

SIGNIFICANT ACTS OF CONGRESS THAT SPECIFICALLY AUTHORIZE
THE WITHDRAWAL OF PUBLIC LANDS

The Act of October 2, 1888 (25 Stat. 527; 43 U.S.C. 662).

Reservoir Sites - For the selection of sites for reservoirs and other hydraulic works necessary for the storage and utilization of water for irrigation and the prevention of floods/overflows.

Closed the lands to surface entry and mining. Open to mineral leasing unless specifically closed by a withdrawal order.

The Act of March 3, 1879 (20 Stat. 394; 43 U.S.C. 31).

Authorizes the Secretary of the Interior to classify public lands for power sites. Power Site Classifications (PSC).

Lands closed to the public land laws; open to mining after 8/11/1955 (Public Law 359). Open to mineral leasing unless specifically closed by a withdrawal order.

The Act of March 3, 1891 (26 Stat. 1103; 16 U.S.C. 471).

Forest Reserves - Authorizes the President to reserve lands as national forests. Usually done by Presidential Proclamation. Lands were closed to surface entry and mining. The Act of June 4, 1897 (Forest Act) made National Forests (forest reserves) available for mining for those forests established under the 1891 Act and all future forests.

Lands are closed to surface entry except for those forms of disposition that may by law be made of National Forest System lands. Open to mineral leasing unless specifically closed by withdrawal order.

The Act of August 18, 1894 (28 Stat. 422; 43 U.S.C. 641).
Carey Act

Lands closed to surface entry and mining upon approval by the Secretary of the Interior of the State's application.

The Act of June 17, 1902, Section 3, (32 Stat. 388; 43 U.S.C. 416).

Reclamation Act - Authorizes the Secretary of the Interior to withdraw lands for reclamation purposes.

First form - lands which may be used in the construction and maintenance of irrigation projects. Lands are closed to surface entry and mining.

Second form - lands which are believed susceptible to irrigation from a project. Lands are open to homesteading and mining only.

Both forms open to mineral leasing.

The Act of April 16, 1906 (34 Stat. 116; 43 U.S.C. 561).

Reclamation Townsites - Authorizes the Secretary of the Interior to withdraw lands for townsite purposes in connection with irrigation under the 1902 Act.

Lands are closed to surface entry and mining. Open to mineral leasing.

(Also the Act of June 27, 1906 (34 Stat. 520; 43 U.S.C. 561)).

The Act of June 25, 1910 (36 Stat. 847; 43 U.S.C. 141, 142), as amended by the Act of August 24, 1912 (37 Stat. 497; 43 U.S.C. 141).

Pickett Act - Authority for the President to temporarily withdraw lands. Temporary withdrawals for the conservation and protection of natural resources pending submission of recommendation for legislation to Congress. First general authority for the President to withdraw land.

Power Site Reserve (PSR)
Reservoir Site Reserve
Public Water Reserve (E.O. of 4/17/1926)

(Also, the Act of December 29, 1916, Section 10, (39 Stat. 865; 43 U.S.C. 300, PWR in Stock Driveways)

Lands closed to surface entry and nonmetalliferous mining. Open to metalliferous mining and mineral leasing.

The Act of December 29, 1916 (39 Stat. 865; 43 U.S.C. 300).

Authorizes the Secretary of the Interior to withdraw lands for stock driveways.

Land closed to surface entry only.

The Act of June 25, 1910 (36 Stat. 858; 43 U.S.C. 148).

Powersite Reserves on Indian Reservations. Authorizes the Secretary of the Interior to withdraw lands valuable for power or irrigation purposes.

The Act of May 24, 1928 (45 Stat. 729; 49 U.S.C. 211-214).

Authorizes the Secretary of the Interior to withdraw lands for air navigation facilities.

Closed the lands to surface entry and mining.

The Acts of June 20, 1910 (36 Stat. 557), June 9, 1916 (39 Stat. 218), and February 26, 1919 (40 Stat. 1179).

Waterpower Designations

Land closed to surface entry only.

The Act of June 10, 1920 (41 Stat. 1075; 16 U.S.C. 818).

Federal Power Act - Provides for the reservation of public lands included in any proposed project.

Application filed with FERC closes land to surface entry. Permit/License issued by FERC closes land to surface entry and mining.

