

retary deems proper. Contracts for the sale of surplus power shall be for periods not to exceed forty years and contracts for water supply for municipal or miscellaneous purposes shall be for such periods as the Secretary may determine and may include such renewal options as the Secretary deems desirable: *And provided further*, That in sales or leases of such power, preference shall be given to municipalities and other public corporations or agencies; and also to cooperatives and other nonprofit organizations financed in whole or in part by loans made pursuant to the Rural Electrification Act of 1936 [7 U.S.C. 901 et seq.] and any amendments thereof.

(Aug. 11, 1939, ch. 717, §9, as added Oct. 14, 1940, ch. 861, 54 Stat. 1124.)

#### REFERENCES IN TEXT

The Rural Electrification Act of 1936, referred to in text, is act May 20, 1936, ch. 432, 49 Stat. 1363, as amended, which is classified generally to chapter 31 (§901 et seq.) of Title 7, Agriculture. For complete classification of this Act to the Code, see section 901 of Title 7 and Tables.

### § 590z-8. Authority of Secretary of the Interior over lands, contracts, water rights, etc.

#### (a) Utilization of lands

In connection with any project constructed pursuant to the provisions of this subchapter, the Secretary shall have the same authority, with regard to the utilization of lands owned by the United States, other than lands acquired under section 590z-3 of this title as he has in connection with projects undertaken pursuant to the Federal reclamation laws, Act of June 17, 1902 (32 Stat. 388), and Acts amendatory thereof or supplementary thereto.

#### (b) Contracts, land acquisitions, etc.

In connection with the construction or operation and maintenance of a project undertaken pursuant to the authority of this subchapter, the Secretary shall have with respect to construction and supply contracts, and with respect to the acquisition, exchange, and disposition of lands, interest in lands, water rights, and other property and the relocation thereof, the same authority, including authority to acquire lands and interests in land and water rights with titles and at prices satisfactory to him, which he has in connection with projects under the Federal reclamation laws.

(Aug. 11, 1939, ch. 717, §10, as added Oct. 14, 1940, ch. 861, 54 Stat. 1125.)

#### REFERENCES IN TEXT

Act of June 17, 1902, referred to in subsec. (a), is act June 17, 1902, ch. 1093, 32 Stat. 388, popularly known as the Reclamation Act, which is classified generally to chapter 12 (§371 et seq.) of Title 43, Public Lands. For complete classification of this Act to the Code, see Short Title note set out under section 371 of Title 43 and Tables.

### § 590z-9. Powers and duties of Secretaries of the Interior and Agriculture; rules and regulations

The Secretary of the Interior and the Secretary of Agriculture are authorized to perform any and all Acts<sup>1</sup> and to make such rules and

<sup>1</sup> So in original.

regulations as may be necessary and proper for the purpose of carrying out their respective functions under this subchapter and for the purpose of carrying the provisions of this subchapter into full force and effect.

(Aug. 11, 1939, ch. 717, §11, as added Oct. 14, 1940, ch. 861, 54 Stat. 1125.)

#### TRANSFER OF FUNCTIONS

For transfer of functions of other officers, employees, and agencies of Department of the Interior, with certain exceptions, to Secretary of the Interior, with power to delegate, see Reorg. Plan No. 3 of 1950, §§1, 2, eff. May 24, 1950, 15 F.R. 3174, 64 Stat. 1262, set out in the Appendix to Title 5, Government Organization and Employees.

### § 590z-10. Authorization of appropriations

To carry out the purposes of this subchapter there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated (1) for the Department of the Interior such sums as may be necessary to carry out its functions under this subchapter, and (2) for the Department of Agriculture such sums as may be necessary to carry out its functions under this subchapter.

(Aug. 11, 1939, ch. 717, §12, as added Oct. 14, 1940, ch. 861, 54 Stat. 1125.)

### § 590z-11. Delegation of powers and duties by Secretary of the Interior

For the purpose of facilitating and simplifying the administration of the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto) and this subchapter, the Secretary of the Interior is authorized to delegate, from time to time and to the extent and under such regulations as he deems proper, his powers and duties under said laws to the Commissioner of Reclamation, an Assistant Commissioner, or the officer in charge of any office, division, district, or project of the Bureau of Reclamation.

(Dec. 19, 1941, ch. 595, 55 Stat. 842.)

#### REFERENCES IN TEXT

Act of June 17, 1902, referred to in text, is act June 17, 1902, ch. 1093, 32 Stat. 388, popularly known as the Reclamation Act, which is classified generally to chapter 12 (§371 et seq.) of Title 43, Public Lands. For complete classification of this Act to the Code, see Short Title note set out under section 371 of Title 43 and Tables.

#### CODIFICATION

This section was not enacted as part of act Aug. 11, 1939, ch. 717, 53 Stat. 1418, which comprises this subchapter.

#### TRANSFER OF FUNCTIONS

For transfer of functions of other officers, employees, and agencies of Department of the Interior, with certain exceptions, to Secretary of the Interior, with power to delegate, see Reorg. Plan No. 3 of 1950, §§1, 2, eff. May 24, 1950, 15 F.R. 3174, 64 Stat. 1262, set out in the Appendix to Title 5, Government Organization and Employees.

## CHAPTER 4—PROTECTION OF TIMBER, AND DEPREDATIONS

Sec.  
591, 592. Repealed.

