

**AMENDMENT TO H.R. 6652**  
**OFFERED BY MR. HUFFMAN**

Page 2, after line 5, insert the following:

1           (3) DISTRICT'S HEAD GATE.—The term “Dis-  
2        trict’s head gate” means the point of diversion for  
3        the Kennewick Irrigation District, identified as the  
4        KID Main Canal Headworks at the following loca-  
5        tion: KID Main Canal headworks, 200 feet east and  
6        1100 feet north, more or less, from the southwest  
7        corner of Section 16, being within the northwest 1/  
8        4 of the southwest 1/4 of the southwest 1/4 of Sec-  
9        tion 16, T. 9 N., 26 E.W.M.

Page 2, line 6, strike “(3)” and insert “(4)”.

Page 2, line 9, strike “(4)” and insert “(5)”.

Page 2, line 13, strike the period and insert “built to serve the place of use of the 20,201 acres of currently irrigated irrigable lands entitled to delivery of water within the Kennewick Irrigation District.”.

Page 2, line 14, strike “(5)” and insert “(6)”.

Page 6, after line 3, add the following:

1 **SEC. 7. MISCELLANEOUS.**

2 (a) APPLICABILITY OF OTHER LAW.—Section 1212  
3 of Public Law 103–434 shall apply to and be incorporated  
4 into this Act.

5 (b) STATUTORY CONSTRUCTION.—Nothing in this  
6 Act shall or shall be construed for any purpose—

7 (1) to transfer, affect, reduce, modify, or impair  
8 the water rights of any person;

9 (2) to affect, reduce, modify or impair the  
10 United States’ authority to regulate and manage  
11 water in the Yakima Basin, including water diverted  
12 into the Chandler power canal and Prosser Dam  
13 through and including the Kennewick Irrigation Dis-  
14 trict’s head gate;

15 (3) to change how water is diverted at Prosser  
16 Dam and delivered to the Kennewick Irrigation Dis-  
17 trict though the Chandler pumps though the Dis-  
18 trict’s head gate; and

19 (4) to affect reduce, modify, or impair the  
20 United States’ control, management, and ownership  
21 of the “Reserved works” as defined in the United  
22 States Bureau of Reclamation and Kennewick Irri-  
23 gation District Amendatory Repayment Contract  
24 (1953) (Contract No. 14–06–W–56) as amended, at  
25 pp. 2–3, which Reserved works include but are not  
26 limited to Prosser dam, the Chandler power canal

1 and hydroelectric and pumping plant, all Yakima  
2 Project facilities, and the siphon under the Yakima  
3 River to the District's head gate.

4 **SEC. 8. LIMITATIONS.**

5 After completing the requirements of the National  
6 Environmental Policy Act of 1969 (42 U.S.C. 4321 et  
7 seq.), the Secretary of the Interior shall convey title, if  
8 Secretary affirms in writing to the House Committee on  
9 Natural Resources and the Senate Committee on Energy  
10 and Natural Resources that the following criteria have  
11 been met:

12 (1) The Kennewick Irrigation District agrees to  
13 accept title to the property proposed for transfer.

14 (2) The proposed title transfer will not have an  
15 unmitigated negative effect on the environment.

16 (3) The transfer is consistent with the Sec-  
17 retary's responsibility to protect land and water re-  
18 sources held in trust for federally recognized Indian  
19 Tribes.

20 (4) The transfer is consistent with the Sec-  
21 retary's responsibility to ensure compliance with  
22 international treaties and interstate compacts.

23 (5) The Kennewick Irrigation District agrees to  
24 provide, as consideration for the assets to be con-  
25 veyed, compensation to the United States worth the

1 equivalent of the present value of any repayment ob-  
2 ligation to the United States or other income stream  
3 the United States derives from the assets to be  
4 transferred at the time of the transfer.

