

III. BATTLEFIELD SITES**1. Antietam Battlefield, Maryland**

FIFTY-FIRST CONGRESS. SESS. I. CH. 837. 1890.

371

CHAP. 937.—An act making appropriations for sundry civil expenses of the Government for the fiscal year ending June thirtieth, eighteen hundred and ninety-one, and for other purposes.

August 30, 1890.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the following sums be, and the same are hereby, appropriated, for the objects hereinafter expressed, for the fiscal year ending June thirtieth, eighteen hundred and ninety-one, namely:

Treasury Department

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SIGNAL SERVICE.

398

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NATIONAL CEMETERIES.

400

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NATIONAL CEMETERY, ANTIETAM, MARYLAND: For completing the road in front of east half of cemetery, additional drainage works constructing stone curbing and grading walks along the road, and for engineering and contingencies five thousand dollars.

401

For the purpose of surveying, locating, and preserving the lines of battle of the Army of the Potomac and of the Army of Northern Virginia at Antietam, and for marking the same, and for locating and marking the position of each of the forty-three different commands of the Regular Army engaged in the battle of Antietam, and for the purchase of sites for tablets for the marking of such positions, fifteen thousand dollars. And all lands acquired by the United States for this purpose, whether by purchase, gift, or otherwise, shall be under the care and supervision of the secretary of War.

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Approved, August 30, 1890.

417

2. Appomattox, Virginia

SEVENTY-FIRST CONGRESS. SESS. II. CH. 520. 1930.

777

CHAP. 520.—An Act To provide for the commemoration of the termination of the War between the States at Appomattox Court House, Virginia.

June 18, 1930.

[S. 3810.]

[Public, No. 379.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of commemorating the termination of the War between the States which was brought about by the surrender of the army under General Robert E. Lee to Lieutenant General U.S. Grant at Appomattox Court House, in the State of Virginia, on April 9, 1865, and for the further purpose of honoring those who engaged in this tremendous conflict, the Secretary of War is authorized and directed to acquire at the scene of said surrender approximately one acre of land, free of cost to the United States, at the above-named place, fence the parcel of land so acquired or demarcate its limits, and erect a monument thereon.

Appomattox Court House, VA.
Acquisition of land at, for monument in commemoration of surrender of Confederate Army, etc.

Post, p. 1305.

SEC. 2. There is hereby authorized to be appropriated the sum of \$100,000, or so much thereof as may be necessary, to carry out the provisions of section 1 of this Act.

Sums authorized.

SEC. 3. The land acquired under section 1 of this Act shall be under the jurisdiction and control of the Secretary of War, and there is authorized to be appropriated for the maintenance of such tract of land and monument a sum not to exceed \$250 per annum.

To carry out provisions of Act.

Maintenance.

Approved, June 18, 1930.

3. Brices Cross Roads

1254

SEVENTIETH CONGRESS. SESS. II. CH. 289. 1929.

February 21, 1929.
[H. R. 8736.]
[Public, No. 792.]

CHAP. 289.—An Act To provide for the commemoration of the battles of Brices Cross Roads, Mississippi, and Tupelo, Mississippi.

Battles of Brices
Cross Roads and
Tupelo, Miss.
Sites to be acquired for
markers to com-
memorate.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of commemorating the battles of Brices Cross Roads, Mississippi, and Tupelo, Mississippi, the Secretary of War is authorized and directed to (1) acquire not to exceed one acre of land, free of cost to the United States, at each of the above-named battle fields, (2) fence each parcel of land so acquired, (3) build an approach to each such parcel of land, and (4) erect a suitable marker on each such parcel of land.

Sum authorized.
Post, p. 1666.

SEC. 2. There is authorized to be appropriated \$10,000, or so much thereof as may be necessary, to carry out the provisions of section 1 of this Act.

Control of Secretary
of War.
Maintenance.

SEC. 3. Each parcel of land acquired under section 1 of this Act shall be under the jurisdiction and control of the Secretary of War, and there is authorized to be appropriated for the maintenance of each such parcel of land, fence, approach, and marker a sum not to exceed \$250 per annum.

Approved, February 21, 1929.

4. Chalmette Monument and Grounds, Louisiana

FIFTY-NINTH CONGRESS. SESS. II. CH. 2928. 1907.

1411

CHAP. 2928.—An Act Providing for the completion by the Secretary of War of a monument to the memory of the American soldiers who fell in the battle of New Orleans at Chalmette, Louisiana, and making the necessary appropriation therefor.

