

104TH CONGRESS
1ST SESSION

H. R. 2766

To authorize the Secretary of the Interior to provide funds to the Palisades Interstate Park Commission for acquisition of land in the Sterling Forest area of the New York/New Jersey Highlands Region, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

DECEMBER 13, 1995

Mr. MARTINI (for himself, Mr. LUCAS, and Mr. POMBO) introduced the following bill; which was referred to the Committee on Resources, and in addition to the Committees on Transportation and Infrastructure, and Agriculture, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To authorize the Secretary of the Interior to provide funds to the Palisades Interstate Park Commission for acquisition of land in the Sterling Forest area of the New York/New Jersey Highlands Region, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Federal Lands
5 Prioritization Act of 1995”.

1 **SEC. 2. FINDINGS.**

2 The Congress finds that—

3 (1) the Federal Government owns about
4 650,000,000 acres of land, more than 30 percent of
5 the Nation's total surface area;

6 (2) the United States Forest Service in the De-
7 partment of Agriculture and the Bureau of Land
8 Management, the Fish and Wildlife Service, and the
9 National Parks Service all in the Department of In-
10 terior, are responsible for managing about 95 per-
11 cent of this federally-owned land;

12 (3) the amount of the four agencies' land en-
13 cumbered for conservation purposes by legislative or
14 administrative restrictions is nearly 290,000,000
15 acres, or 45 percent of this federally-owned land;

16 (4) severe budgetary constraints has produced a
17 backlog of billions of dollars for the purchase of mil-
18 lions of acres of property authorized by the Federal
19 Government for acquisition;

20 (5) while the Federal Government owns nearly
21 30 percent of the land in the United States, much
22 of that land serves no real Federal interest or could
23 be better managed outside the Federal Government.

24 (6) a substantial amount of this federally-owned
25 land should be disposed of, generating additional
26 revenue to the Treasury; and

1 (7) revenues generated from the sale of feder-
2 ally-owned lands can be used to acquire land cur-
3 rently identified as high priority for Federal owner-
4 ship.

5 **SEC. 3. PURPOSES.**

6 The purposes of this Act are—

- 7 (1) to establish and facilitate the acquisition of
8 the Sterling Forest in the New York/New Jersey
9 Highlands Region;
- 10 (2) to establish and facilitate the acquisition of
11 the Washita Battlefield National Historic Site;
- 12 (3) to provide for sale to the public at fair mar-
13 ket value all right, title, and interest of the United
14 States in and to the surface estate of the Black Ket-
15 tle National Grasslands in the State of Oklahoma;
- 16 (4) to provide for sale to the public at fair mar-
17 ket value all right, title, and interest of the United
18 States in and to the surface estate of the Rita Blan-
19 ca National Grasslands in the State of Oklahoma;
- 20 (5) to provide for sale to the public at fair mar-
21 ket value all right, title, and interest of the United
22 States in and to the project for flood control, Op-
23 tima Lake, North Canadian River Basin, Oklahoma,
24 authorized by the Flood Control Act of 1936;

1 (6) to establish a mechanism whereby the funds
2 generated from the sale of the Federal lands under
3 title II of this Act shall be made available for the
4 acquisition of the properties authorized for acquisi-
5 tion by titles I (relating to the Sterling Forest) and
6 III (relating to the Washita Battlefield National
7 Historic Site) of this Act;

8 (7) to utilize, in addition to appropriated funds,
9 the revenue made available by the disposal of feder-
10 ally-owned property to facilitate the acquisition of
11 property that could commemorate and honor the site
12 of the Battle of the Washita as a national historic
13 site;

14 (8) to utilize, in addition to appropriated funds,
15 the revenue made available by the disposal of feder-
16 ally-owned property to facilitate the acquisition of
17 property, known as the Sterling Forest Reserve, that
18 would provide enhanced recreational opportunities,
19 improve the quality of life, and protect strategically
20 important environmental resources for the citizens in
21 the densely populated New York/New Jersey High-
22 lands Region; and

23 (9) to return to the Treasury any funds gen-
24 erated by the disposal of lands under this Act which

1 are not utilized for the acquisition of lands under
2 this Act.

