

(5) Provide<sup>2</sup> for payment of rates under any contract entered into pursuant to said subsection (e) in advance of delivery of water on an annual, semiannual, bimonthly, or monthly basis as specified in the contract.<sup>3</sup>

(6) include a reasonable construction component in the rates set out in any long-term contract hereafter entered into under subsection (e) of section 485h of this title prior to amortization of that part of the cost of constructing the project which is assigned to be repaid by the contracting party.

(July 2, 1956, ch. 492, § 1, 70 Stat. 483; Pub. L. 96-375, § 8, Oct. 3, 1980, 94 Stat. 1507.)

#### CODIFICATION

Section was not enacted as part of the Reclamation Project Act of 1939 which comprises this subchapter.

#### AMENDMENTS

1980—Cl. (5). Pub. L. 96-375 authorized payments on a bimonthly and monthly basis.

### § 485h-2. Amendments to existing contracts

The Secretary is authorized to negotiate amendments to existing contracts entered into pursuant to subsection (e) of section 485h of this title to conform said contracts to the provisions of sections 485h-1 to 485h-5 of this title.

(July 2, 1956, ch. 492, § 2, 70 Stat. 484.)

#### CODIFICATION

Section was not enacted as part of the Reclamation Project Act of 1939 which comprises this subchapter.

### § 485h-3. “Long-term contract” defined

As used in sections 485h-1 to 485h-5 of this title, the term “long-term contract” shall mean any contract the term of which is more than ten years.

(July 2, 1956, ch. 492, § 3, 70 Stat. 484.)

#### CODIFICATION

Section was not enacted as part of the Reclamation Project Act of 1939 which comprises this subchapter.

### § 485h-4. Application of State laws

Nothing in sections 485h-1 to 485h-5 of this title shall be construed as affecting or intended to affect or to in any way interfere with the laws of any State relating to the control, appropriation, use, or distribution of water used in irrigation, or any vested right acquired thereunder, and the Secretary in carrying out the provisions of such sections, shall proceed in conformity with such laws, and nothing herein shall in any way affect any right of any State or of the Federal Government or of any landowner, appropriator, or user of water in, to, or from any interstate stream or the waters thereof: *Provided*, That the right to the use of water acquired under the provisions of such sections shall be appurtenant to the land irrigated and beneficial use shall be the basis, the measure, and the limit of the right.

(July 2, 1956, ch. 492, § 4, 70 Stat. 484.)

<sup>2</sup> So in original. Probably should not be capitalized.

<sup>3</sup> So in original. The period probably should be “; and”.

#### CODIFICATION

Section was not enacted as part of the Reclamation Project Act of 1939 which comprises this subchapter.

### § 485h-5. Supplement to Federal reclamation laws

Sections 485h-1 to 485h-5 of this title shall be a supplement to the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto).

(July 2, 1956, ch. 492, § 5, 70 Stat. 484.)

#### REFERENCES IN TEXT

Act of June 17, 1902, referred to in text, is popularly known as the Reclamation Act, which is classified generally to this chapter. For complete classification of this Act to the Code, see Short Title note set out under section 371 of this title and Tables.

#### CODIFICATION

Section was not enacted as part of the Reclamation Project Act of 1939 which comprises this subchapter.

### § 485h-6. Repayment contracts; amendment for provision, addition or modification of irrigation blocks

After the execution of a contract pursuant to the authority of section 9(d)(1) of the Reclamation Project Act of 1939 [43 U.S.C. 485h(d)(1)] and prior to the commencement of the development period provided thereunder, the Secretary of the Interior is authorized to amend such contract to provide for irrigation blocks, or if such are already provided, to add to or modify such irrigation blocks, as he shall deem desirable to carry out the purposes of that Act.

(Pub. L. 87-613, § 1, Aug. 28, 1962, 76 Stat. 407.)

#### REFERENCES IN TEXT

That Act, referred to in text, means act Aug. 4, 1939, ch. 418, 53 Stat. 1187, as amended, which enacted this subchapter, sections 375a, 380a, and 387 to 389 of this title and section 16d of former Title 41, Public Contracts, and enacted provision set out as a note under section 485j of this title. For complete classification of this Act to the Code, see section 485k of this title and Tables.

#### CODIFICATION

Section was not enacted as part of the Reclamation Project Act of 1939 which comprises this subchapter.

### § 485h-7. Amendment of repayment contract for payment of annual installments in two parts

In any repayment contract which provides for payment of construction charges by single annual installments, the Secretary may by agreement with the contracting organization amend such contract to provide for the payment of such annual installments in two parts on such dates in the calendar year as may best enable the contracting organization to meet its payments.

(Pub. L. 87-613, § 3, Aug. 28, 1962, 76 Stat. 408.)

#### CODIFICATION

Section was not enacted as part of the Reclamation Project Act of 1939 which comprises this subchapter.

### § 485i. Rules and regulations

The Secretary is authorized to perform any and all acts and to make such rules and regula-