

Chickasaw Nation Law of 1868 etc.

**GENERAL LAWS**

OF THE

54.1  

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36.2

**LEGISLATURE**

OF

**The Chickasaw Nation;**

**1867, 1868, 1869 & 1870.**

BY AUTHORITY

Law  
Office

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## CHAPTER I.

### AN ACT DECLARING THE COMPETENCY OF J. PRIDDY.

*Be it enacted by the Legislature of the Chickasaw Nation:* That James P. Priddy, a citizen of the Chickasaw Nation, is hereby declared fully able and competent to manage and control his own business, agreeable to the 6th Article of the treaty of June 22d, 1852, between the United States and the Chickasaw Nation of Indians. Approved Oct. 4th, 1867.

CYRUS HARRIS, Governor.

## CHAPTER II.

### AN ACT TO PAY J. H. CASE FIVE HUNDRED DOLLARS.

*Be it enacted by the Legislature of the Chickasaw Nation:* That the sum of five hundred dollars is hereby appropriated to J. H. Case of the Bloomfield Academy, for his services as Superintendent of the building of the Bloomfield Academy, by the appointment of R. J. Humphrey, Sampson Fulsom and Joel Kemp. Approved Oct. 12th, 1867.

CYRUS HARRIS, Governor.

## CHAPTER III.

### AN ACT to Appoint a Committee of Conference with the Choctaw Council.

*Be it enacted by the Legislature of the Chickasaw Nation:* That the Governor be, and is hereby authorized to appoint two men, one from the Senate and one from the House of Representatives, who, when appointed, shall be a committee of conference, to meet a committee appointed by the Choctaw Council, to confer and propose to the respective Legislatures of the Chickasaw and Choctaw Nations, and recommend such measures, under treaty stipulations, as may, in their wisdom, seem proper and necessary for the approval or disapproval of their respective Legislatures during their present session.

*Be it further enacted* that the members of the committee shall receive, for their services, the same pay as other members of the Legislature, except mileage, which shall be ten cents per mile in going and returning from the said meeting. Approved Oct. 14th, 1867.

C. HARRIS, Governor.

## CHAPTER IV.

### AN ACT Repealing an Act to send One Hundred Scholars to the United States.

*Be it enacted by the Legislature of the Chickasaw Nation:* That an act to send one hundred scholars to the United States to school, and also pro-

vide a system of neighborhood schools, passed at the July called session of 1867, be and is hereby repealed. Approved Oct. 17, 1867.

C. HARRIS, Governor.

#### CHAPTER V.

*AN ACT to Remove the Court Grounds of Panola County.*

SEC. 1st. *Be it enacted by the Legislature of the Chickasaw Nation:—* That the Court grounds of Panola County in the Chickasaw Nation, be and the same is hereby removed from its present location, near Abijah Colbert's, to a place in said county known as the Rock Springs, and that the sum of one hundred and fifty dollars be, and the same is hereby appropriated for the purpose of removing the Courthouse from its present location to the said Rock Springs, and to place the same in a habitable condition.

SEC. 2d. *Be it further enacted:* That William Kemp and Charley Sheco be, and they are hereby appointed as commissioners to contract with some suitable person to remove the said Courthouse and place the same in a habitable condition, and upon whose certificate to the fact that the work has been completed according to contract, the County Judge shall give the contractors a certificate for the amount, on the National Treasurer, to be paid out of the County funds. Approved October 18th, 1867.

CYRUS HARRIS, Governor.

#### CHAPTER VI.

*AN ACT to change the Court Ground in Pontotoc County.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That from and after the passage of this act, the County and Circuit Court ground and place of holding elections, in Pontotoc county, be, and the same is removed and located at Walpanucka Academy until otherwise removed by law. Approved October 19th, 1867.

C. HARRIS, Governor.

#### CHAPTER VII.

*AN ACT calling on A. Harlin to give possession of Colbert's Institute.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That the Governor be empowered and authorized to call on A. Harlin, to give possession of Colbert's Institute, in Pontotoc county, Chickasaw Nation, for

neighborhood schools, to the Commissioners of the Chickasaw Nation.— All laws conflicting with this Act are hereby repealed. Approved October 19th, 1867. C. HARRIS, Governor.

#### CHAPTER VIII.

*AN ACT appropriating Thirty-four Hundred Dollars to Holmes Colbert and Geo. D. James.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That the sum of thirty-four hundred dollars be, and is hereby appropriated, out of any money that is not otherwise appropriated, in the hands of the National Treasurer, for the services and expenses of Holmes Colbert and George D. James, as Delegates to Washington City, as per Act of the adjourned session of the Legislature in November, 1866. Approved October 19th, 1867. C. HARRIS, Governor.

#### CHAPTER IX.

*AN ACT prohibiting the carrying of Arms in Public Places.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That from and after the first of January, 1868, it shall be unlawful for any person or persons, except sheriffs or constables and any other summoned by them to aid in destroying whiskey or other ardent spirits, or to make arrests, to carry arms into any congregation, preaching, meeting of the Legislature, ball-playing, tospishofah, election, or any other public meeting in the Chickasaw Nation, and any person or persons violating this Act shall be fined not less than one dollar, nor more than twenty-five dollars, for each and every such offence, on conviction by the court having jurisdiction.

*Be it further enacted:* That if the person so offending is not able to pay said fine in money, the Court having jurisdiction shall order the sheriff or constable to take any stock belonging to the offender, and sell to the highest bidder for cash, to pay such fine, and all fines collected under this Act shall be placed, by the sheriffs or constables, in the National Treasury, for county purposes.

*Be it further enacted:* That any person or persons, who shall, when passing any settlements, fire off their arms at random, or should shoot any stock or dogs, while passing any settlement, shall be compelled by the Court having jurisdiction, to pay the value of such stock, to the owner and shall pay five dollars for every dog shot and killed.

*Be it further enacted:* That this act shall not be construed to interfere with any person shooting or killing his, her or their own stock or dogs.

*Be it further enacted:* That when such persons so offending are not able to pay the above mentioned fine shall be lodged in the National jail not less than five, nor more than thirty days, at the discretion of the Court having jurisdiction of the same.

*Be it further enacted:* That this act shall not debar persons from carrying arms into the Councils of the Tribes, when called upon to meet them.—  
Approved October 19th, 1867. C. HARRIS, Governor.

## CHAPTER X.

AN ACT to establish Neighborhood Schools.

SEC. 1. *Be it enacted by the Legislature of the Chickasaw Nation:* That there shall be established, in each county in the Chickasaw Nation, three neighborhood schools, in which fifteen or more scholars shall be taught, at the rate of thirty dollars per scholar, per annum. All over that number, living over two and a half miles from said neighborhood schools, shall have the privilege of attending the nearest neighborhood school, and being boarded by the teacher of said school, where no other place of board can be had, at the rate of seven dollars per month. And the teacher for such scholars, living over two and a half miles, and boarded, shall be entitled to tuition at the same rate as others.

SEC. 2. *Be it further enacted:* That all Choctaw children living within the said limits of two and a half miles, shall be entitled to all the privileges of said neighborhood school, and those living outside of said limits, their parents or guardians shall be required to pay their board.

SEC. 3. *Be it further enacted:* That in addition to the above mentioned number, any neighborhood within either of the counties of the Chickasaw Nation, where ten scholars can be had, the parents, by application to the School Superintendant for a teacher, shall be entitled to a school, which shall be at the same rates of tuition as the other neighborhood schools are, and the Legislature shall make the necessary appropriation for said school.

SEC. 4. *Be it further enacted:* That each neighborhood school teacher is hereby authorized to take any white scholars, not citizens of the Chickasaw Nation, where their parents or guardians are willing to send them and pay the necessary tuition fees, board and other incidental expenses, provided the number of citizen scholars does not exceed the number of thirty. And if the number exceeds thirty, and the teacher is willing to employ an assistant at his own expense, he shall be allowed to take scholars not citizens of the Chickasaw Nation.

SEC. 5. *Be it further enacted:* That the neighborhood school teachers are required to furnish all the necessary books, stationery &c., for their schools, and to keep a minute-roll in which the standing of each student for improvement, attendance and deportment is kept, and he shall report the same quarterly to the School Superintendant.

SEC. 6. *Be it further enacted:* That the erection of suitable buildings for neighborhood schools, the citizens of each county, or parents can build the same and report the actual cost of the buildings to the superintendant of schools, and he shall procure the appropriation by the Chickasaw Legislature to pay the same, or they can require said School Superintendant to let the contract to the lowest bidder. Approved October 19th, 1867.

CYRUS HARRIS, Governor.

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CHAPTER XI.

*Public Education Bill.*

SEC. 1. *Be it enacted by the Legislature of the Chickasaw Nation:* That as soon as practicable, after the passage of this Act, there shall be sent, for three years, at the public expense, sixty of the most advanced scholars, to the United States to receive an education, of the ages between thirteen and twenty-five. Thirty of the above shall be males and the other thirty shall be females. The amount for education, clothing, transportation, boarding, medical and other incidental expenses, shall not exceed the sum of three hundred and fifty dollars per annum, making in all for the sixty scholars, twenty-one thousand dollars.

SEC. 2. *Be it further enacted:* That the said sixty scholars shall be selected in the following manner: There shall be appointed by the Superintendent of schools, two persons in each county, to act as a school committee whose duty it shall be to select the most advanced scholars in their respective counties, allowing to Pontotoc county fifteen scholars, Panola county, thirteen; to Pickens county, ten scholars; to Tishomingo county, ten scholars; Choctaw Nation, twelve scholars; provided, should the advanced scholars exceed the number allowed each county, then they shall be drawn by lottery. And, provided further, should the advanced scholars not reach the number allowed each county, then such number as may be most advanced in the county, selecting an equal number of male students and that of females. But should the parents or guardians object to their children going to school in the States, then, in that case, the Superintendent shall fill such vacancy when said vacancy may happen.

SEC. 3. *Be it further enacted:* That if any person may desire to send any of the number drawn to any particular school in the States, he, she or they should have the privilege to do so, and they shall not be allowed more than their pro rata of the funds appropriated by the Legislature for the said sixty scholars.

SEC. 4. *Be it further enacted:* That the School Superintendent shall act as conductor, whose duty it shall be to take the said scholars, mentioned in section 1st, to some healthy location in the United States, and make contracts with the principals of the different schools, to the best of his ability, keeping in the bounds of the appropriation made for each scholar; attend to their educational advancement, clothing, boarding and general prosperity, and making quarterly reports of the same to the Governor.

SEC. 5. *Be it further enacted:* That there shall be elected, by the Legislature of the Chickasaw Nation, a School Superintendent, who shall hold his office for two years from the date of his election, unless sooner removed by the Governor, for misdemeanor in office. It shall be his duty to have the management and general control of all the schools in the Chickasaw Nation, examine and see to the qualification of teachers, hear and determine complaints against teachers, and report to the Governor of the Chickasaw Nation, quarterly, the condition of the different schools, the number of scholars in actual attendance in each school, from actual observation, and appoint local trustees in the immediate neighborhood of each school, whose duty it shall be to visit the schools for which he is trustee, at least once a month; see that the schools are properly conducted, and report quarterly to the School Superintendent, and, in the event of any disturbance or irregularities in said schools, to decide and settle the same until the decision of the School Superintendent can be had on the same.

SEC. 6. *Be it further enacted:* That the annual salary of the School

Superintendent shall be fifteen hundred dollars, and the annual salary of the local trustees shall be twenty-five dollars. The said local trustees can, at any time, be removed by the School Superintendent, when complaint against any of them are deemed by him sufficient, and can appoint others in their places.

SEC. 7. *Be it further enacted:* That when the committees mentioned in Sec. 2, shall have made their selection of advanced scholars, they shall report the same to the School Superintendent, who shall notify the Governor of the fact, and together with his readiness to conduct the scholars to the States; and, upon such notification, the Governor shall instruct the auditor to issue a warrant to the full amount of the allowance to each scholar.

SEC. 8. *Be it further enacted:* That the Conductor shall give a bond with good and sufficient security, equal to the amount that he shall receive for the benefit of the scholars in his charge to be sent to the States, for the faithful performance of his duties in the disbursement of monies paid him, and in the management of their education, which bond shall be approved by the Governor, and when approved, shall be deposited with the National Secretary.

SEC. 9. *Be it further enacted:* That owing to the impracticability of transmitting funds from this country to meet the expenses of each quarter, the conductor shall make a deposit in some safe and responsible bank near the location, that he may select, for the education of scholars in his charge, to their credit, and make arrangements with the said bank to pay to the principal or agent that may be selected to look to the welfare and education of the scholars left at such location, upon a draft drawn upon such bank by the conductor.

SEC. 10. *Be it further enacted:* That all orphan children, when found advanced to a degree of scholarship equal to the other scholars, they shall be entered upon the list and accepted by the committee in preference to the other scholars. Approved Oct. 19, 1867.

C. HARRIS, Governor.

## CHAPTER XII.

### AN ACT raising Prisoners' Board.

*Be it enacted by the Legislature of the Chickasaw Nation:* That from and after the passage of this Act, the boarding of prisoners shall be one dollar per day, payable in U. S. currency, and all laws in conflict with this Act are hereby repealed. Approved Oct. 21st, 1867.

C. HARRIS, Governor.

## CHAPTER XIII.

### AN ACT authorizing the sale of the Choctaw and Chickasaw Agency.

*Be it enacted by the Legislature of the Chickasaw Nation:* That the law passed at the present session of the Legislature, authorizing the Governor to sell the old buildings of the Choctaw and Chickasaw Agency be, and it is hereby repealed. Approved October 21st, 1867.

C. HARRIS, Governor.

## CHAPTER XIV.

AN ACT to school Wm. Guy and Eliza Cobb.

*Be it enacted by the Legislature of the Chickasaw Nation:* That William M. Guy and Eliza Cobb alias Mary Bond be, and they are hereby selected as scholars, to be educated in the United States, and the Superintendent of Public Schools shall attend to their educational advancement, clothing, board, medical attendance &c., and that a sum equal to other scholars shall be allowed them. One of them shall be counted in with the number from Pontotoc county, and the other with the number that is to go to the States from the Choctaw Nation. Approved Oct. 21st, 1867.

C. HARRIS, Governor.

## CHAPTER XV.

*Resolution to elect a School Superintendent.*

*Be it Resolved by the Senate and House of Representatives of the Legislature of the Chickasaw Nation:* That an election be held on Thursday, the 22d day of October, at 10 o'clock A. M., for School Superintendent, in the House of Representatives, by a joint vote of both houses of the Legislature. Approved October 21st, 1867.

C. HARRIS, Governor.

## CHAPTER XVI.

AN ACT authorizing the Superintendent to turn over National funds &c.

*Be it enacted by the Legislature of the Chickasaw Nation:* That the Superintendent of Indian Affairs, Col. James Wortham be, and he is respectfully requested and authorized to turn over all monies belonging to the Chickasaws, which may be in his hands, to the National Treasurer of the Chickasaw Nation, for National purposes. Approved Oct. 23d, 1867.

C. HARRIS, Governor.

## CHAPTER XVII.

AN ACT authorizing the Governor to have Book-case made, &c.

*Be it enacted by the Legislature of the Chickasaw Nation:* That the Governor be, and he is hereby authorized, to contract with any good carpenter or cabinet workman, to make a good and substantial book-case, for the use of the National Secretary or any other person who may be appointed Librarian for the Nation, and the Auditor of Public Accounts, upon a certificate given by the Governor, for the cost of making and hauling

book cases to the capitol, shall issue his warrant and the National Treasurer shall pay said warrant out of any funds in the Treasury not otherwise appropriated. Approved October 23d, 1867.

C. HARRIS, Governor.

#### CHAPTER XVIII.

AN ACT *appointing Holmes Colbert Commissioner to settle claims at Washington, D. C.*

WHEREAS, the fourth Article of the Treaty of June 22d, A. D. 1852, concluded between the Government of the United States, and commissioners duly appointed for that purpose, by the Chickasaw Council, provides a basis for a thorough examination into the statement and accounts of monies received and paid out of the Chickasaw fund, by the government of the United States, resulting from, or arising under treaties of 1832 and 1834, between said government and the Chickasaws. And, also provides that if, upon such investigation, it shall be found that losses and expenses have been incurred in the management and disbursement of the Chickasaw fund; which, properly, should be borne by the United States; the same shall be adjusted and settled according to the provisions of the 4th article of said treaty of 1852, and

WHEREAS, the said treaty also provides for a final settlement of the funds belonging to the Chickasaw orphans and incompetent Chickasaw Indians, held in trust by the United States, and

Whereas, it is the desire of the Chickasaw people, that all matters of interest and importance to them in any way, arising under various treaty stipulations, by and between the government of the United States and themselves, should be investigated at an early day and finally settled; and more particularly that the mode and manner in which a large sum of money was invested and held in trust for said orphans and incompetent Chickasaw Indians, and how the same has been managed and disbursed, should be examined into and ascertained to the end, that if erroneous charges and illegal payments have been made, out of said trust funds, an equitable settlement may be obtained in favor of said claimants, agreeable to said treaty of 1852. And

Whereas, it is also important that all claims against the government of the United States, which the Chickasaw Nation or any member thereof may have in any way grounded, or arising under various cessions of country by treaty stipulations contained in said treaty of 1832 and 1834, or under any treaty made between the United States and the Chickasaws, previous thereto, should be presented and prosecuted to final settlement, and whatever may be due them, recovered and secured as speedily as possible. Now, therefore,

*Be it enacted by the Legislature of the Chickasaw Nation:* That Holmes Colbert be, and he is hereby appointed, commissioner for and in behalf of the Chickasaw Nation, and the individual members thereof, in order to carry out the object recited in the foregoing preamble, and secure the prosecution and recovery of the claims and demands aforesaid, and it is hereby agreed that a contingent fee of *twenty-five per cent.* shall be allowed and computed upon the amount or value of all said claims and demands

which may be recovered and secured to the Chickasaws by said Holmes Colbert, under any of the treaties aforesaid, and the Legislature of the Chickasaw Nation hereby appropriates, and authorizes the Secretary of the United States Treasury, or other proper officer in authority, of the United States, to turn over from time to time, as said claims, or any part of them, may be recovered, the aggregate amount of such allowance or percentage aforesaid, to the said Holmes Colbert, his heirs and assigns, in full satisfaction for his services under this contract, and the same Holmes Colbert is hereby empowered to make requisition and receipt for the same in the name of the Chickasaw Nation, which shall be a full acquittance to the United States for the amount of said fees. And he is hereby required to prosecute all such claims against the government of the United States, employing at his own expense, whatever additional counsel, aid or assistance, that may be necessary, and bearing all expenses which may be incurred in the progress of said business, it being understood that neither the Chickasaw Nation, or any individual member thereof, shall be called upon to pay anything over or above the twenty-five percentage upon the amount of money, or the value in money, of property recovered and secured to the Chickasaws by the exertions of the said Holmes Colbert, or such person or persons as he may employ and associate with himself in the business under this contract. And the said Holmes Colbert is hereby required to render a just and correct account, from time to time, to the Chickasaw Legislature, of all his proceedings as agent or attorney under this contract.

