

III. NATIONAL HISTORICAL PARKS

I. Colonial National Historical Park

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COLONIAL NATIONAL MONUMENT—VIRGINIA

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

[No. 1929—Dec. 30, 1930—46 Stat. 3041]

WHEREAS, by act of Congress of July 3, 1930 (Public, No. 510—71st Cong.), entitled "An act to provide for the creation of the Colonial National Monument in the State of Virginia, and for other purposes," the President of the United States is authorized upon the recommendation of the Secretary of the Interior after an examination of certain areas, referred to therein, to establish the boundaries of and to establish and set apart as the Colonial National Monument for the preservation of the historical structures and remains thereon and for the benefit and enjoyment of the people, sufficient of the areas of Jamestown Island, parts of the city of Williamsburg, and the Yorktown battlefield, all in the State of Virginia, and areas for highways to connect said island, city, and battlefield; and

WHEREAS an examination of said areas has been made by the Secretary of the Interior and he has recommended certain boundaries within the limitations of the said act of July 3, 1930, for the establishment of the Colonial National Monument pursuant to the said act; and

WHEREAS it appears that the public interest would be promoted by the establishment of the boundaries as recommended by the Secretary of the Interior for the purposes of the said Colonial National Monument;

NOW, THEREFORE, I, Herbert Hoover, President of the United States of America, do proclaim that the boundaries of the Colonial National Monument are hereby established to include the areas of Jamestown Island, parts of the city of Williamsburg, and the Yorktown battlefield, and areas for highways to connect said island city, and battlefield as shown on the diagram attached hereto, and that, subject to the rights of owners of any lands therein, all lands within said boundaries as may be selected by the Secretary of the Interior pursuant to authority of law, including any and all Government-owned lands within said boundaries necessary in carrying out the objects of said monument as authorized by the act of July 3, 1930, shall be permanently reserved, set apart, and administered as the Colonial National Monument for the preservation of the historical structures and remains thereon and for the benefit and enjoyment of the people, *Provided*, That such parts of the connecting road between Williamsburg and the Yorktown battlefield as pass through the Navy mine depot may be closed to public thoroughfare by the joint order of the Secretaries of the Interior and of the

¹ Act of June 5, 1936 (49 Stat. 1483) authorized additions to the national monument and redesignated it as Colonial National Historical Park. See Vol. II, p. 105.

Navy when in their judgment such action is deemed necessary or desirable in the public interest.

Nothing herein shall affect the property or other rights of individuals, partnerships, associations, corporations, or others, within the areas hereby designated as the Colonial National Monument.

The Director of the National Park Service, under the direction of the Secretary of the Interior, shall have the supervision, management, and control of this monument under the provisions of the act of Congress entitled, "An act to establish a National Park Service, and for other purposes," approved August 25, 1916 (39 Stat. 535), and acts additional thereto or amendatory thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this 30th day of December, in the year of our Lord nineteen hundred and thirty, and of the Independence of the United States of America the one hundred and fifty-fifth.

By the President:

HENRY L. STIMSON,
Secretary of State.

