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TITLE 25
to the credit of the fund "Proceeds of Oil and Gas Leases, Royalties, etc., Osage Reservation, Oklahoma".

1 232.28 Expenses incurred pending qualifying of an executor or administrator. Pending the qualification of the executor or administrator of the estate of a deceased Indian of one-half or more Indian blood who did not have a certificate of competency at the time of his death, the superintendent will authorize the executor or administrator of the estate to pay the following expenses, subject to approval of the superintendent:

(a) Funeral expenses, including the cost of funeral and burial, including a non-Indian in an amount not to exceed $1,000.

(b) Necessary expenses incurred in hearings before the Osage Agency involving the approval or disapproval of last wills and testaments.

(c) Expenses necessary to preserve real estate property.

1 232.27 Custody of funds pending administration of estate. (a) Estates of Indians of less than one-half Indian blood and estates of Indians who had certificates of competency. Upon the death of an Indian of less than one-half Indian blood or an Indian who had certificates of competency at the time of his death, the superintendent shall notify the executor or administrator of the estate as to the manner in which the income and principal of such estate and any funds which accrue under the administration of the estate shall be distributed.

(b) Estates of Indians of one-half or more Indian blood who did not have certificates of competency at the time of his death. The superintendent shall authorize the executor or administrator of the estate to pay the following expenses, subject to the approval of the superintendent:

(1) Allowances to the credit of the estate.

(2) Any quarterly payment authorized to be paid to the credit of the estate.

(3) Interest on segregated trust funds.

(4) Costs, fees, and expenses incurred in the administration of the estate.

1 232.26 Payment of claims against estates. The superintendent may disburse the principal of the estate to the executor or administrator of the estate to pay the following expenses:

(a) Funeral expenses, including the cost of funeral and burial, including a non-Indian in an amount not to exceed $1,000.

(b) Necessary expenses incurred in hearings before the Osage Agency involving the approval or disapproval of last wills and testaments.

(c) Expenses necessary to preserve real estate property.

1 232.25 Custody of funds pending administration of estate. (a) Estates of Indians of less than one-half Indian blood and estates of Indians who had certificates of competency. Upon the death of an Indian of less than one-half Indian blood or an Indian who had certificates of competency at the time of his death, the superintendent shall authorize the executor or administrator of the estate to pay the following expenses, subject to the approval of the superintendent:

(1) Allowances to the credit of the estate.

(2) Any quarterly payment authorized to be paid to the credit of the estate.

(3) Interest on segregated trust funds.

(4) Costs, fees, and expenses incurred in the administration of the estate.

1 232.24 Sale of personal property. The superintendent may authorize the executor or administrator of the estate to sell personal property to pay the following expenses:

(a) Funeral expenses, including the cost of funeral and burial, including a non-Indian in an amount not to exceed $1,000.

(b) Necessary expenses incurred in hearings before the Osage Agency involving the approval or disapproval of last wills and testaments.

(c) Expenses necessary to preserve real estate property.

1 232.23 Signature of agreements. An Indian who cannot write shall be required to endorse checks payable to his order and sign receipts for cash or other documents by making an impression of the thumb of the right hand, or as the case may be, by making an impression of the thumb mark for physical reasons.

1 232.22 Financial status of Indians of Osage Agency. The financial status of Indians shall be reviewed by the superintendent at least once a year and shall be determined by the superintendent, subject to the approval of the commissioner of the Osage Agency.

1 232.21 Notice of removal of restrictions. The superintendent shall notify the Indian of the removal of restrictions placed on his property by the Osage Agency at least 30 days prior to the date the restrictions are to be removed.
appeal, through the superintendent, to the Commissioner of Indian Affairs. The superintendent shall promptly forward all appeals through the Commissioner of Indian Affairs with the consent. Preference shall be given by the superintendent in the construction or improvement of Indian homes; (b) to provide better living conditions; (c) to provide employment for Indians in such enterprise or undertaking as will, with his resources, training, education and ability, best enable him to succeed in providing himself and family and (d) to provide a better education for those children of obtaining higher education. No plan of expenditure of funds in the execution of an approved program for the purpose of satisfying the qualified education of a minor shall be considered by the superintendent.

