

[No. 6.]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

Whereas it is provided by section twenty-four of an Act approved March third, eighteen hundred and ninety-one, entitled, "An Act to repeal timber-culture laws and for other purposes," "That the President of the United States, may, from time to time, set apart and reserve, in any State or Territory having public land bearing forests, in any part of the public lands wholly or in part covered with timber or undergrowth, whether of commercial value or not, as public reservations, and the President shall, by public proclamation, declare the establishment of such reservations and limits thereof." and

September 10, 1891.

Preamble.

Vol. 26, p. 1103.

Whereas, the lands hereinafter described are public and forest bearing, and on the thirtieth of March, last, I issued a proclamation intended to reserve the same as authorized in said act, but as some question has arisen as to the boundaries proclaimed being sufficiently definite to cover the forests intended to be reserved,

Vol. 26, p. 1565.

Now, therefore, I, Benjamin Harrison, President of the United States, for the purpose of removing any doubt and making the boundaries of said reservation more definite, by virtue of the power in me vested by said act, do hereby issue this, my second, proclamation, and hereby set apart, reserve and establish, as a public reservation, all that tract of land situate in the State of Wyoming, embraced within the following boundary:

Forest reservation,
Wyoming.

"Beginning at a point on the parallel of forty-four degrees fifty minutes north latitude, where said parallel is intersected by the east boundary of the Yellowstone National Park; thence due east along said parallel twenty-four and one half miles; thence due south to the parallel of forty-four degrees north latitude; thence due west along said parallel to its point of intersection with the west boundary of the State of Wyoming; thence due north along said boundary to its intersection with the south boundary of the Yellowstone National Park; thence due east along the south boundary of said Park to the southeast corner thereof; thence due north along the east boundary of said Park to the place of beginning."

Boundary defined.

And warning is hereby expressly given to all persons not to enter or make settlement upon the tract of land reserved by this proclamation.

Reserved from settlement.

In witness whereof, I have hereunto set my hand and caused the seal of the United States to be affixed.

Done at the City of Washington, this 10th day of September, in the year of our Lord, one thousand eight hundred and ninety-one, and of the Independence of the United States the one hundred and fifteenth.

BENJ HARRISON

By the President:

WILLIAM F WHARTON
Acting Secretary of State.

[No. 7.]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA:

A PROCLAMATION.

Whereas, by a written agreement, made on the twelfth day of June, eighteen hundred and ninety, the Sac and Fox Nation of Indians, in the Territory of Oklahoma, ceded and conveyed to the United States of America all title or interest of said Indians in and to the lands

September 13, 1891.

Preamble.

Agreement with Sac and Fox Indians, Okla.

particularly described in Article I of the agreement, except the quarter section of land on which the Sac and Fox Agency is located: and provided that the section of land now designated and set apart near the Sac and Fox Agency for a school and farm shall not be subject either to allotment or to homestead entry; that every citizen of said Nation shall have an allotment of land, in quantity as therein stated, to be selected within the tract of country so ceded, except in sections sixteen (16) and thirty-six (36) in each Congressional township, and except the Agency quarter section and section set apart for school and farm, as above mentioned, or other lands selected in lieu thereof; that when the allotments to the citizens of the Sac and Fox Nation are made, the Secretary of the Interior shall cause trust patents to issue therefor in the name of the allottees, and that as soon as such allotments are so made, and approved by the Department of the Interior, and the patents provided for are issued, then the residue of said tract of country shall, as far as said Sac and Fox Nation is concerned, become public lands of the United States, and under such restrictions as may be imposed by law, be subject to white settlement; and

Agreement with
Iowa Indians, Okla.

