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district, which shall be valid and right in other respects up to the day on which the new office shall go into operation, be, and the same are hereby confirmed.

Approved, August 15, 1876.

Aug. 15, 1876.

CHAP. 308.—An act to provide for the sale of a portion of the reservation of the confederated Otoe and Missouria and the Sac and Fox of the Missouri Tribes of Indians in the States of Kansas and Nebraska.

Post, p. 282.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That, with the consent of the Otoe and Missouria tribes of Indians expressed in open council, the Secretary of the Interior is authorized to cause to be surveyed the reservation of said Indians lying in the States of Kansas and Nebraska.

Otoe and Missouria reservation in Kansas and Nebraska may be surveyed.

To be appraised.

SEC. 2. That the lands so surveyed shall be appraised by three commissioners, one of whom shall be designated by said Indians in open council, and the other two by the Secretary of the Interior.

Part to be sold for cash.

SEC. 3. That after the survey and appraisement of said lands, the Secretary of the Interior shall be, and is hereby, authorized to offer one hundred and twenty thousand acres from the western side of the same for sale, through the United States public land-office, at Beatrice, Nebraska, for cash to actual settlers only, in tracts not exceeding one hundred and sixty acres to each purchaser: *Provided*, That if, in the judgment of the Secretary of the Interior, it shall be more advantageous to sell said lands upon deferred payments, he may, with the consent of the Indians expressed in open council, dispose of the same upon the following terms as to payments, that is to say, one-third in cash, one-third in one year, and one-third in two years from date of sale, with interest at the rate of six per centum per annum: *And provided further*, That no portion of said land shall be sold at less than the appraised value thereof, and in no case less than two dollars and fifty cents per acre.

May be sold on time.

Price.

Disposition of proceeds.

Ante, p. 187.

SEC. 4. That the proceeds of said sale shall be placed to the credit of said Indians in the Treasury of the United States, and bear interest at the rate of five per centum per annum which income shall be expended for the benefit of said tribes under direction of the Secretary of the Interior.

Pay of appraisers.

SEC. 5. That the commissioners for the appraisement of said lands shall be paid for their services at the rate of five dollars per day while actually employed, and their actual expenses; which sum, together with the cost of survey, and all other necessary incidental expenses of the execution of this act, shall be paid from the money realized by the sale of said lands.

Plats and notebooks.

SEC. 6. That certified copies of the plats and field-notes of said lands when surveyed shall be prepared under the direction of the Secretary of the Interior, and kept in the land-office at Beatrice, Nebraska, to be used as other official plats and notes; and the register and the receiver shall be allowed such fees only for the sale of said lands as are now authorized by law in case of sales of public lands of the United States, to be paid out of the moneys arising from the sale thereof.

Fees.

Sac and Fox reservation in Kansas and Nebraska may be sold on same terms.

SEC. 7. That whenever the Sac and Fox of the Missouri tribe of Indians shall, in open council in the usual manner, express their consent thereto, the Secretary of the Interior shall be, and hereby is, authorized, in like manner and upon the same terms prescribed in the preceding sections of this act, to cause to be offered for sale a portion of their reservation lying in the States of Kansas and Nebraska, not exceeding in quantity ten sections of land to be taken from the western portion thereof; and the proceeds arising therefrom shall be used for the benefit of said tribe as the Secretary of the Interior may direct.

MILTON SAYLER,
Speaker of the House of Representatives pro tempore.
T. W. FERRY
President of the Senate pro tempore

IN THE SENATE OF THE UNITED STATES
August 15. 1876

The President of the United States having returned to the Senate, in which it originated, the bill entitled "An act to provide for the sale of a portion of the reservation of the Confederated Otoe and Missouria and the Sac and Fox of the Missouri Tribes of Indians in the States of Kansas and Nebraska" with his objections thereto, the Senate proceeded in pursuance of the Constitution to reconsider the same; and

Resolved, That the said bill do pass, two-thirds of the Senate agreeing to pass the same.

Attest GEO C GORHAM
Secretary.

IN THE HOUSE OF REPRESENTATIVES U. S.
Aug. 15, 1876.

The House of Representatives having proceeded in pursuance of the Constitution, to reconsider the bill entitled "An act to provide for the sale of a portion of the reservation of the confederated Otoe and Missouria tribes of Indians in the State of Kansas and Nebraska" returned to the Senate by the President of the United States, with his objections, and sent by the Senate to the House of Representatives with the message of the President returning the bill—

Resolved that the bill do pass, two-thirds of the House of Representatives agreeing to pass the same.

Attest, GEO. M. ADAMS
Clerk.