

BE IT FURTHER KNOWN, That each of the undersigned create, constitute and appoint said attorneys in fact and confer upon them full power to investigate, prove, and establish said claims of each and all of said claimants in and to the aforesaid fund and to do everything whatsoever requisite and necessary to be done in the premises as fully and effectually in all respects as Samuel Perry, Chief of the Loyal Shawnee Indians could do if personally present or as fully and effectually as the same could be done by, through, or under said Committee herein above named if personally present.

And generally to act as attorney in fact and agent for and on behalf of said Chief, said committee and the individual members thereof, in all matters pertaining to the establishment and collection of claimants in and to the above fund, including power to execute all such instruments and do such acts and things as fully and effectually in all respects as said Chief and said committee or either or both of them could do if personally present.

IN WITNESS WHEREOF: Chief Samuel Perry, Charles Tiblow, William G. Williams, Amos White, Samuel A. Perry and Samuel Perry have hereunto set their hands and seals this 8th day of December 1937.

Chief Samuel Perry. *Deed*

Charles Tiblow.

William G. Williams.

Amos White.

Samuel A. Perry.

John Shute
Denis Moran

State of Oklahoma }
County of Tulsa }

Before me the undersigned Notary Public in and for said County and State, on this 8th day of December 1937, personally appeared Chief Samuel Perry, a single man, Charles Tiblow, William G. (Billy) Williams, Amos White, Samuel Alexander Perry, to me known to be the identical persons who executed the within and foregoing Power of Attorney, and each did acknowledge to me that he executed the same as his free and voluntary act and deed for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year last above written.

Enid E. Castle.
Notary Public.

SEAL

My commission expires
March 1, 1940.

(COPY)

BILL SHAWNEE

Conferring jurisdiction of the chart of claims to hear and determine the claims of the Black Bob Band known as the Royal Ohio Kansas Shawnee Indian of Ohio. To reinstate their tribe in full forces with the United States under the jurisdiction of the Department of Interior and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States, of America in Congress Assembled.

That the court of claims by and it is here-by given jurisdiction to hear and determine the claims of legal and equitable, fo the Ohio Indians, known as the Black Bob Band RoyalOhio Kansas Indians, against the United States for losses claimed to have been caused by the failure of the United States, and its officers, agents, and Representatives, to comply with, preform, and execute the provisions of treaties, agreements, and statutes of the United States relating to the reservation, lands, funds, and citizen-ship rights of said Indians in regard to the following matters.

The claims of Ohio Royal Kansas Indians, Black Bob Band of Ohio, and of other reservees arising under the treaty of October 14, 1886, 15 stature of congress, first above mentioned provides that before payments amay be made, request shallk be executed by an On-be-half, for said Indians clarimate, and their loyal repres-entative acknowledging payments to their claims and against the United States which request to be approved by the commission of Indian affairs of October 14, 1868-where-as there was known of the treaty of the Black Bob Band Royal Ohio Kansas, Shawnee Indians, serving and possessing the lands that was awarded them and bought by them with their money from their sales allotted lands in Ohio, and Missouri, in which they are entitled there-to, also money that was taken over by the Government, in the state bank in St. Louis; money loaned the Cherokee \$175.000 with 5 per centum for a period of ten years; money owed them by the Cherokee Nation for fighting in the Cherokee strip case; Money owed them for their services of fightin in Texas, the Cherokee reservation in Texas; the amount seized by the United States in the St.Louis bank with 6 per centum; allowance of ancriet owed by their payments in joint action of the Cherokees, March 4, 1929-45, State L. 1550-payments.

