

(July 3, 1926, ch. 746, § 8, 44 Stat. 823; Ex. Ord. No. 6166, § 2, June 10, 1933; Ex. Ord. No. 6228, § 1, July 28, 1933; Pub. L. 87-603, § 1, Aug. 24, 1962, 76 Stat. 403.)

#### CHANGE OF NAME

“Battlefield” substituted in text for “park” in view of redesignation of Petersburg National Military Park as Petersburg National Military Battlefield by Pub. L. 87-603. See section 423h-1 of this title.

#### TRANSFER OF FUNCTIONS

Transfer of administrative functions of park, see note set out under section 423 of this title.

### § 423h. Report of completion; superintendent of battlefield

Upon completion of the acquisition of the land and the work of the commission, the Secretary of the Interior shall render a report thereon to Congress, and thereafter the battlefield shall be placed in charge of a superintendent at a salary to be fixed by the Secretary of the Interior and paid out of the appropriation available for the maintenance of the battlefield.

(July 3, 1926, ch. 746, § 9, 44 Stat. 823; Ex. Ord. No. 6166, § 2, June 10, 1933; Ex. Ord. No. 6228, § 1, July 28, 1933; Pub. L. 87-603, § 1, Aug. 24, 1962, 76 Stat. 403.)

#### CHANGE OF NAME

“Battlefield” substituted in text for “park” in view of redesignation of Petersburg National Military Park as Petersburg National Military Battlefield by Pub. L. 87-603. See section 423h-1 of this title.

#### TRANSFER OF FUNCTIONS

Transfer of administrative functions of park, see note set out under section 423 of this title.

### § 423h-1. Redesignation of park

The Petersburg National Military Park, established under authority of sections 423, 423a, and 423b to 423h of this title, and enlarged pursuant to sections 423a-1 and 423a-2 of this title, is redesignated the Petersburg National Battlefield.

(Pub. L. 87-603, § 1, Aug. 24, 1962, 76 Stat. 403.)

### § 423h-2. Acquisition of lands; publication in Federal Register; administration

The Secretary of the Interior, in furtherance of the purposes of sections 423, 423a, and 423b to 423h of this title referred to in section 423h-1 of this title, may acquire by purchase with donated or appropriated funds, exchange, transfer, or by such other means as he deems to be in the public interest, not to exceed twelve hundred acres of land or interests in land at the site of the Battle of Five Forks for addition to the Petersburg National Battlefield. Lands and interests in lands acquired by the Secretary pursuant to this section shall, upon publication of a description thereof in the Federal Register, become a part of the Petersburg National Battlefield, and thereafter shall be administered by the Secretary of the Interior in accordance with the provisions of the Act entitled “An Act to establish a National Park Service, and for other purposes,” approved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1, 2, 3),<sup>1</sup> as amended and supplemented.

<sup>1</sup> See References in Text note below.

(Pub. L. 87-603, § 2, Aug. 24, 1962, 76 Stat. 403.)

#### REFERENCES IN TEXT

The Act entitled “An Act to establish a National Park Service, and for other purposes,” approved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1, 2, 3), referred to in text, is act Aug. 25, 1916, ch. 408, 39 Stat. 535, known as the National Park Service Organic Act, which enacted sections 1, 2, 3, and 4 of this title and provisions set out as a note under section 100101 of Title 54, National Park Service and Related Programs. Sections 1 to 4 of the Act were repealed and restated as section 1865(a) of Title 18, Crimes and Criminal Procedure, and section 100101(a), chapter 1003, and sections 100751(a), 100752, 100753, and 102101 of Title 54 by Pub. L. 113-287, §§ 3, 4(a)(1), 7, Dec. 19, 2014, 128 Stat. 3094, 3260, 3272. For complete classification of this Act to the Code, see Tables. For disposition of former sections of this title, see Disposition Table preceding section 100101 of Title 54.

### § 423h-3. Authorization of appropriation

There are authorized to be appropriated such sums, but not more than \$90,000, as are necessary to acquire land pursuant to section 423h-2 of this title.

(Pub. L. 87-603, § 3, Aug. 24, 1962, 76 Stat. 403.)

### § 423i. Omitted

#### CODIFICATION

Section, act July 3, 1926, ch. 746, § 10, 44 Stat. 823, appropriated \$15,000 for carrying out provisions of sections 423, 423a, 423b to 423h of this title to be available until expended.

### §§ 423j to 423l. Repealed. Pub. L. 106-511, title V, § 507, Nov. 13, 2000, 114 Stat. 2376

Section 423j, act Mar. 2, 1936, ch. 113, § 1, 49 Stat. 1155, related to establishment of Richmond National Battlefield Park.

Section 423k, act Mar. 2, 1936, ch. 113, § 2, 49 Stat. 1156, related to acceptance of donations of lands and funds and acquisitions of lands for Richmond National Battlefield Park.

Section 423l, act Mar. 2, 1936, ch. 113, § 3, 49 Stat. 1156, related to administration, protection, and development of Richmond National Battlefield Park.

See sections 423l-1 to 423l-6 of this title.

### § 423l-1. Short title; definitions

#### (a) Short title

Sections 423l-1 to 423l-6 of this title may be cited as the “Richmond National Battlefield Park Act of 2000”.

#### (b) Definitions

In sections 423l-1 to 423l-6 of this title:

##### (1) Battlefield park

The term “battlefield park” means the Richmond National Battlefield Park.

##### (2) Secretary

The term “Secretary” means the Secretary of the Interior.