*Be it further enacted:* That when an account has been rendered by the United States government, of the disbursements of the Chickasaw funds resulting from the treaties of 1832 or 1834, and that of the orphan and incompetent fund of the Chickasaws, according to the treaty of 1832, and of article 4th. The privilege granted to the Chickasaws, of filing exceptions thereto is hereby vested in the said Holmes Colbert, who is hereby authorized to file exceptions to said accounts, in the name and by the authority of the Chickasaws. Approved October 24th, 1867.

C. HARRIS, Governor.

## CHAPTER XIX.

### *Appropriation Bill per October session, 1867.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That the sum of one thousand, six hundred and forty-seven dollars, be, and the same is hereby appropriated, out of any money that may come into the hands of the National Treasurer for National purposes, to the Representatives, Senators, Secretaries, Sergeants-at-arms and draftsmen, according to the following list, and the amount set opposite each name:

1	Wm. Kemp,.....	Representative,...	17 days,.....	\$51,00
2	Jackson Kemp,.....	".....	".....	51,00
3	J. D. Collins,.....	".....	".....	51,00
4	Lewis Newberry,.....	".....	".....	51,00
5	Humphrey Colbert,.....	".....	".....	51,00
6	Ah-cha-na-tubby,.....	".....	".....	51,00
7	John Ish-tah,.....	".....	".....	51,00

8	Wm. George,	“	“	“	51,00
9	Wm. P. Brown,	“	“	“	51,00
10	Ish-tim-iacher,	“	“	“	51,00
11	J. A. Smith,	“	“	“	51,00
12	B. F. Roark,	“	“	“	51,00
13	A. B. Johnson,	“	“	“	51,00
14	C. P. H. Percy,	“	“	“	51,00
15	Cootch un-tubby,	“	13	“	39,00
16	Overton Keel,	Sergeant-at-arms,	17	“	51,00
17	Harrison Colbert,	“	“	“	51,00
18	Willis Colbert,	“	“	“	51,00
19	Capt. W. A. Welsh,	Draftsman,	3	“	9,00

Total amount of expenses of House of Representatives, \$915,00

#### MEMBERS OF THE SENATE.

1	J. D. Harris, served as Senator,	16 days,	\$48,00
2	C. A. Burriss	“ 17	“ 51,00
3	J. E. Anderson,	“ “	51,00
4	Pa-subby,	“ “	51,00
5	Isaac McGee,	“ 15	“ 45,00
6	R. H. Love,	“ 5	“ 15,00
7	George Washington,	“ 17	“ 51,00
8	T. C. S. Boyd,	“ “	51,00
9	Morgan Colbert,	“ “	51,00
10	Charles Sheco,	“ 6	“ 18,00
11	Horace Pratt,	“ 16	“ 48,00
12	B. C. Burney,	“ 17	“ 51,00
13	A. Porter,	“ “	51,00
14	W. B. Burney,	“ “	51,00
15	Morgan Perry,	“ 16	“ 48,00
16	Joel Kemp,	Intepreter,	17 “ 51,00

Total expense of Senate, \$732,00

Total expense of Legislature, \$1,647,00

*Be it enacted by the Legislature of the Chickasaw Nation:* That certificates issued by Secretaries of the Senate and House Representatives, shall answer the place of a warrant when approved of by the Auditor of Public Accounts, Approved October 23d, 1867.

C. HARRIS, Governor.

#### CHAPTER XX.

*Final Appropriation Bill, October Session, 1867.*

1st. *Be it enacted by the Legislature of the Chickasaw Nation:* That, whereas, appropriations having been made by the present Legislatue, for the following items and amounts, viz:

1st. The indebtedness of the Chickasaw Nation for the fiscal year ending September, 1867.....	\$18,960,00
2d. The pay of Rev. J. H. Carr,.....	500,00
3d. The pay of H. Colbert and G. D. James,.....	3,400,00
4th. Sundry claims reported by the Finance Committee,..	1,919,97½
5th. The expenses of the present Legislature,.....	1,584,00
Total amount,.....	\$29,593,97½

2d. *Be it further enacted:* That after paying the above named amounts that the sum of twenty-one thousand dollars (\$20,000,00) be, and the same is hereby appropriated, out of any money that may be placed in the hands of the National Treasurer, for National purposes, the said amount is appropriated for the purpose contemplated in the School bill, in regard to sending off students to the States, and the Auditor is authorized to issue his warrants, whenever the above bill is complied with.

3d. *Be it further enacted:* That the sum of eight hundred dollars be, and the same is hereby appropriated for the traveling expenses of the School Superintendant, in taking children to the States. The Superintendant shall keep a correct account of expenses and report the same to the next Legislature.

4th. *Be it further enacted:* That after paying the above named amounts, the balance of monies that may come into the hands of the National treasurer be, and the same is hereby appropriated, or so much thereof as may be necessary to carry into effect, as contemplated in the neighborhood school law; and the Auditor will issue his warrants accordingly,

\* *Proposed amendment by the Senate:* That the section appropriating eight hundred dollars for the traveling expenses of the School Superintendant, be and is hereby expunged from this Act.

Passed both houses with amendment. Approved October 23d, 1867.

C. HARRIS, Governor.

## CHAPTER XXI.

### AN ACT organizing militia in the Chickasaw Nation.

SEC. 1. *Be it enacted by the Legislature of the Chickasaw Nation:* That from and after the passage of this act, all male persons, members of the Chickasaw Nation and tribe, who are citizens, by birth or adoption, and of able bodies and sound mind, over the age of eighteen years and under thirty years of age, except scholars attending school, shall be deemed eligible for militia duty.

SEC. 2. *Be it further enacted:* That the Governor shall have power and authority to call out the militia, whenever he may deem it necessary for the welfare and protection of the Chickasaw Nation.

SEC. 3. *Be it further enacted:* That the militia, when ordered or called out by the Governor, shall be formed into a company or companies, as the case may demand.

SEC. 4. *Be it further enacted:* That a company shall not contain less than twenty-five nor more than sixty persons, and each company to be

commanded by as many officers as will be necessary for its good control, government or discipline.

SEC. 5. *Be it further enacted:* That the militia shall be paid and fed at the expense of the Nation, while in the field or actual service.

SEC. 6. *Be it further enacted:* That the Governor be required to order contracts to the lowest bidder for subsistence for the militia, when called out, and for forage when the case may require or demand the same.

SEC. 7. *Be it further enacted:* That when the militia is called out, they shall receive pay according to rank.

SEC. 8. *Be it further enacted:* That when it becomes necessary for the militia to be called out, the Governor shall issue his proclamation, and any person failing to respond to the call, who may be eligible to military duty, shall be fined in a sum not less than five nor exceeding fifteen dollars. The amount of said fine to be ascertained by any of the County Courts of this Nation, having jurisdiction of the same.

SEC. 9. *Be it further enacted:* That the following pay list shall govern the payment of the militia for services, viz :

Captain,.....	per month,.....	\$50,00
1st Lieutenant,....	"....."	40,00
2d Lieutenant,....	"....."	38,00
3d Lieutenant,....	"....."	37,00
1st Sergeant,.....	"....."	36,00
2d Sergeant,.....	"....."	35,00
3d Sergeant,.....	"....."	34,00
1st Corporal,.....	"....."	33,00
2d Corporal,.....	"....."	32,00
3d Corporal,.....	"....."	31,00
Privates,.....	"....."	30,00

SEC. 10. *Be it further enacted:* That the Governor shall be Commander-in-chief of the militia when called out for service in the field.

SEC. 11. *Be it further enacted:* That the Governor be authorized to furnish all necessary arms and ammunition for the use of any and all the companies, while in the service of the Nation, and it shall be the duty of the Legislature to make appropriation for the payment of the same.

SEC. 12. *Be it further enacted:* That the Governor be empowered to purchase arms, if it should be necessary, and report the same to the succeeding Legislature for the payment of the same.

SEC. 13. *Be it further enacted:* That it shall be the duty of each captain or commander, to furnish the Governor with the number and names of the persons under their command, which roll or list shall be deposited with the National Secretary; and all contracts for provisions and ammunition, be reported to the Governor for his approval or rejection. All laws or parts of laws, conflicting with this Act are hereby repealed.

AMENDMENT TO SEC. 8. But if the absentee can render a lawful excuse to the County Judge, no fine shall be imposed; otherwise, the fines shall be enforced, and when collected, shall be placed in the National Treasury, for public purposes. The commanding officer of a company, upon sudden emergencies, may call his company into service, whenever there is sufficient evidence that marauding or hostile Indians are in the Chickasaw Nation. Approved February 1st, 1868.

C. HARRIS, Governor.

## CHAPTER XXII.

**AN ACT** *allowing the National Treasurer a guard.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That from and after the passage of this Act, the National Treasurer be allowed a sufficient guard to safely transport all money he may have to bring into the Nation; the guards pay to be three dollars per day, while in actual service.

*Amendment of the Senate:* By bringing the money from the Choctaw and Chickasaw Agency. Approved Feb. 1st, 1868.

Amendment repealed, August 11th, 1868.

## CHAPTER XXIII.

**AN ACT** *calling on Gov. Colbert, to turn over ammunition &c.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That the Governor be, and he is hereby authorized, to call on Winchester Colbert for all the National ammunition that he may have in his possession, or he, Winchester Colbert, be required to account for what ammunition he has to the present Governor, and the ammunition, when collected, shall be used by the Chickasaw militia in defense of the Chickasaw Nation. Approved Feb. 1st, 1868.

C. HARRIS, Governor.

## CHAPTER XXIV.

**AN ACT** *repealing wild cattle law &c.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That an Act entitled "An Act in relation to wild cattle and horses," be and the same is hereby repealed, and that this Act take effect from and after its passage. Approved August 10th, 1868.

C. HARRIS, Governor.

## CHAPTER XXV.

**AN ACT** *amending neighborhood school law.*

*To the Honorable Legislature of the Chickasaw Nation—Greeting:* We the committee on schools beg leave to make the following, viz:

That an Act to establish neighborhood schools in the several counties of this Nation, be amended thus:

1st. *Be it enacted by the Legislature of the Chickasaw Nation:* That from and after the passage of this Act, the Act establishing neighborhood schools, approved Oct. 19th, 1867, be amended so as to read thus; for "per

annum" read "scholastic year of ten months."

2d. *Be it further enacted:* That the amount of board fee be changed from seven dollars, to ten dollars per month, for each scholar living over two and a half miles from the school.

3d. *Be it further enacted:* That the time of opening or commencing the neighborhood schools shall be to commence on the first of September, or as soon thereafter as is practicable, (Sundays excepted,) in each and every year; and to close its session on the 30th of June, in each and every year.

SENATE AMENDMENT. *Amended further:* That no person or persons shall be entitled to board pay, unless they board within the limits of two and a half miles of the neighborhood schools, and that the sum of fifteen dollars be allowed each neighborhood school house, to procure fire wood and it shall be the duty of the teacher to contract for the hauling of the same, in order that the schools may be well supplied with wood and fires.

*Amended further by the House:* After the word "schools," in the third line of the Senate amendment, make it read, "and that the sum of twenty dollars be allowed to each neighborhood school every year." Approved August 11th, 1868.

C. HARRIS, Governor.

## CHAPTER XXVI.

AN ACT appropriating \$ 126,60 for book cases.

*Be it enacted by the Legislature of the Chickasaw Nation:* That the sum of one hundred and twenty-six dollars and sixty cents, license funds, now in the hands of the National Treasurer, be and the same is hereby appropriated to pay for book cases, contracted for by the Governor, for the use of the National Secretary or Librarian.

*Be it further enacted:* That the Auditor of Public Accounts be, and he is hereby authorized, to issue his warrant on the Treasurer for the said amount.

*Be it further enacted:* That should there be a surplus, after paying for said book cases, said surplus shall be turned over to the National Treasurer for National purposes. Approved August 11th, 1868.

C. HARRIS, Governor.

## CHAPTER XXVII.

AN ACT empowering Edmond Perry to take Depositions against loyal Chickasaw claims.

*Be it enacted by the Legislature of the Chickasaw Nation:* That Edmond Perry be, and he is hereby authorized and empowered to take depositions in favor of the Chickasaw Nation against the "loyal" Chickasaw "claims," as reported by Messrs. Rice & Jackson, commissioners of the United States under the 49th Art. of the treaty of July 11th, 1866.

*Be it further enacted:* That he be allowed fifty dollars for such services and after taking said depositions he shall report the facts to the Govern, or. Approved October 22d, 1868.

C. HARRIS, Governor.

## CHAPTER XXVIII.

*Appropriation to pay expenses of Chickasaw Government.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That the sum of eighteen thousand, eight hundred and sixty dollars be, and the same is hereby appropriated, out of any money in the National Treasury, not otherwise appropriated, to defray expenses of the Chickasaw Government, as per report of the Auditor of Public Accounts. Approved October 23d, 1868.

C. HARRIS, Governor.

## CHAPTER XXIX.

*AN ACT in relation to the number of Constables.*

SEC. 1st. *Be it enacted by the Legislature of the Chickasaw Nation:* That from and after the passage of this Act, that there shall not be more than ~~one~~ Constable in each of the several counties, and all laws or parts of laws conflicting with this act are hereby repealed, and that this act shall take effect from and after its passage.

SEC. 2d. *Be it further enacted:* That it shall be the duty of the judges of the next general election, to proclaim this act to the people at each of the election precincts.

Passed the House with the following amendment: That each county in the Chickasaw Nation shall have two constables.

Passed both Houses with the following amendment: That the salary of each constable, in the several counties be reduced to four hundred dollars, (\$400 00.) Approved August 11th, 1868.

C. HARRIS, Governor.

## CHAPTER XXX.

*AN ACT supplementary to the duties of Sheriffs and Constables.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That from and after the passage of this act, the sheriff and constables of Tishomingo county shall attend at each session of the Legislature, from the commencement to the end, and shall receive fifty cents for every full bottle spirituous liquor, or intoxicating drink, they may spoil; a dollar for every jug or keg, or fifty cents for every gallon in quantity. They shall bring

to the capitol, all intoxicating liquors they may find during the sitting of the Legislature, and spill the same in the presence of witnesses. Approved August 11th, 1868.

C. HARRIS, Governor.

## CHAPTER XXXI.

### *Neighborhood School Appropriation Bill.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That the sum of sixteen thousand, three hundred and two dollars and eight cents, be, and the same is hereby appropriated, out of any funds, now in the hands of the National Treasurer, unappropriated, for the purpose of defraying the expenses of the neighborhood schools, as per report of the School Superintendent.

2d. *Be it further enacted:* That the Auditor of Public Accounts be, and he is hereby ordered to issue his warrant accordingly. Approved August 11th, 1868.

C. HARRIS, Governor.

## CHAPTER XXXII.

### *AN ACT authorizing the Governor to sell the surplus supplies of the Rangers.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That the Governor of the Chickasaw Nation be, and he is hereby authorized to advertise and order the sale of the surplus supplies, now on hand, that was purchased for the benefit of the Chickasaw Ranger companies; to be sold to the highest bidder, at the next general session of the Legislature.

*Be it further enacted:* That unpaid warrants on the Treasurer of the Chickasaw Nation, or certified accounts against it, shall be received as money, by the officer selling the above supplies, except Confederate warrants or accounts, or the debts contracted before the treaty in September, in the year 1865. Approved August 11th, 1868.

C. HARRIS, Governor.

## CHAPTER XXXIII.

### *AN ACT in relation to officers' salaries.*

SEC. 1. *Be it enacted by the Legislature of the Chickasaw Nation:* That from and after the first general election under the new Constitution, on Wednesday, 12th of August, 1868, the following salaries, set opposite to the officers in this Act, shall be the annual salary of the said officers, until

otherwise changed by law; and any appointment, made to fill any of the said offices, when vacant, the officers filling the same shall receive the amount allowed, or at the rate thereof, from the date of the election or appointment, as the case may be; provided, the law in relation to giving bonds and security for the lawful performance of the duties of said office, has been complied with, when such a law is necessary to obtain a commission.

SEC. 2. *Be it further enacted:* That the National Secretary, by and with the consent of the Governor, is hereby authorized to commission every officer, elected or appointed, to any office, under the provisions of the new Constitution, conformable to the requirements specified in Art. 5th, section 11th, excepting, however, members of the Legislature and the subordinate officers belonging thereto, and such other minor places of profit as necessity may require, to produce a prompt and equitable enforcement of the laws.

SEC. 3. *Be it further enacted:* That any and all parts of laws, conflicting with this act, are hereby repealed; and this act shall take effect as the officers, elected or appointed, under the provisions of the new Constitution, are sworn into office by any of the present County Judges, from and after the general election to be held on the 12th of August, 1868.

SALARIES OF OFFICERS OF THE CHICKASAW NATION, Adopted by the Law Committee, August 8th, 1868.

1	Governor, .....	per annum, .....	\$1,500,00
2	National Secretary, .....	" .....	800,00
3	Attorney General, .....	" .....	600,00
4	National Treasurer, .....	" .....	600,00
5	District Judge, .....	" .....	600,00
6	Supreme Judges, each, .....	" .....	300,00
7	County Judges, .....	" .....	400,00
8	District Clerks, .....	" .....	400,00
9	Clerk Supreme Court, .....	" .....	200,00
10	Sheriffs, .....	each, .....	600,00
11	Constables, .....	" .....	400,00
12	National Jailer, .....	" .....	500,00
13	Senators and Representatives, per day, each, .....		6,00
14	Draftsmen, Clerks, Interpreters, Sg'ts-at-arms, p. day		6,00
15	Governor's expressman, .....	per annum, .....	100,00
16	Auditor of Public Accounts, .....	" .....	600,00

But if this amount is not expended, the balance to be placed in the National Treasury. If insufficient, the Legislature shall make an appropriation, annually, to pay the deficiency. Jurors' fees, while attending Court, each, \$2,60 per day; 15 cents per mile, in going to and returning from Court.

Amended by the Senate, thus, by reducing the National Treasurer's salary two hundred dollars; also the District Judges salary one hundred dollars, and raising the Supreme Judges salary one hundred dollars each. Approved August 11th, 1868.

C. HARRIS, Governor,

## CHAPTER XXXIV.

*Roll of Members, February Session, 1868.—Roll of Senate.*

1	J. E. Anderson, President,	6 days,	\$18,00
2	Thos. C. S. Boyd,	" "	18,00
3	Rob't H. Love,	" "	18,00
4	C. A. Burris,	" "	18,00
5	George Washington,	" "	18,00
6	Morgan Colbert,	4 "	12,00
7	Horace Pratt, Interpreter,	6 "	18,00
8	Joseph James, Secretary,	5 "	15,00
9	Anderson Porter, Sergeant-at-arms,	6 "	18,00
10	Isaac McGee,	" "	18,00
11	Walton,	4 "	12,00
12	Horace Pratt, Interpreter,	5 "	15,00
Total expense of Senate,			\$198,00

*Members of House of Representatives.*

1	Jackson Kemp,	2 days,	\$ 6,00
2	C. P. H. Percy,	" "	18,00
3	J. A. Smith,	" "	18,00
4	A. B. Johnson,	" "	18,00
5	Judson Collins,	5 "	15,00
6	Cooch-an-tubby,	" "	15,00
7	Ish-temicha,	" "	16,00
8	Ah-cha-na-tubby,	" "	15,00
9	Lafayette Moseley,	" "	15,00
10	John Ish-tah,	" "	15,00
11	Wm. Kemp,	2 "	6,00
12	Wm. George,	" "	6,00
13	B. F. Roark,	" "	6,00
14	Joel Kemp, Interpreter,	" "	6,00
15	W. Colbert, Clerk,	" "	6,00
16	Albert Love, Sergeant-at-arms,	6 "	18,00
17	Wm. Bourland,	" "	18,00
18	G. W. Boyd, Clerk <i>pro tem.</i> ,	4 "	12,00
Total expense of House,			\$228,00

Total expense of called session, February 1st, 1868. ....\$426,00

*Be it enacted by the Legislature of the Chickasaw Nation:* That the sum of four hundred and twenty-six dollars, be and the same is hereby appropriated, out of any monies now in the hands of the National Treasurer, not otherwise appropriated, to pay the expenses of the called session of February, 1868. Approved 11th of August, 1868.

