Public Law 89-317

November 2, 1965
[H. J. Res. 397]

JOINT RESOLUTION

To authorize the Commissioners of the District of Columbia on behalf of the United States to transfer from the United States to the District of Columbia Redevelopment Land Agency title to certain real property in said District.

D.C. Code 47-720 and note, 47-718 and note.

Whereas, pursuant to the applicable provisions of Acts of February 12, 1901 (31 Stat. 767), and February 28, 1903 (32 Stat. 909), hereinafter referred to as the "Union Station Acts", certain streets within the District of Columbia were "completely vacated and abandoned by the public and closed to public use" and "vacated, abandoned, and closed", and the use thereof granted to the Baltimore and Ohio Railroad Company, the terminal company provided for in section 10 of such Act approved February 12, 1901, and the Philadelphia, Baltimore, and Washington Railroad Company, the latter company having thereafter leased said street area to the Pennsylvania Railroad Company under a nine hundred and ninety-nine-year lease (said companies collectively being hereinafter referred to as the "railroads") for the railroad use prescribed in the Union Station Acts, subject to taxation by the District of Columbia; and

Whereas said grant by the Congress of the use of these street areas was, in part, consideration for the dedication by the railroads to the District of Columbia for street and highway purposes of certain land owned in fee simple by the railroads; and

D.C. Code 5-701 note.

Whereas the District of Columbia Redevelopment Act of 1945 (60 Stat. 790), as amended (title 5, chap. 7, D.C. Code, 1961 ed.) (hereinafter referred to as the "Redevelopment Act"), requires the District of Columbia Redevelopment Land Agency (hereinafter referred to as the "Agency") to carry out duly adopted urban renewal plans, and the duly adopted urban renewal plan for Southwest urban renewal project area C requires acquisition by the Agency of certain properties within and abutting said street areas and redevelopment of said properties for other than railroad use; and

Whereas, for value received, the railroads sold to the Agency the fee simple title to those portions of said properties owned by them in fee simple, as well as all right, title, and interest in the former street, alley, and other United States-owned reservations vested in them by the Union Station Acts; and

Whereas, notwithstanding that sale by the railroads, the United States continues to own bare legal title to said properties covered by the Union Station Acts and, in order for the Agency to exercise its responsibilities and duties under said urban renewal plan and said Redevelopment Act, it is necessary that title to these properties be transferred to, and vested in, the Agency for subsequent sale or lease for private development: Now, therefore, be it

D.C. Transfer of U.S. real property.

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That, in accordance with the provisions of this joint resolution, the Commissioners of the District of Columbia, consistent with their approval of the urban renewal plan requiring such action, are authorized and directed on behalf of the United States of America to transfer to the Agency all right, title, and interest of the United States in and to the following real properties in the District of Columbia:

(a) Part of Maryland Avenue Southwest, of Thirteen-and-a-Half Street Southwest, and of Thirteenth Street Southwest, described as follows:

Beginning for the same at the intersection of the northerly line of Maryland Avenue Southwest, with the east line of Fourteenth Street

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Southwest, and running thence along the said northerly line of Maryland Avenue in a northeasterly direction 256.25 feet to the west line of Thirteen-and-a-Half Street Southwest;

thence along the said line of Thirteen-and-a-Half Street due north 251.67 feet to the south line of D Street Southwest;

thence due east 70.0 feet to the east line of Thirteen-and-a-Half Street;

thence along the said east line of Thirteen-and-a-Half Street due south 226.50 feet to the northerly line of Maryland Avenue;

thence along the said line of Maryland Avenue in a northeasterly direction 256.50 feet to the west line of Thirteenth Street Southwest;

thence along the said west line of Thirteenth Street due north 140.92 feet to the south line of D Street;

thence due east 110.0 feet to the east line of Thirteenth Street Southwest;

thence along the said line of Thirteenth Street due south 101.67 feet to the northerly line of Maryland Avenue;

thence along the northerly line of Maryland Avenue in a northeasterly direction 255.85 feet;

thence leaving the said line of Maryland Avenue and running along the arc of a circle, the radius of which is 811.27 feet, a central angle of 1 degree 40 minutes 55 seconds, deflecting to the left an arc distance of 23.82 feet;

thence south 70 degrees 00 minutes 00 seconds west 592.28 feet;

thence south 64 degrees 54 minutes 00 seconds west 146.81 feet;