- Sec. 593. Protection of timber in Florida.
- 594. Protection of timber owned by United States from fire, disease, or insect ravages.
- 594-1 to 600. Repealed.
- 601. Disposition of moneys collected for depredations.
- 602. Seizure of timber cut.
- 603. Omitted.
- 604. Cutting timber on certain mineral lands; permits to corporations; railroad corporations.
- 605. Unlawful cutting on mineral lands; notice to Secretary.
- 606. Offense for unlawful cutting on mineral lands; punishment.
- 607. Cutting and removal of timber on certain public lands for certain purposes.
- 607a. Cutting and use of timber in Alaska by settlers, residents, miners, etc.
- 608. Permits to cut and remove timber; citizens of Malheur County, Oregon.
- 609. Permits to cut and remove timber; citizens of Modoc County, California.
- 610. Permits to cut and remove timber; citizens of Washington County and Kane County, Utah.
- 611. Permits to cut and remove timber; citizens of Idaho and Wyoming.
- 611a. Permits to cut and remove timber; citizens of Bear Lake County, Idaho.
- 612. Permits to cut and remove timber to certain corporations.
- 613. Limitations of use of timber taken not to apply to certain territory.
- 614, 615. Repealed.
- 615a. Sale of timber in Alaska; appraisal; local consumption; accounting; deposit in Treasury.
- 615b. Exportation of timber pulp wood and wood pulp from Alaska.
- 616. Exportation of timber cut on national forest or public land in Alaska.
- 617. Exportation of unprocessed timber from Federal lands.
- 618. Timber contract payment modification.
- 619. Emergency stumpage rate redeterminations in Alaska.
- 620. Findings and purposes.
- 620a. Restrictions on exports of unprocessed timber originating from Federal lands.
- 620b. Limitations on substitution of unprocessed Federal timber for unprocessed timber exported from private lands.
- 620c. Restriction on exports of unprocessed timber from State and other public lands.
- 620d. Monitoring and enforcement.
- 620e. Definitions.
- 620f. Regulations and review.
- 620g. Authorization of appropriations.
- 620h. Savings provision.
- 620i. Eastern hardwoods study.
- 620j. Authority of Export Administration Act of 1979.

**§§ 591, 592. Repealed. Feb. 28, 1933, ch. 131, § 1, 47 Stat. 1349**

Sections, R.S. §§2458, 2459, related to lands producing live oak and red cedar timbers needed by Navy.

**§ 593. Protection of timber in Florida**

The President is authorized to employ so much of the land and naval forces of the United States as may be necessary effectually to prevent the felling, cutting down, or other destruction of the timber of the United States in Florida, and to prevent the transportation or carrying away any such timber as may be already felled or cut down; and to take such other and

further measures as may be deemed advisable for the preservation of the timber of the United States in Florida.

(R.S. §2460.)

CODIFICATION

R.S. §2460 derived from act Feb. 23, 1882, ch. 9, 3 Stat. 651.

**§ 594. Protection of timber owned by United States from fire, disease, or insect ravages**

The Secretary of the Interior is authorized to protect and preserve, from fire, disease, or the ravages of beetles, or other insects, timber owned by the United States upon the public lands, national parks, national monuments, Indian reservations, or other lands under the jurisdiction of the Department of the Interior owned by the United States, either directly or in cooperation with other departments of the Federal Government, with States, or with owners of timber; and appropriations are authorized to be made for such purposes.

(Sept. 20, 1922, ch. 349, 42 Stat. 857.)

**§§ 594-1 to 594-5. Repealed. Pub. L. 95-313, § 16(a)(3), formerly § 13(a)(3), July 1, 1978, 92 Stat. 374; renumbered § 16(a)(3), Pub. L. 101-624, title XII, § 1215(1), Nov. 28, 1990, 104 Stat. 3525**

Section 594-1, act June 25, 1947, ch. 141, §1, 61 Stat. 177, set forth policy of Federal Government respecting protection of all forest lands from insects and diseases.

Section 594-2, act June 25, 1947, ch. 141, §2, 61 Stat. 177, related to conduct of surveys by Secretary of Agriculture to detect infestation by forest insect pests and tree diseases.

Section 594-3, act June 25, 1947, ch. 141, §3, 61 Stat. 177, related to allocation of funds for pest and plant disease control.

Section 594-4, act June 25, 1947, ch. 141, §4, 61 Stat. 177, related to contributions for insect or disease control carried out on non-federally owned forest land.

Section 594-5, acts June 25, 1947, ch. 141, §5, 61 Stat. 177; June 20, 1975, Pub. L. 94-40, 89 Stat. 224, set forth funding requirements for Federal program.

EFFECTIVE DATE OF REPEAL

Repeal effective Oct. 1, 1978, see section 17 of Pub. L. 95-313, set out as an Effective Date note under section 2101 of this title.

SHORT TITLE

Act June 25, 1947, ch. 141, §7, 61 Stat. 177, providing that sections 594-1 to 594-5 of this title be known as the "Forest Pest Control Act", was repealed by Pub. L. 95-313, §16(a)(3), formerly §13(a)(3), July 1, 1978, 92 Stat. 374, renumbered §16(a)(3), Pub. L. 101-624, title XII, §1215(1), Nov. 28, 1990, 104 Stat. 3525.

CONSTRUCTION

Act June 25, 1947, ch. 141, §6, 61 Stat. 177, providing that sections 594-1 to 594-5 of this title not be construed as limiting or repealing existing legislation, was repealed by Pub. L. 95-313, §16(a)(3), formerly §13(a)(3), July 1, 1978, 92 Stat. 374, renumbered §16(a)(3), Pub. L. 101-624, title XII, §1215(1), Nov. 28, 1990, 104 Stat. 3525.

PLAN FOR CONTROL OF DUTCH ELM DISEASE

Pub. L. 94-588, §20, Oct. 22, 1976, 90 Stat. 2963, provided that the Secretary of Agriculture, in consultation with officials of both the States and political subdivisions thereof, conduct a study of the incidence of Dutch elm