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APPROVED
APR 30 1975

THE WHITE HOUSE
WASHINGTON

ACTION

April 30, 1975

Posted 5/1/75
To ARCHIVES
5/1/75

MEMORANDUM FOR:

THE PRESIDENT

FROM:

JIM CANNON *JMC*

SUBJECT:

Enrolled Bill H.R. 2808 -
Franklin D. Roosevelt National
Historic Site, New York

Attached for your consideration is H.R. 2808 sponsored by Representative Fish (New York) which would authorize the head of any executive department to accept for the United States title to any property contiguous to the Hyde Park Estate in the State of New York.

This bill provides for an additional 24 acres of land to be donated to the Hyde Park Estate. Because this property was never part of the Estate, legislation is required to effect the transaction.

OMB states that the bill would also authorize appropriations not to exceed \$104,000 for additional development and operation and maintenance costs but they are considered modest and controllable items. Additional information is provided in OMB's enrolled bill report (Tab A).

Interior, OMB, Phil Buchen (Lazarus), Max Friedersdorf and I recommend approval of the bill.

RECOMMENDATION

That you sign the bill (Tab B).

(Action is recommended by midnight, April 30, 1975 otherwise the donor will have to pay various New York taxes on the property).





APPROVED
APR 30 1975



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

APR 30 1975

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 2808 - Franklin D. Roosevelt
National Historic Site, New York
Sponsor - Rep. Fish (R) New York

Last Day for Action

Recommend signature prior to May 1, 1975, if at all possible.

Purpose

Authorizes the head of any executive department to accept for the United States title to any property contiguous to the Hyde Park Estate in the State of New York.

Agency Recommendations

Office of Management and Budget	Approval
Department of the Interior	Approval (informal)

Discussion

The Home of Franklin D. Roosevelt National Historic Site is a unit of the National Park System in the town of Hyde Park, New York. It consists of some 240 acres and includes the Franklin D. Roosevelt Library.

H.R. 2808 would amend the law which authorized the acceptance of the Hyde Park Estate property to further authorize the Federal government to accept the donation of title to any property contiguous to the Hyde Park Estate. In addition, the enrolled bill would authorize appropriations not to exceed \$104,000 for future development of the National Historic Site.



In reporting favorably on H.R. 2808 to the House Interior Committee, the Department of the Interior noted that:

"Mr. Gerald Morgan, who currently owns property along the northeastern boundary of the site, has indicated to the National Park Service a desire to donate approximately 24 acres of his land as a part of the site. Mr. Morgan has previously donated approximately 52 acres to the National Park Service. That donation required no legislative action because the land was at one time a part of the Hyde Park Estate. The land which Mr. Morgan presently desires to donate was never a part of the Hyde Park Estate. Therefore, legislation, such as H.R. 2808, is required to effect this transaction.

"The land in question is ideally suited for addition to the Roosevelt site. . . . Currently, the administrative, maintenance and visitor reception functions for both Vanderbilt Mansion National Historic Site, which is located in Hyde Park, and the Home of Franklin D. Roosevelt National Historic Site are performed in historic structures at the Vanderbilt site. These structures are integral parts of the history for which Vanderbilt Mansion was set aside and must, therefore, be relieved of this noncompatible use and made available for public visitation. Structures now exist on the Morgan property which are better suited to perform these functions for both national historic sites. The acceptance of this donation will also permit, at some future date, the restoration of the grounds of the Hyde Park Estate as President Roosevelt knew them. Nonhistoric features, such as a parking area, which are essential could be removed and relocated to the Morgan property.

"Acceptance of the Morgan donation would also preclude any adverse development which might occur adjacent to the historic site. . . ."



We share Interior's view that the 24 acre Morgan tract would constitute a desirable and valuable addition to the National Historic Site. Although additional development and operation and maintenance costs will eventually be required, these are both modest and controllable items.

Finally, we have been advised by Interior that Mr. Morgan would like the enrolled bill to become public law before May 1, 1975. According to Interior, Mr. Morgan will have to pay various New York property taxes (less than \$10,000) on the tract if the donation does not take place by April 30, 1975.

James M. Frey

Assistant Director for
Legislative Reference

Enclosures





**EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET**

DATE: 5-6-75

TO: Bob Linder

FROM: Jim Frey

The attached views letter from Interior on H.R. 2808 is forwarded for inclusion in the enrolled bill file.



United States Department of the Interior

OFFICE OF THE SECRETARY
WASHINGTON, D.C. 20240

MAY 5 1975

Dear Mr. Lynn:

This responds to your request for the views of this Department on the enrolled bill H.R. 2808, "To amend the Joint Resolution of July 18, 1939 (53 Stat. 1062), to provide for the acceptance of additional lands for the Home of Franklin D. Roosevelt National Historic Site in the State of New York, and for other purposes."

We recommend that the President approve this enrolled bill.

