

(1) all claims waived and released pursuant to section 9020(a)(2); and

(2) any claim of an allottee against the United States similar in nature to a claim described in section 9020(a)(2) that the allottee asserted or could have asserted.

**SEC. 9022. MISCELLANEOUS PROVISIONS.**

(a) **WAIVER OF SOVEREIGN IMMUNITY.**—Except as provided in subsections (a) through (c) of section 208 of the Department of Justice Appropriation Act, 1953 (43 U.S.C. 666), nothing in this title waives the sovereign immunity of the United States.

(b) **OTHER TRIBES NOT ADVERSELY AFFECTED.**—Nothing in this title quantifies or diminishes any land or water right, or any claim or entitlement to land or water, of an Indian tribe, band, or community other than the Tribe.

(c) **LIMITATION ON CLAIMS FOR REIMBURSEMENT.**—With respect to any Indian-owned land located within the Reservation—

(1) the United States shall not submit against that land any claim for reimbursement of the cost to the United States of carrying out this title or the Compact; and

(2) no assessment of that land shall be made regarding that cost.

(d) **LIMITATION ON LIABILITY OF UNITED STATES.**—

(1) **IN GENERAL.**—The United States has no obligation—

(A) to monitor, administer, or account for, in any manner, any funds provided to the Tribe by the State; or

(B) to review or approve any expenditure of those funds.

(2) **INDEMNITY.**—The Tribe shall indemnify the United States, and hold the United States harmless, with respect to all claims (including claims for takings or breach of trust) arising from the receipt or expenditure of amounts described in the subsection.

(e) **EFFECT ON CURRENT LAW.**—Nothing in this section affects any provision of law (including regulations) in effect on the day before the date of enactment of this title with respect to preenforcement review of any Federal environmental enforcement action.

(f) **EFFECT ON RECLAMATION LAWS.**—The activities carried out by the Commissioner of Reclamation under this title shall not establish a precedent or impact the authority provided under any other provision of the reclamation laws, including—

(1) the Reclamation Rural Water Supply Act of 2006 (43 U.S.C. 2401 et seq.); and

(2) the Omnibus Public Land Management Act of 2009 (Public Law 111-11; 123 Stat. 991).

(g) **IRRIGATION EFFICIENCY IN UPPER BIRCH CREEK DRAINAGE.**—Any activity carried out by the Tribe in the Upper Birch Creek Drainage (as defined in article II.50 of the Compact) using funds made available to carry out this title shall achieve an irrigation efficiency of not less than 50 percent.

(h) **BIRCH CREEK AGREEMENT APPROVAL.**—The Birch Creek Agreement is approved to the extent that the Birch Creek Agreement requires approval under section 2116 of the Revised Statutes (25 U.S.C. 177).

(i) **LIMITATION ON EFFECT.**—Nothing in this title or the Compact—

(1) makes an allocation or apportionment of water between or among States; or

(2) addresses or implies whether, how, or to what extent the Tribal water rights, or any portion of the Tribal water rights, should be accounted for as part of, or otherwise charged against, an allocation or apportionment of water made to a State in an interstate allocation or apportionment.

**SEC. 9023. EXPIRATION ON FAILURE TO MEET ENFORCEABILITY DATE.**

If the Secretary fails to publish a statement of findings under section 9020(f) by not later than January 21, 2025, or such alter-

native later date as is agreed to by the Tribe and the Secretary, after reasonable notice to the State, as applicable—

(1) this title expires effective on the later of—

(A) January 22, 2025; and

(B) the day after such alternative later date as is agreed to by the Tribe and the Secretary;

(2) any action taken by the Secretary and any contract or agreement entered into pursuant to this title shall be void;

(3) any amounts made available under section 9018, together with any interest on those amounts, that remain unexpended shall immediately revert to the general fund of the Treasury, except for any funds made available under section 9016(e)(2) if the Montana Water Court denies the Tribe's request to reinstate the objections in section 9020(c); and

(4) the United States shall be entitled to offset against any claims asserted by the Tribe against the United States relating to water rights—

(A) any funds expended or withdrawn from the amounts made available pursuant to this title; and

(B) any funds made available to carry out the activities authorized by this title from other authorized sources, except for any funds provided under section 9016(e)(2) if the Montana Water court denies the Tribe's request to reinstate the objections in section 9020(c).