3 **SEC. 4. LAND ACQUISITION ACCOUNT.**

4 (a) ESTABLISHMENT.—The Secretary of the Interior
5 shall establish a special account in the Treasury for the
6 acquisition of lands under this Act.

7 (b) DEPOSITS.—The Secretary of Agriculture shall
8 deposit proceeds from the sales of lands under section 201
9 into the account established pursuant to subsection (a)
10 and amounts appropriated to the Secretary to carry out
11 this Act. Amounts deposited in the account shall remain
12 available until expended, subject to subsection (c). Any
13 amount received from such sales or appropriations which,
14 when aggregated with prior amounts received from such
15 sales and appropriations under subsection (e), is in excess
16 of the amount referred to in subsection (e) shall be depos-
17 ited in the Treasury as miscellaneous receipts.

18 (c) EXPENDITURE.—To the extent and in such
19 amounts as are provided in advance in appropriation Acts,
20 the Secretary of the Interior—

21 (1) may withdraw from the account established
22 under subsection (a) and transfer amounts to the
23 Palisades Interstate Park Commission (as defined by
24 section 104(1)) in accordance with sections 105 and

1 108(b) for the acquisition of lands and interests
2 therein for the Sterling Forest Reserve; and

3 (2) may obligate and expend amounts from the
4 account established under subsection (a) for the ac-
5 quisition of lands and interests in lands for the
6 Washita Battlefield National Historic Site in accord-
7 ance with section 305.

8 (d) CLOSURE AND DISPOSITION OF REMAINING BAL-
9 ANCE.—When the Secretary of the Interior determines
10 that all lands or interests therein authorized to be ac-
11 quired by titles I and III have been acquired, the Secretary
12 shall close the account established under subsection (a)
13 and cover the remaining funds in the account into the
14 Treasury as miscellaneous receipts.

15 (e) AUTHORIZATION OF APPROPRIATIONS.—There is
16 authorized to be appropriated for deposit into the account
17 established under section 4(a) of this Act such funds as
18 may be necessary so that the total amount deposited into
19 the account equals but does not exceed \$20,500,000.

20 **TITLE I—STERLING FOREST**

21 **SEC. 101. SHORT TITLE.**

22 This title may be cited as the “Sterling Forest Re-
23 serve Partnership Act of 1995”.

24 **SEC. 102. FINDINGS.**

25 The Congress finds that—

1 (1) the Palisades Interstate Park Commission
2 was established pursuant to a joint resolution of the
3 75th Congress approved in 1937 (Public Resolution
4 No. 65; Ch. 706; 50 Stat. 719), and chapter 170 of
5 the Laws of 1937 of the State of New York and
6 chapter 148 of the Laws of 1937 of the State of
7 New Jersey;

8 (2) the Palisades Interstate Park Commission
9 is responsible for the management of 23 parks and
10 historic sites in New York and New Jersey, compris-
11 ing over 82,000 acres;

12 (3) over 8,000,000 visitors annually seek out-
13 door recreational opportunities within the Palisades
14 Park System;

15 (4) Sterling Forest is a biologically diverse open
16 space on the New Jersey border comprising approxi-
17 mately 17,500 acres, and is a highly significant wa-
18 tershed area for the State of New Jersey, providing
19 the source for clean drinking water for 25 percent
20 of the State;

21 (5) Sterling Forest is an important outdoor rec-
22 reational asset in the northeastern United States,
23 within the most densely populated metropolitan re-
24 gion in the Nation;

1 (6) Sterling Forest supports a mixture of hard-
2 wood forests, wetlands, lakes, glaciated valleys, is
3 strategically located on a wildlife migratory route,
4 and provides important habitat for 27 rare or en-
5 dangered species;

6 (7) the protection of Sterling Forest would pro-
7 vide for enhanced recreational opportunities through
8 the protection of lands which are an integral element
9 of the Appalachian National Scenic Trail and which
10 would protect important trail viewsheds;

11 (8) stewardship and management costs for
12 units of the Palisades Park System are paid for by
13 the States of New York and New Jersey; thus, the
14 management of Sterling Forest through the Pali-
15 sades Interstate Park Commission will involve a
16 minimum of Federal funds; and

17 (9) given the significant watershed, outdoor rec-
18 reational, and wildlife qualities of Sterling Forest,
19 the demand for open space in the northeastern
20 United States, and the lack of open space in the
21 densely populated tri-state region, there is a Federal
22 interest in acquiring the Sterling Forest for perma-
23 nent protection of the watershed, outdoor rec-
24 reational resources, flora and fauna, and open space.

