

Public Law 85-488

AN ACT

July 2, 1958
[H. R. 6322]

To provide that the dates for submission of plan for future control of property and transfer of the property of the Menominee Tribe shall be delayed.

Menominee Indians.

68 Stat. 251.

Management specialists.

Appropriation.

Tribal property control plan.

68 Stat. 250.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act entitled "An Act to provide for a per capita distribution of Menominee tribal funds and authorize the withdrawal of the Menominee Tribe from Federal jurisdiction", approved June 17, 1954, as amended, is further amended as follows:

(a) Section 6 is amended to read as follows:

"SEC. 6. The tribe is authorized to select and retain the services of qualified management specialists, including tax consultants, for the purpose of studying industrial programs on the Menominee Reservation and making such reports or recommendations, including appraisals of Menominee tribal property, as may be desired by the tribe, and to make other studies and reports as may be deemed necessary and desirable by the tribe in connection with the termination of Federal supervision as provided for hereinafter. Such reports shall be completed not later than February 1, 1959. Such specialists are to be retained under contracts entered into between them and authorized representatives of the tribe, subject to approval by the Secretary. Such amounts of Menominee tribal funds as may be required for this purpose shall be made available by the Secretary. In order to reimburse the tribe, in part, for expenditures of such tribal funds as the Secretary deems necessary for the purposes of carrying out the requirements of this section, there is hereby authorized to be appropriated out of any money in the Treasury not otherwise appropriated, an amount equal to all of such expenditures incurred prior to the date this sentence becomes effective, plus one-half of such expenditures incurred thereafter, or the sum of \$275,000, whichever is the lesser amount."

(b) Section 7 is amended to read as follows:

"SEC. 7. The tribe shall as soon as possible and in no event later than February 1, 1959, formulate and submit to the Secretary a plan for the future control of the tribal property and service functions now conducted by or under the supervision of the United States, including but not limited to services in the fields of health, education, welfare, credit, roads, and law and order, and for all other matters involved in the withdrawal of Federal supervision. The Secretary is authorized to provide such reasonable assistance as may be requested by officials of the tribe in the formulation of the plan heretofore referred to, including necessary consultations with representatives of Federal departments and agencies, officials of the State of Wisconsin and political subdivisions thereof, and members of the tribe. The Secretary shall accept such tribal plan as the basis for the conveyance of the tribal property if he finds that it will treat with reasonable equity all members on the final roll of the tribe prepared pursuant to section 3 of this Act, and that it conforms to applicable Federal and State law. In the event the tribe fails to submit a plan approvable under the terms of this Act by February 1, 1959, the Secretary shall cause such a plan to be prepared and submitted to the tribe within three months thereafter. The tribe shall thereafter have three months within which to accept the plan of the Secretary or to submit to the Secretary tribal proposals for modification. If the Menominee Tribe and the Secretary cannot agree upon a plan within the aforementioned six months period the Secretary shall within the following six months transfer the tribal property to a trustee of his choice for management or disposition for the benefit of the Menominee Tribe. The responsi-

bility of the United States to furnish all such supervision and services to the tribe and to the members thereof, because of their status as Indians, shall cease on December 31, 1960, or on such earlier date as may be agreed upon by the tribe and the Secretary. The plan shall contain provision for protection of the forest on a sustained yield basis and for the protection of the water, soil, fish and wildlife. To the extent necessary, the plan shall provide for such terms of transfer pursuant to section 8 of this Act, by trust or otherwise, as shall insure the continued fulfillment of the plan. The Secretary, after approving the plan, shall cause the plan to be published in the Federal Register. The sustained yield management requirement contained in this Act, and the possible selection of a trustee in the event of a tribal planning default, shall not be construed by any court to impose a financial liability on the United States."

(c) Section 8 is amended by striking out "December 31, 1958," where it appears, and by inserting in lieu thereof "December 31, 1960".

Approved July 2, 1958.

68 Stat. 252.
Publication in
F.R.

Property title
transfer.

Public Law 85-489

AN ACT

To amend section 313 (g) of the Agricultural Adjustment Act of 1938, as amended, relating to tobacco acreage allotments.

July 2, 1958
[H. R. 11058]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 313 (g) of the Agricultural Adjustment Act of 1938, as amended, is amended by adding at the end thereof the following new sentence: "If in any calendar year more than one crop of tobacco is grown from (1) the same tobacco plants or (2) different tobacco plants, and is harvested for marketing from the same acreage of a farm, the acreage allotment next established for such farm shall be reduced by an amount equivalent to the acreage from which more than one crop of tobacco has been so grown and harvested."

Tobacco acre-
age allotments.
53 Stat. 1261.
7 USC 1313.

SEC. 2. The amendment made by this Act shall become effective beginning with the 1958 crop of tobacco.

Effective date.

Approved July 2, 1958.

Public Law 85-490

AN ACT

To designate the lock and dam to be constructed on the Calumet River, Illinois, as the "Thomas J. O'Brien lock and dam".

July 2, 1958
[H. R. 12613]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the lock and dam to be constructed on the Calumet River, Illinois, between turning basin numbered 5 at Lake Calumet and the junction of the Little Calumet River and the Grand Calumet River, such lock and dam to be located approximately at One Hundred and Thirty-fourth Street, authorized as one of the structures to replace the Blue Island lock and dam, by the River and Harbor Act of July 24, 1946, shall be known and designated hereafter as the "Thomas J. O'Brien lock and dam". Any law, regulation, map, document, record, or other paper of the United States in which such lock and dam are referred to shall be held to refer to such lock and dam as the "Thomas J. O'Brien lock and dam".

Thomas J.
O'Brien lock and
dam.

60 Stat. 634.

Approved July 2, 1958.