

Section 616dddd, Pub. L. 90-503, §4, Sept. 21, 1968, 82 Stat. 854, related to soil survey and land classification.

Section 616eeee, Pub. L. 90-503, §5, Sept. 21, 1968, 82 Stat. 854, related to conservation and development of fish and wildlife and enhancement of recreational opportunities in connection with this project.

Section 616ffff, Pub. L. 90-503, §6, Sept. 21, 1968, 82 Stat. 854, authorized appropriations for this project.

Section 616fff-1, Pub. L. 93-493, title III, §302, Oct. 27, 1974, 88 Stat. 1492, authorized additional appropriations for this project.

Section 616fff-2, Pub. L. 90-503, §7, as added Pub. L. 103-434, title IV, §402(b), Oct. 31, 1994, 108 Stat. 4536, authorized reallocation of project costs.

SUBCHAPTER LII—PALMETTO BEND PROJECT, TEXAS

§§ 616gggg to 616llll. Omitted

CODIFICATION

Section 616gggg, Pub. L. 90-562, §1, Oct. 12, 1968, 82 Stat. 999, authorized construction, operation, and maintenance of Palmetto Bend project, Texas.

Section 616hhhh, Pub. L. 90-562, §2, Oct. 12, 1968, 82 Stat. 999, related to repayment of costs of this project.

Section 616iiii, Pub. L. 90-562, §3, Oct. 12, 1968, 82 Stat. 999, related to transfer of the care, operation, and maintenance of this project to a qualified contractor or contracting entities and to permanent usage rights.

Section 616jjjj, Pub. L. 90-562, §4, Oct. 12, 1968, 82 Stat. 1000, related to conservation and development of fish and wildlife and to enhancement of recreational opportunities in connection with this project.

Section 616kkkk, Pub. L. 90-562, §5, Oct. 12, 1968, 82 Stat. 1000, authorized appropriations for construction, operation, and maintenance of the first stage of this project.

Section 616llll, Pub. L. 90-562, §6, Oct. 12, 1968, 82 Stat. 1000, authorized appropriations for acquisition of land for the second stage of this project.

SUBCHAPTER LIII—MERLIN DIVISION; ROGUE RIVER BASIN PROJECT, OREGON

§§ 616mmmm to 616ssss. Omitted

CODIFICATION

Section 616mmmm, Pub. L. 91-270, §1, May 28, 1970, 84 Stat. 273, authorized construction, operation, and maintenance of Merlin Division, Rogue River Basin project, Oregon.

Section 616nnnn, Pub. L. 91-270, §2, May 28, 1970, 84 Stat. 273, related to irrigation repayment contracts and assessment and collection of service charges.

Section 616oooo, Pub. L. 91-270, §3, May 28, 1970, 84 Stat. 273, related to conservation and development of fish and wildlife and to enhancement of recreational opportunities in connection with this division.

Section 616pppp, Pub. L. 91-270, §4, May 28, 1970, 84 Stat. 273, related to transfer of care, operation, and maintenance of this division to water user's organization.

Section 616qqqq, Pub. L. 91-270, §5, May 28, 1970, 84 Stat. 273, authorized power for irrigation water pumping.

Section 616rrrr, Pub. L. 91-270, §6, May 28, 1970, 84 Stat. 273, related to restriction on delivery of water for production of excessive basic commodities.

Section 616ssss, Pub. L. 91-270, §7, May 28, 1970, 84 Stat. 274, authorized appropriations for this division.

SUBCHAPTER LIV—TOUCHET DIVISION; WALLA WALLA PROJECT, OREGON-WASH- INGTON

§§ 616tttt to 616yyyy. Omitted

CODIFICATION

Section 616tttt, Pub. L. 91-307, §1, July 7, 1970, 84 Stat. 409, authorized construction, operation, and

maintenance of Touchet Division, Walla Walla project, Oregon-Washington.

Section 616uuuu, Pub. L. 91-307, §2, July 7, 1970, 84 Stat. 409, related to irrigation payment contracts and repayment of construction costs.

Section 616vvvv, Pub. L. 91-307, §3, July 7, 1970, 84 Stat. 409, related to conservation and development of fish and wildlife and enhancement of recreational opportunities in connection with this division.

