

**TITLE 43—PUBLIC LANDS**

Chap.		Sec.	Chap.		Sec.
1.	Bureau of Land Management .....	1	31.	Department of the Interior .....	1451
2.	United States Geological Survey ....	31	32.	Colorado River Basin Project .....	1501
3.	Surveys .....	51	32A.	Colorado River Basin Salinity Control .....	1571
4.	District Land Offices .....	70	32B.	Colorado River Floodway .....	1600
5.	Land Districts .....	121	33.	Alaska Native Claims Settlement ....	1601
6.	Withdrawal From Settlement, Location, Sale, or Entry .....	141	33A.	Implementation of Alaska Native Claims Settlement and Alaska Statehood .....	1631
7.	Homesteads .....	161	34.	Trans-Alaska Pipeline .....	1651
8.	Timber and Stone Lands [Repealed] .....	311	35.	Federal Land Policy and Management .....	1701
8A.	Grazing Lands .....	315	36.	Outer Continental Shelf Resource Management .....	1801
9.	Desert-Land Entries .....	321	37.	Public Rangelands Improvement ...	1901
10.	Underground-Water Reclamation Grants [Repealed] .....	351	38.	Crude Oil Transportation Systems	2001
11.	Discovery, Development, and Marking of Water Holes, etc., by Government .....	361	39.	Abandoned Shipwrecks .....	2101
11A.	Board on Geographic Names .....	364	40.	Reclamation States Emergency Drought Relief .....	2201
12.	Reclamation and Irrigation of Lands by Federal Government ....	371	41.	Federal Land Transaction Facilitation .....	2301
12A.	Boulder Canyon Project .....	617	42.	Rural Water Supply .....	2401
12B.	Colorado River Storage Project .....	620			
13.	Federal Lands Included in State Irrigation Districts .....	621		<b>CHAPTER 1—BUREAU OF LAND MANAGEMENT</b>	
14.	Grants of Desert Lands to States for Reclamation .....	641			
15.	Appropriation of Waters; Reservoir Sites .....	661	Sec.		
16.	Sale and Disposal of Public Lands	671	1.	Repealed.	
17.	Reservation and Sale of Town Sites on Public Lands .....	711	2.	Duties concerning public lands.	
18.	Survey of Public Lands .....	751	3 to 5.	Repealed or Omitted.	
19.	Bounty Lands [Repealed] .....	781	6.	Duties of employees to certify, record, etc., patents.	
20.	Reservations and Grants to States for Public Purposes .....	851	7 to 10.	Repealed or Omitted.	
21.	Grants in Aid of Railroads and Wagon Roads .....	881	11.	Restriction on officers, clerks, and employees.	
21A.	Forfeiture of Northern Pacific Railroad Indemnity Land Grants [Omitted] .....	921	12.	Seal, books, and records.	
22.	Rights-of-way and Other Easements in Public Lands .....	931	13.	Original papers on file as evidence.	
23.	Grants of Swamp and Overflowed Lands .....	981	14.	Returns relative to lands.	
24.	Drainage Under State Laws [Repealed] .....	1021	15.	Issuance and signing of patents by Secretary of the Interior; delegation of authority; notice.	
25.	Unlawful Inclosures or Occupancy; Obstructing Settlement or Transit .....	1061	16.	Engrossing and recording patents.	
25A.	Lands Held Under Color of Title ....	1068	17.	Plats of land surveyed.	
26.	Abandoned Military Reservations [Repealed] .....	1071	18.	Copies of papers filed.	
27.	Public Lands in Oklahoma .....	1091	19 to 25b.	Repealed.	
28.	Miscellaneous Provisions Relating to Public Lands .....	1151			
29.	Submerged Lands .....	1301			
30.	Administration of Public Lands .....	1361			
				<b>§ 1. Repealed. Pub. L. 89-554, § 8(a), Sept. 6, 1966, 80 Stat. 632</b>	
				Section, R.S. § 446; 1946 Reorg. Plan No. 3, § 403, eff. July 16, 1946, 11 F.R. 7876, 60 Stat. 1100, provided that there shall be in the Department of the Interior a Director of the Bureau of Land Management. Provision for a Bureau of Land Management in the Department of the Interior and for the structure of such Bureau is contained in section 403 of the 1946 Reorg. Plan No. 3, which is set out below.	
				TRANSFER OF FUNCTIONS	
				For transfer of functions of other officers, employees, and agencies of Department of the Interior, with cer-	

tain 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 under section 1451 of this title.

For transfer of records, property, personnel, and funds, see sections 1001 to 1003 of Reorg. Plan No. 3 of 1946, eff. July 16, 1946, 11 F.R. 7875, 60 Stat. 1097, set out in the Appendix to Title 5, Government Organization and Employees.

#### BUREAU OF LAND MANAGEMENT CREATED

Reorg. Plan No. 3 of 1946, § 403, eff. July 16, 1946, 11 F.R. 7876, 60 Stat. 1100, provided:

“(a) The functions of the General Land Office and of the Grazing Service in the Department of the Interior are hereby consolidated to form a new agency in the Department of the Interior to be known as the Bureau of Land Management. The functions of the other agencies named in subsection (d) of this section are hereby transferred to the Secretary of the Interior.

