

## 1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 10.1-1107 of the Code of Virginia, relating to the Department of*  
3 *Forestry.*

4 [H 2081]

5 Approved

6 **Be it enacted by the General Assembly of Virginia:**7 **1. That § 10.1-1107 of the Code of Virginia is amended and reenacted as follows:**8 § 10.1-1107. Purchase of lands and acceptance of gifts for forestry purposes by the State Forester;  
9 management; definition of state forests.

10 A. The State Forester shall have authority to purchase in the name of the Commonwealth lands  
11 suitable for state forests. He may accept *for state forest purposes* gifts of land and money to the  
12 Commonwealth for forestry purposes, which gifts shall be absolute, except that, devises and bequests of  
13 real and personal property as well as endowments, funds, and grants from any source. Unless otherwise  
14 restricted by the terms of the gift, devise or bequest, the State Forester is authorized, in the name of the  
15 Commonwealth, to convey or lease any such real property given to it, with the consent and approval of  
16 the Governor and the General Assembly and the approval of the instrument as to form by the Attorney  
17 General. Mineral and mining rights over and under land donated may be reserved by the donors and  
18 the land shall be administered as state forests.

19 B. The State Forester shall have the power and authority to accept gifts, donations and contributions  
20 of land, and to enter into agreements for the acquisition by purchase, lease or otherwise with, the United  
21 States, or any agency or agent thereof, of lands for state forests.

22 C. The State Forester shall have authority to provide for the management, development and  
23 utilization of any lands purchased, leased or otherwise acquired, to sell or otherwise dispose of products  
24 on or derived from the land, and to enforce regulations governing state forests, the care and maintenance  
25 thereof, and the prevention of trespassing thereon, and such other regulations deemed necessary to carry  
26 out the provisions of this section. *Approval by the Governor or General Assembly shall not be required*  
27 *for the sale or harvesting of timber on state forest lands or other lands over which the Department has*  
28 *supervision and control.*

29 D. In exercising the powers conferred by this section, the State Forester shall not obligate the  
30 Commonwealth for any expenditure in excess of any funds either donated or appropriated to the  
31 Department for such purpose.

32 E. One-fourth of the gross proceeds derived from any lands so acquired by the State Forester shall be  
33 paid annually by the State Forester to the counties in which such lands are respectively located, and  
34 shall become a part of the general funds of such counties.

35 F. As used in this chapter unless the context requires a different meaning, "state forest" means lands  
36 acquired for the Commonwealth by purchase, gift or lease pursuant to this section. These lands shall be  
37 managed and protected for scientific, recreational and educational purposes. Uses of the state forests  
38 shall include, but not be limited to, research, demonstrations, tours, soil and water management and  
39 protection, hunting, fishing and other recreational activities.

40 G. *All acquisitions of real property under this section shall be subject to the provisions of*  
41 *§ 2.1-504.2. The Attorney General shall approve the form of the instruments prior to execution.*

ENROLLED

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