C. HARRIS, Governor.

## CHAPTER XXXV.

*Appropriation Bill to pay expenses of called session of the Legislature of August 3d, 1868.*

## MEMBERS OF SENATE.

1	Capt. J. E. Anderson,.....	9 days,.....	\$27,00
2	Geo. Washington,.....	" ".....	27,00
3	C. A. Burris,.....	" ".....	27,00
4	Thos. C. S. Boyd,.....	" ".....	27,00
5	Thos. Pasubby,.....	" ".....	27,00
6	J. D. Harris,.....	7 ".....	21,00
7	Booker James,.....	4 ".....	12,00
8	B. W. Byrd, Secretary,.....	9 ".....	27,00
9	Geo. Bourland, Sergeant-at-arms,.....	" ".....	27,00
10	A. Porter,.....	" ".....	27,00

Total expense of Senate,

\$249,00

## ROLL OF HOUSE.

1	C. P. H. Percy,.....	9 days,.....	\$27,00
2	J. A. Smith,.....	" ".....	27,00
3	Willis Dickerson,.....	" ".....	27,00
4	Judson Collins,.....	" ".....	27,00
5	John Ish-tah,.....	" ".....	27,00
6	Lewis Parker,.....	" ".....	27,00
7	Note Pearson,.....	" ".....	27,00
8	Lafayette Moseley,.....	" ".....	27,00
9	Dr. Ishtimiacher,.....	" ".....	27,00
10	C. P. Harris,.....	4 ".....	12,00
11	Wm. Kemp,.....	2 ".....	6,00
12	Wm. George,.....	" ".....	6,00
13	Jackson Kemp,.....	" ".....	6,00
14	W. L. Byrd, Clerk,.....	9 ".....	27,00
15	Wm. Bourland, Sergeant-at-arms,.....	" ".....	27,00
16	Albert Love, Sergeant-at-arms,.....	" ".....	27,00

Total expense of House,

\$381,00

Total expense of session,

\$630,00

*Be it enacted by the Legislature of the Chickasaw Nation:* That the sum of six hundred and thirty dollars in specie, or its equivalent in U. S. currency, be and the same is hereby appropriated, out of any monies now in the hands of the National Treasurer, not otherwise appropriated, to pay off the expenses of the present called session of the Legislature of the 3d of August, 1868. Approved August 11th, 1868.

C. HARRIS, Governor.

## CHAPTER XXXVI.

*AN ACT authorizing the payment of account for repairing National Capitol and Jail.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That the sum of nine thousand dollars be appropriated for the repairs on Capitol and Jail, out of the first money that may come into the hands

of the National Treasurer, not otherwise appropriated. Approved  
September 10th, 1868. C. HARRIS, Governor.

### CHAPTER XXXVII.

*A Resolution confirming the appointment of officers &c.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That Saturday the 12th inst., at 9, A. M., shall be the time set by the Senate to commence holding the elections for Supreme and Circuit Judges. Immediately after the election for Judges is over, by the Legislature, the Senate shall proceed to confirm the appointments made by the Governor, for National Secretary, Treasurer and Auditor of Public Accounts. Approved September 10th, 1868.

C. HARRIS, Governor.

### CHAPTER XXXVIII.

*Appropriation in favor of Wm. Guy.*

TISHOMINGO, C. N., 10th, Sept. 1868.

*To the Committee on Claims—Gentlemen:* One of your citizens, W. M. Guy, who was placed at school in the State of Mississippi, in 1860, by Mr. James Gamble, attended school up to the war, at which time he joined the Confederate army and distinguished himself as a brave and true soldier, but was, unfortunately, wounded in the arm, disabling him from such duties as would make him a support. At the close of the war he again entered school, under his old captain in the war; not having the means to pay his tuition fees, board bills and clothing accounts, he was necessarily compelled to strain his credit. The friends of the Southern cause, sympathizing with him in his misfortunes, gave him assistance, depending on his honor for liquidation. Not desirous of imposing upon the generosity of his friends any longer for a support, he started home afoot and without money, and succeeded in getting home. He being a Chickasaw, and an orphan, would claim the sympathy of all who feel the wants of friendship in the time of need. The amount asked for is only three hundred dollars, which we the undersigned ask you to recommend to the Legislature. (Signed.)

CYRUS HARRIS.

G. D. JAMES,

ALBERT LOVE,

S. D. JAMES,

EDMOND PERRY,

PA-SUBBY.

ALEX'R RENNIE,

W. A. WELSH,

B. F. OVERTON,

W. L. BYRD,

C. A. BURRIS,

Passed the committee. Passed both Houses of the Legislature. Approved September 17th, 1868.

CYRUS HARRIS, Governor, C. N.

## CHAPTER XXXIX.

**AN ACT providing for a National Jailor.**

*Be it enacted by the Legislature of the Chickasaw Nation:* That from and after the passage of this Act, there shall be a National Jailor, appointed and commissioned by the Governor, by, and with the consent of the Senate, who shall hold his office for the term of two years. unless sooner removed for neglect of duty.

2. *Be it further enacted:* That every person who may be appointed to the office of National Jailor shall, before entering upon the duties of his office, give bond with surety for the faithful performance of his duties, which bond shall be filed with the National Secretary.

3. *Be it further enacted:* That the Jailor shall be required to receive into custody, and safely keep, subject to order of proper Court, all offenders against the laws of the Nation, who have been committed to his charge by any lawful officer.

4th. *Be it further enacted:* That whenever the office of jailor shall become vacant, by death, resignation, or otherwise, the Governor shall have power to fill such vacancy, by appointment.

5th. *Be it further enacted:* That the jailor shall be required to live in sight of the jail house; and he shall see to the feeding of all prisoners and shall supply them with good water; also perform all such duties for the prisoners as shall be necessary for their health and comfort, and keep the jail well cleansed.

6th. *Be it further enacted:* That the jailor shall act as door keeper of the Capitol house, and shall keep the same well swept, and shall not admit any person or persons to enter the Capitol in vacation term, only those permitted by law.

7th. *Be it further enacted:* That the doors shall be open during Court and at election terms, and at the sessions of the Legislature, and preaching only; and that no other meetings or dancing shall be allowed within the walls of the capitol.

8th. *Be it further enacted:* That the Jailor shall be required to give bond, in a sum not less than five hundred dollars, nor more than one thousand dollars, to be approved by the Governor.

9th. *Be it further enacted:* That the National Jailor be allowed one dollar per day for board of each prisoner, and that all acts or laws that conflict with this Act are hereby repealed. This Act take effect from and after its passage. Approved Sept. 14th, 1868.

C. HARRIS, Governor.

## CHAPTER XL.

**AN ACT legalizing the action of the School Superintendant in appointing Albert H. Love a student to go to the States. &c.**

*Be it enacted by the Legislature of the Chickasaw Nation:* That the action of the committee, appointed by the School Superintendant, in selecting A. H. Love, a citizen of Pickens county, and an orphan, be and the same is hereby confirmed and made legal, so far as to allow him, the said A. H. Love, to retain his position at school, according to the selection made by said committee of Pickens county. Approved Sept. 19th, 1868.

C. HARRIS, Governor.

## CHAPTER XLI.

*Resolution to elect Delegates to Grand Council &c.*

WHEREAS, it is stipulated in Art. 8th of the treaty of July, 1866, that a Grand Council of the tribes, residing within the Indian Territory, shall be annually convened within the said Territory; And

Whereas, the Superintendent of Indian Affairs has given notice for the meeting of the Council at North Fork, Creek Nation, on the first Monday in December, 1868; Therefore,

*Be it resolved by the Legislature of the Chickasaw Nation:* That five members be elected, by the joint vote of both Houses of the Legislature, to represent the Chickasaw Nation in the Grand Council of the Indian Territory, agreeable to the specifications of the 8th Art. of the treaty of July 10th, 1866, between the United States and the Chickasaw Nation.

*Be it further resolved:* That the election for members to the Grand Council shall be held in the House of Representatives, on Saturday, the 19th inst., at 9 o'clock, A. M.

*Be it further resolved:* That of the five members, above mentioned, to be elected to the Grand Council, there shall be elected two members from Panola county, one from Tishomingo county, one from Pickens county and one from Pontotoc county.

*Be it further resolved:* That when any vacancy or vacancies occur, by death or resignation, of any of the members elected to the Grand Council, the Governor is hereby empowered to fill such vacancy or vacancies by appointment, from their respective counties.

*Be it further resolved:* That after said election, (if necessary,) the Governor shall appoint an interpreter, to accompany said members to the Grand Council, at North Fork, and he shall be entitled to the same pay from the Chickasaw Nation, that is allowed to members of the Grand Council by the United States; provided, however, that if the Superintendent shall employ him as interpreter for the delegation, and pay him out of the funds of the United States; then, and in that case, he shall receive no pay from the Nation.

*Be it further resolved:* That if the said Interpreter's services are not required by the United States or the delegation, then the delegation shall dismiss him, and give him a certificate, certifying to the amount due him, including his time in returning home, and upon approval by the Governor, the Auditor of Public Accounts, shall issue a warrant on the National Treasurer for the payment, out of any unappropriated funds in his hands, or which may come into his hands, and the amount is hereby appropriated to pay the said Interpreter's warrant. Approved Sept. 19th, 1868.

C, HARRIS, Governor.

## CHAPTER XLII.

*Amendment to the Education Bill.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That from and after the passage of this Act, the Superintendent of Public Schools, in making selections of scholars to go to the States, shall not select more than one scholar from the same family.

SEC. 2. *Be it further enacted:* That section 3d of the Public Education Bill, is hereby amended so as to read thus, viz: That the parent or guardian, in cases where they may select the school, shall not be entitled

to receive or have any control whatever, over the pro rata of funds allowed to each scholar, as provided for, in the Public Education Bill.—  
Approved Sept. 21st, 1868.

CYRUS HARRIS, Governor.

### CHAPTER XLIII.

**AN ACT** amending duties of Sheriffs and Constables.

SEC. 1. *Be it enacted by the Legislature of the Chickasaw Nation:* That from and after the passage of this Act, every Sheriff and Constable of this Nation, shall be entitled (after conviction,) to one half of the fine imposed by the Court, for all spirituous liquors he may destroy in the discharge of his duties, and which he shall have reported to the Court having jurisdiction.

SEC. 2. *Be it further enacted:* That when a Sheriff or Constable reports any person or persons to the Court, for violating the Act prohibiting persons from carrying arms in public places; the Sheriff or Constable so reporting, shall be entitled to one half of the fine imposed by the Court.

SEC. 3. *Be it further enacted:* That the first section of this Act shall not be construed to interfere with an Act allowing the Sheriff and Constables of Tishomingo county fines for destroying spirituous liquors during the Legislature. Approved Sept. 23d, 1868.

CYRUS HARRIS, Governor.

### CHAPTER XLIV.

**AN ACT** appropriating \$26,082 00 in favor of Messrs. Colbert, James and Latrobe.

WHEREAS, by a contract entered into on the 24th day of July, A. D. 1867, at the city of Washington, between Holmes Colbert and George D. James, commissioners for the Chickasaw Nation, of the first part, and Hon. John H. B. Latrobe of the second part, by his agent, D. H. Cooper, and afterward ratified by the Chickasaw Legislature, and approved by the Governor of said Nation, it was stipulated and agreed: That said Nation would allow and pay to said Latrobe, for his services as counsel, in defending said Nation against the exorbitant award made by Messrs. Rice & Jackson, commissioners, appointed under the 49th Article of the Choctaw and Chickasaw Treaty of 1866, to investigate and report upon the claims of certain Choctaws and Chickasaws, claiming to have been loyal to the United States, and to have suffered damage, by reason of the acts of their respective Nations, on account of their adhesion to the United States, during the late war, fifteen per cent. of such amount as the said Latrobe might be enabled to save the Chickasaws, by reducing the award. And.

Whereas, the said Latrobe, by his agreements and exertions, and with

the aid and assistance by others, employed by him, has succeeded in reducing the amount to be paid by the Chickasaws from the sum of \$328,881 12, said sum being the amount, principal and interest combined, awarded to the Chickasaw claimants, as appears from the report of the Commissioner of Indian Affairs, to the Secretary of the Interior, under date of April 27th, 1868, to the sum of \$150,000 00, the amount agreed to be paid to said claimants by the Nation, as appears from the compromise entered into on the 21st of April, 1868, between James G. Blount, counsel for Chickasaw claimants, and John H. B. Latrobe, per F. C. Latrobe, attorney and counsel for the Chickasaw Nation, thus saving to the Nation the sum of \$173,881 12. And,

Whereas, the Secretary of the Interior was, by Act of Congress, of 25th of July, 1868, authorized and directed to adopt and ratify said compromise, as a full and final settlement of all claims against the Chickasaw Nation, under the said 49th Article of said Treaty; Now, therefore,

*Be it enacted by the Legislature of the Chickasaw Nation:* That the sum of \$26,082 16 be and the same is hereby allowed, as compensation to the said Latrobe and others employed by him, for his and their services in defending the Chickasaw Nation against the unjust and exorbitant award made by Messrs. Rice & Jackson; said sum of \$26,082 16 being fifteen per cent. of \$173,881 12, saved to the Chickasaw Nation as aforesaid, by the exertions of the said Latrobe and his associates.

*Be it further enacted:* That the President of the United States be and he is hereby authorized and empowered to cause the sale of a sufficient amount of the invested fund, held in trust by the United States for the Chickasaws, to liquidate the said sum of twenty-six thousand and eighty-two dollars and sixteen cents, herein allowed to the said J. H. B. Latrobe and others, provided the said invested fund shall not be sold below par.

*Be it further enacted:* That the President of the United States is hereby empowered and requested to cause the said sum of twenty-six thousand and eighty-two dollars and sixteen cents to be paid to the said J. H. B. Latrobe and others, provided that the bonds of the State of Indiana, held by the United States, in trust for the Chickasaw Nation, shall not be sold under the provisions of this Act. Approved Sept. 24th, 1868.

C. HARRIS, Governor.

## CHAPTER XLV.

*Adjournment Bill.*

SENATE CHAMBER, Sept. 23d, 1868.

To His Excellency CYRUS HARRIS,  
Governor, C. N.

DEAR SIR—This is to inform you that the Senate has left the time of adjournment of the present session of the Legislature to your discretion.

Your ob't serv't,

JACKSON KEMP, President of Senate.

Attest WILLIS COLBERT,  
Secretary of Senate.

## CHAPTER XLVI.

*Appropriation to pay expenses of the Ranger Companies.*

Total account of the expenses of company of Chickasaw Rangers, organized by act of the Chickasaw Legislature, February 1st, 1868, for the protection of the frontier of the Chickasaw Nation.

1st.	Pay of officers and men, per pay roll, .....	\$7,102 64
2d.	Harlan & Rennie, per contract, .....	3,505 00
3d.	Harlan & Rennie, camp equipage, arms &c., .....	223 25
4th	Cyrus Harris, arms, hauling &c., .....	89 50
5th	Jordon Smith, forage, .....	525 00
6th	John E. Christian, hauling, ..	300 00
7th	Jones & Thebo, flour, .....	300 00
8th	R. M. Selby, bacon, .....	62 00
9th	Jordon Smith, bacon, .....	1000 00
10th	Samuel Colbert, beef, .....	110 00
11th	R. M. Jones, ammunition, .....	18 45
12th	Ah-cooch-an-tubby, beef, .....	22 00
13th	Viney Tonskillo, beef, .....	20 00
14th	Edward Colbert, beef, .....	22 00

\$13,300 34

*Be it enacted by the Legislature of the Chickasaw Nation:* That the sum of thirteen thousand, three hundred dollars and thirty-four cents (\$13,300 34) be and the same is hereby appropriated, out of any monies that may come into the hands of the National Treasurer, for the purpose of paying the rangers and other expenses of said company.

2d. *Be it further enacted:* That the Governor is hereby authorized to receive and pay out, to the individuals entitled to pay as rangers. The Auditor is hereby authorized to issue a warrant for the whole amount of pay due rangers, to the Governor. Approved Sept. 24th, 1868.

CYRUS HARRIS, Governor.

## CHAPTER XLVII.

*AN ACT to repair Bloomfield Academy.*

1st. *Be it enacted by the Legislature of the Chickasaw Nation:* That the Governor of the Chickasaw Nation be, and he is hereby authorized and empowered, to appoint two or more commissioners, citizens of Panola county, for the purpose of supervising the repairs necessary to be done on Bloomfield Academy, in order to render said building comfortable, and to protect the same from the weather.

2d. *Be it further enacted:* That it shall be the duty of said commissioners, to let out the contract for the repairs on said building, to the lowest bidder, after giving due notice of the same; and said commissioners shall have the right to reject any and all bids which may seem to them unreasonable or extravagant.

3d. *Be it further enacted:* That upon the completion of said repairs upon said building, according to the said contract, it shall be the duty of said commissioners to examine and inspect the work, and if the same has been done according to contract, they shall receive the same and give

the contractors a certificate, showing the amount due them for such work, and upon presenting the same to the Auditor of Public Accounts for the Chickasaw Nation, the Auditor shall draw his warrant on the National Treasurer for the amount specified in said certificate.

4th. *Be it further enacted:* That the said commissioners, in making the above contract, shall not receive any compensation for their services.— Approved Sept. 24th, 1868.

C. HARRIS, Governor,

### CHAPTER XLVIII.

AN ACT defining the power of the Governor in suspending officers.

1st. *Be it enacted by the Legislature of the Chickasaw Nation:* That the power conferred upon the Governor in section 6th of Article 5th, of the Constitution of the Chickasaw Nation, to suspend an officer, shall only be exercised in cases, where information or complaint in writing, shall have been filed with him, (the Governor,) emanating from a reliable source.

2d. *Be it further enacted:* That in all cases, where an officer is accused as aforesaid, he, the said officer, shall have the right to appear before the Governor, in person, with such evidence as he may have, to show his innocence of the charges preferred against him.

3d. *Be it further enacted:* That if, after hearing the evidence, the Governor shall be satisfied that the charges are false or malicious, then, in that case, it shall be the duty of the Governor to restore said officer to the duties and privileges of his office; otherwise, the Governor shall remand the case to the District Court of the proper county for adjudication.

4th. *Be it further enacted:* That this act shall not be construed so as to interfere with the action of grand juries of the respective counties of the Nation. Approved Sept. 24th, 1868.