1 **SEC. 103. PURPOSES.**

2 The purposes of this title are—

3 (1) to establish the Sterling Forest Reserve in
4 the State of New York to protect the significant wa-
5 tershed, wildlife, and recreational resources within
6 the New York-New Jersey highlands region;

7 (2) to authorize Federal funding, through the
8 Department of the Interior, for a portion of the ac-
9 quisition costs for the Sterling Forest Reserve;

10 (3) to direct the Palisades Interstate Park
11 Commission to convey to the Secretary of the Inte-
12 rior certain interests in lands acquired within the
13 Reserve; and

14 (4) to provide for the management of the Ster-
15 ling Forest Reserve by the Palisades Interstate Park
16 Commission.

17 **SEC. 104. DEFINITIONS.**

18 In this title:

19 (1) COMMISSION.—The term “Commission”
20 means the Palisades Interstate Park Commission es-
21 tablished pursuant to Public Resolution No. 65 ap-
22 proved August 19, 1937 (Ch. 707; 50 Stat. 719).

23 (2) RESERVE.—The term “Reserve” means the
24 Sterling Forest Reserve.

25 (3) SECRETARY.—The term “Secretary” means
26 the Secretary of the Interior.

1 **SEC. 105. ESTABLISHMENT OF THE STERLING FOREST RE-**
2 **SERVE.**

3 (a) ESTABLISHMENT.—Upon the certification by the
4 Commission to the Secretary that the Commission has ac-
5 quired all 17,500 acres of the Sterling Forest property,
6 there is established the Sterling Forest Reserve in the
7 State of New York.

8 (b) MAP.—

9 (1) COMPOSITION.—The Reserve shall consist
10 of lands and interests therein, as generally depicted
11 on the map entitled “Boundary Map, Sterling Forest
12 Reserve”, numbered SFR–60,001 and dated July 1,
13 1994.

14 (2) AVAILABILITY FOR PUBLIC INSPECTION.—
15 The map described in paragraph (1) shall be on file
16 and available for public inspection in the offices of
17 the Commission and the appropriate offices of the
18 National Park Service.

19 (c) TRANSFER OF FUNDS.—Subject to subsection
20 (d), the Secretary shall transfer to the Commission such
21 funds as are appropriated (including funds appropriated
22 pursuant to sections 4 and 108) for the acquisition of
23 lands and interests therein within the Reserve.

24 (d) CONDITIONS OF FUNDING.—

25 (1) AGREEMENT BY THE COMMISSION.—Prior
26 to the receipt of any Federal funds authorized by

1 this title, the Commission shall agree to the follow-
2 ing:

3 (A) CONVEYANCE OF LANDS IN EVENT OF
4 FAILURE TO MANAGE.—If the Commission fails
5 to manage the lands acquired within the Re-
6 serve in a manner that is consistent with this
7 title, the Commission shall convey fee title to
8 such lands to the United States, and the agree-
9 ment stated in this subparagraph shall be re-
10 corded at the time of purchase of all lands ac-
11 quired within the Reserve.

12 (B) CONSENT OF OWNERS.—No lands or
13 interest in land may be acquired with any Fed-
14 eral funds authorized or transferred pursuant
15 to this title except with the consent of the
16 owner of the land or interest in land.

17 (C) INABILITY TO ACQUIRE LANDS.—If the
18 Commission is unable to acquire all of the lands
19 within the Reserve, to the extent Federal funds
20 are utilized pursuant to this title, the Commis-
21 sion shall acquire all or a portion of the lands
22 identified as “National Park Service Wilderness
23 Easement Lands” and “National Park Service
24 Conservation Easement Lands” on the map de-
25 scribed in subsection (b) before proceeding with

1 the acquisition of any other lands within the
2 Reserve.

