

poses in anticipation of a spill, on the condition that top water bank water shall not be released or included for purposes of calculating whether a release should occur for purposes of satisfying the flow recommendations of the San Juan River Basin Recovery Implementation Program; and

(E) water eligible for banking in the top water bank shall be water that otherwise would have been diverted and beneficially used in New Mexico that year.

(e) The Secretary of the Interior may charge fees to water users that use the top water bank in amounts sufficient to cover the costs incurred by the United States in administering the water bank.

(Apr. 11, 1956, ch. 203, §16, as added Pub. L. 111-11, title X, §10401(b)(2), Mar. 30, 2009, 123 Stat. 1371.)

TERMINATION OF SECTION

For termination of section by section 10701(e)(2) of Pub. L. 111-11, see Termination Date note below.

REFERENCES IN TEXT

Public Law 87-483, referred to in subsecs. (b) and (c)(2)(A), is Pub. L. 87-483, June 13, 1962, 76 Stat. 96, which was classified principally to subchapter XXX (§615ii et seq.) of chapter 12 of this title, and was omitted from the Code. Section 11 of Pub. L. 87-483 was classified to §615ss of this title prior to being omitted from the Code.

TERMINATION DATE

Section to be null and void on issuance of a court order terminating a certain Agreement and Contract between New Mexico, the Navajo Nation, and the United States, see section 10701(e)(2) of Pub. L. 111-11, set out as an Agreement note under section 620 of this title.

§ 620o. Definitions

As used in this chapter—

The terms “Colorado River Basin”, “Colorado River Compact”, “Colorado River System”, “Lee Ferry”, “States of the Upper Division”, “Upper Basin”, and “domestic use” shall have the meaning ascribed to them in article II of the Upper Colorado River Basin Compact;

The term “States of the Upper Colorado River Basin” shall mean the States of Arizona, Colorado, New Mexico, Utah, and Wyoming;

The term “Upper Colorado River Basin” shall have the same meaning as the term “Upper Basin”;

The term “Upper Colorado River Basin Compact” shall mean that certain compact executed on October 11, 1948 by commissioners representing the States of Arizona, Colorado, New Mexico, Utah, and Wyoming, and consented to by the Congress of the United States of America by Act of April 6, 1949 (63 Stat. 31);

The term “Rio Grande Compact” shall mean that certain compact executed on March 18, 1938, by commissioners representing the States of Colorado, New Mexico, and Texas and consented to by the Congress of the United States of America by Act of May 31, 1939 (53 Stat. 785);

The term “Treaty with the United Mexican States” shall mean that certain treaty between

the United States of America and the United Mexican States, signed at Washington, District of Columbia, February 3, 1944, relating to the utilization of the waters of the Colorado River and other rivers, as amended and supplemented by the protocol dated November 14, 1944, and the understandings recited in the Senate resolution of April 18, 1945, advising and consenting to ratification thereof.

(Apr. 11, 1956, ch. 203, §17, formerly §16, 70 Stat. 111; temporarily renumbered §17, Pub. L. 111-11, title X, §10401(b)(1), Mar. 30, 2009, 123 Stat. 1371.)

RENUMBERING OF SECTION

For termination of renumbering of this section by section 10701(e)(2) of Pub. L. 111-11, see Termination Date of 2009 Amendment note below.

REFERENCES IN TEXT

Act of April 6, 1949, referred to in text, is act Apr. 6, 1949, ch. 48, 63 Stat. 31, which is not classified to the Code.

Act of May 31, 1939, referred to in text, is act May 31, 1939, ch. 155, 53 Stat. 785, which is not classified to the Code.

TERMINATION DATE OF 2009 AMENDMENT

Amendment by Pub. L. 111-11 to be null and void on issuance of a court order terminating a certain Agreement and Contract between New Mexico, the Navajo Nation, and the United States, see section 10701(e)(2) of Pub. L. 111-11, set out as an Agreement note under section 620 of this title.

CHAPTER 13—FEDERAL LANDS INCLUDED IN STATE IRRIGATION DISTRICTS

Sec.

- | | |
|------|---|
| 621. | Subjection of lands in State irrigation district to State laws generally. |
| 622. | Cost of construction and maintenance of irrigation project as charge on land. |
| 623. | Map of district and plan of irrigation project; approval by Secretary. |
| 624. | Entry of approval on land records. |
| 625. | Release of unentered land from lien on non-completion of irrigation project. |
| 626. | Enforcement of lien against entered but unpatented land. |
| 627. | Sale of unpatented and unentered land prohibited; suspension of entry. |
| 628. | Patents to entered but unpatented land. |
| 629. | Delivery of notices required by State law; right to hearing, appeal, etc. |
| 630. | Disposition by Government of proceeds of land sold. |

§ 621. Subjection of lands in State irrigation district to State laws generally

When in any State of the United States under the irrigation district laws of said State there has, prior to August 11, 1916, been organized and created or shall thereafter be organized and created any irrigation district for the purpose of irrigating the lands situated within said irrigation district, and in which irrigation district so created or to be created there shall be included any of the public lands of the United States, such public lands so situated in said irrigation district, when subject to entry, and entered lands within said irrigation district, for which no final certificates have been issued, which may be designated by the Secretary of the Interior in the approval by him of the map and plat