

(g) Inclusion of certain lands as part of lakeshore

If the owner of the area designated as “The Kettle” in the General Management Plan dated October 1, 1979, and comprising 240 acres, agrees to donate fee title or a scenic easement to, or other less than fee interest in, such area, the lands in such area may be included as a part of the lakeshore upon publication in the Federal Register by the Secretary of a revised map of the lakeshore which includes such lands.

(h) Road maintenance and other services

The Secretary may, upon request in writing by any owner or occupier of lands in the lakeshore, provide services, such as road maintenance, subject to reimbursement.

(Pub. L. 91-479, §12, Oct. 21, 1970, 84 Stat. 1080; Pub. L. 97-361, §3, Oct. 22, 1982, 96 Stat. 1722; Pub. L. 103-437, §6(d)(17), Nov. 2, 1994, 108 Stat. 4584.)

REFERENCES IN TEXT

Section 17 of this Act, referred to in subsec. (b), probably means proposed section 17 of Pub. L. 91-479, which was contained in H.R. 3787, 97th Congress, 2d Session, as reported in House Report No. 97-882, page 4, but was omitted in the final version enacted by Congress as Pub. L. 97-361.

AMENDMENTS

1994—Subsec. (e)(4)(B). Pub. L. 103-437 substituted “Natural Resources” for “Interior and Insular Affairs” after “Committee on”.

1982—Pub. L. 97-361 designated existing provisions as subsec. (a), inserted “Benzie County and within” after “generally lying within”, and added subsecs. (b) to (h).

§ 460x-12. Condemnation of commercial property

In any case not otherwise provided for in this subchapter, the Secretary shall be prohibited from condemning any commercial property used for commercial purposes in existence on December 31, 1964, so long as, in his opinion, the use thereof would further the purpose of this subchapter, and such use does not impair the usefulness and attractiveness of the area designated for inclusion in the lakeshore. The following uses, among others, shall be considered to be uses compatible with the purposes of this subchapter: Commercial farms, orchards, motels, rental cottages, camps, craft and art studios, marinas, medical, legal, architectural, and other such professional offices, and tree farms.

(Pub. L. 91-479, §13, Oct. 21, 1970, 84 Stat. 1080.)

§ 460x-13. Certificate of Secretary to interested person indicating prohibition from acquiring particular property by condemnation; contents

The Secretary shall furnish to any interested person requesting the same a certificate indicating, with respect to any property which the Secretary has been prohibited from acquiring by condemnation in accordance with provisions of this subchapter, that such authority is prohibited and the reasons therefor.

(Pub. L. 91-479, §14, Oct. 21, 1970, 84 Stat. 1080.)

§ 460x-14. Authorization of appropriations; adjustments

There are authorized to be appropriated not more than \$84,149,558 for the acquisition of lands

and interests in lands and not more than \$18,769,000 (June 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 type of construction involved herein.

(Pub. L. 91-479, §15, Oct. 21, 1970, 84 Stat. 1081; Pub. L. 93-477, title I, §101(13), Oct. 26, 1974, 88 Stat. 1446; Pub. L. 97-361, §4, Oct. 22, 1982, 96 Stat. 1724; Pub. L. 98-141, §5, Oct. 31, 1983, 97 Stat. 909; Pub. L. 98-505, Oct. 19, 1984, 98 Stat. 2337.)

AMENDMENTS

1984—Pub. L. 98-505 substituted “\$84,149,558” for “\$82,149,558”.

1983—Pub. L. 98-141 substituted “\$82,149,558” for “\$66,153,000”.

1982—Pub. L. 97-361 substituted “\$66,153,000” for “\$57,753,000”.

1974—Pub. L. 93-477 substituted “\$57,753,000” for “\$19,800,000”.

RETROACTIVE STATUTORY CEILINGS

Pub. L. 97-361, §7, Oct. 22, 1982, 96 Stat. 1725, provided that: “For purposes of section 7(a)(3) of the Land and Water Conservation Fund Act of 1965 ([former] 16 U.S.C. 4601-9(a)(3)) [see 54 U.S.C. 200306(a)(4)], the statutory ceilings on appropriations established by the amendments made by this Act [enacting section 460x-15 of this title and amending this section and sections 460x-9 to 460x-11 of this title] shall be deemed to be statutory ceilings contained in a provision of law enacted prior to the convening of the Ninety-fifth Congress.”

§ 460x-15. Lakeshore wilderness report; administration

In accordance with section 1132(c) of this title, the President shall, no later than June 1, 1983, advise the United States Senate and House of Representatives of his recommendations with respect to the suitability or nonsuitability as wilderness of any area within the lakeshore. Subject to existing private rights, the areas described in the report prepared by the National Park Service entitled “Wilderness Recommendation; Sleeping Bear Dunes National Lakeshore” dated January, 1981, and recommended for wilderness (approximately 7,128 acres) and for potential wilderness additions (approximately 23,775 acres) shall, until Congress determines otherwise, be administered by the Secretary so as to maintain their presently existing wilderness character and potential for inclusion in the National Wilderness Preservation System.

(Pub. L. 91-479, §16, as added Pub. L. 97-361, §5, Oct. 22, 1982, 96 Stat. 1724.)

SUBCHAPTER LXXXIII—KING RANGE
NATIONAL CONSERVATION AREA**§ 460y. Establishment; boundaries**

The Secretary of the Interior (hereinafter referred to as the “Secretary”) is hereby authorized and directed, after compliance with sections 460y-2 and 460y-3 of this title, to establish, within the boundaries described in section 460y-8 of this title, the King Range National Conservation Area in the State of California (hereinafter referred to as the “Area”), and to consolidate and