

[CHAPTER 460]

AN ACT

For the acquisition of Indian lands for the Grand Coulee Dam and Reservoir, and for other purposes.

June 29, 1940
[H. R. 9445]
[Public, No. 690]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, in aid of the construction of the Grand Coulee Dam project, authorized by the Act of August 30, 1935 (49 Stat. 1028), there is hereby granted to the United States, subject to the provisions of this Act, (a) all the right, title, and interest of the Indians in and to the tribal and allotted lands within the Spokane and Colville Reservations, including sites of agency and school buildings and related structures and unsold lands in Klaxta town site, as may be designated therefor by the Secretary of the Interior from time to time: *Provided*, That no lands shall be taken for reservoir purposes above the elevation of one thousand three hundred and ten feet above sea level as shown by General Land Office surveys, except in Klaxta town site; and (b) such other interests in or to any of such lands and property within these reservations as may be required and as may be designated by the Secretary of the Interior from time to time for the construction of pipe lines, highways, railroads, telegraph, telephone, and electric-transmission lines in connection with the project, or for the relocation or reconstruction of such facilities made necessary by the construction of the project.

The Secretary of the Interior, in lieu of reserving rights of hunting, fishing, and boating to the Indians in the areas granted under this Act, shall set aside approximately one-quarter of the entire reservoir area for the paramount use of the Indians of the Spokane and Colville Reservations for hunting, fishing, and boating purposes, which rights shall be subject only to such reasonable regulations as the Secretary may prescribe for the protection and conservation of fish and wildlife: *Provided*, That the exercise of the Indians' rights shall not interfere with project operations. The Secretary shall also, where necessary, grant to the Indians reasonable rights of access to such area or areas across any project lands.

SEC. 2. As lands or interests in lands are designated from time to time under this Act, the Secretary of the Interior shall determine the amount of money to be paid to the Indians as just and equitable compensation therefor. As to the tribal lands, the amounts so determined shall be transferred in the Treasury of the United States from the funds now or hereafter made available for the construction of the Grand Coulee Dam project to the credit of the appropriate tribe pursuant to the provisions of the Act of May 17, 1926 (44 Stat. 560). The amounts due individual landowners or their heirs or devisees shall be paid from funds now or hereafter made available for the construction of said project to the superintendent of the Colville Indian Agency or such other officer as shall be designated by the Secretary of the Interior for credit on the books of said agency to the accounts of the individuals concerned.

SEC. 3. Funds deposited to the credit of allottees, their heirs or devisees may be used in the discretion of the Secretary of the Interior, for the acquisition of other lands and improvements, or the relocation of existing improvements or construction of new improvements on the lands so acquired for the allottees or heirs whose lands and improvements are acquired under the provisions of this Act. Lands so acquired shall be held in the same status as those from which the funds were derived, and shall be nontaxable until otherwise provided by Congress.

SEC. 4. As to any Indian cemetery lands required for the project, the Secretary of the Interior is authorized, in his discretion, in lieu of requiring payment therefor, to establish cemeteries on other lands

Grand Coulee Dam project.
Acquisition of Indian lands.

Proviso.
Restriction; exception.

Construction of pipe lines, etc.

Use of reservoir land for hunting, etc., by Indians.

Proviso.
Noninterference with project operations.

Compensation to Indians.

Credit of funds to appropriate tribe.

25 U. S. C. § 156.

Payments to individual landowners.

Use of funds for acquisition of other lands, etc.

Relocation of Indian cemeteries.

Payment of costs. that he may select and acquire for the purpose, and to remove bodies, markers, and other appurtenances to the new sites. All costs incurred in connection with any such relocation shall be paid from moneys appropriated for the project. All right, title, and interest of the Indians in the lands within any cemetery so relocated shall terminate and the grant of title under this Act take effect as of the date the Secretary of the Interior authorizes the relocation. Sites of the relocated cemeteries shall be held in trust by the United States for the Spokane or Colville Tribe, as the case may be, and shall be nontaxable.

Sites held in trust by U. S.

Regulations, etc.

SEC. 5. The Secretary of the Interior is hereby authorized to perform any and all acts and to prescribe such regulations as he may deem appropriate to carry out the provisions of this Act.

Approved, June 29, 1940.

[CHAPTER 461]

AN ACT

To authorize appropriations for construction at military posts, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there is hereby authorized to be appropriated not to exceed \$15,000,000 to be expended for the construction, rehabilitation, and installation at military posts of such buildings and utilities and appurtenances thereto as may be necessary, as follows:

Station	ALASKA	Amount
Anchorage	-----	\$6, 379, 225
	HAWAII	
Schofield Barracks	-----	823, 200
Fort Shafter	-----	90, 000
	PANAMA	
Fort Clayton	-----	512, 075
Corozal	-----	1, 071, 300
Panama Canal Department	-----	365, 500
	PUERTO RICO	
Borinquen Field	-----	571, 700
Puerto Rican General Depot	-----	45, 000
	CONTINENTAL UNITED STATES	
Aberdeen Proving Ground, Md	-----	210, 000
Atlanta General Depot, Ga	-----	1, 300, 000
Fort Belvoir, Va	-----	60, 000
Fort Benning, Ga	-----	1, 320, 500
Edgewood Arsenal, Md	-----	432, 476
Fort Sam Houston, Tex	-----	277, 200
Fort Knox, Ky	-----	153, 124
Fort Lewis, Wash	-----	255, 000
Fort McPherson, Fla	-----	65, 000
Fort Myer, Va	-----	84, 000
Fort Monroe, Va	-----	179, 500
Philadelphia Quartermaster Depot	-----	314, 000
Picatinny Arsenal	-----	23, 000
Fort Pickens, Fla	-----	48, 200
Fort Sill, Okla	-----	96, 000
Fort Story, Va	-----	25, 000
West Point	-----	299, 000
Total	-----	15, 000, 000

Approved, June 29, 1940.

June 29, 1940

[H. R. 9896]

[Public, No. 691]

Military posts.
Appropriation for
construction at, au-
thorized.
Ante, p. 360; *post*, p.
958.