

## [CHAPTER 92]

## AN ACT

April 25, 1949  
[H. R. 779]  
[Public Law 55]

To amend title 28 of the United States Code to provide additional time for bringing suit against the United States in the case of certain tort claims, and for other purposes.

Title 28, United States Code, amendments.  
62 Stat. 971.  
28 U. S. C., Supp. II, § 2401 (b).

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the first sentence of section 2401 (b) of title 28 of the United States Code is hereby amended to read as follows: "A tort claim against the United States shall be forever barred unless action is begun within two years after such claim accrues or within one year after the date of enactment of this amendatory sentence, whichever is later, or unless, if it is a claim not exceeding \$1,000, it is presented in writing to the appropriate Federal agency within two years after such claim accrues or within one year after the date of enactment of this amendatory sentence, whichever is later."

62 Stat. 933.  
28 U. S. C., Supp. II, § 1346 (b).  
Post, p. 101.  
62 Stat. 982.  
28 U. S. C., Supp. II, §§ 2671-2680.  
Post, pp. 106, 107, 444.

SEC. 2. (a) Section 1346 (b) of title 28 of the United States Code is hereby amended to read as follows:

"(b) Subject to the provisions of chapter 171 of this title, the district courts, together with the District Court for the Territory of Alaska, the United States District Court for the District of the Canal Zone and the District Court for the Virgin Islands, shall have exclusive jurisdiction of civil actions on claims against the United States, for money damages, accruing on and after January 1, 1945, for injury or loss of property, or personal injury or death caused by the negligent or wrongful act or omission of any employee of the Government while acting within the scope of his office or employment, under circumstances where the United States, if a private person, would be liable to the claimant in accordance with the law of the place where the act or omission occurred."

62 Stat. 983.  
28 U. S. C., Supp. II, § 2672.  
Post, p. 106.

(b) The first paragraph of section 2672 of title 28 of the United States Code is hereby amended to read as follows:

"The head of each Federal agency, or his designee for the purpose, acting on behalf of the United States, may consider, ascertain, adjust, determine, and settle any claim for money damages of \$1,000 or less against the United States accruing on and after January 1, 1945, for injury or loss of property or personal injury or death caused by the negligent or wrongful act or omission of any employee of the Government while acting within the scope of his office or employment, under circumstances where the United States, if a private person, would be liable to the claimant in accordance with the law of the place where the act or omission occurred."

Approved April 25, 1949.

## [CHAPTER 93]

## AN ACT

May 6, 1949  
[H. R. 4152]  
[Public Law 56]

To approve repayment contracts negotiated with the Bitter Root irrigation district, the Shasta View irrigation district, the Okanogan irrigation district, the Willwood irrigation district, the Uncompahgre Valley Water Users' Association, and the Kittitas reclamation district, to authorize their execution, and for other purposes.

Irrigation districts.  
Approval of repayment contracts.

53 Stat. 1192.  
43 U. S. C. § 485f  
(a), (c).

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the contracts referred to in sections 2 to 7, inclusive, of this Act, which have been negotiated by the Secretary of the Interior and reported on as provided in subsections (a) and (c) of section 7 of the Reclamation Project Act of 1939 (53 Stat. 1187), are hereby approved and the

Secretary is hereby authorized to execute them on behalf of the United States.

**BITTER ROOT PROJECT, MONTANA**

SEC. 2. The contract dated September 16, 1948, with the Bitter Root irrigation district.

(a) The Act of July 3, 1930 (46 Stat. 852), entitled "An Act for the rehabilitation of the Bitter Root irrigation project, Montana", and the Act of August 26, 1935 (49 Stat. 799), amending that Act, are hereby repealed.

Repeal.

**KLAMATH PROJECT, OREGON**

SEC. 3. The contract dated August 20, 1948, with the Shasta View irrigation district.

**OKANOGAN PROJECT, WASHINGTON**

SEC. 4. The contract dated September 20, 1948, with the Okanogan irrigation district.

(a) The Act of May 25, 1928 (45 Stat. 739), entitled "An Act to authorize the Secretary of the Interior to transfer the Okanogan project, in the State of Washington, to the Okanogan irrigation district upon payment of charges stated", is hereby repealed.

Repeal.

**SHOSHONE PROJECT, WYOMING**

SEC. 5. The contract with the Willwood irrigation district which was approved by the electors of said district on December 18, 1948.

(a) The construction charge obligation in the amount of \$9,843 on account of eighty-five and eighty-three one-hundredths acres of land classified in a paying class under the Act of December 5, 1924, and found to be permanently unproductive under the reclassification of lands to be approved under said contract shall be deducted from the contractual obligation of said Willwood irrigation district.