3 (D) CONVEYANCE OF EASEMENT.—Within
4 30 days after acquiring any of the lands identi-
5 fied as “National Park Service Wilderness
6 Easement Lands” and “National Park Service
7 Conservation Easement Lands” on the map de-
8 scribed in subsection (b), the Commission shall
9 convey to the United States—

10 (i) conservation easements on the
11 lands described as “National Park Service
12 Wilderness Easement Lands” on the map
13 described in subsection (b), which ease-
14 ments shall provide that the lands shall be
15 managed to protect their wilderness char-
16 acter; and

17 (ii) conservation easements on the
18 lands described as “National Park Service
19 Conservation Easement Lands” on the
20 map described in subsection (b), which
21 easements shall restrict and limit develop-
22 ment and use of the property to that devel-
23 opment and use that is—

1 (I) compatible with the protection
2 of the Appalachian National Scenic
3 Trail; and

4 (II) consistent with the general
5 management plan prepared pursuant
6 to section 106(b).

7 (2) MATCHING FUNDS.—Funds may be trans-
8 ferred to the Commission only to the extent that
9 they are matched from funds contributed by non-
10 Federal sources.

11 **SEC. 106. MANAGEMENT OF THE RESERVE.**

12 (a) IN GENERAL.—The Commission shall manage the
13 lands acquired within the Reserve in a manner that is con-
14 sistent with the Commission’s authorities and with the
15 purposes of this title.

16 (b) GENERAL MANAGEMENT PLAN.—Within 3 years
17 after the date of enactment of this Act, the Commission
18 shall prepare a general management plan for the Reserve
19 and submit the plan to the Secretary for approval.

20 **SEC. 107. DISCLAIMERS.**

21 (a) NO ENCUMBRANCES OR OTHER LAND RESTRIC-
22 TION.—Nothing in this title, including the map cited in
23 section 105(b), shall be construed to encumber any land
24 that the owner has not committed to voluntarily sell to
25 the Commission, nor does any provision of this title re-

1 strict the owner's use of any lands not actually acquired
2 by the Commission or the Commission's designee.

3 (b) PROPOSED DEVELOPMENT AND RELATED INFRA-
4 STRUCTURE.—Nothing in this Act shall affect the ongoing
5 approvals process for, and for environmental reviews of,
6 the owner's proposed development and related infrastruc-
7 ture.

8 (c) LAND USE APPROVALS.—Nothing in this Act
9 shall confer any authority or jurisdiction upon any Fed-
10 eral, State or Local government agency or any person with
11 respect to the owner's land use approvals or use of its
12 lands, or to create standing for any agency or person to
13 seek judicial review or other judicial intervention with re-
14 spect to the owner's land use approvals or use of its lands.

15 **SEC. 108. APPROPRIATIONS.**

16 (a) IN GENERAL.—Of the amounts appropriated or
17 otherwise made available under section 4, not more than
18 \$17,500,000 may be made available for the purposes of
19 this title. Such funds shall remain available until ex-
20 pended. The appropriation and expenditure of such funds
21 shall be in accordance with section 6 of the Land and
22 Water Conservation Fund Act of 1965 (16 U.S.C. 460l-
23 8), except that section 6(b) of that Act shall not be appli-
24 cable for the purposes of this Act.

1 (b) LIMITATION ON EXPENDITURE.—Funds from the
2 account established under section 4(a) of this Act that are
3 made available for the purposes of this title may only be
4 expended by the Pallasades Interstate Park Commission
5 if the Commission reaches an agreement to acquire all
6 lands and interests in land owned by the Sterling Forest
7 Corporation within five years of the date of enactment of
8 this Act.

