

Public Law 98-340
98th Congress

An Act

July 3, 1984

[H.R. 5565]

To direct the Architect of the Capitol and the District of Columbia to enter into an agreement for the conveyance of certain real property, to direct the Secretary of the Interior to permit the District of Columbia and the Washington Metropolitan Area Transit Authority to construct, maintain, and operate certain transportation improvements on Federal property, and to direct the Architect of the Capitol to provide the Washington Metropolitan Area Transit Authority access to certain real property.

Public buildings
and grounds.
Contracts, U.S.
40 USC 215 note.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. (a) Within sixty days after the enactment of this Act, the Architect of the Capitol under the direction of the Joint Committee on the Library (hereinafter referred to as the "Architect") and the District of Columbia government (hereinafter referred to as the "District") shall enter into an agreement consistent with the provisions of this Act.

(b) Such agreement shall include the following provisions:

(1) The Architect and the District shall determine a site of not less than twenty-five contiguous acres under the jurisdiction of the District upon which the facilities existing on the date of enactment of this Act which are operated and maintained by the United States Botanic Garden at the Poplar Point Greenhouse and Nursery described in section 3(a) shall be relocated.

(2) The District shall convey without consideration to the Architect on behalf of the United States all right, title, and interest of the District in any real property determined pursuant to paragraph (1) as the replacement site.

(3) The District shall convey without consideration to the Secretary of the Interior (hereinafter referred to as the "Secretary") on behalf of the United States all right, title, and interest of the District in the real property described in section 3(b), known as the Lanham Tree Nursery.

Botanic Garden
Greenhouse and
Nursery, Poplar
Point.

Lanham Tree
Nursery.

40 USC 215 note.

SEC. 2. (a) Within sixty days of the enactment of this Act the real property described in section 3(a), known as the Botanic Garden Greenhouse and Nursery at Poplar Point, shall come within the jurisdiction of the Secretary: *Provided*, That the Architect shall retain the right to continue the current use of the property until the replacement facilities of the Architect are completed.

(b) Within sixty days after the Secretary assumes jurisdiction for such real property under subsection (a), the Secretary shall enter into an agreement with the District and the Washington Metropolitan Area Transit Authority under which the District and the Washington Metropolitan Area Transit Authority will be authorized to construct, maintain, and operate certain facilities designed to improve transportation in the Washington metropolitan area.

(c) Upon the Secretary assuming jurisdiction for such real property under subsection (a), the Secretary and the District shall develop a land use plan for such portions of any real property described in section 3 as the Secretary and the District jointly

determine will not be necessary for transportation improvement purposes when green line service is extended to its ultimate terminus in Prince George's County.

(d) On the date of conveyance of such real property as described in section 1(b)(2), the United States Capitol Police shall have such jurisdiction over such real property as is provided under section 1826 of the Revised Statutes (40 U.S.C. 215).

(e) The Architect shall, not later than ten days after the enactment of this Act, provide to the Washington Metropolitan Area Transit Authority access to the real property described in section 3(a) for the purpose of conducting any and all necessary surveys, studies, evaluations, and tests, as determined by the Washington Metropolitan Area Transit Authority, and for the purposes of construction of the rail line tunnel in the area beginning at a point on the east line of the parcel, the point of beginning having Metro project coordinates north 376,664.236 and east 801,187.843, thence leaving said line and through said parcel the following seven courses:

- (1) South 76 degrees 32 minutes 04.2 seconds west, 294.52 feet; thence
- (2) south 16 degrees 25 minutes 29.4 seconds east, 9.80 feet; thence
- (3) south 73 degrees 34 minutes 30.2 seconds west, 86.57 feet; thence
- (4) north 16 degrees 24 minutes 31.2 seconds west, 9.80 feet; thence
- (5) south 73 degrees 34 minutes 20.8 seconds west, 31.39 feet; thence
- (6) south 0 degrees 01 minutes 36.3 seconds east, 109.22 feet; thence
- (7) north 90 degrees 0 minutes 0 seconds west, 420.76 feet to a point on the west line of said parcel; thence along said line
- (8) north 0 degrees 01 minutes 35.8 seconds west, 577.12 feet to the northwest corner of said parcel; thence along the northerly line of said parcel
- (9) south 72 degrees 01 minutes 48.6 seconds east, 862.55 feet to the northeast corner of said parcel; thence along the east line of said parcel
- (10) south 0 degrees 02 minutes 22.5 seconds east, 99.85 feet to the point of beginning, containing 300,235 square feet or 6.892 acres.

