

THE SECRETARY OF THE INTERIOR
WASHINGTON

ORDER NO. 3313

SIGNATURE DATE: September 13, 2011

Subject: Delegation of Authority to Implement Actions under the Claims Resolution Act of 2010

Sec. 1 **Purpose.** This Order delegates to the Commissioner of the Bureau of Reclamation (Commissioner) certain authorities vested in the Secretary of the Interior (Secretary) by Public Law 111-291, the Claims Resolution Act of 2010 (the Act), as specified herein.

Sec. 2 **Background.** The Act approved and ratified water rights settlement agreements between the United States and seven tribes: the White Mountain Apache Tribe (Title III), Crow Tribe (Title IV), Taos Pueblo (Title V), and the Pueblos of San Ildefonso, Pojoaque, Nambe, and Tesuque, collectively covered in the Aamodt settlement agreement (Title VI). The Act authorizes and directs the Secretary to carry out certain specified obligations, including activities such as the design, planning, and construction of water-related infrastructure and the acquisition of Indian water rights. While some activities will be carried out by organizations under the jurisdiction of the Assistant Secretary—Indian Affairs, others will be carried out by the Assistant Secretary—Water and Science, acting through the Commissioner. The Commissioner currently lacks the necessary delegated authority to fulfill the obligations under the Act that are properly assigned to the Bureau of Reclamation. This Order delegates the necessary authority.

Sec. 3 **Authority.** This Order is issued under the authority of the Reorganization Plan No. 3 of 1950 (64 Stat. 1262), as amended; and the Claims Resolution Act of 2010, Public Law 111-291.

Sec. 4 **Delegation.** The Commissioner, through the Assistant Secretary—Water and Science, is delegated the authority necessary to carry out the Secretary's obligations as set forth in the following sections of the Act:

- a. Title III-White Mountain Apache Tribe Water Rights Quantification: Sections 304, 305, 306, 307, 310, 311, and 312.
- b. Title IV-Crow Tribe Water Rights Settlement: Sections 405, 406, 408, 412, and 414.
- c. Title V-Taos Pueblo Indian Water Rights: Sections 506, 507, 508, and 509.
- d. Title VI-Aamodt Litigation Settlement: Sections 611, 612, 613, 615, 617, 621, and 623.

The Commissioner may, in writing, further delegate the authority provided herein, as necessary.

Sec. 5 **Limitation.** This delegation does not supersede existing delegations of authority to the Commissioner or from the Commissioner to subordinate officials. This delegation does not affect the

validity of the delegated authority of other bureaus or offices to carry out activities under the Act. If the bureaus or offices subsequently determine that they possess overlapping delegated authority to carry out certain activities under the Act, the involved bureaus or offices shall consult and reach any necessary agreements to decide which party will exercise such authority. If the bureaus or offices are unable to agree, each respective Assistant Secretary shall be jointly responsible for resolving the issue, in coordination with the Secretary's Indian Water Rights Office.

Sec. 6 Expiration Date. This Order is effective immediately and will remain in effect until its provisions are converted to the Departmental Manual or until it is amended, superseded, or revoked, whichever occurs first. The expiration of this order shall not affect the validity of the delegations made herein.

/s/ Ken Salazar
Secretary of the Interior

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