The claims of said Ohio Royal Kansas Shawnee Indians of Ohio for comepensation for the loss of their interest vested an contingent in the assets and property, of the Ohio Royal Kansas Shawnee Nation to which they were with-held under the provisions of the several treaties and agreements between the United States and the Cherokee nation there to (1) by representation to said Indians that the United States would provide for their removal, (2) by advising agaisnt their accepting the aid of private persons to effect their removal, (3) by the failure to give reasonable notice and aid in their reomoval (4) by the disapproval of a roll that identified them, covering the names of a large number of Ohio Kansas Shawnee Royal, Indians, which went to Canada leaving a portion of money in the United States Treasurere \$25,000, that belong to the Black Bob Band, Royal Ohio Kansas Shawnee Indian. Without action by the secretary of the interior for a long period of time, and are year disapproved; without consideration of its merriits by said secretary upon representation to him by the commissioner of Indians affairs, that if approved, the time for removal of those identified would extend beyond the fix time for the final closing of the rolls of citizenship of the Ohio, Kansas, Shawnee Indians and the action of the United States, allotting lands, and distrubte-ing the property of the Cherokee Nation in disregard of the provisions of the treaty between the United States and the Ohio Royal, Kansas, Shawnee Indian called the Black Bob Band, April, 1886, with respect to the citizenship rights of the Royal Ohio Kansas Indians.; Provided that had a vested an contingent property right of which they were deprived by any of the foregoing causes, each person whose rights were lost there-by shall be entitled to an award of the average value of the interest so lost by him, including his propabational share in the funds, and proceeds of the property of the said nation distrunuted to the enrolled members and their heirs of inherantance there-of; and the average, value as of time of loss of the individual allotments made to citizens of the Royal Ohio Kansas Shawnee Indian-nation/

Provided however that the jurisdiction conferred by this act shall not extend to or embrace any claim or claims of any nature against any tribe except the Cherokee tribe nation of Indians and in Oklahoma and solely to claim against United States and the Cherokee nation of Oklahoma, asserted by those Indians hereby authorized to sue and claim of sum or sums recorved in any action here-by authorized are sum appropriated in their payments or settlements of there-of shall ever be subject of a charge against or claim reimbursement out of any of the property are freinds of the said Cherokee nation of Indains in Oklahoma, directed, or indirectly

directly or indirectly or as a set of or counter claims against their claims and demand of said nation Choctaw, and against the United States now or hereafter asserted whether said claim or demand be of a legal or equitable nature or for a gratuity.

That this action shall be brought in said court of claims as a class action by and with their representation attorneys in fact and attorney and chief and committee staff by a signed contract agreement by and between the Black Bob Band of America, Royal, Ohio Kansas Shawnee Indians and the lost claims committee of the five civilized tribes, Indians band of America Staff with a certificate copy of said agreements in behalf of others similarly situated and the petition or petitions filed under the provisions of this act may be executed and verified by Superintendent, Chairman, Secretary, Secretaries, Chiefs, Chiefs, Council, Chairman, and the solicited attorneys for in behalf of said Indians, and said representative and said attorneys are hereby authorized to pro-execute said claims to the final conclusion of any action brought here under.

That any petition or petitions filed in the said court of claims under the provisions of this act shall be submitted to court within ten years from the date of this act and this act, and said cause or causes shall there-upon be proceeded with in accordance with the law, and practice of said court and any claims not so presented within the said period of ten years shall be therefore forever barred without amendment.

That the hearing and jurisdiction of said claims shall be governed by equitable principles and shall fairly, and finally determine the merits of the claims of the said Indians and the obligations of the United States to them in administering the affairs of Indians subjects to the guardianship and authority of the United States in accordance with the conduct of the estates of incompetent Indians, if the court shall find that the Black Bob Band of Royal Ohio Kansas Shawnee Indians are in fact as a group of incompetent to manage their own affairs.

That the amount of any judgment rendered in said cause when appropriated shall be set aside as a special fund to be paid or disbursed to the persons legally entitled to receive the same only upon such terms and conditions as Congress may by its subsequent legislation direct provided, however, that in entering its final judgment in said cause the court of claims shall hear and determine the amount not to exceed ten years which of the amount of any final judgment on a quantum meruit basis, it shall find to be a reasonable compensation for the respective services and expenses of the representative and the action attorneys and official staff for said Indians as a class, heretofore rendered or which may hereafter be rendered in suit or authorized by the provisions of this act and shall as a part of said judgment award so much thereof as may be necessary to pay, said compensation and reimbursements upon the basis here directed to such persons or persons, respectively as the said court find entitled thereto.

