

LAWS AND JOINT RESOLUTIONS
OF THE
CHEROKEE NATION,

ENACTED BY

THE NATIONAL COUNCIL

DURING THE

REGULAR AND EXTRA SESSIONS OF 1884-5-6.

Published by authority of the National Council.

E. C. BOUDINOT, JR., PRINTER.
TAHLEQUAH, CHEROKEE NATION.

1887.

AN ACT AUTHORIZING THE COMPILATION OF
THE LAWS OF THE CHEROKEE NATION
FOR THE YEARS 1884, 1885, & 1886.

SECTION 1. Be it enacted by the National Council: That the Principal Chief be and he is hereby authorized to nominate two competent persons who shall be confirmed by the Senate, one to collect and compile the laws of the Cherokee Nation for the years 1884, 1885, and 1886, now in force, and the other to translate the same into the Cherokee language. It shall be the duty of the compiler to classify and arrange, under appropriate heads, all enactments of the National Council for the years 1884, 1885 and 1886, pertaining to a particular subject, embraced in one Act, as far as practicable, the original Acts and amendments thereto, and omit all acts that have been repealed or have become inoperative by ceasing to be applicable to existing affairs, and to prepare an index to the same.

SEC. 2. The work above required shall be commenced and accomplished as soon as practicable, and when completed, submitted to and approved by the Principal Chief. The publication of the laws, as contemplated in this Act, shall be let to the lowest responsible bidder, and the Principal Chief is hereby authorized and directed to advertise in the CHEROKEE ADVOCATE and the St. Louis GLOBE-DEMOCRAT, a paper published in the city of Saint Louis, Mo., for not less than 30 days, stating as near as possible the amount of work and the manner in which it shall be done.

SEC. 3. Sealed bids or proposals of parties wishing to compete for the publication of the laws, as is provided for in this Act, shall present them (be presented) to the Principal Chief, at the Executive Office, in the town of Tahlequah, C. N., on or before the 1st day of April, at noon, 1887, when such bids shall be opened and read aloud for the information of all concerned.

The work contemplated in this Act, is to compile and translate correctly, publish in book form on good paper, with paper bound backs, with leather corners, to the number of One Thousand copies in the English language, and One Thousand in the Cherokee language, as speedily as it can be done; and the Principal Chief is hereby authorized to draw preferred warrants, not to exceed eight hundred dollars, upon the National Treasurer, when the work is finished and approved, to liquidate the expenses of said publication.

SEC. 4. The compensation of the Compiler and Translator of the laws, as provided in this Act, shall be the sum of two hundred dollars each, when their work, as heretofore defined, shall be completed and approved; Provided, That the said entire work shall be done, approved, and made ready for publication on or before the 1st day of April 1887, and the Principal Chief is hereby authorized to draw warrants accordingly.

Approved December 20, 1886.

[NOTE.] Pursuant to the above act, W. P. BOUNDNOT was appointed and confirmed as "Compiler," and J. L. SPRINGSTON as Translator.

L A W S

OF THE

C H E R O K E E N A T I O N ,

ENACTED DURING THE REGULAR AND SPECIAL SESSIONS OF THE
NATIONAL COUNCIL IN THE YEARS 1884-5-6.

—o—

PENAL LAWS.—1885.

AN ACT to prevent the shipment of game beyond the limits of the Cherokee Nation.

Be it enacted by the National Council, That it shall be unlawful for any citizen of this Nation to ship or transport in any manner beyond the limits of the Cherokee Nation, for the purpose of trade or commerce, any game, either dead or alive, such as deer, quails, or prairie chickens and ducks, or to sell the same to any non-citizen inside the Cherokee Nation.

Every person found guilty of violating any of the foregoing provisions of this Act, shall be deemed guilty of a misdemeanor and be subject to a fine of not less than Two Hundred dollars for every offense, or imprisonment in the National Prison for a period of not less than one year in default of payment of said fine; one-fourth of said fine to go to the solicitor of the District, and one-fourth to the sheriff of the District, and the remainder to be turned into the National Treasury.

It is also hereby made the duty of the sheriffs to seize any non-citizen together with arms, ammunition, and means of transportation, and deliver the same to the U. S. Agent and request him to remove such offender beyond the limits of this Nation or turn them (him) over to the U. S. Marshal to be dealt with as violating the law regulating trade and intercourse with Indian Tribes.

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

Approved November 28, 1885.

AN ACT in relation to firing woods, marshes, or prairie.

Be it enacted by the National Council, That if any person shall set on fire, between the first day of August and the first day of March, any woods, marshes, or prairies, such person shall pay a fine of five hundred dollars and be imprisoned not less than six months nor more than twelve months, one-half of said fine to go to the informer in case of conviction, and twenty-five percent of the remainder to the solicitor of the District prosecuting the same.

Be it further enacted, That in case a non-citizen is detected in the act of setting out fire as above described, the Sheriff of the District or other officer authorized to act shall arrest and take such person or persons, together with whatever property they may have, to the U. S. Agent and turn them over to said Agent with a report of the crime charged, together with all damage caused by said fire being set out, and

that the Agent be asked to have them prosecuted in the Courts having jurisdiction over them, to the fullest extent of the law.

Be it further enacted, That when an offense shall be committed against this act by a hireling with the consent or by command of his employer, such employer shall be liable in the same manner and to the same extent as if the act had been committed by himself.

Be it further enacted. That if two or more persons shall wish to burn off any woods, marshes, or prairies for the benefit of such (their) neighborhood, they shall give notice of such intention to those concerned in the immediate vicinity at least one day before such burning; and if a majority of those living contiguous thereto shall consent to the same, and said persons shall use all due caution to prevent damage thereby, such persons shall not be liable to the foregoing sections of this Act.

Approved December 1, 1885.

AN ACT to make it penal for any citizen to skin dead cattle other than his own.

Be it enacted by the National Council, That any citizen of this Nation who shall, without the express consent of, or previous understanding with, the owner, shall skin or flay dead cattle of any number whatsoever, or in any whatsoever place or condition found, or shall cause the same to be done by others, or shall give his consent or advice to any other person to skin or flay such dead animal or animals not his own, shall

be deemed guilty of a misdemeanor, and on conviction by the proper Court, be fined in a sum not less than twenty-five dollars nor over fifty dollars, or upon failure to pay such fine, be imprisoned for a term not less than one month nor more than three months.

Any non-citizen being guilty of the crime herein declared, it shall be the duty of the Sheriff or Solicitor of the District wherein such offense may be committed, to report such non-citizen to the United States Marshal, or to any one of his deputies. Any non-citizen, resident in this Nation, who shall violate the provisions of this Act shall have his permit revoked and never thereafter be allowed to reside in this Nation under authority of its laws.

Approved December 5, 1885.

PENAL LAWS.—1886.

AN ACT authorizing the sale and shipment of lumber.

SEC. 1. Be it enacted by the National Council, That from and after the passage of this act it shall be lawful for any citizen of this Nation to saw and ship, beyond the limits of the Cherokee Nation, lumber upon the conditions hereinafter set forth.

SEC. 2. Before the sale to any citizen of the United States, or the shipment beyond the limits of the Cherokee Nation, the owner or manufacturer of sawed lumber or timber shall notify the clerk of the District in which it is sawed or cut, who is hereby authorized to measure any such timber to be sold as above or shipped out of the Nation, and to grant a permit to

the owner, stating the quality and kind to be shipped; and such owner or manufacturer shall be required to pay the Clerk for such permit the following rates on quantity to be sold or shipped out of the Nation:

On cottonwood, \$1.00 per thousand feet.

On pine, oak, and ash, \$1.00 and ten hundredths of a dollar per thousand feet.

On walnut, \$4.00 per thousand feet.

On cord-wood, 10cts. per cord.

SEC. 3. Every person violating the provisions of the foregoing section of this act, shall, upon conviction before the Circuit Court of the District where the offense was committed, be fined in a sum not less than five hundred dollars nor more than one thousand dollars, or be imprisoned not less than six months nor more than one year, and, in default of payment, to be both imprisoned and fined at the discretion of the Judge.

SEC. 4. All laws or parts of laws conflicting with this act are hereby repealed: Provided, no person shall be authorized to sell wood or other sawed timber from the public domain, except within the lawful limits of his or her improvement.

Provided further, That all revenue derived from this source shall be placed to the benefit of the School Fund.

Approved December 4, 1886.

[NOTE.—The above act went into effect March 16, 1887.]

AN ACT creating Public Roads or Highways.

SEC. 1. Be it enacted by the National Council, That for the purpose of the better improvement of the roads or public high-ways of this Nation, the Judges of the District Courts of the several Districts of this Nation, are hereby authorized to locate public roads or high-ways within the limits of their respective Districts in the way and manner hereinafter provided.

SEC. 2. That upon application by petition to the District Judge of not less than ten citizens, residents of the neighborhood wherein any public road is sought to be located, and not less than thirty days before the holding of the next regular term of the District Court, setting forth their reasons or the necessity for a public high-way through their neighborhood, beginning and terminating at certain points in the District, the Judge, upon hearing said petition in open Court, and being satisfied of the necessity of a public high-way as prayed for, shall by order of the Court locate and declare said road a public high-way.

SEC. 3. It shall be the duty of the Judge of the District Court to appoint three suitable persons to lay off and mark out each public road by him located, and said persons shall not lay off or mark out any road through the farm or enclosure of any citizen without such citizens consent.

SEC. 4. It shall be the duty of the Judge of the District Court to define certain boundaries along said roads wherein all persons living are liable to work upon said roads.

SEC. 5. It shall be the duty of the Judge of the District Court to appoint some suitable person as Overseer of each public road within the District, whose duty it shall be to warn, at least three days before the day fixed for work upon said road, all persons liable by law to work upon public roads within his boundary as fixed by the Court, to appear on a certain day, and at a certain place, and bring the tools as required by the Overseer, for the purpose of work upon said road.

SEC. 6. All male persons between the ages of eighteen and fifty-five years, who have resided within the boundary in which they are warned to work ten days previous to the time they are warned, shall be subject to work on any public high-way within the respective boundaries in which they reside.

SEC. 7. All persons who are unable to perform labor by reason of physical disability, shall be exempted working on any road.

SEC. 8. No person shall be compelled to work upon public high-ways more than ten days in any one year, nor more than four days at any one time or in any one month.

SEC. 9. Each person liable to work on public roads or high-ways, who shall furnish a substitute who is accepted by the overseer, or who shall pay to the overseer one dollar per day, in lieu of the time such person is liable to work upon a public road, shall be exempted, and discharged from work or labor on all roads or highways for so much of the time as he is

warned, and liable to work, as he shall pay (for), or his substitute shall labor.

SEC. 10. All moneys paid to any overseer of roads under the preceeding section shall be faithfully applied by him for the improvement and repairing of public high-ways in his boundary, with the approval of the District Judge.

SEC. 11. All persons subject to work on public high-ways, shall labor in accordance with and under the direction of the Overseer of the road, for the boundaries in which they are liable to work.

SEC. 12. If any person subject to road duty who shall have had at least three days actual notice according to this Act and failed or neglected to pay for the full time he is lawfully warned to work, and shall refuse or neglect to attend by himself, or substitute to the acceptance of the Overseer by whom he shall have been lawfully warned. on the day and at the time and place directed by said Overseer, shall, upon complaint of the Overseer before the District Court in the way and manner provided for by civil actions at law, and upon conviction, be liable to pay in good and lawful money of the United States, or National warrants or certificates, a fine of one dollar per day together with the costs of suit.

SEC. 13. All non-citizens who are males, residing under permits according to the laws of the Cherokee Nation, between the ages of eighteen and fifty-five years, shall be liable to road duty in the same way and manner as citizens, and upon failure of the same shall

be, by the Overseer in whose boundary such non-citizen may reside, reported to the Judge of the District Court, who shall by order in open court, revoke the permit of such non-citizen, and report them (him) to the Solicitor as an intruder; and no other permit shall be issued to said non-citizen, so reported as an intruder.

SEC. 14. It shall be the duty of the District Clerks to keep a correct record of all public roads, and of all persons liable to serve on said roads, which list shall be furnished the Clerk by the road Overseers.

SEC. 15. Any Overseer of public roads who shall neglect or refuse to perform all the duties required of him under the preceding sections as Overseer of public roads, shall, upon the complaint of the persons residing in the boundary of said Overseer to the Solicitor of the District, shall be proceeded against by said Solicitor in the manner as provided for civil actions at law, and upon conviction shall be liable to pay in good and lawful money of the United States, or National certificates or warrants, the sum of twenty-five dollars for each and every failure,—said twenty-five dollars to be applied as provided for by Section 10 of this Act.

SEC. 16. No person shall be allowed to alter or change the location of any public road without petitioning the District Judge therefor, who shall, if the reasons set forth in said petition be sufficient, order the road to be changed; and any person who shall alter, change, or obstruct any road declared to be a public road by the Court, shall be deemed guilty of a misdemeanor,

and upon conviction by the District Court, be fined not less than ten, nor more than twenty-five dollars, and in default of payment shall be imprisoned for any term not exceeding thirty days, at the discretion of the Presiding Judge.

SEC. 17. That all laws or parts of laws conflicting with this Act are hereby repealed.

Approved December 4, 1886.

AN ACT to amend (the Act entitled "Dangerous Weapons,") Section 88. Art. 19, Chap. 12, Compiled Laws.

(NOTE.—The entire Section as amended is printed.)

SEC. 88. Every person, a citizen of this Nation, who shall in any way carry arms of any kind whatever, or who shall have on or about his person any dirk, bowie knife, pistol, revolver, slung shot, metal knuckles, or other dangerous arm or weapon, except a common pocket knife, unless for the purpose of hunting game, or upon a journey, or in pursuit of fugitives from justice, or in the discharge of duty by virtue of a legal summons, shall forfeit such arms or weapons to the Nation, and be fined in any sum not less than twenty-five dollars nor exceeding one hundred dollars, and in default of payment be imprisoned for any term not less than three months nor exceeding six months, or be both fined and imprisoned at the discretion of the Court having jurisdiction. Provided, that any officer charged with the execution of this Act, who shall fail to report any violation of this Act (coming) to his

knowledge to the Solicitor of the District, shall be summarily removed from office, and any Solicitor of a District failing to report the same to the Grand Jury, after being so informed, shall be removed from office likewise.

