

BILL No.21

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R E S O L U T I O N

REFUSING TO ACCEPT THE ANNUAL REPORT OF PETER J. HUDSON, NATIONAL AUDITOR
FOR THE FISCAL YEAR ENDED SEPTEMBER 30, 1902.

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Your finance Commisttee, to whom was referred the annual report of Peter J. Hudson, National Auditor, for the fiscal year ended September 30, 1902, have carefully examined the report and would respectfully report as follows:

(1) The Clerk of the Rirst Judicial District of the Choctaw Nation on April 22, 1902, issued a certificate for one dollar for boarding a prisoner during the special term of court, held in April, 1901. Under the law the payment for this service should be made out of the county treasury; therefore, the warrant issued on this certificate is illegal.

(2) May 28, 1902, Mr Hudson issued three warrants to Mr Thomas B. Latham, as follows:

No.	To whom issued	For what service	Date	Amount
43i	Thos. B. Latham	Salary, 3/21 to 5/23/02	5/23/02	250.00
44-I	"	" " "	"	250.00
25-I	"	" " "	"	361.10
Total				\$ 861.10

These warrants were issued to Mr Latham, on a certificate of the Principal Chief, dated May 27th, 1902, which certificate states that Mr Latham is entitled to pay for services rendered as Citizenship Attorney per act of the General Council, approved by the Principal Chief, on October 19, 1899, and by the President of the United States on January 10, 1900.

An examination of said act shows that the attorneys appointed thereunder can be removed only for cause. The evidence at hand does not show that the attorneys originally appointed under that act, namely Mansfield, McMurray and Cornish, were removed according to law. Your committee is advised that the Department of the Interior has refused to recognize the said Thomas B. Latham as Citizenship Attorney for the Choctaw Nation, but has continuously recognized Mansfield, McMurray and Cornish as such attorneys.

Your committee believes that the certificate of the Principal Chief directing the National Auditor to issue said warrants was without authority of law, and that the warrants issued thereunder were therefore illegal.

(3) In as much as the foregoing warrants are illegal, we believe that Peter J. Hudson, National Auditor, should be required to reimburse the National Treasury the following amounts:

Warrant illegally issued on certificate of District Clerk	1.00
Warrants illegally issued to Thomas B. Latham	861.10
Total	\$ 862.10

Your Committee would therefore recommend the adoption of the following resolution:

BE IT RESOLVED BY THE GENERAL COUNCIL OF THE CHOCTAW NATION, ASSEMBLED:

Section 1 That the annual report of Peter J. Hudson, National Auditor, for the fiscal year ended September 30, 1902, be and the same is hereby, not accepted.

Section 2 That the National Treasurer is hereby authorized and directed to make demand on the said Peter J. Hudson, National Auditor, for the amount of \$862.10, and to make a report of his actions under this resolution, to the next general council.

Section 3 That this resolution shall take effect and be in force from and after its passage and approval.

Read, Interpreted, passed the Senate and referred to House, this 22nd day of Oct, 1902.

James Bower
President of Senate.

Attest Joe H. Cooper
Recording Secretary.

Read, Interpreted, passed the House and referred to Chief this 22nd day of Oct. 1902.

R. J. [unclear]
Speaker of House

Attest M. M. Cooper
Recording Secretary.

Approved this 22nd day of Oct. 1902.

Green McCurtain
Principal Chief, C.N.

A RESOLUTION

Refusing to accept the annual report of Peter J. Hudson, National Auditor, for the fiscal year ended September 30, 1902.

Your Finance Committee, to whom was referred the annual report of Peter J. Hudson, National Auditor, for the fiscal year ended September 30, 1902, have carefully examined the report and would respectfully report as follows:

(1.) The Clerk of the First Judicial District of the Choctaw Nation on April 22, 1901, issued a certificate for one dollar for boarding a prisoner during the special term of court, held in April, 1901. Under the law, the payment for this service should be made out of the county treasury; therefore, the warrant issued on this certificate is illegal.