Section 616wwww, Pub. L. 91-307, §4, July 7, 1970, 84 Stat. 409, related to interest rate.

Section 616xxxx, Pub. L. 91-307, §5, July 7, 1970, 84 Stat. 410, related to restriction on delivery of water for production of excessive basic commodities.

Section 616yyyy, Pub. L. 91-307, §6, July 7, 1970, 84 Stat. 410; Pub. L. 94-175, Dec. 23, 1975, 89 Stat. 1030, authorized appropriations for this division.

CHAPTER 12A—BOULDER CANYON PROJECT

SUBCHAPTER I—BOULDER CANYON PROJECT ACT

- Sec.
617. Colorado River Basin; protection and development; dam, reservoir, and incidental works; water, water power, and electrical energy; eminent domain.
- 617a. "Colorado River Dam Fund".
- 617b. Authorization of appropriations.
- 617c. Condition precedent to taking effect of provisions.
- 617d. Contracts for storage and use of waters for irrigation and domestic purposes; generation and sale of electrical energy.
- 617e. Uses to be made of dam and reservoir; title in whom; leases, regulations; limitation on authority.
- 617f. Canals and appurtenant structures; transfer of title; power development.
- 617g. Colorado River compact as controlling authority in construction and maintenance of dam, reservoir, canals, and other works.
- 617h. Lands capable of irrigation and reclamation by irrigation works; public entry; preferences.
- 617i. Modification of existing compact relating to Laguna Dam.
- 617j. Omitted.
- 617k. Definitions.
- 617l. Colorado River compact approval.
- 617m. Reclamation law applicable.
- 617n. Projects for irrigation, generation of electric power, and other purposes; investigations and reports.
- 617o. Officials of ratifying States; authority to act in advisory capacity; access to records.
- 617p. Claims of United States; priority.
- 617q. Effect on authority of States to control waters within own borders.
- 617r. Consent given States to negotiate supplemental compacts for development of Colorado River.
- 617s. Recognition of rights of Mexico to Colorado River waters.
- 617t. Short title.
- 617u. Lease of reserved lands in Boulder City, Nevada; disposition of revenues.
- 617v. Repealed.

SUBCHAPTER II—BOULDER CANYON PROJECT ADJUSTMENT ACT

618. Promulgation of charges for electrical energy.
- 618a. Receipts from project; disposition.
- 618a-1. Availability of Colorado River Development Fund for investigation and construction purposes.
- 618b. Reduction of payments and transfers where revenue is insufficient.
- 618c. Charges as retroactive; adjustment of accounts.

- Sec.
618d. Readvances from Treasury where Dam Fund is insufficient to meet cost of replacements.
618e. Interest payments; rate.
618f. Repayment of advances for flood control.
618g. Regulations; contracts; modification of allotments of energy.
618h. Termination of existing lease of Hoover Power Plant; lessees as agents of United States; termination of agency.
618i. Effective date.
618j. Effect of refusal to modify existing contracts.
618k. Definitions.
618l. Repealed.
618m. Effect on existing laws and States' rights.
618n. Wages of employees.
618o. Short title.
618p. Omitted.

SUBCHAPTER III—HOOVER DAM CONTRACTS AND FACILITIES

619. Increase in capacity of existing generating equipment at Hoover Powerplant; construction of Colorado River bridge crossing.
619a. Renewal contracts for power.
619b. Reimbursement of funds advanced by non-Federal purchasers; uprating program; repayment requirement; visitor facilities program.

CONSOLIDATION OF CERTAIN PROJECTS; EFFECT ON THIS CHAPTER

Act May 28, 1954, ch. 241, 68 Stat. 143, provided that: "For the purposes of effecting economies and increased efficiency in the construction, operation, and maintenance thereof and of accounting for the return of reimbursable costs, the Secretary of the Interior is authorized and directed to consolidate and administer as a single project to be known as the Parker-Davis project, Arizona-California-Nevada, the projects known as the Parker Dam power project, Arizona-California, and the Davis Dam project, Arizona-Nevada: *Provided*, That nothing in this Act shall be construed to alter or affect in any way the Boulder Canyon Project Act (45 Stat. 1057) [subchapter I of this chapter], the Boulder Canyon Project Adjustment Act (54 Stat. 774) [subchapter II of this chapter], or the treaty between the United States of America and the United Mexican States, signed at Washington on February 3, 1944, relating to the utilization of the waters of the Colorado and Tijuana Rivers and of the Rio Grande from Fort Quitman, Texas, to the Gulf of Mexico: *Provided further*, That nothing in this Act shall be construed to alter or affect in any way any right or obligation of the United States or any other party under contracts heretofore entered into by the United States.

