THE INDIAN CHIEFTAIN.

CHIEFTAIN PUBLISHING CO. VINITA, INDIAN TERRITORY, THURSDAY, DECEMBER 26, 1901. VOL. XX. NO. 18

True Economy

The difference in cost between an alum baking powder and the highest-class cream of tartar baking powder would not amount for a family's supply to one dollar a year.

Dr. Price's is the standard cream of tartar baking powder. It makes the food delicious and healthful.

NOTE.—You cannot, if you value good health, afford to use cheap, low-grade, alum baking powders. They are apt to spoil the food; they do endanger the health. All physicians will tell you that alum in food is deleterious.

STOCK BRANDS

BADGETT & MILFORD,
P. O. VINITA, I. T.

Also

On right hip and side near back. Calves and younger cattle on left hip. All is tally-branded with — on left shoulder or side. ∅ is on right side. Younger cattle marked under half crop right and underbit left ear.

Pastures on Rock Creek, near Adair. Headquarters are at farm, at Military Crossing of Cabin Creek. Herd principally cows.

W. H. NOBLES,
Edna, Kan.

Horse brand same. Road brand on left underhalf crop in each ear. Range head of Big creek, C. N.

J. C. GRAY,
10 Miles Northwest of Vinita.

J C Range on Paw-Paw Creek.

Cattle of this brand sold only for shipment.

$100 reward or conviction of stealing his brand.

R. R. TAYLOR,
Postoffice. Vinita, I. T.

Smooth crop in left ear, and crop and split in the right.

Some cattle in various other brands & marks.

Range on Locust creek, four miles s.e. of Vinita.

E. B. FRAYSER,
Vinita, I. T.

Horse brand same. Range on Big Cabin creek, 7 miles west of Bluejacket. Cattle of this brand sold only for shipment.

$100 reward or conviction or stealing his brand

W. W. MILLER,
Postoffice Vinita, Ind. Ter.

Range on Locust and Little Cabin creeks. O brand on right side and hip. Various ear marks. Sold only for shipment.

WM. HOWELL,
Fairland, Ind. Ter.

Some have on left side. Mark, crop and split in right, under slope in left.

Range south west of Bluejacket, I. T.

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Stock Yards.

Located at East St. Louis, Ill.

Directly opposite the city of St. Louis. Buyers for all description of Live Stock always in attendance, and within the grounds of the Stock Yards is a Beef Canning Company, with a capacity for slaughtering 2,500 head of cattle daily, and Pork Packing establishments have a capacity for slaughtering 12,000 hogs daily.

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Quick, Sure, Pleasant.
Does not Nauseate.
All Druggists.

DELEGATION IS APPOINTED.

Fullbloods are Given Equal Representation With Progressive Element.

PROVISIONS OF THE MEASURE

Providing for Allotment as Passed by the National Council.

The personnel of the delegation to Washington to urge the passage of the allotment bill was announced by Chief Buffington yesterday afternoon and the members as named were confirmed before adjournment by the senate.

The following are those appointed:

LUCIEN BUFFINGTON
JAMES M. KEYES.
WOLFE COON.
REDBIRD SMITH.

The appointments of Wolfe Coon and Redbird Smith to places on the delegation were made in the interest of harmony, the fullbloods claiming an equal representation with the progressive element. It is understood that these two members are, in a measure, opposed to the bill, but are expected to change their views after arrival in Washington

The following is an official copy of the allotment bill as it passed the national council:

Memorial of the National council of the Cherokee nation requesting the individualization of the lands and disbursements of moneys of the Cherokee tribe of Indians, according to the twentieth article of the treaty of July 19, 1866, in lieu of the manner and method of allotment, as is provided for, in the act of Congress, approved June 28, 1898, entitled, "An act for the protection of the people of the Indian territoly, and for other purposes," commonly known as the "Curtis Act" and through a delegation to be provided for and appointed.

Sec. 1. That, conditioned as hereinafter set forth exercising the right of the national council of the Cherokee nation as set forth in the 20th article of the treaty of 1866, between the government of the United States and the Cherokee nation, the request be and the same is hereby made that the country reserved to the Cherokees, (the lands belonging to the Cherokee tribe of Indians in the Indian Territory) shall be allotted among them at the expense of the United States, according to the survey already completed by the United States; provided however, that this request for allotment is made only with the understanding that such allotment shall be made under the conditions and in the manner as follows, to wit.

That all lands belonging to the Cherokee tribe of Indians, in the Indian Territory, except as are herein expressly reserved, shall be appraised at their true values, considering the nature and fertility of the soil, location and value of same, excluding improvements placed by allottee on lands selected by him.

