

Before the Honorable the Secretary of the Interior.

Referring to the claim of the State of Kansas (\$43,790.32) now pending before the Department, relative to five per centum of the net proceeds of public lands and permanent reservations, as guaranteed by Congress, I have the honor to say—

I.

That the identical questions involved in this case have heretofore been decided by the Commissioner of the General Land Office, by the Secretary of the Interior, by the First Comptroller of the Treasury, by the Secretary of the Treasury, and by Congress.

On June 30th, 1877, the State of Kansas presented its claim to the Commissioner of the General Land Office for five per centum of the net proceeds of sales on former Indian lands and permanent reservations, as guaranteed by Congress. After duly considering the matter, the Commissioner caused an account to be stated, embracing all sales of lands in former reservations which had been held by the common Indian title and sold subsequent to the admission of the State. This account, when stated, was certified to the Treasury, by the Commissioner, for final action. Through the proper channels it reached the First Comptroller, who, on May 6th, 1880, after a careful and tedious consideration of the case in all its bearings, rendered a decision in favor of the State. (Copy herewith.)

According to this decision, as will be observed, an appropriation of the amount found due was deemed essential, whereupon the said amount, (\$190,268.27,) being an