Approved (as amended) December 20, 1886.

GENERAL LAWS.—1884.

AN ACT relating to the Male and Female Seminaries.

Be it enacted by the National Council, That from and after the close of the present term of school at the Male and Female Seminaries, all persons desirous of having their children admitted into the primary department of these institutions shall go before the District Clerk of the District wherein they reside and make a sworn statement that there is no public school in the neighborhood in which they live, and that they are unable to pay for the board of their children, and, on the presentation of such certificate to the stewards such children shall be admitted; and no class of children except boarders, primaries, and day children, shall be admitted. Provided, that the primaries shall be apportioned among the Districts as follows:

Canadian,	-	-	-	5	Girls and 4 Boys.
Sequoyah,	-	-	-	4	" " 3 "
Coowescoowee,	-	-	-	8	" " 8 "
Saline,	-	-	-	4	" " 3 "
Deleware,	-	-	-	7	" " 8 "
Tahlequith,	-	-	-	7	" " 7 "
Flint,	-	-	-	4	" " 4 "
Going Slake,	-	-	-	6	" " 7 "
Illinois,	-	-	-	5	" " 6 "
*	*	*	*	*	* * *

Be it further enacted, That the Medical Superintendent shall examine the sanitary condition of the Male and Female Seminaries at least once a month and report to the Stewards thereof, whose duty it shall be to carry into effect such recommendations as said Medical Superintendent may make, and said report of Medical Superintendent shall be published in the CHEROKEE ADVOCATE.

Be it further enacted, That from and after the passage of this Act, the High Sheriff shall cause the convicts of the National Prison to chop the wood at the Male and Female Seminaries, after the same has been hauled from the woods, into such lengths as the Stewards may direct, and to perform such other labor as may be required in repairing grounds around said Institutions. He shall also cause said convicts to dig one well at the Male and one at the Female Seminary. Provided, That such tools and material as are commonly used in digging wells shall be furnished by the Stewards and charged to the current expense fund of these Institutions.

Approved November 21, 1884.

AN ACT authorizing the Home Board of Missions of the Presbyterian Church to re-establish the old Mission Station of old Park Hill Mission Station.

Be it enacted by the National Council, That the Board of Home Missions of the Presbyterian Church be and it is hereby authorized to establish a Mission Station and school—at or near Park Hill in the Cherokee

Nation, for the purpose of educating and improving the children and people of said Nation.

Provided, That not exceeding three acres of land shall be allowed for the use and occupancy of said station: And, Provided further, that if at any time, said Board shall withdraw from said station or cease to carry on the work among the Cherokees for which this privilege is granted, the said station shall revert to the Cherokee Nation.

Be it further enacted, That the Principal Chief is hereby authorized to appoint two suitable persons, citizens of the Nation, to act in connection with such persons as may be named by the Board of Home Missions of the Presbyterian Church, to locate and define the limits of the Station hereby authorized to be re-established.

Approved November 25, 1884.

AN ACT to amend An Act in relation to public printing, (allowing the Auditor until October 20th to make his report.)

Be it enacted by the National Council, That the Act in relation to public printing, approved December 11, 1883, be amended in the second (Section or clause) after the words "and all officers failing to make their annual reports to the Principal Chief on or before October 10th," by inserting the following words:

"Except the Auditor of Public Accounts, who shall have until October 20 of each year to make and complete his Annual Report to the Principal Chief."

Approved November 26, 1884.

AN ACT adopting the laws as published under authority of an Act of the National Council, approved December 8, 1883.

Be it enacted by the National Council, That the laws, as published under authority of the Act of the National Council approved December 8, 1883, be and the same are hereby approved as the laws of the Cherokee Nation in accordance with said Act.

Approved November 28, 1884.

IN RELATION to the publication of the CHEROKEE ADVOCATE.

* * * * *

Be it further enacted, That from and after the publication of this Act, the pay for subscriptions and advertisements in the CHEROKEE ADVOCATE shall be invariably in advance.

* * * * *

Approved December 5, 1884.

AN ACT in relation to Prison Guards.

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Be it further enacted, That the High Sheriff is hereby forbidden to hire or employ other than the guards above provided for (10 in number) "to act as police or for guards in the town of Tahlequah."

* * * * *

Approved December 6, 1884.

AN ACT protesting against the grant of any part of the Cherokee domain to private persons or Corporations by Congress.

Whereas, At the last session of the Congress of the United States, the said Congress did bestow upon two Railway corporations named respectively the "Gulf, Colorado, and Sante Fe," and "Southern Kansas," Railway Company, a portion of our common domain and the right to build their respective roads and erect on our lands certain buildings and improvements without securing the assent of the National Council, or making an agreement therewith, as to the disposition of our property ; therefore,

Be it enacted by the National Council, That believing our common property cannot be taken or given to any private corporation of persons of any State of the United States, and that in this view of the question we are fully sustained by decisions of the Courts having reference, in principle, to like matters, and believing that the United States cannot sustain, legitimately, such contracts for such purposes or in such a manner, we do by this Act, file our solemn protest against any and all such encroachments on our rights of property.

Be it further enacted, That this Act is and shall be part and parcel of the instructions to the Delegation.

Approved December 12, 1884.

SUPPLEMENTAL ARTICLES to the "Compact" between the Creeks and the Cherokees, agreed upon by the Delegates of the respective Nations, at Muscogee I. T., in convention called by Principal Chiefs of the said Nations on the 7th day of October, 1884, to-wit :

1st. The provisions of the Compact entered into at Tahlequah, Cherokee Nation, on the 3rd day of July 1843, between the authorities of the Cherokee, Creek, and Osage Nations, are hereby renewed and re-affirmed.

2nd. That so much of the laws of the Muscogee Nation as in their operation or enforcement, subject to seizure and confiscation the property of any citizen of the Cherokee Nation, shall be and remain suspended so far as such Cherokee citizen is concerned, until the first day of August, 1885; and the owners of such property, unless otherwise authorized by the laws of the Muscogee Nation to longer remain within the limits of said Nation, shall be allowed until that time to dispose of or remove their houses or other property without said Muscogee Nation.

But in case such persons, at the expiration of such time, shall have failed to dispose of or remove their property, the same shall be subject to be disposed of according to the provisions of law relating thereto in force in the Muskogee Nation.

3rd. That remedy at law for the recovery of any debt or the enforcement of any contract, or to secure any right or demand held by the citizen of one Nation against a citizen of the other Nation, or a citizen of

the same Nation residing in the other Nation, shall be the same in all respects as between citizens within their own Nations—the object of this provision being to open the courts of the two Nations fully to the citizens of each.

4th. The legislative authorities of the two Nations, parties to this Compact, may regulate by law the time, manner, and conditions upon which the citizens of the Nations may be allowed to reside temporarily within its limits for the purpose of trade, stock raising, farming, or for other business or pleasure; and certificates signed by the Principal Chief and attested by the seal of the Nation to which the person availing himself of the benefit of any law regulating such privileges, (belongs) shall be taken and held as “prima facia” evidence of the citizenship of such person.”

Be it enacted by the National Council, That the Articles supplementary to the Compact of 1843 between the Cherokees, Creeks, and Osages, four in number, agreed to by and between Delegates of the Cherokee and Muskogee Nations respectively, at Muskogee I. T., on the 9th day of October, 1884, and submitted by the Delegates through the Principal Chief to the National Council of the same for their decision in regard thereto, as the said supplementary articles are embraced and set forth in the above copy thereof, be, and the same are hereby ratified and declared to be in full force and effect as a part of the Compact between the two said Nations, from and after the date when the said Articles, so hereby ratified, shall be confirmed by the National

Council of the Muskogee Nation, as jointly recommended by the said Delegation of the two Nations, and submitted for that purpose.

Approved December 13, 1884.

AN ACT authorizing the organization of a company for the purpose of finding Petroleum or Rock Oil, and thus increasing the revenue of the Cherokee Nation.

Whereas, The Cherokee Nation has surface indications within its boundaries, of Rock Oil or Petroleum, which might produce a considerable revenue to the Cherokee Nation if any persons could be induced to develop it, and

Whereas, it is expensive to sink prospecting wells to a depth sufficient to test the question of its existence in paying quantities, and no one has ever done so for that reason, and it is necessary to offer proper privileges to justify any one in risking the large amount of money necessary to test the question, and

Whereas, it is of importance to the Cherokee Nation to produce it, if it exist, and thus add to its revenue,

Wherefore, be it enacted by the National Council, That any responsible citizens of the Cherokee Nation may associate themselves into a company for the purpose of finding Petroleum under conditions hereinafter imposed, with such name and by-laws as they may choose, so they be not inconsistent with the laws and constitution of the Cherokee Nation; and the first responsible citizens, presenting their application after

the approval of this Act to the Principal Chief, shall be authorized by him to prospect for this product under conditions imposed in this Act.

Be it further enacted, That no improvements of any citizens shall be trespassed on, in any manner whatever, without their free and written consent, nor shall citizens be interfered with in their free use of the Natural Oil Springs.

Be it further enacted, That in case said company fail to find oil in paying quantities, it shall have no claims against the Nation, either as a company or individuals, for the losses of money, material, labor, etc., incurred in the attempts to find it; Provided, however, they shall have the right of removing all the apparatus used in working for it.

Be it further enacted, That if oil be found, such company shall pay to the Cherokee Nation five per-cent of the product at the place of production or the market value thereof, as the National Council may direct; and the Nation shall have the right of appointing officers to see that it is correctly measured; that said company shall render every month a full account of the production of oil to the Treasurer of the Cherokee Nation, and pay to him the royalties due—said payments to begin when oil shall be first found; that in employing labor the company shall give preference to Cherokee citizens when qualifications are equal; the revenue derived from this source shall go to the school funds or as the National Council may direct; and in case said company succeed by their enterprise, work and expenditure, in

finding oil in paying quantities within the limits of the Cherokee Nation, it shall be protected by having the exclusive right of producing oil therein, of transporting the same to any suitable point for shipment, and of refining it—which is hereby granted.

The said company shall give a bond, to the satisfaction of the Principal Chief, for the faithful payment of the revenue to the Treasurer as herein provided for, and shall be governed by the terms of the law governing those licensed by the Treasurer so far as not inconsistent with this Act.

Be it further enacted, That said company shall not prospect or mine for any other minerals whatever, and if successful in finding oil, shall furnish Cherokee citizens for actual use, in quantities not less than one barrel, at the lowest market value; and such company shall begin to work within one year from the approval of this Act, otherwise, all the rights herein granted shall be null and void.

The time for which the privileges herein granted shall extend, shall be as fixed by law as to Treasurer's licenses in Sec. 86, Art. 18, Chap. 12, Revised Code of 1880.

Approved December 13, 1884.

GENERAL LAWS.—1885.

AN ACT authorizing the Circuit Judges to hold Special Terms of Court for the trial of Civil Cases.

Be it enacted by the National Council, That the Judges of the Circuit Courts be and they are hereby

authorized to hold Special Terms of Court for the trial of Civil cases left untried on the docket at the expiration of the regular Terms of the Circuit Courts of each District.

[NOTE.—No additional pay allowed for such special terms.]

Approved November 29, 1885.

AN ACT amending Chapter 12, Article 14, Section 2, in relation to hiring citizens of the United States or foreigners as laborers.

Be it enacted by the National Council, That Chap. 12, Art. 14, Sec. 2, be and is hereby amended as follows: That the words "one dollar" be stricken out and the words "fifty cents" be inserted in lieu thereof.

Approved December 1, 1885.

AN ACT granting certain privileges to the Presbyterian Board of Home Missions.

Be enacted by National Council, That the Presbyterian Board of Home Missions be and they are hereby granted the privilege of maintaining a school in Tablequah with privilege of erecting such buildings as may be necessary for the successful operation of the school and for the comfort of any children that may be placed in their charge for the purpose of educating them: Provided, That this shall not be construed as granting them any right to land.

Be it further enacted, That any buildings erected under this Act shall be held by a Board of Trustees

(citizens of the Cherokee Nation) and subject to the use and occupancy of the Board of Home Missions or its Missionaries so long only as they be needed and used in the operation of the school herein authorized.

Approved December 5, 1885.

- AN ACT granting to Henry Eiffert, D. W. Lipe, and J. S. Stapler, the privilege of erecting Telephone lines in the Cherokee Nation.

Whereas, It is of importance to the Executive Department to have rapid communication with the Union Agency at Muskogee, and with the city of Washington, District of Columbia, as well as of value to the citizens of Tablequah and Fort Gibson to be able to inform themselves readily of the condition of the stock and produce markets of the states, and

Whereas, The erection of a Telephone line does not interfere in any manner with the improvements of citizens, and

Whereas, No one could afford to build such a line without protection for his enterprise by the National Council, therefore,

Be it enacted by the National Council, That Henry Eiffert, D. W. Lipe, and J. S. Stapler, shall have the right to erect a Telephone line from Tahlequah towards Muscogee as far as the jurisdiction of this Nation extends, and no one shall interfere in any manner with said line, but said Henry Eiffert, D. W. Lipe, and J. S. Stapler, shall have the exclusive right in the Cherokee Nation on the route herein provided for, during the

period of twenty years, and the Principal Chief is hereby authorized and directed to issue them a Charter.

Be it further enacted, That said Henry Eiffert, D. W. Lipe, and J. S. Stapler, shall make quarterly reports to the Treasurer of the Cherokee Nation, setting forth the gross receipts of said Telephone line and shall pay to said Treasurer one-fourth of one per-cent of such receipts for the benefit of the school fund.

Be it further enacted. That said Telephone line shall not interfere in any manner whatever with the improvements of citizens of this Nation without their free and written consent.

Be it further enacted. That said Telephone Office shall be open to the public use at such reasonable rates as may be fixed by supply and demand published in a schedule of prices.

Be it further enacted, That any person or persons molesting the poles or wires or offices, shall be deemed and held to be guilty of malicious trespass with penalties provided in Section 62, Page 108, Code of 1880.

Be it further enacted, That the said Telephone line to be put in operation within Twelve months from the passage of this Act.

Approved December 5, 1885.

