

fifteen or seventeen dollars a year, divided into two six-months payments. That was derived from the surplus land that the Cheyenne-Arapahoes sold after they took their allotments.

PER CAPITA PAYMENTS FROM SALE OF SURPLUS RESERVATION LANDS

(You mean you were still getting those per cap payments in 1902?)

Yes. We kept on--I think the final payment was made in 1921.

Everyone that--newborn children--they got, say, about three hundred dollars. Their final payment, per cap--at Christmas (?).

All the way from a hundred and seventy-two to right around three hundred dollars.

(Did you get this per capita payment every year?)

Twice a year. It was divided into two six-months payments.

(How much would you get each time you got a payment?)

We used to get eight dollars and fifty-five cents every six months--per capita. But since 1896 a man came out from Washington--a lawyer--by the name of John Murphy. Without ever consulting the Indians he went to our Agent, Major Woodson. A military officer from Fort Reno was our Agent. And he made some kind of agreement with him to be hired as our tribal attorney. And without the consent of the tribe, this Agent, Major Woodson, provided that a dollar would be taken out from every individual Indian's account to pay this attorney before he ever undertook to enter into a contract with these Indians under existing laws--known as Revised Statutes 2103, which standardized this attorney contract barring attorney to any tribe for the prosecution of their claims subject to the approval of the Secretary of the Interior and the Commissioner of Indian Affairs.

In other words, his contract had to be a standard form with the provisions that were in a standard unified form. And a certain percentage of his fee, upon recovery. And if the Indians didn't get--or have the money available to pay him the usual fee by the month or the year--whatever it may be--he had to go on contingent fee. Contingent to the success of his claim prosecution for the tribe. Otherwise there was another version known as the retainer fee of a contract not to exceed ten per cent, or less.

(Above discussion is somewhat confusing. Jess is obviously referring to the rules governing payment of attorneys prosecuting tribal claims, and possibly alluding to an improper payment