

In the Sale of Coal and asphalt lands and Coal and asphalt deposits hereunder, the Commission shall have the right to reject any or all bids which it considers below the value of any such land or deposits; The proceeds arising from the sale of Coal and asphalt lands and Coal and asphalt deposits shall be deposited in the Treasury of the United States to the credit of said tribes (freedman excepted) with the other moneys belonging to said tribes in the manner provided by law.

The lands embraced within any coal or asphalt lease shall be separated and sold, subject to such lease, and the purchaser shall succeed to all the rights of the two tribes of every kind and character, under the lease, but all advanced royalties received by the tribes shall be retained by them.

The lands so segregated and reserved, and not included within any existing coal or asphalt lease, shall be sold in tracts not exceeding in area a section under the Government Survey; and

Whereas: by the act of Congress, approved April 21, 1904, it was provided that such lands and such deposits should be sold, not at public auction as provided in the former act, but under the direction of the Secretary of the Interior, upon sealed proposals or bids, such provisions of law being as follows:

"All unleased lands which are by section fifty nine of an act entitled 'An act to ratify and confirm an agreement with the Choctaw and Chickasaw tribes of Indians, and for other purposes,' approved July first, nineteen hundred and two, directed to be sold at public auction for cash, and all other

unleased lands and deposits of like character in said nations segregated under any act of Congress, shall, instead, be sold under direction of Secretary of the Interior in tracts not exceeding nine hundred and sixty acres to each person, after due advertisement, upon sealed proposals, under regulations to be prescribed by the Secretary of the Interior and approved by the President, with authority to reject any or all proposals; provided, that the President shall appoint a Commission of three persons, one on the recommendation of the Principal Chief of the Choctaw Nation, who shall be a Choctaw by blood, and one upon the recommendation of the Governor of the Chickasaw Nation, who shall be a ^{Chickasaw} blood, which Commission shall have a right to be present at the time of the opening of bids and be heard in relation to the acceptance or rejection thereof.

All expenses, inclusive of necessary clerical help in the Department of the Interior, connected with and incident to such sale shall be paid from the funds of the Choctaw and Chickasaw tribes on deposit in the Treasury of the United States; provided, that all leased lands shall be withheld from sale until the further direction of Congress; and

Whereas: notwithstanding the offering such lands for sale, under sealed proposals or bids as provided in said act, none have been sold, such proposals or bids thus made not having represented the fair value of the lands to which they applied, and such plan has,