

To amend the act of 6/30/32 to provide for
the reservation of rights of way by the U. S.
in the sale or patenting of lands in Alaska
(1/30/47)

HR 1554
PL 229

E3-1/47.3

REFERENCE SERVICE SLIP						DATE	NO.
NAME OF REQUESTOR						AGENCY OR ADDRESS	
901-45782221 Titled						4/28/09	
UNITS OF SERVICE					SOURCE OF REQUEST (Check)		
INFORMATION SERVICE (Number of replies)		RECORDS FURNISHED (Number of items)	TEXTUAL, STILL PICTURES, ETC. (Number of pages)	MOTION PICTURES (Number of feet)	SOUND RECORDINGS (Number of feet)	NA Administrative Use	
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PLEASE RETURN TO
BUREAU OF THE BUDGET
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[PUBLIC LAW 229—80TH CONGRESS]

[CHAPTER 313—1ST SESSION]

[H. R. 1554]

AN ACT

To amend the Act entitled "An Act providing for the transfer of the duties authorized and authority conferred by law upon the board of road commissioners in the Territory of Alaska to the Department of the Interior, and for other purposes", approved June 30, 1932.

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 providing for the transfer of the duties authorized and authority conferred by law upon the board of road commissioners in the Territory of Alaska to the Department of the Interior, and for other purposes", approved June 30, 1932 (47 Stat. 446), is hereby amended by adding at the end thereof the following new section:

"Sec. 5. In all patents for lands hereafter taken up, entered, or located in the Territory of Alaska, and in all deeds by the United States hereafter conveying any lands to which it may have reacquired title in said Territory not included within the limits of any organized municipality, there shall be expressed that there is reserved, from the lands described in said patent or deed, a right-of-way thereon for roads, roadways, highways, tramways, trails, bridges, and appurtenant structures constructed or to be constructed by or under the authority of the United States or of any State created out of the Territory of Alaska. When a right-of-way reserved under the provisions of this Act is utilized by the United States or under its authority, the head of the agency in charge of such utilization is authorized to determine and make payment for the value of the crops thereon if not harvested by the owner, and for the value of any improvements, or for the cost of removing them to another site, if less than their value."

Approved July 24, 1947.

JUL 24 1947

My dear Mr. Latta:

On July 19, 1947, you advised this office that H. R. 1554, a bill "To amend the Act entitled 'An Act providing for the transfer of the duties authorized and authority conferred by law upon the board of road commissioners in the Territory of Alaska to the Department of the Interior, and for other purposes', approved June 30, 1932", had been received at the White House and requested reports and recommendations as to the approval of the bill.

It is the purpose of the bill as indicated by its title to amend the Act of June 30, 1932, by adding a new section thereto, which provides that in all patents for lands hereafter taken up, entered, or located in the Territory of Alaska, and in all deeds by the United States hereafter conveying any lands to which it may have reacquired title in said Territory not included within the limits of any organized municipality, there shall be expressed that there is reserved, from such lands, a right-of-way thereon for roads, roadways, highways, tramways, trails, bridges, and appurtenant structures constructed or to be constructed by or under the authority of the United States. This section also provides that when any right-of-way reserved under this measure is utilized by the United States, the head of the agency in charge of such utilization is authorized to determine and make payment for the value of the crops thereon if not harvested by the owner, and for the value of any improvements, or for the cost of removing them to another site, if less than their value.

A facsimile of the enrolled enactment has been referred to the Interior Department which initiated the legislation, and its reply recommending approval of the bill is attached. The Department concludes that the approval of this measure should result in a considerable financial saving to the United States since the Government would avoid having to buy back rights-of-way after the lands affected have been patented or conveyed.

I am authorized by the Director of the Bureau of the Budget to recommend that the bill be approved.

Very truly yours,

(Signed) F. J. RAINY

Assistant Director,
Legislative Reference.

Mr. H. C. Latta,

The White House.

Enclosures: Letter from Interior.
House report.

VIA:th 7-23-47

Greenwood 7/24/47

~~MAILED~~
JUL 24 1947
BUREAU OF THE BUDGET



THE SECRETARY OF THE INTERIOR
WASHINGTON

JUL 23 1947

My dear Mr. Webb:

This is in reply to your Bureau's request of July 18 for my comments on the enrolled bill H. R. 1554 "To amend the Act entitled 'An Act providing for the transfer of the duties authorized and authority conferred by law upon the board of road commissioners in the Territory of Alaska to the Department of the Interior, and for other purposes', approved June 30, 1932."