9 **TITLE II—DISPOSAL OF LANDS**
10 **IN OKLAHOMA**

11 **SEC. 201. SALE OF BLACK KETTLE AND RITA BLANCA NA-**
12 **TIONAL GRASSLANDS AND PROPERTY SUR-**
13 **ROUNDING OPTIMA LAKE AND RECREATION**
14 **AREA.**

15 (a) GENERAL DIRECTIVE.—Not later than Septem-
16 ber 30, 1996, and in accordance with this title—

17 (1) the Secretary of Agriculture shall offer for
18 sale to the public at fair market value all right, title,
19 and interest of the United States in and to the sur-
20 face estate of those portions of the Cibola National
21 Forest, other than the property subject to section
22 202, which are more particularly described as—

23 (A) the Black Kettle National Grasslands,
24 located in the State of Oklahoma; and

1 (B) the Rita Blanca National Grasslands,
2 located in the State of Oklahoma; and

3 (2) the Secretary of the Army, acting through
4 the Chief of Engineers, shall offer for sale to the
5 public at fair market value all right, title, and inter-
6 est of the United States in and to the real property
7 acquired by the United States for the project for
8 flood control, Optima Lake, North Canadian River
9 Basin, Oklahoma, authorized by the Flood Control
10 Act of 1936 (49 Stat. 1570).

11 (b) RIGHT OF FIRST REFUSAL.—Prior to offering
12 lands for sale to the public under subsection (a), the Sec-
13 retary shall afford the individuals from whom the lands
14 were acquired by the United States or their descendants
15 the opportunity to acquire the lands at fair market value.

16 (c) PROCEEDS FROM SALE.—The Secretary shall de-
17 posit any proceeds from the sale of lands under this sec-
18 tion into the account established pursuant to section 4 of
19 this Act.

20 (d) WAIVER.—The sale and transfer of lands under
21 this title shall not be subject to the Federal Property and
22 Administrative Services Act of 1949 (40 U.S.C. 471).

23 (e) HUNTING AND FISHING ACCESS.—As a condition
24 of any sale under this section, the purchaser shall agree
25 to a public access easement for a 20-year period to lands

1 acquired under this section for the purposes of maintain-
2 ing traditional public access for hunting and fishing pur-
3 poses, as appropriate.

4 **SEC. 202. TRANSFERS OF PROPERTY FOR CERTAIN PUBLIC**
5 **PURPOSES.**

6 (a) SKIPOUT LAKE, DEAD INDIAN LAKE, AND
7 SPRING CREEK LAKE.—Not later than September 30,
8 1996, and upon request of the State of Oklahoma, the
9 Secretary of Agriculture shall transfer, without consider-
10 ation, to the Department of Tourism and Recreation of
11 the State of Oklahoma those lands located in Roger Mills
12 County, Oklahoma, known as Skipout Lake, Dead Indian
13 Lake, and Spring Creek Lake, more particularly described
14 as follows:

15 (1) SKIPOUT LAKE.—West Half and Northeast
16 Quarter of Section 5, Township 13 North, Range 25
17 West, Indian Meridian, Roger Mills County, Okla-
18 homa.

19 (2) DEAD INDIAN LAKE.—East Half of Section
20 26 and the East Half of Northwest Quarter of Sec-
21 tion 26, Township 15 North, Range 24 West, Indian
22 Meridian, Roger Mills County, Oklahoma. Southeast
23 Quarter of the Southwest Quarter of Section 23,
24 Township 15 North, Range 24 West, Indian Merid-
25 ian, Roger Mills County, Oklahoma.

1 (3) SPRING CREEK LAKE.—East Half of the
2 Southwest Quarter of Section 15, Township 15
3 North, Range 25 West, Indian Meridian, Roger
4 Mills County, Oklahoma. West Half of the South-
5 west Quarter of Section 14, Township 15 North,
6 Range 25 West, Indian Meridian, Roger Mills Coun-
7 ty, Oklahoma.

8 (b) OPTIMA LAKE, NORTH CANADIAN RIVER BASIN,
9 OKLAHOMA.—

10 (1) PROJECT DEAUTHORIZATION.—The project
11 for flood control, Optima Lake, North Canadian
12 River Basin, Oklahoma, authorized by the Flood
13 Control Act of 1936 (49 Stat. 1570), is deauthorized
14 after the date of the enactment of this Act.