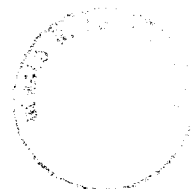
The Home of Franklin D. Roosevelt National Historic Site presently consists of approximately 240 acres in Hyde Park, New York. The Hyde Park Estate was designated a national historic site in 1944 subsequent to the 1939 Joint Resolution which permitted the head of any Federal Agency to accept in the name of the United States title to any property which was at one time a part of that estate.

Mr. Gerald Morgan, who currently owns property along the northeastern boundary of the site, has indicated to the National Park Service a desire to donate approximately 24 acres of his land as a part of the site. Mr. Morgan has previously donated approximately 52 acres to the National Park Service. That donation required no legislative action because the land was at one time a part of the Hyde Park Estate. The land which Mr. Morgan presently desires to donate was never a part of the Hyde Park Estate. Therefore, legislation, such as H.R. 2808, is required to effect this transaction.

The land in question is ideally suited for addition to the Roosevelt site, as indicated in the recently updated park master plan and accompanying environmental impact statement. Both documents have been reviewed and commented on by interested members of the public. Currently, the administrative, maintenance and visitor reception functions for both Vanderbilt Mansion National Historic Site, which is located in Hyde Park, and the Home of Franklin D. Roosevelt National Historic Site are performed in historic structures at the Vanderbilt site. These structures are integral parts of the history for which Vanderbilt Mansion was set



Save Energy and You Serve America!



aside and must, therefore, be relieved of this noncompatible use and made available for public visitation. Structures now exist on the Morgan property which are better suited to perform these functions for both national historic sites. The acceptance of this donation will also permit, at some future date, the restoration of the grounds of the Hyde Park Estate as President Roosevelt knew them. Nonhistoric features, such as a parking area, which are essential could be removed and relocated to the Morgan property.

Acceptance of the Morgan donation would also preclude any adverse development which might occur adjacent to the historic site. The Kessler property, located on the southeastern boundary of the Roosevelt site, is a case in point. That land, once a part of the Hyde Park Estate, is currently the scene of a major construction project which will eventually produce a number of high rise condominiums. The Morgan property, with its excellent highway frontage to the east and open space adjacent to the national historic site on the south and west, could be vulnerable to similar development pressures.

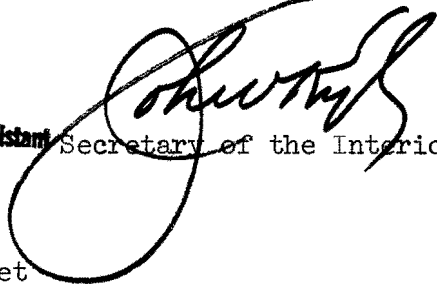
The National Park Service would conduct, prior to occupancy of any of the Morgan buildings, a historic resource study to determine the buildings' historical significance. Certain minor modifications to the existing structures located on the Morgan property will also be required in order to convert those structures to park use. We estimate that these costs will total approximately \$104,000 (February 1975 prices). We estimate annual operating expenses associated with this addition to approximate \$45,000.

As enrolled, H.R. 2808 differs from the recommendations of this Department only in that it limits the use of appropriated funds for development purposes to \$104,000. This corresponds to the National Park Service estimates, and we have no objection to the limitation.

We understand that if the President approves this legislation so that the donation can be effected prior to May 1, 1975, that the property will become exempt from State and local

property taxes. If the donation occurs after May 1, the taxes owed would constitute a lien on the property to be paid on a pro rata basis as of the date of the donation. Should the donation occur shortly after May 1, therefore, the Federal Government could be liable for the major portion of the lien.

Sincerely yours,


~~Assistant~~ Secretary of the Interior

Honorable James T. Lynn
Director
Office of Management and Budget
Washington, D. C. 20503

B



EXECUTIVE OFFICE OF THE PRESIDENT

OFFICE OF MANAGEMENT AND BUDGET

WASHINGTON, D.C. 20503

APR 30 1975

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 2808 - Franklin D. Roosevelt
National Historic Site, New York
Sponsor - Rep. Fish (R) New York

Last Day for Action

Recommend signature prior to May 1, 1975, if at all possible.

Purpose

Authorizes the head of any executive department to accept for the United States title to any property contiguous to the Hyde Park Estate in the State of New York.

Agency Recommendations

Office of Management and Budget

Approval

Department of the Interior

Approval (informal)

Discussion

The Home of Franklin D. Roosevelt National Historic Site is a unit of the National Park System in the town of Hyde Park, New York. It consists of some 240 acres and includes the Franklin D. Roosevelt Library.

H.R. 2808 would amend the law which authorized the acceptance of the Hyde Park Estate property to further authorize the Federal government to accept the donation of title to any property contiguous to the Hyde Park Estate. In addition, the enrolled bill would authorize appropriations not to exceed \$104,000 for future development of the National Historic Site.



THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: April 30, 1975

Time: 4:00pm

FOR ACTION: Mike Duval
Max Friedersdorf
Ken Lazarus

cc (for information): Warren Hendriks
Jack Marsh
Jim Cavanaugh

FROM THE STAFF SECRETARY

DUE: Date: April 30

Time: 5:30pm

SUBJECT:

H.R. 2808 - Franklin D. Roosevelt National Historic Site, N.Y.

