

sentence, added par. (2), inserted par. (3) designation and heading before second sentence and substituted “The maps described in paragraphs (1) and (2)” for “Such map”.

SHORT TITLE OF 1998 AMENDMENT

Pub. L. 105-329, §1, Oct. 30, 1998, 112 Stat. 3060, provided that: “This Act [enacts section 272g of this title, amending this section and sections 272a, 272b, and 272d of this title, and enacting provisions set out as a note under section 272g of this title] may be cited as the ‘Arches National Park Expansion Act of 1998.’”

**§ 272a. Acquisition of property**

**(a) In general**

The Secretary is authorized to acquire by donation, purchase with donated or appropriated funds, transfer from any Federal agency, exchange or otherwise, the lands and interests in lands described in section 272 of this title, except that lands or interests therein owned by the State of Utah, or any political subdivision thereof, may be acquired only with the approval of such State or political subdivision.

**(b) Lost Spring Canyon Addition**

As soon as practicable after October 30, 1998, the Secretary shall transfer jurisdiction over the Federal land contained in the Lost Spring Canyon Addition from the Bureau of Land Management to the National Park Service.

(Pub. L. 92-155, §2, Nov. 12, 1971, 85 Stat. 422; Pub. L. 105-329, §2(b), Oct. 30, 1998, 112 Stat. 3060.)

AMENDMENTS

1998—Pub. L. 105-329 inserted section catchline and subsec. (a) designation and heading and added subsec. (b).

**§ 272b. Livestock grazing**

**(a) In general**

In a case in which any Federal lands included within the park are legally occupied or utilized on November 12, 1971, for grazing purposes, pursuant to a lease, permit, or license for a fixed term of years issued or authorized by any department, establishment, or agency of the United States, the Secretary of the Interior shall permit the persons holding such grazing privileges or their heirs to continue in the exercise thereof during the term of the lease, permit, or license, and one period of renewal thereafter.

**(b) Lost Spring Canyon Addition**

**(1) Continuation of grazing leases, permits, and licenses**

In the case of any grazing lease, permit, or license with respect to land in the Lost Spring Canyon Addition that was issued before October 30, 1998, the Secretary shall, subject to periodic renewal, continue the grazing lease, permit, or license for a period equal to the lifetime of the holder of the grazing lease, permit, or license as of October 30, 1998, plus the lifetime of any direct descendants of the holder born before October 30, 1998.

**(2) Retirement**

A grazing lease, permit, or license described in paragraph (1) shall be permanently retired

at the end of the period described in paragraph (1).

**(3) Periodic renewal**

Until the expiration of the period described in paragraph (1), the holder (or descendant of the holder) of a grazing lease, permit, or license shall be entitled to renew the lease, permit, or license periodically, subject to such limitations, conditions, or regulations as the Secretary may prescribe.

**(4) Sale**

A grazing lease, permit, or license described in paragraph (1) may be sold during the period described in paragraph (1) only on the condition that the purchaser shall, immediately upon acquisition, permanently retire the lease, permit, or license.

**(5) Taylor Grazing Act**

Nothing in this subsection affects other provisions concerning leases, permits, or licenses under the Act of June 28, 1934 (commonly known as the “Taylor Grazing Act”) (48 Stat. 1269, chapter 865; 43 U.S.C. 315 et seq.).

**(6) Administration**

Any portion of a grazing lease, permit, or license with respect to land in the Lost Spring Canyon Addition shall be administered by the National Park Service.

(Pub. L. 92-155, §3, Nov. 12, 1971, 85 Stat. 422; Pub. L. 105-329, §2(c), Oct. 30, 1998, 112 Stat. 3060.)

REFERENCES IN TEXT

The Taylor Grazing Act, referred to in subsec. (b)(5), is act June 28, 1934, ch. 865, 48 Stat. 1269, as amended, which is classified principally to subchapter I (§315 et seq.) of chapter 8A of Title 43, Public Lands. For complete classification of this Act to the Code, see Short Title note set out under section 315 of Title 43 and Tables.

AMENDMENTS

1998—Pub. L. 105-329 inserted section catchline and subsec. (a) designation and heading and added subsec. (b).

**§ 272c. Livestock trails, watering rights; driveway designation and regulation**

Nothing in this subchapter shall be construed as affecting in any way any rights of owners and operators of cattle and sheep herds, existing on the date immediately prior to November 12, 1971, to trail their herds on traditional courses used by them prior to November 12, 1971, and to water their stock, notwithstanding the fact that the lands involving such trails and watering are situated within the park: *Provided*, That the Secretary may designate driveways and promulgate reasonable regulations providing for the use of such driveways.

(Pub. L. 92-155, §4, Nov. 12, 1971, 85 Stat. 422.)

**§ 272d. Administration, protection, and development; report to President**

**(a) In general**

The Secretary shall administer, protect and develop the park in accordance with the provisions of the law generally applicable to units of the National Park System, including sections 1, 2, 3, and 4 of this title.