thence along the arc of a circle, the radius of which is 60.0 feet, a central angle of 60 degrees 36 minutes 40 seconds, deflecting to the right an arc distance of 63.47 feet to a point of tangent;

thence south 60 degrees 36 minutes 40 seconds west 184.47 feet;

thence north 51 degrees 37 minutes 00 seconds west 38.0 feet to a point of curve;

thence along the arc of a circle, the radius of which is 47.0 feet, a central angle of 51 degrees 37 minutes, deflecting to the right an arc distance of 42.34 feet to a point of tangent;

thence due north 30.06 feet to the point of beginning, containing 61,786.20 square feet;

all as shown on plat of survey recorded in the Office of the Surveyor of the District of Columbia in survey book 173, page 458.

(b) Part of Thirteenth Street Southwest, closed, part of Thirteen-and-a-Half Street Southwest, closed, and part of E Street Southwest, closed, as per plat recorded in the Office of the Surveyor of the District of Columbia in book 140, page 73, described in one piece, as follows:

Beginning for the same at a point in the southerly line of Maryland Avenue Southwest, said point being south 70 degrees 28 minutes 40 seconds west 361.01 feet from the intersection of the west line of Twelfth Street Southwest, with the said southerly line of Maryland Avenue, said point being also the northwesterly corner of original square 299; and running thence along the east line of Thirteenth Street Southwest, closed, due south 409.71 feet;

thence due west 95.59 feet;

thence north 71 degrees 17 minutes 15 seconds west 15.21 feet to the west line of said Thirteenth Street closed;

thence along said line due north 79.47 feet to the south line of E Street Southwest, closed, said point being also the northeast corner of original square 270;

thence along the south line of said E Street closed due west 234.62 feet;

thence north 71 degrees 17 minutes 15 seconds west 106.13 feet;

thence north 51 degrees 37 minutes 00 seconds west 90.15 feet to the north line of said E Street closed;

thence along said line due east 94.12 feet to the west line of Thirteenth-and-a-Half Street Southwest, closed, said point being also the southeast corner of original square east-of-267;

thence along the west line of said Thirteen-and-a-Half Street closed due north 85.83 feet to the said southerly line of Maryland Avenue;

thence along said line north 70 degrees 28 minutes 40 seconds east 74.27 feet to the east line of said Thirteen-and-a-Half Street closed, said point being also the northwesterly corner of original square 269;

thence along the east line of said Thirteen-and-a-Half Street closed due south 110.65 feet to the north line of said E Street closed;

thence along said line due east 241.66 feet to the west line of said Thirteenth Street closed;

thence along said line due north 196.33 feet to the southerly line of said Maryland Avenue;

thence along said line north 70 degrees 28 minutes 40 seconds east 116.71 feet to the point of beginning, containing 80,206.53 square feet;

all as shown on plat of computation recorded in the Office of the Surveyor of the District of Columbia in survey book 183, page 81.

(c) Part of Maryland Avenue Southwest, described as follows:

Beginning for the same at the intersection of the west line of Twelfth Street Southwest, with the southerly line of Maryland Avenue Southwest, said point being also the northeasterly corner of original square 299; and running thence along the said southerly line of Maryland Avenue south 70 degrees 28 minutes 40 seconds west 889.79 feet;

thence north 53 degrees 21 minutes 10 seconds east 104.83 feet;

thence north 72 degrees 43 minutes 00 seconds east 790.21 feet to the point of beginning, containing 13,733.95 square feet;

all as shown on plat of computation recorded in the Office of the Surveyor of the District of Columbia in survey book 183, page 81.

(d) Parts of Third Street Southwest, Fourth Street Southwest, and Virginia Avenue Southwest, abutting square 537, described in one piece as follows:

Beginning for the same at the intersection of the north line of E Street Southwest, with the west line of Third Street Southwest, said point also being the southeast corner of said square 537, and running thence along the said line of Third Street, due north 122.08 feet to the southerly line of Virginia Avenue Southwest;

thence along said line of Virginia Avenue in a northwesterly direction 598.0 feet to the east line of Fourth Street Southwest;

thence along said line of Fourth Street due south 323.33 feet to the southwest corner of said square 537;

thence due west 13.0 feet;

thence due north 373.68 feet;

thence in a southeasterly direction, parallel with and 16.0 feet southwestwardly at right angles from the centerline of track numbered 1 of railroad of the Philadelphia, Baltimore, and Washington Railroad Company, 633.12 feet;

thence due south 160.60 feet;

thence due west 19.36 feet to the point of beginning, containing 33,698.44 square feet;

all as shown on plat of survey recorded in the Office of the Surveyor of the District of Columbia in survey book 174, page 413.

