

SUBCHAPTER LXXI-A—NEW RIVER GORGE  
NATIONAL RIVER

CODIFICATION

Title XI of Pub. L. 95-625, which enacted this subchapter, was editorially reclassified as subchapter LIX-CCC (§410eeee et seq.) of this chapter.

§§ 460m-15 to 460m-30. Transferred

CODIFICATION

Section 460m-15, Pub. L. 95-625, title XI, §1101, Nov. 10, 1978, 92 Stat. 3544; Pub. L. 100-534, title I, §101, Oct. 26, 1988, 102 Stat. 2700; Pub. L. 104-333, div. I, title IV, §406(a)(1), Nov. 12, 1996, 110 Stat. 4149; Pub. L. 107-356, §2(a), Dec. 17, 2002, 116 Stat. 3013, which established the New River Gorge National River, was transferred to section 410eeee-1 of this title.

Section 460m-16, Pub. L. 95-625, title XI, §1102, Nov. 10, 1978, 92 Stat. 3545; Pub. L. 99-500, §101(h) [title I, §116(a)], Oct. 18, 1986, 100 Stat. 1783-242, 1783-266, and Pub. L. 99-591, §101(h) [title I, §116(a)], Oct. 30, 1986, 100 Stat. 3341-242, 3341-266; Pub. L. 99-590, title X, §1001, Oct. 30, 1986, 100 Stat. 3339, which related to acquisition of property, was transferred to section 410eeee-2 of this title.

Section 460m-17, Pub. L. 95-625, title XI, §1103, Nov. 10, 1978, 92 Stat. 3546, which related to submission of lands and areas plan, was transferred to section 410eeee-3 of this title.

Section 460m-18, Pub. L. 95-625, title XI, §1104, Nov. 10, 1978, 92 Stat. 3546, which related to zoning laws and ordinances, was transferred to section 410eeee-4 of this title.

Section 460m-19, Pub. L. 95-625, title XI, §1105, Nov. 10, 1978, 92 Stat. 3546, which related to prohibition and limitation of mining, was transferred to section 410eeee-5 of this title.

Section 460m-20, Pub. L. 95-625, title XI, §1106, Nov. 10, 1978, 92 Stat. 3547; Pub. L. 104-333, div. I, title IV, §406(a)(2), Nov. 12, 1996, 110 Stat. 4149; Pub. L. 111-11, title VII, §7115, Mar. 30, 2009, 123 Stat. 1202, which related to hunting and fishing zones, was transferred to section 410eeee-6 of this title.

Section 460m-21, Pub. L. 95-625, title XI, §1107, Nov. 10, 1978, 92 Stat. 3547, which related to prohibition of project works, was transferred to section 410eeee-7 of this title.

Section 460m-22, Pub. L. 95-625, title XI, §1109, Nov. 10, 1978, 92 Stat. 3548, which related development and submission of general management plan, was transferred to section 410eeee-8 of this title.

Section 460m-23, Pub. L. 95-625, title XI, §1110, Nov. 10, 1978, 92 Stat. 3548, which related to cooperation between the Secretaries of the Army and Interior, was transferred to section 410eeee-9 of this title.

Section 460m-24, Pub. L. 95-625, title XI, §1111, Nov. 10, 1978, 92 Stat. 3548, which related to class I or class II redesignation for clean air purposes, was transferred to section 410eeee-10 of this title.

Section 460m-25, Pub. L. 95-625, title XI, §1112, Nov. 10, 1978, 92 Stat. 3548; Pub. L. 99-500, §101(h) [title I, §116(b)], Oct. 18, 1986, 100 Stat. 1783-242, 1783-266, and Pub. L. 99-591, §101(h) [title I, §116(b)], Oct. 30, 1986, 100 Stat. 3341-242, 3341-266; Pub. L. 99-590, title X, §1002, Oct. 30, 1986, 100 Stat. 3340, which authorized appropriations, was transferred to section 410eeee-11 of this title.

Section 460m-26, Pub. L. 95-625, title XI, §1113, as added Pub. L. 100-534, title I, §102, Oct. 26, 1988, 102 Stat. 2700, which related to cooperative agreements with State, was transferred to section 410eeee-12 of this title.