Sec. 2. All appraisments shall be made under the direction of the Secretary of the Interior and shall be completed and finally approved before September 1, 1902 or as soon thereafter as practicable, under no circumstances later than November 1, 1902. When said appraisement shall have been completed and finally approved by the Secretary of the Interior a full detailed report of same shall be furnished the principal chief for the information of the Cherokee nation and people.

Sec. 3. The total value of the divisible lands shall be determined and the per capita share of each beneficiary ascertained before beginning allotment of lands.

Sec. 4. The measure for the equilization of allotments shall be the average or per capita share of the total valuation of the lands.

Sec. 5. All lands of the Cherokee nation, as herein provided, shall be allotted under the direction of the Secretary of the Interior to the members of the tribe entitled to share therein so as to give to each so entitled an equal share in the whole, in value, as nearly as may be, and to conform to the survey lines as nearly as may be. All funds of the tribe and all moneys accruing to the tribe under the provisions of this plan of distribution shall be paid, under the direction of the Secretary of the Interior, direct to each individual entitled to share therein, as soon after the allotment of the lands as practicable.

Sec. 6. All controversies arising between members as to their right to select particular tracts of land shall be determined by the Secretary of the Interior.

Sec. 7 Any member having in his possession lands in actual cultivation in excess of his per capita share for himself, for his wife if entitled in her own right, and for each of his minor children shall on or before the first day upon which allotments shall begin select therefrom allotments for himself and the members of his family aforesaid, which said allotments he may hold and no more; and if he have lawful improvements upon the excess he may dispose of same if he so desires to any citizen who may thereupon select lands so as to include such improvements, but after the expiration of said time any citizen may take any lands not already selected by another.

Sec. 8 Each citizen may receive his full prorata share of lands in a single allotment and if for any reason separate tracts of land shall be allotted to a citizen he shall receive them all at the same time and all shall be included in one deed.

Sec 9. When any citizen shall select his allotment as herein provided he shall receive a certificate therefor and the Secretary of the Interior shall thereupon put him in immediate and unrestricted possession of the same.

Sec. 10 Each allotment of land shall be non-taxable for twenty-one years, or until title passes from the allottee, such conditions to be stipulated in the deed, and shall be free from incumbrance by any debt or obligation contracted prior to the date of the deed.

Sec. 11. Allotments to minors may be selected by the guardain, or by the father or mother, in the order named, and shall not be sold during their minority. Allotments may be selected for prisoners and convicts and aged and infirm persons by their duly appointed agents and for incompetents by guardians, curators or other suitable persons akin to them, but it shall be the duty of the Secretary of the Interior to see that such selections are made for the best interests of such parties.

Sec 12. The Delaware Indians who are citizens of the Cherokee nation shall take lands and share in the funds of the tribe as their rights may be determined by the court of claims or by the supreme court if appealed in the suit instituted therein by the Delaware Indians against the Cherokee nation and now pending when the said suit shall be finally decided, and no allotment of lands hereunder shall be made until said suit has been decided. When final judgment has been rendered in said suit lands shall be allotted to said Deleware Indians in conformity with the terms of the judgment and their individual rights thereunder. The said suit shall be advanced on the dockets of the court of claims and of the supreme court if appeal is taken, and shall be determined at the earliest time practicable.

TOWNS.

Sec. 13. To the town of Fort Gibson shall be added 320 acres heretofore included in the old military reservation including the buildings on the same. The said 320 acres shall be surveyed and platted and laid out into town lots, with necessary streets and alleys, the same as other towns, the survey, appraisement and sale of lots shall be made under rules and regulations to be prescribed by the Secretary of the Interior. All towns as laid off and surveyed and platted into town lots, streets and alleys, by authority of the Cherokee nation shall remain as platted at the present time; provided, however, there may be added to any town by extending the original survey, making said additional survey conform to the original survey as to streets, alleys etc., such additional territory as may be required for its present needs and reasonable prospective growth.

Sec. 14. All towns in the Cherokee nation having a present population of 200 or more shall be surveyed, laid out and appraised under the provisions of an act of congress entitled "an act making appropriations for the current and contingent expenses of the Indian department and for fulfilling treaty stipulations with various Indian tribes for the fiscal year ending June 30, 1901, and for other purposes," approved May 31, 1900, which said provisions are as follows: That the Secretary of the Interior is hereby authorized, under rules and regulations to be prescribed by him, to survey, lay out and plat into town lots, streets alleys and parks, the sites of such towns and villages in the Choctaw, Chickasaw, Creek and Cherokee nations, as may at that time have a population of 200 or more, in such manner as will best subserve the then present needs and reasonable prospective growth of such towns. The work of surveying, laying out and platting such town sites shall be done by competent surveyors, who shall prepare five copies of the plat of each town site which when the survey is approved by the Secretary of the Interior, shall be filed as follows: One in the office of the commissioner of Indian affairs, one with the principal chief of the nation, one with the clerk of the court within the territorial jurisdiction of which the town is located, one with the commission to the five civilized tribes, and one with the town authorities, if there be such. Where in his judgment the best interests of the public service require, the Secretary of the Interior may secure the surveying, laying out and platting of town sites in any of said nations by contract.