AN ACT Incorporating the Town of Webbers Falls,
Canadian District, Cherokee Nation.

Be it enacted by the National Council, That the Town of Webbers Falls, Canadian District, is likewise incorporated under the same conditions, with the same

rights, privileges, and restrictions as provided in the Act incorporating the Towns of Fort Gibson and Downingville.

Approved December 5, 1885.

Transferring proceeds of the the Kansas Strip to the General Fund.

* * * * *

“Provided further, That the Treasurer be and he is hereby directed to place the proceeds of the sales of the Strip lands in Kansas to the credit of the General Fund.”

Approved December 5, 1885.

JOINT RESOLUTION NO. 7.

Be it Resolved by the National Council, That the proceedings of the Delegates for the Choctaw, Chickasaw, Muskogee, Cherokee, and Seminole Nations, in Convention assembled at Eufaula, Indian Territory, on the 15th day of June, 1885, and as attested by the signatures of S. H. Bengé, President, and G. W. Grayson, Secretary, of said convention, be and the same are hereby approved and ratified.

Be it further resolved, That the Principal Chief is authorized to appoint a delegation of persons to attend and represent the Cherokee Nation at the reassembling of said convention on the 10th inst.

Be it further resolved, That said delegation are authorized and empowered to enter into such agreements and stipulations with the delegates representing

the before named Nations as may seem best calculated to secure the harmony, cement the friendship, protect the interests, promote the welfare, and unite in closer bonds the said Nations, upon terms not inconsistent with the tribal rights and privileges now guaranteed to them under their treaties with the United States.

Approved December 8, 1885.

Locating the Offices of Principal Chief and Board of Education in the Capitol Building.

* * * * *

Be it enacted by the National Council, That the three rooms on the south side of the Hall be appropriated to Executive use, and that the Board of Education shall occupy the main room now occupied by the Executive, and the Auditor the small room adjoining, known as the "Chief's private room;" and the Principal Chief is authorized to use a sufficient sum of the contingent Fund, appropriated for the Executive Department for this year, to fit the three above designated rooms for the transaction of Executive business.

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Approved December 10, 1885. •

In regard to the management of the Insane Asylum.

* * * * *

Be it further enacted, That the Steward, under the direction of the Medical Superintendent, shall, at least once a week have scoured and cleaned up the building, and have it kept in a clean and healthful condition, and

that the Steward be further required to see that the inmates are bathed regularly and furnished clean clothes as often as required to keep clean or at least once a week.

Be it further enacted, That the inmates of the Institution be furnished with wholesome food, warm clothing, and bedding.

Be it further enacted, That the Steward shall be liable to suspension if he violates any of the provisions of this Act, upon charges preferred by any responsible person who shall substantiate such charges to the satisfaction of the Principal Chief.

Approved December 12, 1885.

In relation to the High Schools and Orphan Asylum.

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Be it further enacted, That the teachers of the Male and Female Seminaries and Orphan Asylum are hereby required to pay at the rate of five dollars per month for the board of each member of their families at said Institutions.

Be it further enacted, That instead of monthly statements of the current and contingent expenses of the Male and Female Seminaries and of the Orphan Asylum, and requisitions and settlements for the same, the said statements, requisitions and settlements shall be quarterly, or at periods of three months. The manner heretofore prescribed and in use in regard to said statements, requisitions, and settlements with the Stewards of the Male and Female Seminaries and the

Superintendent of the Orphan Asylum shall remain as heretofore in disposing of the same, with the above change from monthly to quarterly periods.

Be it further enacted, That the purchase of supplies for the said Seminaries and Orphan Asylum shall be at wholesale rates, and at either St. Louis, Kansas City, or Chicago; such as groceries for general use, and supplies for the Primaries of the Male and Female Seminaries, and for the orphans at the Orphan Asylum, in quantities for a supply of three months. For beef, pork, bacon, flour and corn meal, contracts shall be entered into in the usual manner of receiving bids and awarding contracts, by the Stewards of said Seminaries and Superintendent of the Orphan Asylum. The bids for said articles of supply, and contracts awarded, shall be examined and approved by the Board of Education, who may withhold their approval of the contracts entered into by said Stewards and Superintendent, should they or a majority of them deem the contract improper and not in accord with the comfort and interest of said Institutions.

* * * * *

Be it further enacted, That the Superintendent of the Orphan Asylum shall be ex-officio President of the Faculty of teachers of the Orphan Asylum, and shall have the assignment of all duties in the same, whether as teachers or otherwise.

Approved December 12, 1885.

AN ACT expressing the gratification of the Cherokee

for the appointment of Hon. R. L. Owen as United States Agent.

Whereas, A U. S. Agent for the Five Civilized Nations has been selected from the limits of those Nations, thus choosing one whose future life is identified with the country and whose intimate acquaintance with the people and their needs peculiarly fit him for valuable service as such, and,

Whereas, The Agent thus chosen is connected with the Cherokee people by blood and justly stands as an exponent of Indian integrity, capacity, and energy, and,

Whereas, We deem his appointment a substantial recognition of the Indian Territory and a precedent worthy to be sustained, therefore,

Be it resolved by the Senate and Council, That the Cherokees cordially endorse and approve the appointment of Robert L. Owen as U. S. Indian Agent for the Five Civilized Nations, as a man of unquestionable integrity, capacity, and energy, and as (a) fit representative of the Indian Territory in the Federal service, and who will make the United States Government a faithful and efficient officer, and that our thanks are hereby tendered the Government for its action in his appointment.

Approved December 12, 1885.

Requiring collecting Officers to register Certificates of service.

* * * * *

Be it further enacted, That all officers of the Cherokee Nation charg'd with the collection of revenue, or with the receipt of money on account of the Cherokee Nation in any way, and receiving National Certificates therefor, shall be required to register the same in the office of the Auditor; and all certificates rejected and not comparing on being received by the Auditor shall be, in such amount as is rejected by the Auditor, deducted from the salary or pay of the officer so receiving such certificates.

* * * * *

Approved December 14, 1885.

GENERAL LAWS.—1886.

Dissenting to and protesting against the Act of Congress granting right of way to the Southern Kansas Railway through the Cherokee Nation.

Whereas, The Congress of the United States on July 4th, 1884, passed an Act entitled "An Act to grant the right of way through the Indian Territory to the Southern Kansas Railway Company," thus purporting to give, grant and convey, of the lands of the Cherokee Nation held by it as a body politic by title in fee simple from the United States, to a private Corporation or Company of the State of Kansas, certain portions of our Territory without having the consent of the Cherokee Nation: and

Whereas, By all the Treaties of the Cherokee Nation with the United States, the Cherokee Nation is recognized to have the right to govern the persons and;

property of its own people; and especially by the 5th Article of the Treaty of 1835, it is provided that the United States "shall secure to the Cherokee Nation, the right by their National Councils to make and carry into effect all such laws as they may deem necessary for the government and protection of the persons and property within their own country, belonging to their people or such persons as have associated themselves with them," and,

Whereas, The United States asked the Cherokee Nation, when the Treaty of 1866 was made, that they grant certain rights of way, and by the Eleventh Article of said Treaty said Nation granted the right of way to two railways through the lands of the Cherokee Nation, together with other privileges thereto belonging, and has in no former instance attempted to take its property without its consent, and,

Whereas, The United States authorities have not asked the Cherokee Nation to grant such additional rights, and the Cherokee Nation has not granted them or consented to such disposition of its property for the benefit of a corporation, and,

Whereas, The said Southern Kansas Railway Company presente in the Interior Department of the United States on the 18th day of December, A. D., 1885, a plat or map of twenty-five miles of the main branch, claiming under said Act the right to build said road, which plat was accepted, subject to this right of the Indians, on the 14th day of January, 1886; and said Company also filed a plat of the branch line of twenty-

five miles in addition, on the 12th day of March 1886, and thus propose, under the terms of the before mentioned Act of Congress, to take possession of our property according to its terms, and,

Whereas, The Delegation of the Cherokee Nation duly authorized, to-wit: L. B. Bell and J. G. Schrimsher, Delegates, and Wm. A. Phillips, Special Agent and Counsel, did file in the Office of the Secretary of the Interior, on the 8th day of July 1884, the protest of the Cherokee Nation against any step in the direction of recognizing the right of said railway company to take possession of such property of the Cherokee Nation, or build such road, and further, against receiving the sum of fifty dollars per mile for a franchise worth more than ten times that amount, and notifying the Secretary not to receive any such sum on behalf of the Cherokee Nation: and,

Whereas, The sum of fifty dollars per mile is altogether inadequate as a price for such a privilege, that the building of a railroad interferes with, and causes great damage to grazing and stock interests, for which our lands are largely valuable, and the privilege is worth not less than five hundred dollars per mile, and that such sum would not fully compensate for the damages done to the Cherokee Nation, and

Whereas, Said Act of Congress in all its parts which proposes to give the property of the Cherokee Nation or any part thereof without a judicial determination to any person or Company, is not only a violation of Treaties, but of all law and equity, as [it] is the taking

of any portion of our lands without the grant or consent of the legislative Council of the Cherokee Nation; now therefore,

Be it enacted by the National Council, That the Cherokee Nation hereby dissents from the proposition or the right to dispose of its property under the terms of an Act entitled "An Act to grant the right of way through the Indian Territory to the Southern Kansas Railway Company, and for other purposes," approved July 4th, 1834, and also dissent from the allowance of fifty dollars per mile as a payment for the right of way for the said road under said Act, and further protest and dissent from any action by said Company or any other person or persons, to take possession of or use any lands or property of the Cherokee Nation, without its consent lawfully obtained, or in any other manner so to take or use the property of the Cherokee Nation.

SEC. 2. Be it further enacted, That the Principal Chief shall certify this action to the Secretary of the Interior, and place this, our dissent and protest, on file in the proper Departments of the government of the United States, and give notice thereof to all whom it may concern.

Approved April 14, 1836.

AN ACT to provide for the Revision of the laws, and for other purposes.

Be it enacted by the National Council, That the Principal Chief shall, with the advice and consent of the Senate, appoint two suitable persons, whose duty

shall be to revise and compile the existing laws of the Cherokee Nation, and in case of death or otherwise, the Principal Chief shall have the power to fill the vacancy. It shall be the duty of the Commission to embody all Acts pertaining to any one subject in one Act, and omit all laws that have become inoperative or been repealed. They shall thoroughly classify the Acts and prepare an index to the same, and present the whole Code to the National Council for its inspection by the first Monday in November 1886, to be accepted or rejected by it, in manuscript.

Be it further enacted, That the Commission shall each receive a compensation of three dollars and fifty cents per day out of the General Fund, and the Principal Chief shall issue preferred warrants for the same, while actually engaged in said work above specified.

Be it further enacted, That before entering upon this work, the Commission shall be qualified to perform their duties faithfully and impartially, as this law directs.

Approved April 21, 1886.

AN ACT amendatory of Chapter 3, Article 5, Section 51 of the Compiled laws of the Cherokee Nation, relating to Juries.

Be it enacted by the National Council, That at all special terms of the District and Circuit Courts, for the trial of criminal cases, where there shall be more than one case to be tried, there shall be eighteen names drawn and summoned, according to Chapter 3, Article 5, Section 51, of the Compiled laws, who shall serve as a

general panel for the term, and any twelve of whom, not disqualified or otherwise engaged upon a jury, shall constitute the legal twelve from whom the six select jurors shall be selected in the manner provided by law; Provided, the first twelve named on the jury list, not otherwise disqualified, shall constitute the legal twelve to try the first case called, and announcing his or her readiness for trial during the term; and provided further, that all jurors shall receive two dollars for each day's services as juror.

All laws or parts of laws conflicting with this Act are hereby repealed.

Approved April 21, 1886.

Construction of the rights of Cherokee Citizenship, as designed to be conferred upon Freedmen and friendly Indians by the 9th and 15th Articles of the Treaty of 1866.

Whereas, Section 20th of Art. 3 of the Constitution vests the sole power of construing treaty stipulations in the National Council, acting in behalf of this Nation as one of the parties to any treaty, and,

Whereas, Pursuant to this "power," the National Council did on the 26th day of November A. D. 1866 construe certain provisions of the Treaty of 1866, relating to free colored persons and freedmen formerly slaves of Cherokee citizens, and contained in the 9th Article of said Treaty—as well as relating to friendly Indians who might be settled east of 96° of West longitude according to Article 15th of said Treaty—by

declaring such free colored persons, freedmen, and friendly Indians citizens of this Nation the same as Native Cherokee residents and adopted whites, but omitted to define and construe what rights and privileges did attach to such citizenship as then understood and intended to be conferred and vested, and what rights were reserved by the Nation making such grant, therefore,

Be it enacted by the National Council, That the phrase "all the rights of Native Cherokees," as used in the 9th and 15th Articles of the Treaty of July 19, 1866, between the United States and this Nation, is hereby construed to mean the individual rights, privileges, and benefits enjoyed by white adopted citizens of this Nation, before and at the making of said Treaty, and who had been by law admitted to "all the rights of Native Cherokees"—civil, political, and personal, as subjects of the Cherokee Nation of Indians—without acquiring any right or title to the Cherokee Domain, or to the proceeds thereof when made subject to a division among those to whom such domain had been conveyed—all the right to the lands then held and owned by this Nation, and to the principal of the proceeds thereof when realized, being reserved by and to the original Cherokee owners, as in the case of white adopted citizens, as aforesaid, subject to be conveyed or granted only at the option of said owners, or for value received according to agreements provided to made with friendly Indians in conformity with the 15th Article of said Treaty.

Be it further construed and declared, That agreeably to such understanding of the 15th Article of said Treaty—the value of the lands west of the Arkansas river having not been computed when ascertaining the just proportion of money to be paid by the Delewares and Shawnees when admitted as citizens of this Nation—said Tribes were, when adopted, and now are entitled to the above defined civil, political, and personal rights of individual citizens as subjects of this Government, with such right to the National domain and funds as were by them, or either of them, paid for, as per agreement made in conformity with said 15th Article; and that any just title to the Cherokee lands west of 96°, or to the principal of any of the proceeds thereof, was not by them purchased, nor been by them acquired since.

