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ling and necessary exposure, the duty, if paid, shall be assessed according to the appraised value at the time of withdrawal for consumption and all penalties prescribed by law shall be applied and enforced against the person who may be guilty of any illegal sale or withdrawal."

Penalty for illegal sale, etc.

Approved, April 28, 1904.

CHAP. 1819.—An Act To permit the construction of a smelter on the Colville Indian Reservation, and for other purposes.

April 28, 1904.
[H. R. 11586.]
[Public, No. 251.]

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 and directed to permit the Kellar and Indiana Consolidated Smelting Company, a corporation organized under the laws of the State of Washington, to construct a smelter in the immediate vicinity of the San Poil River, in the south half of the Colville Indian Reservation; that the smelter shall be located on the San Poil River, and that permission be granted to construct a flume from the site of the smelter to a point on the San Poil River where a water supply can be made available; that six acres of land be set aside for the site of the smelter, and a strip of land of sufficient width allowed for the erection and construction of the flume; that permission shall be given to the Kellar and Indiana Consolidated Smelting Company to purchase timber and stone necessary for the work of construction; that the Secretary of the Interior shall permit the work to be done under such rules and regulations as he may prescribe, and he shall also prescribe the prices the said Kellar and Indiana Consolidated Smelting Company shall pay for the land, the stone, and the timber used in the construction work: *Provided*, That the laws regulating intercourse with Indians shall be applicable to the lands set aside under this Act, so long as the south half of the Colville Reservation remains as an Indian reservation.

Colville Indian Reservation.
Kellar and Indiana Consolidated Smelting Company may construct a smelter on San Poil River, in.
Flume.
Site.
Purchase of timber and stone.
Price of land, stone, etc.
Proviso.
Laws regulating intercourse with Indians applicable.

Approved, April 28, 1904.

CHAP. 1820.—An Act To ratify and amend an agreement with the Indians located upon the Grande Ronde Reservation, in the State of Oregon, and to make an appropriation to carry the same into effect.

April 28, 1904.
[H. R. 11966.]
[Public, No. 252.]

Grande Ronde Reservation, Oreg.

Whereas James McLaughlin, United States Indian inspector, acting in behalf of the United States, did, on the twenty-seventh day of June, nineteen hundred and one, conclude an agreement with the Indians residing on the Grande Ronde Reservation, in the State of Oregon, which said agreement is as follows:

Preamble.

Agreement with Willamette tribes, etc.

This agreement made and entered into on the twenty-seventh day of June, nineteen hundred and one, by and between James McLaughlin, U. S. Indian inspector, on the part of the United States, and the Willamette tribes and other Indians belonging on the Grande Ronde Reservation in the State of Oregon, witnesseth:

Lands ceded.

ARTICLE I. The said Indians belonging on the Grande Ronde Reservation, Oregon, for the consideration hereinafter named, do hereby cede, surrender, grant, and convey to the United States all their claim, right, title, and interest in and to all that part of the Grande Ronde Reservation remaining unallotted on the date of this agreement, excepting the four hundred and forty acres of land reserved for Government uses at the time their allotments in severalty were made,

Exception.