

retary shall develop and transmit to the Committees on Interior and Insular Affairs of the United States Congress a final master plan for the full development of the seashore consistent with the preservation objectives of sections 459j to 459j-8 of this title, indicating:

“(1) the facilities needed to accommodate the health, safety, and recreation needs of the visiting public;

“(2) the location and estimated cost of all facilities; and

“(3) the projected need for any additional facilities within the seashore.”

1988—Subsec. (b). Pub. L. 100-564 substituted “\$2.6 million in addition to the sums previously appropriated” for “not more than \$500,000”.

#### SUBCHAPTER LXIV—RECREATIONAL DEMONSTRATION PROJECTS

#### § 459r. Disposition of recreational demonstration projects

Except as provided in section 459s of this title, the Secretary of the Interior is authorized, with the approval of the President, to convey or lease to the States or to the political subdivisions thereof, without consideration, any or all of the recreational demonstration projects and lands, improvements, and equipment comprised within such projects transferred to him by Executive Order Numbered 7496, dated November 14, 1936, or any parts of such projects, when in his judgment such grantees or lessees are adequately prepared to administer, operate, and maintain such project areas for public park, recreational, and conservation purposes, or he may, with the approval of the President, transfer to other Federal agencies any of the aforesaid recreational demonstration areas that may be of use to such agencies.

(June 6, 1942, ch. 380, § 1, 56 Stat. 326.)

#### DELEGATION OF FUNCTIONS

For delegation to Secretary of the Interior of authority vested in President by this section, see Ex. Ord. No. 10752, Feb. 12, 1958, 23 F.R. 973, set out as a note under section 715j of Title 15, Commerce and Trade.

#### SILVER CREEK PROJECT

Act July 30, 1947, ch. 351, 61 Stat. 519, provided: “That, in order to carry out the purposes of the act of June 6, 1942 [56 Stat. 326; sections 459r to 459t of this title], relating to the disposition of recreational demonstration areas, and to effectuate the transfer to the State of Oregon, pursuant to that act, of the Silver Creek recreational demonstration project, the following-described revested Oregon and California Railroad grant lands shall hereafter be administered as a part of the Silver Creek recreational demonstration project and shall be subject to all of the provisions of the aforesaid Act of June 6, 1942:

#### “WILLAMETTE MERIDIAN

“Township 8 south, range 1 east:

“Section 13, east half southeast quarter and southeast quarter northeast quarter;

“Section 25, all;

“Section 35, north half northeast quarter northeast quarter and north half south half northeast quarter northeast quarter;

“Township 8 south, range 2 east:

“Section 17, south half southwest quarter and northwest quarter southwest quarter;

“Section 19, lots 3, 4, and northeast quarter;

“Section 29, west half; and

“Section 31, north half;

comprising one thousand seven hundred and ninety-one and ninety-three one-hundredths acres.

“SEC. 2. The following-described lands also shall become a part of the Silver Creek recreational demonstration project and shall be subject to the provisions of the act of June 6, 1942, upon acquisition of title thereto by the Oregon and California Revested Lands Administration:

#### “WILLAMETTE MERIDIAN

“Township 8 south, range 1 east: Section 36, northeast quarter, northeast quarter northwest quarter, north half southeast quarter northwest quarter, north half south half southeast quarter northwest quarter, north half northwest quarter northwest quarter, and north half south half northwest quarter northwest quarter; comprising two hundred and sixty acres.”

#### EX. ORD. NO. 7496. TRANSFER OF RECREATIONAL DEMONSTRATION PROJECTS

Ex. Ord. No. 7496, Nov. 14, 1936, 1 F.R. 1946, provided:

By virtue of and pursuant to the authority vested in me by Title II of the National Industrial Recovery Act (48 Stat. 200) (title 15, sections 701 to 712), the Emergency Relief Appropriation Act of 1935 (49 Stat. 115), and the Emergency Relief Appropriation Act of 1936 (Public, No. 739, 74th Congress), (title 15, ch. 16 note) I hereby order as follows:

1. There is transferred from the Resettlement Administration to the Secretary of the Interior (a) all the real and personal property or any interest therein, together with all contracts, options, rights and interests, books, papers, memoranda, records, etc., acquired by the Resettlement Administration in connection with the recreational demonstration projects set forth in the attached schedule with funds appropriated or made available to carry out the provisions of the National Industrial Recovery Act by the Fourth Deficiency Act, fiscal year 1933 (48 Stat. 274, 275), and by the Emergency Appropriation Act, fiscal year 1935 (48 Stat. 1055), and with funds appropriated by the Emergency Relief Appropriation Act of 1935 (49 Stat. 115), and by the Emergency Relief Appropriation Act of 1936 (Public No. 739, 74th Congress), (title 15, ch. 16 note) and (b) all personnel, whether in the District of Columbia or elsewhere, now employed in connection with the acquisition of land for those recreational demonstration projects, together with all administration personnel records pertaining to the employees transferred, and to those employees engaged in development activities as of July 31, 1936, who were released by the Resettlement Administration on that date to permit the Department of the Interior to enter them on its rolls as of August 1.

2. There is transferred and allocated to the Secretary of the Interior all balances of appropriations heretofore made available to or allotted for expenditure by the Resettlement Administration both for acquiring land for the recreational demonstration projects set forth in the attached schedule and for developing those projects, under the said National Industrial Recovery Act, Fourth Deficiency Act, fiscal year 1933, Emergency Appropriation Act, fiscal year 1935, Emergency Relief Appropriation Act of 1935, and Emergency Relief Appropriation Act of 1936, to be used for the purposes for which such funds were made available or allotted to the Resettlement Administration. The Secretary of the Interior shall assume all outstanding obligations, commitments, and encumbrances heretofore incurred by the Resettlement Administration in connection with the said projects.

3. The Secretary of the Interior is authorized, through the National Park Service, to complete and administer the projects transferred to him by this Executive Order and to exercise with respect to any real or personal property or any interest therein, contracts, options, rights and interests, books, papers, memoranda, and records acquired in connection with such projects, all the powers and functions given to the Resettlement Administration in connection therewith by

Executive Orders Nos. 7027 and 7028 of April 30, 1935, and April 30, 1935, respectively.

4. The Secretary of the Interior is authorized to prescribe such rules and regulations as may be necessary to carry out the administrative functions transferred and delegated to him by this Executive Order.