ACTION REQUESTED:

For Necessary Action

For Your Recommendations

Prepare Agenda and Brief

Draft Reply

For Your Comments

Draft Remarks

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

4/30/75

No objection.

Ken Lazarus



PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

Warren K. Hendriks
For the President

94TH CONGRESS
1ST SESSION

H. R. 2808

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 5, 1975

Mr. FISH introduced the following bill; which was referred to the Committee on Interior and Insular Affairs

A BILL

To amend the joint resolution of July 18, 1939 (53 Stat. 1062), to provide for the acceptance of additional lands for the Home of Franklin D. Roosevelt National Historic Site, 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 That the first sentence of section 301 of the joint resolution
4 approved July 18, 1939 (53 Stat. 1062), is hereby amended
5 to read as follows:

6 “SEC. 301. The head of any executive department may
7 accept for and in the name of the United States, title to any
8 part or parts of the said Hyde Park Estate and title to any
9 contiguous property or properties located in the town of

- 1 Hyde Park, Dutchess County, State of New York, which
- 2 shall be donated to the United States for use in connection
- 3 with any designated function of the Government administered
- 4 in such Department.”.

94TH CONGRESS
1ST SESSION

H. R. 2808

A BILL

To amend the joint resolution of July 18, 1939 (53 Stat. 1062), to provide for the acceptance of additional lands for the Home of Franklin D. Roosevelt National Historic Site, and for other purposes.

By Mr. FISH

FEBRUARY 5, 1975

Referred to the Committee on Interior and Insular
Affairs

THE WHITE HOUSE

WASHINGTON

April 30, 1975

MEMORANDUM FOR: WARREN HENDRIKS
FROM: MAX L. FRIEDERSDORF *FWK*
SUBJECT: Action Memorandum - Log No.
H.R. 2808 - Franklin D. Roosevelt
National Historic Site, N.Y.

The Office of Legislative Affairs concurs with the Agencies
that the bill H.R. 2808 be signed.

Attachments

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: April 30, 1975

Time: 4:00pm

FOR ACTION: Mike Duval
Max Friedersdorf *M*
KKen Lazarus *M*

cc (for information): Warren Hendrkks
Jack Marsh
Jim Cavanaugh

FROM THE STAFF SECRETARY

DUE: Date: April 30

Time: 5:30pm

SUBJECT:

H.R. 2808 - Franklin D. Roosevelt National Historic Site, N.Y.

ACTION REQUESTED:

- | | |
|---|--|
| <input type="checkbox"/> For Necessary Action | <input checked="" type="checkbox"/> For Your Recommendations |
| <input type="checkbox"/> Prepare Agenda and Brief | <input type="checkbox"/> Draft Reply |
| <input checked="" type="checkbox"/> For Your Comments | <input type="checkbox"/> Draft Remarks |

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

K. R. COLE, JR.
For the President

THE WHITE HOUSE

ACTION MEMORANDUM

WASHINGTON

LOG NO.:

Date: April 30, 1975

Time: 4:00pm

FOR ACTION: Mike Duval
 Max Friedersdorf
 Ken Lazarus

cc (for information): Warren Hendriks
 Jack Marsh
 Jim Cavanaugh

FROM THE STAFF SECRETARY

DUE: Date: April 30

Time: 5:30pm

SUBJECT:

H.R. 2808 - Franklin D. Roosevelt National Historic Site, N.Y.

ACTION REQUESTED:

 For Necessary Action For Your Recommendations Prepare Agenda and Brief Draft Reply For Your Comments Draft Remarks

REMARKS:

Please return to Judy Johnston, Ground Floor West Wing

PLEASE ATTACH THIS COPY TO MATERIAL SUBMITTED.

If you have any questions or if you anticipate a delay in submitting the required material, please telephone the Staff Secretary immediately.

Warren K. Hendriks
 For the President



EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20503

APR 30 1975

MEMORANDUM FOR THE PRESIDENT

Subject: Enrolled Bill H.R. 2808 - Franklin D. Roosevelt
National Historic Site, New York
Sponsor - Rep. Fish (R) New York

Last Day for Action

Recommend signature prior to May 1, 1975, if at all possible.

Purpose

Authorizes the head of any executive department to accept for the United States title to any property contiguous to the Hyde Park Estate in the State of New York.

Agency Recommendations

Office of Management and Budget

Approval

Department of the Interior

Approval (informal)

Discussion

The Home of Franklin D. Roosevelt National Historic Site is a unit of the National Park System in the town of Hyde Park, New York. It consists of some 240 acres and includes the Franklin D. Roosevelt Library.

H.R. 2808 would amend the law which authorized the acceptance of the Hyde Park Estate property to further authorize the Federal government to accept the donation of title to any property contiguous to the Hyde Park Estate. In addition, the enrolled bill would authorize appropriations not to exceed \$104,000 for future development of the National Historic Site.