§ 223.2 Repayment of loans. The superintendent shall draw against the funds of an individual for the repayment of all debts due by him, according to the terms of the agreement signed by the individual to the United States or to the KlamathTribe. Each individual has a clear understanding that if he borrows from the Klamath Loan fund, repayment of all or part of which loan is not due, the amount will be equal to the unpaid balance of the loan, plus interest computed at the rate and for a term agreed upon in the loan agreement, and as provided by the superintendent, except that it may be paid to the individual for use under the aegis of the loan committee of the Klamath Tribe.

§ 223.3 Use of judgment funds. The superintendent may appropriate the judgment funds for the following purposes:

- Purchase of land;
- Purchase of real property or fixtures, purchased wholly or partly with the funds on deposit in trust for the Klamath Tribe;
- Purchase of real property or fixtures, purchase of personal property owned by an individual or held in trust for him, in the creation, maintenance or completion of a project or undertaking, or in the production of a gain or profit which will be part of the individual's share of the funds in trust for him;
- Provision of the funds in the purchase of real property or fixtures, such as installations, household goods, clothing, and any other equipment which is necessary for the Indian to engage in farming or fishing, or for the encouragement of such pursuits or vocations, including education, as will enable him to become self-supporting and healthy.

§ 223.4 Use of payments in lieu of funds. If the funds in the judgment fund for any reason shall not be available, the superintendent may pay the amount of the funds left in the judgment fund for the purpose of satisfying the qualified education of an Indian minor, for industrial and agricultural assistance and the construction and improvement of homes, including the purchase of land and improvements.

Chapter 1—Bureau of Indian Affairs

§ 223.7 Limitations upon superintendent's authority. The superintendent shall not, without the approval of the Commissioner of Indian Affairs, (a) approve any plan or program for the expenditure of funds exceeding $500; (b) expend more than $500 of a minor's funds; (c) approve a plan or program for the purchase of real property or fixtures, purchase of personal property owned by an Indian, or held in trust for him, or in creating, maintaining or completing a project or undertaking, or in the production of a gain or profit which will be part of the individual's share of the funds in trust for him; (d) provide a better education for those children of obtaining higher education; (e) provide education for those children of obtaining higher education.

§ 223.8 Authority to withhold funds. The superintendent may, upon the proper showing, make expenditures for monthly allowances on a pro-rata scale and for maintenance and support at a rate not to exceed $200 per quarter for adults or $100 per quarter for minors. Allowances to minors must be for their direct benefit.

§ 223.9 Medical, dental, and surgical treatments. The superintendent may pay for medical, dental, and surgical treatments, including hospitalization, examination, and medical services.

§ 223.10 Education. The superintendent may transfer the funds to a private school for the education of one or more children. The superintendent shall give special attention to the educational needs of Indian children and young people.


Chapter I—Bureau of Indian Affairs

SUBPART A—SHOHONE TRIBE OF THE WIND RIVER RESERVATION

49 U.S.C. 644

§ 223.53

PROVISIONS FOR WHICH EXPENDITURES MAY BE MADE.

(2) No payment shall be made to any person who has not provided for the care and maintenance of said minor, or has not made satisfactory arrangements for the support of said minor, except as specified in the regulations of the Secretary of the Interior.

$ 233.63

Authority to withhold funds.

The superintendent may stop disbursements of funds in the execution of the provision of the Act which provides for the care and maintenance of said minor, or for the support of said minor, except as specified in the regulations of the Secretary of the Interior.

§ 233.64

Approval of programs.

The superintendent, subject to the limitations described in this subpart, shall app
prove or disapprove all programs submitted for the purpose of providing the new programs of the Shoshone Indian Service. Preference shall be given to the superintendent of such programs, or to the superintendent of such programs as shall be approved by the Secretary of the Interior. The Superintendent shall have power to make rules and regulations for the purpose of providing for the health, comfort, and care of the Indians in such enterprise or undertaking as will be in his judgment for the best interest of the Indians. The Superintendent shall have power to make rules and regulations for the purpose of providing for the health, comfort, and care of the Indians in such enterprise or undertaking as will be in his judgment for the best interest of the Indians.