**(b) Lost Spring Canyon Addition****(1) Withdrawal**

Subject to valid existing rights, all Federal land in the Lost Spring Canyon Addition is appropriated and withdrawn from entry, location, selection, leasing, or other disposition under the public land laws (including the mineral leasing laws).

**(2) Effect**

The inclusion of the Lost Spring Canyon Addition in the park shall not affect the operation or maintenance by the Northwest Pipeline Corporation (or its successors or assigns) of the natural gas pipeline and related facilities located in the Lost Spring Canyon Addition on October 30, 1998.

(Pub. L. 92-155, §5, Nov. 12, 1971, 85 Stat. 422; Pub. L. 105-329, §2(d), Oct. 30, 1998, 112 Stat. 3061.)

## AMENDMENTS

1998—Subsec. (a). Pub. L. 105-329, §2(d)(1), inserted heading and amended text generally. Prior to amendment, text read as follows: “The National Park Service, under the direction of the Secretary, shall administer, protect, and develop the park, subject to the provisions of sections 1, 2, 3, and 4 of this title.”

Subsec. (b). Pub. L. 105-329, §2(d)(2), inserted heading and amended text generally. Prior to amendment, text read as follows: “Within three years from November 12, 1971, the Secretary of the Interior shall report to the President, in accordance with subsections 3(c) and 3(d) of the Wilderness Act, his recommendations as the suitability or nonsuitability of any area within the park for preservation as wilderness, and any designation of any such area as a wilderness shall be in accordance with said Wilderness Act.”

**§ 272e. Omitted**

## CODIFICATION

Section, Pub. L. 92-155, §6, Nov. 12, 1971, 85 Stat. 423, authorized the Secretary to conduct a study of proposed road alignments within and adjacent to the park and to submit a report on the findings and conclusions of the study to the Congress within two years of Nov. 12, 1971.

**§ 272f. Authorization of appropriations**

There are hereby authorized to be appropriated such sums as may be necessary to carry out the purposes of this subchapter, not to exceed, however, \$275,000 for the acquisition of lands and interests in lands and not to exceed \$1,031,800 (April 1970 prices) for development, plus or minus such amounts, if any, as may be justified by reason of ordinary fluctuations in construction costs as indicated by engineering cost indices applicable to the types of construction involved herein. The sums authorized in this section shall be available for acquisition and development undertaken subsequent to November 12, 1971.

(Pub. L. 92-155, §7, Nov. 12, 1971, 85 Stat. 423; Pub. L. 94-578, title I, §101(1), Oct. 21, 1976, 90 Stat. 2732.)

## AMENDMENTS

1976—Pub. L. 94-578 substituted “\$275,000” for “\$125,000”.

**§ 272g. Land exchange involving school trust land****(a) Exchange requirement****(1) In general**

If, not later than 1 year after October 30, 1998, and in accordance with this section, the State of Utah offers to transfer all right, title, and interest of the State in and to the school trust land described in subsection (b)(1) of this section to the United States, the Secretary—

(A) shall accept the offer on behalf of the United States; and

(B) not later than 180 days after the date of acceptance, shall convey to the State of Utah all right, title, and interest of the United States in and to the land described in subsection (b)(2) of this section.

**(2) Simultaneous conveyances**

Title to the school trust land shall be conveyed at the same time as conveyance of title to the Federal lands by the Secretary.

**(3) Valid existing rights**

The land exchange under this section shall be subject to valid existing rights, and each party shall succeed to the rights and obligations of the other party with respect to any lease, right-of-way, or permit encumbering the exchanged land.

**(b) Description of parcels****(1) State conveyance**

The school trust land to be conveyed by the State of Utah under subsection (a) of this section is section 16, Township 23 South, Range 22 East of the Salt Lake base and meridian.

**(2) Federal conveyance**

The Federal land to be conveyed by the Secretary consists of approximately 639 acres located in section 1, Township 25 South, Range 18 East, Salt Lake base and meridian, and more fully described as follows:

(A) Lots 1 through 12.

(B) The S $\frac{1}{2}$ N $\frac{1}{2}$  of such section.

(C) The N $\frac{1}{2}$ N $\frac{1}{2}$ N $\frac{1}{2}$ S $\frac{1}{2}$  of such section.

**(3) Equivalent value**

The Federal land described in paragraph (2) shall be considered to be of equivalent value to that of the school trust land described in paragraph (1).

**(c) Management by State****(1) In general**

At least 60 days before undertaking or permitting any surface disturbing activities to occur on land acquired by the State of Utah under this section, the State shall consult with the Utah State Office of the Bureau of Land Management concerning the extent and impact of such activities on Federal land and resources and conduct, in a manner consistent with Federal law, inventory, mitigation, and management activities in connection with any archaeological, paleontological, and cultural resources located on the acquired lands.

**(2) Preservation of existing uses**

To the extent that it is consistent with applicable law governing the use and disposition