Section 460m-27, Pub. L. 95-625, title XI, §1114, as added Pub. L. 100-534, title I, §103, Oct. 26, 1988, 102 Stat. 2700, which related to improvement of access at Cunard, was transferred to section 410eeee-13 of this title.

Section 460m-28, Pub. L. 95-625, title XI, §1115, as added Pub. L. 100-534, title I, §104, Oct. 26, 1988, 102 Stat. 2701, which related to flow management, was transferred to section 410eeee-14 of this title.

Section 460m-29, Pub. L. 95-625, title XI, §1116, as added Pub. L. 100-534, title I, §105, Oct. 26, 1988, 102 Stat. 2702, which related to Glade Creek visitor facility, was transferred to section 410eeee-15 of this title.

Section 460m-29a, Pub. L. 104-333, div. I, title IV, §406(b), Nov. 12, 1996, 110 Stat. 4150, which related to New River Gorge and Gauley River Visitor Center, was transferred to section 410eeee-16 of this title.

Section 460m-30, Pub. L. 95-625, title XI, §1117, as added Pub. L. 104-333, div. I, title IV, §406(a)(3), Nov. 12, 1996, 110 Stat. 4150, which related to applicable provisions of other law, was transferred to section 410eeee-17 of this title.

SUBCHAPTER LXXII—LAKE MEAD  
NATIONAL RECREATION AREA

§ 460n. Administration

In recognition of the national significance of the Lake Mead National Recreation Area, in the States of Arizona and Nevada, and in order to establish a more adequate basis for effective administration of such area for the public benefit, the Secretary of the Interior hereafter may exercise the functions and carry out the activities prescribed by this subchapter.

(Pub. L. 88-639, §1, Oct. 8, 1964, 78 Stat. 1039.)

§ 460n-1. Boundaries of area; filing of map with  
Federal Register; revision; donations of land;  
property acquisition and exclusion

Lake Mead National Recreation Area shall comprise that particular land and water area which is shown on a certain map, identified as "boundary map, RA-LM-7060-B, revised July 17, 1963", which is on file and which shall be available for public inspection in the office of the National Park Service of the Department of the Interior. An exact copy of such map shall be filed with the Federal Register within thirty days following October 8, 1964, and an exact copy thereof shall be available also for public inspection in the headquarters office of the superintendent of the said Lake Mead National Recreation Area.

The Secretary of the Interior is authorized to revise the boundaries of such national recreation area, subject to the requirement that the total acreage of that area, as revised, shall be no greater than the present acreage thereof. In the event of such boundary revision, maps of the recreation area, as revised, shall be prepared by the Department of the Interior, and shall be filed in the same manner, and shall be available for public inspection also in accordance with the aforesaid procedures and requirements relating to the filing and availability of maps. The Secretary may accept donations of land and interests in land within the exterior boundaries of such area, or such property may be procured by the Secretary in such manner as he shall consider to be in the public interest.

In exercising his authority to acquire property by exchange, the Secretary may accept title to any non-Federal property located within the boundaries of the recreation area and convey to the grantor of such property any federally owned property under the jurisdiction of the Secretary, notwithstanding any other provision of law. The properties so exchanged shall be approximately equal in fair market value: *Provided*, That the Secretary may accept cash from or pay cash to the grantor in such an exchange

in order to equalize the values of the properties exchanged.

Establishment or revision of the boundaries of the said national recreation area, as herein prescribed, shall not affect adversely any valid rights in the area, nor shall it affect the validity of withdrawals heretofore made for reclamation or power purposes. All lands in the recreation area which have been withdrawn or acquired by the United States for reclamation purposes shall remain subject to the primary use thereof for reclamation and power purposes so long as they are withdrawn or needed for such purposes. There shall be excluded from the said national recreation area by the Secretary of the Interior any property for management or protection by the Bureau of Reclamation, which would be subject otherwise to inclusion in the said recreation area, and which the Secretary of the Interior considers in the national interest should be excluded therefrom.

(Pub. L. 88-639, §2, Oct. 8, 1964, 78 Stat. 1039.)

