

Public Law 899

CHAPTER 855

AN ACT

To amend sections 220 and 221 (d) of the Hawaiian Homes Commission Act, 1920.

August 1, 1956
[H. R. 7552]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 220, Hawaiian Homes Commission Act, 1920, as amended (42 Stat. 114, 48 U. S. C. 714), be further amended by adding a new paragraph thereto to read as follows:

Hawaiian Homes
Commission.
62 Stat. 393.

"To enable the construction of irrigation projects which will service Hawaiian homelands, either exclusively or in conjunction with other lands served by such projects, the commission is authorized, with the approval of the governor, to grant to the Hawaiian Irrigation Authority, or to any other agency of the government of the Territory or the United States undertaking the construction and operation of such irrigation projects, licenses for rights-of-way for pipelines, tunnels, ditches, flumes, and other water conveying facilities, reservoirs and other storage facilities, and for the development and use of water appurtenant to Hawaiian homelands; to exchange available lands for public lands, as provided in section 204 (4) of this Act, for sites for reservoirs and subsurface water development wells and shafts; to request any such irrigation agency to organize irrigation projects for Hawaiian homelands and to transfer irrigation facilities constructed by the commission to any such irrigation agency; to agree to pay the tolls and assessments made against community pastures for irrigation water supplied to such pastures; and to agree to pay the costs of construction of projects constructed for Hawaiian homelands at the request of the commission, in the event the assessments paid by the homesteaders upon lands are not sufficient to pay such costs: *Provided*, That licenses for rights-of-way for the purposes and in the manner specified in this section may be granted for a term of years longer than is required for amortization of the costs of the project or projects requiring use of such rights-of-way only if authority for such longer grant is approved by an Act of the Legislature of the Territory of Hawaii. Such payments shall be made from, and be a charge against the Hawaiian home-operating fund."

SEC. 2. Section 221 (d), Hawaiian Homes Commission Act, 1920 (42 Stat. 114, 48 U. S. C. 715 (d)), is hereby amended by deleting therefrom the words "Government-owned water upon the island of Molokai, and" appearing therein between the words "charge" and "Government-owned", and by deleting therefrom the words "any of the water upon the island of Molokai, and" appearing therein between the words "charge" and "any".

Other Govern-
ment-owned water.

SEC. 3. Said section 221 (d), Hawaiian Homes Commission Act, 1920, is hereby further amended by adding a new paragraph thereto, to read as follows:

"Any funds which may be appropriated by Congress as a grant-in-aid for the construction of an irrigation and water utilization system on the island of Molokai designed to serve Hawaiian Homes Commission lands, and which are not required to be reimbursed to the Federal Government, shall be deemed to be payment in advance by the Hawaiian Homes Commission and lessees of the Hawaiian Homes Commission of charges to be made to them for the construction of such system and shall be credited against such charges when made."

SEC. 4. This Act shall take effect upon its approval.

Effectivity.

Approved August 1, 1956.