Be it further construed and declared, That in pursuance of the aforesaid understanding of this Nation, the free colored persons and freedmen, described in the 9th Article of said Treaty, were admitted to, and are now entitled to, those rights of “Native Cherokees” as had been and were, when the said Treaty was made, previously held and enjoyed by Native Cherokees and adopted whites as equals before the law as hereinbefore defined; and that, like the adopted whites who had been granted all the rights of Native Cherokees as citizens of this Government, yet had been excluded from Per Capita payments of money realized by this Nation from the sale of land, the said colored persons and freedmen did not acquire, by the use of the phrase “all

the rights of Native Cherokees," any individual or other title to the Cherokee domain or any other part of the same other than the use thereof in common with all other citizens, nor to the benefit of the proceeds thereof except such benefit as was or might be provided to be conferred by investments of such proceeds and expenditure of the interest by the Cherokee Government for the benefit of all citizens alike.

Approved April 27, 1886.

AN ACT making an appropriation to furnish Capitol Building.

Be it enacted by the National Council, That there be and is hereby appropriated the sum of One Thousand dollars out of any money belonging to the General Fund for the purpose of buying and furnishing the Senate and Council Chambers with appropriate chairs and desks and other necessaries.

Be it further enacted, That the work shall be under the immediate control and supervision of the Principal Chief, provided, that the Principal Chief make a detailed report of the funds expended to the National Council at its next regular session.

Approved November 12, 1886.

AN ACT allowing the Methodist Episcopal Church South the use and occupation of One Hundred and Sixty acres of land.

Whereas, The 14th Article of the Treaty of 1866 entered into between the United States and the Cher-

okee Nation provided for the use and occupation of land by different religious denominations for Missionary and educational purposes, now therefore,

Be it enacted by the National Council, That the amount of One Hundred and sixty acres of land be set apart upon the public domain of the Cherokee Nation for the use and benefit of the Methodist Episcopal Church South, for missionary and educational purposes, in accordance with the 14th Article of the Treaty of 1866 between the United States and the Cherokee Nation.

Be it further enacted, That the Principal Chief be and he is hereby required to appoint three suitable persons who, in company with three other persons to be designated by said Methodist Episcopal Church South, shall be fully authorized to locate one hundred and sixty acres of land where they may see fit, so as not to interfere with the rights of any Cherokee citizen "nor public reservation," and report the same to the Principal Chief with an accurate description of the bounds and location of the same, to be filed with the National records.

Approved November 23, 1886. •

AN ACT authorizing the Clerk of the Supreme Court to collect and transcribe in one or more volumes, the decisions of the Supreme Court, etc.

SEC. 1. Be it enacted by the National Council, That the Clerk of the Supreme Court be and he is hereby directed to examine, assort, and properly file, all

the papers in the cases heretofore tried by the Supreme Court—showing the nature of the case, names of the parties, with the date thereof, and district in which it originated, and collect and transcribe in one or more volumes all the decisions of the Court, made in all the cases heretofore before the Court, and to properly index the same. After transcribing the decisions as above, he shall carefully compare each copy with the original, and at the end of the volume enter a certificate that he has so compared them and that they are true copies of the originals, copies of which may be used in the Courts of this Nation the same as the originals.

SEC. 2. Be it further enacted, That the sum of five hundred dollars is hereby appropriated out of the General Fund, and the Principal Chief is hereby authorized to draw a warrant in favor of the Clerk, to pay him for said work.

Approved November 23, 1886.

AN ACT authorizing the Home Board of the Presbyterian Church to re-establish a Mission School at Old Dwight Mission in Illinois District.

Be it enacted by the National Council, That the Home Board of the Presbyterian Church of the United States of America, be authorized to re-establish a Mission School at Old Dwight Mission, in Illinois District, C. N., and to have the use and occupancy of land not to exceed thirty acres.

Be it further enacted, That the grant made to said "Home Board of the Presbyterian Church," by an Act

of the National Council approved December 4th 1885, authorizing the said Home Board of the Presbyterian Church to locate a school and church at Childers' Station, Sequoyah District, C. N., is hereby repealed.

Provided, That this Act shall not take effect until said Home Board of the Presbyterian Church signifies its acceptance of this Act by filing the same in the office of the Principal Chief.

Approved November 29, 1886.

AN ACT providing for a delegation to Washington, D. C.

Be it enacted by the National Council, That there be appointed by the Principal Chief, in accordance with Section 3, Article 6, of the Constitution, a Delegation of two persons to represent the interests of the Cherokee Nation before the Government of the United States, at Washington City, District of Columbia.

Approved December 1, 1886.

AN ACT providing for the building of a west wing of the Orphan Asylum.

Be it enacted by the National Council, That the Board of Education is hereby authorized and required to have a west wing built to the Cherokee Orphan Asylum, similar to the east wing now there, of the following dimensions:—

Width of the wing 24 feet—length 71 feet—highth 35 feet—51 windows—nine rooms and three halls—a porch 8 feet wide, 71 feet long, and 12 feet high—porch

roof tinned and supported by 6 full and 2 half columns, wing roof hipped—shingled, and with heavy cornice supported by 38 brackets—tinned—box gutter.

Said building to be let by contract by Board of Education, after ninety days advertisement in the CHEROKEE ADVOCATE, to the lowest responsible bidder through sealed bids. Said contractor to give bond and security for the faithful compliance with said contract in a sum equal to the amount of said contract—said bond to be executed with Board of Education, and shall stand good until said building is received by said Board of Education.

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Approved December 3, 1886.

Defining the Scholastic year of the High Schools and providing for a supply of fuel.

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Be it further enacted, That the School year of the two High Schools, Male and Female Seminaries, shall consist of two terms, one of twenty weeks, and the other of sixteen weeks; the summer term to begin the second Monday in February in each year and consist of twenty weeks, and the winter term to begin on the last Monday in August and consist of sixteen weeks.

Be it further enacted, That the Stewards of the Male and Female Seminaries are hereby required to furnish fuel for necessary use of said schools by contract in the same manner that other supplies are furnished by said Stewards, to the lowest responsible

bidder after an advertisement in the CHEROKEE ADVOCATE for a period of 30 days—said fuel to be furnished by the High Sheriff as usual until said contracts are let by the said Stewards—the money to be paid by the Stewards as the fuel is furnished, and a voucher to be kept by the Stewards showing the delivery of the same by the contractor.

From and after the passage of this Act it shall become in full force and effect, and all laws or parts of laws conflicting are hereby repealed.

Approved December 3, 1886.

ACT approving the Compact entered into at Eufaula, Creek Nation, March 15, 1886, by the Nations and Tribes parties thereto—and making an appropriation to pay Delegates to the Convention to meet at Eufaula, C. N., the 1st Monday in June, 1887.

Be it enacted by the National Council, That the Compact entered into between the Creeks, Choctaws, Chickasaws, Seminoles, and Cherokees, commonly known as the "Five Civilized Tribes," and the Caddoes, Iowas, Delawares, Kiowas, Commanches, Kechies, Wichitas and Towaconias, at Eufaula in the Creek Nation, on March 15th 1886, be and the same is hereby approved and ratified by us as a party thereto, and the Principal Chief is hereby directed to certify our action in the premises to the parties signing the agreement.

Be it further enacted, That the sum of five hundred dollars or so much thereof as is necessary, is hereby appropriated out of any money in the General

Fund not otherwise set apart, for the purpose of paying the expenses of the Delegates to the next International Council to meet at Eufaula on the first Monday in June 1887.

Approved December 4, 1886.

Further defining the duties of Editor of CHEROKEE ADVOCATE.

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Be it further enacted, That the Translator of the CHEROKEE ADVOCATE shall hereafter be under the control of the Editor, and the said Editor shall be responsible for any failure of the said Translator to discharge the duty of his office or failure to furnish at least eight columns of Cherokee for each issue of the ADVOCATE.

Be it further enacted, That in his annual Statement the Editor of the CHEROKEE ADVOCATE be required to furnish vouchers in detail for all expenditures of public funds placed in his hands; and all expenditures, whether represented by vouchers or otherwise, not in strict compliance with the law and for the purpose named in the Act of the National Council authorizing the same, or deemed by the Senate Committee, authorized to make settlement, extravagant and unnecessary, shall be deducted from his Salary.

Approved December 4, 1886.

JOINT RESOLUTION NO. 5.

Whereas, The Cherokees regard with deep concern

the repeated efforts of Congress to open to homestead settlement that portion of the country known as Oklahoma, and,

Whereas, It is the sense of the National Council of the Cherokee Nation that the continued agitation of propositions for opening to homestead settlement the said Oklahoma lands as proposed from time to time, constitute a menace, dangerous to the integrity of the Indian Territory and the best interests of all the citizens thereof, and

Whereas, It is the further sense of the Council that the Government of the United States have indicated their abandonment of the policy of settling thereon "civilized Indians and freedmen," as expressly stipulated in the Creek Treaty of 1866, by their action of March 3, 1885, providing a Commission to visit and negotiate with the Creeks for the purchase of said Oklahoma lands for homestead settlement, and by other previous Acts prohibiting the settlement thereof except by special Act of Congress, therefore,

Be it resolved by the National Council of the Cherokee Nation, That it is the sense of this body that the Acts of the Congress of the United States referred to in the foregoing preamble with reference to that portion of the Indian Territory known as Oklahoma, constitute an abandonment on the part of the United States of their original purpose of settling thereon "civilized Indians and freedmen," and consequently a violation of the terms of the Creek Treaty of 1866 relating thereto,

leaving it optional with the Creek Nation to assert their original right and title to said lands.

Be it further resolved, That the Cherokee Nation hereby declares herself in full sympathy and accord with any proper effort that may be made by the Creeks for obtaining full and complete possession of said Oklahoma lands or jurisdiction over the same, and for that purpose, will at all times afford to them any aid that can legitimately be rendered.

Be it further resolved, That the Chief of the Creek Nation be furnished with an authenticated copy of these resolutions by the Principal Chief of the Cherokee Nation as soon after their passage as practicable.

Approved December 4, 1886.

AN ACT providing for the appointment of a Commission to try and determine applications for Cherokee Citizenship.

SEC. 1. Be it enacted by the National Council, That there be and is hereby created a Commission to consist of three persons, citizens of the Cherokee Nation, who shall be nominated by the Principal Chief and confirmed by the Senate, one of whom shall be nominated and confirmed as Chairman. They shall be commissioned by the Principal Chief, and shall constitute a tribunal for the hearing and determining all cases of application for citizenship in the Cherokee Nation, as hereinafter designated. The Commission may prescribe such rules and regulations, not inconsistent with the laws and constitution of the Cherokee Nation, for the

transaction of its business as it may deem necessary. At the preliminary meeting, hereinafter provided for, the Commission shall elect a Clerk, an Interpreter, and a Sheriff, and report such appointments to the Principal Chief of the Cherokee Nation, with the date thereof. Either of said Officers may be removed at any time by any two of the Commission. Any two of the Commission shall constitute a quorum and be competent to try cases, and the decision of the Commission shall be final and conclusive.

SEC. 2. That the Principal Chief is hereby authorized, by and with the advice and consent of the Senate, to appoint an Attorney to represent the Cherokee Nation before the Commission on Citizenship, created by this Act, and whose duty it shall be to support and defend the right of the Nation in all cases that may be brought before it for investigation and adjudication; and the said Attorney for the Cherokee Nation, in the discharge of the duties hereby imposed upon him, shall be required to fully enquire into all applications for citizenship presented to the Commission, before judgment shall be entered upon the same; and in order to enable him to perform such duty he shall have the right to obtain subpoenas and, if necessary, writs to compel the attendance of witnesses that he may have cause to believe are material to the just determination of the case of any person applying for citizenship; to fix with the consent of the Commission a day for the hearing of such case, and the examination and cross-examination of witnesses brought before it, and to do all other acts

proper and lawful to be done, in order to secure the ends of justice in the premises.

SEC. 3. The interpreter shall attend to sittings of the Commission and shall be able to speak the English and Cherokee languages. He shall take an oath to faithfully interpret all matters that may be required of him by the Commission.

SEC. 4. It shall be the duty of the Clerk to attend the sessions of the Commission, to receive and file all applications for citizenship and docket the same, to keep a record of the proceedings of the Commission, with the testimony and decisions in each case, and to issue such processes as may be required of him by the Commission to carry into effect the provisions of this Act. He shall, upon blanks furnished him by the Treasurer, issue certificates for the attendance of witnesses summoned by the Nation, and register and report the same to the Auditor as required by law of the Clerks of the several Districts.

He shall, after the close of the business of the Commission, turn over all the records of his Office to the Executive Department of the Nation for preservation.

SEC. 5. It shall be the duty of the Sheriff of the Commission to serve all processes placed in his hands by the Commission or its officers, to wait upon and preserve order during the session of the Commission, and to prevent any breach of the peace. He may arrest and turn over to the High Sheriff any drunken or disorderly person.

SEC. 6. All the Officers of said Commission shall, before entering upon their respective duties, be sworn to defend the interests of the Cherokee Nation against all fraudulent means to secure the same.

SEC. 7. The Commission, when organized, shall give a hearing to any person applying for citizenship in the Cherokee Nation upon the grounds of Cherokee blood or descent, but such applicant must be a person, or the lineal descendent of a person, whose name appears on the Census rolls of the Cherokees taken by the United States after the Treaty of 1835, and known as the rolls of 1835, and the roll of 1848 known as the "Mullay rolls," and the Census roll of the Cherokees taken by the United States in 1854, and known as the "Sila Roll," and the Census rolls of the Cherokees taken by the United States in 1852, known as the "Chapman rolls," and the Commission shall decide in accordance with the Constitution of the Cherokee Nation conferring upon the National Council the power to readmit persons to citizenship, and with the decision of the Supreme Court of the United States delivered March 1, 1885, in the case of the North Carolina Cherokees vs. the Cherokee Nation.

SEC. 8. The Commission shall, within ten days after their Commissions, hold a preliminary meeting at Tahlequah, and shall, at such meeting, give notice through the CHEROKEE ADVOCATE newspaper for ninety days to all persons who may desire to apply for citizenship in the Cherokee Nation upon the ground of Cherokee blood or descent to present their applica-

tions to the Commission or its Clerk at Tablequal, Cherokee Nation, and such applicant may appear in person or by Attorney, and file with the Commission or its Clerk a statement of his case, giving the names, ages, and sex of applicants, and the name of the person on the rolls hereinbefore referred to, through whom the applicant is descended; and the Commission may receive such applications for six months after the expiration of the ninety days notice provided above, and all persons failing to present their applications within said six months shall be excluded from the benefits of this Act.

