

LEGISLATIVE HISTORY (ACT OF 1917 - ACT OF 1932)

An Act To establish the Mount McKinley National Park, in the Territory of Alaska, approved February 26, 1917 (39 Stat. 938)

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the tract of land in the Territory of Alaska particularly described by and included within the metes and bounds, to wit: Beginning at a point as shown on Plate III. reconnaissance map of the Mount McKinley region, Alaska, prepared in the Geological Survey, edition of nineteen hundred and eleven, said point being at the summit of a hill between two forks of the headwaters of the Toklat River, approximate latitude sixty-three degrees forty-seven minutes, longitude one hundred and fifty degrees twenty minutes; thence south six degrees twenty minutes west nineteen miles; thence south sixty-eight degrees west sixty miles; thence in a southeasterly direction approximately twenty-eight miles to the summit of Mount Russell; thence in a northeasterly direction approximately eighty-nine miles to a point twenty-five miles due south of a point due east of the point of beginning; thence due north twenty-five miles to said point; thence due west twenty-eight and one-half miles to the point of beginning, is hereby reserved and withdrawn from settlement, occupancy, or disposal under the laws of the United States, and said tract is dedicated and set apart as a public park for the benefit and enjoyment of the people, under the name of the Mount McKinley National Park. (U.S.C., title 16, sec. 347.)

SEC. 2. That nothing herein contained shall affect any valid existing claim, location, or entry under the land laws of the United States, whether for homestead, mineral, right of way, or any other purpose whatsoever, or shall affect the rights of any such claimant, locator, or entry man to the full use and enjoyment of his land. (U.S.C., title 16, sec. 348.)

SEC. 3. That whenever consistent with the primary purposes of the park, the Act of February fifteenth, nineteen hundred and one, applicable to the location of rights of way in certain national parks and national forests for irrigation and other purposes, shall be and remain applicable to the lands included within the park. (U.S.C., title 16, sec. 349.)

SEC. 4. Nothing in this Act shall in any way modify or affect the mineral land laws now applicable to the lands in the said park. (U.S.C., title 16, sec. 350.)

SEC. 5. That the said park shall be under the executive control of the Secretary of the Interior, and it shall be the duty of the said executive authority, as soon as practicable, to make and publish such rules and regulations not inconsistent with the laws of the United States as the said authority may deem necessary or proper for the care, protection, management, and improvement of the same, the said regulations being primarily aimed at the freest use of the said park for recreation purposes by the public and for the preservation of animals, birds, and fish and for the preservation of the natural curiosities and scenic beauties thereof. (U.S.C., title 16, sec. 351.)

Mount McKinley National Park, Alaska, established.

Description.

Existing entries, etc., not impaired. (Amended by 46 Stat. 1043. See p. 203.)

Rights of way, Vol. 31, p. 790.

Mineral land laws not affected.

Regulations of control, etc.

SEC. 6. That the said park shall be, and is hereby, established as a game refuge, and no person shall kill any game in said park except under an order from the Secretary of the Interior for the protection of persons or to protect or prevent the extermination of other animals or birds: *Provided*, That prospectors and miners engaged in prospecting or mining in said park may take and kill therein so much game or birds as may be needed for their actual necessities when short of food; but in no case shall animals or birds be killed in said park for sale or removal therefrom, or wantonly. (U.S.C., title 16, sec. 352.)

Game refuge established.

Proviso.

Killing for food permitted. (Repealed by 45 Stat. 622. See p. 202.)

SEC. 7. That the said Secretary of the Interior may, in his discretion, execute leases to parcels of ground not exceeding twenty acres in extent for periods not to exceed twenty years whenever such ground is necessary for the erection of establishments for the accommodation of visitors; may grant such other necessary privileges and concessions as he deems wise for the accommodation of visitors; and may likewise arrange for the removal of such mature or dead or down timber as he may deem necessary and advisable for the protection and improvement of the park: *Provided*, That no appropriation for the maintenance of said park in excess of \$10,000 annually shall be made unless the same shall have first been expressly authorized by law. (U.S.C., title 16, sec. 353.)

