§ 135.23

of one-half of one percent per month or
fraction thereof, from the due date so
long as the delinquency continues.

§ 135.23 Refusal of water delivery.

The right is reserved to refuse the de-
elivery of water to any landowner in the
event of default in the payment of as-
sessments, including penalties on ac-
count of delinquencies.

PART 136—FORT HALL INDIAN
IRRIGATION PROJECT, IDAHO

Sec.
136.1 Repayment contracts.
136.2 Construction costs.
136.3 Repayment of construction costs.

AUTHORITY: Sec. 9, 46 Stat. 1063.

SOURCE: 22 FR 10645, Dec. 24, 1957, unless
otherwise noted. Redesignated at 47 FR 13327,

§ 136.1 Repayment contracts.

A rehabilitation program was estab-
lished on the Fort Hall Unit of the Fort
Hall Project in 1936. Based upon the es-
timated construction costs, contracts
were signed by all non-Indian land-
owners within the project, including
such landowners within the Little In-
dian Unit, now a part of the Fort Hall
Unit. Under the terms of their con-
tracts, the landowners agreed to repay
to the Government their pro rata
share, on an acreage basis, of all ex-
penditures for construction and other
necessary improvements for carrying
out the approved program, payments
not to exceed $7.50 per acre, based upon
an estimated expenditure of $450,000.00
for a project then considered as cov-
ering approximately 60,000 acres.

§ 136.2 Construction costs.

The program of rehabilitation has
now been completed at a cost of
$419,186.52. This amount, chargeable on
an equal per acre basis against 60,000
acres, amounts to a rate of $6.986 per
acre, which rate is hereby determined
to be the per acre cost to be repaid to
the United States under the 1936 con-
tracts.

PART 137—REIMBURSEMENT OF
CONSTRUCTION COSTS, SAN
CARLOS INDIAN IRRIGATION
PROJECT, ARIZONA

Sec.
137.1 Water supply.
137.2 Availability of water.
137.3 Construction charges.
137.4 Future charges.
137.5 Construction costs limited.
137.6 Power development.
137.7 Private ownership defined.
137.8 Indian lands excluded.

AUTHORITY: Sec. 5, 43 Stat. 476.

SOURCE: 22 FR 10645, Dec. 24, 1957, unless
otherwise noted. Redesignated at 47 FR 13327,

§ 137.1 Water supply.

The engineering report dealt with in
section 1 of the act of June 7, 1924 (43
Stat. 475) and other available records
show that the storage capacity of the
San Carlos reservoir created by the
Coolidge Dam and the water supply
therefor over a period of years will pro-
vide for the irrigation of only 80,000
acres of lands in Indian and public or
private ownership within the San Car-
los irrigation project, the balance of
20,000 acres of the project to be
provided for by recaptured and return
flow water and by means of pumping
the underground supply. The cost of
providing the proposed supply and of
operating the works for this latter
acreage to be equally distributed over
the entire 100,000 acres of the project
regardless of where the works are
placed and operated.