

APPENDIX O

ACT OF CONGRESS AUTHORIZING USIBWC TO CONSTRUCT, OPERATE, AND MAINTAIN THE RIO GRANDE CANALIZATION PROJECT

- **ACT OF AUGUST 29, 1935 (49 STAT. 961)**
- **ACT OF JUNE 4, 1936 (49 STAT. 1463)**

Numbered 286, Seventy-fourth Congress, approved August 19, 1935, as amended.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 4 of Public Act Numbered 286, Seventy-fourth Congress, approved August 19, 1935, is amended by striking out the words "section 2 hereof" and inserting in lieu thereof the words "section 2, paragraph 2, and section 3 of this Act".
22 USCA 277c Approved May 22, 1936

211.8 Act of June 4, 1936
(49 Stat. 1463)

An act authorizing construction, operation, and maintenance of Rio Grande canalization project and authorizing appropriation for that purpose.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That upon the completion of the engineering investigation, study, and report to the Secretary of State, as heretofore authorized by Public Resolution Numbered 4, Seventy-fourth Congress, approved February 13, 1935, the Secretary of State, acting through the American Section, International Boundary Commission, United States and Mexico, in order to facilitate compliance with the convention between the United States and Mexico concluded May 21, 1906, providing for the equitable division of the waters of the Rio Grande, and to properly regulate and control, to the fullest extent possible, the water supply for use in the two countries as provided by treaty, is authorized to construct, operate, and maintain, in substantial accordance with the engineering plan con-

tained in said report, works for the canalization of the Rio Grande from the Caballo Reservoir site in New Mexico to the international dam near El Paso, Texas, and to acquire by donation, condemnation, or purchase such real and personal property as may be necessary therefor.

Sec. 2. There is authorized to be appropriated the sum of \$3,000,000 for the purpose of carrying out the provisions of section 1 thereof, other than for operation and maintenance, including salaries and wages, fees for professional services; rents; travel expenses; per diem in lieu of actual subsistence; printing and binding, law books and books of reference: Provided, That the amount herein authorized to be appropriated shall include so much as may be necessary for completion of construction of the diversion dam in the Rio Grande wholly in the United States, in addition to the \$1,000,000 authorized to be appropriated for this purpose by the Act of August 29, 1935 (49 Stat. 961): Provided further, That the total cost of construction of said diversion dam and canalization works shall not exceed \$4,000,000: Provided further, That the provisions of section 3709 of the Revised Statutes (U.S.C. title 41, sec. 5) shall not apply to any purchase made or service procured when the aggregate amount involved is \$100 or less; purchase, exchange, maintenance, repair and operation of motor-propelled passenger - and freight - carrying vehicles; hire with or without personal services, of work animals and animal-drawn and motor-propelled vehicles and equipment; acquisition by donation, condemnation, or purchase of real and personal property; transportation (including drayage) of personal effects of employees upon change of station; telephone; telegraphic, and airmail communications; rubber boots for official use by employees; ice; equipment, services, supplies and materials and other such miscellaneous expenses as the Secretary of State

may deem necessary properly to carry out the provisions of the Act: And provided further, That any part of any appropriation made hereunder may be transferred to, for direct expenditure by, the Department of Interior pursuant to such arrangements therefor as may be from time to time effected between the Secretary of State and the Secretary of the Interior, or as directed by the President of the United States.

211.9 Act of June 19, 1939
(53 Stat. 841)

To amend Public Law Numbered 370, Seventy-fourth Congress, approved August 27, 1935 (49 Stat. 906)

Be it enacted by the Senate and House of Representatives of the United States of America, in Congress assembled, That Public Law Numbered 370, Seventy-fourth Congress, approved August 27, 1935, is amended by adding a paragraph to the said Act reading as follows:

"The Secretary of State acting through such officers as he may designate, is further authorized to consider, adjust, and pay from funds appropriated, for the project, the construction of which resulted in damages, any claim for damages accruing after March 31, 1937, caused to owners of lands or other private property of any kind by reason of the operations of the United States, its officers or employees, in the survey, construction, operation or maintenance of any project constructed or administered through the American Commissioner, International Boundary Commission, United States and Mexico, if such claim for damages does not exceed \$1,000 and has been filed with the American Commissioner within one year after the damage is alleged to have occurred, and

when in the opinion of the American Commissioner such claim is substantiated by a report of a board appointed by the said Commissioner."
22 USCA 277e Approved August 19, 1939

211.10 Act of April 22, 1940
(54 Stat. 151)

An Act authorizing the reconstruction or replacement of certain bridges necessitated by the Rio Grande canalization project, and authorizing appropriation for that purpose.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of State, acting through the American Section, International Boundary Commission, United States and Mexico, is authorized to reconstruct or replace certain bridges over the Rio Grande within the Rio Grande canalization project known as the Courchesne, Country Club, Borderland, and Vinton Bridges in El Paso County, Texas, and the Berino, Vado, Mesquite, Shalem, and Hatch-Rincon Bridges in Dona Ana County, New Mexico, and such other bridges within said project as the Secretary of State may determine to include.

Sec. 2. That notwithstanding the limitation imposed on the total cost of construction of the Rio Grande canalization project by section 2 of the Act entitled "An Act authorizing construction, operation and maintenance of Rio Grande canalization project and authorizing appropriation for that purpose", approved June 4, 1936, there is authorized to be appropriated the sum of \$350,000 which shall be in addition to appropriations heretofore authorized for such project, for the purposes of carrying out the provisions of section 1 hereof, other than for operation and maintenance, including salaries and wages, fees for professional services;