

battlefield, or shall remove or destroy any breastworks, 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 battlefield, any person so offending and found guilty thereof, before any United States magistrate judge or court, justice of the peace of the county in which the offense may be committed, or any other court of competent jurisdiction, shall for each and every such offense forfeit and pay a fine, in the discretion of the said United States magistrate judge or court, justice of the peace or other court, according to the aggravation of the offense, of not less than \$5 nor more than \$500, one-half for the use of the battlefield and the other half to the informant, to be enforced and recovered before such United States magistrate judge or court, justice of the peace or other court, in like manner as debts of like nature were, on July 3, 1926, by law recoverable in the several counties where the offense may be committed.

(July 3, 1926, ch. 746, §7, 44 Stat. 823; Ex. Ord. No. 6166, §2, June 10, 1933; Ex. Ord. No. 6228, §1, July 28, 1933; Pub. L. 87-603, §1, Aug. 24, 1962, 76 Stat. 403; Pub. L. 90-578, title IV, §402(b)(2), Oct. 17, 1968, 82 Stat. 1118; Pub. L. 101-650, title III, §321, Dec. 1, 1990, 104 Stat. 5117.)

#### Statutory Notes and Related Subsidiaries

##### CHANGE OF NAME

“Battlefield” substituted for “park” wherever appearing in text, in view of redesignation of Petersburg National Military Park as Petersburg National Battlefield by Pub. L. 87-603. See section 423h-1 of this title.

“United States magistrate judge” substituted for “United States magistrate” wherever appearing in text pursuant to section 321 of Pub. L. 101-650, set out as a note under section 631 of Title 28, Judiciary and Judicial Procedure. Previously, “United States magistrate” substituted for “United States commissioner” pursuant to Pub. L. 90-578. See chapter 43 (§631 et seq.) of Title 28.

#### Executive Documents

##### TRANSFER OF FUNCTIONS

Transfer of administrative functions of park, see note set out under section 423 of this title.

#### § 423g. Rules and regulations

The Secretary of the Interior, subject to the approval of the President, shall have the power to make and shall make all needful rules and regulations for the care of the battlefield, and for the establishment and marking of lines of battle and other historical features of the battlefield.

(July 3, 1926, ch. 746, §8, 44 Stat. 823; Ex. Ord. No. 6166, §2, June 10, 1933; Ex. Ord. No. 6228, §1, July 28, 1933; Pub. L. 87-603, §1, Aug. 24, 1962, 76 Stat. 403.)

#### Statutory Notes and Related Subsidiaries

##### CHANGE OF NAME

“Battlefield” substituted in text for “park” in view of redesignation of Petersburg National Military Park as Petersburg National Battlefield by Pub. L. 87-603. See section 423h-1 of this title.

#### Executive Documents

##### TRANSFER OF FUNCTIONS

Transfer of administrative functions of park, see note set out under section 423 of this title.

#### § 423h. Report of completion; superintendent of battlefield

Upon completion of the acquisition of the land and the work of the commission, the Secretary of the Interior shall render a report thereon to Congress, and thereafter the battlefield shall be placed in charge of a superintendent at a salary to be fixed by the Secretary of the Interior and paid out of the appropriation available for the maintenance of the battlefield.

(July 3, 1926, ch. 746, §9, 44 Stat. 823; Ex. Ord. No. 6166, §2, June 10, 1933; Ex. Ord. No. 6228, §1, July 28, 1933; Pub. L. 87-603, §1, Aug. 24, 1962, 76 Stat. 403.)

#### Statutory Notes and Related Subsidiaries

##### CHANGE OF NAME

“Battlefield” substituted in text for “park” in view of redesignation of Petersburg National Military Park as Petersburg National Battlefield by Pub. L. 87-603. See section 423h-1 of this title.

#### Executive Documents

##### TRANSFER OF FUNCTIONS

Transfer of administrative functions of park, see note set out under section 423 of this title.

#### § 423h-1. Redesignation of park

The Petersburg National Military Park, established under authority of sections 423, 423a, and 423b to 423h of this title, and enlarged pursuant to sections 423a-1 and 423a-2 of this title, is redesignated the Petersburg National Battlefield.

(Pub. L. 87-603, §1, Aug. 24, 1962, 76 Stat. 403.)

#### § 423h-2. Acquisition of lands; publication in Federal Register; administration

The Secretary of the Interior, in furtherance of the purposes of sections 423, 423a, and 423b to 423h of this title referred to in section 423h-1 of this title, may acquire by purchase with donated or appropriated funds, exchange, transfer, or by such other means as he deems to be in the public interest, not to exceed twelve hundred acres of land or interests in land at the site of the Battle of Five Forks for addition to the Petersburg National Battlefield. Lands and interests in lands acquired by the Secretary pursuant to this section shall, upon publication of a description thereof in the Federal Register, become a part of the Petersburg National Battlefield, and thereafter shall be administered by the Secretary of the Interior in accordance with the provisions of the Act entitled “An Act to establish a National Park Service, and for other purposes,” approved August 25, 1916 (39 Stat. 535; 16 U.S.C. 1, 2, 3),<sup>1</sup> as amended and supplemented.

(Pub. L. 87-603, §2, Aug. 24, 1962, 76 Stat. 403.)

<sup>1</sup> See References in Text note below.