

of the agreement or in such installments as they may agree to be desirable: *Provided*, That for each year any annual adjustment payment is made in advance of performance, the annual adjustment payment shall be reduced by 5 per centum.

**(d) Termination of agreements**

The Secretary may terminate any agreement under the program, by mutual agreement with the owner or operator, if the Secretary determines that such termination would be in the public interest, and may agree with the owner or operator to such modification of agreements as the Secretary may determine to be desirable to carry out the purposes of the program or facilitate its administration.

**(e) Preservation of cropland, crop acreage, and allotment history**

The Secretary may, to the extent the Secretary deems it desirable, provide by appropriate regulations for preservation of cropland, crop acreage, and allotment history applicable to acreage diverted from the production of crops to establish vegetative cover for the purpose of any Federal program under which such history is used as a basis for an allotment or other limitation or for participation in such program.

**(f) Utilization of Federal and non-Federal offices**

In carrying out the program, the Secretary shall utilize the services of local, county, and State committees established under section 590h of this title and the technical services of the Soil Conservation Service and soil and water conservation districts.

**(g) Program payments**

In case any producer who is entitled to any payment under the program dies, becomes incompetent, or disappears before receiving such payment, or is succeeded by another who renders or completes the required performance, the payment shall, without regard to any other provisions of law, be made as the Secretary may determine to be fair and reasonable.

**(h) Tenants and sharecroppers**

The Secretary shall provide adequate safeguards to protect the interests of tenants and sharecroppers, including provision for sharing, on a fair and equitable basis, in payments under the program.

**(i) Rules and regulations**

The Secretary shall prescribe such regulations as the Secretary determines necessary to carry out the provisions of this section.

**(j) Authorization of appropriations; utilization of Commodity Credit Corporation**

There are authorized to be appropriated for the period beginning October 1, 1977, and ending September 30, 1981, such sums as may be necessary to carry out the program provided for in this section. The Secretary is authorized to utilize the facilities, services, and authorities of the Commodity Credit Corporation in discharging the Secretary's functions and responsibilities under the program, including payment of costs of administration: *Provided*, That the Commodity Credit Corporation shall not make

any expenditures for such purposes unless the Corporation has received funds to cover such expenditures from appropriations made to carry out this section.

(Pub. L. 95-113, title XV, §1511, Sept. 29, 1977, 91 Stat. 1022.)

**Editorial Notes**

REFERENCES IN TEXT

Section 590p of this title, referred to in subsec. (a), was repealed by Pub. L. 104-127, title III, §336(b)(1), Apr. 4, 1996, 110 Stat. 1006.

CODIFICATION

Section was enacted as part of the Food and Agriculture Act of 1977, and not as part of the Soil Conservation and Domestic Allotment Act which comprises this chapter.

**Statutory Notes and Related Subsidiaries**

EFFECTIVE DATE

Section effective Oct. 1, 1977, see section 1901 of Pub. L. 95-113, set out as an Effective Date of 1977 Amendment note under section 1307 of Title 7, Agriculture.

**CHAPTER 3C—WATER CONSERVATION**

**SUBCHAPTER I—FACILITIES FOR WATER STORAGE AND UTILIZATION**

Sec.

590r to 590x-4. Repealed.

**SUBCHAPTER II—CONSERVATION AND UTILIZATION PROJECTS**

- 590y. Authorization and purpose of investigation, construction, and maintenance of projects; title to projects; limitation on costs.
- 590z. Utilization of services, materials, funds, etc., of Federal, State, or municipal agencies, or of individuals.
- 590z-1. Prerequisites for construction of project.
- 590z-2. Repayment contracts.
- 590z-3. Settlement of projects on agricultural basis.
- 590z-4. Cooperative agreements with other agencies.
- 590z-5. Repealed.
- 590z-6. Disposition of receipts from repayment contracts and project operations.
- 590z-7. Provisions for furnishing surplus power and municipal or miscellaneous water supplies.
- 590z-8. Authority of Secretary of the Interior over lands, contracts, water rights, etc.
- 590z-9. Powers and duties of Secretaries of the Interior and Agriculture; rules and regulations.
- 590z-10. Authorization of appropriations.
- 590z-11. Delegation of powers and duties by Secretary of the Interior.

**SUBCHAPTER I—FACILITIES FOR WATER STORAGE AND UTILIZATION**

**§§ 590r to 590x-4. Repealed. Pub. L. 87-128, title III, §341(a), Aug. 8, 1961, 75 Stat. 318**

Section 590r, acts Aug. 28, 1937, ch. 870, §1, 50 Stat. 869; Aug. 17, 1954, ch. 751, §1(1), (2), 68 Stat. 734; July 12, 1960, Pub. L. 86-624, §9, 74 Stat. 412, related to Congressional declaration of policy.

Section 590s, acts Aug. 28, 1937, ch. 870, §2, 50 Stat. 869; Aug. 17, 1954, ch. 751, §1(3), 68 Stat. 735, related to powers and duties of Secretary of Agriculture.

Section 590t, act Aug. 28, 1937, ch. 870, §3, 50 Stat. 869, related to location of projects.

Section 590u, act Aug. 28, 1937, ch. 870, §4, 50 Stat. 870, related to State aid and certain requirements.

Section 590v, act Aug. 28, 1937, ch. 870, §5, 50 Stat. 870, related to use of employees and agencies within Department of Agriculture.