That said court shall have further jurisdiction to hear and determine any counter claims or counter demands on the part of United States against the said Royal Ohio Kansas Shawnee Indians on Ohio upon the said basis of equity and justice as directed in respect to the jurisdiction of all matters under the authority of this act.

That either party aggrieved by any final decision of the said court of claims in said causes shall have the right to appeal such final decision to the supreme court provided, that on the question of the validity of the claims of said Royal Ohio Kansas Shawnee Indians against the United States or any counter claims or demand of the United States against said Indians.

The appellate jurisdiction of said supreme Court of the United States is hereby expressly extended to the hearing and determination of an appeal by or on behalf of said Royal Ohio Kansas Shawnee Indian or United States.

That for the purpose of this act the Term Royal Ohio Kansas Shawnee Indians of the State of Ohio shall include only Reservees under the treaty of Oct. 1868 and their descendants; those persons on prior years of 1868 who on (Oct. 14, 1868 15th state L. 513), is authorized were residents in State of Ohio and other a joint states having not less than one eighth of Shawnee Indian blood, and their descendants, and such persons as were there for identified on any approved rolls of any others rolls as their descendants shall not include any person who were or who or adopted by agreements or otherwise enroll on the final citizenship rolls shall be allowed by said agreements shall be allowed to participate with said funds of the Shawnee Nations.

A BILL

P G AMMENDMENT TO 2656---7th Congress

Conferring jurisdiction on the court of claims to hear and determine the cause of the Choctaw Indian of the State of Mississippi and other adjoining states.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled; that the court of claims be and it is hereby given jurisdiction to hear and hereby given jurisdiction and determine the claims, legal or equitable of the Choctaw Indians of the State of Mississippi and others against the United States for losses claimed to have been caused by the failure of the United States, its officers against its Representatives to comply with reforms, and execute the provision of the treaties, agreements, and status of the United States relating to the reservations lands, funds, and citizen-ship rights of said Indians in regards to the following matters:

The claims of the Choctaw Indians of Mississippi and of other reservees answering under the treaty of September 27, 1830-known as the treaty of Dancing Rabbit Creek, (State L. 333) for compensation for the failure to grant to them the lands to which they were entitled under said treaty, and for the value of scrip an indemnity for the some to which said Indians and reservees were entitled under the act of Congress approved August 23, 1842 (5 State L. 777) including interest at 5 per. centum for a period not to exceed twelve years.

The claims of the said Choctaws of Mississippi for compensation for the loss of their interest in the assets and property of the nation to which they were entitled under the provision of the several treaties and agreements between the United States and the Choctaw nation and status of the United States relating there to (1) by representation to said Indians that the United States would provide for their removal: (2) by advising against their excepting the aid of private persons to the effect of their removal; (3) by the failure to give reasonable notice and aid (4) by the disapproval of a roll of identification containing the names of a large number of Choctaws.

That this action shall be brought in said court of claims or about any court constituted by the United States as a class action by a representation number of said Choctaws, Chickashaws, Dancing Rabbit Creek of Mississippi and any adjoining States of the United States in their own behalf and in behalf of other similarly situated and the petition or petitions filed under the provisions of this act may be executed and verified by any active Attorney chosen by the clubs or bands and any person; or persons under the provisions of this act may be executed and verified by the courts of a claims if not agreeable with the said representation of said petitioners and of all there in who behalf by the United States Attorney for said Indians and said Representative and said Attorneys, and Official Staff of said Club Selected said Attorney or hereby authorized to prosecute said claim to a final conclusion of any after action brought here under.

