

SUBCHAPTER LVI—CHESAPEAKE AND OHIO
CANAL NATIONAL HISTORICAL PARK

§ 410y. Definitions

As used in this subchapter—

(a) “Park” means the Chesapeake and Ohio Canal National Historical Park, as herein established.

(b) “Canal” means the Chesapeake and Ohio Canal, including its towpath.

(c) “Secretary” means the Secretary of the Interior.

(d) “State” means any State, and includes the District of Columbia.

(e) “Local government” means any political subdivision of a State, including a county, municipality, city, town, township, or a school or other special district created pursuant to State law.

(f) “Person” means any individual, partnership, corporation, private nonprofit organization, or club.

(g) “Landowner” means any person, local government, or State owning, or on reasonable grounds professing to own, lands or interests in lands adjacent to or in the vicinity of the park.

(Pub. L. 91-664, §2, Jan. 8, 1971, 84 Stat. 1978.)

SHORT TITLE

Pub. L. 91-664, §1, Jan. 8, 1971, 84 Stat. 1978, provided: “That this Act [enacting this subchapter] shall be known as the ‘Chesapeake and Ohio Canal Development Act.’”

DEDICATION TO JUSTICE WILLIAM O. DOUGLAS

Pub. L. 95-11, Mar. 15, 1977, 91 Stat. 21, provided: “That the canal and towpath of the Chesapeake and Ohio Canal National Historical Park are hereby dedicated to Justice William O. Douglas in grateful recognition of his long outstanding service as a prominent American conservationist and for his efforts to preserve and protect the canal and towpath from development.

“SEC. 2. In order to carry out the provisions of this Act, the Secretary of the Interior is authorized and directed to provide such identification by signs, including, but not limited to changes in existing signs, materials, maps, markers, interpretive programs or other means as will appropriately inform the public of the contributions of Justice William O. Douglas.

“SEC. 3. The Secretary of the Interior is further authorized and directed to cause to be erected and maintained, within the exterior boundaries of the Chesapeake and Ohio Canal National Historical Park, an appropriate memorial to Justice William O. Douglas. Such memorial shall be of such design and be located at such place within the park as the Secretary shall determine.

“SEC. 4. There are authorized to be appropriated such sums as may be necessary to carry out the provisions of this Act.”

§ 410y-1. Purposes; establishment; boundaries; acquisition of lands; procedure for acquisition; time of acquisition

(a) In order to preserve and interpret the historic and scenic features of the Chesapeake and Ohio Canal, and to develop the potential of the canal for public recreation, including such restoration as may be needed, there is hereby established the Chesapeake and Ohio Canal National Historical Park, in the States of Maryland and West Virginia and in the District of Co-

lumbia. The park as initially established shall comprise those particular properties in Federal ownership, containing approximately five thousand two hundred and fifty acres, including those properties along the line of the Chesapeake and Ohio Canal in the State of Maryland and appurtenances in the State of West Virginia designated as the Chesapeake and Ohio Canal National Monument, and those properties along the line of the Chesapeake and Ohio Canal between Rock Creek in the District of Columbia and the terminus of the Chesapeake and Ohio Canal National Monument near the mouth of Seneca Creek in the State of Maryland. The boundaries of the park shall be as generally depicted on the drawing entitled “Boundary Map, Proposed Chesapeake and Ohio Canal National Historical Park,” in five sheets, numbered CHOH 91,000, and dated October 1969, which is on file and available for public inspection in the offices of the National Park Service, Department of the Interior: *Provided*, That no lands owned by any State shall be included in the boundaries of the park—

(1) unless they are donated to the United States, or

(2) until a written cooperative agreement is negotiated by the Secretary which assures the administration of such lands in accordance with established administrative policies for national parks, and

(3) until the terms and conditions of such donation or cooperative agreement have been forwarded to the Committee on Energy and Natural Resources of the Senate and the Committee on Natural Resources of the House of Representatives at least sixty days prior to being executed.

The exact boundaries of the park shall be established, published, and otherwise publicized within eighteen months after January 8, 1971, and the owners of property other than property lying between the canal and the Potomac River shall be notified within said period as to the extent of their property included in the park.

(b) Within the boundaries of the park, the Secretary is authorized to acquire lands and interests therein by donation, purchase with donated or appropriated funds, or exchange, but he shall refrain from acquiring, for two years from January 8, 1971, any lands designated on the boundary map for acquisition by any State if he has negotiated and consummated a written cooperative agreement with such State pursuant to subsection (a) of this section.

(Pub. L. 91-664, §3, Jan. 8, 1971, 84 Stat. 1978; Pub. L. 103-437, §6(g), Nov. 2, 1994, 108 Stat. 4585.)

AMENDMENTS

1994—Subsec. (a)(3). Pub. L. 103-437 substituted “Committee on Energy and Natural Resources of the Senate and the Committee on Natural Resources of the House of Representatives” for “Committees on Interior and Insular Affairs of the United States House of Representatives and Senate”.

§ 410y-1a. Boundary revision

The boundaries of the park are revised to include approximately 600 additional acres.

(Pub. L. 95-625, title III, §320, Nov. 10, 1978, 92 Stat. 3488; Pub. L. 96-199, title I, §101(c), Mar. 5, 1980, 94 Stat. 68.)