

Public Law 85-802

August 28, 1958
[H. R. 11697]

AN ACT

To amend the Act of June 29, 1888, relating to the prevention of obstructive and injurious deposits in the harbor of New York, to extend the application of that Act to the harbor of Hampton Roads.

Harbors.
Prevention of
obstructive and in-
jurious deposits.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to prevent obstructive and injurious deposits within the harbor and adjacent waters of New York, by dumping or otherwise, and to punish and prevent such offenses", approved June 29, 1888 (25 Stat. 209; 33 U. S. C. 441-451), as amended, is amended as follows:

(1) The first section (33 U. S. C. 441) is amended by striking out "tidal waters of the harbor of New York, or its adjacent or tributary waters, or in those of Long Island Sound," and inserting in lieu thereof "waters of any harbor subject to this Act,".

(2) Section 2 (33 U. S. C. 442) is amended—

(A) by striking out "the harbor of New York, or in its adjacent or tributary waters, or in those of Long Island Sound," and inserting in lieu thereof "any harbor subject to this Act,"; and

(B) by striking out "hereinafter mentioned".

Inspectors.

(3) The fourth paragraph of section 3 (33 U. S. C. 446) is amended by striking out "The supervisor of the harbor of New York, designated as provided in section 5 of the said Act of June twenty-nine, eighteen hundred and eighty-eight, is authorized and directed to appoint inspectors and deputy inspectors, and, for the purpose of enforcing the provisions of this Act and of the Act aforesaid," and inserting in lieu thereof "Each supervisor of a harbor is authorized and directed to appoint inspectors and deputy inspectors, and, for the purposes of enforcing this Act and the Act of August 18, 1894, entitled 'An Act making appropriations for the construction, repair, and preservation of certain public works on rivers and harbors, and for other purposes' (28 Stat. 338),".

Bribery.

(4) The fifth full paragraph of section 3 (33 U. S. C. 447) (relating to bribery of employees of the supervisor of the harbor) is amended by striking out "the supervisor of the harbor" and inserting in lieu thereof "any supervisor of a harbor".

(5) Section 4 (33 U. S. C. 449) is amended—

(A) by striking out "the harbor of New York, or the waters adjacent or tributary thereto", and inserting in lieu thereof "any harbor subject to this Act"; and

(B) by striking out "the waters of the harbor of New York", and inserting in lieu thereof "the waters of that harbor".

(6) Section 5 (33 U. S. C. 451) is amended—

(A) by inserting after "That an officer of the Corps of Engineers shall" a comma and the following: "for each harbor subject to this Act,"; and

(B) by striking out "This officer" and inserting in lieu thereof "Each such officer".

25 Stat. 210.

(7) Section 6 is amended to read as follows:

"SEC. 6. That the following harbors shall be subject to this Act:

"(1) The harbor of New York.

"(2) The harbor of Hampton Roads.

"(3) The harbor of Baltimore."

(8) The following new section is added at the end:

"SEC. 7. That for the purposes of this Act—

"(1) The term 'harbor of New York' means the tidal waters of the harbor of New York, its adjacent and tributary waters, and those of Long Island Sound.

"Harbor".

"(2) The term 'harbor of Hampton Roads' means the tidal waters of the harbors of Norfolk, Portsmouth, Newport News, Hampton Roads, and their adjacent and tributary waters, so much of the Chesapeake Bay and its tributaries as lies within the State of Virginia, and so much of the Atlantic Ocean and its tributaries as lies within the jurisdiction of the United States within or to the east of the State of Virginia.

"(3) The term 'harbor of Baltimore' means the tidal waters of the harbor of Baltimore and its adjacent and tributary waters, and so much of Chesapeake Bay and its tributaries as lie within the State of Maryland."

SEC. 2. This Act shall take effect on the sixtieth day after the date of its enactment.

Effective date.

Approved August 28, 1958.

Public Law 85-803

AN ACT

To amend the Hawaiian Organic Act, and to approve amendments of the Hawaiian land laws, with respect to leases and other dispositions of land.

August 28, 1958
[H. R. 9445]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 73 (d) of the Hawaiian Organic Act, as amended (48 U. S. C. 665), is further amended (1) by inserting in the first sentence thereof, immediately following the words "No lease of", the words "the surface of"; (2) by striking out the words "fifteen years" and inserting in lieu thereof the words "sixty-five years"; (3) by striking out from the fourth sentence thereof the words "in which case the rent reserved shall be reduced in proportion to the value of the part so withdrawn" and inserting in lieu thereof the words "upon the payment of just compensation for such withdrawal"; and (4) by striking out the last two sentences therein and inserting in lieu thereof the following: "Every such lease shall contain a provision to that effect: *Provided*, That the Commissioner may, with the approval of the Governor and at least two-thirds of the members of the Land Board, omit such withdrawal provision from, or limit the same in, the lease of any lands whenever he deems it advantageous to the Territory of Hawaii, and land so leased shall not be subject to such right of withdrawal, or shall be subject only to a right of withdrawal as limited in the lease."

Hawaii.
Public 1 and
leases.
42 Stat. 117.

Right of with-
drawal.

SEC. 2. Section 73 (1) of the Hawaiian Organic Act as amended (48 U. S. C. 673), is further amended by striking out the words "No lease of agricultural lands exceeding forty acres in area, or of pastoral or waste lands exceeding two hundred acres in area, shall be made without the approval of two-thirds of the Board of Public Lands, which is hereby constituted," and inserting in lieu thereof the words "Leases may be made by the Commissioner of Public Lands, with the approval of two-thirds of the members of the Board of Public Lands, for the occupation of lands for general purposes, or for limited specified purposes (but not including leases of minerals or leases providing for the mining of minerals), for terms up to but not in excess of sixty-five years. There shall be a Board of Public Lands."

Board of Public
Lands.
70 Stat. 104.

Approved August 28, 1958.