

W. P. Bradley et al. }  
vs. }  
Chickasaw Nation }

Dishonoring C. C. No. 58.

U. S. Court, Southern District, No. 34.

The children Frank Colbert Bradley.  
Clara Hicks                   "  
Earnest                       "  
Nellie                         "  
Holmes                       "

are the children of a Chickasaw woman,  
Texanna Colbert, and should be enrolled,  
and admitted.

Wm. P. Bradley, after death of  
his wife Texanna Colbert, the mother of  
the above children, married a non citizen  
white woman. — Married out. —

Question of Law.

W. P. B.



T. N<sup>o</sup> 58.

Bradley, W. B. et al,

vs

Chickasaw Nation,

N<sup>o</sup> 34.

Southern Dist. Court,

N<sup>o</sup>

Dawes Commission

All admitted

Children should be admitted & enrolled.

Question of law as to Winters & Bradley: if citizenship of Texan ~~citizenship~~, deceased should be proven.

Pass.

W. B.



Chickasaw Nation.

Vs. No. 34 Judgment, Southern Dist. March 12, 1898.

W. P. Bradley, et al.

Now on this the 12th day of March, A. D. 1898 comes on to be heard the above cause, and this cause having heretofore been referred to Hon. W. H. L. Campbell, Master in Chancery and the said Master having previously filed his report herein, which report is in all things confirmed. An this cause being brought before the court, and the Chickasaw nation being represented by its attorney W. B. Johnson, who being present, and the defendants ~~xxxxxxx~~ being represented by their attorneys Davidson & Carter, both parties having announced ready for trial, and it appearing to the court that this cause is an appeal from the decision of the Commission to the Five Civilized Tribes, upon an application for citizenship to the Chickasaw Tribes of Indians, filed before said Commission on the 8th day of September A. D. 1896, by the petitioners W. P. Bradley, et al which appeal was duly taken and prosecuted by the Chickasaw Nation, and it further appearing to the Court that Texanna Colbert a duly recognized and enrolled member by blood of the Chickasaw Tribe of Indians, did on the 13th day of October, 1880 intermarry with one, Winter P. Bradley, said Bradley being a United States citizen; that said marriage was performed in accordance with the laws and customs of the Chickasaw Tribe of Indians:

That there was born unto the said Winter P. Bradley and Texanna Colbert Bradley the following named children, to-wit: Frank Colbert Bradley, Clara Hicks Bradley, Earnest Bradley, Nellie Bradley and Holmes Bradley, all of which are now living and residing in the Chickasaw Nation. That said Texanna Colbert did on the \_\_\_\_\_ day of \_\_\_\_\_ depart this life, and since said time W. P. Bradley has married a United States citizen.

The Court after hearing the evidence is of the opinion that the petitioner W. P. Bradley is entitled to be admitted and enrolled as a member by intermarriage of the Chickasaw tribe of Indians.. And



that the petitioners Frank Colbert Bradley, Calra Hicks Bradley, Earnest Bradley, Nellie Bradley, and Holmes Bradley are entitled to be admitted and enrolled as members by blood of the Chickasaw Tribes of Indians.

It is therefore ordered adjudged and decreed by the court that Winter P. Bradley be and hereby is admotted as a member by intermarriage of the Chickasaw Tribe of Indians, entitled to all the rights and privileges as such. And that Frank Colbert Bradley, Clara Hicks Bradley, Earnest Bradley, and Nellie Bradley, and Holmes Bradley be and are hereby admitted as members by blood of the Chickasaw Tribes of Indians, entitled to all the rights and privileges as such.

It is furtherordered that the Clerk of this Court immediately upon entering this judgment transmit to the Commission of the Five Civilized Tribes a certified copy of this decree, and said Commission is ordered to enroll Winter P. Bradley as a member by intermarrage f the Chcla saw Tribe of Indians, And said Commission enroll Frank Colbert Bradley, ~~Sarah~~ Sarah Hicks Bradley, Earnest Bradley, Nellie Bradley, and Holmes Bradley as members and citizens by blood of the Chickasaw tribe of Indians. To all of which the Chickasaw nation excepts.