**SEC. 9024. ANTIDEFICIENCY.**

The United States shall not be liable for any failure to carry out any obligation or activity authorized by this title (including any obligation or activity under the Compact) if—

(1) adequate appropriations are not provided expressly by Congress to carry out the purposes of this title; or

(2) there are not enough monies available to carry out the purposes of this title in the Reclamation Water Settlements Fund established under section 10501(a) of the Omnibus Public Land Management Act of 2009 (43 U.S.C. 407(a)).

**LEGISLATIVE BRANCH APPROPRIATIONS ACT, 2017—MOTION TO PROCEED**

Mr. MCCONNELL. Madam President, I move to proceed to H.R. 5325.

The PRESIDING OFFICER. The clerk will report the motion.

The legislative clerk read as follows:

Motion to proceed to Calendar No. 516, H.R. 5325, making appropriations for the Legislative Branch for the fiscal year ending September 30, 2017, and for other purposes.

**MORNING BUSINESS**

Mr. MCCONNELL. Madam President, I ask unanimous consent that the Senate proceed to a period of morning business, with Senators permitted to speak therein for up to 10 minutes each.

The PRESIDING OFFICER. Is there objection?

Without objection, it is so ordered.

The Senator from Oklahoma.

**THANKING STAFF**

Mr. INHOFE. Madam President, first of all, I will be very brief. What we just passed is a major bill. It took a lot of effort from a lot of people. Many times

the Members get more credit than they should because the real heroes are the ones who are back there doing the work. I want to thank the staff who are responsible for the hours and a lot of late nights.

I want to thank my chief of staff, Adrienne Jackson, as well as Alex Herrgott. They do a lot of late night work on these things, as well as many on the other side. In the case of Alex Herrgott, who was driving this thing, he has been doing this for me for over a dozen years. We have had a lot of successes.

I also wish to recognize Susan Bodine, who is sitting right here. She is a long-time WRDA expert, going back to 2 years ago when we had the WRDA bill, in 2014. She actually worked on WRDA on the House side for 11 years. I thank, as well, Charles Brittingham. These are the two who actually spent the time on my side of the aisle who put in the hardest and the longest hours. He was originally on loan to me from Senator VITTER, but now he is a full member of the EPW Committee. Few, if any, have better expertise on the core operation than Charles.

I want to thank Joe Brown for his long hours, as well as Jennie Wright and Andrew Neely for their work on the Oklahoma priorities on this bill, along with Carter Vella and Amanda Hall.

I want to thank Jason Albritton and Ted Illston on Senator BOXER's staff for their hard work with my team, and I thank Bettina Poirier, as always, for the hard work she did.

I thank the hard-working Aurora Swanson at CBO. We really put the burden on CBO. They had to respond immediately on short notice in order to get this done. Everyone said it was going to be impossible during this work period, but she played a major part in that. I also recognize the scoring and work that was necessary from the Senate legislative counsel Deanna Edwards, Maureen Catreni, and Gary Endicott. Finally, I thank Neil Chatterjee for his work from the leader's office. It was very, very helpful.

Of course, I already mentioned the hard work of my colleague Senator BOXER for making this bill a reality. It was a project that couldn't have been done any other way with any other people, and I am proud to have that behind us now.

With that, I will yield the floor.

The PRESIDING OFFICER. The Senator from Vermont.

**REMEMBERING ROBERT J. DUNFEY, SR.**

Mr. LEAHY. Madam President, for every pivotal moment in history, behind the faces of the political leaders, the negotiators, the protestors and the agreement-seekers, there are stalwart citizens, seeking to find the common ground for the common good. Last month, one such advocate in the march

for peace in Ireland, Robert J. Dunfey, Sr., passed away.

Bob Dunfey was a successful businessman, the founder of what today we call the Omni Hotel chain, who gave back to his community, his state, his country and his world. A public servant who spent decades advancing peace-building efforts in his ancestral home of Ireland, Mr. Dunfey was widely regarded by leaders of all walks in Ireland. He worked to support initiatives in Northern Ireland, as well as those in Ireland. A trusted partner, Bob Dunfey sought neither credit nor the spotlight; he worked behind the scenes, a true hallmark of public service.

Marcelle and I were touched when Bob welcomed us and our family into his home in Ballyferriter, Ireland. He leaves behind family and friends in his native New England, across the country and around the world. His is a friendship I will miss.