C. HARRIS, Governor.

### CHAPTER XLIX.

AN ACT to amend An Act in relation to hiring White Men.

1st. *Be it enacted by the Legislature of the Chickasaw Nation:* That section first of An Act entitled "An Act in relation to hiring white men," be and the same is hereby amended so as to substitute "County Clerks" of the several counties in the Nation, instead of the National Secretary.

*Be it further enacted:* That the clerk shall receive from the white man registered, one dollar, for which the clerk shall give his certificate to the white man so registered, which receipt shall be good evidence to the officers that said white man has been registered according to law. Approved Sept. 24th, 1868.

C. HARRIS, Governor,

CHAPTER L.

AN ACT, amending Constitution Pardoning Power vested in the Governor.

1st. *Be it resolved by the Legislature of the Chickasaw Nation:* That the last clause after the word "government," in Article 6th, section 4th, of the Judicial department, be amended so as to read, "commencing on the first Mondays of the months of November and May."

2d. *Be it further resolved:* That the following additional be added to the general provisions of the Constitution. Sec. 20th, when mercy is recommended by the District or Supreme Judges, in favor of person or persons convicted of capital crimes, the Governor shall have power, if he considers that justice has not been done to the condemned, to grant a reprieve.

*Be it further resolved:* That the first sentence in section 16, Art. 5, executive department, be amended to read "Section 16. A National Treasurer and Auditor of Public Accounts shall be elected by the joint vote of both houses of the Legislature, for the term of two years." Approved Sept, 24th, 1868,

C. HARRIS, Governor.

CHAPTER LI.

*Tenure of office Bill.*

1st. *Be it enacted by the Legislature of the Chickasaw Nation:* That from and after the passage of this Act, no citizen shall be allowed to hold more than one National office at the same time, unless under such conditions as are herein expressly permitted.

2d. *Be it further enacted:* That every Governmental or National place of honor or trust, with a salary or fees, wherein any specified condition for the public good are required to be performed, whether under commission, oath or otherwise, shall be considered an office agreeable to the intent and meaning of the first section of this Act.

3d. *Be it further enacted:* That no officer of this Nation, during his continuance in office, shall be elected or appointed Interpreter, Draftsman, Sergeant-at-arms, Clerk of the House, Secretary of the Senate, or clerk of any Legislative committee, or to fill any office which may hereafter be created by the Constitution and laws. If any citizen, not an officer, be present or contiguous, who can, competently, and is willing to accept and discharge the duties of any of the said offices, but if no competent person can be obtained to fill said offices, then any member of the Legislature or any competent officer of the Nation may fill the said offices, and he shall receive in addition to his official salary, the same amount for his daily services as a member of the Legislature.

4th. *Be it further enacted:* That all County offices or any other office in the Nation, not supported by National funds, shall not be considered a National office, and the same are hereby exempt from the prohibitions of this Act.

5th. *Be it further enacted:* That if any officer in this Nation should be elected or appointed to fill any important office created under the

A constitution and laws, he shall be required to resign the former office before he is commissioned to fill the latter. Approved Sept. 24th, 1868.

C. HARRIS, Governor.

### CHAPTER LII.

*An amendment to the Constitution of the Chickasaw Nation.*

*Be it resolved by the Legislature of the Chickasaw Nation:* That section 16th of article 1st of the Bill of Rights of the Constitution of the Chickasaw Nation be amended by striking out the words accounts, mortgages, notes, or other evidence of indebtedness. Approved Sept. 24th, 1868.

C. HARRIS, Governor.

### CHAPTER LIII.

*Competency of Henry Love and Wife.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That Henry Love and his wife, Elsie Love, citizens of the Chickasaw Nation, are hereby declared fully able and competent to manage and control his or her own business, agreeable to the 6th article of the treaty of June 22d, 1852, between the United States of America and the Chickasaw Nation of Indians. Approved Sept. 24th, 1858.

C. HARRIS, Governor.

### CHAPTER LIV.

*Appropriation in favor of misregistered Chickasaws entitled to annuity, and the amount due each, 1867, viz:*

1	Elsie McGee,	8 in family,	\$120,00
2	Lotty McGee,	4 " "	60,00
3	Charles Seely,	2 " "	30,00
4	Wm. Goforth,	4 " "	60,00
5	Vita Goforth,	6 " "	90,00
6	Solomon Goforth,	6 " "	90,00
7	Tony Maytabby,	4 " "	60,00
8	Gincy,	2 " "	30,00
9	Nelly Bourland,	2 " "	30,00
10	Aaron Burris,	4 " "	60,00
11	Wm. Roberson,	1 " "	15,00
12	Minerva McPherson,	1 " "	15,00
13	Susan James, child,	1 " "	15,00
14	Cassey,	2 " "	30,00
15	Chawdy Okis, child,	1 " "	15,00

16	Linbo,	1 in family,	15.00 <sup>t</sup>
17	Elsie, girl,	1 " "	15.00
18	Vicy Roberson,	1 " "	15.00
19	Betsy Pitchlynn,	1 " "	15.00
20	Coleman Nelson,	9 " "	135.00
21	Gooding Nelson,	6 " "	90.00
22	Kernuotubby,	4 " "	60.00
23	Nathar Folsom,	2 " "	30.00
24	Gilham Moore,	4 " "	60.00
25	Ish-lia-tubby,	5 " "	75.00
26	Sally Econocotubby.	1 " "	15.00
27	Wallace Jefferson,	1 " "	15.00
28	Jonah Hotokah,	4 " "	60.00
29	Jesse Warrington,	2 " "	30.00
30	Margaret Noah,	1 " "	15.00
31	Mary,	1 " "	15.00
32	Nancy Boylil,	1 " "	15.00
33	Loman Hichatubby,	1 " "	15.00
34	Ishtihoyou,	1 " "	15.00
35	Chilly Alexander,	2 " "	30.00

Total number of persons, 97, .....\$1,455 00

Also a deficiency of money received by Captain E. Perry, of the amount of 127 warriors upon his roll, over and above the amount of money turned over to him by the National Treasurer, to wit: \$31,905 00, the amount received for 2,127 persons; error, 127 persons, per total number of roll, which shows an amount due on said roll of \$1,905 00. This amount we find upon examination of said roll, and would recommend an appropriation to meet the same, \$1,905 00.

*Be it enacted by the Legislature of the Chickasaw Nation:* That the sum of three thousand three hundred and sixty dollars be and the same is hereby appropriated out of any money that may come into the hands of the National Treasurer, for National purposes, to pay the within misregistered claims as reported by the Financial committee. Approved Oct. 23d, 1867.

CYRUS HARRIS, Governor.

## CHAPTER LV.

*Appropriation Bill, October, 1867.*

To the Hon. Speaker of the House of Representatives of the Chickasaw Legislature.

Sir—We the committee on Financial claims, beg leave to make the following report of the claims presented to us; and which we deem necessary to allow, with your consideration, viz:

First, the claims for services, District and National purposes, and accounts against the Chickasaw Nation for articles furnished; also a list of nonregistered persons who are entitled to annuity.

1	Willis Colbert, clerk <i>pro tem.</i> , .....	\$ 3,00
2	Morgan Perry, Attorney <i>pro tem.</i> , .....	25,00
3	Wm. Kemp, Annuity Register, .....	58,42
4	Holmes Colbert, Draftsman and attendance on } Choctaw Council, .....	63,00
5	Morgan Colbert, per cent. on warrant, .....	16,50
6	S. S. Gamble, Clerk of House, .....	111,00
7	Onnoyah, Sergeant-at-arms, .....	12,00
8	Wm. Kemp, per cent. on warrant, .....	15,00
9	G. D. James, per cent. on warrant, .....	7,90
10	Wm. Kemp, Attorney <i>pro tem.</i> , .....	25,00
11	Morgan Colbert, Supreme Judge, .....	100,00
12	Wm. Harney, bacon and board of prisoners, .....	3,00
13	Latafette Love, board of prisoners, .....	25,00
14	Wm. Cloud, per stationery, .....	4,12
15	Richmond Seeley, services per officers, .....	1,00
16	E. Alexander, Judge <i>pro tem.</i> , .....	1,50
17	Mike, as deputy 4 days, .....	6,00
18	Wm. Cloud, stationery, .....	5,00
19	Wm. Cloud, 15 quires paper, .....	11,25
20	Mike, assisting constable, .....	1,00
21	Ishtikiyon, warrant per Ishtah, .....	2,00
22	Daniel Saffron, Attorney <i>pro tem.</i> , .....	25,00
23	Harris Greenwood, board prisoners, .....	63,50
24	Harlan & Rennie, freight on books, .....	43,00
25	U. G. A. Sperling, board prisoners, .....	3,00
26	Uhos. Boyd, board prisoners, .....	2,50
27	Willis, board prisoners, .....	12,00
28	I. N. Miller, board prisoners, .....	9,00
29	W. B. Brown, board prisoners and Deputy services } consolidated, .....	140,50
30	J. F. Turnbull, Board prisoners and handcuffs, .....	20,50
31	Bailey Bacon, Deputy Sheriff, .....	2,00
32	Wm. Cloud, Jury tickets consolidated, .....	13,90
33	Harlan & Rennie, account, Oct. 4th, 1867, .....	8,00
34	Harlan & Rennie, " " 9th, " .....	30,25
35	Gabe Thomas, Jury ticket, .....	5,50
36	Sampson Pasubby, Jury ticket, .....	13,90
37	Ishtikiyon, Deputy services, .....	2,00
38	J. H. Carrn, Juror, .....	2,00
39	John McGee, board prisoner, .....	4,50
40	A. Rennie, guard fees consolidated, .....	11,00
41	Wm. P. Brown, Annuity Register, .....	46,30
42	Harvey Bacon, Hauling, &c, .....	49,50
43	Harrison Colbert, guard services, .....	4,00
44	J. D. Boyd, sheriff's services annuity, .....	6,00
45	Wilson Colbert, Constable, .....	4,50
46	Walton Kemp, guard prisoner, .....	3,00
47	A. Harlan, loyal feast for Chickasaws, .....	85,00
48	G. D. James, per cent. on warrant, .....	13,50
49	W. A. Welch, per cent. on three warrants, .....	45,00
50	Capt. Hothliche, registering, .....	5,45
51	Cunahhotah, Jury ticket, .....	2,50

52	J. M. Linsley, express rider, .....	10,00
53	C. A. Burris, senator, call session, 1866.....	41,00
54	J. A. Smith, sergeant-at-arms,.....	9,00
55	R. L. Boyd, constable three months in 1865.....	90,00
56	Ishtikiyou, constable at annuity.....	4,50
57	Elijah Brown, " " .....	4,50
58	Harris Greenwood, constable at annuity.....	4,50
59	Gipson Greenwood, " " .....	4,50
60	Immonubby, jury ticket.....	2,30
61	Daniel Saffron, jury ticket.....	2,20
62	Wilson Fillmore, Representative, 1865.....	49,50
63	Humphries Colbert, secretary of Senate, 1866.....	9,00
64	Johnson Underwood, expressman services.....	200,00
65	Meshoontubby, sheriff three months.....	100,00

Total amount of Claims..... \$1873,68

*Be it enacted by the Legislature of the Chickasaw Nation:* That the sum of eighteen hundred and seventy-three dollars and sixty-eight cents, be, and the same is hereby appropriated, out of any money that may come into the hands of the National Treasurer, for National purposes, to pay the within claims reported by the Financial Committee.

Approved October 22nd, 1867.

C. HARRIS, Governor.

#### CHAPTER LVI.

*Appropriation Bill, September Session, 1868.*

*Be it enacted by the Legislature of the Chickasaw Nation:* That the following sums set opposite to each item be, and the same is hereby appropriated, out of any money that may come into the hands of the Treasurer, belonging to the Nation, for the purpose of defraying the expenses of the present session of the Legislature, and other indebtedness of the Nation, viz: To pay

1	Jackson Kemp, Senator eighteen days, @ \$6.....	\$108,00
2	Wm. Kemp, " " " " .....	108,00
3	Morgan Colbert, " " " " .....	108,00
4	Geo. Washington, " " " " .....	108,00
5	C. P. H. Percy, " " " " .....	108,00
6	David Burney, " " " " .....	108,00
7	J. D. Harris, " " " " .....	108,00
8	J. E. Anderson, " " " " .....	108,00
9	C. A. Burris, " " " " .....	108,00
10	Sampson Pasubby " " " " .....	108,00
11	Horace Pratt, " " " " .....	108,00
12	Capt. Hoshliche, " " " " .....	108,00
13	Willis Colbert, clerk, sixteen days, " .....	96,00
14	Ben. Roark, " two " " .....	12,00
15	Joel Kemp, interpreter, thirteen days, " .....	78,00
16	Wm. Byrd, draftsman, eighteen days, " .....	108,00
17	John Colbert, sergeant-at-arms, 18 days, " .....	108,00
18	Isom Eshnopa, " " " " .....	108,00
	Total expenses of Senate.....	\$1806,00

## Roll of House.

1	Ben. Piky, Representative eighteen days	108,00
2	J. A. Smith, " " "	108,00
3	Booker James, " fourteen "	84,00
4	A. B. Johnson, " eighteen "	108,00
5	Daniel Saffron, " " "	108,00
6	A. P. Eastman, " " "	108,00
7	W. R. George, " " "	108,00
8	Wm. Hawkins, " " "	108,00
9	Thomas Benton, " " "	108,00
10	Yah-kah-pia-chia " " "	108,00
11	J. D. Collins, " " "	108,00
12	Ah-char-nah-tubby " " "	108,00
13	John Ish-tah, " " "	108,00
14	Lewis Newberry, " " "	108,00
15	C. P. Harris, " " "	108,00
16	Note Pearson, " " "	108,00
17	C. B. Kingsburry " " "	108,00
18	Willis Dickerson, " " "	108,00
19	Wm. P. Brown, interpreter, 17 days	102,00
20	S. S. Gamble, clerk, eighteen days	108,00
21	Robert Newberry, sergeant-at-arms, 17 days	102,00
22	Claburne Imahhotiche, " 18 days	108,00
23	John F. Talbot, interpreter, one day	6,00
	Total expenses of House	<u>\$2346,00</u>
	Total expenses of both Houses	\$4152,00

*Be it further enacted*, That the Auditor of Public Accounts of the Chickasaw Nation be, and he is hereby authorized to issue his warrants on the National Treasurer, in accordance with the foregoing appropriation.

Approved, September 24, 1868.

CYRUS HARRIS, Governor.

## CHAPTER LVII.

*Appropriation for Incidental Expenses.*

We, the Committee on Finance, to whom was referred all claims against the National Funds, most respectfully submit the following report, and that the following claims be paid, viz :

1	B. F. Overton, clerk, pro tem., 2 days	\$ 6,00
2	Ishtickiyo, board prisoners	12,00
3	Arch. McGee, board prisoners	26,00
4	do do do do	4,00
5	do do do do	8,00
6	Thomas Boyd, clerk pro tem.	9,00
7	Harris Greenwood, board prisoners	76,00
8	Tehotuby, board prisoners	4,00
9	F. M. Love, trip to Fort Smith	20,00
10	Wm. P. Brown, interpreting	9,00

11	Hoshliche, board prisoners.....	57,00
12	Tick-bayou, board prisoners.....	35,00
13	Allen Carney, care for prisoners.....	25,00
14	Daniel Saffron, National Attorney, pro tem.....	25,00
15	John Ephraim, assisting officers.....	20,00
16	Sampson Pasubby, Senator.....	13,60
17	Osborne Moore, juror.....	4,80
18	Lumah, juror.....	4,80
19	Lewis Colbert, witness.....	2,25
20	Mesharlinche, assisting officers.....	13,00
21	Cornelius McGee, " ".....	2,00
22	Pinkney Brown " ".....	1,00
23	Ahlarkintubby " ".....	2,00
24	E-Huck-sit-tubby " ".....	2,00
25	Harlan & Rennie, stationery.....	34,00
26	Arnot Viney, beef.....	10,00
27	Horace Pratt, interpreter.....	32,00
28	R. B. Bourland, guard for W. A. Welch.....	90,00
29	Wm. Bourland, do do do.....	90,00
30	W. R. George, do do do.....	90,00
31	Simon Kemp, do do do.....	90,00
32	Walton Kemp, do do do.....	90,00
33	Allen Greenwood, do do do.....	90,00
34	James Reynolds, do do do.....	90,00
35	Capt. Welch, do do do.....	90,00
36	Thomas H. Carr, board of scholars.....	84,00
37	Ahchanatubby, juror.....	4,40
38	J. H. Jones, clerk, pro tem.....	3,00
39	A. Rennie, jury ticket.....	3,00
40	Wm. Guy, appropriation in favor of.....	300,00
41	Edmond Perry, registering persons.....	223,00
42	A. Rennie, jury ticket.....	6,00
43	Wilson Alexander, witness fee.....	2,90
44	Shumile do do.....	1,70
45	Ishtickiyo, do do.....	4,50
46	Horace Pratt, do do.....	3,50
47	Hagan Greenwood, do do.....	1,70
48	Iyahhotubby, do do.....	1,50
49	Lyman Maytubby, do do.....	5,60
50	Collins Kuberry, do do.....	1,90
51	John Ah-puck-ah-natubby, do.....	2,20
52	Hutlittubby witness fee.....	1,70
53	Iyahhotubby, do do.....	1,50
54	Charley Wilson, constable.....	233,33
55	I. N. Miller, do.....	320,00
56	Wm. P. Worthington, school trustee.....	23,50
57	S. Fisher, misregister.....	105,00
58	Meshah, sergeant-at-arms.....	9,00
59	Booker James, constable, 1864.....	100,00
60	Walton Kemp, board of scholars.....	56,00
61	A. Rennie, account for repairing the Capitol.....	50,00
62	R. M. Selby, do do do.....	50,00
63	William Kemp, board of scholars.....	14,00

64	William Hawkins, juror	3,10
65	Milton Brown, do	3,20
66	Wm. Harney, do	3,15
67	Willis Dickerson, building school house,	294,00
68	Susan Greenwood, board of scholars,	112,00
69	Jackson Kemp, board prisoners,	20,00
70	Willis Dicherson, jury ticket,	2,50
71	Lem. Reynolds, going to Choctaw Council,	45,00
72	Gabriel Wolf, jury ticket,	1,50
73	Elijah Brown, sheriff,	13,00
74	Expenses of State Scholars,	21,000,00
75	Thomas Benton, juror,	6,00
76	Harlan & Rennie, stationery,	9,00
77	Salaries of National Officers, 1868,	23,300,00
78	Harlan & Rennie, paid expressman,	10,00
79	Harlan & Rennie, board prisoner.	40,00
80	W. A. Welch, jury tickets, consolidated,	26,10
81	Paid Expressman,	5,00
82	A. Rennie,	14,70
83	Willis Dickerson, as Judge	100,00
84	Expenses of present Legislature,	4,152,00
	Total,	\$51,803 30

*Be it enacted by the Legislature of the Chickasaw Nation, That the sum of fifty-one thousand eight hundred and three dollars and thirty cents be, and the same is hereby appropriated out of any money that may come into the hands of the National Treasurer of the Chickasaw Nation, for the purpose of defraying the expenses of the present Legislature, and other indebtedness of the Nation up to date, and the Auditor of Public Accounts for the Chickasaw Nation will issue his warrants accordingly.*

Approved September 24th, 1868.