O. K. W. B. Johnson, attorney for Chickasaw Nation.



SUMMONS.

United States of America, )  
INDIAN TERRITORY, ) SS:  
Choctaw and Chickasaw Citizenship Court.

The President of the United States of America,

To the United States Marshal for the Indian Territory, *South* District,

GREETING:

YOU ARE COMMANDED TO SUMMONS

*P. S. Masley*  
*Governor Chickasaw nation*

*on behalf of said nation*  
to answer in twenty days after the service of this summons upon *him as*  
*Governor of said nation*

a complaint in Equity filed against *The said Choctaw and Chickasaw*  
*nations*

in the Choctaw and Chickasaw Citizenship Court, in the Indian Territory, *at Tishomingo*  
by *Widie P. Bradley et al* and warn *him* that upon *his* *as said Governor* failure to answer, *the*

*the* *on behalf of said nation* complaint will be taken for confessed, and you will make return of the summons *on the*  
*first day of next instant* Term of said Court.

WITNESS the Honorable SPENCER B. ADAMS, Chief Judge, WALTER L.

WEAVER and HENRY S. FOOTE, Associate Judges, and the Seal

thereof, at *Tishomingo I.T.*, aforesaid,

this *9<sup>th</sup>* day of *June*, A. D. 190*4*

*James B. Cassada*  
Clerk.

By \_\_\_\_\_, Deputy.





MARSHAL'S RETURN.

United States of America,  
INDIAN TERRITORY,

District.

ss:

I received this summons this \_\_\_\_\_ day of \_\_\_\_\_, A. D. 190\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ m.  
and served same by copy, as follows:

Personally on \_\_\_\_\_ at \_\_\_\_\_ Ind. Ter. this \_\_\_\_\_ day of \_\_\_\_\_ 190\_\_\_\_, \_\_\_\_\_ o'clock \_\_\_\_\_ m.  
" \_\_\_\_\_ at \_\_\_\_\_ Ind. Ter. this \_\_\_\_\_ day of \_\_\_\_\_ 190\_\_\_\_, \_\_\_\_\_ o'clock \_\_\_\_\_ m.  
" \_\_\_\_\_ at \_\_\_\_\_ Ind. Ter. this \_\_\_\_\_ day of \_\_\_\_\_ 190\_\_\_\_, \_\_\_\_\_ o'clock \_\_\_\_\_ m.  
" \_\_\_\_\_ at \_\_\_\_\_ Ind. Ter. this \_\_\_\_\_ day of \_\_\_\_\_ 190\_\_\_\_, \_\_\_\_\_ o'clock \_\_\_\_\_ m.  
At Residence of \_\_\_\_\_ at \_\_\_\_\_ Ind. Ter. this \_\_\_\_\_ day of \_\_\_\_\_ 190\_\_\_\_, \_\_\_\_\_ o'clock \_\_\_\_\_ m.  
" \_\_\_\_\_ at \_\_\_\_\_ Ind. Ter. this \_\_\_\_\_ day of \_\_\_\_\_ 190\_\_\_\_, \_\_\_\_\_ o'clock \_\_\_\_\_ m.  
" \_\_\_\_\_ at \_\_\_\_\_ Ind. Ter. this \_\_\_\_\_ day of \_\_\_\_\_ 190\_\_\_\_, \_\_\_\_\_ o'clock \_\_\_\_\_ m.  
" \_\_\_\_\_ at \_\_\_\_\_ Ind. Ter. this \_\_\_\_\_ day of \_\_\_\_\_ 190\_\_\_\_, \_\_\_\_\_ o'clock \_\_\_\_\_ m.

With a member of defendant's family over 15 years of age there residing.  
And the other persons named in this Summons are "not found in this District."

