Stacks

UNIVERSITY OF DENVER COLLEGE OF LAW LIBRARY

CUMULATIVE POCKET SUPPLEMENT

TO THE . . . CODE OF FEDERAL REGULATIONS

Title 25—Indians

AS OF JANUARY 1 1964

For changes on and after January 1, 1964, see the daily issues of the Federal Register

PART 218—REIMBURSEMENT OF CONSTRUCTION COSTS WAPATO-SATUS UNIT, WAPATO INDIAN IRRIGATION PROJECT, WASHINGTON [ADDED]

Sec.
218.1 Construction costs and assessable acreage.
218.2 Repayment of construction costs.
218.3 Payments.
218.4 Deferment of assessment on lands remaining in Indian ownership.
218.5 Assessment after the Indian title has been extinguished.

AUTHORITY: §§ 261.1 to 218.5 issued under 41 Stat. 409, 45 Stat. 210, 75 Stat. 680.

SOURCE: §§ 218.1 to 218.5 appear at 28 F.R. 6536, June 26, 1963.

§ 218.1 Construction costs and assessable acreage.

The construction program has been completed on the Wapato-Satus Unit of the Wapato Indian Irrigation Project, and the construction costs have been established by Designation Report dated August 1962 as $7,003,823.12 for the project and $1,499,073.62 for the "B" lands share of the construction costs of the Bureau of Reclamation reservoirs on the Yakima River. The area benefited by this development has been established at 136,559.59 acres divided into 79,025.68 acres of "A" land and 57,533.91 acres of "B" land. Under the requirements of the acts of February 14, 1920 (41 Stat. 409), and March 7, 1928 (45 Stat. 210), these costs are to be repaid to the United States Treasury by the owners of the lands benefited.

§ 218.2 Repayment of construction costs.

The cost per acre of the construction under § 218.1 is, therefore, calculated at $57.8782 for "A" lands and $83.9337 for "B" lands in non-Indian ownership as established by Designation Report dated August 1962. Under the provisions of the acts cited in § 218.1 the annual per acre assessment for forty equal annual payments, is hereby fixed at $1.45 per acre for "A" lands and $2.10 per acre for "B" lands for the year 1962 and each succeeding year, until the entire cost for each tract shall have been repaid to the United States Treasury. On those tracts where payments have been made pursuant to uncodified special regulations, annual assessments beginning with the year 1962 at the rate of $1.45 per acre for "A" lands and $2.10 per acre for "B" lands will be made until the entire cost of $57.8782 per acre for "A" lands and $83.9337 per acre for "B" lands shall have been repaid to the United States Treasury. Landowners may pay at any time the total of the then remaining indebtedness. Under the act of March 10, 1928 (45 Stat. 210), the unpaid charges stand as a lien against the lands until paid.

§ 218.3 Payments.

Payments are due on December 31 of each year and shall be made to the official in charge of collections for the project.

§ 218.4 Deferment of assessments on lands remaining in Indian ownership.

In conformity with the act of July 1, 1932 (47 Stat. 564; U.S.C. 386(a)), no assessment shall be made on behalf of construction costs against Indian-owned land within the project until the Indian title thereto has been extinguished.

§ 218.5 Assessments after the Indian title has been extinguished.

Indian-owned lands passing to non-Indian ownership shall be assessed for construction costs and the first assessment shall be due on December 31 of the year that the Indian title is extinguished. The construction costs against this land will be established as provided by section 5 of the act of September 26, 1961 (75 Stat. 680). The annual per acre assessment rate will be determined by dividing the established construction cost per acre into forty equal payments. "B" lands will also be assessed for reservoir construction costs at the annual per acre rate as established in the Designation Report dated August 1962. Assessments against this land will continue until the entire established construction costs shall have been repaid to the United States Treasury. Landowners may pay at any time the total of the then remaining indebtedness. Under the act of March 10, 1928 (45 Stat. 210), the unpaid charges stand as a lien against the lands until paid.