C. HARRIS, Governor.

## CHAPTER LVIII.

*Auditor's Report, September, 1868.*

AUDITOR'S OFFICE, TISHOMINGO CITY, C. N.

*To His Excellency, Cyrus Harris, Governor Chickasaw Nation :*

DEAR SIR—I would most respectfully submit from this office, for your inspection and the action of the Chickasaw Legislature, the following report of indebtedness of the Nation, for the fiscal year ending 1st of September, 1868; and I have thought proper to consider the several amounts due the officers as being so much in specie, and inasmuch as the members of the Chickasaw Legislature did, in August last, vote to themselves specie payment, or its equivalent in United States currency, they cannot deem it unjust that the officers of the land should be treated in like manner, and in making this report I have considered one dollar in specie equivalent to one dollar and fifty cents in U. S. currency.

## REPORT :

Governor's Salary,	specie, \$750;	add premium, \$375	\$1125
National Secretary	" 400	" "	600
National Treasurer	" 500	" "	750
Attorney General,	" 300	" "	450
District Judge,	" 400	" "	600
3 Supreme Judges 200 each	" 600	" "	900
4 Dist. Clerks, \$212,50 "	" 850	" "	1275
4 Sheriffs, \$400 each,	" 1600	" "	2400
8 Constables, \$400 each,	" 3200	" "	4800
4 Co. Judges, \$200 each,	" 800	" "	1200
Supreme Clerk,	" 200	" "	300
National Jailor,	" 400	" "	600
School Superintendent,	" 1500	" "	2250
Auditor Public Accounts,	" 500	" "	750
Governor's Expressman,	" 100	" "	150
Witness and Jury Fees,	" 2500	" "	3750
Incidental Expenses,	-	-	1000

All of which is most respectfully submitted.

COLBERT CARTER, Auditor Public Accounts, C. N.

## CHAPTER LIX.

**AN ACT** authorizing the Governor to have the Constitution and Laws translated and printed.

*Be it enacted by the Legislature of the Chickasaw Nation,* That the Governor of the Chickasaw Nation be, and he is hereby authorized and empowered to make a contract with J. P. Fulsom for translating and printing the Constitution and all the Laws of this Nation, into the Choctaw language.

2nd. *Be it further enacted,* That when said J. P. Fulsom shall have translated and printed the Constitution and Laws, according to contract with the Governor, then the Governor shall give him (J. P. Fulsom) a certificate, showing the amount due him (J. P. F.) for his services in said work.

3rd. *Be it further enacted,* That the amount which may be due said J. P. Fulsom be, and the same is hereby appropriated, and the Auditor of Public Accounts is hereby authorized to draw his warrant on the National Treasurer for the amount specified in said certificate, in favor of J. P. Fulsom. Approved September 23rd, 1868.

C. HARRIS, Governor.

## CHAPTER LX.

**AN ACT** providing for Interpreters for the Supreme and District Courts.

1st. *Be it enacted by the Legislature of the Chickasaw Nation,* That from and after the passage of this act, the Supreme and District Judges of this Nation, be, and they are hereby authorized and empowered, to appoint an Interpreter for the several terms of their respective Courts.

2nd. *Be it further enacted*, That the Interpreter so appointed shall receive for his services as such, the sum of \$3 per day, and mileage, for each day's service actually performed.

3rd. *Be it further enacted*, That it shall be the duty of the said Supreme and District Judges to certify the amount due said Interpreters, upon which certificate the Auditor of Public Accounts for the Chickasaw Nation shall draw his warrant upon the National Treasurer for the amount so certified.

4th. *Be it further enacted*, That the Interpreters aforesaid shall take the oath usually administered to officers of the Nation.

5th. *Be it further enacted*, That the Interpreters who have been appointed, and served as such, for the several terms of the District Court since the October Session, 1867, of the Chickasaw Legislature, be entitled to receive the same pay allowed such Interpreters, as provided in section 2nd of this act, and in the same manner as provided for in Section 3rd of this act. Passed the Committee on Laws.

DAVID BURNEY, Chairman.

*Amendment to the first section of "An Act authorizing the Supreme and District Judges to appoint Interpreters."*—After the words "their respective Courts," That the District Judge is hereby empowered to appoint Interpreter, *pro tem.*, at his respective Courts, in each of his Judicial Districts; and the Supreme Judge is hereby empowered to appoint Interpreter for his respective Courts.

*Be it further amended*, That Section 2nd be amended by striking out the word "mileage," and that Section 3rd be amended by striking off, after the words "said Interpreters," the whole sentence, to the end of the 3rd Section, and that Section 5th be stricken out entirely.

Approved September 24th, 1868.

C. HARRIS, Governor.

## CHAPTER LXI.

**AN ACT to amend an Act entitled "an Act to organize Supreme Courts."**

**SEC. 1.** *Be it enacted by the Legislature of the Chickasaw Nation*, That the 2nd Section of the act entitled "An Act to organize the Supreme Court," be amended to read: And the said Court shall be holden twice in each year; on the first Monday in May, and on the first Monday in November, and shall continue in session until the docket is cleared or the cases otherwise disposed of.

**SEC. 2.** *Be it further enacted*, That the first term of the Supreme Court shall commence holding its session on the first Monday in November, 1869, provided, however, that the Constitutional amendments are approved by the Legislature, as specified in Section 11th of General Provisions. But this act shall not be construed to interfere with the present organization of holding the Supreme Court until the time above stated. All parts of laws conflicting with this act are hereby repealed.

Approved September 24th, 1868.

CYRUS HARRIS, Gov.

## CHAPTER LXII.

**AN ACT calling on R. H. Love for the sum of two thousand four hundred and ninety dollars.**

*Be it enacted by the Legislature of the Chickasaw Nation,* That Rob't H. Love be, and he is hereby, ordered to pay over to the Governor of the Chickasaw Nation the sum of two thousand four hundred and ninety dollars, this sum being the overplus of the warriors in his company registered for annuity, 16th of September, A. D. 1867.

*Be it further enacted,* That the Governor of the Chickasaw Nation is hereby authorized to call on said Rob't H. Love for the above mentioned amount, and after he receives it, the Governor shall turn the same over to the National Treasurer, and take a receipt for the same.

Approved September 24th, 1868.

CYRUS HARRIS, Gov.

## CHAPTER LXIII.

**AN ACT amending an Act entitled "an Act defining the duties of District Judges."**

1st. *Be it enacted by the Legislature of the Chickasaw Nation,* That from and after the passage of this act, that the 2nd Section of the act entitled "An Act defining the duties of District Judges shall be amended so as to read thus: "2nd. *Be it further enacted,* That the District Judge shall organize and commence holding his Court on the first Monday in October next, at the Court grounds in Panola county; second Monday in Pickens county; third Monday in Tishomingo county, and the fourth Monday in Pontotoc county; in the aforesaid month, at the respective places of holding elections, until otherwise provided for by law."

3rd. *Be it further enacted,* That the 3rd Section of the aforesaid act be amended to read thus: "*Be it further enacted,* That the months of October, January, April and July shall be the months that the District Judge shall commence his circuit and open his Court at the Court grounds in Panola county, on the first Monday, at 9 o'clock, in each of the above named months, and also open his Courts in the other counties of the Nation on the days of the aforesaid months as above expressed in Sec. 2nd.

*Be it further enacted,* That all laws or parts of laws conflicting with this act are hereby repealed. Approved September 24th, 1868.

C. HARRIS, Governor.

## CHAPTER LXIV.

**AMENDMENT to an act entitled "An act to organize County Courts."**

SEC. 1st. *Be it enacted by the Legislature of the Chickasaw Nation,* That an act entitled "An act to organize County Courts" be amended by annexing the following:

13th. *Be it further enacted,* That every person before entering upon the duties of County Judge shall give a bond with good security, in the penal sum of five hundred dollars, said bond to be approved by the Circuit Judge, and payable to the Governor and his successors in office.

Approved September 15th, 1869.

C. HARRIS, Governor.

## CHAPTER LXV.

AN ACT in relation to persons driving stock through the Chickasaw Nation.

1st. *Be it enacted by the Legislature of the Chickasaw Nation,* That any person or persons wishing to drive cattle, horses or mules from the State of Texas, through this Nation, shall, before bringing his, her or their cattle, horses or mules in this Nation, go before the County Clerk of the county nearest the place where he, she or they may desire to drive said stock into the Nation, and pay over to said Clerk the sum of fifty cents per head for all cattle, horses or mules he, she or they wish to drive through this Nation.

2nd. *Be it further enacted,* That it shall be the duty of said Clerk, after receiving the said sum, to give the said person or persons a certificate stating the amount received, and that said person or persons have complied with this act, and all moneys collected under this act shall be turned over by the Clerk receiving the same, to the National Treasurer for National purposes.

3rd. *Be it further enacted,* That if any person or persons fail or refuse to comply with this act, it shall be the duty of the Sheriffs or Constables in the county in which said person or persons may be found, to arrest such such person or persons and bring him, her or them before the Governor, to be dealt with as he may direct.

4th. *Be it further enacted,* That the Governor be, and he is hereby authorized to have a copy of this act published in the *Sherman Courier*, or other paper or papers published in the State of Texas.

5th. *Be it further enacted,* That any person or persons driving stock through the Nation West of the waters of Walnut Bayou shall not be amenable to this act, and that this act take effect and be in full force from and after the 20th day of October, 1869.

Approved September 21st, 1869.

C. HARRIS, Governor.

## CHAPTER LXVI.

AN ACT in relation to Administrators.

SEC. 1st. *Be it enacted by the Legislature of the Chickasaw Nation,* That from and after the passage of this act, it shall be the duty of the County Judge to appoint an administrator whose duty it shall be to divide an intestate estate equal between the lawful heirs, of such deceased persons, and make a correct report to the County Judge, which shall be recorded in the County Clerk's office.

SEC. 2nd. *Be it further enacted,* That said administrator shall be required to take an oath that he will faithfully and impartially divide the estate, and if there are any debts due the estate, he shall collect the same, and if the estate owes any debts, he shall pay them off with property belonging to the estate. He shall give a bond, with two good securities, equal to double the amount of property belonging to the estate, and that he will truly pay over all money to whom it may be due.

SEC. 3rd. *Be it further enacted,* That the person or persons holding claims against the estate of a deceased person, shall be required to have their claims proven or sworn to before the County Judge, in open Court, before they can be paid.

SEC. 4th. *Be it further enacted*, That the administrator shall receive for his services two per cent. on the dollar of all the property and debts belonging to the estate. The County Judge shall appoint two competent persons to appraise the estate, who shall be upon oath, to take a true valuation of the same.

SEC. 5th. *Be it further enacted*, That the administrator shall be required to cause all the debts to be brought in that may be against or in favor of the estate, by advertisement, to expire in twelve months from date of the advertisement.

SEC. 6th. *Be it further enacted*, That all laws and parts of acts in conflict with this act are hereby repealed, and that this act be in full force from and after its passage.

Approved September 22d, 1869.

C. HARRIS, Governor.

### CHAPTER LXVII.

*Amendment to an act entitled "an act in relation to Juries."*

SEC. 21st. *Be it further enacted*, That from and after the passage of this act, that the foreman of the Grand Jury shall have the power to administer the oath to any and all witnesses that may be brought before the said foreman of the Grand Jury.

Approved September 22nd, 1869.

C. HARRIS, Governor.

### CHAPTER LXVIII.

*Appropriation to Repair Colbert's Institute.*

*Be it enacted by the Legislature of the Chickasaw Nation*, That the sum of six hundred dollars, or so much thereof as may be necessary, be, and the same is hereby appropriated, out of any funds now in the hands of the National Treasurer, to repair Colbert's Institute.

*Be it further enacted*, That the trustee or trustees be and are hereby authorized to contract with any person or persons to do said repairing, and upon the certificate of said trustee or trustees, the Auditor of Public Accounts is authorized to issue his warrant for the amount certified by said trustee or trustees.

Approved September 25th, 1869.

C. HARRIS, Governor.

### CHAPTER LXIX.

AN ACT *providing for a National Jailor.*

1st. *Be it enacted by the Legislature of the Chickasaw Nation*, That from and after the meeting of the Legislature in September, 1870, there shall be elected by joint vote of both Houses of the Legislature, a National Jailor, who shall hold his office for the term of two years, and until his successor is elected and qualified.

2nd. *Be it further enacted*, That every person who may be elected or appointed to the office of Jailor, shall, within twenty days, and before entering upon the duties of his office, give bond with security, in the sum of one thousand dollars, to be approved by the Governor, which shall be

conditioned for the faithful performance of all duties that may be required of him by law. Said bond shall be filed in the National Secretary's office, and shall be made payable to the Governor when forfeited.

3rd. *Be it further enacted*, That the Jailor shall be required to receive into custody and safely keep, subject to the order of the proper Court, all offenders against the laws of this Nation, who may be committed to his charge by any lawful officer; and the Jailor shall also be required to perform all the duties incumbent on the Sheriff and Constables of Tishomingo county, in destroying ardent spirits, or other duties, by law.

4th. *Be it further enacted*, That whenever any person elected or appointed Jailor shall neglect or refuse to give bond and take the oath of office, within twenty days after his election or appointment, the office shall be deemed vacant, and the National Secretary shall notify the Governor of the fact, who shall make an appointment to fill such vacancy; and after the person so appointed is qualified, he shall discharge the duties of Jailor for the unexpired term of the elected incumbent.

5th. *Be it further enacted*, That whenever the office of Jailor shall become vacant by death, resignation or otherwise, the Governor shall have the power to fill the vacancy by appointment, for the unexpired term.

6th. *Be it further enacted*, That the Jailor shall have his residence in sight of the jail; he shall see to the feeding of all prisoners committed to his charge; he shall supply them with good water; he shall perform all duties necessary for the health and comfort of the prisoners, and keep the jail swept clean. And it shall be the further duty of the Jailor to keep the keys of the Capitol, and have the floor scoured after the adjournment of each Legislature; keep the several rooms swept clean and put in order for the use of the Legislature at its sittings, for election days, Court days, and for the purpose of religious services; and no person shall be permitted to enter the Capitol, in vacation term, except those permitted by law. And the Jailor shall receive one dollar per day (currency) for each prisoner's board.

7th. *Be it further enacted*, That all parts of laws in conflict with this, are hereby repealed.

8th. *Be it further enacted*, That the Jailor may cause the prisoners in his charge to make improvement around the National Capitol that he may deem necessary or advantageous to the Nation, whenever he may think it safe to do so, and all expenses for hauling that may be incurred shall be paid by the Nation.

Approved September 23, 1869.

C. HARRIS, Governor.

## CHAPTER LXX.

### *Resolution to pay Annuity.*

SEC. 1st. *Be it resolved by the Legislature of the Chickasaw Nation*, That after deducting the present indebtedness, and the expenses of the present Legislature from the amount of money now in the Treasury, the remainder after said deduction; and the annual interest fund now due the Chickasaws from the United States, be, and the same is hereby appropriated, for the benefit of the people, to be paid as an annuity.

SEC. 2d. *Be it further resolved*, That the Governor be, and he is hereby authorized, to issue writs of election in each county, whenever he thinks

necessary, for the purpose of electing four Annuity Captains—one in the county of Panola, one in the county of Pickens, one in the county of Pontotoc, and one in the county of Tishomingo,—who shall register all persons in their respective counties who are entitled to annuity.

SEC. 3rd. *Be it further resolved*, That the Governor be, and he is hereby authorized, to notify all persons living outside of the Chickasaw Nation, of the Annuity to be paid, and such persons who are entitled to Annuity shall have the privilege to register with any one of the Captains elected under the regulations of these resolutions, but in case where the head of families are present, or order; then, in that case, it shall be paid to the Captain who registered the said person or persons.

SEC. 4th. *Be it further resolved*, That when the Captains or persons appointed by the Governor shall have completed their registration of the people, they shall notify the Governor of the fact, who shall, by proclamation, make the time of paying the annuity known to the people.

SEC. 5. *Be it further resolved*, That the Annuity Captains, and the person or persons appointed by the Governor, shall take and subscribe an oath before entering upon their duties, for the faithful performance of the duties of Captain, and shall receive ten cents for every person he or they may register.

SEC. 6th. *Be it further resolved*, That the annuity shall be paid to heads of families or their orders, but in case when neither head of family or order is present, then to the Captain, by the Treasurer of the Chickasaw Nation.

Approved September 24, 1869.

C. HARRIS, Governor.

## CHAPTER LXXI.

**AMENDMENT** to an act establishing Neighborhood Schools.

1st. *Be it enacted by the Legislature of the Chickasaw Nation*, That there shall be established in each county in the Chickasaw Nation, three Neighborhood Schools, in which fifteen or more scholars shall be taught, at the rate of thirty dollars per scholar, for each scholastic year of ten months; and all Chickasaw children between the ages of six and fourteen years, shall be allowed seven dollars per month for his or her board for the time he or she is in actual attendance at school. All under and over said ages shall be entitled to tuition fee only.

2nd. *Be it further enacted*, That Section 2nd to the Amendment to the Act establishing Neighborhood Schools, passed August 11th, 1868, be, and is hereby repealed.

3rd. *Be it further enacted*, That all Chickasaw parents or guardians who send their children of the ages specified in Section 1st of this Act, to schools without the limits of the Chickasaw Nation, upon presentation of a certificate of the fact, the School Superintendent shall make an estimate of the same as in Neighborhood Schools, and said parents or guardians shall to his or her warrants for the same, as in case of Neighborhood Schools, and all other school expenditures.

4th. *Be it further enacted*, That the School Superintendent of Public Instruction shall cause the public academies within the Chickasaw Nation to be thoroughly examined, and submit of their condition to the Governor,

together with estimates of the amounts which may be needed to repair and preserve the same, and upon reception of said reports and estimates, the Governor may take such steps as in his judgment may be necessary and proper, for the repair and preservation of the Public Buildings at said academies, or may report the facts to the Legislature at its next session for its consideration and action.

Approved September 23, 1869.

CYRUS HARRIS, Governor.

## CHAPTER LXXII.

AMENDMENT to the Constitution of the Chickasaw Nation, (proposed September 24, 1868.)

Be it Resolved by the Legislature of the Chickasaw Nation, that Section 16th of the Bill of Rights, of the Constitution of the Chickasaw Nation, be amended by striking out the words, accounts, mortgages, or other evidences of indebtedness.

Approved September 24th, 1868.

C. HARRIS, Governor.

Reconsidered and adopted by the Legislature, September 10th, 1869.

Approved Sept. 10th, 1869.

CYRUS HARRIS, Governor, C. N.

## CHAPTER LXXIII.

*Joint Resolution in relation to old Fort Washita, and the Choctaw and Chickasaw Agency, near Fort Washita.*

Whereas, the Government of the United States, for several years has not occupied or used the public buildings at Old Fort Washita, or at the Old Choctaw and Chickasaw Indian Agency, near the same, and has, apparently, abandoned the same, and

Whereas, if said places have been abandoned by the United States, the public buildings thereat, have reverted to the Chickasaw Nation, and

Whereas, the said buildings are rapidly decaying, and if neglected will soon be totally worthless, now

Therefore, be it Resolved by the Legislature of the Chickasaw Nation, that the Governor of the Chickasaw Nation, be, and is hereby requested to call upon the Secretary of War, and the Secretary of the Interior, to know whether the United States have abandoned Old Fort Washita, and the Old Choctaw and Chickasaw Agency, near said Old Fort.