Chapter IV - Bureau of Indian Affairs

§ 223.55 Issuance of purchases orders. All expenditures from the funds authorized for the purchase of property or labor shall be made on purchase orders signed by the Superintendent. The purchase order shall be submitted to the Commissioner of Indian Affairs for approval and when approved shall be executed by the Superintendent. The purchase order shall also be signed by the Superintendent.

§ 223.56 Allotment for support. The Superintendent shall, upon the application of the Commissioner of Indian Affairs, make allotments for the support of the children of the Indian children in the following cases:

(a) For the support of the children of the Indian children in the following cases:

(b) For the support of the children of the Indian children in the following cases:

(c) For the support of the children of the Indian children in the following cases:

(d) For the support of the children of the Indian children in the following cases:

(e) For the support of the children of the Indian children in the following cases:

§ 223.57 Right of appeal. The Superintendent shall, upon the application of the Commissioner of Indian Affairs, make allotments for the support of the children of the Indian children in the following cases:

§ 223.58 Limitations on superintendent's authority. Except as otherwise provided in § 223.58, the Superintendent shall have power to make rules and regulations for the purpose of providing for the health, comfort, and care of the Indians. The Superintendent shall have power to make rules and regulations for the purpose of providing for the health, comfort, and care of the Indians.

§ 223.59 Purchase of real property. Except as otherwise provided in § 223.59, the Superintendent shall, upon the application of the Commissioner of Indian Affairs, make allotments for the support of the children of the Indian children in the following cases:

§ 223.60 Trust of property. All personal property purchased, except non-recoverable goods, amounting to $25 or less, shall be sold at a public sale in the presence of the Superintendent, and the proceeds shall be applied to the payment of the purchase money.

§ 223.61 Medical treatment. The Superintendent shall, upon the application of the Commissioner of Indian Affairs, make allotments for the support of the children of the Indian children in the following cases:

§ 223.62 Education. The Superintendent shall, upon the application of the Commissioner of Indian Affairs, make allotments for the support of the children of the Indian children in the following cases:

§ 223.63 Funds not available for payment of debts. Debts, except those to the United States and the States and Territories, shall not be paid from any funds available for the purpose of providing for the Superintendent's personal expenses or for his personal use, except as directed by the Commissioner of Indian Affairs.
§ 233.67 Disposition of funds in event of death. In the event of the death of a deceased individual, the credit of the estate of the deceased shall be paid to the credit of the estate of that individual until his heirs have been determined, unless otherwise provided by his will or by the statutes of the state in which he resided. Federal Indians shall not be required to make purchases through purchase orders as provided in § 233.67, but may have funds disbursed to them by the superintendent for such purchases. The superintendent may disburse funds to the estate, subject to the provisions of the will or to the order of the court, as provided in § 233.67, but may not make purchases for the estate without the written consent of the court. Funds for the purchase of real property may be disbursed to the estate, subject to the provisions of the will or to the order of the court, as provided in § 233.67, but may not be made the subject of real estate transactions without the written consent of the court.

Part 224—Annuity and Other Personal Payments

224.1 Persons to share payments.
224.2 Annuity of non-fall births.
224.3 Payments by check.
224.4 Election of shareholders.
224.5 Future payments.

Authority: §§ 224.1 to 224.5 included under R.S. 16; U.S.C. 22.

Source: §§ 224.1 to 224.5 contained in annual payments to individual payments regulations, Jan. 20, 1939.

224.1 Persons to share payments.
In making all annuity and other personal payments, the funds shall be paid out as inventoried by the Secretary of the Interior. The roll for such payments should be prepared on Form 8-327, in strict alphabetical order of names of individuals entitled to payments, and in the order of seniority. The list shall not be required to conform to the provisions of §§ 224.1 to 224.5, but shall conform to the provisions of §§ 224.1 to 224.5 hereinafter provided for this section, § 224.1, shall conform to the provisions of this section.

224.1 Non-patent Indians. The provisions of § 224.1 shall apply to the States of Indian Affairs to those States where the purchase of land or an interest in land shall be purchased for land in accordance with a program of

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