

Station	Description of construction	Amount
PANAMA—continued		
Fort de Lesseps.....	Barracks.....	\$120, 000
Fort Kobbe.....	Barracks.....	55, 000
	Warehouse and shops.....	20, 000
	Special project.....	7, 000
	Water tank.....	8, 000
Total.....		90, 000
Panama Canal Zone.....	Rehabilitation.....	328, 000
Total, Panama.....		3, 067, 800
Grand total.....		25, 587, 456

Air Corps Technical School.  
Establishment of branch at Denver, Colo.

Proviso.  
Acquisition of site.

Camp Joseph T. Robinson, Ark.  
Designation of Camp Pike changed to.

SEC. 2. The Secretary of War is hereby authorized to establish in or near Denver, Colorado, a branch of the Air Corps Technical School at Chanute Field, Illinois, and to accept on behalf of the United States, free from encumbrance or conditions and without cost to the United States, for use as a site for the extension to such school, the title in fee simple to nine hundred and sixty acres of land, more or less, within and without the city limits of the city of Denver, Colorado, including the property known as the "Agnes (Phipps) Memorial Sanitarium", together with existing buildings and equipment located thereon; and, also, a tract of land, within the State of Colorado, suitable for use as an aerial gunnery and bombing range by the Army Air Corps: *Provided*, That in the event a donor is unable to perfect title to any land tendered as a donation, condemnation of such land is authorized in the name of the United States, and payment of any and all awards for title to such land as is condemned, together with the cost of suit, shall be made by the donor.

SEC. 3. That the military reservation near Little Rock, Arkansas, now known as Camp Pike, shall be designated, and hereafter be known as "Camp Joseph T. Robinson."

Approved, August 26, 1937.

[CHAPTER 866]

AN ACT

August 28, 1937  
[S. 2188]  
[Public, No. 395]

To amend section 3 of the Act of June 18, 1934 (48 Stat. 984-988), relating to Indian Lands in Arizona.

Indian lands in Arizona.  
48 Stat. 984.  
25 U. S. C. § 463.

Restoration of lands to tribal ownership.

Provisos.  
Existing rights not affected.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 3 of the Act of June 18, 1934 (48 Stat. 984-988), be, and it is hereby, amended to read as follows:

"SEC. 3. (a) The Secretary of the Interior, if he shall find it to be in the public interest, is hereby authorized to restore to tribal ownership the remaining surplus lands of any Indian reservation heretofore opened, or authorized to be opened, to sale, or any other form of disposal by Presidential proclamation, or by any of the public-land laws of the United States: *Provided, however*, That valid rights or claims of any persons to any lands so withdrawn existing

on the date of the withdrawal shall not be affected by this Act: *Provided further*, That this section shall not apply to lands within any reclamation project heretofore authorized in any Indian reservation.

“(b) (1) The order of the Department of the Interior signed, dated, and approved by Honorable Ray Lyman Wilbur, as Secretary of the Interior, on October 28, 1932, temporarily withdrawing lands of the Papago Indian Reservation in Arizona from all forms of mineral entry or claim under the public land mining laws, is hereby revoked and rescinded, and the lands of the said Papago Indian Reservation are hereby restored to exploration and location, under the existing mining laws of the United States, in accordance with the express terms and provisions declared and set forth in the Executive orders establishing said Papago Indian Reservation: *Provided*, That damages shall be paid to the superintendent or other officer in charge of the reservation for the credit of the owner thereof, for loss of any improvements on any land located for mining in such a sum as may be determined by the Secretary of the Interior to be the fair and reasonable value of such improvements: *Provided further*, That a yearly rental not to exceed 5 cents per acre shall be paid to the superintendent or other officer in charge of the reservation for deposit in the Treasury of the United States to the credit of the Papago Tribe for loss of the use or occupancy of any land withdrawn by the requirements of mining operations.

“(2) In the event any person or persons, partnership, corporation, or association desires a mineral patent, according to the mining laws of the United States, he or they shall first pay to the superintendent or other officer in charge of the reservation, for deposit in the Treasury of the United States to the credit of the Papago Tribe, the sum of \$1 per acre in lieu of annual rental, as hereinbefore provided, to compensate for the loss of the use or occupancy of the lands withdrawn by the requirements of mining operations; but the sum thus deposited, except for a deduction of rental at the annual rate hereinbefore provided, shall be refunded to the applicant in the event that patent is not acquired: *Provided*, That an applicant for patent shall also pay to the superintendent or other officer in charge of the said reservation for the credit of the owner thereof, damages for the loss of improvements not theretofore paid, in such a sum as may be determined by the Secretary of the Interior to be the fair value thereof.

“(3) Water reservoirs, charcos, water holes, springs, wells, or any other form of water development by the United States or the Papago Indians shall not be used for mining purposes under the terms of this Act, except under permit from the Secretary of the Interior approved by the Papago Indian Council: *Provided*, That nothing herein shall be construed as interfering with or affecting the validity of the water rights of the Indians of this reservation: *Provided further*, That the appropriation of living water heretofore or hereafter affected by the Papago Indians is hereby recognized and validated subject to all the laws applicable thereto.

“(4) Nothing herein contained shall restrict the granting or use of permits for easements or rights-of-way; or ingress or egress over the lands for all proper and lawful purposes; and nothing contained herein, except as expressly provided, shall be construed as authority for the Secretary of the Interior, or any other person, to issue or promulgate a rule or regulation in conflict with the Executive order of February 1, 1917, creating the Papago Indian Reservation in Arizona or the Act of February 21, 1931 (46 Stat. 1202).”

Approved, August 28, 1937.

Lands in reclamation projects.

Order withdrawing lands from mineral entry, etc., revoked.

*Provisos.*  
Payment for loss of improvements.

Annual rental.

Mineral patents.  
Deposit in lieu of rent for loss of use, etc.

Refund, if patent not acquired.

*Proviso.*  
Payment by applicant for damages for loss of improvements.

Water developments, restriction on use.

*Provisos.*  
Rights of Indians not affected.

Appropriation of living water.

Rights-of-way, etc., not restricted.

46 Stat. 1202.