Whereas, by a certain other agreement with the *Iowa tribe of Indians* residing on the Iowa Reservation, in said Territory, made on the twentieth day of May, eighteen hundred and ninety, said tribe surrendered and relinquished to the United States all their title and interest in and to the lands of said Indians in said Territory, and particularly described in Article I of said agreement; and provided that each and every member of said tribe shall have an allotment of eighty acres of land upon said reservation, and upon the approval of such allotments by the Secretary of the Interior, that trust patents shall be issued therefor, and that there shall be excepted from the operation of said agreement; a tract of land, not exceeding ten acres in a square form, including the church and school house and grave-yard at or near the Iowa village, which shall belong to said Iowa tribe of Indians in common, subject to the conditions and limitations in said agreement expressed; that the chief of the Iowas may select an additional ten acres in a square form for the use of said tribe in said reservation, conforming in boundaries to the legal subdivisions of land therein, which shall be held by said tribe in common, subject to the conditions and limitations as expressed in relation thereto; and

Vol. 26, p. 758.

Whereas, it is provided in the act of Congress approved February thirtieth, eighteen hundred and ninety-one (26 Stats. pp. 758, 759), section 7, accepting, ratifying, and confirming said agreements with the Sac and Fox Nation of Indians and the Iowa tribe of Indians, "That whenever any of the lands acquired by the agreements in this act ratified and confirmed, shall by operation of law or proclamation of the President of the United States, be open to settlement, they shall be disposed of to actual settlers only, under the provisions of the homestead laws, except section twenty-three hundred and one, which shall not apply: *Provided, however*, that each settler, under and in accordance with the provisions of said homestead laws, shall, before receiving a patent for his homestead, pay to the United States for the land, so taken by him, in addition to the fees provided by law, the sum of *one dollar and twenty-five cents* for each acre thereof, and such person having complied with all the laws relating to such homestead settlement, may at his option receive a patent therefor at the expiration of twelve months from date of settlement upon said homestead, and any person otherwise qualified who has attempted to but for any cause failed to secure a title in fee to a homestead under existing law, or who made entry under what is known as the commuted provision of the homestead law, shall be qualified to make a homestead entry upon any of said lands;" and

Agreement with Citizen Band Pottawatomie Indians, Okla.

Whereas, by a certain other agreement with the *Citizen Band of Pottawatomie Indians*, in said Territory, made on the twenty-fifth day of June, eighteen hundred and ninety, the said band of Indians ceded

and absolutely surrendered to the United States all their title and interest in and to the lands in said Territory, and particularly described in Article I of said agreement, and provided that all allotments of land theretofore made, or then being made or to be made to members of said Citizen Band of Pottawatomie Indians under the provisions of the general allotment act approved February eighth, eighteen hundred and eighty-seven, shall be confirmed; that in all allotments to be thereafter made no person shall have the right to select his or her allotment in sections sixteen and thirty-six in any Congressional township; nor upon any land heretofore set apart in said tract of country for any use by the United States, or for schools, school-farm or religious purposes; nor shall said sections sixteen and thirty-six be subject to homestead entry, but shall be kept and used for school purposes; nor shall any lands set apart for any use of the United States, or for school, school-farm, or religious purposes, be subject to homestead entry, but shall be held by the United States for such purposes, so long as the United States shall see fit to use them; and further, that the south half of section seven, and the north half of section eighteen, in township six north, range five east, theretofore set apart by a written agreement between said band of Indians and certain Catholic Fathers, for religious, school, and farm purposes, shall not be subject to allotment or homestead entry, but shall be held by the United States for the Sacred Heart Mission, the name under which said association of Fathers are conducting the church, school, and farm on said lands; and

Vol. 24, p. 388.

Whereas, by a certain agreement with the *Absentee Shawnee Indians*, in said Territory, made on the twenty-sixth day of June, eighteen hundred and ninety, said last-named Indians ceded, relinquished, and surrendered, to the United States, all their title and interest in and to the lands in said Territory, and particularly described in Article I of said agreement, provided that all allotments of land theretofore made, or then being made or to be made to said Absentee Shawnees under the provisions of the general allotment act approved February eighth, eighteen hundred and eighty-seven, shall be confirmed; that in all allotments to be thereafter made, no person shall have the right to select his or her allotment in sections sixteen and thirty-six in any Congressional township; nor in any land heretofore set apart in said tract of country for any use by the United States, or for school, school-farm, or religious purposes; nor shall said sections sixteen and thirty-six be subject to homestead entry, but shall be held by the United States for such purposes so long as the United States shall see fit to use them; and

Agreement with Absentee Shawnee Indians, Okla.

