

March 13, 1928.
[H. R. 5476.]
[Public, No. 163.]

CHAP. 218.—An Act To authorize the Secretary of War to sell to the Pennsylvania Railroad Company a tract of land situate in the city of Philadelphia and State of Pennsylvania.

Army.
Sale of tract in Philadelphia to Pennsylvania Railroad Company.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of War be, and he is hereby, authorized, in his discretion, to sell, upon such terms and conditions as he considers advisable, to the Pennsylvania Railroad Company, or its nominee, a tract of land containing one and five thousand five hundred and twelve thousandths acres, more or less, said tract now forming a part of War Department reservation at Twenty-first Street and Oregon Avenue, being the westerly end of the reservation, situate in the city of Philadelphia and State of Pennsylvania, which said tract is no longer needed for military purposes, and to execute and deliver in the name of the United States and in its behalf, with and to the said the Pennsylvania Railroad Company, or its nominee, any and all contracts, conveyances, or other instruments necessary to effectuate such sale; the proceeds of the sale of the property hereinbefore designated to be deposited in the Treasury to the credit of the fund known as the Military posts construction fund: *Provided*, That the Secretary of War shall have the said tract appraised at the expense of the Pennsylvania Railroad Company: *And provided further*, That the Secretary of War shall not sell said tract for a less consideration than the appraised value hereinbefore referred to.

Proceeds to military posts construction fund.

Provisos.
Appraisal.

No sale for less than appraised value.

Approved, March 13, 1928.

March 13, 1928.
[S. 703.]
[Public, No. 169.]

CHAP. 219.—An Act Authorizing the Secretary of the Interior to execute an agreement with the Middle Rio Grande Conservancy District providing for conservation, irrigation, drainage, and flood control for the Pueblo Indian lands in the Rio Grande Valley, New Mexico, and for other purposes.

Middle Rio Grande Conservancy District.
Agreement with, for irrigation, etc., of Pueblo Indian lands in New Mexico.
Vol. 44, p. 1098.
Post, pp. 900, 1640.

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 is hereby authorized to enter into an agreement with the Middle Rio Grande Conservancy District, a political subdivision of the State of New Mexico, providing for conservation, irrigation, drainage, and flood control for the Pueblo Indian lands situated within the exterior boundaries of the said Middle Rio Grande Conservancy District, as provided for by plans prepared for this purpose in pursuance to an Act of February 14, 1927 (Forty-fourth Statutes at Large, page 1098). The construction cost of such conservation, irrigation, drainage, and flood-control work apportioned to the Indian lands shall not exceed \$1,593,311, and said sum, or so much thereof as may be required to pay the Indians' share of the cost of the work herein provided for, shall be payable in not less than five installments without interest, which installments shall be paid annually as work progresses: *Provided*, That should at any time it appear to the said Secretary that construction work is not being carried out in accordance with plans approved by him, he shall withhold payment of any sums that may under the agreement be due the conservancy district until such work shall have been done in accordance with the said plans: *Provided further*, That in determining the share of the cost of the works to be apportioned to the Indian lands there shall be taken into consideration only the Indian acreage benefited which shall be definitely determined by said Secretary and such acreage shall include only lands feasibly susceptible of economic irrigation and cultivation, and materially benefited by this work, and in no event shall the average per acre cost for the area of Indian

Indians' share of construction costs payable in installments.

Provisos.
Payment withheld if work not approved.

Apportionment of cost of work to lands.