

108TH CONGRESS
2D SESSION

S. 524

IN THE HOUSE OF REPRESENTATIVES

MAY 20, 2004

Referred to the Committee on Resources

AN ACT

To expand the boundaries of the Fort Donelson National Battlefield to authorize the acquisition and interpretation of lands associated with the campaign that resulted in the capture of the fort in 1862, 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 “Fort Donelson Na-
5 tional Battlefield Expansion Act of 2004”.

1 **SEC. 2. FORT DONELSON NATIONAL BATTLEFIELD.**

2 (a) DESIGNATION; PURPOSE.—There exists as a unit
3 of the National Park System the Fort Donelson National
4 Battlefield to commemorate—

5 (1) the Battle of Fort Donelson in February
6 1862; and

7 (2) the campaign conducted by General Ulysses
8 S. Grant and Admiral Andrew H. Foote that re-
9 sulted in the capture of Fort Donelson by Union
10 forces.

11 (b) BOUNDARIES.—The boundary of the Fort
12 Donelson National Battlefield is revised to include the site
13 of Fort Donelson and associated land that has been ac-
14 quired by the Secretary of the Interior for administration
15 by the National Park Service, including Fort Donelson
16 National Cemetery, in Stewart County, Tennessee and the
17 site of Fort Heiman and associated land in Calloway
18 County, Kentucky, as generally depicted on the map enti-
19 tled “Fort Donelson National Battlefield Boundary Ad-
20 justment” numbered 328/80024, and dated September
21 2003. The map shall be on file and available for public
22 inspection in the appropriate offices of the National Park
23 Service.

24 (c) EXPANSION OF BOUNDARIES.—The Fort
25 Donelson National Battlefield shall also include any land
26 acquired pursuant to section 3.

1 **SEC. 3. LAND ACQUISITION RELATED TO FORT DONELSON**
2 **NATIONAL BATTLEFIELD.**

3 (a) ACQUISITION AUTHORITY.—Subject to sub-
4 sections (b) and (c), the Secretary of the Interior may ac-
5 quire land, interests in land, and improvements thereon
6 for inclusion in the Fort Donelson National Battlefield.
7 Such land, interests in land, and improvements may be
8 acquired by the Secretary only by purchase from willing
9 sellers with appropriated or donated funds, by donation,
10 or by exchange with willing owners.

11 (b) LAND ELIGIBLE FOR ACQUISITION.—The Sec-
12 retary of the Interior may acquire land, interests in land,
13 and improvements thereon under subsection (a)—

14 (1) within the boundaries of the Fort Donelson
15 National Battlefield described in section 2(b); and

16 (2) outside such boundaries if the land has been
17 identified by the American Battlefield Protection
18 Program as part of the battlefield associated with
19 Fort Donelson or if the Secretary otherwise deter-
20 mines that acquisition under subsection (a) will pro-
21 tect critical resources associated with the Battle of
22 Fort Donelson in 1862 and the Union campaign
23 that resulted in the capture of Fort Donelson.

24 (c) BOUNDARY REVISION.—Upon acquisition of land
25 or interests in land described in subsection (b)(2), the Sec-
26 retary of the Interior shall revise the boundaries of the

1 Fort Donelson National Battlefield to include the acquired
2 property.

3 (d) LIMITATION ON TOTAL ACREAGE OF PARK.—The
4 total area encompassed by the Fort Donelson National
5 Battlefield may not exceed 2,000 acres.

6 **SEC. 4. ADMINISTRATION OF FORT DONELSON NATIONAL**
7 **BATTLEFIELD.**

8 The Secretary of the Interior shall administer the
9 Fort Donelson National Battlefield in accordance with this
10 Act and the laws generally applicable to units of the Na-
11 tional Park System, including the Act of August 25, 1916
12 (commonly known as the National Park Service Organic
13 Act; 16 U.S.C. 1 et seq.), and the Act of August 21, 1935
14 (commonly known as the Historic Sites, Buildings, and
15 Antiquities Act; 16 U.S.C. 461 et seq.).

16 **SEC. 5. RELATION TO LAND BETWEEN THE LAKES NA-**
17 **TIONAL RECREATION AREA.**

18 The Secretary of Agriculture and the Secretary of the
19 Interior shall enter into a memorandum of understanding
20 to facilitate cooperatively protecting and interpreting the
21 remaining vestige of Fort Henry and other remaining Civil
22 War resources in the Land Between the Lakes National
23 Recreation Area affiliated with the Fort Donelson cam-
24 paign.

1 **SEC. 6. CONFORMING AMENDMENT.**

2 The first section of Public Law 86–738 (16 U.S.C.
3 428k) is amended by striking “Tennessee” and all that
4 follows through the period at the end and inserting “Ten-
5 nessee.”.

Passed the Senate May 19, 2004.

Attest:

EMILY J. REYNOLDS,

Secretary.