

105<sup>TH</sup> CONGRESS  
2<sup>D</sup> SESSION

# H. R. 3687

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IN THE SENATE OF THE UNITED STATES

AUGUST 31, 1998

Received; read twice and referred to the Committee on Energy and Natural  
Resources

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## AN ACT

To authorize prepayment of amounts due under a water reclamation project contract for the Canadian River Project, Texas.

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

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Canadian River Project  
3 Prepayment Act”.

4 **SEC. 2. DEFINITIONS.**

5 For the purposes of this Act:

6 (1) The term “Authority” means the Canadian  
7 River Municipal Water Authority, a conservation  
8 and reclamation district of the State of Texas.

9 (2) The term “Canadian River Project Author-  
10 ization Act” means the Act entitled “An Act to au-  
11 thorize the construction, operation, and maintenance  
12 by the Secretary of the Interior of the Canadian  
13 River reclamation project, Texas”, approved Decem-  
14 ber 29, 1950 (chapter 1183; 64 Stat. 1124).

15 (3) The term “Project” means all of the right,  
16 title and interest in and to all land and improve-  
17 ments comprising the pipeline and related facilities  
18 of the Canadian River Project authorized by the Ca-  
19 nadian River Project Authorization Act.

20 (4) The term “Secretary” means the Secretary  
21 of the Interior.

22 **SEC. 3. PREPAYMENT AND CONVEYANCE OF PROJECT.**

23 (a) IN GENERAL.—(1) In consideration of the Au-  
24 thority accepting the obligation of the Federal Govern-  
25 ment for the Project and subject to the payment by the  
26 Authority of the applicable amount under paragraph (2)

1 within the 360-day period beginning on the date of the  
2 enactment of this Act, the Secretary shall convey the  
3 Project to the Authority, as provided in section 2(c)(3)  
4 of the Canadian River Project Authorization Act (64 Stat.  
5 1124).

6 (2) For purposes of paragraph (1), the applicable  
7 amount shall be—

8 (A) \$34,806,731, if payment is made by the  
9 Authority within the 270-day period beginning on  
10 the date of enactment of this Act; or

11 (B) the amount specified in subparagraph (A)  
12 adjusted to include interest on that amount since the  
13 date of the enactment of this Act at the appropriate  
14 Treasury bill rate for an equivalent term, if payment  
15 is made by the Authority after the period referred  
16 to in subparagraph (A).

17 (3) If payment under paragraph (1) is not made by  
18 the Authority within the period specified in paragraph (1),  
19 this Act shall have no force or effect.

20 (b) FINANCING.—Nothing in this Act shall be con-  
21 strued to affect the right of the Authority to use a particu-  
22 lar type of financing.

23 **SEC. 4. RELATIONSHIP TO EXISTING OPERATIONS.**

24 (a) IN GENERAL.—Nothing in this Act shall be con-  
25 strued as significantly expanding or otherwise changing

1 the use or operation of the Project from its current use  
2 and operation.

3 (b) FUTURE ALTERATIONS.—If the Authority alters  
4 the operations or uses of the Project it shall comply with  
5 all applicable laws or regulations governing such alteration  
6 at that time.

7 (c) RECREATION.—The Secretary of the Interior, act-  
8 ing through the National Park Service, shall continue to  
9 operate the Lake Meredith National Recreation Area at  
10 Lake Meredith.

11 (d) FLOOD CONTROL.—The Secretary of the Army,  
12 acting through the Corps of Engineers, shall continue to  
13 prescribe regulations for the use of storage allocated to  
14 flood control at Lake Meredith as prescribed in the Letter  
15 of Understanding entered into between the Corps, the Bu-  
16 reau of Reclamation, and the Authority in March and May  
17 1980.

18 (e) SANFORD DAM PROPERTY.—The Authority shall  
19 have the right to occupy and use without payment of lease  
20 or rental charges or license or use fees the property re-  
21 tained by the Bureau of Reclamation at Sanford Dam and  
22 all buildings constructed by the United States thereon for  
23 use as the Authority's headquarters and maintenance fa-  
24 cility. Buildings constructed by the Authority on such  
25 property, or past and future additions to Government con-

1 structed buildings, shall be allowed to remain on the prop-  
2 erty. The Authority shall operate and maintain such prop-  
3 erty and facilities without cost to the United States.

4 **SEC. 5. RELATIONSHIP TO CERTAIN CONTRACT OBLIGA-**  
5 **TIONS.**

6 (a) **PAYMENT OBLIGATIONS EXTINGUISHED.**—Provi-  
7 sion of consideration by the Authority in accordance with  
8 section 3(b) shall extinguish all payment obligations under  
9 contract numbered 14–06–500–485 between the Authority  
10 and the Secretary.

11 (b) **OPERATION AND MAINTENANCE COSTS.**—After  
12 completion of the conveyance provided for in section 3, the  
13 Authority shall have full responsibility for the cost of oper-  
14 ation and maintenance of Sanford Dam, and shall con-  
15 tinue to have full responsibility for operation and mainte-  
16 nance of the Project pipeline and related facilities.

17 (c) **GENERAL.**—Rights and obligations under the ex-  
18 isting contract No. 14–06–500–485 between the Authority  
19 and the United States, other than provisions regarding re-  
20 payment of construction charge obligation by the Author-  
21 ity and provisions relating to the Project aqueduct, shall  
22 remain in full force and effect for the remaining term of  
23 the contract.

1 **SEC. 6. RELATIONSHIP TO OTHER LAWS.**

2       Upon conveyance of the Project under this Act, the  
3 Reclamation Act of 1902 (82 Stat. 388) and all Acts  
4 amendatory thereof or supplemental thereto shall not  
5 apply to the Project.

6 **SEC. 7. LIABILITY.**

7       Except as otherwise provided by law, effective on the  
8 date of conveyance of the Project under this Act, the  
9 United States shall not be liable under any law for dam-  
10 ages of any kind arising out of any act, omission, or occur-  
11 rence relating to the conveyed property.

      Passed the House of Representatives August 7 (leg-  
islative day, August 6), 1998.

Attest:

ROBIN H. CARLE,

*Clerk.*