(e) Parts of Third Street Southwest, Virginia Avenue Southwest, and public space abutting square N-583, described in one piece, as follows:

Beginning for the same at the intersection of the north line of E Street Southwest, with the east line of Third Street Southwest, said point also being the southwest corner of square N-583, and running thence due west 20.42 feet;

thence due north 135.50 feet;

thence in a southeasterly direction, parallel with and 16.0 feet southwestwardly at right angles from the centerline of track numbered 1 of railroad of the Philadelphia, Baltimore, and Washington Railroad Company, 390.04 feet;

thence due south 4.23 feet;

thence due west 225.71 feet to the southeast corner of said square N-583;

thence along said square due north 40.0 feet to the southwesterly line of Virginia Avenue Southwest;

thence along said line in a northwesterly direction 128.33 feet to the said east line of Third Street;

thence along said line due south 82.67 feet to the point of beginning, continuing 18,229.36 square feet;

all as shown on plat of survey recorded in the Office of the Surveyor of the District of Columbia in survey book 174, page 413.

(f) Part of Virginia Avenue, Sixth Street, and public space abutting square S-463, described as follows:

Beginning for the same at the intersection of the west line of Sixth Street, southwest, with the northerly line of Virginia Avenue, said point of beginning being also the most southerly corner of square S-463; and running thence along the said west line of Sixth Street due north 75.33 feet;

thence due east 9.25 feet;

thence due south 106.15 feet;

thence in a northwesterly direction along the line 25.90 feet from and parallel to the said northerly line of Virginia Avenue north 70 degrees 17 minutes 40 seconds west 522.42 feet;

thence due north 20.0 feet;

thence due east 134.24 feet to the northwest corner of said square S-463;

thence along the west line of said square due south 40.58 feet to the said northerly line of Virginia Avenue;

thence in a southeasterly direction along the said northerly line of Virginia Avenue south 70 degrees 17 minutes 40 seconds east 370.0 feet to the point of beginning, containing 16,461.50 square feet;

all as shown on plat of survey recorded in the Office of the Surveyor of the District of Columbia in survey book 176, page 372.

(g) Part of D Street and Maryland Avenue, southwest, described as follows:

Beginning for the same at the southeast corner of square 386, and running thence due south 14.26 feet;

thence due west 605.71 feet to a point of curve;

thence along the arc of a circle, the radius of which is 600.0 feet, deflecting to the left an arc distance of 125.58 feet;

thence north 70 degrees 28 minutes 00 seconds east 774.97 feet;

thence due south 47.51 feet to the northeast corner of said square 386;

thence along the northwesterly boundary of said square in a southwesterly direction 432.25 feet to the northwest corner of said square;

thence due south 40.0 feet to the southwest corner of said square;

thence along the southerly boundary of said square due east 407.42 feet to the point of beginning, containing 39,922.0 square feet;

all as shown on plat of survey recorded in the Office of the Surveyor of the District of Columbia in survey book 173, page 396.

60 Stat. 790. D.C. Code 5-701 note.

SEC. 2. The Agency is hereby authorized in accordance with the Redevelopment Act, to lease or sell, as an entirety or parts thereof separately, to one or more redevelopment companies or other lessees or purchasers, such real property as may be transferred to the Agency under the authority of this joint resolution.

Transfer of lands, payment.

SEC. 3. The Agency is authorized to transfer to the government of the District of Columbia all right, title, and interest of the Agency in that portion of the right-of-way formerly occupied by the railroads, which is now a part of the land included in the District of Columbia highway system, for which the Agency compensated the railroads and acquired the interest of said railroads, and the Commissioners of the District of Columbia are hereby authorized in this instance to pay the Agency the sum of $82,896 for said sites, which are described as follows:

(a) Part of Thirteen-and-a-Half Street Southwest, and E Street Southwest described in one piece as follows:

Beginning for the same at the intersection of the east line of Thirteen-and-a-Half Street Southwest with the northeasterly line of Maine Avenue Southwest; and running thence north 51 degrees 37 minutes 00 seconds west 119.22 feet to the southerly line of said Thirteen-and-a-Half Street and E Street closed by plat recorded in the Office of the Surveyor of the District of Columbia in book 140, page 73;

thence along said line south 71 degrees 17 minutes 15 seconds east 106.13 feet to the south line of said E Street;

thence along said line due west 7.04 feet to the east line of said Thirteen-and-a-Half Street;

thence along said line due south 40.0 feet to the point of beginning containing 1,990.50 square feet;

all as shown on plat of computation recorded in the Office of the Surveyor of the District of Columbia in survey book 174, page 308.

(b) Part of Thirteenth Street Southwest, described as follows:

Beginning for the same at the intersection of the east line of Thirteenth Street Southwest with the northeasterly line of Maine Avenue Southwest; and running thence north 71 degrees 17 minutes 15 seconds west 116.14 feet to the west line of said Thirteenth Street;

thence along said line due north 42.37 feet to the southerly line of Thirteenth Street closed by plat recorded in the Office of the Surveyor of the District of Columbia in book 140, page 73;

thence along said line south 71 degrees 17 minutes 15 seconds east 15.21 feet;

thence still along said line due east 95.59 feet to the said east line of Thirteenth Street;

thence along said line due south 74.75 feet to the point of beginning containing 6,209.20 square feet;

all as shown on plat of computation recorded in the Office of the Surveyor of the District of Columbia in survey book 174, page 308.

SEC. 4. No transfer or donation of any interest in real property under the authority of this joint resolution shall constitute a local

grant-in-aid in connection with any urban renewal project being undertaken with Federal assistance under title I of the Housing Act of 1949, as amended.

63 Stat. 414. 42 USC 1450-1465.

SEC. 5. As used in this joint resolution, the terms "Agency", "lessee", "purchaser", "real property", "redevelopment", and "redevelopment company" shall have the respective meanings provided for such terms by section 3 of the Redevelopment Act.

60 Stat. 791; 72 Stat. 1102. D.C. Code 5-702.

Approved November 2, 1965.

Public Law 89-318

November 2, 1965 [H. R. 9545]

AN ACT

Providing for the acquisition and preservation by the United States of certain items of evidence pertaining to the assassination of President John F. Kennedy.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That it is hereby declared that the national interest requires that the United States acquire all right, title, and interest, in and to, certain items of evidence, to be designated by the Attorney General pursuant to section 2 of this Act, which were considered by the President's Commission on the Assassination of President Kennedy (hereinafter referred to as "items"), and requires that those items be preserved by the United States.

President John F. Kennedy, assassination. Preservation of evidence.

SEC. 2. (a) The Attorney General is authorized to determine, from time to time, which items should, in conformity with the declaration contained in the first section of this Act, be acquired and preserved by the United States. Each such determination shall be published in the Federal Register.

Determination by Attorney General. Publication in Federal Register.

(b) Whenever the Attorney General determines that an item should be acquired and preserved by the United States, all right, title, and interest in and to, that item shall be vested in the United States upon the publication of that determination in the Federal Register.

(c) The authority conferred upon the Attorney General by subsection (a) of this section to make determinations shall expire one year from the date of enactment of this Act, and the vesting provisions of subsection (b) of this section shall be valid only with respect to items described in determinations published in the Federal Register within that one-year period.

Authority, expiration date.

SEC. 3. The United States Court of Claims or the United States district court for the judicial district wherein the claimant resides shall have jurisdiction, without regard to the amount in controversy, to hear, determine, and render judgment upon any claim for just compensation for any item or interest therein acquired by the United States pursuant to section 2 of this Act; and where such claim is filed in the district court the claimant may request a trial by jury: *Provided*, That the claim is filed within one year from the date of publication in the Federal Register of the determination by the Attorney General with respect to such items.

U.S. Courts, jurisdiction.

SEC. 4. All items acquired by the United States pursuant to section 2 of this Act shall be placed under the jurisdiction of the Administrator of General Services for preservation under such rules and regulations as he may prescribe.

Preservation of items by GSA.

SEC. 5. All items acquired by the United States pursuant to section 2 of this Act shall be deemed to be personal property and records of the United States for the purposes of laws relating to the custody, administration, and protection of personal property and records of

U.S. property. Penalty provision.