"SEC. 2. Funds heretofore appropriated for the Parker Dam power project, Arizona-California, and the Davis Dam project, Arizona-Nevada, shall be consolidated and shall be and remain available for the purposes for which they were appropriated."

SUBCHAPTER I—BOULDER CANYON PROJECT ACT

CONSOLIDATION OF CERTAIN PROJECTS; EFFECT ON THIS SUBCHAPTER

Consolidation of Parker and Davis Dam projects as not affecting this subchapter, see note preceding this subchapter.

§ 617. Colorado River Basin; protection and development; dam, reservoir, and incidental works; water, water power, and electrical energy; eminent domain

For the purpose of controlling the floods, improving navigation, and regulating the flow of the Colorado River, providing for storage and for

the delivery of the stored waters thereof for reclamation of public lands and other beneficial uses exclusively within the United States, and for the generation of electrical energy as a means of making the project herein authorized a self-supporting and financially solvent undertaking, the Secretary of the Interior subject to the terms of the Colorado River compact hereinafter mentioned in this chapter, is authorized to construct, operate, and maintain a dam and incidental works in the main stream of the Colorado River at Black Canyon or Boulder Canyon adequate to create a storage reservoir of a capacity of not less than twenty million acre-feet of water and a main canal and appurtenant structures located entirely within the United States connecting the Laguna Dam, or other suitable diversion dam, which the Secretary of the Interior is authorized to construct if deemed necessary or advisable by him upon engineering or economic considerations, with the Imperial and Coachella Valleys in California, the expenditures for said main canal and appurtenant structures to be reimbursable, as provided in the reclamation law, and shall not be paid out of revenues derived from the sale or disposal of water power or electric energy at the dam authorized to be constructed at said Black Canyon or Boulder Canyon, or for water for potable purposes outside of the Imperial and Coachella Valleys: *Provided, however*, That no charge shall be made for water for the use, storage, or delivery of water for irrigation or water for potable purposes in the Imperial or Coachella Valleys; also to construct and equip, operate, and maintain at or near said dam, or cause to be constructed, a complete plant and incidental structures suitable for the fullest economic development of electrical energy from the water discharged from said reservoir; and to acquire by proceedings in eminent domain, or otherwise, all lands, rights-of-way, and other property necessary for said purposes.

(Dec. 21, 1928, ch. 42, § 1, 45 Stat. 1057.)

REFERENCES IN TEXT

The reclamation law, referred to in text, is defined in section 617k of this title.

CHANGE OF NAME

Act Apr. 30, 1947, ch. 46, 61 Stat. 56, restored the name Hoover Dam to the dam on the Colorado River in Black Canyon known previously as Boulder Dam, and provided that any law, regulation, document, or record in which that dam is designated or referred to as Boulder Dam shall be held to refer to that dam under and by the name of Hoover Dam.

CONSTRUCTION WITH OTHER LAWS

Pub. L. 98-381, title I, § 103(b), Aug. 17, 1984, 98 Stat. 1334, provided that: "Except as amended by this Act [amending sections 617a and 617b of this title], the Boulder Canyon Project Act of 1928 (45 Stat. 1057, as amended, 43 U.S.C. 617 et seq.), as amended and supplemented [this subchapter], shall remain in full force and effect."

Act Aug. 4, 1939, ch. 418, § 18, provided that nothing in that act should be construed to amend the Boulder Canyon Project Act (this subchapter). See note set out under section 485j of this title.

Gila project, Arizona, as not amending this subchapter, see section 8 of Act July 30, 1947, ch. 382, 61 Stat. 628, set out as a note under section 613 of this title.