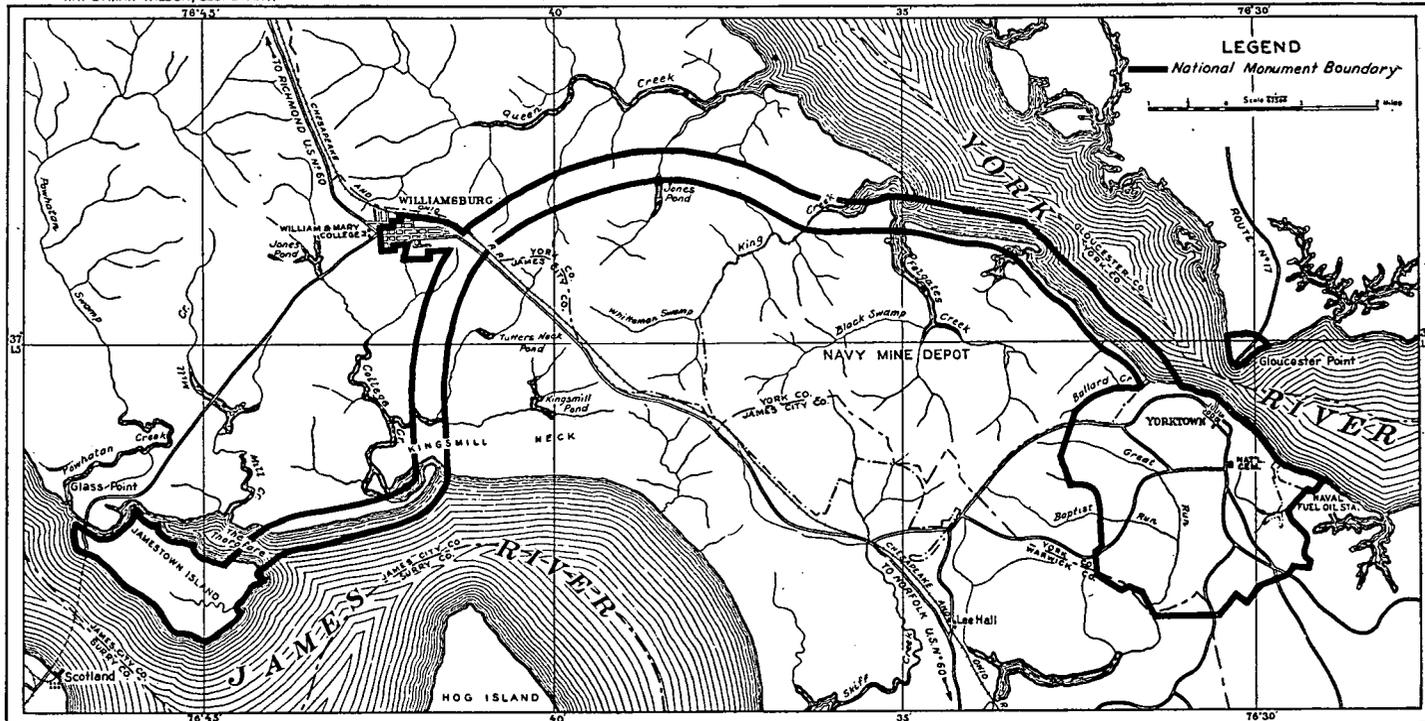
HERBERT HOOVER.

VIRGINIA

DEPARTMENT OF THE INTERIOR
RAY LYMAN WILBUR, SECRETARY.

JAMES CITY, WARWICK, YORK AND GLOUCESTER COUNTIES.

NATIONAL PARK SERVICE.
HORACE M. ALBRIGHT, DIRECTOR.



COLONIAL NATIONAL MONUMENT

III. NATIONAL HISTORICAL PARKS—COLONIAL

COLONIAL NATIONAL MONUMENT—VIRGINIA

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

[No. 2055—Aug. 22, 1933—48 Stat. 1706]

WHEREAS, pursuant to the authority of the act of July 3, 1930 (46 Stat. 855), entitled "AN ACT To provide for the creation of the Colonial National Monument in the State of Virginia, and for other purposes", the President of the United States by Proclamation No. 1929, dated December 30, 1930, established the boundaries of the Colonial National Monument, in the State of Virginia, comprising Jamestown Island, parts of the city of Williamsburg, the Yorktown battlefield, and areas for highways to connect said island, city, and battlefield; and

WHEREAS it is provided in section 2 of said act of July 3, 1930, that the boundaries so established may be enlarged or diminished by subsequent proclamation or proclamations of the President upon the recommendation of the Secretary of the Interior; and

WHEREAS, after further study of the boundaries of the said national monument as now established, the Secretary of the Interior has recommended that the parkway area of the monument between the city of Williamsburg and Jamestown Island be changed to a location running north and west of the city of Williamsburg to Jamestown Island instead of east and south of said city of Williamsburg as now provided:

Now, THEREFORE, I, Franklin D. Roosevelt, President of the United States of America, pursuant to the authority in me vested by the act of July 3, 1930, as amended March 3, 1931, do proclaim that the boundaries of the Colonial National Monument are hereby enlarged, diminished, and revised in accordance with the diagram attached hereto.

DONE at the City of Washington this 22d day of August, in the year of our Lord nineteen hundred and thirty-three, and of the Independence of the United States of America the one hundred and fifty-eighth.

FRANKLIN D. ROOSEVELT.