Resolved further, That in case the United States has abandoned said places, or shall abandon the same, the Governor is hereby directed, and required to sell the same at Public Auction, to the highest bidder, for cash, after giving thirty days notice, by posting, at Fort Washita, at the Old Choctaw and Chickasaw Agency, and at Tishomingo, said sale to take place at the Old Choctaw and Chickasaw Agency, between the hours of 10 o'clock, A. M., and 12 o'clock.

Resolved further, That the public buildings and materials at Old Fort Washita shall be sold separately, and those at the Choctaw and Chickasaw Agency separately, and the proceeds of said sales shall be turned over to the National Treasurer of the Chickasaw Nation, and held subject to the order of the Chickasaw Legislature as other public moneys are held.

Approved Sept. 20th, 1869.

CYRUS HARRIS, Governor.

## CHAPTER LXXIV.

*Called Session of May 9th, 1870.—Report of Committee on Railroads.*

TISHOMINGO CITY, May 9th, 1870.

Agreeable to a proclamation issued by the Governor of the Chickasaw Nation, the Legislature of the Chickasaw Nation convened at 9 o'clock A. M., on the 9th inst., upon which a committee composed of the following members from both Houses of the Legislature, were appointed a joint committee to take into consideration a Railroad Charter, passed by the General Council of the Choctaw Nation; as follows: C. A. Burris, David Burney, Joel Kemp, and J. E. Anderson, of the Senate; Lewis Newberry, Judson Collins, Ish-tah, and Isaac McGee, of the House of Representatives.

Said committee having been called together, Lewis Newberry elected chairman, and C. Carter elected secretary of committee. We, the committee appointed to take into consideration the Railroad Charter passed by the General Council of the Choctaw Nation, having taken up the subject for deliberation, and after duly considering the same, cannot see the necessity of hasty action on the subject at the present time, and in as much as it is a matter of vast importance and interest to the Chickasaw people, we feel it our duty before going into this matter, that not only ourselves, but the people whom we represent, should be well informed on the subject in all its details; therefore, would recommend that in our judgment, it is impolitic to take action on the subject at this present time, and we further recommend that we adhere to the resolution passed at the last session of the Chickasaw Legislature in September last, on the subject of Railroads. All of which is most respectfully submitted for your consideration. With much respect we are, your committee.

LEWIS NEWBERRY, Chairman.

## CHAPTER LXXV.

*RESOLUTION in regard to Rail Road.*

*Resolved by the Legislature of the Chickasaw Nation, That the charter passed by the General Council of the Choctaw Nation having been examined by the committee appointed by the Chickasaw Legislature, and the report having been received from said committee, and having due consideration and respect for the action of the General Council of the Choctaw Nation, think, in their judgment, that the said charter, and action in relation to railroads, by said Council, is premature and unnecessary at the present time, and still endorse the resolution passed at the last session of the Chickasaw Legislature.*

Approved May 11th, 1870.

C. HARRIS, Governor.

## CHAPTER LXXVI.

*AN ACT declaring the competency of Calvin Colbert, Sally Alberson, and Minerva Billings.*

*Be it enacted by the Legislature of the Chickasaw Nation, That Sally Alberson, Calvin Colbert, and Minerva Billings, be, and they are hereby, declared, and passed competent to take care of, and manage their own affairs.*

Approved May 11th, 1870.

CYRUS HARRIS, Governor.

## LXXVII.

AN ACT in relation to sending delegates to the Grand Council to be held at Okmulgee, Creek Nation.

Whereas, A Grand Council has been called by the Principal Chief of the Creek Nation, to be held at Okmulgee on the first day of June, 1870, for the purpose of deliberating on the general interest and welfare of the five nations composing the Indian Territory; and

Whereas, The Governor has thought it necessary to convene the Legislature in extra Session, to deliberate on this subject as well as others, and

Whereas, your committee deem it of the utmost importance for the further prosperity of the Chickasaw Nation, would respectfully recommend the passage of an Act to send two delegates, with a secretary to represent the Nation, at the aforesaid Grand Council.

SEC. 1st. *Be it enacted by the Legislature of the Chickasaw Nation,* That the Governor be, and he is hereby, authorized to appoint, two delegates and a secretary, to represent the Chickasaw Nation, in the Grand Council to be held at Okmulgee, Creek Nation, on the first day of June, 1870.

SEC. 2nd. *Be it further enacted,* That the delegates and secretary shall receive for their services, five dollars per day for going to, attending, and returning from the Council, the said amount shall be paid out of the amount appropriated for incidental expenses, appropriated September, 1869. And the Auditor of the Chickasaw Nation, is hereby authorized to issue his warrants for the same.

SEC. 3rd. *Be it further enacted,* The Delegation will report the proceedings of the Grand Council, to the next Session of the Legislature, in September, for its approval, or disapproval.

Approved May 12th, 1870.

CYBUS HARRIS, Governor.

## CHAPTER LXXVIII.

AN ACT making Jane Bean and Susan Mazes competent to transact their own business in the United States.

*Be it enacted by the Legislature of the Chickasaw Nation,* That Jane Bean and Susan Mazes, citizens of the Chickasaw Nation, are hereby authorized and empowered to sell or otherwise dispose of any or all lands belonging to them in the States of Tennessee, Mississippi, or any other State of the United States, where they may have lands belonging to them. And, furthermore, they are hereby declared to be competent to transact any and all business which may be necessary in selling or otherwise disposing of the same to the most profitable advantage.

Approved Sept. 13th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER LXXIX.

AN ACT declaring the competency of Louis Priddy.

*Be it enacted by the Legislature of the Chickasaw Nation,* That Louis Priddy, a citizen of the Chickasaw Nation, is hereby declared fully able and competent to manage and control his own business, agreeable to the 6th article of the treaty of June 22nd, 1852, between the United States and the Chickasaw Nation of Indians. Approved Sept. 13th, 1870.

W. P. BROWN, Governor of the C. N.

## CHAPTER LXXX.

AN ACT *to adjourn.*

*Be it enacted by the Legislature of the Chickasaw Nation,* That the present session of the Legislature adjourn *sine die*, on Wednesday, 4 o'clock, P. M., October 5th, 1870.

## CHAPTER LXXXI.

AN ACT *declaring the competency of Mrs. M. A. Wells.*

*Be it enacted by the Legislature of the Chickasaw Nation,* That Mrs. M. A. Wells, a citizen of the Chickasaw Nation, is hereby declared fully able and competent to manage and control her own business, agreeable to the 6th article of the treaty of June 22nd, A. D. 1852, between the United States and the Chickasaw Nation of Indians. Approved Sept. 16, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER LXXXII.

*Resolution relating to the claims of J. H. Hamilton.*

*Be it resolved by the Legislature of the Chickasaw Nation,* That the papers relating to the claim of James H. Hamilton against the Chickasaw Nation, for certain houses alleged to have been wrongfully disposed of by the Chickasaw authorities, be referred to the Committee on Claims, with instructions to report thereon some day before the adjournment of this Legislature, to the end that suitable measures may be taken by the Governor to defend the Nation against said claim.

Approved Sept. 17th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER LXXXIII.

RESOLUTIONS *in regard to the appointment of Delegates to the Grand Council, provided for in the Treaty of 1866.*

*Whereas,* Information has been received that the Grand Council of the Indian Nations of Indians, located South of Kansas, West of Missouri and Arkansas, and North and East of Texas, has been convened by the Superintendent of Indian Affairs, at Okmulgee, the Capitol of the Creek Nation, on the 26th instant, and

*Whereas,* There is not time for an election of said delegates by the people of the Chickasaw Nation; therefore

*Be it resolved by the Legislature of the Chickasaw Nation,* That the Governor of the Nation be, and he is hereby, authorized and empowered to appoint five delegates to represent the Chickasaw Nation in said Council, one from each county, and a floater.

*Be it further resolved,* That said delegates shall hereafter be elected by the people at the elections.

*Resolved further,* That these resolutions take effect from and after their passage.

Approved Sept. 17, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER LXXXIV.

**JOINT RESOLUTION** *of the Senate and House of Representatives of the Chickasaw Legislature, relative to the Protection of the Chickasaw Frontier from invasion, and the Chickasaw People from depredations by the Indians of the Plains, located by the United States Government, on the "Leased District," so-called, upon the Choctaw and Chickasaw country.*

*Whereas*, Information has been officially communicated to the Chickasaw Legislature that the War Department of the United States has abandoned Fort Arbuckle, as well as Fort Washita, and that said places will be turned over to the Chickasaw Nation as soon as Congress shall pass the necessary act authorizing the same, and

*Whereas*, the abandonment of Fort Arbuckle leaves the frontier settlement of the Chickasaw Nation open to invasion and depredations by the Comanches and Kiowas and other savage bands, located on the Leased District, so-called, between Fort Sill and said frontier settlements; and

*Whereas*, The Chickasaws have heretofore suffered greatly from depredations of Indians supposed to be under the control of the United States, without, as yet, any indemnity for the same, and are likely again to be the victims of cupidity and barbarity of savages; and

*Whereas*, The United States has, under various treaties with the Choctaws and Chickasaws, but more especially under the 14th article of the treaty of 1855, agreed to protect the Choctaws and Chickasaws from "domestic strife, from hostile invasion, and from aggressions by other Indians, and white persons not subject to their jurisdiction and laws"; and

*Whereas*, It is impossible to comply with said treaty stipulations except by keeping an adequate military force on or near the line between the savage bands located on the Leased District and the Chickasaw border settlements; therefore

*Be it resolved by the Legislature of the Chickasaw Nation*, That the President of the United States be, and he is hereby, respectfully requested, to renew the occupation of Fort Arbuckle, and to keep not less than two companies of cavalry stationed at that post, to protect the lives and property of the people on the frontier settlements.

*Resolved further*, That the Governor of the Chickasaw Nation be, and he is hereby directed, to forward to the Commissioner of Indian Affairs, a certified copy of these resolutions together with a letter more fully setting forth the importance of keeping said mounted military force at Fort Arbuckle for the protection of the Chickasaw frontier settlements, with a request that he will lay the same before the Secretary of the Interior, and to be communicated to the President of the United States; and that he will use his influence in procuring a compliance with the wishes of the Chickasaw Nation in this connection.

Approved September 17, 1870.

W. P. BROWN, Governor.

## CHAPTER LXXXV.

**RESOLUTION** *authorizing the Governor to give written instructions to the Delegates representing the Chickasaw Nation in the Grand council of Oklahoma.*

1st. *Be it resolved by the Legislature of the Chickasaw Nation*, That the Governor be, and he is hereby authorized to give such written instructions

to the Delegates appointed to represent the Chickasaw Nation in the Grand Council of Oklahoma Territory, to be held at Okmulgee, Creek Nation, on the 26th inst., as may be consistent with the stipulations of the treaty of 1866, between the United States and the Chickasaw and Choctaw Indians.

2nd. *Be it further resolved*, That the delegates of the Chickasaw Nation be, and they are hereby required, to obey the written instructions of the Governor, so far as they are consistent with the treaty stipulations in the first resolution, and the interest and dignity of the Chickasaw Nation.

Approved Sept. 21st, 1870.

WM. P. BROWN, Governor.

## CHAPTER LXXXVI.

COMMITTEE ROOM ON SCHOOLS, CAPITOL OF THE C. N.,  
September 24th, A. D., 1870. }

*To the Hon. Legislature of the Chickasaw Nation:—*

We, the Committee on Schools, appointed by the respective Houses of the Legislature, have carefully examined the several reports of the Neighborhood Schools, and recommend that an appropriation be made to pay the amount affixed to the following names. We also recommend the passage of two school laws, approved of by your committee, one to "Continue the State Scholars at school two years longer," the other amending the 1st Section of the act entitled, "Amendment to an Act establishing Neighborhood Schools," approved September 23rd, 1869; and also an act to have the old academies repaired:

### BLOOMFIELD ACADEMY.

Mrs. E. Wright, services as Teacher.....	\$806,00
Boarding Scholars, Mrs. E. Wright.....	353,50
do do Wm. Kemp.....	490,00
do do Thomas Carr.....	869,00
do do Simon Kemp.....	231,00
do do Robert Colbert.....	24,50
do do S. Greenwood.....	14,00
For Fuel furnished school by Wm. Kemp.....	20,00
Services as Trustee, Wm. Kemp.....	25,00
Total amount, Bloomfield Academy,.....	\$2833,00

### COLBERT'S INSTITUTE.

G. W. Bradley, services as Teacher.....	1446,55
Boarding Scholars, G. W. Bradley.....	380,25
do do Bob. Hensly.....	256,90
do do Wm. Bradley.....	897,40
do do John Bradley.....	859,95
do do Anderson Porter.....	23,45
do do Big Taylor.....	32,90
Fuel furnished by G. W. Bradley.....	20,00
J. D. Collins, for services as Trustee.....	25,00
Total amount for Colbert's Institute,.....	\$3942,40

## DOUBLE SPRINGS SCHOOL.

Thomas Gwin, for Teacher's services.....	625,95
Boarding scholars, by Wm. Harney.....	285,95
do do Isom Ish-ho-yo-py.....	57,75
do do Mrs. M. Sheko.....	49,35
do do Wm. McLish.....	253,45
do do Robert Newberry.....	183,40
Fuel furnished by Wm. McLish.....	20,00
Calvin Colbert, services as Trustee.....	25,00
Total expenses of Double Springs School.....	\$1500,85

## IYAHRUBBY SCHOOL.

For services as Teacher, John Barker.....	1230,75
Boarding scholars, by Peter Allen.....	323,75
do do Charley Sheco.....	486,30
do do Wm. Quincy.....	91,00
do do Tushcoonter.....	119,00
do do Wm. George.....	15,75
do do Mrs. E. Turnbull.....	14,00
do do John McKinney.....	89,25
do do John Cravens.....	136,50
do do James Johnson.....	182,00
do do James Peters.....	103,25
do do Joel Kemp.....	189,00
do do James Colbert.....	77,00
Fuel furnished by John Barker.....	20,00
Charley Sheco, services as Trustee.....	25,00
Total expenses of Iyahubby School.....	\$3102,55

## SANDY CREEK SCHOOL.

John Tolbert, Teacher's services.....	956,25
John Tolbert, for fuel furnished.....	20,00
Board of scholars, by Millard Fillmore.....	1054,50
do do Thomas Mikey.....	315,00
do do Silas Yokish-tah-yah.....	150,50
do do Tecumseth Cohee.....	115,50
do do Te-ho-tubby.....	52,50
do do Tanichi.....	31,50
do do Lewis Ehoyou.....	70,00
do do Ephriam John.....	15,75
Captain C. A. Burris, services as Trustee.....	25,00
	\$2806,50

## TISHOMINGO SCHOOL.

Mrs. H. Mollett, Teacher's services.....	360,24
Board of scholars, Mrs. M. Byrd.....	325,65
do do R. R. Bourland.....	28,00
do do J. E. Anderson.....	44,25
do do Nancy Smith.....	65,00
do do Nathaniel Love.....	50,00
do do G. D. James.....	73,50
do do C. P. Harris.....	48,75
For Trustee services, T. J. Thompson.....	12,50
For fuel furnished, T. J. Thompson.....	10,00
	\$1017,89

## JOSEPH SEELY'S SCHOOL.

Miss A. Boshairs, Teacher's services .....	775,20
Board of scholars, by Miss A. Boshairs.....	11,75
do do and Trustee services, D. Saffron..	286,45
do do and fuel furnished, Joseph Seely..	63,05
do do Gabriel .....	22,05
do do Harmon Burris.....	8,75
	<u>\$1167,25</u>

## SPRING CREEK SCHOOL.

Joseph James, Teacher's services.....	400,93
Martin McNerry do do .....	122,87
Board of scholars, by Arch McGee.....	175,50
do do Isaac McGee.....	316,25
do do Cornelius McGee.....	133,00
do do Mulacher .....	38,30
For fuel and Trustee services, Arch McGee.....	29,25
Board of scholars, by Pinkney Brown.....	12,25
	<u>\$1228,35</u>

## RED RIVER SCHOOL.

Wm. P. Worthington, Teacher's services.....	119,40
Wm. P. Worthington, Board of scholars.....	132,87
Willis Dickerson, do do .....	108,50
J. C. Hardwicks, do do .....	41,45
Wm. P. Worthington, fuel furnished.....	6,50
Willis Dickerson, Trustee's services .....	10,00
	<u>\$418,72</u>

## WILSON'S SCHOOL.

Mrs. S. Collins, Teacher's services.....	720,60
Mrs. S. Collins, board of scholars.....	45,85
Mrs. S. Collins, fuel furnished .....	16,00
Billy Ishtimahhotanah, board of scholars.....	60,90
George Wilson do do .....	204,00
Ah-char Kah Tamby do do .....	54,90
He-ki-yubby, do do .....	48,65
He-ki-yubby, Trustee services .....	17,50
	<u>\$1168,40</u>

## WAHPANUCKY SCHOOL.

Miss Mary Chiffie, Teacher's services . . . . .	1446,60
Miss Mary Chiffie fuel furnished, . . . . .	20,00
Harris Greenweed, board of scholars . . . . .	1124,33
Lafayette Mosley do do .....	61,95
Mrs. E. Colbert, do do .....	84,00
Booker James, do do .....	770,00
Shuckey Duke, do do .....	81,20
Shumil Underwood, do do .....	294,40
Booker James, Trustee services .....	25,00
	<u>\$3907,48</u>

BURNEY SCHOOL.—To R. S. Bell .....	488,10
Total amount for the twelve Neighborhood Schools..	<u>\$23,584,49</u>

The following amounts are due to the different persons herein named, for board and tuition for scholars that went to school out of the limits of the Nation :

C. E. Gooding, 2 children, 5 mos. each, board and tuition,	100,00
Sam'l Reynolds, 2 do 6 " " " "	120,00
James Colbert, 1 do 6 " " " "	60,00
Dr. Goldsby, 5 do 5 to 9 " " " "	117,00
Thomas Grant, 1 do 5 " " " "	50,00
Geo. Criner, 1 do 5 " " " "	50,00
W. S. Burk, 2 do 3 " " " "	60,00
Cyrus Harris, 1 do 5 " " " "	40,00
B. F. Colbert, 2 children 9 months, \$54; and one month board and tuition, \$90	144,00
C. F. Eastman, 1 child, 9 months, board and tuition	90,00
Robert Love, 2 children, 7 months each, and one 12 months board and tuition,	260,00
Geo. Colbert, 1 child 9 months, and one 7 $\frac{3}{4}$ months	166,66
C. Carter, 3 children, 5 months each,	150,00
Ben Kemp, 1 do 5 $\frac{3}{4}$ " " "	57,50
Thomas Reynolds, 2 children, 2 $\frac{3}{4}$ months,	55,00
Dr. Walner, 2 do 4 $\frac{1}{2}$ " " "	85,00
Calvin Colbert, 2 children 5 mos. and one 3 mos. bd. & tu.	130,00
C. Nelson, 3 do 5 " one $\frac{1}{3}$ " " "	114,33
Joel Kemp, 1 do 9 $\frac{1}{2}$ " " " "	95,00
Wm. Gafis, 1 child 4 months, board and tuition	40,00
Alex. McKinney, 3 children 5 mos. each, board & tuition	150,00
O. Love, 2 do 8 " " " "	160,00
John Wilson, 3 do 8 " and 1 3, tuition only	81,00
A. D. Chase, 2 do 4 " each, board & tuition	80,00
Pitman Gues, 1 do 3 $\frac{1}{2}$ " tuition	10,50
Total amount for scholars going to school outside of Nation,	\$2,586,99
Total amount needed for Neighborhood Schools,	23,591,49
Aggregate amount,	26,178,48
By error,	110,10
	<u>26,288,58</u>

Your Committee have examined the accounts of the Students going to school in the United States, and find them to be correct with receipts, which is most respectfully submitted.