"Hereafter the work of the respective town site commissions provided for in the agreement with the Choctaw and Chickasaw tribes ratified in section 29, act of June 28, 1898, entitled "an act for the protection of the people of the Indian Territory, and for other purposes, shall begin as to any town site immediately upon the approval of the survey by the Secretary of the Interior and not before.

"The secretary of the Interior may in his discretion appoint a townsite commission consisting of three members for each of the Creek and Cherokee nations, at least one of whom shall be a citizen of the tribe and shall be appointed upon the nomination of the principal chief of the tribe. Each commission, under the supervision of the Secretary of the Interior, shall appraise and sell for the benefit of the tribe the town lots in the nation for which it is appointed, acting in conformity with the provisions of any then existing act of congress or agreement with the tribe approved by congress. The agreement of any two members of the commission as to the true value of any lot shall constitute a determination thereof, subject to the approval of the Secretary of the Interior, and if no two members are able to agree the matter shall be determined by such secretary.

"Where in his judgment the public interests will be thereby subserved, the Secretary of the Interior may appoint in the Choctaw, Chickasaw, Creek or Cherokee nation a separate town site commission for any town, in which event as to that town such local commission may exercise the same authority and perform the same duties which would otherwise devolve upon the commission for that nation. Every such local commission shall be appointed in the manner provided in the act approved June 28, 1898, entitled 'an act for the protection of the people of the Indian Territory and for other purposes.'

"The Secretary of the Interior, where in his judgment the public interests will be thereby subserved, may permit the authorities of any town in any of said nations, at the expense of the town, to survey, lay out, plat the site thereof, subject to his supervision and approval, as in other instances.

"As soon as the plat of any town site is approved, the proper commission shall, with all reasonable dispatch and within a limited time, to be prescribed by the Secretary of the Interior, proceed to make the appraisement of the lots and improvements, if any, thereon, and after the approval thereof by the Secretary of the Interior, shall, under the supervision of such secretary, proceed to the disposition and sale of the lots in conformity with any then existing Act of Congress or agreement with the tribe approved by Congress, and if the proper commissions shall not complete such appraisement and sale within the time limited by the Secretary of the Interior, they shall receive no pay for such additional time as may be taken by them, unless the Secretary of the Interior for good cause shown shall expressly direct otherwise.

"The Secretary of the Interior may, for good cause, remove any member from any town-site commission, tribal or local, in any of said nations, and may fill the vacancy thereby made or any vacancy otherwise occurring in like manner as the place was originally filled.

"It shall not be required that the townsite limits established in the course of the platting and disposing of town lots and the corporate limits of the town, if incorporated, shall be identical or coextensive, but such townsite limits and corporate limits shall be so established as to best subserve the then present needs and the reasonable prospective growth of the town, as the same shall appear at the time when such limits are respectively established. Provided further that the exterior limits of the townsite shall be designated and fixed at the earliest practicable time and under rules and regulations prescribed by the Secretary of the Interior.

"Upon the recommendation of the commission to the five civilized tribes the Secretary of the Interior is hereby authorized at any time before allotment to set aside and reserve from allotment any lands in the Choctaw, Chickasaw, Creek or Cherokee nations, not exceeding one hundred and sixty acres in any one tract, at such stations, as are or shall be established in conformity with law on the line of any railroad which shall be constructed or be in process of construction in or through either of said nations prior to the allotment of the lands therein, and this irrespective of the population of such townsite at the time. Such townsite shall be surveyed, laid out, and platted, and the lands therein disposed of for the benefit of the tribe in the manner herein prescribed for other townsites. Provided further, that whenever any tract of land shall be set aside as herein provided which is occupied by a member of the tribe such occupant shall be fully compensated for his improvements thereon under such rules and regulations as may be prescribed by the Secretary of the Interior. Provided, that hereafter the Secretary of the Interior may, whenever the chief executive or principal chief of said nation fails or refuses to appoint a townsite commissioner for any town or to fill any vacancy caused by the neglect or refusal of the townsite commissioner appointed by the chief executive or principal chief of said nation to qualify or act, in his discretion appoint a commissioner to fill the vacancy thus created."

