

hundred and seventy-four, in his report transmitted to the House of Representatives on the Modoc war-claims of California and Oregon, and as found due and reported to said Secretary by General James A. Hardie, United States Army, November twentieth, eighteen hundred and seventy-four; and said sum is hereby appropriated for the purpose aforesaid out of any money in the Treasury not otherwise appropriated.

Approved, January 6, 1883.

Jan. 6, 1883. **CHAP. 13.**—An act to provide for holding a term of the District Court of the United States at Wichita, Kansas, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That there shall be one term of the United States district court for the district of Kansas held at Wichita in each year, on the first Monday of September, from and after the passage of this act; but no cause, action, or proceeding shall be tried or considered in the court herein provided for unless by consent of all the parties thereto or order of the court, except as otherwise hereinafter provided. The clerk, marshal and district attorney for said district of Kansas shall perform the duties pertaining to their offices respectively for said court, and the clerk and marshal shall appoint a deputy to reside and keep their offices at Wichita, who, in the absence of the principals shall do and perform all the duties appertaining to their said offices respectively. But the city or county authorities shall provide a suitable building, without expense to the United States, in which to hold said court.

District courts U. S., Kansas and Texas; term at Wichita, Kansas.

SEC. 2. That all that part of the Indian Territory lying north of the Canadian river and east of Texas and the one hundredth meridian not set apart and occupied by the Cherokee, Creek, and Seminole Indian tribes shall, from and after the passage of this act, be annexed to and constitute a part of the United States judicial district of Kansas; and the United States district courts at Wichita and Fort Scott, in the District of Kansas, shall have exclusive original jurisdiction of all offenses committed within the limits of the territory hereby annexed to said district of Kansas against any of the laws of the United States now or that may hereafter be operative therein.

Northern district, Texas, enlarged.

SEC. 3.—That all that portion of the Indian Territory not annexed to the district of Kansas by this act, and not set apart and occupied by the Cherokee, Creek, Choctaw, Chickasaw and Seminole Indian tribes, shall, from and after the passage of this act, be annexed to and constitute a part of the United States judicial district known as the northern district of Texas; and the United States district court at Graham, in said northern district of Texas, shall have exclusive original jurisdiction of all offenses committed within the limits of the territory hereby annexed to said northern district of Texas against any of the laws of the United States now or that may hereafter be operative therein.

U. S. court, Graham, Texas, to have jurisdiction.

SEC. 4.—That nothing contained in this act shall be construed to affect in any manner any action or proceeding now pending in the circuit or district court for the western district of Arkansas, nor the execution of any process relating thereto; nor shall anything in this act be construed to give to said district courts of Kansas and Texas, respectively, any greater jurisdiction in that part of said Indian Territory so as aforesaid annexed, respectively, to said district of Kansas and said northern district of Texas than might heretofore have been lawfully exercised therein by the western district of Arkansas; nor shall anything in this act contained be construed to violate or impair in any respect any treaty provision whatever.

Treaty rights preserved.

Approved, January 6, 1883.