J. F. TURNBULL, Chairman of School Committee.

Referred to the Committee on Claims, September 29th, 1870.

The Finance Committee having examined the School Committee accounts, recommend the appropriation to be made accordingly.

C. A. BURRIS, Chairman Committee on Finance.

September 30th, 1870.

## CHAPTER LXXXVII.

AN ACT to continue the State Scholars at school two years longer.

SEC. 1st. Be it enacted by the Legislature of the Chickasaw Nation, That the sixty (60) scholars, thirty (30) males and thirty (30) females, now go-

ing to school in the United States, under the law of October 19th, 1867, be, and they are, continued at school two years longer, under the following provisions: The amount allowed to each one of the said sixty scholars going to school on the East side of the Mississippi river, for board, tuition, clothing, medical attention, &c., shall not exceed three hundred and thirty-five dollars (\$335,00) per scholar, per annum. Those scholars belonging to the foregoing number, going to school West of the Mississippi river, shall not be allowed more for board, tuition, clothing, medical attention, &c., than three hundred and twenty dollars (\$320,00) per scholar per annum.

SEC. 2nd. *Be it further enacted*, That when vacancies happen in any of the said sixty scholars going to school to the States, either by death or withdrawal from school, the Superintendent of Public Instruction shall fill the vacancy at once from the neighborhood school scholars, for the unexpired time of the former scholar; males succeeding males and females taking the place of females; and it shall be the duty of the Superintendent of Public Instruction to select the most promising scholars to fill such vacancy. But when two or more of the neighborhood scholars are equal in the highest educational attainments, including the neighborhood school scholars going to school in Texas or elsewhere beyond the limits of the Nation, then the selection shall be made by lottery by the trustees of neighborhood schools of the county, for the scholar to fill the vacancy occasioned by the death or withdrawal from school of the scholar from said county.

SEC. 3rd. *Be it further enacted*, That when neighborhood school scholars are selected by either of the methods specified in the second Section, the selected scholar shall go to school where the vacancy is, and it shall be the duty of the Superintendent of Public Instruction to transport the selected scholar to the school where the vacancy is, and report in a special report to the Governor the amount expended for the transportation of such selected scholar, and it shall be the duty of the Governor in his annual message to the Legislature, to recommend the payment of transportation of selected scholars, coming under the provisions of this section.

SEC. 4th. *Be it further enacted*, That all parts of laws in conflict with this act are hereby repealed, and this act shall take effect and be in force from and at the expiration of the three years specified in the Public Education Bill, approved October 19th, 1867.

Approved Sept. 30th, 1870.

W. P. BROWN, Governor.

## CHAPTER LXXXVIII.

AN ACT to amend an act entitled, "Amendment to an Act establishing Neighborhood Schools," approved September 23rd, 1869.

SEC. 1st. *Be it enacted by the Legislature of the Chickasaw Nation*, That Section first of an Act entitled "Amendment to an act establishing Neighborhood Schools," approved September 23rd, 1869, be amended to read:

"There shall be established in each county in the Chickasaw Nation, three or more neighborhood schools, in which ten or more scholars shall be taught at the rate of thirty dollars per scholar for each scholastic year of ten months; and all Chickasaw scholars between the ages of six and fourteen years, going to school, living over two and a half miles from any neighborhood school, shall, in addition to the foregoing rate of tuition, be

entitled to seven dollars a month for board during their attendance at school; provided, however, that such Chickasaw scholars, between the ages of six and fourteen years, living over two miles and a half from any neighborhood school, shall board within two and a half miles of the neighborhood school to which they are going, otherwise they shall be allowed tuition only, during actual attendance at school. Chickasaw scholars under six and over fourteen years of age, and all scholars living within two miles and a half of any neighborhood school, going to another school over two miles and a half from where they live, will be allowed tuition only. All parts of laws in conflict with this section are hereby repealed, and this act shall be in force from and after its passage.

SEC. 2nd. *Be it further enacted*, That it shall be the duty of Trustees of neighborhood school to report quarterly, the number of scholars between the ages of six and fourteen years, living over two and a half miles from any neighborhood school, who are entitled to board under the provisions of the first Section of this act, that may be going to school where such Trustee has the superintendance.

Approved Oct. 1st, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER LXXXIX.

### AN ACT to prohibit Polygamy.

SEC. 1st. *Be it enacted by the Legislature of the Chickasaw Nation*, That from and after the passage of this act, no citizen of this Nation shall be allowed more than one lawful, living wife or husband, and every person violating this act shall be deemed guilty of polygamy, and shall be subject to indictment, trial and punishment by the District Court of the county where the offence may have been committed.

SEC. 2nd. *Be it further enacted*, That polygamy shall consist in being married by any Judge of this Nation, or other person lawfully authorized to perform the marriage ceremony, to two or more men or women, as the case may be, the first husband or wife being still alive and undivorced by the District Court of this Nation; and all such marriages shall be void from the beginning, just the same as if they had not been solemnized; and no rights of citizenship whatever shall be acquired by such unlawful marriages.

SEC. 3rd. *Be it further enacted*, That every person found guilty of polygamy shall be compelled to separate, and forever remain apart until the disability is removed, and shall pay the cost of the suit, and be fined fifty dollars; one-half of the fine, when collected, shall go to the attorney prosecuting the suit, and the other half, with the cost of suit, shall be paid into the National Treasury by the collecting officer, at the end of every fiscal quarter, to be used for public purposes.

SEC. 4th. *Be it further enacted*, That should the party convicted of polygamy not be able to pay the fine and cost of the suit, then and in that case, the party shall be committed to jail, with hard labor, for not less than one month nor more than six, at the discretion of the Court, for the first offence, and for every succeeding offence, the last mentioned time of imprisonment and hard labor, together with the aforementioned fine and cost shall be the punishment, and they shall be collected by the provisions of the "Act in relation to collections of bonds and fines."

Approved Oct. 3rd, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER XC.

## AN ACT to legalize marriages solemnized by Licensed Preachers.

**PREAMBLE.**—Whereas, It is enacted in Section 4th of the “Act to record Marriages,” that any Judge of the Chickasaw Nation, or any ordained Preacher of the Gospel, shall have the power to perform the marriage ceremony; and,

Whereas, Many of our citizens have united in the bonds of matrimony by Preachers not ordained nor authorized to marry individuals by the regulations of the church to which such Preachers belong; and,

Whereas, the District Court of the Chickasaw Nation, in the county of Pontotoc, at the January Term, did decide that all such marriages were unauthorized by the church to which such Preachers belong, and consequently both canonically and legally void; and,

Whereas, The persons so marrying, as well as the Licensed Preachers performing the ceremony, did the same in good faith, and without any doubt whatever of the unlawfulness of it; and,

Whereas, By the decision in question, the parties living together are not husband and wife, nor the children of such marriage legitimate; therefore,

*Be it enacted by the Legislature of the Chickasaw Nation,* That every marriage which has been solemnized by any unordained Licensed Preacher within the limits of the Chickasaw Nation, before the passage of this act, is hereby legalized, and every child born in marriage, the offspring of it is hereby declared to be legitimate, and shall be entitled to all the rights, privileges and immunities thereof, just the same as if the marriage ceremony had been performed by any lawful Judge of this Nation, or any ordained Minister of the Gospel, as contemplated in the 4th Section specified in the preamble to this act.

*Be it further enacted,* That all marriages which may hereafter be solemnized by Licensed Preachers shall be lawful, just the same as if the ceremony was performed by an ordained Minister of the Gospel, or Judge of this Nation; and this act shall be in force from and after its passage.

Approved Oct. 3rd, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER XCI.

## AN ACT to prohibit Leasing Land.

**SEC. 1st.** *Be it enacted by the Legislature of the Chickasaw Nation,* That from and after the passage of this act, the leasing of land is hereby prohibited within the limits of this Nation, and every citizen violating this act shall be fined in any sum not exceeding one thousand dollars, at the discretion of the District Court having jurisdiction, and the lease shall be adjudged to be void from the beginning, and the *lessee* shall be removed beyond the limits of the Chickasaw Nation, by the Sheriff or Constables of the county where the lease was made, or the *lessee* or *leasees* reside, as the case may be.

**SEC. 2nd.** *Be it further enacted,* That the foregoing Section shall not be construed to interfere with or invalidate leases entered into before the passage of this act, nor to interfere with or prohibit citizens from renting their places, for a term not exceeding a year, as practiced heretofore.

SEC. 3rd. *Be it further enacted*, That all fines collected under the provisions of this act shall be placed in the National Treasury for National purposes.

Approved Oct. 3rd, 1870.

W. P. BROWN, Governor.

## CHAPTER XCII.

AN ACT to authorize the printing of the Laws.

*Be it enacted by the Legislature of the Chickasaw Nation*, That all of the unpublished manuscript laws, now in force in this Nation, shall be collected and printed, and the sum of three hundred dollars is hereby appropriated for the purpose of procuring two hundred copies of the said unprinted laws, which shall be in pamphlet form with paper covers, and distributed by order of the Governor, to the officers and the people.

*Be it further enacted, &c.*, The Governor shall appoint a competent person to have the said manuscript laws printed, and the National Secretary shall furnish the said person with a correct and certified copy of all the original manuscript laws, as soon as the Legislature adjourns, who shall have them printed as soon as convenient. The Auditor of Public Accounts shall issue his warrant on the National Treasurer for the amount above named in favor of the person that the Governor may appoint to have the printing done.

Approved Oct. 4th, 1870.

W. P. BROWN, Governor C. N. .

## CHAPTER XCIII.

AN ACT to imprison Offenders not able to pay fines imposed by the Courts, and to provide for hard labor during the confinement.

SEC. 1st. *Be it enacted by the Legislature of the Chickasaw Nation*, That from and after the passage of this act, all offenders against the laws of this Nation shall be subject to imprisonment in the National Jail, if the person or persons convicted are not able to pay the fine imposed by the Court having jurisdiction of the offence, with the addition of hard labor, as the Court may see proper to impose.

SEC. 2nd. *Be it further enacted*, That in all cases where fines only are the penalty, and the party fined is unable to pay, the term of imprisonment shall not exceed three months, at the discretion of the Court, with or without hard labor; but this Section shall not be construed to interfere with the term of imprisonment provided for in other laws.

SEC. 3rd. *Be it further enacted*, That in all cases of imprisonment with labor, the National Jailor shall see that the prisoner is employed on some useful and beneficial work of public or private interest, as the Legislature may hereafter provide for.

Approved Oct. 4th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER XCIV.

AN ACT concerning Concubinage or Adultery.

SEC. 1st. *Be it enacted by the Legislature of the Chickasaw Nation*, That where any person having a wife or husband, and shall be found living with or keeping another woman or man, shall be deemed guilty of concubinage or adultery, and shall be subject to indictment, trial and punishment in

the District Court of the county where the offence may have been committed.

SEC. 2nd. *Be it further enacted*, That every person found guilty of concubinage or adultery shall be compelled to separate forever, and remain apart, and fined in a sum of fifty dollars and cost of the suit; one-half of the fine shall, when collected, go to the attorney prosecuting the suit, and the other half to the National Treasurer for National purposes. Said fine and costs shall be collected as other fines and costs are.

Approved Oct. 4th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER XCV.

### AN ACT in relation to Robbery.

SEC. 1st. *Be it enacted by the Legislature of the Chickasaw Nation*, That from and after the passage of this act, if any person or persons within the limits of this Nation shall commit robbery, or be accessory thereto, shall, upon conviction by the District Court of the county where the crime has been committed, be sentenced, for the first offence, to thirty-nine lashes on the bare back, and to return the property taken in the robbery to the party robbed, or pay the value thereof to the injured party, and be fined in a sum not exceeding one hundred dollars, and be imprisoned in the National Jail with hard labor, not exceeding six months, at the discretion of the Court; and for the second offence the penalty shall be one hundred lashes on the bare back, return the property to the person robbed, or pay the value thereof, be fined in a sum not exceeding five hundred dollars, and be imprisoned in the National Jail, with hard labor, not exceeding one year; and for the third offence, death shall be the penalty. Approved October 4th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER XCVI.

### AN ACT to amend an act entitled "An Act in relation to Roads."

*Be it enacted by the Legislature of the Chickasaw Nation*, That Section 6th of the act entitled "An act in relation to Roads" be stricken out and the following Section be substituted in its place:

SEC. 6. *Be it further enacted*, That white men, not citizens, and all freedmen living in this Nation, shall work six days on the Public Roads of this Nation, just the same as if they were citizens; and for any neglect or refusal they shall be fined in the same amount and in the same manner that citizens are fined in the 3rd Section of this act, and the fines, when collected, shall be applied to the same purposes.

Approved Oct. 4th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER XCVII.

### AN ACT to remove Court Grounds of Pickens County.

SEC. 1st. *Be it enacted by the Legislature of the Chickasaw Nation*, That the County and Circuit Court Grounds and place of holding election in Pickens county, be, and the same is hereby removed to the crossing of

the Old Fort Washita road, on the West bank of Brier Creek, about one-half mile from the present Court Grounds of Pickens county, and shall be called the Pickens County Court Grounds.

*Be it further enacted*, That this act shall be in force from and after the 31st day of October, one thousand eight hundred and seventy, and that the act entitled "An act for removing the Court Grounds of Pickens county," approved August 11th, 1857, be and the same is hereby repealed.

Approved Oct. 4th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER XCVIII.

*AN ACT to amend an act entitled "An Act defining the duties of the National Jailer."*

*SEC. 1st. Be it enacted by the Legislature of the Chickasaw Nation*, That the act entitled "An Act defining the duties of the National Jailer," be amended to read :

It shall be the duty of the National Jailer to preserve and constantly keep all the Capitol furniture in the Capitol, including water buckets, drinking cups, brooms, and other articles purchased for the comfort and convenience of the Legislature and the Courts, during their several session ; and to suffer no person to take them away or injure them, under penalty of forfeiting fifty dollars of his salary for each offence, when the same is proven to the County Court.

*SEC. 2nd. Be it further enacted*, That if any person or persons shall take any property of the Capitol, contemplated in the foregoing Section, from under its roof, for the purpose of private use, he, she or they so offending, shall, upon conviction by the County Court of Tishomingo county, be fined for every such offence in any sum not exceeding fifty dollars, and if the party offending are not able to pay the fine, he, she or they shall be sentenced to imprisonment and labor for any period not exceeding ninety days.

*SEC. 3d. Be it further enacted*, That every person having furniture belonging to the Capitol in possession, such as chairs, tables, water buckets, desks, drinking cups, brooms, &c., are hereby required to deliver all such property to the Jailer, at the Capitol, within fourteen days from the passage of this act, and failing or neglecting to do so, all the Capitol furniture found in any person's possession will be sufficient evidence to the County Court that this act has been violated, and shall be punished accordingly.

*SEC. 4th. Be it further enacted*, That it shall be the duty of the National Secretary to take a list of all the Capitol furniture contemplated in this act, and to turn it over to the Jailer, taking his receipt therefor, and the Jailer shall be accountable for all the property of the Capitol, and shall turn it over to his successor in office, taking a receipt therefor, transmitting the accountability perpetually to the incumbent in office.

Approved Oct. 4th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER XCIX.

*AN ACT in relation to Bribery.*

*SEC. 1st. Be it enacted by the Legislature of the Chickasaw Nation*, That from and after the passage of this act, every citizen of this Nation shall

be disqualified to hold any office or place of honor, trust or profit under the Constitution of the Chickasaw Nation, who shall be convicted of bribery, or be accessory thereto by giving or offering to give any money, article of value, office, or place of honor, trust or profit, with or without emoluments, to procure his own election or appointment to office, or any other person's election or appointment to office, within the limits of this Nation; and shall also be subject to imprisonment in the National Jail with hard labor, for any period not exceeding six months, at the discretion of the District Court of the county where the bribe or offer of bribe may have been given or attempted.

SEC. 2nd. *Be it further enacted*, That if any officer of the Chickasaw Nation shall take any bribe from any person for the purpose of neglecting his duty, or causing a delay, evasion, or perversion of law or justice, the officer so bribed, as well as the person bribing, shall be subject to the penalties in the first Section of this act, and on conviction thereof shall be punished accordingly.

SEC. 3d. *Be it further enacted*, That if any citizen shall bribe or cause to be bribed any jury, either whole or in part, so as to obtain a false verdict, or cause the jury to disagree, the person or persons so bribing, together with the jury, either whole or in part, so bribed, shall come under the penalties of the first Section of this act, and be punished accordingly.

SEC. 4th. *Be it further enacted*, That if any District Attorney or attorney *pro tempore*, of the Chickasaw Nation, or any Supreme or District Judge thereof, shall be charged with bribery, in writing duly sworn to, he shall be suspended by the Governor from his official duties, until the case is decided by impeachment at the succeeding Legislature, and if the impeachment is sustained, he shall be punished according to the penalties of the first Section of this act.

SEC. 5th. *Be it further enacted*, That if any Clerk of any Court of this Nation shall take a bribe for the purpose of falsifying any judgment, decree, writ, process, or any other proceedings of any Court of this Nation, he shall, on conviction, be punished as is provided for in the first Section; and the person bribing or attempting to bribe a Clerk, or any other officer of this Nation, shall, on conviction of the crime, be punished agreeable to the first Section of this act.

Approved Oct. 4th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER C.

AN ACT to punish persons decoying Scholars from school, &c.

SEC. 1st. *Be it enacted by the Legislature of the Chickasaw Nation*, That from and after the passage of this act, it shall be unlawful for any person or persons to decoy any scholar or scholars from school, or to use immoral or indecent behavior in or about any school within the limits of this Nation, under the following penalties: If any person or persons shall decoy any scholar or scholars from school, against the consent or wishes of the parent or guardian, or person sending such scholar or scholars to school, he, she or they shall, on conviction by the County Court of the county where the offence shall have been committed, be fined in any sum not exceeding fifty dollars. But should the person or persons so offending not

be able to pay the fine, he, she or they shall be imprisoned with hard labor for any term not exceeding three months, at the discretion of the Court.— Should any person or persons be guilty of any immoral conduct or indecent behavior in any school of this Nation, or about any school thereof, he, she or they shall, upon conviction before the County Court of the county where the offence shall have been committed, be fined or imprisoned, as the case may be, under the provisions of this Section.