I recommend that the President be requested to approve this measure.

This bill was proposed to the Congress by this Department on January 13, 1947, after clearance by your Bureau on September 16, 1946. It is designed to reserve to the United States a right-of-way for roads, roadways, highways, tramways, trails, bridges and appurtenant structures when public lands in Alaska are patented, or when reacquired lands outside of organized municipalities are conveyed by the Government. It should result in a considerable financial saving to the United States since the Government would avoid having to buy back rights-of-way after the lands affected have been patented or conveyed.

Sincerely yours,

(sgd) Oscar L. Chapman

Under Secretary of the Interior.

Hon. James E. Webb,

Director, Bureau of the Budget.

7/23/47
J. E. Webb

~~F. J. Bailey~~

July 18, 1947

My dear Mr. Secretary:

The Bureau of the Budget has received the attached facsimile of an enrolled enactment of Congress for the purpose of reporting to the President thereon as to whether there is any objection to its approval:

H. R. 1554, an act "To amend the Act entitled 'An Act providing for the transfer of the duties authorized and authority conferred by law upon the board of road commissioners in the Territory of Alaska to the Department of the Interior, and for other purposes', approved June 30, 1932."

The Director of the Bureau of the Budget will appreciate it if you will send to the Bureau, by messenger, in accordance with Budget Circular No. A-9, your comments on the enrolled enactment, including, where a specific amount is not shown, an estimate of its probable cost, so that your views may be presented with the report of the Bureau to the President.

Very truly yours,

The Honorable,

The Secretary of Interior.

Attention: Mr. H. J. Slaughter,
Legislative Division.

F. J. Bailey,
Assistant Director,
Legislative Reference.

Enclosure:

Facsimile of enrolled
enactment.

Eightieth Congress of the United States of America

At the First Session

Begun and held at the City of Washington on Friday, the third
day of January, one thousand nine hundred and forty-seven

AN ACT

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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 providing for the transfer of the duties authorized and authority conferred by law upon the board of road commissioners in the Territory of Alaska to the Department of the Interior, and for other purposes", approved June 30, 1932 (47 Stat. 446), is hereby amended by adding at the end thereof the following new section:

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Speaker of the House of Representatives.

President of the Senate pro tempore.

Calendar No. 574

80TH CONGRESS }
1st Session }

SENATE

{ REPORT
{ No. 551

AMENDING THE ACT ENTITLED "AN ACT PROVIDING FOR THE TRANSFER OF THE DUTIES AUTHORIZED AND AUTHORITY CONFERRED BY LAW UPON THE BOARD OF ROAD COMMISSIONERS IN THE TERRITORY OF ALASKA TO THE DEPARTMENT OF THE INTERIOR, AND FOR OTHER PURPOSES," APPROVED JUNE 30, 1932

JULY 15, 1947.—Ordered to be printed

Mr. BUTLER, from the Committee on Public Lands, submitted the following

REPORT

[To accompany H. R. 1554]

The Senate Committee on Public Lands, to whom was referred the bill (H. R. 1554) to amend the act entitled "An act providing for the transfer of the duties authorized and authority conferred by law upon the Board of Road Commissioners in the Territory of Alaska to the Department of the Interior, and for other purposes," approved June 30, 1932, having considered the same, report favorably thereon without amendment and with the recommendation that the bill do pass.

The bill is designed to facilitate the work of the Alaska Road Commission. As the population of Alaska increases and the Territory develops, the Road Commission will find it increasingly difficult to obtain desirable highway lands unless legislative provision is made for rights-of-way.

The committee believes that passage of this legislation will help to eliminate unnecessary negotiations and litigations in obtaining proper rights-of-way throughout Alaska.

This proposed legislation was introduced at the request of the Department of the Interior and its letter of transmittal to the Speaker of the House of Representatives is hereinbelow set forth in full and made a part of this report.

1 “SEC. 5. In all patents for lands hereafter taken up,
2 entered, or located in the Territory of Alaska, and in all
3 deeds by the United States hereafter conveying any lands
4 to which it may have reacquired title in said Territory not
5 included within the limits of any organized municipality,
6 there shall be expressed that there is reserved, from the lands
7 described in said patent or deed, a right-of-way thereon for
8 roads, roadways, highways, tramways, trails, bridges, and
9 appurtenant structures constructed or to be constructed by
10 or under the authority of the United States or of any State
11 created out of the Territory of Alaska. When a right-of-
12 way reserved under the provisions of this Act is utilized by
13 the United States or under its authority, the head of the
14 agency in charge of such utilization is authorized to determine
15 and make payment for the value of the crops thereon if not
16 harvested by the owner, and for the value of any improve-
17 ments, or for the cost of removing them to another site, if
18 less than their value.”

