

In pursuance of these provisions of the treaty Congress, by act approved July 15th, 1870, above quoted, says: "And the United States, in consideration of the relinquishment by said Indians of their lands in Kansas, shall pay annually interest on the *amount of money received as proceeds of sale of said lands, at the rate of five per centum*. And for this purpose an accurate account shall be kept by the Secretary of the Interior of the money received as proceeds of sale, and the aggregate amount received prior to the first day of November of each year shall be the amount upon which the payment of interest shall be based. The proceeds of sale of said land shall be carried to the credit of said Indians on the books of the Treasury, and shall bear interest at the rate of five per cent. per annum.

This, I submit, requires the aggregate amount of the proceeds of sales of all Osage lands in Kansas, including the ceded lands, to be placed to the credit of said Indians.

Again, by act of Congress approved May 9, 1872, above quoted, it was, and is, provided: "That the 12th section of said act of July 15th, 1870, is hereby so amended that the *aggregate amount of the proceeds of sale, received prior to the first day of March of each year, shall be the amount upon which the payment of interest shall be based.*"

It is difficult to understand how or by what language the intention of Congress could be more clearly expressed.

These acts of Congress expressly say that the aggregate amount received from the sale of said lands should be placed to the credit of said Indians; and there was a reason for it, although article 1 of the treaty provided differently. The Indians, by this act of 1870, were relinquishing the remainder of their lands in Kansas, and by far the greater portion thereof to the United States, and agreeing to remove to the Indian Territory.