

supreme court by an appeal of the Foreman habeas corpus case, mentioned in my last week's communication. It was at first intended to apply direct to one of the judges of the supreme court for a writ of habeas corpus for the release of the Foremans who are now in jail at Muskogee, but after many conferences between the Cherokee delegation and their attorneys, it was determined to **apply to Judge Springer** for the writ, and if refused, to appeal to the Supreme Court of the United States. The Cherokees have employed the firms of Stuart, Lewis, Gordon & Rutherford, and Hutchings & West, of the Territory; and Ex-Senator Call, of Florida, and W. P. Thompson and D. W. C. Duncan, of the Cherokee Nation, have been employed to assist in presenting the question to the Supreme Court of the United States. The case will be prepared and brought up as soon as the details can be arranged.

Ex-Senator Call and Messrs. Duncan and Thompson have been employed to have the Supreme court pass upon the treaty rights of the Cherokees. The plan will be to ask Congress to pass an act giving the Supreme court jurisdiction to pass on this point.

In discussing the matter W. A. Duncan, chairman of the Cherokee delegation, said: "In a recent speech in the Senate Senator Morgan, of Alabama, said that all