(f) When the facilities of the Architect have been relocated, pursuant to section 1, the Secretary shall provide the Washington Metropolitan Area Transit Authority right of access to construct, maintain, and operate all other transportation facilities described in section 3(a) designed to improve transportation in the Washington metropolitan area.

SEC. 3. (a) The real property referred to in section 1(b)(1) known as the Botanic Garden Greenhouse and Nursery which is in Anacostia Park is comprised of the following parcels of property:

- (1) A parcel of approximately fourteen and seventy-five one-hundredths acres that was transferred from the Director of Public Buildings and Public Parks of the National Capital to the jurisdiction of the United States Botanic Garden for use as a tree nursery pursuant to the Act of June 26, 1926 (44 Stat. 774).
- (2) A parcel of approximately seven and eighty-three one-hundredths acres that was acquired by the United States

40 USC 215 note.

40 USC 122.

Botanic Garden from the Secretary in 1935 in exchange for certain other property under the provisions of the Act of May 20, 1932 (47 Stat. 161).

(3) A parcel of approximately two and eight one-hundredths acres that is occupied by the Architect pursuant to a special use permit issued by the Secretary on March 10, 1977, to the chairman of the Joint Committee on the Library.

(b) The real property referred to in section 1(b)(3) known as the Lanham Tree Nursery which is in Anacostia Park consists of a parcel of approximately thirty-four and five-tenths acres that was transferred from the Director of Public Buildings and Public Parks of the National Capital to the jurisdiction of the District for use as a tree nursery.

Approved July 3, 1984.

(1) South 76 degrees 32 minutes 04.2 seconds west, 29.45 feet
thence
(2) south 16 degrees 25 minutes 39.4 seconds east, 9.30 feet
thence
(3) south 73 degrees 34 minutes 30.3 seconds west, 28.37 feet
thence
(4) north 16 degrees 34 minutes 31.2 seconds west, 9.30 feet
thence
(5) south 73 degrees 34 minutes 30.3 seconds west, 31.33 feet
thence
(6) south 0 degrees 01 minutes 36.3 seconds east, 109.22 feet
thence
(7) north 86 degrees 0 minutes 0 seconds west, 110.15 feet to a
point on the west line of said parcel; thence along said line
(8) north 0 degrees 01 minutes 36.3 seconds west, 57.12 feet to
the northwest corner of said parcel; thence along the northerly
line of said parcel
(9) south 73 degrees 01 minutes 48.6 seconds east, 38.55 feet
to the northeast corner of said parcel; thence along the east line
of said parcel
(10) south 0 degrees 02 minutes 32.5 seconds east, 39.30 feet to
the point of beginning, containing 390,285 square feet or 8.982
acres.

(f) When the facilities of the Architect have been relocated, begun-
and to section 1, the Secretary shall provide the Washington Metro-
politan Area Transit Authority right of access to construct, main-
tain, and operate all other transportation facilities described in
section 3(a) designed to improve transportation in the Washington
metropolitan area.

Sec. 3. (a) The real property referred to in section 1(b)(1) known as
the Botanic Garden Greenhouse and Nursery which is in Anacostia
Park is comprised of the following parcels of property:

(1) A parcel of approximately fourteen and seven-tenths one-
hundredths acres that was transferred from the Director of Public
Buildings and Public Parks of the National Capital to the jurisdiction
of the District for use as a tree nursery pursuant to a special use
permit issued by the Secretary on March 10, 1977, to the chairman
of the Joint Committee on the Library.

LEGISLATIVE HISTORY—H.R. 5565:

HOUSE REPORT No. 98-810, Pt. 1 (Comm. on the District of Columbia).
CONGRESSIONAL RECORD, Vol. 130 (1984):

June 11, considered and passed House.

June 21, considered and passed Senate.