

rules and regulations that may be prescribed in the execution hereof, within ninety days after such payment shall become due, or performance be required by the terms hereof, or by the rules and regulations which may be prescribed in execution hereof, such person or persons shall forfeit all rights under the provisions of this act, and all claim or right to reimbursement or compensation for previous action or payment by said person or persons under the provisions hereof; and the land proposed to be purchased by such person or persons shall again be subject to sale, as though no action had been had in regard to the same: *And provided*, That all of the lands not taken within twelve months after the passage of this act may be sold in amounts not to exceed one hundred and sixty acres to any one person, at the appraised price in the land district in which they are situated.

Persons failing to make payment, &c., to forfeit all rights and claims.

Land again subject to sale.

Lands not taken in twelve months may be sold at appraised price.

SEC. 3. That in preparing or giving their testimony, all settlers or purchasers of land under the provisions of this act may have such testimony taken, after due and legal notice to the opposing party in interest, before any notary public or person qualified to administer an oath, and may forward such testimony with their application to the land offices or parties authorized to dispose of said lands, which testimony shall be received as if taken before the officers of such land office.

Testimony may be taken before any person qualified to administer oaths.

SEC. 4. That the net proceeds arising from such sales, after defraying the expenses of appraisal and sale, which have heretofore or may hereafter be incurred, and also the outstanding indebtedness, principal and interest, of said Kansas tribe of Indians, which has heretofore been incurred under treaty stipulations, shall belong to said tribe in common, and the residue not so required shall be placed to their credit on the books of the Treasury, and bear interest at the rate of five per centum, per annum and be held as a fund for their civilization, the interest of which and the principal, when deemed necessary by the President of the United States, may be used for such purpose.

Net proceeds of sales, after, &c., to belong to tribe in common;

To be placed to their credit; To bear interest; To be held as a fund for their civilization.

Use of interest or principal of fund.

Approved, June 23, 1874.

CHAP. 472.—An act to further provide for the sale of certain Indian lands in Kansas. June 23, 1874.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That those persons who by the provisions of the second section of the act entitled "An act to abolish the tribal relations of the Miami Indians, and for other purposes," approved March third, eighteen hundred and seventy-three, are entitled to purchase, for cash, the land occupied by them at the appraised value thereof, be permitted to make payment for said lands at the land office at Topeka, Kansas, under such regulations as may be prescribed by the Secretary of the Interior, in three equal annual instalments; the first instalment to be payable on or before the thirtieth day of October, eighteen hundred and seventy-four, and the remaining two instalments annually thereafter, with interest at the rate of six per centum per annum, from the thirtieth day of October, eighteen hundred and seventy-four.

1873, ch. 332, vol. xvii, p. 631.

Settlers on Miami Indian lands may make payment in three annual instalments.

Instalments, when payable.

Interest.

SEC. 2. That those persons who, by the provisions of the act entitled "An act to provide for the sale of certain New York Indian lands in Kansas," approved February nineteenth, eighteen hundred and seventy-three, are entitled to enter and purchase, for cash, the lands in said act set forth, be permitted to make payment for the same at the land office at Independence, Kansas, under such regulations as the Secretary of the Interior may prescribe, in two equal instalments; the first instalment to be payable on or before the thirtieth day of September, eighteen hundred and seventy-five, and the remaining instalment within one year thereafter, with interest at the rate of six per centum per annum from said thirtieth day of September, eighteen hundred and seventy-five. *Provided, however*, That this act shall only apply to actual settlers on the land so purchased.

1873, ch. 167, vol. xvii, p. 466.

Purchasers of New York Indian lands in Kansas may make payment in two annual instalments. When payable.

Interest.

Act to apply only to actual settlers.

Approved, June 23, 1874.