Leases for accommodations for visitors (Amended by 39 Stat. 535, as amended. See pp. 9-12.)

Proviso.
Limit on appropriations. (Repealed by 45 Stat. 622. See p. 202.)

SEC. 8. That any person found guilty of violating any of the provisions of this Act shall be deemed guilty of a misdemeanor, and shall be subjected to a fine of not more than \$500 or imprisonment not exceeding six months, or both, and be adjudged to pay all costs of the proceedings. (U.S.C., title 16, sec. 354.)

Punishment for violations.

An Act To repeal the proviso of section 6 and the last proviso of section 7 of "An Act to establish the Mount McKinley National Park in the Territory of Alaska," approved February 26, 1917, approved May 21, 1928 (45 Stat. 622.)

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the last proviso of section 7 of an Act entitled "An Act to establish the Mount McKinley National Park, in the Territory of Alaska," approved February 26, 1917, which is in the words and figures following: "*Provided*, That no appropriation for the maintenance of said park in excess of \$10,000 annually shall be made, unless the same shall have first been expressly authorized by law," be, and the same is hereby, repealed.

Mount McKinley National Park, Alaska.

Limit on appropriations for, repealed. See p. 201.

Vol. 39, p. 939, repealed. See p. 201.

SEC. 2. That the proviso of section 6 of an Act entitled "An Act to establish the Mount McKinley National Park, in the Territory of Alaska," approved February 26, 1917, which is in the words and figures following: *Provided*, That prospectors and miners engaged in prospecting or mining in said park may take and kill therein so much game or birds as may be needed for their actual necessities when short of food; but in no case shall animals or birds be killed in said park for sale or removal therefrom, or wantonly," be, and the same is hereby repealed. (U.S.C., title 16, 6th supp., sec. 352, 353.)

Provision allowing killing of game for food in, repealed.

Vol. 39, p. 939, repealed. See p. 201.

Joint Resolution To provide for the naming of a prominent mountain or peak within the boundaries of Mount McKinley National Park, Alaska, in honor of Carl Ben Eielson, approved June 14, 1930 (46 Stat. 588.)

**Mount Eielson,
Alaska.**

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That a mountain or peak, unofficially known as Copper Mountain, located at the headwaters of the Mount McKinley River, lying in a northeasterly direction from Mount McKinley in the Mount McKinley National Park, Alaska, is hereby permanently named Mount Eielson in honor of the pioneer work in aviation performed in Alaska and the North by Carl Ben Eielson.

**Mountain in
Mount McKinley
National Park
named in honor
of Carl Ben
Eielson.**

Excerpt from “ An Act To provide for uniform administration of the national parks by the United States Department of the Interior, and for other purposes,” approved January 26, 1931 (46 Stat. 1043)

SEC. 2. That hereafter the Secretary of the Interior shall have authority to prescribe regulations for the surface use of any mineral land locations already made or that may hereafter be made within the boundaries of Mount McKinley National Park, in the Territory of Alaska, and he may require registration of all prospectors and miners who enter the park: *Provided*, That no resident of the United States who is qualified under the mining laws of the United States applicable to Alaska shall be denied entrance to the park for the purpose of prospecting or mining. (U.S.C., 6th supp., title 16, sec. 350a.)

**Mount McKinley,
Alaska. Regulations
for surface use of
mineral lands within.
(Amends sec. 2, Vol. 39,
p. 936. See p. 200.)
Registration of miners, etc.
Proviso.**

Entries.