Vol. 24, p. 388.

Whereas, it is provided in the *Act of Congress, accepting, ratifying, and confirming said agreements with the Citizen Band of Pottawatomie Indians and the Absentee Shawnee Indians*, approved March third, eighteen hundred and ninety-one (26 Stats., pp. 989 to 1044), section 16, "That whenever any of the lands acquired by either of the * * foregoing agreements respecting lands in the Indian or Oklahoma Territory shall by operation of law or proclamation of the President of the United States be open to settlement they shall be disposed of to actual settlers only, under the provisions of the homestead and townsite laws (except section twenty-three hundred and one of the Revised States [Statutes] of the United States, which shall not apply): *Provided, however*, that each settler on said lands shall before making a final proof and receiving a certificate of entry, pay to the United States for the land so taken by him, in addition to the fees provided by law, and within five years from the date of the first original entry, the sum of *one dollar and fifty cents* per acre, one-half of which shall be paid within two years; but the rights of honorably discharged Union soldiers and sailors as defined and described in sections twenty-three hundred and four and twenty-three hundred and five of the Revised Statutes of the United States shall not be abridged except as to the sum to be paid as aforesaid, and all the lands in Oklahoma are hereby declared to be

Vol. 26, pp. 1016, 1018, 1026.

agricultural lands, and proof of their non-mineral character shall not be required as a condition precedent to final entry;" and

Whereas, allotments of land in severalty to said Sac and Fox Nation, said Iowa tribe, said Citizen Band of Pottawatomies, and said Absentee Shawnee Indians have been made and approved, and provisional patents issued therefor, in accordance with law and the provisions of the before-mentioned agreements with them respectively, and an additional ten acres of land has been selected for the use of said Iowa tribe to be held by said tribe in common, in accordance with the provisions of supplemental article XII of the agreement with them; and

Whereas, the lands acquired by the four several agreements hereinbefore mentioned have been divided into counties, by the Secretary of the Interior as required by said last-mentioned act of Congress before the same shall be open to settlement, and lands have been reserved for county-seat purposes, as therein required; and

Vol. 26, p. 81.

Whereas, it is provided by act of Congress for temporary government of Oklahoma, approved May 2, 1890, that there shall be reserved public highways four rods wide between each section of land in said Territory, the section lines being the centers of said highways, but no deduction shall be made from cash payments from each quarter section by reason thereof; and

Whereas, all the terms, conditions, and considerations required by said several agreements made respectively with said tribes of Indians hereinbefore mentioned, and of the laws relating thereto, precedent to opening said several tracts of land to settlement, have been as I hereby declare, provided for, paid, and complied with:

Lands acquired from Sac and Fox, Iowa, Citizen Band of Pottawatomie, and Absentee Shawnee Indians, Okla., opened to settlement September 22, 1891.

Vol. 25, p. 980.

Now, therefore, I, Benjamin Harrison, President of the United States, by virtue of the power in me vested by the Statutes hereinbefore mentioned, also an act of Congress entitled "An act making appropriations for the current and contingent expenses of the Indian Department, and fulfilling treaty stipulations with various Indian tribes for the year ending June thirtieth, eighteen hundred and ninety, and for other purposes," approved March second, eighteen hundred and eighty-nine, and by other the laws of the United States, and by said several agreements, do hereby declare and make known that all of the lands acquired from the Sac and Fox Nation of Indians, the Iowa tribe of Indians, the Citizen Band of Pottawatomie Indians, and the Absentee Shawnee Indians, by the four several agreements aforesaid, saving and excepting the lands allotted to the Indians as in said agreements provided, or otherwise reserved in pursuance of the provisions of said agreements and the said acts of Congress ratifying the same, and other, the laws relating thereto, will, at and after the hour of twelve o'clock noon (central standard time), Tuesday, the twenty second day of this, the present month of September, and not before, be opened to settlement, under the terms of and subject to all the conditions, limitations, reservations, and restrictions contained in said agreements, the Statutes above specified, and the laws of the United States applicable thereto.