The Principal Chief is hereby required to obtain for the use of the Commission authenticated copies of the rolls hereinbefore referred to, from the Department of the Interior at Washington City, D. C., and he may, if necessary, suspend the further sitting of the Commission until the rolls be obtained; and the time of such suspension shall not be computed in the six months provided above for the filing of applications for citizenship; and the sum of seven hundred dollars, or so much thereof as may be necessary, is hereby appropriated out of the General Fund to pay the expenses of such copies.

SEC. 9. The Commission shall have jurisdiction "de novo" in all cases or applications for citizenship by blood or Cherokee descent, wherein such applicants were rejected by any former Commission or Court, but such cases shall be tried as required by the 7th Section of this Act.

SEC. 10. That in all cases where applicants coming before the Commission desire to submit as evidence in

their cases affidavits of persons not resident in the Cherokee Nation, the Court shall require that due notice be given the Nation's Attorney, and copies of the said affidavits submitted to him at the time such notice is given for such action as he may desire to take in reference thereto; and the Court shall have authority to adopt such rules as they may deem advisable in reference to this class of testimony.

SEC. 11. Witnesses subpoenaed and appearing for the Nation shall be allowed two dollars per day for their services, payable in certificates, issued, recorded, and reported by the Clerk of the Commission.

SEC. 12. Each of the Commission, the Attorney, Clerk, Interpreter, and Sheriff, shall receive, while in actual service, the sum of four dollars per day; and a sum sufficient to pay the same is hereby appropriated out of the General fund, and the Principal Chief is hereby authorized to draw preferred warrants for the same, upon the sworn statement of each of said persons, approved by the Chairman of the Commission.

SEC. 13. The Commission shall, through the Office of the Principal Chief, and not later than the second Monday in November following the sitting of the Commission, report their proceedings for the information of the National Council.

SEC. 14. Each applicant for citizenship who shall make satisfactory proof to said Commission, according to section 7. of this Act, shall be and is hereby re-admitted to the rights and privileges of Cherokee citizens, under Section 2, Article I, of the Constitution, and shall

be furnished a certificate of such admission, bearing the name and age of each person so admitted, signed by the Clerk, and which shall be endorsed by the Principal Chief with seal of office.

SEC. 15. All applicants for citizenship, resident in this Nation, who shall fail to obtain citizenship as provided in this Act, shall be deemed intruders and be reported to the Principal Chief as such; and the Principal Chief shall proceed to have such intruders, so declared, removed beyond the limits of the Cherokee Nation in compliance with Treaty. Provided, however, that said intruders, so declared, shall have ninety days to dispose of such (their) improvements from date of judgement of said Commission.

SEC. 16. A list of such persons so declared to be intruders shall be furnished the Principal Chief, who is hereby authorized to require the Sheriffs of the several Districts to proceed, after the expiration of the ninety days above provided, to advertise in the usual manner the improvements of said intruders, so declared, for thirty days, and at the expiration of said time such improvements shall be sold at the Court Houses of the District in which the improvement may be located, at the usual hour of public sales, to the highest bidder, for cash or National Certificates, and the proceeds paid to the parties occupying the same, after deducting ten per cent for Sheriff's fees. Provided, that the sales of improvements made under this and the preceding section, shall only be to citizens of the Cherokee Nation, and the title thereto shall only be an occupant

right, and subject to such conditions, restrictions, and limitations as are now, or may hereafter be imposed by the laws of the Cherokee Nation relating to improvements on the Public Domain.

SEC. 17. That the Clerks of the several Districts of this Nation are hereby expressly prohibited from issuing permits to any and all persons declared to be rejected by said Commission, and it shall be the duty of the Principal Chief to remove from office, summarily, any Clerk of a District violating this provision; and the holding of a permit by any one so rejected, shall be "prima facie" evidence of a violation of this Act. Provided, that the Principal Chief is required to furnish the Clerks of the several Districts with a list of all persons rejected by the Commission.

SEC. 18. Whereas, It has been charged that certain parties, to-wit: A. Barker and family, S. H. Payne and family, John O. Cobb and family, Samuel Dollyhite and family, R. A. Prather and family, Angelina Kelly and family, Moses Bell and family, Hannah Flippen, Louisa Flippen, John O. Flippen, Gills Flippen, Bell Z. Flippen, Mary Jane Flippen, Caroline Flippen, Virginia Flippen and Tennessee Flippen, admitted to Cherokee citizenship by former commissions, did obtain by fraud and bribery the decrees of the Commissioners or Courts granting them citizenship in the Cherokee Nation, the Commission herein provided for are hereby directed to summon said persons above mentioned to appear before it and show cause why the decree of said Commissions or Courts shall not be declared null and void on

account of such fraud practised; and upon investigation, should such fraud be proven, the Commission is hereby directed to declare such decrees null and void, and the above named parties shall be, by the Principal Chief, declared to be intruders and removed from the limits of the Cherokee Nation.

Approved December 8, 1886.

AN ACT to repeal Art. 2, Chap. 15, of the Compiled Laws.

Be it enacted by the National Council, That Art. 2, Chap. 15, of the Compiled Laws, the same being an Act entitled "An Act authorizing the Principal Chief to appoint a Commission of two persons to visit the Cherokees of North Carolina for purposes therein stated, be and the same is hereby repealed.

* * * * *

Provided, That all Acts of the National Council inviting the North Carolina Cherokees or any Cherokees east of the Mississippi River to remove to the Cherokee Nation, are hereby repealed.

Approved December 8, 1886.

AN ACT to amend the Act in relation to Stock—Approved December 6, 1883.

Be it enacted by the National Council, That the second Section of the Act of the National Council, approved December 6, 1883, and entitled "An Act in relation to stock passing through and grazing in the Cherokee Nation, and for other purposes," be, and the

said Section is hereby, so amended as to substitute the word and month of "May" in the place of the word and month of "April" where the latter word occurs in the first clause of said Section of said Act.

Approved December 13, 1886.

AN ACT to authorize the Principal Chief to bring suit against the Southern Kansas Railway Company, pursuant to the provisions of an Act of congress approved July 4, 1884, and entitled "An Act to grant the right of way to the Southern Kansas Railway Company, and for other purposes."

SEC. 1. Be it enacted by the National Council, That the National Council of the Cherokee Nation, being one of the Nations or tribes through whose lands the main line and the branch line of the railroad of the said Southern Kansas Railway Company is located in pursuance of an Act of Congress approved July 4, 1884, and entitled "An Act to grant the right of way through the Indian Territory to the Southern Kansas Railway Company, and for other purposes," hereby dissent from the allowance provided for in the fifth Section of said Act, to-wit: „the sum of fifty dollars in addition to compensation provided for in said Act for property taken and damages done by the construction of said railway, for each mile of railway that said railway company may construct in said Territory, said payments to be made in installments of five hundred dollars as each ten miles of road is graded;" and to-wit: The sum of fifteen dollars per annum to be paid by said railway company to

the Secretary of the Interior, for each mile of railway it shall construct in said Territory, so long as said Territory is owned and occupied by the Indians.

SEC. 2. Be it further enacted, That the National Council of the Cherokee Nation hereby dissents from, and rejects as unjust, inadequate, and without the authority of law, the award made by the honorable Commissioners, John M. Galloway, James Bradie, and W. H. Dyer, appointed by the President of the United States to appraise the value and assess the damages of the right of way granted by said Act of Congress to said railway company, said award being under date of September 25, 1886 and in the words and figures following to-wit:

MAIN LINE AWARD.

“In consideration of the premises we do hereby award to the Cherokee Nation as a full allowance for compensation in the matter, the said sum of Three Thousand, three hundred and one and fifty one-hundredths dollars, (\$3,301 51) and order and adjudge that the same be paid to said Cherokee Nation by the Southern Kansas Railway Company, at the time and in the manner and form hereinafter recited.”

BRANCH LINE AWARD.

“In consideration of the premises, we do hereby award to the Cherokee Nation, as full allowance for compensation in this matter, the said sum of Four Thousand and fifty-one and forty-four hundredths dollars, (\$4,051 44) and order and adjudge that the same be paid to the said Cherokee Nation by the said Southern

Kansas Railway Company, at the time and in the manner and form hereinafter recited."

SEC. 3. Be it further enacted, That the Cherokee Nation does not concede to the United States the rightful power, through its constituted authorities, to authorize any private individual or corporation to enter upon, appropriate, and use any lands belonging to said Nation, without first obtaining the consent of the constituted authorities of said Nation; and hereby protests against the action of said Southern Kansas Railway Company in entering upon and appropriating the lands of the Cherokee Nation as an arbitrary and unjust violation of the guaranteed rights of said Nation.

SEC. 4. Be it further enacted, That the Principal Chief be and he is hereby authorized and empowered to proceed, in pursuance of the provisions of the 3rd and 8th Sections of said Act of Congress, and bring suit in the Circuit Court of the United States in and for the Western District of Arkansas, against said Southern Kansas Railway Company, the object of said suit being to vindicate the absolute title of the Cherokee Nation to all lands within her borders and to obtain redress from said Company for such damages as may have been sustained by said Nation by means of the location and construction of said railroad; provided, that nothing herein shall be so construed as an acknowledgement, by the Cherokee Nation, of the right of the United States to appropriate the lands of the Cherokee Nation for the benefit of private corporations without its consent.

SEC. 5. Be it further enacted, That the Principal

Chief be and he is hereby further authorized and empowered to employ suitable Counsel for the bringing and management of said suit on part of the Cherokee Nation.

SEC. 6. Be it further enacted, That for the purpose of defraying the expenses of the suit provided for in the 4th Section of this Act, and paying the Attorney or Attorneys that may be employed in pursuance of the provisions of the last preceeding Section, there is hereby appropriated out of any moneys in the General Fund not otherwise appropriated, the sum of Two Thousand and five hundred dollars; and the Principal Chief is hereby authorized to draw preferred warrants upon the same from time to time as the suit progresses, in favor of said Attorney or Attorneys entitled to the same for their services.

SEC. 7. Be it further enacted, That the additional sum of Two Thousand and five hundred dollars be appropriated out of any moneys belonging to the General Fund, not otherwise appropriated, and placed subject to the order of the Principal Chief, on preferred warrants, to be used in like manner in case of an Appeal, in the prosecution of said suit before the Supreme Court of the United States.

SEC. 8. Be it further enacted, That the Principal Chief be and he is hereby authorized and required to certify the provisions of this Act to the Secretary of the Interior in pursuance of the provisions of the fifth Section of said Act of Congress.

Approved December 17, 1886.

AN ACT in relation to Interpreters for the several Districts.

Be it enacted by the National Council, That from and after the passage of this Act the several Courts of this Nation shall, whenever the presiding Judge may deem necessary, appoint an Interpreter whose pay shall be three dollars for each day of actual service; and said Interpreter shall receive from the Clerk of the District, or the Supreme Court, a certificate of services rendered, which certificate shall be audited and paid as other certificates of service: Provided, that no person holding or having a license to practise law in the Cherokee Nation shall be appointed Interpreter for any of the Courts of this Nation.

Approved December 18, 1886.

JOINT RESOLUTION in regard to the Burgess and Finley claims.

Be it enacted by the National Council, That the claims of Burgess and Finley, as transmitted to the Principal Chief by the United States Indian Agent R. L. Owen, be and the same are hereby declared unjust and without foundation, and the same are hereby repudiated; and the Principal Chief is hereby authorized and directed to ask the privilege of having the Cherokee Nation represented by Attorney in any hearing had by said Agent or other authority of the United States investigating or considering said claims.

Approved December 20, 1886.

AN ACT instructing and empowering the Delegation to Washington, D. C., appointed under an Act approved December 1, 1886.

Whereas, The National Council has passed "An Act" providing for a Delegation at Washington, D. C. approved December 1, 1886, under which a Delegation of two persons has been appointed, consisting of the following named persons: C. J. Harris and H. T. Landrum—to represent the Cherokee Nation before the Government of the United States upon such subjects and with such powers as may be conferred by law: Therefore,

Be it enacted by the National Council, That the before mentioned C. J. Harris and H. T. Landrum be and they are hereby empowered and instructed to proceed without unnecessary delay, before the Government of the United States at the City of Washington D. C., to represent the Cherokee Nation and people before the said Government, and discharge their duties as Delegates aforesaid.

The said Delegation is hereby instructed to protest against, and oppose by all lawful means, the passage through the Congress of the United States, of any bills or measures for the establishment of a Territorial Government for the Indian Territory, or any measures that would weaken or destroy the Government of the Cherokee Nation as guaranteed by the Treaties, or any measure or Act that would throw the Cherokee Nation open or expose it to white settlement; and they are further instructed to resist all bills in Congress to allot

lands in severalty, or make any change in the condition, rights, or interests of the Cherokee Nation or its people until such change shall have been asked for by the Council, as the Treaties between her and the United States direct.

And they are further instructed to aid the other Nations and smaller tribes in resisting encroachments among them, and in thus introducing disturbing elements among them, thus destroying the security and hindering the progress of the Nations and Tribes of the Indian Territory.

They are further instructed to resist all encroachments upon the jurisdiction or government of the Cherokee Nation, and in all proper departments or Courts where such questions may come, to maintain the integrity of the Cherokee Nation and its just powers as guarranteed by Treaty; to the end that it may be enabled to maintain law and order, and the safety and existence of the Cherokee people.

They shall further resist all attempts of any of her citizens or those claiming to be such, and under their jurisdiction, who, instead of resting their rights and securing their remedies under the Constitution and laws of their own country—appeal to the United States to violate her Treaties and override the proper authority of the Cherokee Nation.

They are further instructed to secure if possible, at the earliest possible day, the removal of all intruders and unauthorized persons from the limits of the Cherokee Nation, and to make any just, honorable arrangements

consistent with the Treaty rights and late decision of the Supreme Court of the United States and powers of the Cherokee Government, and her Constitutional authority under them, to that end.