In reporting favorably on H.R. 2808 to the House Interior Committee, the Department of the Interior noted that:

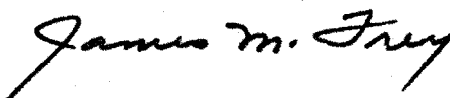
"Mr. Gerald Morgan, who currently owns property along the northeastern boundary of the site, has indicated to the National Park Service a desire to donate approximately 24 acres of his land as a part of the site. Mr. Morgan has previously donated approximately 52 acres to the National Park Service. That donation required no legislative action because the land was at one time a part of the Hyde Park Estate. The land which Mr. Morgan presently desires to donate was never a part of the Hyde Park Estate. Therefore, legislation, such as H.R. 2808, is required to effect this transaction.

"The land in question is ideally suited for addition to the Roosevelt site. . . . Currently, the administrative, maintenance and visitor reception functions for both Vanderbilt Mansion National Historic Site, which is located in Hyde Park, and the Home of Franklin D. Roosevelt National Historic Site are performed in historic structures at the Vanderbilt site. These structures are integral parts of the history for which Vanderbilt Mansion was set aside and must, therefore, be relieved of this noncompatible use and made available for public visitation. Structures now exist on the Morgan property which are better suited to perform these functions for both national historic sites. The acceptance of this donation will also permit, at some future date, the restoration of the grounds of the Hyde Park Estate as President Roosevelt knew them. Nonhistoric features, such as a parking area, which are essential could be removed and relocated to the Morgan property.

"Acceptance of the Morgan donation would also preclude any adverse development which might occur adjacent to the historic site. . . ."

We share Interior's view that the 24 acre Morgan tract would constitute a desirable and valuable addition to the National Historic Site. Although additional development and operation and maintenance costs will eventually be required, these are both modest and controllable items.

Finally, we have been advised by Interior that Mr. Morgan would like the enrolled bill to become public law before May 1, 1975. According to Interior, Mr. Morgan will have to pay various New York property taxes (less than \$10,000) on the tract if the donation does not take place by April 30, 1975.



Assistant Director for
Legislative Reference

Enclosures

AMENDING THE JOINT RESOLUTION OF JULY 18, 1939 (53 STAT. 1062),
PROVIDING FOR THE ACCEPTANCE OF ADDITIONAL LANDS FOR
THE HOME OF FRANKLIN D. ROOSEVELT NATIONAL HISTORIC SITE,
AND FOR OTHER PURPOSES.

APRIL 16, 1975.—Committed to the Committee of the Whole House on the State
of the Union and ordered to be printed

Mr. HALEY, from the Committee on Interior and Insular Affairs,
submitted the following

REPORT

[To accompany H.R. 2808]

The Committee on Interior and Insular Affairs, to whom was referred the bill (H.R. 2808) To amend the joint resolution of July 18, 1939 (53 Stat. 1062), to provide for the acceptance of additional lands for the Home of Franklin D. Roosevelt National Historic Site, and for other purposes, having considered the same, report favorably thereon with an amendment and recommend that the bill as amended do pass.

The amendment is as follows:

Page 1, beginning on line 3, strike out all after the enacting clause and insert in lieu thereof the following:

That Title III of the joint resolution approved July 18, 1939 (53 Stat. 1062) is amended as follows:

(1) Amend Section 301, to read as follows:

"Sec. 301. The head of any executive department may accept for and in the name of the United States, title to any part or parts of the said Hyde Park estate and title to any contiguous property or properties located in the town of Hyde Park, Dutchess County, State of New York, which shall be donated to the United States for use in connection with any designated governmental function in the administration of this area. The title to any such property may be accepted under this section notwithstanding that it may be subject to the life estate of the donor or of any other person or persons now living: *Provided*, That during the continuance of any life estate reserved therein no expense to the United States in connection with the ordinary maintenance of the property so acquired shall be incurred: *Provided further*, That the acceptance hereunder by the United States of the title to property in which any life estate is reserved shall not during the existence of such life estate exempt the property from taxation by the town of Hyde Park, Dutchess County, or the State of New York as other real property in the said town, county, or State is taxed under the applicable laws relating to taxation of real property."

(2) A new Section 304 is added, to read as follows:

"Sec. 304. In addition to such amounts as have been appropriated prior to the enactment of this section, there are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this title, but not to exceed \$104,000 for development purposes."

PURPOSE

The joint resolution of July 18, 1939 (53 Stat. 1062) provided for both the establishment of the Franklin D. Roosevelt Library at Hyde Park, New York, and the acceptance by donation of any additional portions of the Roosevelt estate by the Federal Government. Title to the property was accepted by the Federal Government in 1945. The estate is now managed by the National Park Service as the Home of Franklin D. Roosevelt National Historic Site.

H.R. 2808, introduced by Representative Hamilton Fish, Jr., would amend the joint resolution to permit the acceptance by donation of properties contiguous to the original Hyde Park estate. Any such donated properties could then be administered as part of the National Historic Site.

