Public Law 86-248

AN ACT

September 9, 1959
[H. R. 968]

To provide for the construction by the Secretary of the Interior of the Bully Creek Dam and other facilities, Vale Federal reclamation project, Oregon.

Vale Federal reclamation project, Oreg. Bully Creek extension.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is authorized to construct, operate, and maintain the Bully Creek Dam, Reservoir, and related minor facilities as features of the Vale Federal reclamation project, Oregon. In so doing, he shall be governed by the Federal reclamation laws (Act of June 17, 1902, 32 Stat. 388, and Acts amendatory thereof or supplementary thereto). Said construction, however, shall not be commenced until the Vale Oregon Irrigation District shall have obligated itself to repay such portions of the Federal costs of constructing, operating, and maintaining the facilities herein authorized as the Secretary finds properly allocable to irrigation: *Provided*, That the period provided in subsection (d) of section 9 of the Reclamation Project Act of 1939, as amended, for repayment of the construction costs assigned to be repaid by the irrigators may be extended to fifty years.

43 USC 372-498 *passim*.

53 Stat. 1195.

Recreation facilities, additional land. Authorization.

SEC. 2. (a) The Secretary is authorized, in connection with the works herein authorized, to construct basic public recreation facilities and to arrange for the operation and maintenance of the same by an appropriate State or local agency or organization. He is also authorized to acquire approximately ten acres of land near Bully Creek Dam for recreation purposes.

(b) In addition to those costs of constructing the works authorized in this Act which the Secretary finds to be properly allocable to flood control, recreation, and the preservation and propagation of fish and wildlife, those costs of operating and maintaining the works, or the reasonable capitalized value of the equivalent thereof, which are allocated by the Secretary to these purposes shall be nonreimbursable and nonreturnable under the reclamation laws. Before the works are transferred to the Vale Oregon Irrigation District for care, operation, and maintenance, the district shall have agreed to operate them in such fashion, satisfactory to the Secretary, as to achieve the benefits on which these allocations are predicated and to return the works to the United States for care, operation, and maintenance in the event of failure to comply with its requirements to achieve such benefits.

Appropriation authorization.

SEC. 3. There is hereby authorized to be appropriated for construction of the Bully Creek extension of the Vale Federal reclamation project the sum of $3,326,000 plus or minus such amounts, if any, as may be justified by reason of ordinary fluctuations in the costs of construction as indicated by engineering cost indexes applicable to the type of construction involved herein. There are also authorized to be appropriated such sums as may be required for the operation and maintenance of said works.

SEC. 4. That the modification of the Gulf Intracoastal Waterway-Channel to Port Mansfield, Texas, is hereby authorized substantially in accordance with the recommendations of the Chief of Engineers contained in Senate Document 11, of the Eighty-sixth Congress, at an estimated cost of $3,431,000.

Appropriation authorization.

SEC. 5. There are hereby authorized to be appropriated such sums as may be necessary to carry out the provisions of section 4 of this Act.

Approved September 9, 1959.

AUTHENTICATED
U.S. GOVERNMENT
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