By \_\_\_\_\_

Deputy

U. S. Marshal.

Duplicate

No. *8-8*

SUMMONS  
IN EQUITY.

*Kudri P. Bradley, et al*

vs.

*Chadio and Chisnessau  
natives*

Summons issued the \_\_\_\_\_ day

of \_\_\_\_\_, 190\_\_\_\_

Returnable \_\_\_\_\_ Term, 190\_\_\_\_

Returned and filed \_\_\_\_\_, 190\_\_\_\_

Clerk.

By \_\_\_\_\_, Deputy.

MARSHAL'S FEES.

Services, - - - - \$ \_\_\_\_\_

Miles, - - - - \$ \_\_\_\_\_

Expense, - - - - \$ \_\_\_\_\_

TOTAL, - - - - \$ \_\_\_\_\_

*Cruce Cruce*

Attorney for Plaintiff.



--: IN THE CHOCTAW AND CHICKASAW CITIZENSHIP COURT :--

-0-

Winter P. Bradley, et al,  
Plaintiffs,

vs.

--: P E T I T I O N :--

The Choctaw and  
Chickasaw Nations,  
Defendants.

Now come the petitioners, Winter P. Bradley, Frank Colbert Bradley, Clara <sup>Rich</sup> Bradley, Earnest Bradley, Nellie Bradley and Holmes Bradley, and respectfully represent and show to the court:

That they and each of them are now, and have been at and since all the dates and times hereinafter mentioned residents of the Chickasaw Nation, Indian Territory; that they are each and all citizens and members of the Chickasaw Tribe or Nation of Indians.

That on the 9th day of September, 1896, and within the time prescribed by law, they each and all applied to the Commission to the Five Civilized Tribes for enrollment as citizens and members of said Chickasaw Nation or Tribe of Indians; that said Commission heard said application, and these petitioners were, by the judgment of said Commission, admitted to citizenship and enrollment as members of said Choctaw tribe of Indians.

That thereafter, the Chickasaw Nation appealed from the judgment of said Commission to the Five Civilized Tribes to the United States Court for the Southern District of the Indian Territory, at Ardmore, wherein said appeal was docketed in a cause styled "Chickasaw Nation vs. W.P. Bradley, et al;" and numbered thirty-four (34).

That thereafter, in said United States Court for the Southern District of the Indian Territory, at Ardmore, a full, complete and final trial was had of said cause No. 34, styled as aforesaid, Chickasaw Nation vs. W.P. Bradley, et al, and said court therein affirmed the decision of said Commission, and adjudged these petitioners, each and all, to be citizens and members of the Chickasaw Nation or Tribe of Indians, and ordered and directed the said Commission to the Five Civil-



lized Tribes to place the names of petitioners upon the roll of citizenship of the Choctaw Nation or Tribe of Indians, as members thereof; which said judgment was rendered by and entered of record in said court on the 12th day of March, 1898.

Petitioners further show that, by its judgment rendered on the 17th day of December, 1902, in a cause styled "The Choctaw and Chickasaw Nations or Tribes of Indians, plaintiffs, vs. J.T.Riddle, et al, defendants", this court adjudged and decreed all the judgments and decisions of the United States Court in the Indian Territory, admitting to citizenship and enrollment as citizens of the Choctaw and Chickasaw Nations upon appeal from the decision of the Commission to the Five Civilized Tribes, the ten defendants named in said cause in this court, and all judgments rendered in favor of all persons similarly situated, null and void.

These petitioners state that they were not parties to said suit or cause of "The Choctaw and Chickasaw Nations or Tribes of Indians, plaintiffs, vs. J.T.Riddle, et al, defendants".