Passed the House of Representatives July 7, 1947.

Attest:

JOHN ANDREWS,

Clerk.

Calendar No. 574

80TH CONGRESS
1ST SESSION

H. R. 1554

[Report No. 551]

IN THE SENATE OF THE UNITED STATES

JULY 8 (legislative day, JULY 7), 1947

Read twice and referred to the Committee on Public Lands

JULY 15, 1947

Reported by Mr. BUTLER, without amendment

AN ACT

To amend the Act entitled "An Act providing for the transfer of the duties authorized and authority conferred by law upon the board of road commissioners in the Territory of Alaska to the Department of the Interior, and for other purposes", approved June 30, 1932.

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- 2 *tives of the United States of America in Congress assembled,*
- 3 That the Act entitled "An Act providing for the transfer
- 4 of the duties authorized and authority conferred by law upon
- 5 the board of road commissioners in the Territory of Alaska
- 6 to the Department of the Interior, and for other purposes",
- 7 approved June 30, 1932 (47 Stat. 446), is hereby amended
- 8 by adding at the end thereof the following new section:

Calendar No. 574

80TH CONGRESS
1ST SESSION

H. R. 1554

[Report No. 551]

AN ACT

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JULY 8 (legislative day, JULY 7), 1947

Read twice and referred to the Committee on
Public Lands

JULY 15, 1947

Reported without amendment

80TH CONGRESS
1ST SESSION

H. R. 1554

IN THE SENATE OF THE UNITED STATES

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10 or under the authority of the United States or of any State
11 created out of the Territory of Alaska. When a right-of-
12 way reserved under the provisions of this Act is utilized by
13 the United States or under its authority, the head of the
14 agency in charge of such utilization is authorized to determine
15 and make payment for the value of the crops thereon if not
16 harvested by the owner, and for the value of any improve-
17 ments, or for the cost of removing them to another site, if
18 less than their value.”

Passed the House of Representatives July 7, 1947.

Attest:

JOHN ANDREWS,

Clerk.

80TH CONGRESS
1ST SESSION

H. R. 1554

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AMENDING THE ACT ENTITLED "AN ACT PROVIDING FOR THE TRANSFER OF THE DUTIES AUTHORIZED AND AUTHORITY CONFERRED BY LAW UPON THE BOARD OF ROAD COMMISSIONERS IN THE TERRITORY OF ALASKA TO THE DEPARTMENT OF THE INTERIOR, AND FOR OTHER PURPOSES," APPROVED JUNE 30, 1932

JUNE 24, 1947.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. WELCH, from the Committee on Public Lands, submitted the following

REPORT

[To accompany H. R. 1554]

The Committee on Public Lands, to whom was referred the bill (H. R. 1554) to amend the act entitled "An act providing for the transfer of the duties authorized and authority conferred by law upon the board of road commissioners in the Territory of Alaska to the Department of the Interior, and for other purposes," approved June 30, 1932, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

EXPLANATION OF THE BILL

This bill is designed to facilitate the work of the Alaska Road Commission. As the population of Alaska increases and the Territory develops, the road commission will find it increasingly difficult to obtain desirable highway lands unless legislative provision is made for rights-of-way.

The Committee on Public Lands unanimously agree that passage of this legislation will help to eliminate unnecessary negotiations and litigations in obtaining proper rights-of-way throughout Alaska.

The chairman of the Committee on Public Lands introduced this legislation at the request of the Department of the Interior, as stated in their letter of January 13, 1947, to the Speaker of the House of Representatives, which is set forth below and made a part of this report.

Union Calendar No. 331

80TH CONGRESS
1ST SESSION

H. R. 1554

[Report No. 673]

A BILL

To amend the Act entitled "An Act providing for the transfer of the duties authorized and authority conferred by law upon the board of road commissioners in the Territory of Alaska to the Department of the Interior, and for other purposes", approved June 30, 1932.

By Mr. WELCH

JANUARY 30, 1947

Referred to the Committee on Public Lands

JUNE 24, 1947

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

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Union Calendar No. 331

80TH CONGRESS
1ST SESSION

H. R. 1554

[Report No. 673]

IN THE HOUSE OF REPRESENTATIVES

JANUARY 30, 1947

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JUNE 24, 1947

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80TH CONGRESS
1ST SESSION

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80TH CONGRESS
1ST SESSION

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H. R. 1554

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