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PENAL LAWS

OF THE

CHEROKEE NATION

Passed by the National Council and Ap-
proved for the Years 1893-4-5-6.

Tablequah, I. T.,
Sentinel Print,

1898.

PENAL LAWS

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CHEROKEE-NATION

Passed by the National Council and Approved for the Years 1893-4-5-6.

AN ACT TO AMEND AN ACT ENTITLED "AN ACT AUTHORIZING THE TREASURER TO FURNISH BLANKS TO CLERKS. ETC., APPROVED NOV. 25, 1892.

Be it Enacted by the National Council:

That the Clerks of the several Districts are hereby authorized to issue permits to adult citizens, not heads of families, in the same manner and upon the same conditions as is provided for the issuance of such permits to "heads of families." in an Act of the National Council entitled "An Act Authorizing the Treasurer to Furnish

Blanks to the Clerks of the several Districts, and for Other purposes." approved Nov. 25, 1892.

Approved April 10, 1893.

AN ACT TO AMEND SECTION 63, COMPILED LAWS,
PAGE 63.

Be it Enacted by the National Council:

That when any person has been arrested, as provided in above Section, shall fail or refuse to give bond it shall be the duty of the sheriff to deliver the said prisoner to the High Sheriff. where he shall be confined in the National Jail until trial. then the said High Sheriff shall deliver the prisoner to the Court on the day of trial. Provided, That after an arrest has been made by any Sheriff, he shall give such person a reasonable time to get his bond in allailable cases, not to exceed five days; and,

Provided Further: Bonds made up and approved by the Sheriff of any District shall be authority for the High Sheriff to let any such person out, confined in Jail.

Provided Further, That such person sent to the Jail for safe keeping shall not be confined with convicts, but shall be placed on the floor above the prison cells, and shall not be restrained of their liberty otherwise than to prevent their escape, and shall not be compelled to wear prison clothes or uniform

Approved Nov. 15, 1894.

WHITE CLERK LAW—AN ACT TO AMEND CHAPTER 12,
ARTICLE 15, SECTION 658, PAGE 329, COMPILED LAWS
OF THE CHEROKEE NATION.

Be it Enacted by the National Council:

That Chapter 12, Article 15, Section 658, page 329, of the Compiled Laws of the Cherokee Nation be amended as follows, to-wit: After the word "cattle," in the first line on page 329, add: "Or as book keepers, clerks or manager of any mercantile establishment."

Passed the Senate December 6, 1894.

GEORGE MAYES,
Pres. of Senate Pro Tem.

C. W. WILLEY,
Clerk of Senate.

Concurred in by the Council December 7, 1894.

V. GRAY,
Speaker of Council Pro Tem.

J. H. DICK,
Clerk of Council.

Passed the Senate by the constitutional two-third vote November 12, 1895.

SAMUEL SMITH,
President of Senate.

R. M. WOLFE,
Clerk of Senate.

Concurred in by the Council by a two-third constitutional vote, this the 12th day of November, 1895.

JOHN R. LEACH, JOHNSON SIMMONS,
Clerk of Council. Speaker of Council.



SENATE BILL NO. 10 --AN ACT TO AMEND SECTIONS 653
 AND 654, ARTICLE 15, CHAPTER 12, COMPILED LAWS,
 OR AN ACT ENTITLED "PERMITS TO HIRE CITIZENS OF
 THE UNITED STATES."

Be it Enacted by the National Council:

That Section 653, Article 15, Chapter 12, Compiled Laws, be and the same is hereby amended to read as follows: They shall require of every citizen who may wish to procure a permit to employ a non citizen the sum of fifty cents per month in advance—and it shall be unlawful for any citizen to employ a non-citizen without first procuring a permit, and any citizen of this Nation who shall fail to comply with the provisions of this Section shall be guilty of a misdemeanor and upon conviction shall be fined in any sum not less than fifty dollars, nor more than one-hundred dollars, at the discretion of the court, and upon failure to pay said fine, be imprisoned in the National Jail, not less than three months, nor more than six months.

SEC. 2. That after the words "Commission on Citizenship" in the last line, on page 326, in Section 654, Article 15, Chapter 12, Compiled laws, insert the following: "Who is, or has been residing in the Cherokee Nation in violation of law, and classed as an Intruder."

Approved May 4, 1894.

COUNCIL BILL NO. 11—AN ACT REQUIRING BUTCHERS TO
REGISTER MARKS AND BRANDS.