BACKGROUND AND NEED FOR LEGISLATION

The original joint resolution authorized the acceptance of the Hyde Park estate lands not needed for the library for "use in connection with any designated function of the Government." In administering the estate as a National Historic Site, the National Park Service has an interest in preserving the integrity of the estate and the local setting. Properties contiguous to the existing National Historic Site are particularly important with respect to maintaining the scene as it appeared to President Roosevelt. The donation of such adjoining properties would allow better protection of the estate itself from encroaching development. In addition, certain administrative and visitor use facilities could be relocated from the estate to the adjoining properties.

At the present time, the National Park Service has the opportunity to acquire some 24 acres of land by donation, subject to enactment of H.R. 2808. The acreage proposed for donation also includes several structures which could be adapted for park purposes. The Service proposes to consolidate the administrative offices for both the Roosevelt and the Vanderbilt National Historic Sites in this addition. The historic structures in both areas would then be freed from this use and more fully available for interpretive purposes.

SECTION-BY-SECTION ANALYSIS

H.R. 2808, as amended, contains two amendments to title III of the joint resolution of July 18, 1939.

Section 301 of the joint resolution is amended to allow the acceptance by donation of properties contiguous to the original Hyde Park estate. Such donated property is to be used in connection with the administration of the National Historic Site. An incorrect section

reference in the original joint resolution is also deleted by the amended language.

A new Section 304 is added which places a specific limit on funds authorized to be appropriated for development purposes within the National Historic Site. The limitation does not apply to funds appropriated prior to the enactment of this new section, nor does it apply to title II of the joint resolution which deals with the Franklin D. Roosevelt Library.

CURRENT AND FIVE-YEAR COST ESTIMATE AND BUDGET ACT COMPLIANCE

As the bill authorizes the addition of lands to the site only through donation, no direct acquisition costs are authorized. There will be some administrative costs to the government in accepting a donated property. In the case of the currently proposed donation, costs to the government are estimated at \$10,000.

The original joint resolution of 1939 placed no limitation on the funds which could be appropriated for development purposes. In accordance with more recent procedures, the Committee amended the bill to impose a ceiling of \$104,000 which may be appropriated for the future development of facilities within the National Historic Site. This limitation is the estimate supplied by the National Park Service for planned development costs for the next five years, in conformity with the requirement imposed by Rule XIII, Clause 7, of the Rules of the House of Representatives.

Other than relatively nominal incremental costs resulting from the administration and maintenance of the donated property, no other costs are anticipated by the Committee.

OVERSIGHT STATEMENT

Pursuant to Rule X, Clause 2(b)(1), the Subcommittee on National Parks and Recreation conducted oversight hearings concerning the operations and activities of the National Park Service, generally. The Subcommittee specifically inquired about the matters involved in H.R. 2808. No other recommendations have been submitted to the Committee pursuant to Rule X, Clause 2(b)(2).

COMMITTEE RECOMMENDATION

H.R. 2808 was the subject of testimony by the Director of the National Park Service during the general oversight hearings of the Subcommittee on National Parks and Recreation held on March 7, 1975.

The Committee on Interior and Insular Affairs adopted an amendment which substituted a new text for the bill. In addition to making certain technical changes in the text, the amendment added a specific limitation on funds that may be authorized for development purposes within the National Historic Site. H.R. 2808, as amended, was ordered reported by the Committee on Interior and Insular Affairs, meeting in open session on April 9, 1975, by voice vote.

DEPARTMENTAL REPORT

The favorable report of the Department of the Interior, dated March 3, 1975, is here printed in full:

U.S. DEPARTMENT OF THE INTERIOR,
OFFICE OF THE SECRETARY,
Washington, D.C., March 13, 1975.

HON. JAMES A. HALEY,
Chairman, Committee on Interior and Insular Affairs, House of Representatives, Washington, D.C.

DEAR MR. CHAIRMAN: There is pending before your Committee a bill, H.R. 2808, "To amend the Joint Resolution of July 18, 1939 (53 Stat. 1062), to provide for the acceptance of additional lands for the Home of Franklin D. Roosevelt National Historic Site in the State of New York, and for other purposes."

We recommend that the bill be enacted with the amendment suggested herein.

The Home of Franklin D. Roosevelt National Historic Site presently consists of approximately 240 acres in Hyde Park, New York. The Hyde Park Estate was designated a national historic site in 1944 subsequent to the 1939 Joint Resolution which permitted the head of any Federal Agency to accept in the name of the United States title to any property which was at one time a part of that estate.

Mr. Gerald Morgan, who currently owns property along the northeastern boundary of the site, has indicated to the National Park Service a desire to donate approximately 24 acres of his land as a part of the site. Mr. Morgan has previously donated approximately 52 acres to the National Park Service. That donation required no legislative action because the land was at one time a part of the Hyde Park Estate. The land which Mr. Morgan presently desires to donate was never a part of the Hyde Park Estate. Therefore, legislation, such as H.R. 2808, is required to effect this transaction.