March 4, 1907.

[S. 8292.]

[Public, No. 263.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the sum of twenty-five thousand dollars be, and the same is hereby, appropriated, or so much thereof as may be necessary, out of any money in the Treasury of the United States not otherwise appropriated, for the completion of a monument to the memory of the soldiers who fell in the battle of New Orleans in the war of eighteen hundred and twelve, said monument to be completed under the direction and approval of the Secretary of War: *Provided,* That the State of Louisiana shall cede and transfer its jurisdiction to the property on which said monument is to be completed in accordance with the provisions of act numbered forty-one of the legislature of that State, approved July nineteenth, nineteen hundred and two: *Provided further,* That when said monument is completed the responsibility of maintaining the same and keeping the grounds surrounding it shall remain with the United Daughters of Seventeen hundred and seventy-six and Eighteen hundred and twelve, free of any expense or responsibility on the part of the Government of the United States.

Approved, March 4, 1907, 11 a. m.

Chalmette, La.
Appropriation for
monument at, to
soldiers who fell at
battle of New
Orleans.

Provisos.
State to furnish site.

Maintenance.

5. Cowpens, South Carolina

1558

SEVENTIETH CONGRESS. SESS. II. CH. 699. 1929.

March 4, 1929.

[H. R. 12106.]

[Public, No. 1027.]

CHAP. 699.—An Act To erect a national monument at Cowpens battle ground.

Battle of Cowpens,
S.C.
Acquiring land
authorized, for erecting
monu-ment to
commemorate.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to preserve that part of the Cowpens battle grounds near Ezell, Cherokee County, South Carolina, where General Daniel Morgan, commanding, participated in the Battle of Cowpens on the 17th day of January, 1781, the Secretary of War be, and he is hereby, authorized and directed to acquire, by gift, not more than one acre of land on which he shall erect or cause to be erected a suitable monument to commemorate said battle.

Sum authorized for
expenses.

SEC. 2. To enable the Secretary of War to carry out the provisions of this Act, to accept a deed for the necessary lands, to make necessary surveys, maps, markers, pointers, or signs marking boundaries, for opening, constructing, or repairing necessary roads and streets and constructing markers and a suitable monument, for salaries for labor and services, for traveling expenses, supplies, and materials, the sum of \$25,000, or so much thereof as may be necessary, is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, to remain available until expended, and the disbursements under this Act shall be reported by the Secretary of War to Congress.

Available until
expended.

Approved, March 4, 1929.

6. Fort Necessity, Wharton County, Pennsylvania

SEVENTY-FIRST CONGRESS. SESS. III. CH. 504. 1931.

1522

CHAP. 504.—An Act To Provide for the commemoration of the Battle of Fort Necessity, Pennsylvania.

March 4, 1931.

[S. 6078.]

[Public, No. 851.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of commemorating the Battle of Fort Necessity, in the State of Pennsylvania, on the 3d day of July, 1757, the Secretary of War is authorized to accept title to not less than one acre of land, which will include the site of said fort, free of cost to the United States, and to erect a monument thereon.

Battle of Fort
Necessity, PA.
Monument
commemorating,
authorized.

SEC. 2. There is hereby authorized to be appropriated the sum of \$25,000, or so much thereof as may be necessary, to carry out the provisions of section 1 of this Act.

1523
Sum authorized.

SEC. 3. The land acquired under section 1 of this Act shall be under the jurisdiction and control of the Secretary of War, and there is authorized to be appropriated for the maintenance of such monument and its site a sum not to exceed \$250 per annum.

Jurisdiction and
maintenance of land
acquired.

Approved, March 4, 1931.

7. Kenesaw Mountain, Georgia

901

SIXTY-FOURTH CONGRESS. SESS. II. CH. 36. 1917.

February 8, 1917.

[H. R. 9547.]

[Public, No. 307.]

CHAP. 36.—An Act Authorizing the acceptance by the United States Government from the Kenesaw Memorial Association of Illinois of a proposed gift of land on the Kenesaw battle field in the State of Georgia.

