

Public Law 992

CHAPTER 980

August 6, 1956
[S. 3101]

AN ACT

To authorize construction by the Secretary of the Interior of the Crooked River Federal reclamation project, Oregon.

Crooked River
reclamation project,
Oreg.
Authorization.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the purpose of furnishing water for the irrigation of arid and semiarid lands (including approximately twenty thousand acres of land in Crook County, Oregon) and for other beneficial purposes, the Secretary of the Interior is authorized to construct, operate, and maintain the Crooked River Federal reclamation project. The principal new works of the said project shall include a dam and storage reservoir at or near the Prineville site, a diversion dam and canal below said reservoir, and related pumping plants, canals, conduits, drains, and other facilities. The operation of said works shall be integrated with the operation of the existing Ochoco Dam and Reservoir and of the Government-owned generator in the Cove powerplant of the Pacific Power and Light Company, which works shall, for the purpose of this Act, be considered as works of the Crooked River project.

Conditions.

43 USC 371 note.

SEC. 2. In constructing, operating, and maintaining the Crooked River project, the Secretary shall be governed by the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto), except that (1) any contract entered into under section 9, subsection (d) of the Reclamation Project Act of 1939 (53 Stat. 1187, 1193; 43 U. S. C., sec. 485h) for payment of those portions of the costs of constructing, operating, and maintaining the project which are allocated to irrigation and assigned to be paid by the contracting organization shall provide for the repayment of the portion of the construction cost of the project assigned to any contract unit or, if the contract unit be divided into two or more blocks, to any such block over a period of not more than fifty years (exclusive of any permissible development period) or as near thereto as is consistent with the adoption and operation of a variable payment formula which, being based on full repayment within the said period under average conditions, permits variance in the required annual payments in the light of economic factors pertinent to the ability of the organization to pay; (2) the construction charge obligation of the Ochoco Irrigation District set out in its contract with the United States dated April 24, 1950, may, if the district so elects, be merged with and paid under the same conditions as other obligations undertaken by it under this Act; (3) that portion of the cost of constructing the new works of the project which is allocated to irrigation but is beyond the ability of the water users to pay shall be charged to and returnable to the reclamation fund from net revenues derived by the Secretary of the Interior from his sale of power from the Dalles project, Oregon, which are over and beyond the amounts required to amortize the power investment therein, as provided in section 5 of the Act of December 22, 1944 (58 Stat. 887, 890; 16 U. S. C., sec. 825s), and to return interest on the unamortized balance of said investment; and (4) construction of any of the new works herein authorized shall not be commenced until the Secretary shall have certified to the Congress, in accordance with the provisions of the Act of July 31, 1953 (67 Stat. 261, 266), that an adequate soil survey and land classification of not less than twenty thousand acres of land to be served by the project has been made and that those lands are susceptible to the production of agricultural crops by means of irrigation or that their susceptibility to the sustained production of agricultural crops by means of irrigation has been demonstrated

43 USC 390a.

in practice. Those costs of constructing the project which are properly allocable to flood control and to the preservation and propagation of fish and wildlife as provided in existing law, and the like costs of operating and maintaining the same shall be nonreturnable and nonreimbursable under the reclamation laws.

SEC. 3. The Secretary is authorized, in connection with the Crooked River project, to construct minimum basic public recreational facilities and to arrange for the operation and maintenance of the same by an appropriate State or local agency or organization. The cost of such facilities shall be nonreturnable and nonreimbursable under the Federal reclamation laws.

Recreational facilities.

SEC. 4. In order to promote the preservation and propagation of fish and wildlife in accordance with section 2 of the Act of August 14, 1946 (60 Stat. 1080, 16 U. S. C., sec. 661a), an appropriate screen and fish ladder shall be provided at the diversion canal headworks of the Crooked River project below Prineville Reservoir and a minimum release of ten cubic feet per second shall be maintained from said reservoir for the benefit of downstream fishlife during those months when there is no other discharge therefrom, but this release may be reduced for brief temporary periods by the Secretary whenever he may find that release of the full ten cubic feet per second is harmful to the primary purpose of the project.

Screen and fish ladder.
16 USC 662.

SEC. 5. There are hereby authorized to be appropriated \$6,339,000 for construction of the new works of the Crooked River project, plus such amounts, if any, as may be required by reason of changes in the cost of construction work of the types involved therein as shown by engineering indices and, in addition thereto, such sums as may be required to operate and maintain said project.

Appropriation.

Approved August 6, 1956.

Public Law 993

CHAPTER 981

AN ACT

To authorize the Secretary of the Interior to construct, operate, and maintain the Little Wood River reclamation project, Idaho.

August 6, 1956
[S. 3227]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, for the principal purposes of improving the irrigation water supply of approximately ten thousand acres of land in Blaine County, Idaho, and assisting in the control of floods, the Secretary of the Interior is authorized to undertake an enlargement of the Little Wood River Reservoir and to operate and maintain the same in accordance with the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto). Any contract entered into under section 9, subsection (d), of the Reclamation Project Act of 1939 (53 Stat. 1187, 1193; 43 U. S. C. 485h) for payment of those portions of the costs of constructing, operating, and maintaining the Little Wood River project which are properly allocable to irrigation and which are assigned to be paid by the contracting organization shall provide for the repayment of the construction cost over a period of not more than forty years or as near thereto as is consistent with the adoption and operation of a variable payment formula which, being based on full repayment within the period stated under average conditions, permits variance in the required annual payments in the light of economic factors pertinent to the ability of the organization to pay.

Little Wood River project.

43 USC 391.

SEC. 2. The Secretary is authorized to construct minimum basic public recreational facilities in connection with the Little Wood River

Recreational facilities.