The land in question is ideally suited for addition to the Roosevelt site, as indicated in the recently updated park master plan and accompanying environmental impact statement. Both documents have been reviewed and commented on by interested members of the public. Currently, the administrative, maintenance and visitor reception functions for both Vanderbilt Mansion National Historic Site, which is located in Hyde Park, and the Home of Franklin D. Roosevelt National Historic Site are performed in historic structures at the Vanderbilt site. These structures are integral parts of the history for which Vanderbilt Mansion was set aside and must, therefore, be relieved of this noncompatible use and made available for public visitation. Structures now exist on the Morgan property which are better suited to perform these functions for both national historic sites. The acceptance of this donation will also permit, at some future date, the restoration of the grounds of the Hyde Park Estate as President Roosevelt knew them. Nonhistoric features, such as a parking area, which are essential could be removed and relocated to the Morgan property.

Acceptance of the Morgan donation would also preclude any adverse development which might occur adjacent to the historic site. The Kess-

ler property, located on the southeastern boundary of the Roosevelt site, is a case in point. That land, once a part of the Hyde Park Estate, is currently the scene of a major construction project which will eventually produce a number of high rise condominiums. The Morgan property, with its excellent highway frontage to the east and open space adjacent to the national historic site on the south and west, could be vulnerable to similar development pressures.

The National Park Service would conduct, prior to occupancy of any of the Morgan buildings, a historic resource study to determine the buildings' historical significance. Certain minor modifications to the existing structures located on the Morgan property will also be required in order to convert those structures to park use. We estimate that these costs will total approximately \$104,000 (February 1975 prices). We estimate annual operating expenses associated with this addition to approximate \$45,000.

While H.R. 2808 is an appropriate vehicle to effect this transaction, we would suggest that lines 3 & 4 on page 2 be deleted and that the words "with any designated governmental function in administration of this area." be inserted in lieu thereof. This would merely clarify the language governing the uses of the area.

The Office of Management and Budget has advised that there is no objection to the presentation of this draft bill from the standpoint of the Administration's program.

Sincerely yours,

NATHANIEL P. REED,
Assistant Secretary of the Interior.

CHANGES IN EXISTING LAW

In compliance with clause 3 of Rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman):

ACT OF JULY 18, 1939 (53 STAT. 1062)

* * * * *

[SEC. 301. The head of any executive department, pursuant to agreement between him and the donor, may accept for and in the name of the United States from the donor, or from such person or persons as shall be empowered to act for the donor, title to any part or parts of the said Hyde Park estate of the donor and his family which shall be donated to the United States for use in connection with any designated function of the Government administered in such department.]

Sec. 301. The head of any executive department may accept for and in the name of the United States, title to any part or parts of the said Hyde Park Estate and title to any contiguous property or properties located in the town of Hyde Park, Dutchess County, State of New York, which shall be donated to the United States for use in connection with any designated function of the Government administered in such Department. The title to any such property may be accepted under this section notwithstanding that it may be subject to the life estate of

the donor or of any other person or persons now living: *Provided*, That during the continuance of any life estate reserved therein no expense to the United States in connection with the ordinary maintenance of the property so acquired shall be incurred: *Provided further*, That the acceptance hereunder by the United States of the title to the property in which any life estate is reserved shall not during the existence of such life estate exempt the property [, except to the extent provided in section 304 of this title,] from taxation by the town of Hyde Park, Dutchess County, or the State of New York as other real property in the said town, county, or State is taxed under the applicable laws relating to taxation of real property.

* * * * *

Sec. 304. In addition to such amounts as have been appropriated prior to the enactment of this section, there are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this title, but not to exceed \$104,000 for development purposes.



5/1

Mr. J-

To add to the bill
file, pls. Thanks.

Katie

(2) A new Section 304 is added, to read as follows:

"Sec. 304. In addition to such amounts as have been appropriated prior to the enactment of this section, there are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this title, but not to exceed \$104,000 for development purposes."

PURPOSE

The joint resolution of July 18, 1939 (53 Stat. 1062) provided for both the establishment of the Franklin D. Roosevelt Library at Hyde Park, New York, and the acceptance by donation of any additional portions of the Roosevelt estate by the Federal Government. Title to the property was accepted by the Federal Government in 1945. The estate is now managed by the National Park Service as the Home of Franklin D. Roosevelt National Historic Site.

H.R. 2808, introduced by Representative Hamilton Fish, Jr., would amend the joint resolution to permit the acceptance by donation of properties contiguous to the original Hyde Park estate. Any such donated properties could then be administered as part of the National Historic Site.

BACKGROUND AND NEED FOR LEGISLATION

The original joint resolution authorized the acceptance of the Hyde Park estate lands not needed for the library for "use in connection with any designated function of the Government." In administering the estate as a National Historic Site, the National Park Service has an interest in preserving the integrity of the estate and the local setting. Properties contiguous to the existing National Historic Site are particularly important with respect to maintaining the scene as it appeared to President Roosevelt. The donation of such adjoining properties would allow better protection of the estate itself from encroaching development. In addition, certain administrative and visitor use facilities could be relocated from the estate to the adjoining properties.