SEC. 15. Any citizen in rightful possession of any town lot which has been improved as required by tribal laws, the right of occupancy of which has been acquired under tribal laws, shall have the right to purchase such lot by paying one-half of the appraised value thereof.

SEC 16. Any citizen in rightful possession of any town lot having improvements thereon other than temporary buildings, fencing and tillage, the occupancy of which has not been acquired under tribal laws shall have the right to purchase same by paying one-half the appraised value thereof. Provided, that any other person in peaceful possession of any town lot having improvements thereon other than temporary buildings, fencing and tillage, the occupancy of which has not been acquired under tribal laws, shall have the right to purchase such lot by paying the appraised value thereof.

SEC. 17. Any citizen in rightful possession of any town lot not having improvements thereon, the occupancy of which has been acquired under tribal laws, shall have the right to purchase such lot by paying two thirds the appraised value thereof.

SEC. 18. When the appraisement of any town lot so improved is made and approved the commission shall notify the claimant thereof of the amount of appraisement, and he shall, within sixty days thereafter, make payment of ten per centum of the amount due for the lot, and four months thereafter he shall pay fifteen per centum additional, and the remainder of the purchase money he shall pay in three equal annual installments without interest; but if the owner of any such lot fail to purchase same after making the first and second payments aforesaid within the time aforesaid, the lot and improvements shall be sold at public auction to the highest bidder, under the direction of the townsite commission, at a price not less than their appraised value; and the purchaser shall pay the purchase price to the owner of the improvements, less the appraised value of the lot.

Sec. 19. All town lots having thereon improvements other than temporary buildings, fencing and tillage, the sale or disposition of which is not herein otherwise specifically provided for, shall be sold within twelve months after appraisement, under direction of the Secretary of the Interior, after due advertisement, to the highest bidder, at not less than their appraised value.

Sec. 20. Any citizen occupying more than four acres of unplatted lands, which may be laid out in town lots in any town, and which are to be sold at public auction, as above, shall have the right to select, in a body, and retain a sufficient number of such lots at their appraised value as may be equal to the standard allotment, herein fixed to be taken in lieu of his allotment and in addition thereto he may purchase one fourth of the remaining lots, to be selected in a body, into which such land has been divided, by paying two thirds of their appraised value.

Sec. 21. If any citizen have lands in any towns, occupied and used by him as a home, he may purchase the lots into which such lands may be platted by paying one half their appraised value, not, however, exceeding four acres; but his right shall not extend to persons who take their allotments out of unplatted lands as herein provided.

Sec. 22. The purchaser of any unimproved town lot sold at public auction shall pay twenty-five per centum of the purchase money at the time of the sale, and within four months thereafter he shall pay twenty-five per centum additional, and the remainder of the purchase money he shall pay in two equal annual installments, without interest.

Sec. 23. If the purchaser of any town lot fail to make payment of any sum when due, the same shall thereafter bear six per centum interest per annum until paid.

Sec. 24. The purchaser of any town lot, may at any time, pay the full amount of purchase money, and he shall thereupon receive title therefor.

Sec. 25. All town lots or parts of lots, not exceeding fifty by one hundred and fifty feet in size, upon which church houses and parsonages have been erected, and which are occupied as such at the time of appraisement, shall be conveyed gratuitously to the churches to which such improvements belong, and if such churches have inclosed other adjoining lots actually necessary for their use, they may purchase the same by paying one half of the appraised value thereof.

Sec. 26. All town lots purchased by citizens under provisions of this agreement shall be free from incumbrance by any debt contracted prior to the date of the deed therefor, except for improvements thereon, or for money borrowed to pay the purchase price to the nation.

Sec. 27. Any citizen having the right of occupancy of an unimproved residence lot in any town at the date of this agreement and owning no other lot or land therein, shall have the right to purchase such a lot by paying one-half of the appraised value thereof.

Sec. 28. Any person whomsoever may bid for and purchase any lot sold at public auction as herein provided.

Sec. 29. No taxes shall be assessed by any town government against any town lot remaining unsold, but taxes may be assessed against any town lot sold as herein provided and the same shall constitute a lien upon the interest of the purchaser therein after any payment has been made, and if forfeiture of any lot be made all taxes assessed against such lot shall be paid out of any money paid thereon by the purchaser.

Sec. 30. The town authorities may select and locate, subject to the approval of the Secretary of the Interior, a cemetery within suitable distance from each town, to embrace such number of acres as may be deemed necessary for such purposes, and the townsite commission shall appraise the same at its true value, and the town may purchase same by paying such value; and if any citizen have improvements thereon, other than fencing and tillage, they shall be appraised by said commission, and paid for by the town. The town authorities shall dispose of the lots in such cemetery

(Continued on page 4.)

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