*Schedule of Recreational Demonstration Projects*

OP No.	RA No.	Name
65-11-24 .....	LD-ME-2 .....	Camden Hills
56-143 .....	LP-ME-2 .....	Camden Hills
65-11-25 .....	LD-ME-3 .....	Acadia
56-144 .....	LP-ME-3 .....	Acadia
65-25-340 .....	LD-MD-4 .....	Catoctin
56-147 .....	LP-MD-4 .....	Catoctin
65-13-145 .....	LD-NH-1 .....	Bear Brook
56-183 .....	LP-NH-1 .....	Bear Brook
65-23-3466 .....	LD-PA-6 .....	Racoon Creek
56-232 .....	LP-PA-6 .....	Racoon Creek
65-23-3467 .....	LD-PA-7 .....	French Creek
56-233 .....	LP-PA-7 .....	French Creek
65-23-3468 .....	LD-PA-8 .....	Laurel Hill
56-234 .....	LP-PA-8 .....	Laurel Hill
65-23-3469 .....	LD-PA-11 .....	Blue Knob
56-235 .....	LP-PA-11 .....	Blue Knob
65-23-3470 .....	LD-PA-12 .....	Hickory Run
56-236 .....	LP-PA-12 .....	Hickory Run
65-16-365 .....	LD-RI-2 .....	Beach Pond
56-238 .....	LP-RI-2 .....	Beach Pond
65-51-3019 .....	LD-MI-4 .....	Waterloo
56-152 .....	LP-MI-4 .....	Waterloo
65-51-3020 .....	LD-MI-6 .....	Yankee Springs
56-153 .....	LP-MI-6 .....	Yankee Springs
65-71-4637 .....	LD-MN-7 .....	St. Croix
56-160 .....	LP-MN-7 .....	St. Croix
65-54-1683 .....	LD-IL-5 .....	Pere Marquette
56-126 .....	LP-IL-5 .....	Pere Marquette
65-52-2067 .....	LD-IN-5 .....	Versailles
56-129 .....	LP-IN-5 .....	Versailles
65-52-2068 .....	LD-IN-6 .....	Winemac
56-130 .....	LP-IN-6 .....	Winemac
65-55-2838 .....	LD-MO-6 .....	Lake of the Ozarks
56-167 .....	LP-MO-6 .....	Lake of the Ozarks
65-55-2839 .....	LD-MO-7 .....	Cuivre River
56-168 .....	LP-MO-7 .....	Cuivre River
65-55-2840 .....	LD-MO-8 .....	Montserrat
56-169 .....	LP-MO-8 .....	Montserrat
65-43-1491 .....	LD-KY-4 .....	Otter Creek
56-136 .....	LP-KY-4 .....	Otter Creek
65-32-1133 .....	LD-NC-8 .....	Crabtree Creek
56-203 .....	LP-NC-8 .....	Crabtree Creek
65-32-1134 .....	LD-NC-11 .....	Appalachian National Parkway (Blue Ridge Parkway)
56-204 .....	LP-NC-11 .....	Appalachian National Parkway (Blue Ridge Parkway)
65-44-1315 .....	LD-TN-11 .....	Montgomery Bell
56-266 .....	LP-TN-11 .....	Montgomery Bell
65-44-1316 .....	LD-TN-12 .....	Shelby Forest Park
56-267 .....	LP-TN-12 .....	Shelby Forest Park
65-44-1317 .....	LD-TN-13 .....	Falls Creek Falls
56-268 .....	LP-TN-13 .....	Falls Creek Falls
65-31-1155 .....	LD-VA-5 .....	Swift Creek
56-277 .....	LP-VA-5 .....	Swift Creek
65-31-1156 .....	LD-VA-6 .....	Chopawamsic
56-278 .....	LP-VA-6 .....	Chopawamsic
65-31-1158 .....	LD-VA-7 .....	Shenandoah National Park
56-279 .....	LP-VA-7 .....	Shenandoah National Park
65-31-1516 .....	LD-VA-8 .....	Appalachian National Park
56-280 .....	LP-VA-8 .....	Appalachian National Park
65-31-1157 .....	LD-VA-9 .....	Bull Run
56-281 .....	LP-VA-9 .....	Bull Run
65-31-1159 .....	LD-VA-13 .....	Waysides
56-282 .....	LP-VA-13 .....	Waysides
65-61-1184 .....	LD-AL-11 .....	Oak Mountain
56-96 .....	LP-AL-11 .....	Oak Mountain
65-34-3167 .....	LD-GA-9 .....	Hard Labor Creek
56-120 .....	LP-GA-9 .....	Hard Labor Creek
65-34-3168 .....	LD-GA-11 .....	Alex Stephens Memorial
56-121 .....	LP-GA-11 .....	Alex Stephens Memorial
65-34-3169 .....	LD-GA-12 .....	Pine Mountain
56-122 .....	LP-GA-12 .....	Pine Mountain
65-33-1838 .....	LD-SC-7 .....	Cheraw
56-243 .....	LP-SC-7 .....	Cheraw
65-33-1839 .....	LD-SC-8 .....	Kings Mountain
56-244 .....	LP-SC-8 .....	Kings Mountain
65-33-1840 .....	LD-SC-12 .....	Waysides
56-245 .....	LP-SC-12 .....	Waysides
65-73-221 .....	LD-ND-12 .....	Roosevelt Park
56-216 .....	LP-ND-12 .....	Roosevelt Park
65-74-1475 .....	LD-SD-14 .....	Badlands
56-259 .....	LP-SD-14 .....	Badlands
65-74-1476 .....	LD-SD-15 .....	Custer Park
56-260 .....	LP-SD-15 .....	Custer Park
65-65-695 .....	LD-OK-9 .....	Lake Murray
56-225 .....	LP-OK-9 .....	Lake Murray
65-03-1801 .....	LD-CF-5 .....	Mendocino Woodlands
56-104 .....	LP-CF-5 .....	Mendocino Woodlands
65-83-245 .....	LD-WY-2 .....	Lake Guernsey
56-297 .....	LP-WY-2 .....	Lake Guernsey
65-94-677 .....	LD-OR-4 .....	Silver Creek
56-299 .....	LP-OR-4 .....	Silver Creek

*Schedule of Recreational Demonstration Projects—  
Continued*

OP No.	RA No.	Name
65-85-932 .....	LD-NM-14 .....	White Sands
56-197 .....	LP-NM-14 .....	White Sands

**§ 459s. Lands for certain projects added to certain projects**

After June 6, 1942, the lands acquired for the Acadia, French Creek, Shenandoah, and White Sands recreational demonstration projects shall be added to and become a part of Acadia National Park, Hopewell Village National Historic Site, Shenandoah National Park, and White Sands National Monument, in the order named above, subject to all laws, rules, and regulations applicable to the respective areas to which such recreational demonstration projects are added.

