

1 Report for the Jackson Gulch Reservoir Hydroelectric
2 Project dated April 19, 1991, and revised on May 13,
3 1992, and February 10, 1993, by the Mancos Water Con-
4 servancy District—

5 (1) will be without cost to the United States;

6 (2) will not impair the efficiency of the project
7 for irrigation purposes;

8 (3) will not alter the volume, timing, or tem-
9 peratures of flows from the reservoir; and

10 (4) is not likely to cause any new or increased
11 adverse impacts to any federally listed or candidate
12 species.

13 (b) That the Mancos Water Conservancy District is
14 currently operating and maintaining facilities at the
15 Mancos Project and that the development of hydroelectric
16 power at the Mancos Project consistent with the Feasibil-
17 ity Report and Engineering and Construction Report for
18 the Jackson Gulch Reservoir Hydroelectric Project dated
19 April 19, 1991, revised on May 13, 1992, and February
20 10, 1993, by the Mancos Water Conservancy District will
21 not increase operation and maintenance costs of the Fed-
22 eral Government.

23 (c) That any lease of power privileges issued by the
24 Secretary pursuant to this Act does not constitute a “con-
25 tract” under section 202(1) of Public Law 97–293 (96

1 Stat. 1261; 43 U.S.C. 390bb) and that nothing in this
2 Act is intended to make applicable any section of Public
3 Law 97-293 (96 Stat. 1261; 43 U.S.C. 390aa et seq.)
4 that would not previously apply.

5 AUTHORIZATION TO LEASE POWER PRIVILEGES

6 SEC. 3. Notwithstanding the provisions of the Water
7 Conservation and Utilization Act (16 U.S.C. 590y-590z-
8 11) or any relevant provision of the repayment contract
9 Ilr-384, dated July 20, 1942, as amended December 22,
10 1947, the Secretary is authorized to enter into a lease of
11 power privileges at the Mancos Project, Colorado, with the
12 Mancos Water Conservancy District.

13 LEASE CONDITIONS

14 SEC. 4. Any such lease of power privileges issued pur-
15 suant to section 3 of this Act shall not exceed a period
16 of forty years and shall be consistent with rates charged
17 by the Federal Energy Regulatory Commission for com-
18 parable sized projects. Moneys derived from such lease
19 shall be covered into the reclamation fund in accordance
20 with relevant parts of Federal reclamation law, the Act
21 of June 17, 1902, and Acts supplementary thereto and
22 amendatory thereof (43 U.S.C. 371).

23 REVENUES DERIVED FROM POWER DEVELOPMENT

24 SEC. 5. Notwithstanding the provisions of the Water
25 Conservation and Utilization Act (16 U.S.C. 590y-590z-
26 11) or any relevant provision of the repayment contract

1 Ilr-384, dated July 20, 1942, as amended December 22,
2 1947, the Mancos Water Conservancy District may receive
3 revenues from the sale of the power generated pursuant
4 to such lease of power privilege.

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