TRANSFER OF ADMINISTRATIVE JURISDICTION TO  
NATIONAL PARK SERVICE

Pub. L. 107-282, title III, §302, Nov. 6, 2002, 116 Stat. 2006, provided that:

“(a) IN GENERAL.—Administrative jurisdiction over the parcel of land described in subsection (b) is transferred from the Bureau of Land Management to the National Park Service for inclusion in the Lake Mead National Recreation Area.

“(b) DESCRIPTION OF LAND.—The parcel of land referred to in subsection (a) is the approximately 10 acres of Bureau of Land Management land, as depicted on the map entitled ‘Eldorado/Spirit Mountain’ and dated October 1, 2002.

“(c) USE OF LAND.—The parcel of land described in subsection (b) shall be used by the National Park Service for administrative facilities.”

**§ 460n-2. Hualapai Indian lands; inclusion within area; mineral rights; leases and permits; hunting and fishing rights**

The authorities granted by this subchapter shall be subject to the following exceptions and qualifications when exercised with respect to any tribal or allotted lands of the Hualapai Indians that may be included within the exterior boundaries of the Lake Mead National Recreation Area:

(a) The inclusion of Indian lands within the exterior boundaries of the area shall not be effective until approved by the Hualapai Tribal Council.

(b) Mineral developments or use of the Indian lands shall be permitted only in accordance with the laws that relate to Indian lands.

(c) Leases and permits for general recreational use, business sites, home sites, vacation cabin sites, and grazing shall be executed in accordance with the laws relating to leases of Indian lands, provided that all development and improvement leases so granted shall conform to the development program and standards prescribed for the Lake Mead National Recreation Area.

(d) Nothing in this subchapter shall deprive the members of the Hualapai Tribe of hunting and fishing privileges presently exercised by them, nor diminish those rights and privileges

of that part of the reservation which is included in the Lake Mead Recreation Area.<sup>1</sup>

(Pub. L. 88-639, §3, Oct. 8, 1964, 78 Stat. 1039.)

**§ 460n-3. Purposes and uses of area**

**(a) Public recreation, benefit, and use**

Lake Mead National Recreation Area shall be administered by the Secretary of the Interior for general purposes of public recreation, benefit, and use, and in a manner that will preserve, develop, and enhance, so far as practicable, the recreation potential, and in a manner that will preserve the scenic, historic, scientific, and other important features of the area, consistently with applicable reservations and limitations relating to such area and with other authorized uses of the lands and properties within such area.

**(b) Specific activities**

In carrying out the functions prescribed by this subchapter, in addition to other related activities that may be permitted hereunder, the Secretary may provide for the following activities, subject to such limitations, conditions, or regulations as he may prescribe, and to such extent as will not be inconsistent with either the recreational use or the primary use of that portion of the area heretofore withdrawn for reclamation purposes:

(1) General recreation use, such as bathing, boating, camping, and picnicking;

(2) Grazing;

(3) Mineral leasing;

(4) Vacation cabin site use, in accordance with existing policies of the Department of the Interior relating to such use, or as such policies may be revised hereafter by the Secretary.

(Pub. L. 88-639, §4, Oct. 8, 1964, 78 Stat. 1040.)

**§ 460n-4. Hunting, fishing and trapping**

The Secretary of the Interior shall permit hunting, fishing, and trapping on the lands and waters under his jurisdiction within the recreation area in accordance with the applicable laws and regulations of the United States and the respective States: *Provided*, That the Secretary, after consultation with the respective State fish and game commissions, may issue regulations designating zones where and establishing periods when no hunting, fishing, or trapping shall be permitted for reasons of public safety, administration, or public use and enjoyment.

(Pub. L. 88-639, §5, Oct. 8, 1964, 78 Stat. 1040.)

**§ 460n-5. Regulation of area; violations and penalties**

Such national recreation area shall continue to be administered in accordance with regulations heretofore issued by the Secretary of the Interior relating to such areas, and the Secretary may revise such regulations or issue new regulations to carry out the purposes of this subchapter. In his administration and regula-

<sup>1</sup>So in original. Probably should be “Lake Mead National Recreation Area”.