§ 383. Estimates of cost; limitations as to
No new irrigation project on any Indian reservation, allotments, or
lands, shall be undertaken until it shall have been estimated for and
a maximum limit of cost ascertained from surveys, plans, and
reports submitted by the chief irrigation engineer in the Indian
Service and approved by the Commissioner of Indian Affairs and
the Secretary of the Interior, and such limit of cost shall in no case
be exceeded without express authorization of Congress, and no projec-
to cost in the aggregate to exceed $35,000 shall be undertaken on
any Indian reservation or allotment, without specific authority of
Congress. Apr. 4, 1910, c. 140, § 1, 36 Stat. 270.

Library references: Indians 2nd; C.J.S. Indians § 29.

Historical Note
Transfer of Functions. All functions of the officers of the Department of the
Interior and all functions of all agencies of the Department were
transferred to the Secretary of the Interior, with power vested in him to authorize their performance or the performance of any of his functions by any of those officers, agents, or employees, by 1500 Horse. Plan No. 3, § 1, 2, eff. May 24, 1902, 15 P.R.C. 1530, etc., of the Secretary of the Interior, and all employees under
section 461 of Title 5, Executive De-
partments and Government Officers and Employee.

§ 384. Employment of superintendents of irrigation
The Commissions of Indian Affairs, under the direction of the
Secretary of the Interior, may employ superintendents of irrigation
who shall be skilled irrigation engineers, not to exceed seven in
number. Apr. 4, 1910, c. 140, § 1, 36 Stat. 271.

Library references: Indians 2nd; C.J.S. Indians §§ 9, 74.

Historical Note
Transfer of Functions. All functions of the officers of the Department of the
Interior and all functions of all agencies and employees of the Department were
transferred to the Secretary of the Interior, with power vested in him to authorize their performance or the performance of any of his functions by any of those officers, agents, or employees, by 1500 Horse. Plan No. 3, § 1, 2, eff. May 24, 1902, 15 P.R.C. 1530, etc., of the Secretary of the Interior, and all employees under
section 461 of Title 5, Executive Departments and Government Officers and Employees.

§ 385. Maintenance charges; reimbursement of construction
costs; apportionment of cost
For lands irrigable under any irrigation system or reclamation
project the Secretary of the Interior may fix maintenance charges
which shall be paid as he may direct, such payments to be available
for use in maintaining the project or system for which collected;
Provided further, That all moneys expended under this provision shall be reimbursable where the Indians have adequate funds to repay the Government, such reimbursements to be made under such rules and regulations as the Secretary of the Interior may prescribe;
Provided further, That the Secretary of the Interior is authorized and directed to apportion the cost of any irrigation project constructed for Indians and made reimbursable out of tribal funds of said Indians in accordance with the benefits received by each individual Indian so far as practicable from said irrigation project, said cost to be apportioned against such individual Indian under such rules, regulations, and conditions as the Secretary of the
Interior may prescribe. Apr. 4, 1910, c. 140, §§ 1, 3, 36 Stat. 270, 272: Aug. 1, 1914, c. 222, § 1, 38 Stat. 583; Aug. 3, 1946, c. 770, § 3 (8), 60
Stat. 867.

Library references: Indians 2nd; C.J.S. Indians § 29.

Historical Note
Codification. The first sentence, ex-
ccepting the provisions, in from sections 1 and 3 of Act Apr. 4, 1910. The provisions are from Act Aug. 1, 1914.

A provision in Act Aug. 1, 1914 appropri-
ated a specific sum for the construct-
tion, etc., of ditches, reservoirs, etc., and, for the pay of designated of-
ficials and employees.

Amendment. Act Aug. 7, 1926, eliminated the provisions requiring the
Secretary of the Interior to transmit an-
nual cost accounts to Congress of all
money expended on each irrigation proj-
ected.

662, 43 Stat. 1551, made appropriations for necessary miscellaneous expenses in-
curred in the general administration of
Indian irrigation projects, including sal-
aries of not to exceed five supervising en-
gineers, pay of one chief irrigation en-
gineer, one assistant chief irrigation en-
gineer, one supervising irrigation en-
gineer, and four irrigation officers, and
$2,500 to purchase and install opera-
tion and telegraph equipment for and
reporting and instruction of officials and
employees of the Indian irrigation service, including expenses for travel.

Act May 24, 1922, c. 199, 42 Stat. 500, made appropriations for pay of one chief irrigation engineer, $1,000; one assistant chief irrigation engineer, $500; one irrigation officer, $2,500; and for travel;
and incidental expenses of officials and employees of the Indian irrigation service, including expenses for travel and for travel;

§ 386. Reimbursement of construction charges
The Secretary of the Interior is authorized and directed to require
the owners of irrigable land under any irrigation system constructed for the benefit of Indians and to which water for irrigation purposes can be delivered to begin partial reimbursement of the construction charges, where reimbursement is required by law, at such times and in such amounts as he may deem best; all payments hereunder to be credited on a per acre basis in favor of the land in behalf of which such payments shall have been made and to be deducted from the total per acre charge assessable against said land. Feb. 14, 1920, c. 75, § 1, 41 Stat. 400.

Library references: Indians 2nd; C.J.S. Indians § 29.

§ 386a. Adjustment of reimbursable debts; construction charges
The Secretary of the Interior is hereby authorized and directed to adjust or eliminate reimbursable charges of the Government of the