

**MISSION INDIAN RELIEF ACT OF JANUARY 12, 1891  
AND  
INDIAN APPROPRIATIONS ACT OF MARCH 1, 1907**

the administration of the criminal laws of said State and the service of civil process therein.

Open space.

The building shall be unexposed to danger from fire by an open space of at least forty feet on each side, including streets and alleys.

Approved, January 12, 1891.

January 12, 1891.

CHAP. 65.—An act for the relief of the Mission Indians in the State of California.

Mission Indians, Cal. Settlement upon reservations.

Appointment of commissioners.

Duties of commissioners. Selection of reservations.

Appraisal of improvements.

Removals from confirmed private grants.

Surveyor and assistants.

Report. Issue of reservation trust-patents in common.

Terms of trust.

Post, p. 713.

Provisos. Existing valid rights.

Lieu-lands to accepting settlers.

Settlers' rights.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That immediately after the passage of this act the Secretary of the Interior shall appoint three disinterested persons as commissioners to arrange a just and satisfactory settlement of the Mission Indians residing in the State of California, upon reservations which shall be secured to them as hereinafter provided.

SEC. 2. That it shall be the duty of said commissioners to select a reservation for each band or village of the Mission Indians residing within said State, which reservation shall include, as far as practicable, the lands and villages which have been in the actual occupation and possession of said Indians, and which shall be sufficient in extent to meet their just requirements, which selection shall be valid when approved by the President and Secretary of the Interior. They shall also appraise the value of the improvements belonging to any person to whom valid existing rights have attached under the public-land laws of the United States, or to the assignee of such person, where such improvements are situated within the limits of any reservation selected and defined by said commissioners subject in each case to the approval of the Secretary of the Interior. In cases where the Indians are in occupation of lands within the limits of confirmed private grants, the commissioners shall determine and define the boundaries of such lands, and shall ascertain whether there are vacant public lands in the vicinity to which they may be removed. And the said commission is hereby authorized to employ a competent surveyor and the necessary assistants.

SEC. 3. That the commissioners, upon the completion of their duties, shall report the result to the Secretary of the Interior, who, if no valid objection exists, shall cause a patent to issue for each of the reservations selected by the commission and approved by him in favor of each band or village of Indians occupying any such reservation, which patents shall be of the legal effect, and declare that the United States does and will hold the land thus patented, subject to the provisions of section four of this act, for the period of twenty-five years, in trust, for the sole use and benefit of the band or village to which it is issued, and that at the expiration of said period the United States will convey the same or the remaining portion not previously patented in severalty by patent to said band or village, discharged of said trust, and free of all charge or incumbrance whatsoever: *Provided*, That no patent shall embrace any tract or tracts to which existing valid rights have attached in favor of any person under any of the United States laws providing for the disposition of the public domain, unless such person shall acquiesce in and accept the appraisal provided for in the preceding section in all respects and shall thereafter, upon demand and payment of said appraised value, execute a release of all title and claim thereto; and a separate patent, in similar form, may be issued for any such tract or tracts, at any time thereafter. Any such person shall be permitted to exercise the same right to take land under the public-land laws of the United States as though he had not made settlement on the lands embraced in said reservation; and a separate patent, in similar form, may be issued for



the discharge of his duties, and necessary traveling expenses; and for the payment of the same, and of the expenses of surveying, the sum of ten thousand dollars, or so much thereof as may be necessary, is hereby appropriated out of any money in the Treasury not otherwise appropriated.

SEC. 8. That previous to the issuance of a patent for any reservation as provided in section three of this act the Secretary of the Interior may authorize any citizen of the United States, firm, or corporation to construct a flume, ditch, canal, pipe, or other appliances for the conveyance of water over, across, or through such reservation for agricultural, manufacturing, or other purposes, upon condition that the Indians owning or occupying such reservation or reservations shall, at all times during such ownership or occupation, be supplied with sufficient quantity of water for irrigating and domestic purposes upon such terms as shall be prescribed in writing by the Secretary of the Interior, and upon such other terms as he may prescribe, and may grant a right of way for rail or other roads through such reservation: *Provided*, That any individual, firm, or corporation desiring such privilege shall first give bond to the United States, in such sum as may be required by the Secretary of the Interior, with good and sufficient sureties, for the performance of such conditions and stipulations as said Secretary may require as a condition precedent to the granting of such authority: *And provided further*, That this act shall not authorize the Secretary of the Interior to grant a right of way to any railroad company through any reservation for a longer distance than ten miles. And any patent issued for any reservation upon which such privilege has been granted, or for any allotment therein, shall be subject to such privilege, right of way, or easement. Subsequent to the issuance of any tribal patent, or of any individual trust patent as provided in section five of this act, any citizen of the United States, firm, or corporation may contract with the tribe, band, or individual for whose use and benefit any lands are held in trust by the United States, for the right to construct a flume, ditch, canal, pipe, or other appliances for the conveyance of water over, across, or through such lands, which contract shall not be valid unless approved by the Secretary of the Interior under such conditions as he may see fit to impose.

Approved, January 12, 1891.

January 12, 1891.

