

(11)

73d CONGRESS  
2d Session

HOUSE OF REPRESENTATIVES

REPORT  
No. 730

## DAMS AND DIKES IN LINCOLN COUNTY, OREG.

FEBRUARY 14, 1934.—Referred to the House Calendar and ordered to be printed

Mr. LEA of California, from the Committee on Interstate and Foreign Commerce, submitted the following

### REPORT

[To accompany S. 1759]

The Committee on Interstate and Foreign Commerce, to whom was referred the bill (S. 1759) to extend the time for the construction of dams and dikes in Lincoln County, Oreg., to prevent the flow of waters of Yaquina Bay and River into Nutes Slough, Boones Slough, and sloughs connected therewith, having considered and amended the same, report thereon with a recommendation that it pass.

The bill has the approval of the War Department, as will appear by the letters attached.

Amend the bill as follows: Strike out the first section and insert in lieu thereof the following:

That the Act approved June 17, 1930, granting the consent of Congress to the Mill Four Drainage District, in Lincoln County, Oregon, to construct, maintain, and operate dams and dikes to prevent the flow of waters of Yaquina Bay and River into Nutes Slough, Boones Slough, and sloughs connected therewith, be and the same is hereby revived and reenacted: *Provided*, That this Act shall be null and void unless the actual construction of the dams and dikes herein referred to be commenced within one year and completed within three years from the date of approval hereof."

Amend the title so as to read:

An Act to revive and reenact the act entitled "An Act Granting the consent of Congress to the Mill Four Drainage District in Lincoln County, Oregon, to construct, maintain, and operate dams and dikes to prevent the flow waters of Yaquina Bay and River into Nutes Slough, Boones Slough, and sloughs connected therewith", approved June 17, 1930.

WAR DEPARTMENT, *January 27, 1934.*

Respectfully returned to the Chairman Committee on Interstate and Foreign Commerce, House of Representatives.

The accompanying bill (S. 1759, 73d Cong., 2d sess.) proposes to extend the time for the construction of dams and dikes in Lincoln County, Oreg., to prevent

the flow of waters of Yaquina Bay and River into Nutes Slough, Boones Slough, and sloughs connected therewith.

Authority for the construction of the dams and dikes in question was granted by act of Congress approved June 17, 1930, which specifically provides that the authority granted shall terminate if the actual construction of the dams and dikes is not commenced within 1 year and completed within 3 years from the date of approval of the act.

So far as known to the Department no advantage was taken of the authority granted, and, pursuant to the restrictions imposed in said act, the franchise expired by limitation on June 17, 1933.

The bill has been amended so as to revive and reenact the original law, and as thus amended I know of no objection to its favorable consideration by Congress.

GEO. H. DERN, *Secretary of War.*

[PUBLIC—No. 368—71ST CONGRESS]

[S. 3898]

AN ACT Granting the consent of Congress to the Mill Four Drainage District, in Lincoln County, Oregon, to construct, maintain, and operate dams and dikes to prevent the flow of waters of Yaquina Bay and River into Nutes Slough, Boones Slough, and sloughs connected therewith.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the consent of Congress is granted to Mill Four Drainage District, organized under the laws of the State of Oregon, to construct, maintain, and operate at points suitable to the interests of navigation dams and dikes for preventing the flow of waters of Yaquina Bay and River into Nutes Slough, Boones Slough, and sloughs connected therewith, in the State of Oregon.

Work shall not be commenced on such dams or dikes until the plans therefor, including plans for all accessory works are submitted to and approved by the Chief of Engineers and the Secretary of War, who may impose such conditions and stipulations as they may deem necessary to protect the interests of the United States.

SEC. 2. The authority granted by this Act shall terminate if the actual construction of the dams and dikes hereby authorized is not commenced within 1 year and completed within 3 years from the date of approval of this Act.

SEC. 3. The right to alter, amend, or repeal this Act is hereby expressly reserved.

Approved, June 17, 1930.