Schedule.

The lands to be so opened to settlement are for greater convenience particularly described in the accompanying schedule, entitled "Schedule of lands within the Sac and Fox, Iowa, Pottawatomie (and Absentee Shawnee) Reservations, in Oklahoma Territory, opened to settlement by proclamation of the President dated September 18, 1891," and which schedule is made a part hereof.

Entries.

Each entry shall be in square form as nearly as practicable, and no other lands in the Territory of Oklahoma are opened to settlement under this proclamation or the agreements ratifying the same.

No persons permitted to enter on ceded lands until day of opening.

Notice, moreover, is hereby given that it is by law enacted that until said lands are opened to settlement by proclamation no person shall be permitted to enter upon and occupy the same, and no person violating this provision shall be permitted to enter any of said lands, or acquire any right thereto. The officers of the United States will be required to enforce this provision.

And further notice is hereby given that it has been duly ordered that the lands in the Territory of Oklahoma mentioned and included in this Proclamation be, and the same are attached to the eastern and Oklahoma land districts in said Territory, severally, as follows:

Lands attached to land districts.

1. All that portion of the Territory of Oklahoma, commencing at the southwest corner of township 14 north, range 1, east; thence east on town line between townships 13 and 14 to the west boundary of the Creek country; thence north on said boundary line to the middle of main channel of the Cimarron River; thence up the Cimarron River, following the main channel thereof to the Indian Meridian; thence south on said meridian line to the place of beginning is attached to the eastern land district in Oklahoma Territory, the office of which is now located at Guthrie.

Eastern district, Oklahoma.

2. All that portion of said Territory commencing at the northwest corner of township 13 north, range 1 east; thence south on Indian Meridian to the north fork of the Canadian River; thence west up said river to the west boundary of the Pottawatomie Indian Reservation, according to Morrill's survey; thence south following the line as run by O. T. Morrill under his contract of September 3, 1872, to the middle of the main channel of the Canadian River; thence east down the main channel of said river to the west boundary of the Seminole Indian Reservation; thence north with said west boundary to the north fork of the Canadian River; thence east down said north fork to the west boundary of the Creek Nation; thence north with said west boundary to its intersection with the line between townships 13 and 14 north of the Indian base; thence west on town line between townships 13 and 14 north to the place of beginning is attached to the Oklahoma land district in said Territory, the office of which is now located at Oklahoma City.

Oklahoma district.

In witness whereof, I have hereunto set my hand and caused the seal of the United States to be affixed.

Done at the City of Washington this eighteenth day of September, in the year of our Lord one thousand eight hundred and [SEAL.] ninety-one, and of the Independence of the United States the one hundred and sixteenth.

BENJ HARRISON

By the President:
WILLIAM F WHARTON
Acting Secretary of State.

[No. 8.]

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A PROCLAMATION.

Whereas, it is provided by Section 24, of the Act of Congress, approved March third, eighteen hundred and ninety-one, entitled "An act to repeal the timber-culture laws and for other purposes"; that "The President of the United States may from time to time set apart and reserve, in any State or Territory having public lands bearing forests, in any part of the public lands wholly or in part covered with timber or undergrowth, whether of commercial value or not, as public reservations; and the President shall, by public proclamation, declare the establishment of such reservation and the limits thereof";

October 16, 1891.

Preamble.
Vol. 26, p. 1103.

And whereas, the public lands in the State of Colorado, within the limits hereinafter described, are in part covered with timber, and it appears that the public good would be promoted by setting apart and reserving said lands as a public reservation.