

and so declared to accept compensation for only the 1,392,000 acres of unoccupied lands in Oklahoma, instead of the amount for which they, in fact, were paid by said agreement, to wit: about 2,400,000 acres. In fact was largely through the earnest efforts of myself that the said additional quantity of land was compensated for, as was just and proper.

VII.

Said act of Congress of the 1st of March, 1889, in Section 4, provides as follows:

"The Secretary of the Treasury is hereby authorized and directed to pay out of the appropriation hereby made the sum of \$280,857.10 to the National Treasurer of the Muskogee (or Creek) Nation, *or to such persons as shall be duly authorized to receive the same*, at such time and in such sums as shall be directed and required by the National Council of the said Nation; and the Secretary of the Treasury is hereby further authorized and directed to place the remaining sum of \$2,000,000 in the Treasury of the United States to the credit of the Muskogee (or Creek) Nation of Indians, to be held for and as provided in said articles of cession and agreement, and to bear interest at the rate of five per centum per annum, from and after the first day of July, A. D. 1889, and said interest to be paid to the Treasurer of said Nation annually."

Thus the act of Congress is explicit in requiring the United States to pay this \$280,857.10 "*to such person as shall be duly authorized to receive the same as directed and required by the National Council of said Nation.*"

The National Council of said Nation passed the two following acts, to wit, each approved the 31st of January, 1889.

In the one act it is in substance provided that Congress is requested to appropriate the full sums agreed to be paid by said agreement of the 19th of January, 1889, and to