

1-5-1893

Letter from the Secretary of the Interior in response to Senate resolution of July 12, 1892, relative to money paid to attorneys on behalf of Indian tribes.

Follow this and additional works at: <https://digitalcommons.law.ou.edu/indianserialset>

 Part of the [Indian and Aboriginal Law Commons](#)

Recommended Citation

S. Exec. Doc. No. 23, 52nd Cong., 2nd Sess. (1893)

This Senate Executive Document is brought to you for free and open access by University of Oklahoma College of Law Digital Commons. It has been accepted for inclusion in American Indian and Alaskan Native Documents in the Congressional Serial Set: 1817-1899 by an authorized administrator of University of Oklahoma College of Law Digital Commons. For more information, please contact darinfox@ou.edu.

IN THE SENATE OF THE UNITED STATES.

L E T T E R

FROM

THE SECRETARY OF THE INTERIOR

IN RESPONSE

To Senate resolution of July 12, 1892, relative to money paid to attorneys on behalf of Indian tribes.

JANUARY 6, 1893.—Referred to the Committee on Indian Affairs and ordered to be printed.

DEPARTMENT OF THE INTERIOR,
Washington, January 5, 1893.

SIR: I have the honor to acknowledge the receipt of Senate resolution dated July 12, 1892, in the following words:

Resolved, That the Secretary of the Interior be directed to report what sums of money, if any, have been paid to attorneys by his direction out of any appropriations made by the Fifty-first Congress for any Indian tribe, and the authority for such payment, if any has been made.

In response thereto I transmit herewith copy of a communication of 9th ultimo, from the Commissioner of Indian Affairs, and accompanying statement which contains the information requested.

I have the honor to be, very respectfully,

JOHN W. NOBLE,
Secretary.

The PRESIDENT OF THE SENATE.

DEPARTMENT OF THE INTERIOR,
OFFICE OF INDIAN AFFAIRS,
Washington, December 9, 1892.

SIR: I have the honor to acknowledge the receipt, by your reference of the 13th of July last, for report, of Senate resolution, dated July 12, 1892, which reads as follows:

Resolved, That the Secretary of the Interior be directed to report what sums of money, if any, have been paid to attorneys by his direction out of any appropriations made by the Fifty-first Congress for any Indian tribe, and the authority for such payment, if any has been made.

2 MONEY PAID TO ATTORNEYS ON BEHALF OF INDIAN TRIBES.

In reply I inclose herewith, in duplicate, a detailed statement showing amounts paid to attorneys out of appropriations made by the Fifty-first Congress, and also the contracts made between Indian tribes and attorneys for the recovery of moneys, etc., under which such payments were made.

The authority for making these payments is contained in sections 2103 and 2104, Revised Statutes. The Senate resolution is herewith returned.

Very respectfully, your obedient servant,

T. J. MORGAN,
Commissioner.

The SECRETARY OF THE INTERIOR.

Schedule of contracts made between Indian tribes and attorneys for the recovery of moneys, etc., appropriations for which were made during the Fifty-first Congress; also of amounts paid to attorneys under sections 2103 and 2104, Revised Statutes.