SUBCHAPTER T—OPERATION AND MAINTENANCE

PART 221—OPERATION AND MAINTENANCE CHARGES

AHTANUM INDIAN IRRIGATION PROJECT, WASHINGTON

Sec.
221.1 Charges. [Revised]

COLORADO RIVER INDIAN IRRIGATION PROJECT, ARIZONA

221.6 Charges. [Revised]
221.7 Excess water charges. [Revised]
221.7a Charges for stock water. [Revoked]
221.8 Payment. [Revised]
221.8a Advance payment may be waived. [Revoked]
221.8a Water users responsible for water after delivery. [Redesignated]

COLVILLE INDIAN IRRIGATION PROJECT, WASHINGTON

221.9 Charges. [Revised]
221.10 Payments. [Revised]
221.10a Payments, Monse Pumping Unit. [Revoked]
221.11 Delivery contingent on payment. [Revised]

CROW INDIAN IRRIGATION PROJECT, MONTANA

221.12 Charges. [Revised]
221.13 Payment. [Revised]
221.13a Charges, Big Horn Irrigation District. [Revised]
221.13b Charges, Lower Little Horn and Lodge Grass Irrigation District. [Revised]
221.13c Charges, Upper Little Horn Irrigation District. [Revised]

FLATHEAD INDIAN IRRIGATION PROJECT, ST. IGNATIUS, MONTANA

221.16 Charges, Jocko Division. [Revised]
221.17 Charges, Mission Valley and Camas Divisions. [Revised]
221.20 Payment. [Revised]

FLATHEAD IRRIGATION DISTRICT, FLATHEAD INDIAN RESERVATION, MONTANA

221.24 Charges. [Revised]

MISSION IRRIGATION DISTRICT, FLATHEAD INDIAN IRRIGATION PROJECT, MONTANA

221.26 Charges. [Revised]

JOCKO VALLEY IRRIGATION DISTRICT, FLATHEAD INDIAN IRRIGATION PROJECT, MONTANA

221.28 Charges. [Revised]

FORT BELKNAP INDIAN IRRIGATION PROJECT, MONTANA

221.30 Charges. [Revised]

FORT HALL INDIAN IRRIGATION PROJECT, IDAHO

221.32 Basic and other water charges. [Revised]
221.33 Payment. [Revised]

Sec.
221.34 Lands owned by Indians that are not subject to assessments. [Revised]
221.35 Lands owned by Indians that are subject to assessments. [Revised]
221.36 Delivery to lessees with contracts. [Revoked]

KLAMATH INDIAN IRRIGATION PROJECT, OREGON

221.48a Areas assessable. [Revised]

PALA INDIAN IRRIGATION PROJECT, CALIFORNIA [REVOKED]

221.51-221.53.

RINCON INDIAN IRRIGATION PROJECT, CALIFORNIA [REVOKED]

221.58-221.60.

SAN CARLOS INDIAN IRRIGATION PROJECT, ARIZONA

221.63 Assessments, Joint Works. [Revised]

UINTAH INDIAN IRRIGATION PROJECT, UTAH

221.77 Basic water charges. [Revised]
221.77b Charges for additional delivery points. [Revoked]
221.78 Payment. [Revised]
221.79 Delivery to fee owners. [Revised]
221.80 Delivery to Indian owners. [Revised]
221.81 Delivery to lessees. [Revised]

WALKER RIVER INDIAN IRRIGATION PROJECT, NEVADA

221.83 Charges. [Revised]

WAPATO INDIAN IRRIGATION PROJECT, WASHINGTON

221.86 Charges. [Revised]

WIND RIVER IRRIGATION PROJECT, WYOMING

221.95 Charges. [Revised]
221.96 Payment. [Revised]

MISCELLANEOUS INDIAN IRRIGATION PROJECTS

221.105 Charges. [Revised]

TRIBAL AND TRUST PATENT INDIAN LANDS OF SAN CARLOS PROJECT, ARIZONA

221.110 Basic charge. [Revised]

SALT RIVER INDIAN IRRIGATION PROJECT, ARIZONA

221.120 Basic assessment. [Revised]
221.123 Excess water. [Added]

BLACKFEET INDIAN IRRIGATION PROJECT, MONTANA [REVISED]

221.130 Basic assessment.
221.131 Excess water assessment.
221.132 Payment.

MISSION MISCELLANEOUS IRRIGATION UNITS, CALIFORNIA [REVOKED]

221.140-221.142.