

tion or appropriations for the purpose, he is authorized to make payment from the total available balance to his official credit, provided sufficient funds under the proper appropriation or appropriations have been allotted by the Chief of Ordnance for the expenditure. When such disbursements are made the accounts of the disbursing officer shall show the charging of the proper appropriations, the balances under which will be adjusted by the disbursing officer on receipt of funds or by the accounting officers of the Treasury.

Hereafter officers serving by detail in the Ordnance Department, under the Acts of February second, nineteen hundred and one, and June twenty-fifth, nineteen hundred and six, shall take rank in their respective grades from the dates of their rank under their original detail in said grades.

Articles of ordnance property may be sold by the Chief of Ordnance to officers of the Navy and Marine Corps, for their use in the public service, in the same manner as these articles are now sold to officers of the army.

The Secretary of War is hereby authorized and directed to acquire title to the United States, by gift or donation, and not otherwise, of a strip of land lying on the southwest side of the roadway now under construction to the Salisbury National Cemetery, for sidewalk purposes. And the sum of one thousand six hundred dollars, to be immediately available, is hereby appropriated for the completion of said roadway and sidewalks.

The Secretary of War is hereby authorized to convey to the owners of premises which encroach upon the military reservation of Fort Marion in the city of Saint Augustine, Florida, all the right, title, and interest of the United States in and to the portions of the reservation which have been occupied by them, under license or claim of title, upon the payment by said owners of such sums of money as the Secretary of War shall determine proper to be paid for the said lands.

For the acquiring of water rights and necessary lands therewith connected for a permanent water supply for Fort William Henry Harrison, in Montana, the amount of twenty thousand dollars appropriated therefor by the Act approved May eleventh, nineteen hundred and eight, entitled "An Act making appropriation for the support of the army for the fiscal year ending June thirtieth, nineteen hundred and nine," is hereby reappropriated and made available, and forty thousand dollars additional, or so much thereof as may be necessary for said purposes, including the acquiring of water rights and lands for intakes and right of way for pipe lines from such intakes to said fort, is hereby appropriated, to be expended from the amount appropriated in this Act for water and sewers at military posts; and the Secretary of War is hereby authorized to acquire such rights and lands by purchase or by condemnation proceedings.

Approved, March 3, 1909.

**CHAP. 253.**—An Act For the removal of the restrictions on alienation of lands of allottees of the Quapaw Agency, Oklahoma, and the sale of all tribal lands, school, agency, or other buildings on any of the reservations within the jurisdiction of such agency, and for other purposes.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Secretary of the Interior be, and he is hereby authorized, upon application of any adult member of either of the tribes of Indians belonging to the Quapaw Indian Agency in the State of Oklahoma, to remove the restrictions on any part of or all of the lands allotted to such applicant.

Accounts.

Rank of detailed officers.  
Vol. 31, p. 754.  
Vol. 34, p. 455.

Sale of ordnance property, etc.

Salisbury National Cemetery.  
Roadway.

Immediately available.

Fort Marion Military Reservation, Fla.  
Conveyance of portion of, authorized.

Fort William Henry Harrison, Mont.  
Water rights, etc.

Reappropriation, etc.  
*Ante*, p. 122.

March 3, 1909.  
[H. R. 16743.]

[Public, No. 306.]

Quapaw Indian Agency, Okla.  
Alienation restrictions removed from lands of Indians of.

Homesteads retained.

*Proviso.*  
Modocs excepted.  
Tribal and agency  
lands, etc., to be sold.

Reversion of agency, etc., lands.

Net proceeds pro rata to Indians.

Patents in fee to religious societies.

Modocs.  
Transferred to Klamath Agency, Oreg.

Allotments, etc.

*Provisos.*  
Sale of allotments in Oklahoma.

Leases permitted.

and permit a sale under such terms and conditions as he may deem for the best interests of the applicant, excepting a tract of not less than forty acres, which shall be designated and held as a homestead: *Provided*, That this section does not apply to the Modocs.

SEC. 2. That the Secretary of the Interior be, and he is hereby, authorized to sell all or any of the tribal lands within the jurisdiction of the Quapaw Agency, and all agency, school, or other Government buildings on any reservation within the jurisdiction of said agency, at public auction or by sealed bids, under such regulations as he may prescribe; and he is hereby authorized to convey all lands so sold to the purchaser thereof by patents in fee. And all lands within such agency which have heretofore been reserved for agency, school, or other purposes shall, on approval of this Act, revert to the tribe within whose reservation the lands are located and be sold as tribal lands as herein provided.

SEC. 3. That after the sale of all such lands as provided herein, the net proceeds of such sale, together with all funds belonging to such tribes from whatever source derived, shall be apportioned and paid pro rata, under direction of the Secretary of the Interior, to the members of each of the respective tribes, in such manner as he shall prescribe.

SEC. 4. That the Secretary of the Interior is hereby authorized and directed to issue patents in fee to all religious societies and organizations, severally, for the lands occupied by them within any of such reservations and heretofore reserved to such societies, as shown on approved schedules of allotments.

SEC. 5. That the Secretary of the Interior be, and he is hereby, authorized and directed to restore to the rolls of the Klamath Agency, in Oregon, those Modoc Indians now enrolled at the Quapaw Agency, in Oklahoma, formerly Indian Territory, together with their descendants living at the date of the passage of this Act, and that upon the removal of any of said Indians to the Klamath Reservation, in Oregon, they shall be allotted as other Indians on said reservation, and that upon the passage of this Act they be accorded all the rights and privileges of other Indians enrolled at the Klamath Agency: *Provided*, That for the purposes of such removal the Secretary of the Interior be, and he is hereby, upon application of any allottee, authorized to sell, under such rules and regulations as he may prescribe, all lands inherited and otherwise heretofore allotted to the members of said tribe in Oklahoma, and he is authorized to issue a patent in fee simple to the purchaser or purchaseres of said lands, and all restrictions as to the sale, incumbrance, and taxation of said land shall thereupon be removed: *Provided further*, That if any member of the Modoc tribe of Indians prefers not to have his or her land sold, such allottee may lease his or her land in Oklahoma for a period of not to exceed five years, the parent or next of kin having the care and custody of any minor executing the lease for such minor.

Approved, March 3, 1909.

CHAP. 254.—An Act To authorize the city of Shreveport to construct a bridge across Red River.

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the city of Shreveport, a corporation organized under the laws of the State of Louisiana, its successors and assigns, be, and they are hereby, authorized to construct, maintain, and operate a traffic bridge and approaches thereto across the Red River at Shreveport, in the State of Louisi-

March 3, 1909.  
[H. R. 28193.]

[Public, No. 307.]

Red River, La.  
Shreveport may  
bridge.  
Vol. 33, p. 629.