

Lands excepted. Excepting from the force and effect of this proclamation all lands which are at this date embraced in any legal entry or covered by any lawful filing or selection duly of record in the proper United States Land Office, or upon which any valid settlement has been made pursuant to law, if the statutory period within which to make entry or filing of record has not expired; and also excepting all lands which at this date are embraced within any withdrawal or reservation for any use or purpose with which this reservation for forest uses is inconsistent: Provided, that these exceptions shall not continue to apply to any particular tract of land unless the entryman, settler, or claimant continues to comply with the law under which the entry, filing, or settlement was made, or unless the reservation or withdrawal with which this reservation is inconsistent continues in force;

Coal lands. not excepting from the force and effect of this proclamation, however, any part of the National Forest hereby established which may have been withdrawn to protect the coal therein, but this proclamation does not vacate any such coal land withdrawal; and provided that these exceptions shall not apply to any land embraced in any selection, entry, or filing, which may have been permitted to remain of record subject to the creation of a permanent reservation.

Reserved from settlement. Warning is hereby given to all persons not to make settlement upon any of the lands reserved by this proclamation, unless and until they are listed by the Secretary of Agriculture and opened to homestead settlement or entry by the Secretary of the Interior under the Act of Congress, approved June eleventh, nineteen hundred and six, entitled, "An Act To provide for the entry of Agricultural lands within forest reserves."

Vol. 34, p. 233.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States to be affixed.

Done at the City of Washington this 26th day of October, in the year of our Lord one thousand nine hundred and seven,  
 [SEAL.] and of the Independence of the United States the one hundred and thirty-second.

THEODORE ROOSEVELT

By the President:  
 ELIHU ROOT  
*Secretary of State.*

November 16, 1907.

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

#### A PROCLAMATION.

Oklahoma.  
 Preamble.  
 Vol. 34, p. 267.

WHEREAS the Congress of the United States did by an act approved on the sixteenth day of June, one thousand nine hundred and six, provide that the inhabitants of the Territory of Oklahoma and of the Indian Territory might, under and upon the conditions prescribed in said act, adopt a constitution and become the State of Oklahoma:

AND WHEREAS by the said act provision was duly made for the election of a Constitutional Convention to form a constitution and state government for the said proposed State; and whereas it appears from the information laid before me that such Convention was duly elected and such constitution and state government were thereby duly formed:

AND WHEREAS by the said act the said Convention was further authorized and empowered to provide by ordinance for submitting the said constitution to the people of the said State for ratification

or rejection, and likewise for the ratification or rejection of any provisions thereof to be by the said Convention separately submitted:

AND WHEREAS it has been certified to me, as required by the said act, by the Governor of the Territory of Oklahoma and by the Judge senior in service of the United States Court of Appeals for the Indian Territory that a majority of the legal votes cast at an election duly provided for by ordinance, as required by said act, have been cast for the adoption of said constitution; and whereas a copy of the said constitution has been certified to me, as required by said act, together with the articles, propositions and ordinances pertaining thereto, including a separate proposition for state-wide prohibition which has been certified to me as having been adopted by a majority of the electors at the election aforesaid:

AND WHEREAS it appears from the information laid before me that the Convention aforesaid after its organization and before the formation of the said constitution duly declared on behalf of the people of the said proposed State that they adopted the Constitution of the United States:

AND WHEREAS it appears that the said constitution and government of the proposed State of Oklahoma are republican in form and that the said constitution makes no distinction in civil or political rights on account of race or color, and is not repugnant to the Constitution of the United States or to the principles of the Declaration of Independence, and that it contains all of the six provisions expressly required by Section 3 of the said act to be therein contained:

Vol. 34, p. 269.

AND WHEREAS it further appears from the information laid before me that the Convention above mentioned did by ordinance irrevocable accept the terms and conditions of the said act as required by Section 22 thereof, and that all the provisions of the said act approved on the sixteenth day of June, one thousand nine hundred and six, have been duly complied with:

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NOW, THEREFORE, I, THEODORE ROOSEVELT, President of the United States of America, do, in accordance with the provisions of the said act of Congress of June sixteenth, one thousand nine hundred and six, declare and announce that the result of the said election, wherein the Constitution formed as aforesaid was submitted to the people of the proposed State of Oklahoma for ratification or rejection, was that the said Constitution was ratified together with a provision for state-wide prohibition, separately submitted at the said election; and the State of Oklahoma is to be deemed admitted by Congress into the Union under and by virtue of the said act on an equal footing with the original States:

Declared admitted  
as a State.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the seal of the United States to be affixed.

DONE at the City of Washington this sixteenth day of November, in the year of our Lord one thousand nine hundred and [SEAL.] seven and of the Independence of the United States of America the one hundred and thirty-second.

THEODORE ROOSEVELT

By the President:

ELIHU ROOT

*Secretary of State.*