

# 16 U.S. Code § 79 - Rights-of-way for public utilities

Current through Pub. L. 113-296

(<http://www.gpo.gov/fdsys/pkg/PLAW-113publ296/html/PLAW-113publ296.htm>), except 113-287

(<http://www.gpo.gov/fdsys/pkg/PLAW-113publ287/html/PLAW-113publ287.htm>), 113-291 (<http://www.gpo.gov/fdsys/pkg/PLAW-113publ291/html/PLAW-113publ291.htm>), 113-295

(<http://www.gpo.gov/fdsys/pkg/PLAW-113publ295/html/PLAW-113publ295.htm>). (See Public Laws for the current Congress (<http://thomas.loc.gov/home/LegislativeData.php?n=PublicLaws>).

**US Code** ([/uscode/text/16/79?qt-us\\_code\\_temp\\_noupdates=0#qt-us\\_code\\_temp\\_noupdates](/uscode/text/16/79?qt-us_code_temp_noupdates=0#qt-us_code_temp_noupdates))

**Notes** ([/uscode/text/16/79?qt-us\\_code\\_temp\\_noupdates=1#qt-us\\_code\\_temp\\_noupdates](/uscode/text/16/79?qt-us_code_temp_noupdates=1#qt-us_code_temp_noupdates))

**Authorities (CFR)** ([/uscode/text/16/79?qt-us\\_code\\_temp\\_noupdates=3#qt-us\\_code\\_temp\\_noupdates](/uscode/text/16/79?qt-us_code_temp_noupdates=3#qt-us_code_temp_noupdates))

[prev \(/uscode/text/16/78\)](/uscode/text/16/78) | [next \(/uscode/text/16/79-1\)](/uscode/text/16/79-1)

The Secretary of the Interior is authorized and empowered, under general regulations to be fixed by him, to permit the use of rights of way through the public lands, forest and other reservations of the United States, and the Yosemite, Sequoia, and General Grant national parks, California, for electrical plants, poles, and lines for the generation and distribution of electrical power, and for telephone and telegraph purposes, and for canals, ditches, pipes and pipe lines, flumes, tunnels, or other water conduits, and for water plants, dams, and reservoirs used to promote irrigation or mining or quarrying, or the manufacturing or cutting of timber or lumber, or the supplying of water for domestic, public, or any other beneficial uses to the extent of the ground occupied by such canals, ditches, flumes, tunnels, reservoirs, or other water conduits or water plants, or electrical or other works permitted hereunder, and not to exceed fifty feet on each side of the marginal limits thereof, or not to exceed fifty feet on each side of the center line of such pipes and pipe lines, electrical, telegraph, and telephone lines and poles, by any citizen, association, or corporation of the United States, where it is intended by such to exercise the use permitted hereunder or any one or more of the purposes herein named: Provided, That such permits shall be allowed within or through any of said parks or any forest, military, Indian, or other reservation only upon the approval of the chief officer of the Department under whose supervision such park or reservation falls and upon a finding by him that the same is not incompatible with the public interest: Provided further, That all permits given hereunder for telegraph and telephone purposes shall be subject to the provision of title 65 of the Revised Statutes of the United States, and amendments thereto, regulating rights of way for telegraph companies over the public domain: And provided further, That any permission given by the Secretary of the Interior under the provisions of this section may be revoked by him or his successor in his discretion, and shall not be held to confer any right, or easement, or interest in, to, or over any public land, reservation, or park.