An Act To add certain lands to Mount McKinley National Park, Alaska, approved January 30, 1922 (42 Stat. 359)

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the south, east, and north boundaries of the Mount McKinley National Park are hereby changed as follows: Beginning at the summit of Mount Russell, which is the present southwest corner of the park; thence in a northeasterly direction one hundred miles, more or less, to a point on the one hundred and forty-ninth meridian, which is twenty-five miles south of a point due east of the upper northwest corner of the park; thence north along the one hundred and forty-ninth meridian twenty-five miles; thence west forty miles, more or less, to the present upper northwest corner of Mount McKinley National Park. And all these lands lying between the above-described boundary and the present south, east, and north boundaries are hereby reserved and withdrawn from settlement, occupancy, or disposal, and under the laws of the United States said lands are hereby made a part of and included in the Mount McKinley National Park; and all the provisions of the Act to establish Mount McKinley National Park, Alaska, and for other purposes, approved February 26, 1917, are hereby made applicable to and extended over lands hereby added to the park. (U.S.C., title 16, sec. 347.)

**Mount McKinley
National Park,
Alaska.
Lands added to.**

**Vol. 39, p. 938.
See p. 200.**

An Act To revise the boundary of the Mount McKinley National Park, in the Territory of Alaska, and for other purposes, approved March 19, 1932 (47 Stat. 68)

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the boundary of the Mount McKinley National Park is hereby changed so as to read as follows: Beginning at the summit of a hill between the Toklat River and the Clearwater Fork of that river at an approximate latitude of sixty-three degrees forty-seven minutes forty-five seconds, longitude one hundred and fifty degrees seventeen minutes forty seconds, which is intended to be same point of beginning of the boundary description as contained in the Act of February 26, 1917; thence southerly along the summit of the ridge between Toklat River and the Clearwater Fork of said river and across Stony Creek at its confluence with the said Clearwater Fork to the summit of the ridge between Stony Creek and the Clearwater Fork of the Toklat River; thence following the summit of said ridge and the summit of the ridge between the tributaries of said Clearwater Fork, the headwaters of the North Fork of Moose Creek and Boundary Creek to the intersection with the present boundary of Mount McKinley National Park at approximate latitude of sixty-three degrees thirty-two minutes forty-five seconds, longitude one hundred and fifty degrees twenty-four minutes forty-five seconds; thence southwesterly fourteen and three-tenths miles, more or less, to a point one-half mile north of Wonder Lake on the stream flowing out of Wonder Lake into Moose Creek; thence south sixty-eight degrees west forty-three and five-tenths miles, more or less, to the point of intersection with the southwest boundary extended; thence southeasterly thirty-three miles, more or less, to the summit of Mount Russell; thence in a northeasterly direction following the present south boundary approximately eighty-eight miles to Windy Creek at approximate latitude sixty-three degrees twenty-five minutes forty-five seconds, longitude one hundred and forty-nine degrees one minute thirty-five seconds; thence easterly following the north bank of Windy Creek to the western boundary of The Alaska Railroad right of way; thence northerly following the west boundary of The Alaska Railroad right of way to a point due east of the present north boundary of the park as extended due east; thence due west following the present north boundary of the park to the summit of the ridge between Toklat River and the Clearwater Fork of said river; thence southerly following

**Mount McKinley
National Park,
Alaska.
Boundary
Changed.
Vol. 39, p. 938.
See p. 200.**

Description.

the summit of said ridge to the place of beginning: *Provided, however,* That such isolated tracts of land lying east of The Alaska Railroad right of way and the west bank of the Nenana River between the north bank of Windy Creek and the north park boundary as extended eastward are also included in said park; *Provided further,* That nothing herein contained shall affect any valid existing claim, location, or entry under the land laws of the United States, whether for homestead, mineral, right of way, or any other purpose whatsoever, or shall affect the rights of any such claimant, locator, or entryman to the full use and enjoyment of his land. (U.S.C., 6th supp., title 16, sec. 355.)

SEC. 2. That the provisions of the Act of August 25, 1916, entitled "An Act to establish a national park service, and for other purposes," and the Act of February 26, 1917, entitled "An Act to establish the Mount McKinley National Park, in the Territory of Alaska," together with all Acts supplementary to and amendatory of said Acts are made applicable to and extended over the lands hereby added to the park. (U.S.C., 6th supp., title 16, sec. 355a.)