

**Union Calendar No. 433**

103<sup>D</sup> CONGRESS  
2<sup>D</sup> SESSION

**H. R. 4439**

**[Report No. 103-787]**

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**A BILL**

To expand the scope of the Belle Fourche irrigation project, and for other purposes.

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OCTOBER 3, 1994

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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### IN THE HOUSE OF REPRESENTATIVES

MAY 17, 1994

Mr. JOHNSON of South Dakota introduced the following bill; which was referred to the Committee on Natural Resources

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## A BILL

To expand the scope of the Belle Fourche irrigation project, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*  
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. EXPANSION OF BELLE FOURCHE IRRIGATION**  
4 **PROJECT.**

5 (a) AUTHORIZATION OF ADDITIONAL ACTIVITIES.—

6 The Act entitled “An Act to authorize rehabilitation of

1 the Belle Fourche irrigation project, and for other pur-  
2 poses.” (Public Law 98–157, 97 Stat. 989) is amended  
3 in the first section—

4 (1) by striking “That the general” and insert-  
5 ing in lieu thereof, so as to appear immediately after  
6 and below the enacting clause, the following:

7 “SECTION 1. (a) The general plan for”; and

8 (2) by adding at the end the following:

9 “(b)(1) In addition to the activities authorized under  
10 subsection (a), the general plan for the Belle Fourche  
11 project is modified to include the following:

12 “(A) Rehabilitation of the following major  
13 water control structures:

14 “(i) The Whitewood Siphon.

15 “(ii) 2 Belle Fourche dam outlets.

16 “(B) Lining at South Canal and rehabilitation  
17 of Johnson Lateral for water conservation.

18 “(C) Replacement or rehabilitation of deterio-  
19 rated canal bridges.

20 “(D) Provision of minor lateral rehabilitation  
21 and contract support work by the Belle Fourche irri-  
22 gation district.

23 “(E) Conduct of a detailed study of project-  
24 wide water use management and implementation of

1 improved management practices for the purpose of  
2 achieving optimal conservation of water supplies.

3 “(2) The Federal share of the cost of activities under  
4 this subsection may not exceed \$10,500,000. The State  
5 share of those costs may not exceed \$4,000,000, and shall  
6 be paid concurrently with Federal expenditures for activi-  
7 ties under this subsection.”.

8 (b) EXTENSION OF REPAYMENT PERIOD.—Section  
9 2(b) of that Act is amended by striking “the year in which  
10 such amendatory repayment contract is executed” and in-  
11 serting “July 1, 1995”.

12 (c) APPLICABLE RATES OF CHARGE AND ASSESS-  
13 ABLE ACREAGE.—Section 2(c) of that Act is amended to  
14 read as follows:

15 “(c)(1) Before July 1, 1995, the rates of charge to  
16 land class in the unit shall continue to be as established  
17 in the November 29, 1949, repayment contract with the  
18 district, as subsequently amended and supplemented. On  
19 and after July 1, 1995, such rates of charge and assess-  
20 able acreage shall, subject to subsection (d), be in accord-  
21 ance with the amortization capacity and classification of  
22 unit lands as then determined by the Secretary.

23 “(2) After final completion of the rehabilitation and  
24 betterment program authorized by this Act, and at inter-  
25 vals agreed to by the Secretary and the Belle Fourche irri-

1 gation district, the rates of charge and assessable acreage  
2 may be amended as determined necessary by the Sec-  
3 retary.”.

4 (d) AUTHORIZATION OF APPROPRIATION.—Section 7  
5 of that Act is amended—

6 (1) by inserting “(a)” after “SEC. 7.”; and

7 (2) by adding at the end the following:

8 “(b) In addition to amounts authorized under sub-  
9 section (a), for activities under section 1(b) there are au-  
10 thorized to be appropriated \$10,500,000, plus or minus  
11 such amounts (if any) as may be justified by reason of  
12 ordinary fluctuations in construction cost indexes applica-  
13 ble to types of construction conducted under that sec-  
14 tion.”.

15 (e) AMENDMENT OF CONTRACT.—The Secretary of  
16 the Interior and the Belle Fourche irrigation district shall  
17 amend the contract numbered 5–07–60–WR170 to reflect  
18 the amendments made by this section.