That any petition or petitions filed in the said court of claims under the provisions of the this act shall be submitted to said court in ten years, from the date of this act, and said cause or causes shall there-upon be proceeded with-in accordance with the law and practice of said court and any claims not so presented with-in the period of ten years shall be therefore-for-ever barred with out an amendment of an additional fifteen years against the Choctaw Nation of Indians in Oklahoma but solely to claims against the United States asserted by those Indians hereby authorized to sue and no sum or sums recovered in any action hereby authorized or sums appropriated in payments or full settlement thereof shall ever be the subject of a charge against or claim for reimbursement out of any of the property of friends of the said Choctaw Nation of Indians in Oklahoma directly or indirectly or as a set-off or counter claim against any claim or demand of said nation against the United States now or here-after asserted whether said claim or demand be of a legal or equitable nature or for a gratuity, which roll had been held without action by the Secretary of the Interior for a long period of time and disapproved for morale of these identified would extended beyond the date fixed for the final closing of the rolls of citizenship of the Choctaw Nation or by the action of the United States in allotting lands distributing the property of the Choctaw Nation in disregard of the provisions of the treaty between the United States and the Choctaw Nation of April 28, 1886 with respect to the citizenship rights of the Chosen Choctaw of Mississippi provided that if the said court shall find that the said Choctaw of Mississippi had a vested or property right for which they were deprived by any of the foregoing causes, each person whose rights were lost thereby shall be entitled to an award of the average value of the interest so lost by him, in-

cluding his proportional share in the funds and proceeds of the property of a said nation as distributed to the enrolled members there-of and the average value as of the time of loss of the individual allotments made to citizen of the Choctaw Nation; provided, however that the jurisdiction conferred by this act shall not extend to-or embraced any claims or claims of any nature.

That the hearing and jurisdiction of said claims shall be governed by equitable principles and shall fairly and finally determined the merit of the claims of said Indians and the obligations of the United States to them in administering the affairs of Indians subject to the guardianship and authority of the United States, in accordance with the customary action and precedent in the conduct of the estates of incompetent Indians, if the court shall find that said Mississippi Choctaw Indians were in fact as a group incompetent to manage their own affairs.

That the amount of any judgment rendered in said cause when appropriated shall be set-aside as a special fund to be paid or disbursed to the persons legally entitled to received the same only up-on such terms and conditions as congress may-be its subsequent legislation direct, how-ever, that in entering its final judgment in said cause the court of claims shall hear and determine the amount not to exceed 5 per centum of the amount of any final award, which on a quantum meruit basis, it shall find to be a reasonable compensation for the respective services and expenses of the representative attorneys and of the United States attorneys for said Indians as a class here-to-fore rendered of which may here-after be rendered in the suit authourized by the provisions of this act, and shall as part of said judgment award so much there-of as may be necessary to pay said compensation and reinburdsement upon the basis here-in directed to such person or persons respectively as the said court may find in entitled there-to.

The said court shall have further jurisdiction to hear and determine any counter claims or counter demands on the part of the United States against the said Choctaw, Chicksaws, and Dancing Rabbit Creek Indians of Mississippi upon the said basis of equity and justice as directed in respect to the ad-jurisdiction of all matters under the authority of this act.

That either party aggrieved by any final decision of the said court of claims, said causes shall have the right to a appeal such final decision to the Supreme Court of the United States as provided that on the question of the valdity of the claim or claims of said Choctaw Indians against the United States, or any counter claims of demands for the United States against said Indians.

The appellate jurisdiction of said Supreme court of the United States in is here-by expressly extended to the hearing and determination of and appeal by or on behal of said Choctaw Indians and Dancing Rabbit Creek, Chickshaw Indians of the United States.

That for the purpose of this act term Choctaw of the State of Mississippi shall include only reservees under the treaty of September 27, 1880, and their descendants, those persons who were resident in the State of Mississippi, Alabama, Louisiana, and other States having not less that than 1/8 of Choctaw Chickshaw, Creek Indians blood, and their descendants and such persons as were there-after identified on any approved roll of Mississippi, Choctaw, Chickshaw, and Dancing Rabbit Creek and their descendants, and shall not include any persons who were enrolled on the final citizenship rolls of the Choctaw Chickshaw, and Muskogee Creek Indians Natives in Oklahoma.