

MEASURE 6915

OCT. 2, 1924

US govt  
Sells Oneida  
Boarding School  
to Murphy Land  
& Investment Co.

REC'd  
11-18-23  
H. H. ...  
...

OFFICE OF INDIAN AFF. To  
DEPARTMENT OF THE INTERIOR + Investment Co.

THIS INDENTURE made this second day of October

in the Year of Our Lord 1924, between the United States of America party of the first part, and the Murphy Land and Investment Company a corporation of Greenbay, Wisconsin, party of the second part:

WITNESSETH: That the following described property situated on the Oneida Indian Reservation in Wisconsin constitutes the now abandoned Oneida Indian Boarding School plant, consisting of 118.71 acres with the buildings thereon:

a. 80 acres; being Claim 145 in Sections 3 and 4, Township 23 North, Range 19 East, 4th P.M., in Wisconsin, unceded and retained and set apart for tribal school purposes, said tract being the site of all the buildings.

b. Three tracts aggregating 38.71 acres, hereinafter more particularly described, lying within the boundaries of Oneida allotment No. 1 made to George Doxtater, acquired by the United States for farm use in connection with the said Oneida School, by purchase from the allottee; purchase and title being evidenced by deed executed by the allottee and his wife on March 20, 1903.

THIS INDENTURE FURTHER WITNESSETH:

That the operation and maintenance of the said school as a Government institution has been discontinued and that no part of the property is longer needed for Indian or administrative purposes and therefore that the lands and buildings are subject to sale and disposition in the manner provided in the following acts of Congress:

a. Claim 145; under the Act of February 14, 1930, (41 Stats., 408-415) -

\*That the Secretary of the Interior is hereby authorized to sell and convey at public sale, to the highest bidder, under such regulations and under such terms and conditions as he may prescribe, at not less than the appraised value thereof, any abandoned day or boarding school plant, or any abandoned agency buildings, situated on lands belonging to any Indian tribe, and not longer needed for Indian or administrative purposes, and to sell therewith not to exceed one hundred and sixty acres of land on which such plant or buildings may stand. Title to all lands disposed of under the provisions of this Act shall pass to the purchaser by deed or by patent in fee with such reservations or conditions as the said Secretary may deem just and proper, no purchaser to acquire more than one hundred and sixty acres in any one tract: PROVIDED, That the proceeds of all such sales shall be deposited in the Treasury of the United States to the credit of the Indians to whom said lands belong, to be disposed of in accordance with

APPLICABLE ONLY IF NOT LONGER NEEDED FOR INDIAN USE.  
This condition precedent to the disposal of the land to an Indian or the tribe could not exist at any time after 1930.

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WITNESSETH: That the following described property situated on the Oneida Indian Reservation in Wisconsin constitutes the now abandoned Oneida Indian Boarding School plant, consisting of 118.71 acres with the buildings thereon:

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a. Claim 145; under the Act of February 14, 1920, (41 Stat., 408-415)

"That the Secretary of the Interior is hereby authorized to sell and convey at public sale, to the highest bidder, under such regulations and under such terms and conditions as he may prescribe, at not less than the appraised value thereof, any abandoned day or boarding school plant, or any abandoned agency buildings, situated on lands belonging to any Indian tribe and not longer needed for Indian or administrative purposes, and to sell therewith not to exceed one hundred and sixty acres of land on which such plant or buildings may stand. Title to all lands disposed of under the provisions of this Act shall pass to the purchaser by deed or by patent in fee, with such reservations or conditions as the said Secretary may deem just and proper, no purchaser to acquire more than one hundred and sixty acres in any one tract: PROVIDED, That the proceeds of all such sales shall be deposited in the Treasury of the United States to the credit of the Indians to whom said lands belong, to be disposed of in accordance with existing law."

APPLICABLE ONLY IF NOT LONGER NEEDED FOR INDIAN USE.  
This condition precedent to disposal of land to an Indian OR THE TRIBE could not exist at anytime before 25 USC 345; 25 USC 346; 25 USC 355; 25 USC 322 = OR, etc

b. 38.71 acres; under the Act of March 2, 1917,  
(39 Stat., 969-973) -

"That the Secretary of the Interior is hereby authorized to cause to be sold, to the highest bidder, under such rules and regulations as he may prescribe; any tract or part of a tract of land purchased by the United States for BEY SCOO or other Indian administrative uses, not exceeding one hundred and sixty acres in any one tract, when said land or a part thereof is no longer needed for the original purpose; the net proceeds therefrom in all cases to be paid into the Treasury of the United States; title to be evidenced by a patent in fee simple for such lands as can be described in terms of the legal survey, or by deed duly executed by the Secretary of the Interior containing such metes-and-bounds description as will identify the land so conveyed as the land which had been purchased; PROVIDED, That where the purchase price was paid from tribal funds, such proceeds shall be placed in the Treasury of the United States to the credit of the respective tribes of Indians."

