

March 3, 1919.
[H. R. 17.]
[Public, No. 330.]

CHAP. 102.—An Act To include certain lands in the counties of Modoc and Siskiyou, California, in the Modoc National Forest, California, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any lands within those certain portions of Modoc and Siskiyou Counties, California, found by the Secretary of Agriculture to be available for the production of timber or the protection of stream flow or regulation and improvement of the grazing thereon described as follows, to wit:

Commencing at that point on the California-Oregon State line where the same crosses the west line of the Modoc National Forest, being in section twenty-nine, township forty-eight north, range eight east, Mount Diablo meridian; thence southerly and westerly, following the meanderings of the said west line of said Modoc National Forest to the point where the same crosses the south line of township forty-five north, range four east, Mount Diablo meridian, at the southeast corner of section thirty-four in said township; thence west following the section lines to the southwest corner of township forty-five north, range three east, Mount Diablo meridian; thence north along the township line between ranges two and three to the point where the same crosses or intersects the California-Oregon State line; thence east along said State line to the point of beginning; also all of sections thirty-four and thirty-five, township forty-eight north, range sixteen east, and the west half of section two and all of section three, in township forty-seven north, range sixteen east, Mount Diablo meridian, with the approval of the Secretary of the Interior, be included in and made a part of Modoc National Forest, California, by proclamation of the President, for the purpose of production of timber, protection of stream flow, or regulation and improvement of the grazing thereon, and thereafter to be governed, controlled, and used under the same rules and regulations now in force or to be hereafter adopted governing said Modoc National Forest.

Approved, March 3, 1919.

March 3, 1919.
[H. R. 357.]
[Public, No. 331.]

CHAP. 103.—An Act Conferring jurisdiction upon the Court of Claims to hear, consider, and determine certain claims of the Cherokee Nation against the United States.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That jurisdiction is hereby conferred upon the Court of Claims to hear, consider, and determine the claim of the Cherokee Nation against the United States for interest, in addition to all other interest heretofore allowed and paid, alleged to be owing from the United States to the Cherokee Nation on the funds arising from the judgment of the Court of Claims of May eighteenth, nineteen hundred and five (Fortieth Court of Claims Report, page two hundred and fifty-two), in favor of the Cherokee Nation. The said court is authorized, empowered, and directed to carefully examine all laws, treaties, or agreements, and especially the agreement between the United States and the Cherokee Nation of December nineteenth, eighteen hundred and ninety-one, ratified by the United States March third, eighteen hundred and ninety-three (Twenty-seventh Statutes at Large, page six hundred and forty, section ten), in any manner affecting or relating to the question of interest on said funds, as the same shall be brought to the attention of the court by the Cherokee Nation under this Act. And if it shall be found that under any of the said treaties, laws, or agreements interest on one or more of the said funds, either in whole or in part, has not been paid and is rightfully owing from the United States to the Cherokee Nation, the court shall render final judgment therefor against the United States and in favor of the Cherokee Nation,

Modoc National Forest, Cal.
Lands authorized as addition to.

Description.

Cherokee Nation.
Court of Claims to hear, etc., claims of, for interest on former judgment.

Jurisdiction conferred.

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Right to appeal.

either party to have the right to appeal to the Supreme Court of the United States as in other cases. The said claim shall be presented within one year after the passage of this Act by petition in the Court of Claims by the Cherokee Nation as plaintiff against the United States as defendant, and the petition shall be verified by the attorney employed to prosecute said claim by the Cherokee Nation acting through its principal chief. A copy of the petition shall be served upon the Attorney General of the United States, and he, or some attorney from the Department of Justice to be designated by him, is hereby directed to appear and defend the interests of the United States in said cause. The law and practice and rules of procedure in said courts shall be the practice and law in this case.

Presentation of claims, etc.

The attorney for the Cherokee Nation shall be paid such fee as the Court of Claims may find reasonable, the same to be approved by the Secretary of the Interior: *Provided*, That in no case shall the fee decreed by said Court of Claims be in excess of the amount stipulated in his contract of employment, nor amount to more than ten per centum of the sum, if any, to which the Cherokee Nation shall be found entitled. The amount recovered, if any, for the Cherokee Nation shall be disbursed under the supervision of the Secretary of the Interior to the parties entitled thereto in the manner prescribed by the Court of Claims.

Attorney's fee.

Proviso.
Limit.

Disbursement of amount recovered.

Approved, March 3, 1919.

CHAP. 104.—An Act To grant certain lands to the town of Olathe, Colorado, for the protection of its water supply.

March 3, 1919.
[H. R. 5989.]

[Public No. 332.]

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 and directed to convey to the town of Olathe, county of Montrose, and State of Colorado, the southeast quarter of section twenty-four, township forty-eight north, range twelve, and the south half of section nineteen, and the southwest quarter of section twenty, both in township forty-eight north, range eleven west, of the New Mexico principal meridian, in said county and State, containing six hundred and forty acres, more or less, to have and to hold said lands for the purpose of the protection of the reservoirs and water supply pipe lines and waterworks system of said town: *Provided*, That the said town of Olathe shall, within two years from the passage of this Act, pay for said lands, or such portions thereof as may be necessary for said purposes, at the rate of \$1.25 per acre: *Provided further*, That the grant hereby made is, and the patent issued thereunder shall be, subject to all legal rights heretofore acquired by any person or persons in or to the above-described premises, or any part thereof, and now existing under and by virtue of the laws of the United States: *And provided further*, That there shall be reserved to the United States all oil, coal, and other mineral deposits that may be found in the lands so granted, and all necessary use of the lands for extracting the same: *And provided further*, That title to the land shall revert to the United States should the same or any part thereof be sold or cease to be used for the purposes herein provided.

Public lands.
Grant to Olathe, Colo., for water supply.

Provisos.
Payment.

Subject to existing rights, etc.

Reservation for oil, etc.

Reversion for non-user.

Approved, March 3, 1919.

CHAP. 105.—An Act To authorize construction of a lock and dam in Old River, in the State of Texas, and the making of improvements enabling the passage of fresh water from a portion of Trinity River above the mouth of Old River into Old River above such lock and dam, and for the protection of rice crops against salt water.

March 3, 1919.
[H. R. 7362.]

[Public, No. 333.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the consent of Congress

Old River, Tex.