SEC. 2. Be it further enacted, That the said Delegation are hereby instructed to protest against any attempt to divide the Indian Territory into several parts, attaching each to the jurisdiction of separate States, or extending the laws or authorities of the people of adjacent States over any portion of the same.

And, if a Court bill is to be enacted, to agree with such measures only as are consistent with our Treaties; and they are further instructed to call the attention of the Government of the United States to the encroachments and abuses of the United States Court at Fort Smith, Ark., to the unnecessary harassment of our people by its officials, and to its assumption of jurisdiction over our adopted citizens, in violation of the plain letter of the Treaty between the United States and the Cherokee Nation; and that they are competent to maintain it if not interfered with by individuals or officers who assume judicial functions, not authorized by laws of the United States, and in violation of her treaties with our people.

SEC. 3. Be it further enacted, That the said Delegation are hereby instructed to secure, if practicable, the passage of a bill by Congress to protect the timber on Indian lands from being stolen by depredators, and to cite the proper officers of the United States to the constant and wholesale depredations being committed on

timber, coal, and other property of the people by citizens of the United States, and to insist on the enforcement of all legal remedies against all such offenders, and to urge the Commissioner of Indian Affairs to instruct the United States Agent to exert vigilant efforts to prevent it in the future: and they are further instructed to secure, if possible, by law or otherwise, the discontinuance of the introduction and sale of intoxicating liquors at Military Posts, or the seats of Agencies, or railroad stations, so that the white men necessarily in the Indian country under the provisions of our treaties may not continue to be the means of demoralizing and injuring our people; and to secure, if possible, the absolute prohibition of all intoxicating liquors, of whatever name, from the Indian Territory save so far as is absolutely necessary for medical purposes.

They are further instructed to aid and assist the "Old Settler" Cherokees in the prosecution of their claims for what may be due them under treaty stipulations. They shall also render all assistance in their power to citizens of the Nation, in any just claim they may have against the Government, so as not to neglect or jeopardize their other duties.

SEC. 4. Be it further enacted, That the said Delegation are instructed and empowered to dispose of, if practicable, and without delay, and under the provisions of treaty, the land belonging to the Cherokee Nation in Alabama, and also to ascertain, if possible, by close investigation, the present condition of a body

of land containing about 4000 acres more or less, belonging to the Cherokees (Old Settlers) situated on the Arkansas River, in the State of Arkansas, and known as the Cherokee Agency; and make such disposition of said lands as will secure them, or the value thereof, to the said "Old Settlers." Pertaining to the lands mentioned as being in the State of Arkansas, the Delegation is referred to report of Senate Committee, appointed to investigate certain reports in regard to the sale or attempted sale of said lands, dated April 16, 1886, and to dispose of, as rapidly as possible, the remainder of the "strip" lands in Kansas according to the present provisions of law.

SEC. 5. Be it further enacted, That in case any of the Delaware tribe of Indians, who are now residing within the limits of the Cherokee Nation, shall desire to draw out their "pro rata" share of the funds invested by the Delawares with the Government of the United States, the Delegation are instructed to render to such persons all the assistance they can consistent with their other duties.

And they are also instructed to render to the Shawnees, resident in the Cherokee Nation, any assistance possible, in the settlement of any business between them and the Government of the United States.

SEC. 6. Be it further enacted, That the said Delegation are instructed and empowered to meet and defend all matters that may arise against her, and to zealously defend and guard all her rights under law and

treaty, and, in all matters pending, or that may arise, represent and defend her.

SEC. 7. Be it further enacted, That the said Delegation are hereby instructed to file in the Office of the Secretary of the Interior, a Notice that all contracts made by any authority representing the Cherokee Nation, with any person or persons for the sale of the lands of the Cherokee Nation west of the Arkansas River, or for the collection of any money due on account of the Cherokee Nation, are hereby repealed and void.

SEC. 8. Be it further enacted, That the said Delegation are instructed to get an expression of opinion from the Congress of the United States in regard to the appropriation of March 3, 1883, on what particular lands west of the Arkansas river said money was paid to the Cherokee Nation—whether or not the \$300,000 was paid on lands occupied by the Nez Perces, Pawnees, Ottoes and Missouriias, and Poncas—and report the same to the next regular session of the National Council.

SEC. 9. Be it further enacted, That the said Delegation are hereby instructed not to engage or employ in any manner the services of any Agent or Attorney for the Cherokee Nation who has been heretofore employed as Special Agent or Attorney for the Cherokee Nation.

SEC. 10. Be it further enacted, That there be and is hereby appropriated out of any money in the Treasury, not otherwise appropriated, two thousand dollars,

(\$2,000) to pay attorneys' fees in case the said Delegation find it necessary to employ such attorneys in defending the rights of the Cherokee Nation; and the Principal Chief is authorized to draw a warrant in favor of the Delegation accordingly.

SEC. 11. Be it further enacted, That the Delegation are instructed to urge the passage of a proper law or laws to give this Nation the protection of the Judicial Department of the United States against trespasses and depredations upon the lands of this Nation by citizens of the United States, and to enable the proper authorities of this Nation to sue or prosecute such offenders in the courts of the United States, for their effectual punishment and prosecution in the future as in other cases, and generally to apply to the Judicial Department of the Government for protection whenever this Nation shall have good cause of complaint against any party not belonging to this Nation, who shall infringe upon our National rights to the lands included in the Patent to the Cherokee Nation.

SEC. 12. Be it further enacted, That in pursuance of a Constitutional right granted to every state in the Union, the said Delegation are instructed to secure, if possible, an Act of Congress, giving to the Cherokee Nation; the right to levy a tax annually on the railroads, rolling stock, locomotives, and other railroad property belonging to the Saint Louis & San Francisco, and Missouri Pacific Railroads in the limits of the Cherokee Nation, and an account of the great destruction of live stock by the railroads passing through the Indian Coun-

try, and the great difficulty in securing the payment of claims for stock thus destroyed, said Delegation are instructed to secure, if possible, an Act of Congress requiring the aforesaid railroads to fence the right of way through the Indian Territory.

Futhermore, the Delegation will ask for an Act of Congress, or ruling of the Departments, compelling said railroad companies to cease discriminating against the people of the Indian Territory in passenger and freight rates as they are now doing.

SEC. 13. Be it further enacted, That the Delegation is instructed to negotiate with the proper authorities of the United States Government for some compensation for the lands taken for the use of the "Chilocco Training School," and that before such negotiations are completed, they (the Delegation) shall submit the same to the National Council for their approval.

SEC. 14. Be it further enacted, That the following sums are hereby appropriated for the use and benefit of the said Delegation:

The sum of thirty-four hundred dollars, or as much thereof as may be necessary for the said Delegation, while necessarily absent on their mission.

2nd. The sum of six hundred dollars (\$600) for printing, advertising, and contingent fund.

And the above amounts in this Section are hereby appropriated out of any money in the Treasury, not otherwise appropriated—in favor of said Delegation, and

the Principal Chief is authorized to draw warrants accordingly.

SEC. 15. The United States Congress having authorized the construction of railroads through the lands of the Cherokee Nation, and appropriating its lands for the benefit of private persons without its consent, and such action of Congress being in violation of the solemn pledges and Treaty obligations of the United States,—the Delegation is hereby instructed to secure, if possible, an Act of Congress authorizing the Cherokee Nation to bring suit in the Courts of the United States against said railroads—to the end that the question of the right of the United States to appropriate the lands of the Cherokee Nation may be finally settled.

SEC. 16. The Delegation is further instructed to make such arrangements with the Department of the Interior as will protect the orphans and minors of the Shawnee Indians, late of Kansas, and now citizens of the Cherokee Nation, in the sale of their lands in Kansas—and the Delegation are further instructed to present to the Department of the Interior a certified copy of the Act of the National Council, approved December 11, 1886, providing for a Joint Commission to try and determine claims to citizenship in the Cherokee Nation arising under the Treaty of 1866, and request the appointment by the Secretary of the Interior, of a Commissioner, in accordance with the conditions of said Act.

Approved December 20, 1886.

ACTS RE-ADMITTING TO CITIZENSHIP.—1884.

NAMES.

DATE OF ACT.

Admitted Conditionally.

- | | | |
|---|--------------------|----------------|
| 1 | Louisa Shouse. | |
| 2 | Shouse. (husband.) | |
| | (Children.) | |
| 3 | Lee, Shouse. | |
| 4 | Nimrod Shouse, | Nov. 10, 1884. |
| 5 | Harry Shouse. | |

(CONDITION OF ADMISSION)—That Shouse shall comply with the law regulating intermarriage with white men.

Admitted Unconditionally.

- | | | |
|---|---------------|---------------|
| 1 | Claud Rogers. | Dec. 2, 1884. |
|---|---------------|---------------|

Admitted Unconditionally.

- | | | |
|---|---------------------|-----------------|
| 1 | McLeod Billingslea. | |
| 2 | Frank | “ Dec. 2, 1884. |
| 3 | Helen | “ |

Admitted Unconditionally.

- | | | |
|---|----------------|-----------------|
| 1 | Mary Richards. | |
| | (Children.) | |
| 2 | Anna M. | “ |
| 3 | S. B. | “ Dec. 5, 1884. |
| 4 | Biddie | “ |
-

Readmitted Unconditionally.

- | | | |
|---|----------------|---------------|
| 1 | Ridge Paschal. | Dec. 5, 1884. |
|---|----------------|---------------|

ACTS RE-ADMITTING TO CITIZENSHIP.—1885.

NAMES.	DATE OF ACT.
--------	--------------

Readmitted Unconditionally.

- | | | |
|---|----------------|----------------|
| 1 | Wm. H. Bibles, | |
| 2 | Cynthia | “ |
| 3 | Jno. A. | Nov. 25, 1885. |
| 4 | Wm. T. | “ |

Readmitted Unconditionally.

- | | | |
|---|--------------|----------------|
| 1 | Henry Hicks, | Nov. 27, 1885. |
|---|--------------|----------------|

Readmitted Unconditionally.

- | | | |
|---|-----------------|---------------|
| 1 | John S. Tucker, | Dec. 1, 1885. |
|---|-----------------|---------------|

Readmitted Unconditionally.

- | | | |
|---|----------------|---------------|
| 1 | Maggie Hughes, | Dec. 1, 1885. |
| 2 | Mary B. | “ |

Readmitted Conditionally.

- | | | |
|---|----------------------|---------------|
| 1 | Jennie Ross Murrell, | |
| 2 | Kate | Dec. 2, 1885. |
| 3 | John D. | “(White.) |

(CONDITION OF READMISSION.)—That this Act shall not take effect as to Jno. D. Murrell, until after he shall have complied with the act of the National Council, regulating intermarriage with white men and foreigners.

Admitted Unconditionally.

- | | | |
|---|------------------|---------------|
| 1 | Ruth Price, | |
| 2 | Isaac Day Parks, | Dec. 5, 1885. |
| 3 | Wm. Albert Day. | |

Readmitted Unconditionally.

- 1 Albert P. Terrell,
(Children.)
- 2 Mary Martha Terrell.
- 3 Willie E. “ Dec. 5, 1885.
- 4 Lulu “
- 5 Oliver C. “
(Brothers.)
- 6 John G. Terrell,
- 7 Edward M. Terrell.

 ACTS RE-ADMITTING TO CITIZENSHIP.—1886.

NAMES.	DATE OF ACT.
1 F. J. Barrett. (White.)	
2 Sophronia “	
3 H. L. “	Nov. 13, 1886.
4 Jno. C. “	
5 Bessie “	

CONDITIONS.—That F. J. Barrett comply with the conditions imposed on white men by the Intermarriage law.

- 1 John W. Bumgarner,
- 2 Samuel “ Nov. 15, 1886.

-
- 1 Davis Hill, Nov. 20, 1886.

To the rights and privileges of a Cherokee by blood.

- 1 Theresa C. G. Krebbs, Nov. 20, 1886.
- 2 Edna “ (Minor child.)

- 1 Caroline Borger,
(Children.)
- 2 Samuel “
- 3 John “ Nov. 21, 1886.
- 4 Charles “
- 5 Frank “
- 6 Edward “

Readmitted to the rights attached to uninterrupted citizenship by virtue of Cherokee descent.

- 1 Rufus M. Daly,
- 2 Timothy “ (age 20)
- 3 Lenora N. “ “ 18
- 4 Rufus “ Jr. “ 17 Nov. 29, 1886.
- 5 Marshall “ “ 15
- 6 Missouri R. “ “ 9
- 7 Homer “ “ 4 mos.

Readmitted to all the rights of Native born Cherokee citizens.

- 1 Annie C. Scott, (By blood.)
 - 2 Martha “ “ “
 - 3 Thomas F. Courad, Dec. 1, 1886.
 - 4 Lilly “ (Child.)
-

- 1 Maimie Choteau, Dec. 1, 1886.

REMARK.—This Act is an amendment of the Act of December 9, 1882, “admitting certain persons to citizenship”—the name Minnie Choteau where it occurs in act passed first being now changed to Maimie Choteau.

ACTS AUTHORIZING TO TRADE—1884.

- 1 C. O. Frye, Frye's Ranch, Sequoyah District, Nov. 18.
- 2 B. W. Foreman, Tahlequah, Groceries and Produce, Nov. 26.
- 3 Jno. W. Payne, Oil Springs, Going Snake District, Gen'l Mds'e, Nov. 26.
- 4 S. A. Pyeatt, Tahlequah, Gen'l Mdse, Nov. 26.
- 5 Edward G. & Wm. P. Ross Jr., Tahlequah, Gen'l Confectionery, Bakery, and Groceries, Nov. 28.
- 6 E. C. Thompson, Tahlequah, Gen'l Mdse, Nov. 28.
- 7 Geo. Mitchell, Oaks, Going Snake District, Gen'l Mdse, Dec. 1.
- 8 Geo. A. Armstrong, Prairie City, Gen'l Mdse, Dec. 5.
- 9 Joseph Chambers, Claremore, Cooweescoowee District, Groceries, Dec. 5.
- 10 Israel & Thompson, Oaks, Going Snake Dist., Gen'l Mdse, Dec. 6.

 ACTS AUTHORIZING TO TRADE.—1885.