*Applicable only to tax sales*

AND WHEREAS, in pursuance of the Congressional authorities above cited the property was duly advertised and the highest bid received was made by the party of the second part herein, and a certified check therefor has been received for the full amount of the bid;

NOW THEREFORE the party of the first part for and in consideration of the sum of \$21,774.25 in cash paid, receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto said party of the second part the following described lands together with all the improvements thereon and the appurtenances thereunto belonging, and warrants the title to the same:

Claim 145 in Township 23 North, Range 19 East, 4th P.M., in Wisconsin, 80 acres.

Tract No. 1 in Outagamie County.

Commencing at the NW corner of Claim No. 145 in Section No. 4, Town 23 N., of R. 19 E., of 4th P.M.; thence N. 35° E., 10.6084 chains; thence N. 74° E., 1.815 chains; thence S. 36° E. 3.708 chains; thence S. 35° W. 10.6084 chains; thence N. 55° W. 4.2418 chains, to the place of beginning, and containing 4.9746 acres.

*The authorities were sufficient when the land was sold for disposal of the records or individual Indian. Assignment needed of land was definitely needed and extended to them.*

*Applicable  
only to  
schools*

longer needed for the original purpose, and the proceeds therefrom in all cases to be paid into the Treasury of the United States; title to be evidenced by a patent in fee simple for such lands as can be described in terms of the legal survey, or by deed duly executed by the Secretary of the Interior containing such metes-and-bounda description as will identify the land so conveyed as the land which had been purchased: PROVIDED, That where the purchase price was paid from tribal funds, such proceeds shall be placed in the Treasury of the United States to the credit of the respective tribes of Indians.

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Tract No. 1 in Outagamie County.

Commencing at the NW corner of Claim No. 145 in Section No. 4, Town 23 N., of R. 19 E., of 4th P.M.; thence N. 350 E., 10.6084 chains; thence N. 740 E., 1.515 chains; thence S. 380 E. 3.708 chains; thence S. 350 W. 10.6084 chains; thence N. 550 W. 4.2418 chains, to the place of beginning, and containing 4.9746 acres.

*The records were disposed of for cash or individual Indians. I need the records to show that the land was definitely needed by the Ojibwa. An agreement was made in 1887 and has been extended to them under illegal violation of their land. Encroachment, and they had white papers prepared, eye-witnessed and were definitely made of the land.*

MEASURE 69157  
FROM  
OFFICE OF INDIAN AFFAIRS,  
DEPARTMENT OF THE INTERIOR.

3

Rec'd  
11-19-23  
H. H. ...  
...

THIS INDENTURE made this second day of October  
in the Year of Our Lord 1924, between the United States of America  
party of the first part, and the Murphy Land and Investment Company  
a corporation of Greenbay, Wisconsin, party of the second part:

WITNESSETH: That the following described property  
situated on the Oneida Indian Reservation in Wisconsin constitutes  
the now abandoned Oneida Indian Boarding School plant, consisting  
of 118.71 acres with the buildings thereon:

a. 80 acres; being Claim 145 in Sections 3 and 4,  
Township 23 North, Range 19 East, 4th P.M., in Wisconsin, unceded  
and retained and set apart for tribal school purposes, said tract  
being the site of all the buildings.

b. Three tracts aggregating 38.71 acres, hereinafter  
more particularly described, lying within the boundaries of Oneida  
allotment No. 1 made to George Doxtater, acquired by the United  
States for farm use in connection with the said Oneida School, by  
purchase from the allottee; purchase and title being evidenced by  
deed executed by the allottee and his wife on March 20, 1903.