At the present time, the National Park Service has the opportunity to acquire some 24 acres of land by donation, subject to enactment of H.R. 2808. The acreage proposed for donation also includes several structures which could be adapted for park purposes. The Service proposes to consolidate the administrative offices for both the Roosevelt and the Vanderbilt National Historic Sites in this addition. The historic structures in both areas would then be freed from this use and more fully available for interpretive purposes.

SECTION-BY-SECTION ANALYSIS

H.R. 2808, as amended, contains two amendments to title III of the joint resolution of July 18, 1939.

Section 301 of the joint resolution is amended to allow the acceptance by donation of properties contiguous to the original Hyde Park estate. Such donated property is to be used in connection with the administration of the National Historic Site. An incorrect section

reference in the original joint resolution is also deleted by the amended language.

A new Section 304 is added which places a specific limit on funds authorized to be appropriated for development purposes within the National Historic Site. The limitation does not apply to funds appropriated prior to the enactment of this new section, nor does it apply to title II of the joint resolution which deals with the Franklin D. Roosevelt Library.

CURRENT AND FIVE-YEAR COST ESTIMATE AND BUDGET ACT COMPLIANCE

As the bill authorizes the addition of lands to the site only through donation, no direct acquisition costs are authorized. There will be some administrative costs to the government in accepting a donated property. In the case of the currently proposed donation, costs to the government are estimated at \$10,000.

The original joint resolution of 1939 placed no limitation on the funds which could be appropriated for development purposes. In accordance with more recent procedures, the Committee amended the bill to impose a ceiling of \$104,000 which may be appropriated for the future development of facilities within the National Historic Site. This limitation is the estimate supplied by the National Park Service for planned development costs for the next five years, in conformity with the requirement imposed by Rule XIII, Clause 7, of the Rules of the House of Representatives.

Other than relatively nominal incremental costs resulting from the administration and maintenance of the donated property, no other costs are anticipated by the Committee.

OVERSIGHT STATEMENT

Pursuant to Rule X, Clause 2(b) (1), the Subcommittee on National Parks and Recreation conducted oversight hearings concerning the operations and activities of the National Park Service, generally. The Subcommittee specifically inquired about the matters involved in H.R. 2808. No other recommendations have been submitted to the Committee pursuant to Rule X, Clause 2(b) (2).

COMMITTEE RECOMMENDATION

H.R. 2808 was the subject of testimony by the Director of the National Park Service during the general oversight hearings of the Subcommittee on National Parks and Recreation held on March 7, 1975.

The Committee on Interior and Insular Affairs adopted an amendment which substituted a new text for the bill. In addition to making certain technical changes in the text, the amendment added a specific limitation on funds that may be authorized for development purposes within the National Historic Site. H.R. 2808, as amended, was ordered reported by the Committee on Interior and Insular Affairs, meeting in open session on April 9, 1975, by voice vote.

DEPARTMENTAL REPORT

The favorable report of the Department of the Interior, dated March 3, 1975, is here printed in full:

U.S. DEPARTMENT OF THE INTERIOR,
OFFICE OF THE SECRETARY,
Washington, D.C., March 13, 1975.

HON. JAMES A. HALEY,
Chairman, Committee on Interior and Insular Affairs, House of Representatives, Washington, D.C.

DEAR MR. CHAIRMAN: There is pending before your Committee a bill, H.R. 2808, "To amend the Joint Resolution of July 18, 1939 (53 Stat. 1062), to provide for the acceptance of additional lands for the Home of Franklin D. Roosevelt National Historic Site in the State of New York, and for other purposes."

We recommend that the bill be enacted with the amendment suggested herein.

The Home of Franklin D. Roosevelt National Historic Site presently consists of approximately 240 acres in Hyde Park, New York. The Hyde Park Estate was designated a national historic site in 1944 subsequent to the 1939 Joint Resolution which permitted the head of any Federal Agency to accept in the name of the United States title to any property which was at one time a part of that estate.

Mr. Gerald Morgan, who currently owns property along the northeastern boundary of the site, has indicated to the National Park Service a desire to donate approximately 24 acres of his land as a part of the site. Mr. Morgan has previously donated approximately 52 acres to the National Park Service. That donation required no legislative action because the land was at one time a part of the Hyde Park Estate. The land which Mr. Morgan presently desires to donate was never a part of the Hyde Park Estate. Therefore, legislation, such as H.R. 2808, is required to effect this transaction.

The land in question is ideally suited for addition to the Roosevelt site, as indicated in the recently updated park master plan and accompanying environmental impact statement. Both documents have been reviewed and commented on by interested members of the public. Currently, the administrative, maintenance and visitor reception functions for both Vanderbilt Mansion National Historic Site, which is located in Hyde Park, and the Home of Franklin D. Roosevelt National Historic Site are performed in historic structures at the Vanderbilt site. These structures are integral parts of the history for which Vanderbilt Mansion was set aside and must, therefore, be relieved of this noncompatible use and made available for public visitation. Structures now exist on the Morgan property which are better suited to perform these functions for both national historic sites. The acceptance of this donation will also permit, at some future date, the restoration of the grounds of the Hyde Park Estate as President Roosevelt knew them. Nonhistoric features, such as a parking area, which are essential could be removed and relocated to the Morgan property.