- 1 J. H. Dannenberg, Flint, Flint District, Gen'l Mdse, Nov. 17.
- 2 Susan J. Perry, Childers' Station, Sequoyah District, Gen'l Mdse, Nov. 17.
- 3 Hayes & Jennings, Webber's Falls, Gen'l Mdse, Nov. 25.
- 4 Colston & Muskrat, Webber's Falls, Gen'l Mdse, Nov. 25.

- 5 Jas. Bridges, Webber's Falls, Gen'l Mdse, Nov. 25.
- 6 Thos. Blackstone, Webber's Falls, Drugs and Medicines, Nov. 25.
- 7 Wm. Thompson, Round Mountain, Illinois Dist., Gen'l Mdse, Nov. 25.
- 8 W. S. Nash, Fort Gibson, Gen'l Mdse, Nov. 25.
- 9 Dr. R. A. Burr, Choteau, Cooweescoowee Dist., Drugs and Medicines, Nov. 25.
- 10 Johnson & Keeller, Bartlesville, Cooweescoowee District, Gen'l Mdse, Nov. 25.
- 11 B. A. Rush, Catoosa, Cooweescoowee District, Gen'l Mdse, Nov. 25.
- 12 Sanders & Keys, Wauhilla, Tahlequah District, Gen'l Mdse, Nov. 25.
- 13 D. S. Williams, Oaks, Going Snake District, Gen'l Mdse, Nov. 25.
- 14 Duckworth & Israel, Oaks, Going Snake Dist., Gen'l Mdse, Nov. 25.
- 15 J. F. Miller, Carey's Ferry, Delaware District, Gen'l Mdse, Nov. 25.
- 16 J. J. Patrick, Patrick's Ferry, Illinois District, Gen'l Mdse, Nov. 25.
- 17 W. L. Trott, Downingville, Lumber, doors, windows, mouldings, slack-lime, cement, hair, paint, etc., Nov. 25.
- 18 J. M. Riley, Choteau, Gen'l Mdse, Nov. 25.
- 19 E. H. Burns & Co., Downingville, Gen'l Mdse, Dec. 5.

20 Jno. Childers, Childers' Station, Sequoyah District, Gen'l Mdse, Dec. 5.

21 H. J. Vann, Webber's Falls, Gen'l Mdse Dec. 5.

22 W. F. Sanders, Sanders P. O., Illinois District, Gen'l Mdse, Dec. 5.

23 Theo. Kelly, Echo, Delaware District, Gen'l Mdse, Dec. 5.

24 C. P. Williams, Prairie City, Gen'l Mdse, Dec. 5.

25 W. H. Hendricks, Manard, Tahlequah District, Gen'l Mdse, Dec. 5

26 Teesey Chambers, Claremore, Gen'l Mdse, Dec. 5.

27 Isaac Nidiffer, Echo, Delaware District, Gen'l Mdse, Dec. 5.

28 Jas. S. Price, Locust Grove, Saline District, Gen'l Mdse, Dec. 5.

29 W. W. Miller & Co., Downingville, Gen'l Mdse, Dec. 5.

30 Spears & Butler, Tahlequah, Drugs and family Groceries, Dec. 5.

31 E. G. Ross, Tahlequah, Confectionery and Groceries, Dec. 5.

32 James King, Tahlequah, Gen'l Hardware, Dec. 5.

ACTS AUTHORIZING TO TRADE.—1886.

1 J. E. Campbell, Alluwee, C. N., Gen'l Mdse, Nov. 6.

2 J. M. Tittle, Downingville, Gen'l Mdse, Nov. 6.

3 J. L. Adair & Son, Tahlequah, Gen'l Mdse, Nov. 6.

4 Edward D. Hicks, Oowala, Cooweescoowee District, Gen'l Mdse and Drugs, Nov. 15.

- 5 W. T. Whittaker, Choteau, Gen'l Mdse, Nov. 15.
- 6 C. D. Ward, Claremore, Gen'l Mdse, Nov. 15.
- 7 C. E. Lewis, Hicksville, Tahlequah District, Gen'l Mdse, Nov. 15.
- 8 H. H. Trott and L. W. Buffington, "Trott & Buffington," Downingville. Gen'l Mdse, Nov. 16.
- 9 G. W. Elliot, Downingville, Gen'l Mdse, Nov. 15.
- 10 F. M. Crowell, Delaware District, Gen'l Mdse, Nov. 15.
- 11 C. W. Poole, Chelsea, Gen'l Mdse, Nov. 15.
- 12 Mrs. M. J. Mitchell, Oaks, Going Snake Dist., Gen'l Mdse, Nov. 29.
- 13 Skinner, Ratcliff & Co., Downingville, Gen'l Mdse, Nov. 29.
- 14 M. F. Canada, Canadaville, Cooweescoowee District, Gen'l Mdse, Nov 29.
- 15 M. Bell, Sequoyah District, Gen'l Mdse, Nov. 29.
- 16 O. H. Harworth, Catoosa, Gen'l Mdse, Nov. 29.
- 17 C. O. Frye, Childers' Station, Gen'l Mdse, Nov. 29.
- 18 Geo. Waters, Vian, Illinois District, Gen'l Mdse Nov. 27.
- 19 J. A. Norman, Claremore, Gen'l Mdse, Drugs and Notions, Nov. 27.
- 20 Q. D. Cromwell, Cooyah, Gen'l Mdse, Nov. 27.
- 21 Henry B. Smith, Tahlequah. Gen'l Mdse, Nov. 27.
- 22 Geo. W. Emerson, Catoosa, Gen'l Mdse, Nov. 27.
- 23 Levi Keys & L. J. Keys, Wauhillau, Gen'l Mdse, Dec. 3.
- 24 C. W. Green, Downingville, Gen'l Mdse, Dec. 3.

25 O. F. Adair, Sequoyah Dist., Gen'l Mdse, Dec. 3.

ACTS ESTABLISHING NEW PRECINCTS.—1884-85.

In Cooweescoowee District, at Louis Rogers' School House, at the crossing of Cabin Creek—Nov. 13, 1884.

In Cooweescoowee District' at Woodruff's, at the crossing of Caney Creek—Nov. 13, 1884.

In Cooweescoowee District, at Eldridge Post Office, near Joe Parkers'—Nov. 13, 1884.

In Delaware District, at the Court House—Nov. 14, 1884.

In Going Snake District, at the big shed on Peavine Creek—Nov. 14, 1884.

In Cooweescoowee District, at Chelsea—Nov. 17, 1884.

ACTS REMOVING PRECINCTS.—1884-85-86.

Precinct at Jim Davis', Cooweescoowee District, removed to Catoosa, Nov. 13, 1884.

Precinct at old Court House on Illinois River, Illinois District, removed to Tahlonteesky School House, Nov. 12, 1885.

Precinct at Hickory Grove, Delaware District, removed to Rossville, Nov. 25, 1885.

Precinct at Dick Williams', Delaware District, removed to Russel Creek School House, Nov. 25, 1885.

Precinct at Yellow Springs, Cooweescoowee District, removed to Choteau, Nov- 9, 1886.

Precinct at Blue Springs, Tahlequah District, removed to Tehee School House, Nov. 18, 1886.

Precinct known as the Ned Burrow's precinct, Delaware District, removed to Delaware Court House Nov. 25, 1885.

One additional precinct established at Cave Spring School House, and one at or near Ded Beck's, both in Delaware District—by Act approved Nov. 1885.

Hunter Brown precinct in Tablequah District, removed to Hicksville, Nov. 18, 1886.

ACTS GRANTING DIVORCES.—1885-86.

1 Between Commodore P. Beauchamps and Lulu N. Beauchamps—Nov. 19, 1885.

2 To Nannie E. Brantly from Wm. Brantly—Nov. 25, 1885.

3 Between Alice Hardin and James Hardin—Nov. 25, 1885.

4 To Minerva Morgan from Chili Morgan—Dec. 1 1885.

5 To Susan R. Lindsey, from T. W. Lindsey—Nov. 12, 1886.

PROVISIONS.—That T. W. Lindsey, a white man, has forfeited his citizenship by abandonment of Cherokee wife; and Susan R. Lindsey is authorized to resume her maiden name—Susan R. Wilson.

TITLES AND SUBJECTS OF INOPERATIVE ACTS AND JOINT RESOLUTIONS.

1 Joint Resolution inviting the Indian Committee of the United States to visit Tablequah, and appointing a

Commission of three to wait upon and extend such invitation.

Approved November 10, 1884.

2 Joint Resolution of the National Council, authorizing the Principal Chief to invite Dr. Bland of Washington City, D. C., to deliver a public address.

Approved November 10, 1884.

3 An Act directing the High Sheriff, under order of the Medical Superintendent, to repair the drain and fill the well at the Female Seminary.

Approved November 13, 1884.

4 Joint Resolution of the National Council, inviting Hon. W. A. Phillips to address the National Council in Joint Session.

Approved Nov. 20, 1884.

5 An Act to continue the services of Col. W. A. Phillips as Special Agent and Counsel of the Cherokee Nation.

Approved Nov. 26, 1884.

6 An Act to repeal Art. 5, of Chapter 15, Compiled laws of 1880, "An Act providing for the appointment of a Special Commission to try and settle claims to Cherokee Citizenship."

Approved November 26, 1884.

7 An Act authorizing the sale of the Court Houses in the Districts therein named.

Approved November 26, 1884.

8 An Act providing for a Delegation to Washington, D. C.

Approved December 5, 1884.

9 An Act empowering and Instructing the Delegation to Washington City, D. C., under an Act approved December 5, 1884.

Approved December 13, 1884.

10 An Act substituting cash from the General Fund for "Special Revenue Certificates" to pay the full amount due for building Court Houses, provided for by Act of November 20, 1883.

Approved November 19, 1884.

11 Resolution of Respect for Hon. Hunter Brown, a Member from Tahlequah District.

Approved April 24, 1886.

12 An Act providing for a Commission of three persons to confer with Wyandotte Delegation and to report their proposals for the consolidation of the Wyandottes with the Cherokees.

Approved November 19, 1885.

13 An Act providing for a Delegation to Washington, D. C

Approved December 12, 1885.

14 An Act providing for the distribution Per Capita of Two Hundred and Ninety-five Thousand dollars—proceeds of the privilege granted to the Cherokee Live Stock Association to graze stock west of the Arkansas River—and for taking a Census of Cherokees by right of Cherokee descent and of citizenship in the Cherokee Nation.

Approved April 28, 1886.

15 An Act authorizing Census Takers to administer oaths.

Approved April 28, 1886.

16 An Act instructing and empowering the Delegation to Washington, D. C., appointed under the Act approved December 12, 1885.

Approved April 28, 1886.

17 Joint Resolution requiring Certificates in the hands of T. M. Walker Steward, and E. C. Boudinot Jr., Editor, to be compared with registers in hands of Auditor, and they to be held accountable for certificates disagreeing, by deduction from their salaries respectively.

Approved December 10, 1886.

18 An Act to create a Joint Commission to determine claims for citizenship of Freedmen under 9th Article of Treaty of 1866.

Approved December 11, 1886.

19 Joint Resolution inviting Hon. R. L. Owen, U. S. Indian Agent, to address the National Council upon questions of National interest.

Approved December 14, 1886.

IN-OPERATIVE ACTS.

ACTS MAKING APPROPRIATIONS.—1884.

OUT OF GENERAL FUND.

1 Purpose.—To pay expressage and other expenses of Henry Chambers, Treasurer, C. N., while on duty at St. Louis after Public Funds—Approved Nov. 14, 1884.

Amount—\$199 05.

2 Purpose.—To defray the expenses and pay the per diem of the Committee appointed by the Principal Chief under authority of a Joint Resolution of the National Council, to wait upon and invite the Senate Indian Committee of the United States to visit Tahlequah.—Approved Nov. 21, 1885.

Amount—\$134 75.

3 Purpose.—For stationery supplies for the various Departments and Officers of this Nation for the ensuing year.—Approved Nov. 24, 1884.

Amount—\$525 00.

4 Purpose.—In favor of Col. W. A. Phillips, and not exceeding the sum named.—Approved Nov. 26, 1884.

Amount—\$6,500 00.

5 Purpose.—For a current and contingent Fund for the Treasury Department in paying the express expenses on National Funds from St. Louis, Mo., and other necessary expenses of the Treasury Department.—Approved Nov. 29, 1884.

Amount—\$250 00.

6 Purpose.—To pay the expenses of the CHEROKEE ADVOCATE for the year ending the 3rd Monday in 1885.—Approved Dec. 5, 1884.

Amount—\$3,254 50.

7 Purpose.—For the benefit of Cale Starr as Foreman of ADVOCATE Office.—Approved Dec. 5, 1884.

Amount—\$200 00.

8 Purpose.—For paying attorneys for defense in suits against the Nation.—Approved Dec. 6, 1884.

Amount—\$1,000 00.

9 Purpose.—For the support and maintenance of the National Prison from Sept. 30, 1884, to 3rd Monday in Nov. 1885.—Approved Dec. 6, 1884.

Amount—\$7,201 00.

10 Purpose.—For purpose of putting an iron roof on the National Prison.—Approved Dec. 6, 1884.

Amount—\$400 00.

11 Purpose.—For the payment of a list of claimants in accordance with a report made by the Small Pox Committee for the neighborhood and District of Lynch's Prairie on Grand River in Delaware District, and Saline District, authorized by an Act of the National Council, approved Nov. 29, 1882, in regard to Small Pox, etc.—Approved Dec. 10, 1884.

Amount—\$1,036 00.

12 Purpose.—For the payment of a list of claims registered by the Committee on Claims during the regular Session of the National Council of 1884.—Approved Dec. 11, 1884. (After deducting revenue received by officers of Nation)

Remainder—\$8,804 88.

13 Purpose.—For the benefit of School Fund. (Certificates.)—Approved Dec. 11, 1884.

Amount—\$2,870 00.

14 Purpose.—To pay the per diem allowances and necessary expenses of the Delegation to Washington City, D. C., under an Act approved Dec. 5, 1884.—Approved Dec. 13, 1884.

Amount—\$4,000 00.

15 Purpose.—For printing, advertising, and contin-

gent expenses of and by Delegation.—Approved Dec. 13, 1884.

Amount—\$500 00.