(June 6, 1942, ch. 380, §2, 56 Stat. 327.)

CODIFICATION

Proviso directing the Secretary of the Interior to file with the National Archives within six months after June 6, 1942, a map of each recreational demonstration project enumerated in the section has been omitted as executed.

HOPEWELL VILLAGE BOUNDARY REVISION

Act July 24, 1946, ch. 604, 60 Stat. 655, provided: "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 [sections 459r to 459t of this title]', 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."

SILVER CREEK RECREATIONAL DEMONSTRATION PROJECT

Act June 9, 1947, ch. 100, 61 Stat. 129, provided: "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.

"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) [sections 459r to 459t of this title], 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.”

#### CATOCTIN RECREATIONAL DEMONSTRATION AREA

Act Aug. 24, 1954, ch. 903, 68 Stat. 791, provided: “That the Secretary of the Interior, for the purpose of consolidating Federal holdings of land acquired for the Catoctin recreational demonstration area, Frederick County, Maryland, is hereby empowered, in his discretion, to obtain for the United States land and interests in lands held in private ownership within the established watersheds and boundaries of said recreational demonstration area by accepting from the owners of such privately owned land complete relinquishment thereof, and the Secretary may grant to such owners in exchange therefor, in each instance, federally owned lands of approximately equal value now a part of the Catoctin recreational demonstration area, that he considers are not essential for the administration, control, and operation of the aforesaid recreational demonstration area. Any land acquired by the United States pursuant to this authorization shall become a part of the Catoctin recreational demonstration area upon the vesting of title in the United States, and shall be subject to the laws applicable thereto.”

#### § 459t. Secretary of the Interior authorized to execute deeds and leases for project lands; inclusion of conditional covenants

The Secretary of the Interior is authorized to execute on behalf of the United States all necessary deeds and leases to effect the purposes of sections 459r to 459t of this title. Every such deed or lease shall contain the express condition that the grantee or lessee shall use the property exclusively for public park, recreational, and conservation purposes, and the further express condition that the United States assumes no obligation for the maintenance or operation of the property after the acceptance of such deed or during the term of such lease, and may contain such other conditions not inconsistent with such express conditions as may be agreed upon by the Secretary and the grantee or lessee: *Provided*, That the title and right to possession of any lands so conveyed or leased, together with the improvements thereon, shall revert to the United States upon a finding by the Secretary, after notice to such grantee or lessee and after an opportunity for a hearing, that the grantee or lessee has not complied with such conditions during a period of more than three years, which finding shall be final and conclusive, and such lands and improvements thereon, upon such reversion to the United States, shall be returned to the jurisdiction of the Department of the Interior and upon determination of the Secretary may be considered as surplus real property to be disposed of in accordance with section 1303 of title 40.

(June 6, 1942, ch. 380, § 3, 56 Stat. 327.)

#### CODIFICATION

“Section 1303 of title 40” substituted in text for “the Act of August 27, 1935 (49 Stat. 885)” on authority of

Pub. L. 107-217, §5(c), Aug. 21, 2002, 116 Stat. 1303, the first section of which enacted Title 40, Public Buildings, Property, and Works.

#### § 459u. Exchange of recreational demonstration project lands by grantee

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 sections 459r to 459t of this title, 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.

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 sections, 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 sections.

(Aug. 3, 1950, ch. 522, 64 Stat. 399.)

#### SUBCHAPTER LXV—NATIONAL PARKWAYS

#### § 460. Natchez Trace Parkway

All lands and easements heretofore and hereafter conveyed to the United States by the States of Mississippi, Alabama, and Tennessee for the right-of-way for the projected parkway between Natchez, Mississippi, and Nashville, Tennessee, together with sites acquired or to be acquired for recreational areas in connection therewith, and a right-of-way for said parkway of a width sufficient to include the highway and all bridges, ditches, cuts, and fills appurtenant thereto, but not exceeding a maximum of two hundred feet through Government-owned lands (except that where small parcels of Government-owned lands would otherwise be isolated, or where topographic conditions or scenic requirements are such that bridges, ditches, cuts, fills, parking overlooks, and landscape development could not reasonably be confined to a width of two hundred feet, the said maximum may be increased to such width as may be necessary, with the written approval of the department or agency having jurisdiction over such lands) as designated on maps heretofore or hereafter approved by the Secretary of the Interior, shall be known as the Natchez Trace Parkway and shall be administered and maintained by the Sec-