That this court did not have the power or jurisdiction, under the pleadings and evidence in said cause, to set aside or vacate the judgment theretofore rendered in the United States Court for the Southern District of the Indian Territory, at Ardmore, and said judgment of said Commission to the Five Civilized Tribes, adjudging and establishing the citizenship and membership of these petitioners as members of said Chickasaw Nation or Tribe of Indians; and that said judgment of said Commission to the Five Civilized Tribes and of the United States Court for the Southern District of the Indian Territory, at Ardmore, declaring and adjudging these petitioners to be citizens and members of said Chickasaw Nation or Tribe of Indians, were not in any way affected, set aside or avoided by said judgment of this court.

These petitioners state, however, that in as much as this court has entered its judgment and decree setting aside all the judgment of said United States Court for the Southern District of the Indian Territory, where the parties thereto are similarly situated to the ten



defendants named in said cause of "The Choctaw and Chickasaw Nations or Tribes of Indians, plaintiffs, vs. J.T.Riddle, et al, defendants", the Commission to the Five Civilized Tribes is denying and will deny to these petitioners all the rights and privileges as such members of said Chickasaw Nation or Tribe of Indians, and petitioners will be denied and deprived of all the rights and privileges as such members of said Chickasaw Tribe or Nation of Indians, unless the files, papers and proceedings in said cause No.34, styled Chickasaw Nation vs. W.P. Bradley, et al, in the said United States Court for the Southern District of the Indian Territory, at Ardmore, be certified and sent to this court for further proceedings herein: - - -

WHEREFORE, these petitioners, still insisting upon their rights as citizens and members of the said Chickasaw Tribe or Nation of Indians, and without waiving any of the rights adjudged and decreed to belong to them under and by virtue of said judgments of said Commission to the Five Civilized Tribes and of the United States Court for the Southern District of the Indian Territory, at Ardmore, in said cause No.34, styled Chickasaw Nation vs. W.P.Bradley, et al, most respectfully pray this court for an order, in the nature of a writ of error or otherwise, ordering and directing the Clerk of the United States Court for the Southern District of the Indian Territory, at Ardmore, to certify and transfer to this Honorable Court all the files, papers and proceedings in said cause No.34, styled Chickasaw Nation vs W.P.Bradley, et al, in said court; that the Principal Chief of the Choctaw Nation and the Governor of the Chickasaw Nation be cited and served with process herein, to the end that these petitioners be established in, and not deprived of, their rights as members and citizens of said Chickasaw Nation or Tribe of Indians, and for all other just and proper relief in the premises.

Archie R. Riddle & J. T. Riddle

Attorneys for Petitioners.

Attorneys for Petitioners.  
Ardmore, I. T.  
Grice, Grice & Bleskmore,

PETITION FOR WRIT OF ERROR  
The Choctaw and Chickasaw Nations  
vs. J.T. Riddle, et al  
IN THE CHOCTAW AND CHICKASAW  
CITIZENSHIP COURT  
IN THE CHOCTAW AND CHICKASAW



Attorneys for Petitioners.

*Wm. Cruce & Bleakmore*

Just and proper relief in the premises.

IN THE CHOCTAW AND CHICKASAW  
CITIZENSHIP COURT.

Winter P. Bradley, et al,  
v  
The Choctaw and Chickasaw  
Nations.

PETITION FOR WRIT OF ERROR.

Cruce, Cruce & Bleakmore,  
Ardmore, I.T.,  
Attorneys for Petitioners.



--: IN THE CHOCTAW AND CHICKASAW CITIZENSHIP COURT :--

-o-

Winter P. Bradley, et al,  
Plaintiffs,

vs.

--: P E T I T I O N :--

The Choctaw and  
Chickasaw Nations,  
Defendants.

Now come the petitioners, Winter P. Bradley, Frank Colbert Bradley, Clara Hix Bradley, Earnest Bradley, Nellie Bradley and Holmes Bradley, and respectfully represent and show to the court:

That they and each of them are now, and have been at and since all the dates and times hereinafter mentioned residents of the Chickasaw Nation, Indian Territory; that they are each and all citizens and members of the Chickasaw Tribe or Nation of Indians.

