

Wyoming.

From Fort Collins to Cheyenne  
From Rawlings Springs to Centreville  
Approved, June 23, 1874.

June 23, 1874.

**CHAP. 471.**—An act providing for the sale of the Kansas Indian lands in Kansas to actual settlers, and for the disposition of the proceeds of the sale.

Preamble.  
1872, ch. 141, vol.  
xvii, p. 85.

Vol. xii, p. 1111.

Whereas, the Secretary of the Interior, in pursuance of an act approved May eighth, eighteen hundred and seventy-two has caused to be appraised the lands heretofore owned by the Kansas tribe of Indians, in the State of Kansas, which by the terms of the treaty made by the United States and said Indians, and proclaimed November seventeenth, eighteen hundred and sixty, were to be sold for the benefit of said Indians; which appraisement also includes all improvements on the same, and the value of said improvements distinguishing between improvements made by members of said Indian tribe, the United States, and white settlers; and whereas the appraisement thus made was so high that neither settlers nor purchasers were able to pay the same, and the said land has remained unsold from the passage of the act, Therefore,

Settlers on Kansas  
Indian trust-lands  
may make payment  
of appraised value  
in six annual instal-  
ments.

Instalments, when  
payable.  
Interest on instal-  
ments.

Where timber  
land purchaser to  
give bond.

Notes to secure  
purchase money.

Remainder of trust-  
lands and of dimin-  
ished reserves subject  
to entry.

Payment of ap-  
praised value.

Manner of pay-  
ment.

Interest.

Notes to secure  
payment.

Title to be with-  
held until last pay-  
ment made.

Where timber  
land purchaser to  
give bond.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That each bona fide settler on any of the trust-lands embraced in said act, heretofore reported as such by the commissioners appointed to make said appraisement, and the rejected claimants as bona fide settlers, who were recommended as such by Andrew C. Williams, acting under instructions to Superintendent Hoag, from the Indian Office, dated October twenty-fourth, eighteen hundred and seventy-two, be permitted to make payment of the appraised value of their lands to the local land office at Topeka, Kansas, under such rules as the Commissioner of the General Land Office may adopt, in six equal annual instalments; the first instalment payable on the first of January, eighteen hundred and seventy-five, and the remaining instalments payable annually from that time, and drawing interest at six per centum per annum until paid: *Provided,* That where there is timber on any of the lands to be sold under the provisions of this act, the Secretary of the Interior shall require the purchaser to enter into bond, with approved security, that he shall commit no waste on the timber, or otherwise, on said land until the last payment is made, and give his notes to secure the purchase money thereof on the terms aforesaid.

**SEC. 2.** That all the remainder of the trust-lands and of the undisposed portion of the diminished reserve shall be subject to entry at the local land office at Topeka, Kansas, in tracts not exceeding one hundred and sixty acres, unless a legal subdivision of a section shall be fractional and found to contain a greater number of acres, by actual settlers, under such rules and regulations as the Commissioner of the General Land Office may prescribe. And the parties making such entries shall be required to make payment of the appraised value of the land entered and occupied by each, in the following manner: One-fourth at the time that the entry is made, and the remainder in three equal annual payments, drawing interest at six per centum per annum, which payments shall be secured by notes payable to the United States, and the Secretary of the Interior, shall withhold title until the last payment is made; and the Secretary of the Interior, where there is timber on the lands, shall, in addition, compel the purchaser to enter bond, with approved security, to commit no waste by the destruction of timber, or otherwise, on the premises, until final payment has been made; and the Secretary of the Interior shall cause patents in fee simple to be issued to all parties who shall complete purchases under the provisions of this act: *Provided,* That if any person or persons applying to purchase land under the provisions of this act shall fail to make payment, or to perform any other conditions required by the provisions of this act, or by

rules and regulations that may be prescribed in the execution hereof, within ninety days after such payment shall become due, or performance be required by the terms hereof, or by the rules and regulations which may be prescribed in execution hereof, such person or persons shall forfeit all rights under the provisions of this act, and all claim or right to reimbursement or compensation for previous action or payment by said person or persons under the provisions hereof; and the land proposed to be purchased by such person or persons shall again be subject to sale, as though no action had been had in regard to the same: *And provided*, That all of the lands not taken within twelve months after the passage of this act may be sold in amounts not to exceed one hundred and sixty acres to any one person, at the appraised price in the land district in which they are situated.

Persons failing to make payment, &c., to forfeit all rights and claims.

Land again subject to sale.

Lands not taken in twelve months may be sold at appraised price.

SEC. 3. That in preparing or giving their testimony, all settlers or purchasers of land under the provisions of this act may have such testimony taken, after due and legal notice to the opposing party in interest, before any notary public or person qualified to administer an oath, and may forward such testimony with their application to the land offices or parties authorized to dispose of said lands, which testimony shall be received as if taken before the officers of such land office.

Testimony may be taken before any person qualified to administer oaths.

SEC. 4. That the net proceeds arising from such sales, after defraying the expenses of appraisal and sale, which have heretofore or may hereafter be incurred, and also the outstanding indebtedness, principal and interest, of said Kansas tribe of Indians, which has heretofore been incurred under treaty stipulations, shall belong to said tribe in common, and the residue not so required shall be placed to their credit on the books of the Treasury, and bear interest at the rate of five per centum, per annum and be held as a fund for their civilization, the interest of which and the principal, when deemed necessary by the President of the United States, may be used for such purpose.

Net proceeds of sales, after, &c., to belong to tribe in common;

To be placed to their credit; To bear interest; To be held as a fund for their civilization.

Use of interest or principal of fund.

Approved, June 23, 1874.

CHAP. 472.—An act to further provide for the sale of certain Indian lands in Kansas.

June 23, 1874.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That those persons who by the provisions of the second section of the act entitled "An act to abolish the tribal relations of the Miami Indians, and for other purposes," approved March third, eighteen hundred and seventy-three, are entitled to purchase, for cash, the land occupied by them at the appraised value thereof, be permitted to make payment for said lands at the land office at Topeka, Kansas, under such regulations as may be prescribed by the Secretary of the Interior, in three equal annual instalments; the first instalment to be payable on or before the thirtieth day of October, eighteen hundred and seventy-four, and the remaining two instalments annually thereafter, with interest at the rate of six per centum per annum, from the thirtieth day of October, eighteen hundred and seventy-four.

1873, ch. 332, vol. xvii, p. 631.

Settlers on Miami Indian lands may make payment in three annual instalments.

Instalments, when payable.

Interest.

SEC. 2. That those persons who, by the provisions of the act entitled "An act to provide for the sale of certain New York Indian lands in Kansas," approved February nineteenth, eighteen hundred and seventy-three, are entitled to enter and purchase, for cash, the lands in said act set forth, be permitted to make payment for the same at the land office at Independence, Kansas, under such regulations as the Secretary of the Interior may prescribe, in two equal instalments; the first instalment to be payable on or before the thirtieth day of September, eighteen hundred and seventy-five, and the remaining instalment within one year thereafter, with interest at the rate of six per centum per annum from said thirtieth day of September, eighteen hundred and seventy-five. *Provided, however*, That this act shall only apply to actual settlers on the land so purchased.

1873, ch. 167, vol. xvii, p. 466.

Purchasers of New York Indian lands in Kansas may make payment in two annual instalments. When payable.

Interest.

Act to apply only to actual settlers.

Approved, June 23, 1874.