

extended for the further and additional period of twenty-five years from the date of this Act: *Provided, however,* That the Secretary of the Interior may, with or without application of the Indian owner, remove such restrictions, wholly or in part, after he has found such Indian owner to be as competent as the average white man to conduct his own business affairs with benefit to himself, under such rules and regulations as he may prescribe in regard thereto, and concerning terms of sale and disposal of the proceeds for the benefit of the respective Indians: *Provided further,* That all said lands allotted to or inherited by the Quapaw Indians may, when subject to restrictions against alienation, be leased for mining purposes for such period of time and under such rules, regulations, terms, and conditions only as may be prescribed by the Secretary of the Interior, and said lands while restricted against alienation may be leased for mining purposes only as provided herein: *And provided further,* That the production of minerals on said lands may be taxed by the State of Oklahoma in all respects the same as that produced on unrestricted lands, and the Secretary of the Interior is hereby authorized and directed to cause to be paid from out of the individual Indian funds held under his supervision, belonging to the Indian owner of the land, the tax so assessed against the royalty interests of the respective Indian owner in such production: *Provided, however,* That such tax shall not become a lien or charge of any kind or character against the land or other property of said Indian owner.

Proviso.
Removal if Indian owner be found competent.

Mining leases permitted on restricted allotments.

State tax, allowed on mineral produced.

Payment.

Not a lien on property of Indian.

SEC. 27. That the Secretary of the Interior be, and he is hereby, authorized and directed to pay to Clarence W. Turner and Mrs. William B. Hord, widow of William B. Hord, deceased, one-half to each, out of any funds in the Treasury of the United States belonging to the Creek Nation, the sum of \$6,967.50, being in full settlement of the claim of the said Clarence W. Turner and William B. Hord, deceased, against the said Creek Nation growing out of services performed by them under an act of the National Council of the Creek Nation approved January 31, 1895.

Clarence W. Turner and Mrs. William B. Hord.
Payment to, from Creek funds.

Approved, March 3, 1921.

CHAP. 120.—An Act To amend section 3 of the Act of Congress of June 28, 1906, entitled "An Act for the division of the lands and funds of the Osage Indians in Oklahoma, and for other purposes."

March 3, 1921.

[S. 4039.]

[Public, No. 360.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That all that part of the Act of June 28, 1906 (Thirty-fourth Statutes at Large, page 539), entitled "An Act for the division of the lands and funds of the Osage Indians in Oklahoma, and for other purposes," which reserves to the Osage Tribe the oil, gas, coal, or other minerals covered by the lands for the selection and division of which provision is made in that Act is hereby amended so that the oil, gas, coal, or other minerals covered by said lands are reserved to the Osage Tribe for the period ending April 7, 1946: *Provided,* That all valid existing oil and gas leases on the 7th day of April, 1931, are hereby renewed upon the same terms and extended, subject to all other conditions and provisions thereof, until the 8th day of April, 1946, and as long thereafter as oil or gas is found in paying quantities, and the Secretary of the Interior and the Osage Council are hereby authorized and directed to offer for lease for oil and gas purposes all of the remaining portion of the unleased Osage land prior to April 8, 1931, offering the same annually at the rate of not less than one-tenth of the unleased area.

Osage Indians, Okla. Oil, etc., lands reserved to, for further 25 years.

Proviso.
Existing oil and gas leases extended.

Unleased land to be offered for oil and gas leases.

SEC. 2. That the bona fide owner or lessee of the surface of the land shall be compensated, under rules and regulations prescribed by the

Surface owners to be paid for damages from mining operations.

Secretary of the Interior in connection with oil and gas-mining operations, for any damage that shall accrue after the passage of this Act as a result of the use of such land for oil and gas mining purposes or out of damages to the land or crops thereon occasioned thereby, but nothing herein contained shall be construed to deny to the surface owner or lessee the right to appeal to the courts without the consent of the Secretary of the Interior, in the event he is dissatisfied with the amount of damages awarded him.

Appeal to court.

Members of tribe declared to be citizens. Tribal rights not affected.

Removal of alienation restrictions.

Original homestead allotments not taxable prior to April 8, 1931.

Quarterly payment to competent adults members, from income.

Payment of \$1,000 if without competency certificate.

To legal guardians of incompetents.

Parents, etc., of minors, \$500 quarterly.

Investment of remainder for individual members, after paying taxes, etc.

Proviso. Amount reserved for authorized annual expenditures.

Payment of outstanding obligations of incompetents.

State tax authorized on oil or gas produced.

Payment from royalties received.

SEC. 3. That all members of the Osage Tribe of Indians are hereby declared to be citizens of the United States, but this shall not affect their interest in tribal property or the control of the United States over such property as is now or may hereafter be provided by law, and all restrictions against alienation of their allotment selections, both surplus and homestead, of all adult Osage Indians of less than one-half Indian blood, are hereby removed, and the Secretary of the Interior shall, within four months after the passage of this Act, determine what members of said tribe are of less than one-half Indian blood, and their ages, and his determination thereof shall be final and conclusive. The homestead allotments of the members of the Osage Tribe shall not be subject to taxation if held by the original allottee prior to April 8, 1931.

