulations..	1933	41
		31



Yellowstone National Park—Continued	Volume	Page
Hunting prohibited.....	1933	30
Izaak Walton League, donated lands accepted from, for elk refuge.....	1933	40
Jail for park, construction of authorized.....	1933	33
Jurisdiction.....	1933	30
Cession of to United States by		
Idaho.....	1933	28
Montana.....	1933	29
Excluded land, jurisdiction over, ceded to Wyoming - Exclusive jurisdiction of United States not affected by admission of Wyoming to the Union.....	1933	45, 47
Felonies committed in park, district court for district of Wyoming to have jurisdiction of.....	1933	28
Lease of lands in park authorized.....	1933	36
Madison National Forest, sale of land in to Oregon Short Line Railroad.....	1933	26, 27, 34, 35, 36
Mineral deposits		
Preservation of.....	1933	42
Regulations to prevent injury or spoliation of.....	1933	26
Mortgage by lessees of land.....	1933	31, 34
Offenses		
Criminal laws of Wyoming applicable to.....	1933	35
Punishment for.....	1933	30
Wyoming judicial district to have jurisdiction of.....	1933	31, 34
Oregon Short Line Railroad, sale of land in Madison National Forest to.....	1933	36
Possession of dead bodies of animals as evidence of illegal killing.....	1933	42
Predatory animals in park, disposal of.....	1933	31
Prior claims not affected by added lands or boundary changes.....	1933	37
Process, service of.....	1933	39, 45
Reservation of timber, minerals, or easements by owners conveying land.....	1933	28, 29, 30
Roads		
In national forests leading out of park, appropriations authorized for maintenance of.....	S. II	16-17
In park, approval of plans for extensions and improvements of.....	1933	41
Rules and regulations.....	1933	26, 31, 34
School facilities.....	S. II	174
Secretary of Army, authority of to permit private parties use of electricity furnished by electric power plant....	1933	36
Secretary of the Interior		
Acceptance of donations and title to lands authorized.....	1933	37, 38
Control of.....	1933	26, 33
Disposition of surplus animals in park authorized by.....	1933	37, 41
Lease of lands in park granted by.....	1933	26, 27, 34, 35, 36
Road extensions approved by.....	1933	41
Rules and regulations to be published by.....	1933	26, 31, 34
School facilities, regulations for payment for to be prescribed by.....	S. II	174
Service of process of courts of Idaho, Montana, and Wyoming.....	1933	28, 29, 30
Settlers or locators in park as trespassers.....	1933	26
Snake River, division of waters of.....	S. II	173, 175
Surplus animals, disposal of.....	1933	37, 41
Taxation by state of property reserved by owners conveying land.....	1933	38
Timber		
Exchange of for land.....	1933	38
Preservation of.....	1933	26
Regulations to prevent injury or spoliation of.....	1933	31, 34

	Volume	Page
<b>Yellowstone National Park—Continued</b>		
Transportation of wildlife taken illegally, prohibited	1933	31
Trespassers; removal of from park	1933	26, 27
Troops, detail of	1933	27
United States commissioner	1933	32, 33
Visitors, accommodation of	1933	26, 27, 34, 35, 36
Water Power Act not applicable	1933	45
Wildlife		
Detail of troops to protect	1933	27
Disposal of surplus	1933	37, 41
Feed and range facilities for	1933	37, 40
Prevention of wanton destruction of	1933	27
Protection of	1933	30
Wyoming		
Admission of to Union not to affect ownership and jurisdiction of U.S. in park	1933	28
Judicial district, jurisdiction of	1933	30, 36, 42
Yellowstone River, division of waters of	S. I	99
	S. II	175
<b>Yorktown National Cemetery</b>	S. I	203-207
<b>Yosemite National Park</b>	1933	63-100
	S. I	100
	S. II	16-17, 176-177
Accommodations for visitors	1933	65-66, 67, 77
Acquisition of adjacent land for administrative site authorized	S. II	176
Additional lands	1933	75, 98, 99
	S. I	100
	S. II	176
Appropriations authorized for		
Acquisition of adjacent land for administrative site	S. II	177
Acquisition of privately owned lands	1933	99-100
Road maintenance on certain connections	S. II	16-17
Boundaries	1933	64-65
Revisions of	1933	69, 73, 90, 98, 99
	S. I	100
California, jurisdiction remaining in	1933	93
California northern judicial district, park assigned to	1933	93
Criminal cases, procedure in	1933	97
Damage to wildlife, timber, minerals, etc; punishment for	1933	94, 95
Dead or down timber, sale and removal of	1933	76
Deer, acquisition of lands for protection of	1933	98
Detail of troops to park authorized	1933	68
Detrimental plants or animals, destruction of by authority of Secretary	1933	95
Donations		
Acceptance of authorized	1933	92
Matching funds for land acquisition required for expenditure of appropriated funds	1933	99
Electrical plants, utilities, etc., rights-of-way for	1933	68
Establishment	1933	64
Exchange of lands	1933	75, 76, 91, 98
Ascertainment of value for purpose of	1933	75
Exclusive jurisdiction		
Ceded to United States by California	1933	92
Cession accepted	1933	92
Extradition of criminals	1933	93

