

[CHAPTER 415]

AN ACT

June 4, 1948
[H. R. 3731]
[Public Law 602]

Authorizing modifications in the repayment contracts with the Lower Yellowstone Irrigation District Numbered 1 and the Lower Yellowstone Irrigation District Numbered 2.

Lower Yellowstone
Irrigation Districts
Nos. 1 and 2.
53 Stat. 1192.
49 U. S. C. § 485g.

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, pursuant to section 8 of the Act of August 4, 1939 (53 Stat. 1187), is authorized (a) to enter into appropriate amendatory repayment contracts with Lower Yellowstone Irrigation District Numbered 1 and Lower Yellowstone Irrigation District Numbered 2 for the purpose of effecting changes, modifications, and financial adjustments in the existing district repayment contracts and (b) to make appropriate adjustment of project accounts, all consistent with the provisions of this Act.

Changes in repay-
ment contracts.

SEC. 2. With respect to the Lower Yellowstone Irrigation District Numbered 1:

44 Stat. 640.
Temporarily unpro-
ductive land.

(a) Payment of construction charges against one thousand three hundred and forty and four one-hundredths acres of lands classified under the Act of May 25, 1926, as productive and found to be possessed of insufficient productive power to be continued in a paying class shall be suspended until the Secretary of the Interior shall declare them to be possessed of sufficient productive power properly to be placed in the paying class, whereupon payment of construction charges against such areas shall be resumed. While said lands are so classified as temporarily unproductive, and the construction charges against them are suspended, water for irrigation purposes may be furnished upon payment of the usual operation and maintenance charges or such other charges as may be fixed by the Secretary of the Interior, the advance payment of which may be required in the discretion of the said Secretary. Should said lands temporarily classed as unproductive, or any of them in the future, be found by the Secretary of the Interior to be permanently unproductive, the charges against them shall be charged off as a permanent loss to the reclamation fund;

Permanently unpro-
ductive land.

44 Stat. 640.

(b) The charges in the amount of \$12,166 against two hundred and twenty and thirty-six one-hundredths acres of lands classified in a paying class under the Act of May 25, 1926, and found to be permanently unproductive shall be deducted from the contractual obligation of said Lower Yellowstone Irrigation District Numbered 1;

Contractual obliga-
tion.

(c) The contractual obligation of Lower Yellowstone Irrigation District Numbered 1 shall, by reason of a finding that four hundred and fifty-two and ninety-six one-hundredths acres of lands previously classed as permanently unproductive, possess sufficient productive power properly to be placed in a paying class, be increased in the sum of \$25,008; and

Construction
charges.

(d) The construction charges against four hundred and sixty-two and eighty-seven one-hundredths acres of lands included in drain and lateral right-of-way and found to be excluded from the irrigable area of the project shall be included in the principal obligation of the district, but said lands are to be relieved of future assessment by the district.

SEC. 3. With respect to the Lower Yellowstone Irrigation District Numbered 2:

Temporarily unpro-
ductive land.

44 Stat. 640.

(a) Payment of construction charges against six hundred and sixty-two and ninety one-hundredths acres of lands classified under the Act of May 25, 1926, as productive and found to be possessed of insufficient productive power to be continued in a paying class shall be suspended until the Secretary of the Interior shall declare them to be possessed of sufficient productive power properly to be placed in the paying class, whereupon payment of construction charges against such areas

shall be resumed. While said lands are so classified as temporarily unproductive, and the construction charges against them are suspended, water for irrigation purposes may be furnished upon payment of the usual operation and maintenance charges or such other charges as may be fixed by the Secretary of the Interior, the advance payment of which may be required in the discretion of the said Secretary. Should said lands temporarily classed as unproductive, or any of them in the future, be found by the Secretary of the Interior to be permanently unproductive, the charges against them shall be charged off as a permanent loss to the Reclamation Fund;

(b) The charges in the amount of \$911 against sixteen and fifty one-hundredths acres of lands classified in a paying class under the Act of May 25, 1926, and found to be permanently unproductive shall be deducted from the contractual obligation of said Lower Yellowstone Irrigation District Numbered 2;

(c) The contractual obligation of Lower Yellowstone Irrigation District Numbered 2 shall, by reason of a finding that one hundred and eighty-two and twenty-two one-hundredths acres of lands previously classed as permanently unproductive, possess sufficient productive power properly to be placed in a paying class, be increased in the sum of \$10,060; and

(d) The construction charges against four hundred and thirty-one and thirty-eight one-hundredths acres of lands included in drain and lateral right-of-way and found to be excluded from the irrigable area of the project shall be included in the principal obligation of the district, but said lands shall be relieved of future assessment by the district.

SEC. 4. The contractual modifications provided for in this Act shall be effective, as to Lower Yellowstone Irrigation District Numbered 1, as of September 19, 1945, and, as to Lower Yellowstone Irrigation District Numbered 2, as of October 31, 1945.

Approved June 4, 1948.

Permanently unproductive land.

44 Stat. 640.

Contractual obligation.

Construction charges.

Effective dates.

[CHAPTER 416]

AN ACT

To authorize the State of Minnesota to condemn lands owned by the United States in the county of Cass, State of Minnesota, for fish propagation, and for other purposes.

June 4, 1948
[H. R. 3785]
[Public Law 603]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the State of Minnesota is hereby authorized to acquire by condemnation under judicial process for use in the construction, operation, and maintenance of fish-rearing ponds, a fish hatchery, and other facilities for fish propagation and culture, the following-described lands owned by the United States and located in Cass County, Minnesota:

Cass County, Minn.
Fish propagation, etc.

That part of the southwest quarter, section 25, township 146 north, range 27 west, described as follows:

Beginning at a point on the south line of said section 25, fifty-four feet east of the southwest corner of said section 25; thence northeasterly along a line parallel to and one hundred and fifty feet distant from the center line of State Aid Road Numbered 9 to an intersection of the center line of the present channel of the Mississippi River as reconstructed and improved below the Lake Winnibigoshish Federal Dam; thence down the center line of the said channel of the Mississippi River to an intersection of the south line of said section 25; thence west along the south line of said section 25 to point of beginning, containing twenty-seven and thirty-two one-hundredths acres, more or less; and