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<sup>1</sup> As amended by Acts June 7, 1906, ch. 3048, 34 Stat. 218, 219; June 25, 1947, ch. 124, 61 Stat. 163; Sept. 7, 1950, ch. 910, § 4, 64 Stat. 785.  
<sup>2</sup> As amended by Act Apr. 27, 1904, ch. 1626, 33 Stat. 362.  
<sup>3</sup> All provisions not heretofore repealed by Act July 2, 1909, ch. 2, § 33, 36 Stat. 10.  
<sup>4</sup> All following the words "Public Printer" in such section, and preceding the period at the end thereof.  
<sup>5</sup> The first proviso in the fourth full paragraph on this page.  
<sup>6</sup> On page 768, all following "Representatives" in such Act, and preceding the period at the end thereof.  
<sup>7</sup> The first two provisos in the fourth paragraph on this page.  
<sup>8</sup> As amended by Act July 25, 1947, ch. 331, 61 Stat. 457, 458.  
<sup>9</sup> As added by Act July 25, 1947, ch. 331, 61 Stat. 457 (458).  
<sup>10</sup> As added by Act of July 25, 1947, ch. 331, 61 Stat. 457 (458).  
<sup>11</sup> As amended (secs. 2, 4, 6) by Acts June 14, 1938, ch. 358, 52 Stat. 678; June 28, 1949, ch. 256, §§ 1, 2, 63 Stat. 278.  
<sup>12</sup> The second proviso appearing on this page.  
<sup>13</sup> The last proviso appearing on this page.  
<sup>14</sup> All provisions of this section, as amended by Act July 6, 1949, ch. 298, §§ 1, 2, 63 Stat. 406, except the second proviso in the second paragraph thereof, appearing on page 21 of Vol. 46, Statutes at Large.  
<sup>15</sup> As amended by Act June 25, 1945, ch. 645, § 7, 62 Stat. 860.  
<sup>16</sup> As amended by Act July 16, 1952, ch. 912, 66 Stat. 736, 737.  
<sup>17</sup> First sentence only.  
<sup>18</sup> In the fifth full paragraph on this page, the words commencing with "reimbursement for" and ending with "or surveys".  
<sup>19</sup> In the first full paragraph on this page, the words commencing with "reimbursement for" and ending with "or surveys".  
<sup>20</sup> The first proviso in the first full paragraph on this page.

Approved August 31, 1954.

Public Law 741

CHAPTER 1159

AN ACT

August 31, 1954  
 [H. R. 5499]

To provide for the construction, maintenance, and operation of the Michaud Flats project for irrigation in the State of Idaho.

Michaud Flats  
 project, Idaho.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to construct, maintain, and operate the

Michaud Flats project for irrigation in the State of Idaho substantially in accordance with the plans set forth in the report of the Bureau of Reclamation Regional Director of Region 1, dated October 22, 1953, with such modifications as the Commissioner of Reclamation, with the approval of the Secretary, may find proper in order to provide for the most efficient accomplishment of all the purposes of such plans. Such construction, maintenance, and operation shall be in accordance with the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto) as far as such laws are not inconsistent with the provisions of section 2 of this Act.

SEC. 2. The project's water users shall be required to assume an obligation to repay out of that part of the total construction cost of the project which the Secretary determines to be properly allocable to irrigation, so much as the Secretary finds to be within their ability to repay prior to the time when, account being taken of the application of power revenues as provided in part (b) of this section, full return of the irrigation allocation is accomplished. Such repayment shall be in accordance with the provisions of the Federal reclamation laws as modified with respect to the Michaud Flats project by the following:

(a) Payments by the contracting organization shall be scheduled, under a contract conforming to the provisions of this Act, on the basis of uniform charges for like classes of land in each unit of such project which will result in the establishment of annual installments which are, as nearly as practicable, of an amount equal to the ability of such water users to pay in each year having regard to the volume of production of such water users, prices they receive for their farm products, and their production and living costs.

(b) Net power revenues received from the Palisades project, Idaho, and any developments combined therewith for payout purposes under the provisions of the second sentence of section 2 of the Act of September 30, 1950 (64 Stat. 1083), shall, after payout of said projects is accomplished pursuant to law, be applied (concurrently with continued payments by the water users) to payment of the irrigation allocation of the Michaud Flats project until full repayment of said allocation is accomplished.

(c) The Secretary of the Interior shall require that a replacement reserve of an amount sufficient to meet replacement costs likely to be incurred before the end of the repayment period established under the provisions of part (a) above, shall be established and maintained in connection with such Michaud Flats project.

SEC. 3. (a) To aid in the development of not more than twenty-one thousand acres of irrigable land in the Michaud division of the Fort Hall Indian Reservation, as heretofore authorized by the Act of February 4, 1931 (46 Stat. 1061), and hereby reauthorized for construction, operation, and maintenance without regard to the provisions of said Act, the Secretary is authorized—

(1) to reserve for the benefit of those lands when needed, but without prejudice to the interim use thereof for other purposes proper under reclamation laws, eighty-three thousand and nine hundred acre-feet of storage capacity in Palisades Reservoir and forty-seven thousand and seven hundred acre-feet of that portion of the storage capacity in American Falls Reservoir which was set aside for lands in the Michaud area generally by section 3 of the Act of September 30, 1950 (64 Stat. 1083); and

(2) to account for the return of so much of the cost of said development (including the cost of the aforesaid storage space in Palisades and American Falls Reservoirs) as the Secretary

43 USC 371 note.

Repayment of costs.

Annual installments.

Application of Palisades project revenues.

Replacement reserve.

Fort Hall Indian Reservation, Michaud division.

Storage capacity reservation.

Return of cost.

25 USC 386a.

64 Stat. 1083.

Conditions.