CHAP. 66.—An act for the erection of a public building at Newburgh, New York.

*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 be, and he is hereby, authorized and directed to acquire, by purchase, condemnation, or otherwise, a site and cause to be erected thereon a suitable building, including fire-proof vaults, heating and ventilating apparatus, elevators, and approaches, for the use and accommodation of the United States post-office and other Government offices, in the city of Newburgh and State of New York, the cost of said site and building, including said vaults, heating and ventilating apparatus, elevators, and approaches, complete, not to exceed the sum of one hundred thousand dollars.

Proposals for the sale of land suitable for said site shall be invited by public advertisement in one or more of the newspapers of said city of largest circulation for at least twenty days prior to the date specified in said advertisement for the opening of said proposals.

Proposals made in response to said advertisements shall be addressed and mailed to the Secretary of the Treasury, who shall then cause the said proposed sites, and such others as he may think proper to designate, to be examined in person by an agent of the Treasury

Newburgh, N. Y.  
Public building, etc.

Site.  
Building.

Cost.

Proposals to be advertised for.

Responses.

Examination, etc.,  
by Treasury agent.

Printing, and then in no instance shall the whole number exceed the number originally authorized by law.

SEC. 6. That section fifty-nine of the Act approved January twelfth, eighteen hundred and ninety-five, providing for the public printing and binding and the distribution of public documents, and sections eighty-one and ninety-nine of said Act, and the amendment thereto in the Act approved March second, eighteen hundred and ninety-five, Statutes at Large, volume twenty-eight, page nine hundred and sixty-one, chapter one hundred and eighty-nine, and all other laws or parts of laws in conflict with the provisions of this Act, are hereby repealed.

Repeal provisions.  
Vol. 28, pp. 610, 621,  
624, 961.

Approved, March 1, 1907.

CHAP. 2285.—An Act Making appropriations for the current and contingent expenses of the Indian Department, for fulfilling treaty stipulations with various Indian tribes, and for other purposes, for the fiscal year ending June thirtieth, nineteen hundred and eight.

March 1, 1907.  
[H. R. 22580.]

[Public, No. 154.]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the following sums be, and they are hereby, appropriated, out of any money in the Treasury not otherwise appropriated, for the purpose of paying the current and contingent expenses of the Indian Department, for fulfilling treaty stipulations with various Indian tribes, and in full compensation for all offices the salaries for which are specially provided for herein for the service of the fiscal year ending June thirtieth, nineteen hundred and eight, namely:

Indian Department  
appropriations.

### I. GENERAL PROVISIONS.

General provisions.

#### PRESIDENT.

Under the President.

To enable the President to cause, under the provisions of the Act of February eighth, eighteen hundred and eighty-seven, entitled "An Act to provide for the allotment of land in severalty to Indians," such Indian reservations as in his judgment are advantageous for agricultural and grazing purposes to be surveyed or resurveyed, for the purposes of said Act, and to complete the allotment of the same, including the necessary clerical work incident thereto in the field and in the Office of Indian Affairs, and delivery of trust patents, so far as allotments shall have been selected under said Act, forty thousand dollars.

Allotments in sev-  
eralty.  
Vol. 24, p. 388.

#### SECRETARY.

Under the Secretary.

That no purchase of supplies for which appropriations are made herein, exceeding in the aggregate five hundred dollars in value at any one time, shall be made without first giving at least three weeks' public notice by advertisement, except in case of exigency, when, in the discretion of the Secretary of the Interior, who shall make official record of the facts constituting the exigency and shall report the same to Congress at its next session, he may direct that purchases may be made in open market in amount not exceeding three thousand dollars at any one purchase: *Provided*, That supplies may be purchased, contracts let, and labor employed for the construction of artesian wells, ditches, and other works for irrigation, in the discretion of the Secretary of the Interior, without advertising as hereinbefore provided: *Provided further*, That as far as practicable Indian labor shall be employed and purchase in the open market made from Indians, under the direction of the Secretary of the Interior. And the employment of such Indians and the hiring of their property, in connection with the construction of any irrigation project under the Reclamation Serv-

Purchase of supplies  
to be advertised.

Exception.

*Proviso.*  
Irrigation.

Open-market pur-  
chases, etc.

Work on irrigation  
projects.  
R. S., secs. 3709, 3744,  
pp. 733, 738.

## Pima Indians.

## PIMA INDIANS.

Payment of share  
in Salt River irriga-  
tion project.  
*Ante*, p. 333.  
Vol. 33, p. 1081.

That the Secretary of the Interior may, in his discretion, use such part of the three hundred thousand dollars heretofore appropriated for an irrigation system for the Pima Indians in the payment of such Indians' proportionate part of the construction of the Salt River project, and such funds may be transferred to the Reclamation fund, to be expended by that Service in accordance with its rules and regulations; the Indians to receive a credit upon the reclamation charge assessed against their lands under the Salt River project for the amount so transferred.

## California.

## CALIFORNIA.

Mission Indians.  
Support, etc.

For support and civilization of the Mission Indians in California, including pay of employees, five thousand dollars.

Northern Indians.  
Support, etc.

For support and civilization of the Northern Indians, California, ten thousand dollars.