(2.) May 28, 1902, Mr. Hudson issued three warrants to Mr. Thomas B. Latham, as follows:

No	To Whom Issued	For What Service	Date	Amount
43	J. Thomas B. Latham,	Salary from May 23 to May 23, 1902,	May 28, 1902,	\$ 250 00
44	"	"	"	250 00
45	"	"	"	361 10
Total				\$ 861 10

These warrants were issued to Mr. Latham on a certificate of the Principal Chief, dated May 27, 1902, which certificate states that Mr. Latham is entitled to pay for services rendered as Citizenship Attorney per act of the General Council approved by the Principal Chief on October 19, 1899, and by the President of the United States on January 10, 1900.

An examination of said act shows that the attorneys appointed thereunder can be removed only for cause. The evidence at hand does not show that the attorneys originally appointed under that act, namely, Mansfield, McMurray and Cornish, were

removed according to law. Your committee is advised that the Department of the Interior has refused to recognize the said Thomas B. Latham as Citizenship Attorney for the Choctaw Nation, but has continuously recognized Mansfield, McMurray and Cornish as such attorneys.

Your committee believes that the certificate of the Principal Chief directing the National Auditor to issued said warrants was without authority of law, and that the warrants issued thereunder were, therefore, illegal.

(3.) Inasmuch as the foregoing warrants are, illegal, we believe that Peter J. Hudson, National Auditor, should be required to reimburse the national treasury the following amounts:

Warrant illegally issued on certificate of District Clerk,	\$ 1.00
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Warrants illegally issued to Thomas B. Latham,	861.10
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Total,	<u>\$862.10</u>
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Your committee would, therefore, recommend the adoption of the following resolution:

BE IT RESOLVED BY THE GENERAL COUNCIL OF THE CHOCTAW NATION ASSEMBLED:

Section 1. That the annual report of Peter J. Hudson, National Auditor, for the fiscal year ended September 30, 1902, be, and the same is hereby, not accepted.

Section 2. That the National Treasurer is hereby authorized and directed to make demand on the said Peter J. Hudson, National Auditor, for the amount of \$862.10, and to make a report of his actions under this resolution to the next general council.

Section 3. That this resolution shall take effect and be in force from and after its passage and approval.

Jackson James
Chairman of Finance Committee.

in force from and after its passage and approval.

Section 3. That this resolution shall take effect and be sections under the resolution to the next General session.

And that, for the amount of \$802.10, and to make a report of the and directed to make demand on the said Peter J. Hudson, National

Section 2. That the National Treasurer is hereby authorized be, and the same is hereby, not accepted.

National Auditor, for the fiscal year ended September 30, 1902.

Section 1. That the annual report of Peter J. Hudson,

ASSEMBLED:

BE IT RESOLVED BY THE GENERAL COUNCIL OF THE CHOCTAW NATION

of the following resolution:

Your committee would, therefore, recommend the adoption

Read, Interpreted passed
the Senate and referred
to the House. This the 22
Day of Oct. 1902.

James Board.
Pres. of Senate.

Attest
J. M. House.
Recording Secy.

Read, Interpreted,
passed the House
and referred to Chief
This the 22nd day of
Oct. 1902.

R. J. Ward
Speaker of House
Attest:
W. W. Cooper

Recording Secy.
Approved this the
22nd day of October, 1902
Green. McCurtain
Principal Chief
C. N.

Attorneys.

Continuously recognized Manifesto, National Auditor, for the

H. Nathan as Citizenship Attorney, for the Choctaw Nation.

Department of the Interior has referred to the said

removed according to law. Your committee

CO. 1111 No 21
Division Accounting Account
the amount of \$802.10 and make
Auditor, for the fiscal year ending
Sept. 30, 1902
This the 22nd day of Oct. 1902
J. M. House
Recording Secy.
Attest:
R. J. Ward
Speaker of House
Attest:
W. W. Cooper
Recording Secy.
Approved this the
22nd day of October, 1902
Green. McCurtain
Principal Chief
C. N.