THIS INDENTURE FURTHER WITNESSETH:

That the operation and maintenance of the said  
school as a Government institution has been discontinued and that  
no part of the property is longer needed for Indian or adminis-  
trative purposes and therefore that the lands and buildings are  
subject to sale and disposition in the manner provided in the  
following acts of Congress:

a. Claim 145; under the Act of February 14, 1920,  
(41 Stat., 408-415) -

APPLICABLE  
ONLY IF NOT  
LONGER NEEDED  
FOR INDIAN USE.  
This condition  
precedent to  
the disposal of  
land to an Indian  
OR THE TRIBE  
could not exist  
at any time after  
1923.

"That the Secretary of the Interior  
is hereby authorized to sell and convey at  
public sale, to the highest bidder, under such  
regulations and under such terms and conditions  
as he may prescribe, at not less than the appraised  
value thereof, any abandoned day or boarding  
school plant, or any abandoned agency buildings,  
situated on lands belonging to any Indian tribe  
and not longer needed for Indian or administrative  
purposes, and to sell therewith not to exceed one  
hundred and sixty acres of land on which such plant  
or buildings may stand. Title to all lands dis-  
posed of under the provisions of this Act shall pass  
to the purchaser by deed or by patent in fee with  
such reservations or conditions as the said Secretary  
may deem just and proper, no purchaser to acquire  
more than one hundred and sixty acres in any one  
tract: PROVIDED, That the proceeds of all such sales  
shall be deposited in the Treasury of the United  
States to the credit of the Indians to whom said  
lands belong, to be disposed of in accordance with

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APPLICABLE ONLY IF NOT LONGER NEEDED FOR INDIAN USE.  
This condition precedent to sale is superfluous when to an Indian or the tribe could not exist at any time after 25 USC 345; 25 USC 346; 25 USC 355; 25 USC 332 = 372, etc.

b. 38.71 acres; under the Act of March 2, 1917,  
(39 Stat., 969-973) -

\*That the Secretary of the Interior is hereby authorized to cause to be sold, to the highest bidder, under such rules and regulations as he may prescribe, any tract or part of a tract of land purchased by the United States for day school or other Indian administrative uses, not exceeding one hundred and sixty acres in any one tract, when said land or a part thereof is no longer needed for the original purpose; the net proceeds therefrom in all cases to be paid into the Treasury of the United States; title to be evidenced by a patent in fee simple for such lands as can be described in terms of the legal survey, or by deed duly executed by the Secretary of the Interior containing such metes-and-bounds description as will identify the land so conveyed as the land which had been purchased; PROVIDED, That where the purchase price was paid from tribal funds, such proceeds shall be placed in the Treasury of the United States to the credit of the respective tribes of Indians.\*

*Applicable only to day schools*

AND WHEREAS, in pursuance of the Congressional authorities above cited the property was duly advertised and the highest bid received was made by the party of the second part herein, and a certified check therefor has been received for the full amount of the bid;

NOW THEREFORE the party of the first part for and in consideration of the sum of \$21,774.25 in cash paid, receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto said party of the second part the following described lands together with all the improvements thereon and the appurtenances thereto belonging, and warrants the title to the same:

Claim 145 in Township 23 North, Range 19 East, 4th P.M., in Wisconsin, 80 acres.

Tract No. F in Outagamie County.

Commencing at the NW corner of Claim No. 145 in Section No. 4, Town 23 N., of R. 19 E., of 4th P.M.; thence N. 350 E., 10.8084 chains; thence N. 740 E., 1.515 chains; thence S. 360 E. 3.708 chains; thence S. 350 W. 10.8064 chains; thence N. 550 W. 4.2418 chains, to the place of beginning, and containing 4.2746 acres.

*The metes and bounds were sufficient for disposal of the land as shown in records for individual Indians. An allotment was definitely needed and extended to them.*

*Applicable only to tax sections*

tract, when said land or a part thereof is no longer needed for the original purpose; the net proceeds therefrom in all cases to be paid into the Treasury of the United States; title to be evidenced by a patent in fee simple for such lands as can be described in terms of the legal survey, or by deed duly executed by the Secretary of the Interior containing such metes-and-bounds description as will identify the land so conveyed as the land which had been purchased: PROVIDED, That where the purchase price was paid from tribal funds, such proceeds shall be placed in the Treasury of the United States to the credit of the respective tribes of Indians."

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*The authorities were disposed to any one extent that the land was definitely needed by the Ojibwa Association west of them in 1887 and had been extended to them under illegal title and were of no use to them. The land was definitely needed for their use or individual Indians.*