43 Stat. 672, 701.  
43 U. S. C. § 371 *et seq.*

(b) The construction charge obligation on account of two hundred thirty-six and eighty-five one-hundredths acres of land classified under the Act of December 5, 1924, as productive and found to be of insufficient productive power to be continued in a paying class under the reclassification of lands to be approved under said contract shall be suspended until the Secretary of the Interior shall declare them to be of sufficient productive power properly to be placed in the paying class. While said lands are so classified as temporarily unproductive and the construction charge obligation on account of them is 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 classified as unproductive, or any of them in the future, be found by the Secretary of the Interior to be permanently unproductive, the construction charge obligation on account of them shall be charged off as a permanent loss to the reclamation fund at the per acre rates originally announced for the tracts, including any such lands in the public orders affecting such tracts.

Suspension of construction charge obligation.

43 Stat. 672, 701.  
43 U. S. C. § 371 *et seq.*

Water for irrigation purposes.

**UNCOMPAHGRE PROJECT, COLORADO**

SEC. 6. The contract dated December 13, 1948, with the Uncompahgre Valley Water Users' Association.

(a) The June 1948 report of the Secretary of the Interior on the reclassification of the land of the Uncompahgre project, made in

44 Stat. 647.  
 43 U. S. C. § 423b.  
 53 Stat. 1192.  
 43 U. S. C. § 485g.  
 43 U. S. C. §§ 424-424e.  
 Sale of public lands.

accordance with the provisions of section 43 of the Act of May 25, 1926 (44 Stat. 636), as amended by the Act of April 23, 1930 (46 Stat. 249), and of section 8 of the Act of August 4, 1939 (53 Stat. 1187), is approved.

(b) The provisions of the Act of May 16, 1930 (46 Stat. 367), are hereby extended to authorize the sale of vacant public lands as reclassified and listed in the report on the reclassification approved by subsection (a) of this section.

(c) The Secretary is authorized to cancel, modify, or take such other action as he deems appropriate with respect to water-right applications now or hereafter executed and approved on the Uncompahgre project.

(d) All costs and expenses incurred by the United States in making the land reclassification, in negotiating and completing the said contract and in making all studies and investigations in connection therewith, are hereby made nonreimbursable.

#### YAKIMA PROJECT, WASHINGTON

SEC. 7. The contract dated January 20, 1949, with the Kittitas reclamation district.

Reclassification of lands.

(a) The Secretary's reclassification of the lands of the Kittitas Division, Yakima project, in the following classes: Paying classes (classes 1, 2, and 3), temporarily unproductive (class 5), and permanently unproductive (class 6), all as more fully described by the report entitled "Land Classification, 1944 (as amended in 1948)—Kittitas Division, Yakima Project", is approved.

(b) Subject to the limitations of the said contract as it may be hereafter amended, the Secretary is hereby authorized to make from time to time the following further classifications and reclassifications of the lands of the Kittitas Division on the basis of the classification standards outlined in the report referred to in (a) of this section:

- (1) To reclassify class 5 land as paying land or as class 6 land.
- (2) To classify lands not heretofore placed in any of the established classifications.

No classifications or reclassifications of any of the lands of the Kittitas Division by or under the authority of this Act shall be construed, however, as affecting or authorizing any reduction in the district's construction charge obligation as defined in the said contract.

Repeal.

(c) All except the first sentence of the paragraph under the subheading "Yakima project (Kittitas Division), Washington:", under the heading "Bureau of Reclamation", of the Act of March 3, 1925 (43 Stat. 1141, 1170), are hereby repealed.

53 Stat. 1187.  
 43 U. S. C. § 485k.

SEC. 8. This Act is declared to be a part of the Federal reclamation laws as these are defined in the Reclamation Project Act of 1939.

Approved May 6, 1949.

#### [CHAPTER 94]

#### AN ACT

May 6, 1949  
 [H. R. 1401]  
 [Public Law 57]

Relating to the disposition of certain recreational demonstration project lands by the State of Michigan to the Mount Hope Cemetery Association of Waterloo, Michigan.

Mount Hope Cemetery Association, Waterloo, Mich.  
 Conveyance.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That notwithstanding section 3 of the Act entitled "An Act to authorize the disposition of recreational demonstration projects, and for other purposes", approved June 6, 1942 (56 Stat. 326; 16 U. S. C. sec. 459t), the State of Michigan is hereby authorized to convey the following-described