Be it enacted by the National Council:

That all persons, citizens of the Cherokee Nation, operating, or who may hereafter operate, a butcher shop or meat market, be and the same are hereby required to register all marks and brands, with full description of all cattle and hogs bought or bartered for by them, together with name of parties or persons selling same, and such register so kept, shall be open to inspection to any one desiring to examine same. Any person, citizen of the Cherokee Nation, violating the provisions of this Act, shall be deemed guilty of a misdemeanor, and upon conviction thereof, shall be fined, not less than \$25.00 nor more than \$100.00, at the discretion of the court having jurisdiction, and in default of payment thereof, be imprisoned, not less than six months, nor more than one year. One-half of all moneys or fines collected under the provisions of this Act, shall go to the solicitor and sheriff of the district in which any person is convicted under this Act, and the remainder turned over to the Treasurer of the Cherokee Nation, for the benefit of the general fund.

Approved December 2, 1895.

SENATE BILL NO. 20—AN ACT IN REGARD TO NATIONAL
CERTIFICATES.

Be it Enacted by the National Council:

That from and after the passage of this Act, all National certificates shall be issued in the manner hereinafter prescribed, and none other:

First—For all jury or witness fees the clerk shall prepare a roll in triplicate, which roll shall show the name of payee, kind of service, amount paid per diem, number of days and total amount, and bear the signature duly attested.

Second—For guards and board bill tickets, similar rolls shall be prepared, with an additional record on oath by the sheriff, attesting the correctness of the roll; and on the first of every month the clerk shall send one copy of the record to the Treasurer, and one to the Principal Chief, and any failure of any clerk to so report, shall subject him to summary suspension from office.

Be it further Enacted: That from and after the passage of this Act, no National certificates shall be issued to persons as “guards in search of persons” charged with any crimes, excepting capital cases and felonies. Said guards not to exceed two (2) persons, and four (4) in felonies and capital cases. Neither shall it be lawful to issue certificates to any persons as guard of any election—excepting in cases of supervisors—nor to issue certificates to any one for services as guards of any public meeting or any kind whatever; neither shall it be lawful to

issue board bill certificates for persons where certificates of services are not allowed.

Be it further Enacted: That any Clerk who shall issue National Certificates contrary to the provisions of this Act, shall be fined not less than one hundred nor exceeding five hundred dollars, and in default of payment be imprisoned one month in the National Prison.

Be it further Enacted: That the auditor be and he is hereby commanded to reject from auditing all National Certificates for such services as are herein prohibited, and the Auditor is hereby made responsible on his bond for any failure to perform his duties as required by this Act.

Be it further Enacted: That all laws and parts of laws that conflict herewith are hereby repealed.

Approved Dec. 4, A. D. 1895.

AN ACT REPEALING ARTICLE 4, COMPILED LAWS 1892.

Be it Enacted by the National Council: That so much of the Act of the National Council which relates to and authorizes traffic in timber, when converted into railroad ties, and into other material for railway use, to be found on pages 377, 378, 379 and 380 of the published laws of the Cherokee Nation, 1892, entitled: "Furnishing railroad ties and other material to the Missouri, Kansas & Texas Railroad Company," be and the same is hereby repealed, and all licenses heretofore issued in conformity with said law, and authorizing the future delivery of

said material, are hereby annulled and declared invalid for such purposes.

Be it further Enacted: That all growing timber upon the common domain of the Cherokee Nation is hereby declared to be part and parcel of the said domain within the meaning of the Constitution, and any person who shall bargain, sell, trade, or transfer, or cause to be sold, bargained, traded or transferred, to any citizen of the United States any timber from the common domain without authority of law, shall upon conviction, be fined \$500 and be imprisoned not less than six months, in default of payment of such fine. All such fines arising from the foregoing Act shall go to the General Fund.

Approved Dec. 1, 1896

SENATE BILL NO. 25—AN ACT AMENDING SECTION 576 OF ARTICLE 1, CHAPTER 12, OF THE COMPILED LAWS.

Be it Enacted by the National Council:

That section 576. of Article 1, of Chapter 12. of the Compiled Laws of 1892, be and the same is hereby so amended that the words "one dollar" in the seventeenth (17th) line be stricken out, and the words "fifty cents" be inserted in lieu thereof, so that the sentence following the word "introduced" in the sixteenth line shall read: "the sum of fifty cents per head for the benefit of the Cherokee Nation."

Approved Dec. 21, 1895.

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March 25 1899

L. J. A.
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Law
Office
Andrew
Watson
Charles
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"Peoria
Law."
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Warsaw
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EXECUTIVE DEPARTMENT

CHEROKEE NATION, March 5th 1898

I, W. H. Mayes, assistant executive secretary, do hereby certify that the foregoing is a true copy of the acts of the National Council for the years of 1893-4-5-6, as appears of record in this office.

In testimony whereof.
I hereunto set my hand and affix the seal of the Cherokee Nation the day and year first above written.



W. H. Mayes
Assistant Executive Secretary



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