Acceptance of the Morgan donation would also preclude any adverse development which might occur adjacent to the historic site. The Kess-

ler property, located on the southeastern boundary of the Roosevelt site, is a case in point. That land, once a part of the Hyde Park Estate, is currently the scene of a major construction project which will eventually produce a number of high rise condominiums. The Morgan property, with its excellent highway frontage to the east and open space adjacent to the national historic site on the south and west, could be vulnerable to similar development pressures.

The National Park Service would conduct, prior to occupancy of any of the Morgan buildings, a historic resource study to determine the buildings' historical significance. Certain minor modifications to the existing structures located on the Morgan property will also be required in order to convert those structures to park use. We estimate that these costs will total approximately \$104,000 (February 1975 prices). We estimate annual operating expenses associated with this addition to approximate \$45,000.

While H.R. 2808 is an appropriate vehicle to effect this transaction, we would suggest that lines 3 & 4 on page 2 be deleted and that the words "with any designated governmental function in administration of this area." be inserted in lieu thereof. This would merely clarify the language governing the uses of the area.

The Office of Management and Budget has advised that there is no objection to the presentation of this draft bill from the standpoint of the Administration's program.

Sincerely yours,

NATHANIEL P. REED,
Assistant Secretary of the Interior.

CHANGES IN EXISTING LAW

In compliance with clause 3 of Rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italic, existing law in which no change is proposed is shown in roman):

ACT OF JULY 18, 1939 (53 STAT. 1062)

* * * * *

[SEC. 301. The head of any executive department, pursuant to agreement between him and the donor, may accept for and in the name of the United States from the donor, or from such person or persons as shall be empowered to act for the donor, title to any part or parts of the said Hyde Park estate of the donor and his family which shall be donated to the United States for use in connection with any designated function of the Government administered in such department.]

Sec. 301. The head of any executive department may accept for and in the name of the United States, title to any part or parts of the said Hyde Park Estate and title to any contiguous property or properties located in the town of Hyde Park, Dutchess County, State of New York, which shall be donated to the United States for use in connection with any designated function of the Government administered in such Department. The title to any such property may be accepted under this section notwithstanding that it may be subject to the life estate of

the donor or of any other person or persons now living: *Provided*, That during the continuance of any life estate reserved therein no expense to the United States in connection with the ordinary maintenance of the property so acquired shall be incurred: *Provided further*, That the acceptance hereunder by the United States of the title to the property in which any life estate is reserved shall not during the existence of such life estate exempt the property [, except to the extent provided in section 304 of this title,] from taxation by the town of Hyde Park, Dutchess County, or the State of New York as other real property in the said town, county, or State is taxed under the applicable laws relating to taxation of real property.

* * * * *

Sec. 304. In addition to such amounts as have been appropriated prior to the enactment of this section, there are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this title, but not to exceed \$104,000 for development purposes.

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Ninety-fourth Congress of the United States of America

AT THE FIRST SESSION

*Begun and held at the City of Washington on Tuesday, the fourteenth day of January,
one thousand nine hundred and seventy-five*

An Act

To amend the joint resolution of July 18, 1939 (53 Stat. 1062), to provide for the acceptance of additional lands for the Home of Franklin D. Roosevelt National Historic Site, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That title III of the joint resolution approved July 18, 1939 (53 Stat. 1062), is amended as follows:

(1) Amend section 301 to read as follows:

"Sec. 301. The head of any executive department may accept for and in the name of the United States, title to any part or parts of the said Hyde Park estate and title to any contiguous property or properties located in the town of Hyde Park, Dutchess County, State of New York, which shall be donated to the United States for use in connection with any designated governmental function in the administration of this area. The title to any such property may be accepted under this section notwithstanding that it may be subject to the life estate of the donor or of any other person or persons now living: *Provided*, That during the continuance of any life estate reserved therein no expense to the United States in connection with the ordinary maintenance of the property so acquired shall be incurred: *Provided further*, That the acceptance hereunder by the United States of the title to property in which any life estate is reserved shall not during the existence of such life estate exempt the property from taxation by the town of Hyde Park, Dutchess County, or the State of New York as other real property in the said town, county, or State is taxed under the applicable laws relating to taxation of real property."

(2) A new section 304 is added, to read as follows:

"Sec. 304. In addition to such amounts as have been appropriated prior to the enactment of this section, there are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of this title, but not to exceed \$100,000 for development purposes."

Speaker of the House of Representatives.

*Vice President of the United States and
President of the Senate.*

Ninety-fourth Congress of the United States of America

AT THE FIRST SESSION

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Speaker of the House of Representatives.

*Vice President of the United States and
President of the Senate.*

April 30, 1975

Dear Mr. Director:

The following bill was received at the White House on April 30th:

H.R. 2808

Please let the President have reports and recommendations as to the approval of this bill as soon as possible.

Robert D. Linder
Chief Executive Clerk

The Honorable James T. Lynn
Director
Office of Management and Budget
Washington, D. C.