## SHERMAN INSTITUTE.

Sherman Institute,  
Riverside.

For support and education of five hundred Indian pupils at the Sherman Institute, Riverside, California, eighty-three thousand five hundred dollars, and for pay of superintendent, two thousand five hundred dollars;

For general repairs and improvements, eight thousand dollars;

For additional water and sewer system, two thousand five hundred dollars;

For addition to laundry, two thousand dollars;

For additional farm buildings and improvements, eight thousand dollars;

For two employees' cottages, six thousand dollars;

For cement walks, curbing, and guttering, five thousand dollars;

For concreting reservoir, three thousand dollars;

In all, one hundred and twenty thousand five hundred dollars.

## Incidentals.

For general incidental expenses of the Indian service in California, including traveling expenses of agents, and support and civilization of Indians at the Round Valley, Hoopa Valley, and Tule River agencies, four thousand dollars;

And pay of employees at same agencies, seven thousand dollars;

In all, eleven thousand dollars.

Round Valley Res-  
ervation.  
Removal of obstruc-  
tions in.  
*Ante*, p. 333.

That the paragraph in the Indian appropriation Act, approved June twenty-first, nineteen hundred and six (Thirty-fourth Statutes at Large, pages three hundred and twenty-five to three hundred and thirty-three), relating to the removal of obstructions from the bed of a stream in the Round Valley Reservation, California, be amended as follows: Insert after the word "obstructions" the words "both within and without the reservation;" strike out the words "drains into the Eel River in" and insert the words "flows through" and insert after the word "California" the words "and drains into the Eel River."

Payment for lands  
erroneously entered.

For payment to the Indians of the Round Valley Indian Reservation, in such manner as the Secretary of the Interior may direct, five hundred and three dollars and fifty cents for four hundred and two and eighty-hundredths acres of land, at the rate of one dollar and twenty-five cents per acre, which lands were erroneously entered by homestead and other claimants while they were a part of the Round Valley Reservation.

Mission Indians.  
Additional lands to  
be patented to.  
Vol. 26, p. 712.

That section three of the Act approved January twelfth, eighteen hundred and ninety-one, entitled "An Act for the relief of the Mission Indians in the State of California," be, and the same is hereby, so amended as to authorize the Secretary of the Interior to select, set apart, and cause to be patented to the Mission Indians such tracts of the public lands of the United States, in the State of California, as he



shall find upon investigation to have been in the occupation and possession of the several bands or villages of Mission Indians, and are now required and needed by them, and which were not selected for them by the Commission as contemplated by section two of said Act; and to appraise or cause to be appraised the value of any improvements belonging to any person to whom any valid existing rights have attached under the public-land laws of the United States, or to the assignee of such person where such improvements are situated within the limits of any reservation selected, enlarged, or defined under the provisions of this Act: *Provided*, That no patent issued under the provisions of this Act shall embrace any tract or tracts to which valid existing rights have attached in favor of any person under any of the United States laws providing for the disposition of the public domain, unless such person shall acquiesce in and accept the appraisal provided for in this Act in all respects and shall thereafter, upon demand and payment of such appraised value, execute a release of all claims and title thereto.

Appraisal of improvements by settlers.

*Proviso.*  
Release of title, etc.

COLORADO.

Colorado.

FORT LEWIS SCHOOL.

For the support and education of two hundred Indian pupils at the Indian school at Fort Lewis, Colorado, thirty-three thousand four hundred dollars; and for pay of superintendent, one thousand seven hundred dollars;

Fort Lewis school.

For general repairs and improvements, and improvement to water system, ten thousand dollars;

In all, forty-five thousand one hundred dollars.

GRAND JUNCTION SCHOOL.

For support and education of two hundred Indian pupils at the Indian school at Grand Junction, Colorado, thirty-three thousand four hundred dollars, and for pay of superintendent, one thousand six hundred dollars;

Grand Junction school.

General repairs and improvements, five thousand dollars;

Machinery for laundry and shops, three thousand two hundred dollars;

In all, forty-three thousand one hundred and fifty dollars.

For general incidental expenses of the Indian Service in Colorado, including traveling expenses of agents, one thousand dollars.

Incidentals.

IDAHO.

Idaho.

For a superintendent in charge of agency and educational matters on the Coeur d'Alene Reservation, Idaho, one thousand two hundred dollars.

Coeur d'Alene Reservation.

For support and civilization of the Shoshones and Bannocks, Sheep-eaters, and other Indians of the Fort Hall Reservation, in Idaho, including pay of employees, thirty thousand dollars, ten thousand dollars to be immediately available.

Fort Hall Reservation. Support, etc., of Indians.

For general incidental expenses of the Indian Service in Idaho, including traveling expenses of agents, one thousand dollars.

Incidentals.

SHOSHONES AND BANNOCKS. (Treaty.) (For Shoshones, see Wyoming.)

BANNOCKS: For pay of physician, teacher, carpenter, miller, engineer, farmer, and blacksmith, as per tenth article of treaty of July third, eighteen hundred and sixty-eight, five thousand dollars.

Bannocks. Fulfilling treaty. Vol. 15, p. 676.