I ask unanimous consent that the full obituary for Robert Dunfey, Sr., be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

OBITUARY FOR ROBERT J. DUNFEY SR., CO-FOUNDER, OMNI-DUNFEY HOTELS INTERNATIONAL AND PEACE-BUILDER, NORTHERN IRELAND

Robert John 'Bob' Dunfey, Sr. of Portsmouth, NH and formerly of Cape Elizabeth, ME, died peacefully on Tuesday, August 23, 2016, surrounded by loving family including his devoted wife, Jeanette Marston Dunfey who tirelessly cared for him during his long and valiant struggle against Parkinson's Disease.

Bob was born February 9, 1928 in Lowell, MA, the seventh of twelve children of Catherine and LeRoy Dunfey. He was educated at St. Patrick's School and Keith Academy, both in Lowell.

He is survived by former wife Shirley (Corey) Dunfey, and five children: Robert Dunfey, Jr. Cape Elizabeth, ME; Roy and Karen Dunfey, Portland, ME; Eileen Dunfey and Michael Pulsifer, Cape Elizabeth, ME; Brian Dunfey, South Berwick, ME; Maryanne Dunfey, North Conway, NH; 10 grandchildren and 3 great-grandchildren.

He is also survived by 4 of his 11 siblings: Jack and his wife Lisa of Boston; Eileen Robinson of Bradenton, FL; Jerry and his wife Nadine Hack of Lutry, Switzerland; Eleanor Dunfey and her husband Jim Freiburger of Exeter, NH; many dear cousins in Ballyferriter, Co. Kerry, Ireland; and his wife Jeanette's devoted Marston family.

He was pre-deceased by his parents Catherine and LeRoy and 7 Dunfey siblings: Roy, Paul, Catherine, 'Kay,' Mary, William 'Bud,' and Richard, 'Dick,' and Walter.

Rarely in the 88 years of Bob Dunfey's life was he in or did he seek the limelight, but a look behind the scenes in meetings, conversations, and telephone calls would reveal Bob's signature contributions. The seventh child in a family of 12 knew from the beginning that his life would be that of bridge builder, connector, supporter of worthy causes.

Too young to enlist in WWII with his older brothers, he became the indispensable "right hand" for his father and role model for his younger siblings by doing the often thankless hard work—behind the counter in the family's luncheonette and variety store in Lowell, MA's 'ACRE,' the home of so many

first generation Irish and other immigrants. To this day, his closest friend and partner, brother Jack, credits Bob's energy and hard work as the distinct factor that grew the family business from one small business to fried clam stands at Hampton Beach then on to restaurants, motels and hotels throughout New England, an evolution which led to the purchase of Boston's famous Parker House in 1968 and later became Omni Hotels International.

Bob's work in the business community had a significant impact on the Maine economy. In 1966 Bob successfully led the controversial campaign to allow restaurants, lounges and hotels to sell alcoholic beverages on Sunday which was prohibited by law. Another major contribution was the development of the Maine Mall.

During Bobby Kennedy's 1968 campaign for President, Bobby would personally call Bob each Sunday to hear how the campaign was going in Maine. In 1980, on behalf of Maine Governor Brennan, Bob asked Federal Judge George Mitchell to fill the senate seat of Edmund Muskie, newly appointed Secretary of State by President Carter. Mitchell accepted.

As an active father he helped raise his family in Cape Elizabeth. His favorite places were Prout's Neck walking the beach and the bird walk, boating around Casco Bay and riding his bike along the New England Coast. In 1965, he built a ski chalet in North Conway where his family and grandchildren spent winter weekends skiing Cranmore Mountain and snowmobiling. He also arranged many family ski trips to Vail at Thanksgiving.

But his pride and joy was the house he had built in Ballyferriter, Ireland with the most amazing view of ocean and cliffs. His purpose was to have new generations of family reconnect with Irish relatives. His school master and archeologist cousin, Denis O'Connor helped Bob select the perfect Irish name: Feorann: "edge of the sea, a verdant bank on a mountainside . . ." Over 35 years, Bob expanded that word's meaning to include: a bit of heaven to be shared with all! He generously opened his Irish home to family, countless friends—even friends of friends. He introduced Senators George Mitchell, Ted Kennedy, Patrick Leahy, and Chris Dodd to the expansive beauty and warm hospitality of the Dingle Peninsula. Bob believed as every Kerryman does, that there are only two kingdoms: The Kingdom of God and The Kingdom of Kerry; "One is of this world and one is out of this world!"