SEC. 4. That from and after the passage of this Act the Secretary of the Interior shall cause to be paid at the end of each fiscal quarter to each adult member of the Osage Tribe having a certificate of competency his or her pro rata share, either as a member of the tribe or heir of a deceased member, of the interest on trust funds, the bonus received from the sale of leases, and the royalties received during the previous fiscal quarter, and so long as the income is sufficient to pay to the adult members of said tribe not having a certificate of competency \$1,000 quarterly except where incompetent adult members have legal guardians, in which case the income of such incompetents shall be paid to their legal guardians, and to pay for maintenance and education to the parents or natural guardians or legal guardians actually having minor members under twenty-one years of age personally in charge \$500 quarterly out of the income of said minors all of said quarterly payments to legal guardians and adults, not having certificates of competency to be paid under the supervision of the Superintendent of the Osage Agency, and to invest the remainder after paying all the taxes of such members either in United States bonds or in Oklahoma State, county, or school bonds, or place the same on time deposits at interest in banks in the State of Oklahoma for the benefit of each individual member under such rules and regulations as the Secretary of the Interior may prescribe: *Provided*, That at the beginning of each fiscal year there shall first be reserved and set aside out of the Osage tribal funds available for that purpose a sufficient amount of money for the expenditures authorized by Congress out of the Osage funds for that fiscal year: *Provided further*, That all just existing individual obligations of adults not having certificates of competency outstanding upon the passage of this Act, when approved by the Superintendent of the Osage Agency, shall be paid out of the money of such individual as the same may be placed to his credit in addition to the quarterly allowance provided for herein.

SEC. 5. That the State of Oklahoma is authorized from and after the passage of this Act to levy and collect a gross production tax upon all oil and gas produced in Osage County, Oklahoma, and all taxes so collected shall be paid and distributed, and in lieu of all other State and county taxes levied upon the production of oil and gas as provided by the laws of Oklahoma, the Secretary of the Interior is hereby authorized and directed to pay, through the proper officers of the Osage Agency, to the State of Oklahoma, from the amount re-

ceived by the Osage Tribe of Indians as royalties from production of oil and gas, the per centum levied as gross production tax, to be distributed as provided by the laws of Oklahoma: *Provided*, That the Secretary of the Interior is hereby authorized and directed to pay, through the proper officers of the Osage Agency, to Osage County, Oklahoma, an additional sum equal to 1 per centum of the amount received by the Osage Tribe of Indians as royalties from production of oil and gas, which sum shall be used by said county only for the construction and maintenance of roads and bridges therein: *Provided further*, That the proper officials of Osage County shall make an annual report to the Secretary of the Interior showing that said fund has been used for road and bridge construction and maintenance only.

Provisos.
Payment to Osage County for roads and bridges, from royalties.

Report on use of fund.

Approved, March 3, 1921.

CHAP. 121.—An Act To provide for the closing of Cedar Road between Quincy Street and Shepherd Street northwest, in the District of Columbia.

March 3, 1921.
[S. 5023.]
[Public, No. 361.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the commissioners are hereby authorized to close Cedar Road between Quincy Street and Shepherd Street northwest, in the District of Columbia.

District of Columbia.
Cedar Road NW.,
to be closed.

Approved, March 3, 1921.

CHAP. 122.—An Act Relating to the title to land to be acquired as a site for a post-office building at Spring Valley, Illinois.

March 3, 1921.
[H. R. 2328.]
[Public, No. 362.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Treasury is hereby authorized, in his discretion, in the acquisition, by purchase, condemnation, or otherwise, of a suitable site for a post office at Spring Valley, Illinois, pursuant to authority granted by the public building Act, approved March 4, 1913 (Thirty-seventh Statutes at Large, Sixty-second Congress, third session, page 877), to accept title to land reserving or excepting all ores or minerals on or in such lands, with the rights of mining the same.

Spring Valley, Ill.
Purchase of site for
post office authorized
at.
Vol. 37, p. 877.

Title reserving min-
erals may be accepted.

Approved, March 3, 1921.

CHAP. 123.—An Act To provide for the conveyance of lots on the low grounds of Washington, District of Columbia.

March 3, 1921.
[H. R. 12045.]
[Public, No. 363.]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That in carrying into effect the provisions of the Act of July 1, 1879, entitled "An Act to provide for the conveyance of the low grounds in the city of Washington, under the provisions of the Act of Congress approved May 7, 1822" (Twenty-first Statutes, page 47), the Secretary of the Interior be, and he hereby is, authorized at his discretion to execute and deliver the deeds therein provided for without proof of compliance with the building conditions under which the lands were sold, upon a satisfactory showing of inability to supply such evidence and the buildings are now upon such lands that comply with or exceed the original building requirements.

District of Colum-
bia.
Deeds for certain
low lands in, to be ex-
ecuted, etc.
Vol. 21, p. 47.
Vol. 3, p. 691.

Approved, March 3, 1921.