

[CHAPTER 137]

AN ACT

To amend an Act entitled "An Act authorizing annual appropriations for the maintenance of that portion of Gallup-Durango Highway across the Navajo Indian Reservation, and providing reimbursement therefor".

May 28, 1941
[S. 1296]
[Public Law 78]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Act of June 7, 1924 (43 Stat. 606), entitled "An Act authorizing annual appropriations for the maintenance of that portion of Gallup-Durango Highway across the Navajo Indian Reservation, and providing reimbursement therefor", be, and the same is hereby, amended to read as follows:

Navajo Indian Res-
ervation.

"There is hereby authorized to be appropriated annually, out of any money in the Treasury not otherwise appropriated, the sum of \$20,000, or so much thereof as may be necessary for each fiscal year, to be expended under the direction of the Secretary of the Interior, for maintenance of that portion of the Federal-aid highway from Gallup, New Mexico, to Shiprock, New Mexico, across the Navajo Indian Reservation and that portion of the State highway in New Mexico between Gallup, New Mexico, and Window Rock, Arizona, serving the Navajo Reservation, reimbursable from the tribal funds of the Indians of said reservation: *Provided*, That Indian labor shall be employed as far as practicable: *And provided further*, That if no funds are available no expenditure shall be made."

Maintenance of
highways.
Annual appropria-
tions authorized.
Post, p. 328.

Proviso.

Approved, May 28, 1941.

[CHAPTER 138]

AN ACT

To authorize the Secretary of the Interior to enter into an agreement fixing boundary lines on Wind River Indian lands, Wyoming.

May 28, 1941
[H. R. 2672]
[Public Law 79]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior be, and he is hereby, authorized in his discretion to determine and fix permanently the boundaries of allotted, tribal, and ceded Indian lands along the Big Wind River in sections 21, 22, 27, and 28, township 3 north, range 1 west, Wind River meridian, in Wyoming: Provided, That the Secretary of the Interior shall not act until all of the owners, white and Indian, shall have given their consent in writing to the permanent location of the boundaries so far as they affect their respective lands. The consent of the Shoshone and Arapahoe tribes as to tribal and ceded lands may be given by the tribal business council. The consent on behalf of the minors, Indians non compos mentis, and Indians who cannot be located after advertisement and reasonable search for not less than thirty days may be executed by the Superintendent in charge of the Wind River Indian Agency.

Wind River Indian
lands, Wyo.
Fixing of boundary
lines.

Proviso.
Consent of owners.

Approved, May 28, 1941.

[CHAPTER 139]

AN ACT

To amend the Act of May 24, 1940 (Public, Numbered 520, Seventy-sixth Congress).

May 28, 1941
[H. R. 3362]
[Public Law 80]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 1 of the Act of May 24, 1940 (Public, Numbered 520, Seventy-sixth Congress), entitled "An Act to authorize the purchase of certain lands

Turtle Mountain
Reservation, N. Dak.

54 Stat. 219.

adjacent to the Turtle Mountain Indian Agency in the State of North Dakota” be, and the same is hereby, amended by inserting in the third line of said Act, after the words “authorized to purchase”, the words “publicly or”, so that as amended Section 1 of said Act, exclusive of its enacting clause, will read:

Purchase of lands, etc., for benefit of Indians.

“That the Secretary of the Interior be, and he is hereby, authorized to purchase publicly or privately owned lands and improvements within and adjacent to the Turtle Mountain Reservation, North Dakota, title to be taken in the United States of America in trust for the Indians of the Turtle Mountain Reservation. For the purpose of making the purchases herein authorized, the Secretary of the Interior is hereby authorized to use any available funds heretofore or hereafter appropriated pursuant to the authority contained in section 5 of the Act of June 18, 1934 (48 Stat. 984): *Provided*, That title to the land so purchased may, in the discretion of the Secretary of the Interior, be taken for the surface only: *Provided further*, That lands purchased under this authority shall not be allotted in severalty.”

25 U. S. C. § 465. *Provisos.*

Approved, May 28, 1941.

[CHAPTER 140]

AN ACT

May 28, 1941
[H. R. 3514]

[Public Law 81]

To authorize the Secretary of the Interior to effect an exchange of certain tribal land of the Santa Ysabel Indian Reservation, California, for other land of equal value.

Santa Ysabel Indian Reservation, Calif. Exchange of land.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized to effect an exchange of approximately one and eight-tenths acres of tribal Indian land of the Santa Ysabel Reservation, California, for a tract of privately owned land of approximately four and three-tenths acres of equal value: *Provided*, That such exchange shall be effected only when the Indians enrolled on said reservation have expressed their consent thereto, either in general council or through action of their duly recognized tribal governing body.

Proviso.

Title to land.

SEC. 2. Title to the land received in the exchange shall be satisfactory to the Secretary of the Interior and shall be taken in the name of the United States in trust for the Santa Ysabel Tribe of Indians; said land shall not be allotted to individual Indians and it shall remain nontaxable until otherwise provided by Congress. Title to the Indian land conveyed in the exchange shall be by patent in fee.

Approved, May 28, 1941.

[CHAPTER 141]

AN ACT

May 28, 1941
[H. R. 3538]

[Public Law 82]

To amend the Act entitled “An Act granting certain lands to the city of Biloxi, in Harrison County, Mississippi, for park and cemetery purposes”, approved April 28, 1906.

34 Stat. 150.

Biloxi, Miss. Use of land granted to.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act entitled “An Act granting certain lands to the city of Biloxi, in Harrison County, Mississippi, for park and cemetery purposes”, approved April 28, 1906, be, and the same is hereby, amended to read as follows:

“SEC. 2. That said lands are granted solely for park and cemetery purposes and shall revert to and become the property of the United States if used for any purpose whatever other than or foreign to