“(b) There shall be at the head of such Bureau a Director of the Bureau of Land Management, who shall be appointed by the Secretary of the Interior under the classified civil service, who shall receive a salary at the rate of \$10,000 per annum, and who shall perform such duties as the Secretary of the Interior shall designate.

“(c) There shall be in the Bureau of Land Management an Associate Director of the Bureau of Land Management and so many Assistant Directors of the Bureau of Land Management as may be necessary, who shall be appointed by the Secretary of the Interior under the classified civil service and subject to the Classification Act of 1923, as amended, and who shall perform such duties as the Secretary of the Interior may prescribe.

“(d) The General Land Office, the Grazing Service, the offices of Commissioner of the General Land Office, Assistant Commissioner of the General Land Office, Director of the Grazing Service, all Assistant Directors of the Grazing Service, all registers of the district land offices, and United States Supervisor of Surveys, together with the Field Surveying Service now known as the Cadastral Engineering Service, are hereby abolished.

“(e) The Bureau of Land Management and its functions shall be administered subject to the direction and control of the Secretary of the Interior, and the functions transferred to the Secretary by subsection (a) of this section shall be performed by the Secretary or, subject to his direction and control, by such officers and agencies of the Department of the Interior as he may designate.”

### § 2. Duties concerning public lands

The Secretary of the Interior or such officer as he may designate shall perform all executive duties appertaining to the surveying and sale of the public lands of the United States, or in anywise respecting such public lands, and, also, such as relate to private claims of land, and the issuing of patents for all grants of land under the authority of the Government.

(R.S. § 453; Feb. 18, 1875, ch. 80, § 1, 18 Stat. 317; 1946 Reorg. Plan No. 3, § 403, eff. July 16, 1946, 11 F.R. 7876, 60 Stat. 1100.)

#### CODIFICATION

R.S. § 453 derived from acts Apr. 25, 1812, ch. 68, § 1, 2 Stat. 716; July 4, 1836, ch. 352, § 1, 5 Stat. 107; June 6, 1874, ch. 223, 18 Stat. 62; Feb. 18, 1875, ch. 80, § 1, 18 Stat. 317.

#### 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 under section 1451 of this title.

“The Secretary of the Interior or such officer as he may designate shall perform” substituted for “The Commissioner of the General Land Office shall perform, under the direction of the Secretary of the Interior,” on authority of section 403 of Reorg. Plan No. 3 of 1946. See note set out under section 1 of this title.

#### BUREAU OF LAND MANAGEMENT DRUG ENFORCEMENT SUPPLEMENTAL AUTHORITY

Pub. L. 99-570, title V, subtitle C, as added by Pub. L. 100-690, title VII, § 6254(d)(3), Nov. 18, 1988, 102 Stat. 4365, provided that:

#### “SEC. 5061. SHORT TITLE.

“This subtitle may be cited as the ‘Bureau of Land Management Drug Enforcement Supplemental Authority Act’.

#### “SEC. 5062. BUREAU OF LAND MANAGEMENT AUTHORIZATION.

“In order to improve Federal law enforcement activities relating to the use and production of narcotics and controlled substances on Bureau of Land Management public lands, from amounts appropriated there are made available to the Secretary of the Interior, in addition to sums made available under other authority of law, \$1,500,000 for fiscal year 1989, and for each fiscal year thereafter, to be used for the employment and training of additional and existing personnel, for equipment and facilities to be used by such personnel, and for expenses related to such employment, training, equipment, and facilities.”

### § 3. Repealed. Pub. L. 89-554, § 8(a), Sept. 6, 1966, 80 Stat. 632, 636

Section, acts July 11, 1890, ch. 667, § 1, 26 Stat. 257; June 17, 1910, ch. 297, 36 Stat. 512, provided for the office of an assistant commissioner of the General Land Office, which was subsequently abolished by Reorg. Plan No. 3 of 1946, § 403, eff. July 16, 1946, 11 F.R. 7876, 60 Stat. 1100. That Plan provided for a Bureau of Land Management, including an Associate Director and as many Assistant Directors as the Secretary of the Interior may find necessary. See note set out under section 1 of this title.

### § 3a. Omitted

#### CODIFICATION

Section, act June 5, 1942, ch. 336, § 1, 56 Stat. 312, provided for assistant or deputy commissioners of the General Land Office and Bureau of Indian Affairs. Insofar as it related to the General Land Office it was superseded by Reorg. Plan No. 3 of 1946, § 403, eff. July 16, 1946, 11 F.R. 7876, 60 Stat. 1100, set out as a note under section 1 of this title. Provisions unaffected by the Plan relating to the Bureau of Indian Affairs are set out as section 2a of Title 25, Indians.

### §§ 4, 5. Repealed. Pub. L. 89-554, § 8(a), Sept. 6, 1966, 80 Stat. 632, 641

Section 4, act May 22, 1908, ch. 186, 35 Stat. 225, which provided for a temporary assistant commissioner of the General Land Office, was superseded by Reorg. Plan No. 3 of 1946, § 403, eff. July 16, 1946, 11 F.R. 7876, 60 Stat. 1100, set out as a note under section 1 of this title.

Section 5, R.S. § 447, provided for a recorder of the former General Land Office.

### § 6. Duties of employees to certify, record, etc., patents

It shall be the duty of such officers or employees of the Bureau of Land Management as may be designated by the Secretary of the Interior, in pursuance of instructions from the Secretary