Yosemite National Park—Continued	Volume	Page
Federal Water Power Act not applicable to added lands.....	1933	99
	S. I	100
Fines, penalties and forfeitures.....	1933	94, 95
Fishing.....	1933	94
Fishing license, right of state to fix and collect fee.....	1933	93
Fugitives from justice.....	1933	93
Guns, traps, etc., seizure and forfeiture of, illegally used.....	1933	95
Hetch Hetchy Reservoir.....	1933	77-90
Conditions for construction of dam.....	1933	82-89
Construction materials from park, use of authorized.....	1933	78
Dam to be constructed.....	1933	86
Electrical energy, conditions for use of.....	1933	86-88
Forfeiture of rights on failure to prosecute construction.....	1933	81
Irrigation districts, rights of.....	1933	86, 89
Lands not used for to be conveyed to United States.....	1933	89
Pollution of waters prohibited.....	1933	83
Regulations of Secretary of the Interior, compliance with required.....	1933	81
Rights-of-way		
Change of location of, subject to approval of Secretary of the Interior.....	1933	79
Subject to purchase of prior valid claims.....	1933	79
Roads and trails		
Building of by grantee subject to approval of Secretary of the Interior.....	1933	88
Grantee to assign free of cost to United States.....	1933	82
Public use of to be permitted by grantee.....	1933	80
San Francisco, grant of rights-of-way and lands to, for reservoir.....	1933	77
Sanitary regulations.....	1933	82
Timber regulations for construction work.....	1933	80
War Department, sale of water to.....	1933	89
Water		
Delivery of.....	1933	84
Maximum and minimum amounts, Secretary of the Interior to determine.....	1933	85
Hotel in park authorized.....	1933	77
Hunting prohibited.....	1933	94
Jurisdiction.....	1933	92, 93
Land acquired for administrative site in El Portal area.....	S. II	176
Mariposa Big Tree Grove reserved and made part of park.....	1933	64, 72
Mariposa County granted right-of-way across park.....	1933	67
Matured timber, sale and removal of.....	1933	76
Mortgage by lessees.....	1933	67
Offenses, jurisdiction of.....	1933	93
Penalties, fines and forfeitures.....	1933	94, 95
Plants, destruction of detrimental plant life in park, authority for.....	1933	95
Possession of dead bodies of animals as evidence of illegal taking.....	1933	94
President of United States, proclamation by, authorized for addition of certain lands.....	1933	99, 100
Privately owned lands		
Ascertainment of value in exchange of.....	1933	75
Exchange of.....	1933	75, 76, 90, 98
Purchase of.....	1933	99-100
	S. I	100
Process, service of.....	1933	93, 97
Reduction of park area, report on authorized.....	1933	69

	Volume	Page
<b>Yosemite National Park—Continued</b>		
Rights-of-way through park for		
Electrical plants, utilities, etc.....	1933	68
Mariposa County.....	1933	67
San Francisco.....	1933	77
Road construction, report on authorized.....	1933	69
Rules and regulations.....	1933	65, 94
Penalties for violation of.....	1933	94-95
San Francisco, rights-of-way through park granted to.....	1933	77-90
Secretary of Agriculture, jurisdiction of land in El Portal area.....	S. II	176
Secretary of the Interior		
Acquisition and jurisdiction of land for administrative site.....	S. II	176
Lease of lands granted by.....	1933	65, 66, 67, 77, 100
Sale or disposal of timber.....	S. II	177
Timber cutting and removal regulated by.....	1933	76, 95
Timber cutting and removal regulated by.....	1933	76
Sierra Forest Reserve, lands excluded from park made part of.....	1933	74
Spoilation, punishment for.....	1933	94
Stanislaus National Forest, appropriations authorized for maintenance of road in, connecting with certain park roads.....	S. II	16-17
Taxation of persons and property in park.....	1933	93
Timber		
Acquisition of lands for preservation and consolidation of stands.....	1933	90, 99
Cutting and removing.....	1933	76
Exchange of.....	1933	75, 76
Sale or disposal of.....	1933	95
Dead, fallen or matured timber.....	1933	76
Transportation of wildlife illegally taken, prohibited.....	1933	94
Trespassers; removal of.....	1933	65, 66, 68
Troops detailed to protect park.....	1933	68
United States commissioner, appointment, authority, etc.....	1933	95
Value of lands and timber to be exchanged, determination of.....	1933	75
Violation of regulations; punishment for.....	1933	94, 95
Visitors, accommodations for.....	1933	65-66, 67, 77
Voting by persons residing in park.....	1933	93
Wild animals or birds		
Hunting or killing of prohibited.....	1933	94
Possession of dead bodies of, as evidence of illegal hunting.....	1933	94
Rules and regulations respecting.....	1933	94
Secretary of the Interior authorized to destroy if detrimental to park use.....	1933	95
Transportation of when killed contrary to law.....	1933	94
Yosemite Valley and Mariposa Big Tree Grove granted to State of California by United States.....	1933	64
Receded to United States by State of California.....	1933	71
Recession accepted.....	1933	72
<b>Zion National Park</b> .....	1933	217-218
S. I.....		101
S. II.....		178-179
Acquisition of land authorized.....	1933	217
Additional lands.....	S. II	179
Administration and protection.....	1933	218
S. II.....		178
S. II.....		217
S. II.....		178, 179

Zion National Park—Continued	Volume	Page
Boundaries, revisions of .....	1933	218
	S. II	178-179
Conveyance of land to Utah State Road Commission...	S. II	179
Dedication .....	1933	217
Establishment .....	1933	217
Exchange of lands authorized .....	1933	217
Inclusion of Zion National Monument in park .....	S. II	178
Laws applicable to added lands .....	1933	218
	S. II	178, 179
Salt Lake Meridian		
Conveyance of lands of to Washington County, Utah...	S. I	101
Inclusion of lands of in park .....	S. II	178
Secretary of the Interior		
Administration of park .....	1933	217
	S. II	178
Conveyance of lands authorized to		
Utah State Road Commission .....	S. II	179
Washington County, Utah .....	S. I	101
Springdale, Utah, authorized to divert water from springs		
in park .....	1933	217
Description of affected area amended .....	S. I	101