SEC. 2nd. *Be it further enacted*, That it shall be the duty of Sheriffs or Constables to arrest all offenders violating the foregoing Section, and carry him, her or them before the County Judge for trial, or put the party in jail, as the case may be, until the trial can be had. Should any trustee of schools, teacher, or other person, inform the County Judge, that such an offence has been committed, it shall be his duty to order the Clerk of his Court to issue a writ of arrest for such person or persons violating this act, and bring him, her or them before the Court for trial.

Approved Oct. 4th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER CI.

AN ACT to prohibit the collection of National Revenue or other Tax, without authority.

SEC. 1st. *Be it enacted by the Legislature of the Chickasaw Nation*, That from and after the passage of this act, every citizen of this Nation is hereby prohibited from collecting any Revenue of the Chickasaw Nation, or cause it to be collected, either whole or in part, by collusion, misrepresentation or otherwise, without the sanction of law or the proper authority.

SEC. 2nd. *Be it further enacted*, That if any citizen or citizens of the Chickasaw Nation shall collect any revenue or other tax belonging to it, or cause it to be collected, either in whole or part, without lawful authority, shall be deemed guilty of fraud, and on conviction thereof by the District Court of the county where the fraud has been committed, he or they shall be sentenced to receive fifty lashes on the bare back, six months imprisonment with labor, and be fined five hundred dollars, for the first offence; and for the second and every succeeding offence, he or they shall receive one hundred lashes, and be imprisoned one year with labor, fined one thousand dollars, and be disfranchised.

SEC. 3rd. *Be it further enacted*, That the citizen or citizens defrauding, shall be liable to the person or persons defrauded for the whole amount of damages occasioned by the committal of such fraud; and the District Court shall have jurisdiction in the case, and if the citizen or citizens are not able to pay the damages to the party injured, he or they, after conviction, shall be punished by the penalties of the second Section, for the first or second offence, as the case may be.

SEC. 4th. *Be it further enacted*, That the person or persons defrauded shall not thereafter be exempt from paying Revenue tax to the proper officer, and it shall be collected and receipted for the same as if the fraud had not been committed; and all prosecutions against citizens for offences committed under this act, shall be commenced within two years from the time the offence was committed; and failing in this, succeeding prosecution shall be void.

Approved Oct. 4th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER CII.

AN ACT *authorizing the repairing of Academies in the Chickasaw Nation.*

1st. *Be it enacted by the Legislature of the Chickasaw Nation,* That there shall be appointed by the Governor, two competent persons, citizens of the Chickasaw Nation, to act as a committee on the repairing of the following named academies: Wah-pah-nuk-ka Institute, situated in Pontotoc county; C. M. L. Academy, situated in Tishomingo county, and Lebanon Institute, situated in Pickens county.

2nd. *Be it further enacted,* That said committee shall thoroughly examine and agree as to the extent of repairing that will be necessary upon each of said academies, and shall advertise the letting of the contract to the lowest bidder in one or more public places in each county, and one newspaper published in Sherman, Grayson county, Texas, for at least one month, stating at what time (day and hour) bids will be open, and all bids to be directed to said committee at Tishomingo City postoffice, marked: "*Sealed Proposals for repairing Academies in the Chickasaw Nation.*"

3rd. *Be it further enacted,* That said committee be authorized to receive bids for the repairing of one and all of said academies, and shall have the right to reject any and all bids deemed too high.

4th. *Be it further enacted,* That the said committee shall be authorized to receive the work when done; *provided, however,* that the work is done in a good substantial manner, and in accordance with their advertisement, and shall give to the contractor or contractors a certificate of the completion of said contract, and upon presentation of said certificate the Legislature shall make the necessary appropriation to pay it.

5th, *Be it further enacted,* That the said committee shall receive for said services, the sum of fifty dollars (\$50) each, and the Auditor is hereby instructed to issue his warrant on the Treasurer for that amount, as soon as said work is done.

Approved Oct. 5th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER CIII.

*Be it Resolved by the Legislature of the Chickasaw Nation,* That the National Treasurer of the Chickasaw Nation shall have the right to reserve a sufficient amount of money that is now in his hands, to pay off members, &c., of the present session of the Legislature, and that the National Secretary is hereby directed to inform the National Treasurer of this resolution.

*Further Resolved,* That the balance of the money left on hand shall be paid to the Schools and National officers *pro rata.*

Approved Oct. 5th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER CIV.

AN ACT *relating to driving Stock through the Nation.*

*Be it enacted by the Legislature of the Chickasaw Nation,* That the act entitled "An act in relation to persons driving stock through the Chickasaw Nation," be and the same is hereby amended so as to read:

That any person or persons wishing to drive cattle, horses or mules

from the State of Texas or elsewhere, through the Chickasaw Nation, shall be required to pay over to the person or persons appointed and commissioned by the Governor of the Chickasaw Nation, the sum of twelve and a half cents (12½) per head for said stock driven into the Chickasaw Nation; said collectors, when appointed, shall, when stock is driven into the Nation, present his authority to the managers of said droves of cattle, horses or mules, and demand the said tax of twelve and a-half cents (12½) per head, and when collected shall give a receipt to said drover or drovers and shall retain two and a-half cents (2½) of said tax of twelve and a-half cents (12½) for his services, and pay over to the National Treasurer the balance, viz: ten cents (10), and shall take a receipt from the Treasurer for the same, and turn said receipt over to the Governor for him to hold against said Treasurer.

*Be it further enacted*, That the Governor shall appoint a collector in each county in the Nation, who shall give a bond of (\$500) five hundred dollars with approved securities, to the County Judge, for the faithful performance of their duties, and that they will turn over to the Treasurer quarterly the said ten cents (10) per head for all stock driven through the Nation, collected by them.

*Be it further enacted*, That all laws or parts of laws conflicting with this are hereby declared repealed.

Approved Oct. 5th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER CV.

*List of the Members of the House of Representatives, with Number of Days that each one served at the Regular Session, September 5th, 1870.*

1	Lewis Newberry,	thirty one days	\$186,00
2	Abijah Colbert,	twenty-one "	126,00
3	Joel Kemp	thirty-one "	186,00
4	John Turnbull,	" "	186,00
5	John McKinney,	" "	186,00
6	Judson D. Collins,	" "	186,00
7	Bradford Johnson,	" "	186,00
8	Harris Greenwood,	" "	186,00
9	Daniel Saffron,	" "	186,00
10	John Smith,	" "	186,00
11	Dr. Ishtimaiischer,	eleven "	66,00
12	Elijah Brown,	thirty-one "	186,00
13	Dr. Allen,	" "	186,00
14	John Ishtah,	" "	186,00
15	Willis Dickerson,	" "	186,00
16	Simon Keel,	" "	186,00
17	Thomas H. Benton,	" "	186,00
18	William Hawkins,	" "	186,00
19	Joseph James in place of Dr. Ishtimaiacher,	16 days.	96,00
20	Ben Kemp, Clerk of the House,	thirty one days	186,00
21	Humphreys Colbert, interpreter,	" "	186,00

22	Hochubby, sergeant-at-arms, twenty-six " . . . .	156,00
23	Gabriel Wolf, sergeant-at-arms, thirty-one " . . . .	186,00
24	Levi Colbert, serg't in place of Hochubby, 5 days . . . .	30,00
	Total amount . . . . .	\$3852,00

I do certify that this is a correct list of the members, and the time each one served. October 5th, 1870.

BEN KEMP, Clerk of House.

*List of Senators, September 5th, 1870.*

1	Captain Thomas Parker, thirty-one days, . . . . .	\$186,00
2	Wm. McLish, " " . . . . .	186,00
3	Lem. Reynolds, " " . . . . .	186,00
4	William Kemp, " " . . . . .	186,00
5	Nelson Ohigly, " " . . . . .	186,00
6	C. A. Burris, " " . . . . .	186,00
7	Captain Hotbliche, nineteen " . . . . .	114,00
8	Captain J. E. Anderson, three " . . . . .	18,00
9	Overton Love, thirty-one " . . . . .	186,00
10	George Washington, " " . . . . .	186,00
11	Lafayette Mosley, " " . . . . .	186,00
12	Wilson Frazier, " " . . . . .	186,00
13	Cornelius McGee, twenty-seven " . . . . .	162,00
14	Josiah Brown, secretary, three " . . . . .	18,00
15	Ben C. Burney, secretary, twenty-five " . . . . .	150,00
16	John Alberson, sergeant-at-arms thirty-one days . . . .	186,00
17	Hickutubby, sergeant-at-arms " " . . . .	186,00
18	Colbert Carter, clerk financial committee, 14 days . . .	84,00
19	Joseph James, " " " 7 " . . . .	42,00
20	Cyrus Harris, Interpreter for Senate, 18 days . . . . .	108,00
21	Westley Parker, clerk school committee . . . . .	121,00
22	C. P. H. Percy, clerk of law committee . . . . .	156,00
23	Joel Kemp, Interpreter, Tishomingo county, 2 days . . .	6,00

Approved Oct. 5th, 1870.

W. P. BROWN, Governor C. N.

## CHAPTER CVI.

### *General Appropriation Bill of the Regular Session of the Legislature of the Chickasaw Nation.*

SEC. 1st. *Be it enacted by the Legislature of the Chickasaw Nation,* That the sum of (\$73,881 58) seventy-three thousand eight hundred and eighty-one dollars and fifty-eight cents, be, and the same is hereby appropriated out of any money not otherwise appropriated, now in the hands of the National Treasurer, or which may hereafter come into his hands, belonging to the Nation, for the purpose of paying the salaries of the National officers, for the fiscal year ending September 1st, 1870, and the United States Scholars, and also to pay the Neighborhood School expenses for the year ending July, 1870, and for the payment of several small claims allowed by the Financial Committee, as per schedule here with attached.

SEC. 2nd. *Be it further enacted,* That owing to an insufficiency of money in the National Treasury to pay off all the officers of the Nation, and the

claims allowed by the Financial Committee of the present session of the Legislature, the National Treasurer shall pay out what money he may have on hand *pro rata*; and the Auditor of Public Accounts is hereby authorized to issue his warrants on the Treasurer to the persons, and for the amounts herein specified in the preceeding part of this act, and the same shall be his vouchers for the several amounts herein appropriated, to the authorities of the Chickasaw Nation.

Approved Oct. 5th, 1870.

W. P. BROWN, Governor C. N.

FINANCIAL COMMITTEE ROOM, September 22, 1870.

*To the Honorable Members of the Senate and House of Representatives of the Chickasaw Legislature.*

GENTLEMEN:—We, the undersigned committee, to whom was referred the financial accounts of the Chickasaw Nation, would most respectfully make the following report and recommend the payment of the following claims, examined and allowed by the committee:

In the first place, the committee has carefully examined the account and disbursements of Holmes Colbert, and are unable to discover that any intentional fraud was made or attempted to be practiced upon the Chickasaws, and are satisfied that an error alone can be found in his report of 1869, and upon a close examination of said report and vouchers, it will be clearly shown that the disbursements were in accordance with said report, and no attempt to withhold or misapply any of said funds, calculated to defraud the Nation. In accordance with the supplemental report of Holmes Colbert to this committee, in which said error has been acknowledged, it will be found that Mr. Latrobe, with whom the Chickasaw Legislature made a contract in relation to the back annuities which accrued during the late war, by reason of said error, did not refund as was intended the whole amount of \$100,000, but only a part, say \$20,681 24, leaving a ballance of \$79,318 76 yet unpaid; for which his agent has guaranteed that all mistakes *can* and *will* be corrected to the entire satisfaction of the Chickasaw people, and that a sufficient sum of said back annuities are yet due to make said settlement.

We would also report that we have examined the books, accounts, and report of J. D. Harris, ex-Treasurer of the Chickasaw Nation, and find by his receipts and disbursements that the total amounts received from different sources (except the county funds), is \$267,396 86, and the total amount of disbursements is \$235,469 35, which should leave a balance of \$31,927 51 in the Treasury. In his report to the Legislature he reports the amount to be \$30,302 46 in the Treasury, a difference of \$1,625 05.—The Treasurer elect, John E. Anderson, reports to the committee, (which is respectfully submitted,) that said J. D. Harris turned over to him, \$27,065 73 in U. S. currency, and a promissory note of Capt. Olmstead, U. S. Agent for Choctaws and Chickasaws, for \$444 89, and his order on the Auditor of Public Accounts for his warrant for \$600 00 for his services as Treasurer, making the total amount turned over to said J. E. Anderson, \$28,110 62, leaving a deficiency of \$3,816 89 for which he and his securities are bound.

We would respectfully report the following claims allowed, (viz:)

Witness Fees of Pontotoc county.....	\$23,20
Milton Brown, for building school house.....	400,00
Milton Brown, boarding scholars, September, 1868.....	10,00
Building Joseph Seely school house.....	426,75
Winchester Colbert, borrowed money.....	120,00

Edwin Nail, misregister, three persons.....	45,00
Jackson Kemp, for two certificates for interpreting at Rock Springs court.....	9,00
C. P. H. Percy, two certificates as Attorney General in Pontotoc county, July Term, 1870, and prosecuting and conviction of Hemen.....	35,00
C. P. H. Percy, services as Attorney General in Tishomingo county, prosecution and conviction of Gibson...	60,00
Zach Colbert, board of prisoners, Hotamby, Hammon McGee and Haner Brown.....	81,00
J. E. Anderson, interpreter, Tishomingo Court.....	3,00
J. G. Smith, three jury tickets.....	9,40
Dr. Murray, misregister 10 persons, 1867.....	150,00
Captain Hothliche, registering 966 persons, 1870.....	96,60
Wm. Kemp, registering 799 persons, 1870.....	79,90
G. B. Hester, witness in favor of Ruddy Pasubby, Pontotoc county.....	2,50
Selin Iah-huntubby and child, misregister in 1867—1870..	54,00
Nicholas Iah-huntabby, misregister 1867—1870.....	27,00
Mary Anderson, misregister 3 persons, 1867—1870.....	81,00
Holmes Colbert, certificate in favor of Ben Kemp for services as Attorney General, April Term District Court, 1870, Tishomingo county.....	25,00
Holmes Colbert, two jury tickets.....	5,00
Wm. Harney; board of prisoner 4 days.....	4,00
do do do do 6 do.....	6,00
Cyrus Harris, interpreter, called session, May 1870.....	24,00
C. Carter, clerk of committee, May, 1870.....	24,00
Bond Underwood, board prisoners, Pontotoc county.....	11,00
Harris Greenwood, board of prisoners, 39 days.....	39,00
Elijah Brown, services five days at annuity.....	7,50
Jesse Chomutty, " " " ".....	7,50
Lewis Parker, " " " ".....	7,50
Jerry Brown, " " " ".....	7,50
Houston Brown, " " " ".....	7,50
Joe James, " four " ".....	6,00
Harris McClain, " five " ".....	7,50
Bond Underwood, " " " ".....	7,50
Te-ho-tubby, " two " ".....	3,00
Geo. W. Boyd, " five " ".....	7,50
Wm. Kemp, claim of Hopiatubby.....	5,50
Geo. W. Harkins, services as District Attorney, Pontotoc county, June Term, 1870.....	25,00
A. Rennie, prisoner board per Zach Colbert.....	28,00
A. Rennie, account, stationery.....	43,37
Jesse Tiner, witness fees, 1866.....	26,80
Capt. Welch, claim per Ben Kemp, services Att'y Gen'l '65.	25,00
Capt. Welch, claim per Ben Kemp, Dis't Att'y, March 1866	25,00
Jack Kemp, interpreting at District Court in Panola county, 1869, October Term.....	6,00
Wm. Kemp, ditto, June Term, 1870.....	6,00
Cyrus Harris, (in favor of Sam Ned).....	12,00
Betsy, Rufus and Peter, of Capt. Hoyubby's company,	

for misregister.....	36,00
S. D. James, registering 1120 persons in Choctaw Nation and Pickens county .....	112,00
Jesse Paul, jury ticket, per Doc. Thompson.....	14,00
Robert Garner, jury ticket, per Doc. Thompson.....	7,50
Charles Rooks, certificate of H. Colbert, interpreter at District Court, July and April Term, Pontotoc county..	18,00
Charles Rooks, per J. D. Collins, ditto .....	9,00
To-war ne, misregister in 1867.....	15,00
Claybourne Immarhotiche, for registering 1708 persons in Pontotoc county.....	170,80
Capt. Hothliche, for registering 1164 persons in Choctaw Nation.....	116,40
Wm. Kemp, for services as District Attorney, Panola county, April, 1870.....	25,00
C. A. Burris, witness fee.....	3,30

We would also report that the report of the Auditor of Public Accounts in regard to the indebtedness of the Chickasaw Nation up to the end of the present fiscal year, has been submitted to the committee, and examined, and would respectfully herewith submit it for your information and consideration. All of which is most respectfully submitted.

AUDITOR'S OFFICE, TISHOMINGO CITY, C. N., Aug. 31, 1870.

To His Excellency, Cyrus Harris, Governor C. N.

SIR—I beg leave to make this my annual report from this office, showing the indebtedness of the Chickasaw Nation, for the fiscal year ending 31st day of August, 1870. 1st, the National officers, jury and witness fees, and the expenses of the extra Session of the Legislature of May, 1870, and Neighborhood School expenses, viz :

Governor's Salary.....	\$1,500,00
National Secretary.....	800,00
Attorney General.....	600,00
National Treasurer.....	600,00
National Auditor.....	600,00
District Judge.....	600,00
3 Supreme Judges, \$300 each.....	900,00
4 County Judges, \$400 each.....	1,600,00
4 District Clerks, \$400 each.....	1,600,00
1 Supreme Clerk.....	200,00
4 Sheriffs, \$600 each.....	2,400,00
8 Constables, \$400 each.....	3,200,00
National Jailor.....	500,00
Governor's Expressman.....	100,00
Superintendent of Public Instructions.....	1,500,00
Jury and Witness Fees.....	3,550,00
Expenses extra Session of Legislature, May, 1870.....	700,00
	\$20,950,00

The Neighborhood School expenses, per report of Hon. Geo. D. James, Superintendent, viz: The Neighborhood School expenses amount to..... 21,391,93

There are twenty-five scholars who have been sent outside of the limits of the Chickasaw Nation, who are entitled to the benefit of the existing Neighborhood School law. Total amount of expenses not carried for want of proper certificates, as per report of Hon. Geo. D. James, Superintendent. Amount total, \$42,341 93. Total amount of deposit in the Treasury is \$29,000 00, as per report of National Treasurer, which will leave a balance against the Nation of \$13,341 93. All of which is most respectfully submitted for investigation.

WM. P. BROWN, Auditor Public Accounts, C. N.

Approved Oct. 5th, 1870.

W. P. BROWN, Governor.

EXECUTIVE OFFICE,  
TISHOMINGO CITY, CHICKASAW NATION. }

*I do hereby certify*, that the within are true copies of the acts and resolutions of the Chickasaw Legislature, the original copies of which are now on file in this office.



Given from under my hand and Seal of Office, this the 20th day of July, A. D. 1871.

**JOSIAH BROWN,**  
*National Secretary, Chickasaw Nation.*

**PUBLISHED BY AUTHORITY OF THE CHICKASAW NATION,**  
**BY JOSIAH BROWN,**  
**WHO WAS APPOINTED AND COMMISSIONED FOR THAT PURPOSE.**



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