Robert J. 'Bob' Dunfey, Sr. was a trustee of the University of Maine System; a director of the American Ireland Funds; founder and honorary director of the Susan L. Curtis Foundation, which operates a 50-acre summer camp for Maine's underprivileged children. Bob was a founding director of the Maine Community Foundation. Bob served on the Spurwink Board of Trustees for 14 years, and was honored as the inaugural Humanitarian of the Year in 1987.

He was founding treasurer and director of New England Circle/Global Citizens Circle, a 40-year old non-profit forum that brings leaders and activists together for civil dialogue on critical issues that lead to constructive change in our local and global communities. Bob worked tirelessly to support initiatives in Northern Ireland and cultural preservation projects in the South of Ireland. For his extraordinary efforts over 40 years on the Isle of Ireland, he was honored with several major awards by all the Parties to the Peace Process as a trusted behind the scenes partner for all who were interested in moving beyond "The Troubles."

He was an advisor for the White House Conference for Trade and Investment in

Northern Ireland. He participated with Sen. George Mitchell, President Clinton's Special Envoy for Economic Initiatives for Northern Ireland, on the Senator's first tour of Belfast, Derry, and Border Towns.

Bob and his brother, Jack Dunfey, traveled to Oslo with John Hume and David Trimble and their families when the two Northern Ireland leaders were awarded the Nobel Peace Prize in 1998.

Perhaps it is in the reflections of others that we see the worth of a life well lived. Julia Brown, Bob's granddaughter, offers such a reflection and two dear friends warmly affirm her tribute: "Our Papa leaves an amazing legacy as a humanitarian and activist. He touched so many lives and made such a memorable impact in this world. He will be immensely missed by his loving family and wide circle of friends." One of those dear and longtime friends, Jackie Redpath, Belfast Shankill Community Centre, who worked so closely alongside Bob, shares that sentiment: "Bob was a 'great man'. In Ireland, in Belfast, on the Shankill Falls, he straddled 'both sides' & both extremes & I am forever grateful for his, and your family's, bringing loyalism/unionism' in from the cold and giving us a seat 'at the top table' in the United States. People are alive today, who would not otherwise be, on account of this. Bob was strong, sincere, determined, wise, sensitive and great damn fun. He was very kind to me and I will miss him.

It was his beloved Maine, however, that Bob served first and foremost, and the Susan Curtis Foundation expresses best, all that Bob Dunfey means to them: "It may comfort you to know that this summer, nearly 500 youth learned about themselves and who they can be, while developing the character, skills and life lessons they need to reach their dreams. Over 16,000 youth have had that same experience since Camp Susan Curtis opened its doors in 1974. None of this would have happened without Bob. He lives on in the thousands of Maine youth (and former Maine youth—now adults!) who are succeeding and thriving in part because they mattered at Camp Susan Curtis. He will forever be a part of us and we will miss him."

A celebration of Bob's life will be held at St. John's Episcopal Church, 100 Chapel Street, Portsmouth, NH at 11 A.M. Saturday, September 10, 2016. Honoring Bob's wish, his ashes will be interred in the family's ancestral grave in Ballyferriter, Ireland alongside his sister, Mary; brother, Walter; and nephew, Philip, at a time convenient to the family. The family requests that, in lieu of flowers, friends consider a contribution in Bob's memory to the Susan Curtis Foundation 1321 Washington Ave # 104, Portland, ME 04103.

#### TRIBUTE TO TIM MITCHELL

Mr. LEAHY. Madam President, if I can take a moment, I don't think people realize how many men and women on both sides of the aisle work so hard to make the Senate work, to keep things going. I've often said, only partially in jest, that U.S. Senators are merely constitutional impediments to the staff who do all the work. One of those people is Tim Mitchell.

I have been here from the day he began, 25 years ago tomorrow. I know his wonderful wife, Alicia, and his son, Ben, who is in my grandson's class. We see them playing sports together.

If I am ever feeling down about the prospects of the Red Sox, I simply ask Tim, and know the sun will come up tomorrow because Tim will point out