Kenesaw battle-
field, Ga.
Acceptance of land
comprising.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized and directed to accept from the Kenesaw Memorial Association, a corporation organized under the laws of the State of Illinois, a gift of certain land, with all the improvements thereon, comprising a part of the Kenesaw battle field, said land being described as lot numbered one hundred and sixteen and the east half of lot numbered one hundred and seven in the nineteenth district and second section, in the county of Cobb and State of Georgia, and upon which a monument has been erected to certain organizations that participated in the fighting on Kenesaw Mountain: *Provided,* That no expense shall be incurred by the United States in carrying out the provisions of this Act.

Proviso.

No expense.

Approved, February 8, 1917.

8. Monocacy, Maryland

73d CONGRESS. SESS. II. CH. 694. JUNE 21, 1934.

1198

[CHAPTER 694.]

An Act

To establish a national military park at the battlefield of Monocacy, Maryland.

June 21, 1934.

[H.R. 7982.]

[Public, No. 445.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in order to commemorate the Battle of Monocacy, Maryland, and to preserve for historical purposes the breastworks, earthworks, walls, or other defenses or shelters used by the armies therein, the battlefield at Monocacy, in the State of Maryland, is hereby declared a national military park to be known as the "Monocacy National Military Park", whenever the title to the lands deemed necessary by the Secretary of the Interior shall have been acquired by the United States and the usual jurisdiction over the lands and roads of the same shall have been granted to the United States by the State of Maryland.

SEC. 2. The Secretary of the Interior is hereby authorized to condemnation proceedings to be instituted in the name of the United States under the provisions of the Act of August 1, 1888, entitled "An Act to authorize condemnation of lands for sites for public buildings and for other purposes" (25 Stat. L. 357), to acquire title to the lands, interests therein, or rights pertaining there to within the said Monocacy National Military Park, and the United States shall be entitled to immediate possession upon the filing of the petition in condemnation in the United States District Court for the District of Maryland: *Provided*, That when the owner of such lands, interests therein, or rights pertaining thereto shall fix a price for the same, which, in the opinion of the Secretary of the Interior, shall be reasonable, the Secretary may purchase the same without further delay: *Provided further*, That the Secretary of the Interior is authorized to accept, on behalf of the United States, donations of lands, interests therein, or rights pertaining thereto required for the Monocacy National Military Park: *And provided further*, That title and evidence of title to lands and interests therein acquired for said park shall be satisfactory to the Secretary of the Interior.

SEC. 3. The Secretary of the Interior is hereby authorized to enter into leases with the owners of such of the lands, works, defenses, and building's thereon within the Monocacy National Military Park, as in his discretion it is unnecessary to forthwith acquire title to, and such leases shall be on such terms and conditions as the Secretary of the Interior may prescribe, and may contain options to purchase, subject to later acceptance, if, in the judgment of the Secretary of the Interior, it is as economical to purchase as condemn title to the property: *Provided*, That the Secretary of the Interior may enter into agreements upon such nominal terms as he may prescribe, permitting the present owners or their tenants to occupy or cultivate their present holdings, upon condition that they will preserve the present breastworks, earthworks, walls, defenses, shelters, buildings and roads, and the present outlines of the battlefields, and that they will only cut trees or underbrush or disturb or remove the soil, under such regulations as the Secretary of the Interior may prescribe, and that they will assist in protecting all tablets, monuments, or such other artificial works as may from time to time be erected by proper authority.

Monocacy National Military Park, Md. Establishment, when title to land, etc., acquired.

1199

Condemnation proceedings to acquire lands. Vol. 25, p. 357.

Provisos.
Purchase from owners.

Acceptance of donations.

Title.

Leases with owners for lands unnecessary to purchase.

Provisos.
Cultivation of holdings.

Condition.

1199

73d CONGRESS. SESS. II. CH. 694. JUNE 21, 1934.

Supervision of National Parks, etc., office.

SEC. 4. The affairs of the Monocacy National Military Park shall, subject to the supervision and direction of the Office of National Parks, Buildings, and Reservations of the Interior Department, be in charge of a superintendent, to be appointed by the Secretary of the Interior.

Duties prescribed.