15 (2) TRANSFER OF PROPERTY.—

16 (A) IN GENERAL.—The Secretary shall
17 transfer to the State of Oklahoma, without con-
18 sideration, all right, title, and interest of the
19 United States to that portion of the real prop-
20 erty described in subparagraph (C), including
21 all works, structures, and other improvements
22 to the real property.

23 (B) TERMS AND CONDITIONS.—The deed
24 of conveyance for the transfer of real property
25 and improvements under subparagraph (A)

1 shall include such terms and conditions as may
2 be necessary to ensure that—

3 (i) the State of Oklahoma will hold
4 the United States harmless from all claims
5 arising from or through the operation of
6 the real property and improvements; and

7 (ii) the State of Oklahoma will pro-
8 hibit in perpetuity the construction of any
9 residential or commercial structure in the
10 flood plain created by the dam located on
11 the real property and if the State does not
12 prohibit such construction all or any por-
13 tion of the real property will in its then ex-
14 isting condition, at the option of the
15 United States, revert to the United States.

16 (C) The real property referred to in sub-
17 paragraph (A) consists of lands associated with
18 the earthen dam, and the recreation area adja-
19 cent to the dam, as generally depicted on the
20 map of the Corps of Engineers, Tulsa District,
21 entitled “Optima Lake Public Hunting Area”,
22 dated 1993.

1 **TITLE III—WASHITA BATTLE-**
2 **FIELD NATIONAL HISTORIC**
3 **SITE**

4 **SEC. 301. SHORT TITLE.**

5 This title may be cited as the “Washita Battlefield
6 National Historic Site Act of 1995”.

7 **SEC. 302. FINDINGS AND PURPOSES.**

8 (a) FINDINGS.—The Congress finds that—

9 (1) the Battle of the Washita, November 27,
10 1868, was one of the largest engagements between
11 Plains tribes and the United States Army on the
12 Southern Great Plains. The site is a registered Na-
13 tional Historic Landmark;

14 (2) Lt. Colonel George A. Custer, leading the
15 7th United States Cavalry, attacked the sleeping
16 Cheyenne village of peace chief Black Kettle. Cus-
17 ter’s attack resulted in more than 150 Indian cas-
18 ualties, many of them women and children;

19 (3) the Battle of the Washita symbolizes the
20 struggle of the Southern Great Plains tribes to
21 maintain their traditional lifeways and not to submit
22 to reservation confinement; and

23 (4) the Washita battle site possesses a high de-
24 gree of integrity and the cultural landscape is essen-
25 tially intact. The Cheyenne village site has not been

1 altered substantially except by periodic flooding of
2 the Washita River.

3 (b) PURPOSES.—The purposes of this title are to—

4 (1) recognize the importance of the Battle of
5 the Washita as a nationally significant element of
6 frontier military history and as a symbol of the
7 struggles of the Southern Great Plains tribes to
8 maintain control of their traditional use areas; and

9 (2) establish the site of the Battle of the
10 Washita as a national historic site and provide op-
11 portunities for American Indian groups including the
12 Cheyenne-Arapaho Tribe to be involved in the for-
13 mulation of plans and educational programs for the
14 national historic site.

15 **SEC. 303. ESTABLISHMENT.**

16 (a) IN GENERAL.—In order to provide for the preser-
17 vation and interpretation of the Battle of the Washita,
18 there is hereby established the Washita Battlefield Na-
19 tional Historic Site in the State of Oklahoma (hereafter
20 in this title referred to as the “national historic site”).

21 (b) BOUNDARY.—

22 (1) IN GENERAL.—The national historic site
23 shall consist of—

24 (A) approximately 326 acres, as generally
25 depicted on the map entitled “Washita Battle-

1 field National Historic Site”, numbered
2 20,000A and dated June 1994; and

3 (B) the private lands subject to conserva-
4 tion easements referred to in section 305(b).