(Pub. L. 106-511, title V, § 501, Nov. 13, 2000, 114 Stat. 2373.)

#### REFERENCES IN TEXT

Sections 423l-1 to 423l-6 of this title, referred to in text, was in the original “this title”, meaning title V of Pub. L. 106-511, Nov. 13, 2000, 114 Stat. 2373, which enacted sections 423l-1 to 423l-6 of this title and repealed

sections 423j to 423l of this title. For complete classification of title V to the Code, see Tables.

### § 423I-2. Findings and purpose

#### (a) Findings

The Congress finds the following:

(1) In the Act of March 2, 1936 (Chapter 113; 49 Stat. 1155; 16 U.S.C. 423j), Congress authorized the establishment of the Richmond National Battlefield Park, and the boundaries of the battlefield park were established to permit the inclusion of all military battlefield areas related to the battles fought during the Civil War in the vicinity of the City of Richmond, Virginia. The battlefield park originally included the area then known as the Richmond Battlefield State Park.

(2) The total acreage identified in 1936 for consideration for inclusion in the battlefield park consisted of approximately 225,000 acres in and around the City of Richmond. A study undertaken by the congressionally authorized Civil War Sites Advisory Committee determined that of these 225,000 acres, the historically significant areas relating to the campaigns against and in defense of Richmond encompass approximately 38,000 acres.

(3) In a 1996 general management plan, the National Park Service identified approximately 7,121 acres in and around the City of Richmond that satisfy the National Park Service criteria of significance, integrity, feasibility, and suitability for inclusion in the battlefield park. The National Park Service later identified an additional 186 acres for inclusion in the battlefield park.

(4) There is a national interest in protecting and preserving sites of historical significance associated with the Civil War and the City of Richmond.

(5) The Commonwealth of Virginia and its local units of government have authority to prevent or minimize adverse uses of these historic resources and can play a significant role in the protection of the historic resources related to the campaigns against and in defense of Richmond.

(6) The preservation of the New Market Heights Battlefield in the vicinity of the City of Richmond is an important aspect of American history that can be interpreted to the public. The Battle of New Market Heights represents a premier landmark in black military history as 14 black Union soldiers were awarded the Medal of Honor in recognition of their valor during the battle. According to National Park Service historians, the sacrifices of the United States Colored Troops in this battle helped to ensure the passage of the Thirteenth Amendment to the United States Constitution to abolish slavery.

#### (b) Purpose

It is the purpose of sections 423I-1 to 423I-6 of this title—

(1) to revise the boundaries for the Richmond National Battlefield Park based on the findings of the Civil War Sites Advisory Committee and the National Park Service; and

(2) to direct the Secretary of the Interior to work in cooperation with the Commonwealth

of Virginia, the City of Richmond, other political subdivisions of the Commonwealth, other public entities, and the private sector in the management, protection, and interpretation of the resources associated with the Civil War and the Civil War battles in and around the City of Richmond, Virginia.

(Pub. L. 106-511, title V, §502, Nov. 13, 2000, 114 Stat. 2373.)

#### REFERENCES IN TEXT

The Act of March 2, 1936, referred to in subsec. (a)(1), is act Mar. 2, 1936, ch. 113, 49 Stat. 1155, which was classified generally to sections 423j to 423l of this title prior to repeal by Pub. L. 106-511, title V, §507, Nov. 13, 2000, 114 Stat. 2376.

Sections 423I-1 to 423I-6 of this title, referred to in subsec. (b), was in the original “this title”, meaning title V of Pub. L. 106-511, Nov. 13, 2000, 114 Stat. 2373, which enacted sections 423I-1 to 423I-6 of this title and repealed sections 423j to 423l of this title. For complete classification of title V to the Code, see Tables.

### § 423I-3. Richmond National Battlefield Park; boundaries

#### (a) Establishment and purpose

For the purpose of protecting, managing, and interpreting the resources associated with the Civil War battles in and around the City of Richmond, Virginia, there is established the Richmond National Battlefield Park consisting of approximately 7,307 acres of land, as generally depicted on the map entitled “Richmond National Battlefield Park Boundary Revision”, numbered 367N.E.F.A.80026A, and dated September 2000. The map shall be on file in the appropriate offices of the National Park Service.

#### (b) Boundary adjustments

The Secretary may make minor adjustments in the boundaries of the battlefield park consistent with section 100506(c) of title 54.

(Pub. L. 106-511, title V, §503, Nov. 13, 2000, 114 Stat. 2374.)

#### CODIFICATION

In subsec. (b), “section 100506(c) of title 54” substituted for “section 7(c) of the Land and Water Conservation Fund Act of 1965 (16 U.S.C. 460I-9(c))” on authority of Pub. L. 113-287, §6(e), Dec. 19, 2014, 128 Stat. 3272, which Act enacted Title 54, National Park Service and Related Programs.

### § 423I-4. Land acquisition

#### (a) Acquisition authority

##### (1) In general

The Secretary may acquire lands, waters, and interests in lands within the boundaries of the battlefield park from willing landowners by donation, purchase with donated or appropriated funds, or exchange. In acquiring lands and interests in lands under sections 423I-1 to 423I-6 of this title, the Secretary shall acquire the minimum interest necessary to achieve the purposes for which the battlefield is established.

##### (2) Special rule for private lands

Privately owned lands or interests in lands may be acquired under sections 423I-1 to 423I-6 of this title only with the consent of the owner.