SEC. 5. It shall be the duty of the superintendent, under the direction of the

<p>Acceptance of gifts, etc., authorized.</p>	<p>Office of National Parks, Buildings, and Reservations of the Interior Department, to superintend the opening or repair of such roads as may be necessary to the purposes of the park, and to ascertain and mark with historical tablets or otherwise, as the Secretary of the Interior may determine, all breastworks, earth-works, walls, or other defenses or shelters, lines of battle, location of troops, buildings, and other historical points of interest within the park or in its vicinity.</p>
<p>1200 <i>Proviso.</i> Contributions to be deposited to credit of special fund.</p>	<p>SEC. 6. The said Office of National Parks, Buildings, and Reservations, acting through the Secretary of the Interior, is authorized to receive gifts and contributions from States, Territories, societies, organizations, and individuals for the Monocacy National Military Park: <i>Provided</i>, That all contributions of money received shall be deposited in the Treasury of the United States and credited to a fund to be designated "Monocacy National Military Park fund", which fund shall be applied to and expended under the direction of the Secretary of the Interior, for carrying out the provisions of this Act.</p>
<p>States may mark lines of battle of their troops.</p>	<p>SEC. 7. It shall be lawful for the authorities of any State having had troops at the Battle of Monocacy to enter upon the lands and approaches of the Monocacy National Military Park for the purpose of ascertaining and marking the line of battle of troops engaged therein: <i>Provided</i>, That before any such lines are permanently designated the position of the lines and the proposed methods of marking them by monuments, tablets, or otherwise, including the design and inscription for the same, shall be submitted to the Secretary of the Interior and shall first receive written approval of the Secretary, which approval shall be based upon formal written reports to be made to him in each case by the Office of National Parks, Buildings, and Reservations: <i>Provided</i>, That no discrimination shall be made against any State as to the manner of designating lines, but any grant made to any State by the Secretary of the Interior may be used by any other State.</p>
<p>No discrimination in designing lines.</p>	<p>SEC. 8. If any person shall, except by permission of the Secretary of the Interior, destroy, mutilate, deface, injure, or remove any monument, column, statue, memorial structure, or work of art that shall be erected or placed upon the grounds of the park by lawful authority, or shall destroy or remove any fence railing, enclosure, or other work for the protection or ornament said park, or any portion thereof, or shall destroy, cut, hack, bark, break down, or otherwise injure any tree, bush, or shrubbery that may be growing upon said park, or shall cut down or fell or remove any timber, battle relic, tree or trees growing or being upon said park, or hunt within the limits of the park, or shall remove or destroy any breast-works, earthworks, walls, or other defenses or shelter or any part thereof constructed by the armies formerly engaged in the battles on the lands or approaches to the park, any person so offending and found guilty thereof, before any United States commissioner or court, of the jurisdiction in which the offense may be committed, shall for each and every such offense forfeit and pay a fine, in the discretion of the United States commissioner or court, according to the aggravation of the offense, of not less than \$5 nor more than \$500.</p>
<p>Penalty for destroying injuring, etc., property.</p>	

SEC. 9. The Secretary of the Interior shall have the power to make all needful rules and regulations for the care of the park, and for the establishment and marking of lines of battle and other historical features of the park.

Rules, etc., to be prescribed.

SEC. 10. For the purposes of carrying out the provisions of this Act, the sum of \$50,000 is hereby authorized to be appropriated out of any moneys in the Treasury not otherwise appropriated.

Appropriation authorized.

Approved, June 21, 1934.

9. Tupelo, Mississippi

1254

SEVENTIETH CONGRESS. SESS. II. CH. 289. 1929.

February 21, 1929.

[H. R. 8736.]

[Public, No. 792.]

CHAP. 289.—An Act To provide for the commemoration of the battles of Brices Cross Roads, Mississippi, and Tupelo, Mississippi.

Battles of Brices Cross
Roads and Tupelo,
Miss.

Sites to be acquired for
markers to com-
memorate.

Sum authorized.
Post, p. 1666.

Control of Secretary of
War.
Maintenance.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That for the purpose of commemorating the battles of Brices Cross Roads, Mississippi, and Tupelo, Mississippi, the Secretary of War is authorized and directed to (1) acquire not to exceed one acre of land, free of cost to the United States, at each of the above-named battle fields, (2) fence each parcel of land so acquired, (3) build an approach to each such parcel of land, and (4) erect a suitable marker on each such parcel of land.

SEC. 2. There is authorized to be appropriated \$10,000, or so much thereof as may be necessary, to carry out the provisions of section 1 of this Act.

SEC. 3. Each parcel of land acquired under section 1 of this Act shall be under the jurisdiction and control of the Secretary of War, and there is authorized to be appropriated for the maintenance of each such parcel of land, fence, approach, and marker a sum not to exceed \$250 per annum.

Approved, February 21, 1929.