5 (2) MAP.—The map referred to in paragraph
6 (1) shall be on file in the offices of the Director of
7 the National Park Service, Department of the Inte-
8 rior, and other appropriate offices of the National
9 Park Service. The Secretary of the Interior (here-
10 after in this title referred to as the “Secretary”)
11 may, from time to time, make minor revisions in the
12 boundary of the national historic site in accordance
13 with section 7(c) of the Land and Water Conserva-
14 tion Act of 1965 (16 U.S.C. 460l–4 and following).

15 **SEC. 304. ADMINISTRATION.**

16 (a) IN GENERAL.—The Secretary, acting through the
17 Director of the National Park Service, shall manage the
18 national historic site in accordance with this title and the
19 provisions of law generally applicable to units of the Na-
20 tional Park System, including “An Act to establish a Na-
21 tional Park Service, and for other purposes”, approved
22 August 25, 1916 (39 Stat. 535; 16 U.S.C. 1, 2–4), and
23 the Act of August 21, 1935 (49 Stat. 666; 16 U.S.C. 461–
24 467).

1 (b) MANAGEMENT PURPOSES.—The Secretary shall
2 manage the national historic site for the following pur-
3 poses, among others:

4 (1) To protect and preserve the national his-
5 toric site, including the topographic features impor-
6 tant to the battle site, artifacts and other physical
7 remains of the battle, and the visual scene as closely
8 as possible as it was at the time of the battle.

9 (2) To interpret the cultural and natural re-
10 sources of the historic site, providing for public un-
11 derstanding and appreciation of the area in such
12 manner as to perpetuate these qualities and values
13 for future generations.

14 (c) CONSULTATION AND TRAINING.—The Secretary,
15 acting through the Director of the National Park Service,
16 shall consult regularly with the Cheyenne-Arapaho Tribe
17 on the formulation of the management plan provisions re-
18 ferred to in section 306(5) of this title and on preparation
19 of educational programs provided to the public. The Sec-
20 retary is authorized to enter into cooperative agreements
21 with the Cheyenne-Arapaho Tribe, its subordinate boards,
22 committees, enterprises, and traditional leaders to further
23 the purposes of this title.

1 **SEC. 305. ACQUISITION OF PROPERTY.**

2 (a) PARK BOUNDARIES.—Within the boundaries of
3 the national historic site, the Secretary is authorized to
4 acquire lands and interest in lands by donation, purchase
5 with donated or appropriated funds (including funds made
6 available under section 4), or exchange, except that—

7 (1) no lands or interest in lands within the his-
8 toric site may be acquired without the consent of the
9 owner thereof, and

10 (2) lands and interests in lands owned by the
11 State of Oklahoma or any political subdivision there-
12 of may be acquired only by donation.

13 (b) CONSERVATION EASEMENTS.—The Congress
14 finds that the State of Oklahoma, acting through the
15 Oklahoma Historical Society, will work with local land
16 owners to acquire and hold in perpetuity conservation
17 easements in the vicinity of the national historic site as
18 deemed necessary for the visual and interpretive integrity
19 of the site. The intent of the easements will be to keep
20 occupancy of the land in private ownership and use of the
21 land in general agriculture.

22 **SEC. 306. MANAGEMENT PLAN.**

23 Within five years after the date funds are made avail-
24 able for purposes of this title, the Secretary, acting
25 through the Director of the National Park Service, shall
26 prepare a general management plan for the national his-

1 toric site. The plan shall address, but not be limited to,
2 each of the following:

3 (1) A resource protection program.

4 (2) A visitor use plan including programs and
5 facilities that will be provided for public use, includ-
6 ing the location and cost of public facilities.

7 (3) A research and curation plan.

8 (4) A highway signing program.

9 (5) Involvement by the Cheyenne-Arapaho
10 Tribe in the formulation of educational programs for
11 the national historic site.

12 (6) Involvement by the State of Oklahoma and
13 other local and national entities willing to share in
14 the responsibilities of developing and supporting the
15 national historic site.

16 **SEC. 307. APPROPRIATIONS.**

17 Of the amounts appropriated or otherwise made
18 available under section 4, not more than \$3,000,000 may
19 be made available for the purposes of this title.

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HR 2766 IH—2