

portion of the wood land ; which said quantity, so reserved, should be held, used, and occupied by the said indians so long as they, or any of them, or their descendants, should continue to inhabit the said settlement : and the said commissioners were further authorised to covenant that there should be allowed and paid to each individual of the said indians who then claimed title to, and received rent from the said lands, such annuity as might be agreed upon, provided that the aggregate amount of such annuities should not exceed the sum of six hundred dollars : that the said annuities should commence on the first of January ensuing the date of the agreement, and that the annuity allowed as aforesaid to any indian should, upon his death, descend and be continued to such person or persons as under the laws of the state would be entitled to have the personal estate of such indian in case of his dying intestate and leaving personal estate, and be transmitted in the same manner, provided that no annuity should be transmitted to any but the immediate descendants of the Indian to whom it was granted, and that upon failure of such descendants the annuity should cease. The provisions concerning the execution, acknowledgement and recording of this agreement it is not thought material to mention.

The commissioners, after the completion and execution of the said contract, where to cause the lands to be surveyed : they were also to have the quantity to be reserved as aforesaid for the indians laid off, and distinctly marked and bounded. The remainder was then to be laid off in lots of not less than one hundred nor more than five hundred acres, unless by the interference of creeks, branches, roads, or angles, it became necessary to deviate in some degree from that rule ; the lots to be numbered, marked, and bounded ; and a complete plot and certificate to be prepared, and lodged with the clerk of the county to be filed and retained for safe custody.

The agent of the state, after receiving the proceedings of the commissioners, which, with a duplicate of the plot and certificate of the survey, were to be transmitted to him, and after a notice, and upon terms, prescribed in the act, was authorised to proceed, in his discretion, to dispose of the lots by public sale.

The indians were to be debarred from the privilege of selling, leasing, granting, or in any manner disposing of the land to be reserved to them as aforesaid, or any part thereof and a penalty was affixed to any attempt to purchase or lease from them contrary to the act ; and, if no contract should be effected in virtue of this act, before the first of August then ensuing, the agent was authorised in his discretion, to prosecute a suit or suits at law or equity, as the case might require, to