Water supply  
limit.Snake River  
waters.  
Priority.

Repeal.

Crediting of  
Palisades project  
revenues.

Appropriation.

finds cannot be repaid by the water users on terms substantially similar to those provided in section 2 of this Act, except for the application of the provisions of the Act of July 1, 1932 (47 Stat. 564), and the Act of March 1, 1907 (34 Stat. 1015, 1024), which are specifically made applicable to the project authorized by this section and Indian lands susceptible of irrigation under said project, by application of net power revenues of the Palisades project and any developments combined therewith for payout purposes under the provisions of the second sentence of section 2 of the Act of September 30, 1950, after payout thereof is accomplished pursuant to law.

(b) Construction of works to serve the Michaud division lands shall be undertaken only if, in consideration thereof and of the additional benefits authorized in the preceding sentence of this section, such appropriate arrangements as may be required in the circumstances are first made, by contract or otherwise, with respect to a water supply for said lands which, among other things—

(1) limit that supply to the yield of the space in Palisades and American Falls Reservoirs as hereinbefore set forth and to that obtained by the pumping of ground water in an average annual amount of not more than twenty-two thousand and four hundred acre-feet; and

(2) consent to a priority in time and right in such beneficial consumptive uses of the waters of the Snake River, and its tributaries, as are established under the laws of the State of Idaho prior to the date of this Act as against any use of the waters arising on or flowing through the Fort Hall Bottoms within the Fort Hall Indian Reservation, including, but not limited to, the intercepted flow of Ross Fork Creek, the Portneuf River below Pocatello, Big Jimmy Creek, Big Spring Creek, and Clear Creek, for the irrigation of the lands of the Michaud division of the Fort Hall Indian Reservation.

The United States consents to the making of the arrangements aforesaid, and its construction, operation, and maintenance of said works shall constitute a waiver of any of its rights to the use of waters arising on or flowing through the Fort Hall Bottoms within the Fort Hall Indian Reservation, including, but not limited to, the intercepted flow of Ross Fork Creek, the Portneuf River below Pocatello, Big Jimmy Creek, Big Spring Creek, and Clear Creek, for the irrigation of the lands in the Michaud division of the Fort Hall Indian Reservation.

SEC. 4. The Act of February 4, 1931 (46 Stat. 1061), authorizing the development of the Michaud division of the Fort Hall irrigation project is hereby repealed.

SEC. 5. In crediting the net power revenues from the Palisades project to the projects authorized in sections 2 and 3 of this Act, after payout of the Palisades project pursuant to law, said revenues shall be applied ratably to the two projects in proportion to the total construction costs thereof.

SEC. 6. (a) Except as provided in section 3 (b), nothing in this Act shall affect any rights in and to the waters of the Fort Hall Indian Reservation or the Snake River and its tributaries.

(b) Nothing in this Act shall affect the land tenure, allotment, or ownership on the Fort Hall Indian Reservation.

SEC. 7. There are hereby authorized to be appropriated, out of any moneys in the Treasury not otherwise appropriated, \$5,500,000 for construction of the works authorized in section 1 of this Act, and \$5,500,000 for construction of the works authorized in section 3 of

this Act, plus such additional amount, if any, as may be required by reason of changes in the costs of construction of the types involved in these projects, as shown by engineering indices. There are also authorized to be appropriated such sums as may be required for the operation and maintenance of said works.

Approved August 31, 1954.

Public Law 742

CHAPTER 1160

AN ACT

To create a National Monument Commission, and for other purposes.

August 31, 1954  
[H. R. 6455]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby created a National Monument Commission. Said Commission shall be composed of four Senators from the Senate of the United States to be appointed by the Vice President of the United States, four Representatives of the House of Representatives of the United States to be appointed by the Speaker of that House, and four eminent citizens of the United States to be appointed by the President of the United States. The Commission shall be bipartisan and the terms of the first Commissioners shall be for one, two, three, and four years and subsequently shall be four years. Vacancies in the Commission shall be filled by the respective designator who appointed the original member. Members shall serve until their respective successors are appointed. The President shall, at the time of appointment, designate one of the members appointed by him to serve as Chairman.

National Monument Commission.  
Creation.

SEC. 2. It shall be the function of said Commission to secure plans and designs for a useful monument to the Nation symbolizing to the United States and the world, the ideals of a democracy as embodied in the five freedoms, speech, religion, press, assembly, and petition, sanctified by the Bill of Rights adopted by Congress in 1789 and later ratified by the States. Such plans shall be approved by the Secretary of the Interior, the National Capital Planning Commission, and the Commission of Fine Arts, and thereafter submitted to Congress for legislative authorization.

Function.

SEC. 3. Said monument shall be located on federally owned land within the George Washington Memorial Parkway adjoining the north boundary of Arlington National Cemetery west of Arlington Ridge Road and south of Arlington Boulevard on the heights overlooking the Potomac River. The monument, upon its completion, shall be administered by the Secretary of the Interior through the National Park Service, Department of the Interior.

Location of monument.

Administration.

SEC. 4. Said monument shall serve as an international shrine and a continuing memorial to the principles of the five freedoms and to all peoples and nations who have contributed to the establishment, promotion, and defense of those principles in the preservation of democracy throughout the world. It may include an appropriate structure or structures to house cultural displays and exhibits or symbolic features of national and international significance designed to accomplish the objectives of section 2 of this Act.

SEC. 5. (a) Said Commission may establish rules and regulations governing its actions in carrying out the purposes of this Act.

Rules and regulations.

(b) The Commission members appointed from the Congress shall serve without additional compensation. Commission members appointed from private life shall receive \$50 per diem when engaged in the performance of Commission duties. All Commission members shall receive reimbursement for necessary traveling and subsistence expenses incurred by them in the performance of Commission duties.

Compensation of members.