

Public Law 87-469

AN ACT

To authorize the Secretary of the Interior to sell certain public lands in Idaho.

May 31, 1962
[H. R. 9097]

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, in his discretion, is hereby authorized to sell at not less than their fair market value, as determined by the Secretary by appraisal, taking into consideration any reservations specified by the Secretary pursuant to sections 3 and 4 of this Act, any of those lands in the State of Idaho, in the vicinity of the Snake River or any of its tributaries which have been, or may be, found upon survey to be omitted public lands of the United States, which lands are not within the boundaries of a national forest or other Federal reservation and are not lawfully appropriated by a qualified settler or entryman claiming under the public land laws, or are not used and occupied by Indians claiming by reason of aboriginal rights or are not used and occupied by Indians who are eligible for an allotment under the laws pertaining to allotments on the public domain.

Idaho.
Sale of public
lands.

SEC. 2. Any citizen of the United States who, in good faith under color of title or claiming as a riparian owner has, prior to March 30, 1961, placed valuable improvements upon, reduced to cultivation, or occupied any of the lands subject to the operation of this Act, or whose ancestors or predecessors in title have taken such action, shall, if such lands be offered for sale by the Secretary, have a preference right to purchase such lands at their fair market value (which shall not include any increased value resulting from the development or improvement thereof for agricultural or other purposes by the applicant or his predecessors in interest) under such rules and regulations as the Secretary may prescribe for the operation of this Act.

Preference
rights.

SEC. 3. All patents issued under the provisions of this Act shall be subject to and contain a reservation to the United States of all the coal, oil, gas, oil shale, phosphate, potash, sodium, native asphalt, solid and semisolid bitumen, and bituminous rock (including oil-impregnated rock or sands from which oil is recoverable only by special treatment after the deposit is mined or quarried), together with the right to prospect for, mine, and remove the same.

Patents.
Mineral reserva-
tion.

SEC. 4. The Secretary, in his discretion, may reserve in patents issued under this Act the right of access to the public through the lands and such other reservations as he may deem appropriate and consonant with the public interest in preserving public recreational values in the lands.

Right of access.

SEC. 5. The Secretary is hereby authorized to prescribe all necessary rules and regulations for administering the provisions of this Act, including, without limitation, the determination of conflicting claims arising hereunder.

Rules and regu-
lations.

Approved May 31, 1962.

Public Law 87-470

AN ACT

To amend the District of Columbia Alcoholic Beverage Control Act, as amended, and for other purposes.

May 31, 1962
[H. R. 7752]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That subsection (g) of section 11 of the District of Columbia Alcoholic Beverage Control Act as amended (D.C. Code, sec. 25-111(g)), is amended—

D. C. Alcoholic
Beverage Control
Act, amendment.
48 Stat. 997.

(1) by striking "restaurants and" in the fourth sentence of such subsection; and

(2) by inserting immediately after such fourth sentence the following new sentence: "In the case of restaurants, said spirits, beer, and wine shall be sold or served only (1) to persons seated at public tables or at bona fide lunch counters, and (2) to persons in an enclosed or screened-off area in any such restaurant set aside for the accommodation of persons waiting to be seated at public tables."

Effective date.

SEC. 2. Clause (2) of the fifth sentence of such subsection (g) shall take effect on the thirtieth day after the date of enactment.

Approved May 31, 1962.

Public Law 87-471

AN ACT

To change the name of Whitman National Monument to Whitman Mission National Historic Site.

May 31, 1962
[H. R. 9805]

Whitman Mission National Historic Site.
Designation.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That effective January 1, 1963, the Whitman National Monument, established pursuant to the Act of June 29, 1936 (49 Stat. 2028; 16 U.S.C. 433k-433m), shall be known as the Whitman Mission National Historic Site.

Approved May 31, 1962.

Public Law 87-472

AN ACT

To authorize the Secretary of the Interior to enter into an amendatory contract with the Burley Irrigation District, and for other purposes.

May 31, 1962
[H. R. 9647]

Idaho.
Amendatory contract, Burley Irrigation District.

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 execute on behalf of the United States the amendatory contract with the Burley Irrigation District negotiated pursuant to section 7 of the Reclamation Project Act of 1939 (53 Stat. 1187; 43 U.S.C., 1958 edition, sec. 485f) and approved by the district's electors on April 18, 1961.

Minidoka Irrigation District.

SEC. 2. The Secretary is further authorized to negotiate with and enter into an amendatory contract with the Minidoka Irrigation District on a similar basis as set out in section 1, to coordinate his operation of the power facilities on the Minidoka project with the power facilities of other reclamation project installations in the Snake River Basin, and to account for the return of the reimbursable allocations of these installations in accordance with the Federal reclamation laws.

Repeals.

SEC. 3. The provisos appearing in the portion of the "Interior Department Appropriation Act, 1940" (Act of May 10, 1939) (53 Stat. 685 at page 716), relating to the Minidoka project and the portion of the Act of May 10, 1926 (44 Stat. 453 at page 480), relating to the Minidoka project are hereby repealed.

43 USC 485k.

SEC. 4. This Act is declared to be a part of the Federal reclamation laws as those laws are defined in the Reclamation Project Act of 1939, supra.

Approved May 31, 1962.