By the President:

WILBUR J. CARR,

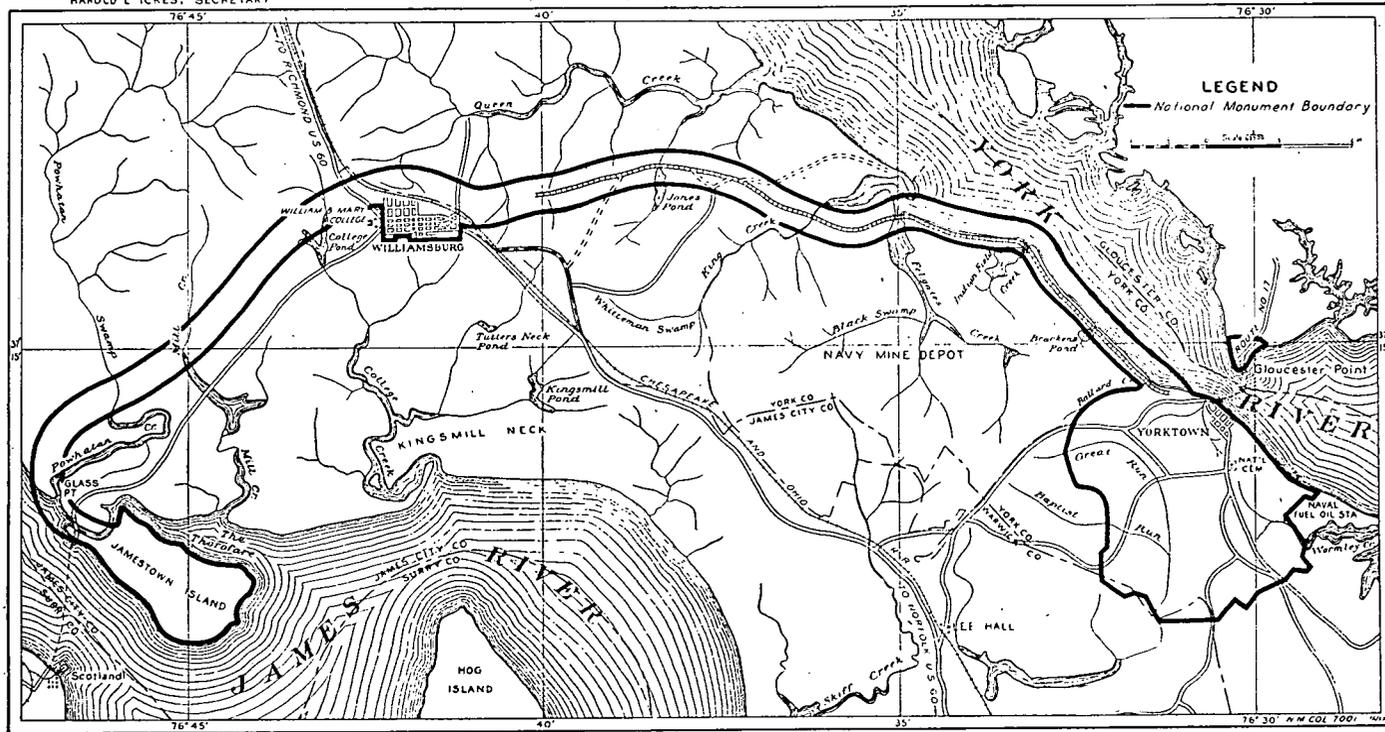
Acting Secretary of State.

DEPARTMENT OF THE INTERIOR
HAROLD L. ICKES, SECRETARY

VIRGINIA

JAMES CITY, WARWICK, YORK AND GLOUCESTER COUNTIES

NATIONAL PARK SERVICE
ARNO B. CAMMERER, DIRECTOR



COLONIAL NATIONAL MONUMENT

TRANSFER OF JURISDICTION OF A PORTION OF THE COLONIAL NATIONAL HISTORICAL PARK FROM THE DEPARTMENT OF THE INTERIOR TO THE DEPARTMENT OF THE NAVY

[April 22, 1944—9 F. R. 4905]

By virtue of the authority vested in me by the act of December 24, 1942, 56 Stat. 1085, it is ordered as follows:

Subject to existing leases, licenses, and easements, the following-described land constituting a portion of the Colonial National Historical Park, Yorktown, Virginia, is hereby transferred to the control and jurisdiction of the Department of the Navy:

Beginning at the point where the east boundary of the Naval Mine Depot area (west boundary of the Colonial National Historical Park area) intersects the north right-of-way line of the public road in square 0-18.

From the initial point, courses and distances being approximate, N. 74°30' E., 550 ft. along north right-of-way line of public road;

N. 15°35' E., 570 ft.;

N. 47°30' E., 690 ft. to the center line of Ballards Creek;

Westerly upstream along the center line of Ballards Creek, 950 ft. to the east boundary of Naval Mine Depot area;

S. 15°35' W., 1220 ft., along the east boundary of Naval Mine Depot area to the place of beginning.

The tract as shown on Section of Map of Naval Mine Depot No. D3-131-Square 0-18-P. W. Dwg. 4194, dated January 20, 1941, on file in the office of the Superintendent, Colonial National Historical Park, Yorktown, Virginia, contains approximately 16 acres.