16 Purpose.—To pay claims registered by Auditor for the fiscal year of 1884.—Approved Dec. 11, 1884.

Amount—\$2,905 62.

17 Purpose.—To reimburse Blue Sittingdown, Solicitor.—Approved Dec. 11, 1884.

Amount—\$11 85.

18 Purpose.—For the Current expenses of the National Council for the year 1884, Regular Session, and for other purposes.—Approved Dec. 6, 1884.

Amount—\$12,829 00.

19 Purpose.—For the expenses of the National Council, Extra Session for the year 1884.—Approved Dec. 13, 1884.

Amount—\$2,344 00.

20 Purpose.—For benefit of John A. Foreman for money used in advertising building Court House in Cooweescoowee District.—Approved Dec. 13, 1884.

Amount—\$37 38.

OUT OF SCHOOL FUND.

1 Purpose.—For the support of the Primary and High Schools of the Cherokee Nation for the scholastic year 1885.—Approved Nov. 19, 1884.

Amount—\$71,950 00.

2 Purpose.—For deficiency at the Male and Female Seminaries, for the year 1884.—Approved Dec. 6, 1884.

Amount—\$601 50.

3 Purpose.—For the benefit of certain persons named.—Approved Dec. 11, 1884.

Amount—\$155 50.

OUT OF INSANE ASYLUM FUND.

1 Purpose.—To defray the current and contingent expenses of the Asylum for the Blind, Insane and others, for the year beginning on the 3rd Monday in Nov. 1884, and ending the 3rd Monday in Nov. 1885.—Approved Nov. 21, 1885.

Amount—\$3,332 94.

2 Purpose.—Taken from the Insane and Blind Asylum Fund, for the purpose of buying flour for said Asylum.—Approved Nov. 21, 1884.

Amount—\$180 00.

3 Purpose.—To pay certain indebtedness of the Asylum for the Insane and others.—Approved Dec. 10, 1884.

Amount—\$291 97.

OUT OF PER CAPITA FUND OF 1883.

1 Purpose.—For the benefit of certain persons named on Supplemental Roll.—Approved Dec. 12, 1884.

Amount—\$910 25.

ACTS OF APPROPRIATION.—1885.

OUT OF GENERAL FUND.

1 Purpose.—For the current and contingent expenses of the Cherokee Advocate for the year commencing the 3rd Monday in Nov. 1885, and ending the 3rd Monday in Nov. 1886.—Approved Dec. 1, 1885.

Amount—\$3,500 00.

2 Purpose.—For the purchase of type and other material for Advocate Office.—Approved Dec. 1, 1885.

Amount—\$500 00

[NOTE.] The Editor of Advocte is also authorized to have all the old type recast into new for use of Office, and is also required to file a bond to cover amount of appropriation.

3 Purpose.—For stationery supplies for the various Departments and officers of this Nation for the ensuing year.—Approved Dec. 1, 1885.

Amount—\$398 70.

4 Purpose.—For the current expenses of the National Council for the Regular Session beginning the 1st Monday in November 1885, and for other purposes.—Approved Dec. 5, 1885.

Amount—\$14,100 75.

5 Purpose.—To defray the expenses of the Delegation of the Cherokee Nation at the International Convention of Indians to be held at Eufaula, Muskogee Nation, Dec. 10, 1885.—Approved Dec. 8, 1885.

Amount—\$500 00.

6 Purpose.—Providing for the payment of certain warrants.—Approved Dec. 10, 1885.

Amount—\$133 00.

7 Purpose.—Making an appropriation of a deficiency in Act of Dec. 5, 1885, to pay expenses of Regular Session.—Approved Dec. 10, 1885.

Amount—\$176 00.

8 Purpose.—For the contingent expenses of the

Executive Department and for other purposes.—Approved Dec. 10, 1885.

Amount—\$700 00.

[NOTE.] Out of this sum the Chief is authorized to fit up the three upper rooms in Capitol Building on south side for Executive use—the Board of Education hereafter occupying the former Executive room.

9 Purpose.—For the current and contingent expenses of the National Prison, for the year ending Nov. 20, 1886, and for other purposes.—Approved Dec. 9, 1885.

Amount—\$5,867 75.

10 Purpose.—To pay for a lot and erection of a barn thereon, for the National Prison.—Approved Dec. 12, 1885.

Amount—\$400 00.

11 Purpose.—To hire a competent stone mason to superintend the enclosing of the Capitol Square with a stone fence under direction of High Sheriff.—Approved Dec. 12, 1885.

Amount—\$600 00.

12 Purpose.—To pay expenses of the Cherokee International Delegation at Eufaula, Creek Nation, June 15 and 16, and other purposes.—Approved Dec. 5, 1885.

Amount—\$295 80.

13 Purpose.—Appropriating contingent Fund for the Treasury Department, for the fiscal year of 1886.—Approved Dec. 12, 1885.

Amount—\$250 00.

14 Purpose.—For the payment of a list of claims registered by the Committee on claims during the

Session of the National Council of 1885.—Approved Dec. 14, 1885.

Amount—\$11,515 90.

15 Purpose.—For the payment of a list of claims registered by the Auditor of Public Accounts for the fiscal year 1885.—Approved Dec. 14, 1885.

Amount—\$5,608 00.

16 Purpose.—For the current and contingent expenses of the National Council for the Extra Session beginning the 7th day of Dec. 1885, and ending Dec. 14, 1885, and for other purposes.—Approved Dec. 14, 1885.

Amount—\$4119 00.

17 Purpose.—Appropriating the value of five days service during Extra Session of 1884 in favor of John Daniels.—Approved Dec. 14, 1884.

Amount—\$20 00.

18 Purpose.—To pay a list of claims registered by Committee on Claims during Extra Session 1885.—Approved Dec. 14, 1885.

Amount—\$366 00.

19 Purpose.—For the benefit of School Fund. (Seminary Certificates.)—Approved Dec. 14, 1885.

Amount—\$3,569 75.

OUT OF SCHOOL FUND.

1 Purpose.—For the support of the High and Primary Schools of the Cherokee Nation for the scholastic year of 1886.—Approved Dec. 12, 1885.

Amount—\$69,175 00.

2 Purpose.—To insure Seminary buildings against fire.—Approved Dec. 12, 1885.

Amount—\$1,000 00.

3 Purpose.—For the benefit of S. A. Campbell and A. A. McPhee.—Approved Dec. 14, 1885.

Amount—\$242 35.

4 Purpose.—For the benefit of Mrs. Susan Pritchett.—Approved Dec. 14, 1885.

Amount—\$30 00.

OUT OF ORPHAN FUND.

1 Purpose.—To pay N. A. Duncan.—Approved Dec. 14, 1885.

Amount—\$52 00.

2 Purpose.—To insure Orphan Asylum against fire.

Amount—\$500 00.

OUT OF INSANE ASYLUM FUND.

1 Purpose.—For current and contingent expenses of Insane Asylum for year ending 3rd Monday in November 1886, and pay of Steward and other employees.—Approved Dec. 11, 1885.

Amount—\$3,200 00.

ACTS MAKING APPROPRIATIONS. 1886.

(Operative and In-operative.)

OUT OF GENERAL FUND.

1 Purpose.—To reimburse D. W. Bushyhead for

expenses of trip to Washington City on National business in March 1886.—Approved April 20, 1886.

Amount—\$507 50.

2 Purpose.—To pay expenses of Extra Session in April 1886.—Approved April 28, 1886.

Amount—\$6,416 00.

3 Purpose.—For funeral expenses of Hon. Hunter Brown.—Approved April 28, 1886.

Amount—\$41 77.

4 Purpose.—For per diem and expenses of Delegation provided for by Act of Dec. 12, 1885.—Approved April 28, 1886.

Amount—\$2,300 00.

5 Purpose.—For printing, advertising, and contingent expenses of Delegation.—Approved April 28, 1886.

Amount—\$250 00.

6 Purpose.—To pay necessary expenses of Principal Chief when on visit to Washington City with Delegation, by invitation of National Council.—Approved April 28, 1886.

Amount—\$700 00.

7 Purpose.—To pay Attorney's fees in case the Delegation of 1885-86 find it necessary to employ counsel.—Approved April 28, 1886.

Amount—\$2,000 00.

8 Purpose.—To defend the right of Nation to lands west of 96° before U. S. Court at Topeka Kan.—Approved Nov. 23, 1886.

Amount—\$350 00.

9 Purpose.—For transcribing and arranging Su-

preme Court records and documents.—Approved Nov. 23, 1886.

Amount—\$500 00.

10 Purpose.—To furnish stationery for the various Offices.—Approved Nov. 29, 1886.

Amount—\$419 70.

11 Purpose.—Repairs on Capitol building to be contracted for by Principal Chief.—Approved Nov. 29, 1886.

Amount—\$420 00.

12 Purpose.—To pay expenses of National Prison for ensuing year.—Approved Dec. 2, 1886.

Amount—\$4,500 90.

13 Purpose.—To pay expenses of Cherokee Advocate for year ending 3rd Monday of Nov. 1887.—Approved Dec. 4, 1886.

Amount—\$3,100 00.

14 Purpose.—To pay claims registered by Auditor in April and October 1886.—Approved Dec. 8, 1886.

Amount—\$2,837 50.

15 Purpose.—For contingent fund for Executive Department, including \$66 05 in hands of Chief.—Approved Dec. 10, 1886.

Amount—\$950 00.

16 Purpose.—Adding this amount to School Fund from the revenue received for grazing west of Arkansas River.—Approved Dec. 13, 1886.

Amount—\$21,064 50.

17 Purpose.—To pay certificate of R. B. Ross.—Approved Dec. 16, 1886.

Amount—\$14 00.

18 Purpose.—To enclose Capitol with a post and board fence.—Approved Dec. 18, 1886.

Amount—\$250 00.

19 Purpose.—To enable Attorney for Nation, of the Commission on Citizenship, to collect testimony and to buy stationery for Commission.—Approved Dec. 20, 1886.

Amount—\$1,500 00.

20 Purpose.—For Samuel S. Burdette for services as Attorney in North Carolina Cherokee Case before the Supreme Court of the United States.—Approved Dec. 20, 1886.

Amount—\$2,500 00.

21 Purpose.—To pay John Looney his Per Capita share of division of 1886.—Approved Dec. 20, 1886.

Amount—\$15 95.

22 Purpose.—For the benefit of certain parties designated by name. (Services and Per Capita.)—Approved Dec. 20, 1886.

Amount—\$387 93.

23 Purpose.—To pay expenses of Per Capita distribution out of the fund to be distributed, viz: the \$300,000 Per Capita Fund of 1886. (Gross Money.)—Approved April 28, 1886.

Amount—\$5,000 00.

24 Purpose.—To pay expenses of Regular Session. 1886.—Approved Dec 11, 1886

Amount—\$14,796 00.

25 Purpose.—To pay claims approved by "Commit-

tee on Claims," during Regular Session of 1886—Approved Dec. 13, 1886.

Amount—\$7,140 71½.

26 Purpose.—Appropriation of deficiency in the amount appropriated to support the National Prison for year ending 3rd Monday in Nov. 1886.—Approved Dec. 20, 1886.

Amount—\$1,034 97.

27 Purpose.—To pay expenses of Special Session ending Dec. 20, 1886.—Approved Dec. 20, 1886.

Amount—\$5,640 45.

28 Purpose.—To pay for repairs of, and fence around Advocate Building.—Approved Dec. 4, 1886.

Amount—\$150 00.

29 Purpose.—To pay Per Capita claimants (named) out of the seventh semi-annual installment of money paid for grazing west of 96°.—Approved December 13, 1886.

Amount—\$2,483 45.

30 Purpose.—To pay Per Capita claim of Charles Bird.—Approved Dec. 20, 1886.

Amount—\$15 95.

31 Purpose.—To prosecute Discoe before United States Commissioner for timber stealing.—Approved Dec. 9, 1886.

Amount—\$50 00.

32 Purpose.—In favor of School Fund. (Seminary Tickets.)—Approved Dec. 13, 1886.

Amount—\$1,580 50.

OUT OF ORPHAN FUND.

1 Purpose.—To pay for the building of a west wing to the Orphan Asylum.—Approved Dec. 3, 1886.

Amount—\$6,500 00.

2 Purpose.—To insure Orphan Asylum against fire.—Approved Dec. 20, 1886.

Amount—\$1500 00.

OUT OF INSANE ASYLUM FUND.

1 Purpose.—For expenses for year ending Sept. 30, 1887.—Approved Dec. 2, 1886.

Amount—\$2,826 00.

2 Purpose.—Appropriation for repairs.—Approved Dec. 2, 1886.

Amount—\$350 00.

3 Purpose.—Reappropriated for repairs.—Approved Dec. 2, 1886.

Amount—\$150 00.

4 Purpose.—For services of Trustees in 1884.—Approved Dec. 2, 1886.

Amount—\$24 00.

OUT OF SCHOOL FUND.

1 Purpose.—To repair furnaces etc., at the two Seminaries.—Approved Dec. 11, 1886.

Amount—\$300 00.

2 Purpose.—To insure both Seminary buildings against fire.—Approved Dec. 20, 1886.

Amount—\$3,000 00.

3 Purpose.—Support of High and Primary Schools for scholastic year 1887.

Amount—\$69,100 00.

To be disbursed as follows:

OTHER OPERATIVE ACTS.

Fixing the pay of National Treasurer's Secretary.

Be it enacted by the National Council, That from and after the passage of this Act the Secretary provided to be appointed by the Act of the National Council, approved Dec. 7, 1883, shall be allowed for his services the sum of four dollars per day for actual service.

Approved December 13, 1884.

AN ACT granting the Home Board of the Presbyterian Church of the United States the right to locate a Presbyterian Mission School at Childers' Station, Sequoyah District, C. N.

Be it enacted by the National Council, That the Home Board of the Presbyterian Church of the United States be granted the privilege to locate a Mission at Childers' Station, Sequoyah District, Cherokee Nation, under the management of Home Board of the Presbyterian Church of the United States. Provided, that said Home Board of the Presbyterian Church shall not occupy or use more than five acres of land.

Approved December 4, 1885.

An Act granting license to trade in Gen'l Mdse at Wauhillan, C. N., to Keys & Tanksley.

Approved December 5, 1885.



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