

108TH CONGRESS  
2D SESSION

# S. 524

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## 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:

*Secretary.*

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