ABE FORTAS,

Acting Secretary of the Interior.

APRIL 22, 1944.

ORDER TRANSFERRING JURISDICTION OF AN EASEMENT IN COLONIAL PARKWAY LANDS, VIRGINIA, TO THE FEDERAL WORKS AGENCY FOR WATER SUPPLY LINE PURPOSES

[Aug. 22, 1944—9 F. R. 10779]

Pursuant to the authority contained in the act of Congress approved October 14, 1940 (54 Stat. 1125), entitled "An Act To expedite the provisions of Housing in connection with national defense, and for other purposes," as amended, *It is ordered*, That, for the purposes and subject to the conditions hereinafter set forth, jurisdiction over the following described tract of land, comprising a portion of the Colonial Parkway, Colonial National Historical Park, Virginia, administered by the National Park Service, is hereby transferred to the Federal Works Agency:

A strip of land thirty (30) feet in width being fifteen (15) feet on each side of the following described center line:

BEGINNING at Station 898 plus 76.81, a point in the southerly line of lands of Williamsburg Restoration, Inc., and in the northerly line of lands of the United States (Colonial Parkway); thence S. 37°33' E., 347 feet to Station 902 plus 23.81; thence S. 36°21' E., 179.5 feet to Station 904 plus 03.31, a point in the southerly line of lands of the United States (Colonial Parkway), and in the northerly line of lands of the City of Williamsburg School Board.

The jurisdiction hereby transferred is limited to the use and occupancy of said parkway land necessarily incident to the construction, operation and maintenance of a 39-inch water line across the parkway as a part of the Chickahominy Water Supply Line, a Defense Public Works project to furnish water to the City of Newport News, Virginia, and shall be exercised by the transferee in such manner as not to interfere with the primary use of the land for parkway purposes.

This transfer of jurisdiction is made and accepted subject to the following conditions:

1. That the said water line shall be installed at such depth that the top of the pipe will not be less than three (3) feet below the bottom of the pavement of the parkway. The installation, operation and maintenance of said water line shall be accomplished, without cost or expense to the Department of the Interior, under the general supervision and approval of the Director of the National Park Service or his authorized representative.

2. That the installation, operation and maintenance of said water line shall be accomplished in such manner as not to disturb the pavement or obstruct travel on the parkway.

3. That any settlements or depressions in said road or parkway resulting from such work, and any damages otherwise caused to the Colonial National Historical Park incident to the installation, operation and maintenance of said water line, shall be promptly repaired by the transferee at its expense and all work in connection therewith shall be accomplished subject to the general supervision and approval of the Director of the National Park Service or his authorized representative.

4. That the transferee shall supervise and inspect the water line regularly and shall immediately repair any leaks found therein. Upon making any repairs thereto, the ground and road will be immediately restored by the transferee, in so far as is possible, to the same condition as that in which it existed prior to the commencement of such work. Any landscape feature scarred or damaged by the transferee shall be restored as nearly as possible to its original condition at the expense of the transferee in a manner satisfactory to the Director of the National Park Service or his authorized representative.

5. That said use and occupancy of parkway land shall be subject to such rules and regulations as the Secretary of the Interior or his duly authorized representative may from time to time prescribe for the government of the parkway.

6. That the Department of the Interior shall not be responsible for any injuries to persons or damage to property which may arise incident to the installation, maintenance and operation of said water line and the grantee under any easement granted by the Federal Works Agency covering the land described in this instrument shall save the United States harmless from any and all such claims.

7. That the jurisdiction hereby transferred shall revert in the National Park Service upon a finding by the Secretary of the Interior, after notice to the transferee and after an opportunity for a hearing, that the said transferee has not complied with the foregoing conditions.

8. That in the event of abandonment or non-use of said Colonial Parkway land by the transferee for a period of two (2) consecutive years, the jurisdiction hereby transferred shall automatically revert in the National Park Service.

9. That in the event of the disposal of the water line by the Federal

Works Agency, any easement granted in connection therewith by that Agency, under the authority of the act of October 14, 1940, supra, shall be subject to the terms and conditions as set forth in this order of transfer of jurisdiction.

The license issued to the Federal Works Agency on October 7, 1942, for the construction, operation and maintenance of a water line across Colonial Parkway land, is hereby revoked.

AUGUST 22, 1944.

ABE FORTAS,
Acting Secretary of the Interior.