Contracts.		Tribes.	Attorneys.	Attorneys' fees.	Services to be rendered.	Amounts appropriated.	Amounts paid to attorneys.
Date.	Approval.						
Dec. 30, 1884	Feb. 17, 1885	Western Miamis, Indians and citizens.	James H. Embrey.....	<i>Per ct.</i> 20	Recovery of money and land given to seventy-three persons, under act of June 12, 1858, who are alleged not to be of Miami blood. (Fee paid on \$42,678.24, amount due Indian class.)	\$61,975.03	\$8,535.62
Jan. 26, 1887	May 12, 1888	Mexican Pottawatomes....	Isaac Sharp.....	10	Recovery of moneys due them improperly paid to certain administrators.	17,995.46	1,799.55
Mar. 1, 1890	Apr. 9, 1890	Absentee Shawnees (Big Jim's band).	George S. Chase.....	5	To prosecute claims for losses resulting from the removal of the Shawnees from the Kickapoo Reservation in 1886.	17,215.00	860.75
Nov. 26, 1899	Mar. 4, 1890	Chickasaw Nation.....	Halbert E. Paine.....	10.0	Further adjustment and settlement of orphan and incompetent claims, treaties of 1832, 1834, 1852.	56,021.49	5,802.14
Paid at request of Indians and under sec. 8 of act approved Feb. 13, 1891 (26 Stats. 759).		Sacs and Foxes of the Mississippi in Iowa.	T. C. Fletcher, Geo. S. Chase, and J. W. Willett.	5.0	Prosecution of claim to their interest in lands in Oklahoma.	100,000.00	5,000.00
Jan. 21, 1890	Apr. 28, 1890	Delawares in Cherokee Nation.	Charles Journeycake, chief of Delawares.	15.0	To prosecute certain treaty claim of Delawares against the United States, Cherokee Nation, and certain railroad companies.	72,702.00	10,905.30
Jan. 30, 1890	Feb. 26, 1891	Kaw Indians.....	Jones & Vorhees.....	10.0	To prosecute claims of Indians against the United States for annual payment of interest on \$200,000 in Treasury, in lieu of investment.	29,379.90	2,937.99
Dec. 16, 1889	Delegate and attorney.	Pottawatomes, Citizen Band.	Anthony F. Navarre.....	8.4	To prosecute certain treaty claims against the United States.	130,997.95	10,859.65
July 26, 1890	Sept. 2, 1892	Pottawatomes, Prairie Band.					
Jan. 20, 1891	Mar. 18, 1891	Pottawatomes, Citizen Band.	J. H. McGowan.....	5.0	do.....		*4,138.91
Feb. 11, 1890	Dec. 2, 1890	do.....	Geo. S. Chase.....	5.0	Prosecution of claim to title to surplus lands of reservation in Indian Territory.	160,000.00	7,300.92
Delegate and attorney.	Oct. 3, 1891		Anthony F. Navarre.....	2.5			
Jan. 7, 1890	June 21, 1890	Cœur d'Alene Indians.....	John Mullan.....	1	To urge the ratification by Congress of agreements Mar. 26, 1887, and Sept. 9, 1889, with Cœur d'Alenes. (Amount involved in agreement, \$650,000.)	530,000.00	6,500.00

*The 5 per cent fee paid to J. H. McGowan, viz: \$4,138.91, is on the sum of \$82,778.20, the Citizens' Band portion of the \$130,997.95.

Schedule of contracts made between Indian tribes and attorneys for the recovery of moneys, etc.—Continued.

Contracts.		Tribes.	Attorneys.	Attorneys' fees.	Services to be rendered.	Amounts appropriated.	Amounts paid to attorneys.
Date.	Approval.						
Aug. 20, 1889	Feb. 5, 1890	Cheyennes and Arapahoes..	Sam'l J. Crawford, M. G. Reynolds, John D. Miles, and D. B. Dyer.	Per ct. (*)	Claim for value of land in Indian Territory ceded to them by treaty of 1867, all claims growing out of cessions of lands by them, and just compensation for all surplus lands embraced in the Executive order reservation of Aug. 10, 1869, and for money received by the Cherokee Nation on account of leasing lands belonging to Cheyennes and Arapahoes.	\$1,500,000.00	\$67,500.00
Feb. 7, 1891	Feb. 18, 1891	Cherokee Nation.....	Wm. A. Phillips	10	To prosecute claim for recovery of excessive fees paid to General Land Office.	19,843.82	1,984.38

*8 per cent on \$500,000 or less recovered; 4 per cent on sum over \$500,000 and less than \$1,000,000, and 3 per cent on the sum of \$250,000.