That on the 9th day of September, 1896, and within the time prescribed by law, they each and all applied to the Commission to the Five Civilized Tribes for enrollment as citizens and members of said Chickasaw Nation or Tribe of Indians; that said Commission heard said application, and these petitioners were, by the judgment of said Commission, admitted to citizenship and enrollment as members of said Choctaw tribe of Indians.

That thereafter, the Chickasaw Nation appealed from the judgment of said Commission to the Five Civilized Tribes to the United States Court for the Southern District of the Indian Territory, at Ardmore, wherein said appeal was docketed in a cause styled "Chickasaw Nation vs. W.P.Bradley, et al;" and numbered thirty-four (34).

That thereafter, in said United States Court for the Southern District of the Indian Territory, at Ardmore, a full, complete and final trial was had of said cause No.34, styled as aforesaid, Chickasaw Nation vs. W.P.Bradley, et al, and said court therein affirmed the decision of said Commission, and adjudged these petitioners, each and all, to be citizens and members of the Chickasaw Nation or Tribe of Indians, and ordered and directed the said Commission to the Five Civilized Tribes to enroll said petitioners as citizens and members of said Chickasaw Nation or Tribe of Indians.



lized Tribes to place the names of petitioners upon the roll of citizenship of the Choctaw Nation or Tribe of Indians, as members thereof; which said judgment was rendered by and entered of record in said court on the 12th day of March, 1898.

Petitioners further show that, by its judgment rendered on the 17th day of December, 1902, in a cause styled "The Choctaw and Chickasaw Nations or Tribes of Indians, plaintiffs, vs. J.T.Riddle, et al, defendants", this court adjudged and decreed all the judgments and decisions of the United States Court in the Indian Territory, admitting to citizenship and enrollment as citizens of the Choctaw and Chickasaw Nations upon appeal from the decision of the Commission to the Five Civilized Tribes, the ten defendants named in said cause in this court, and all judgments rendered in favor of all persons similarly situated, null and void.

These petitioners state that they were not parties to said suit or cause of "The Choctaw and Chickasaw Nations or Tribes of Indians, plaintiffs, vs. J.T.Riddle, et al, defendants".

That this court did not have the power or jurisdiction, under the pleadings and evidence in said cause, to set aside or vacate the judgment theretofore rendered in the United States Court for the Southern District of the Indian Territory, at Ardmore, and said judgment of said Commission to the Five Civilized Tribes, adjudging and establishing the citizenship and membership of these petitioners as members of said Chickasaw Nation or Tribe of Indians; and that said judgment of said Commission to the Five Civilized Tribes and of the United States Court for the Southern District of the Indian Territory, at Ardmore, declaring and adjudging these petitioners to be citizens and members of said Chickasaw Nation or Tribe of Indians, were not in any way affected, set aside or avoided by said judgment of this court.

These petitioners state, however, that in as much as this court has entered its judgment and decree setting aside all the judgment of said United States Court for the Southern District of the Indian Territory, where the parties thereto are similarly situated to the ten



defendants named in said cause of "The Choctaw and Chickasaw Nations or Tribes of Indians, plaintiffs, vs. J.T.Riddle, et al, defendants", the Commission to the Five Civilized Tribes is denying and will deny to these petitioners all the rights and privileges as such members of said Chickasaw Nation or Tribe of Indians, and petitioners will be denied and deprived of all the rights and privileges as such members of said Chickasaw Tribe or Nation of Indians, unless the files, papers and proceedings in said cause No.34, styled Chickasaw Nation vs. W.P. Bradley, et al, in the said United States Court for the Southern District of the Indian territory, at Ardmore, be certified and sent to this court for further proceedings herein: - - -

W H E R E F O R E, these petitioners, still insisting upon their rights as citizens and members of the said Chickasaw Tribe or Nation of Indians, and without waiving any of the rights adjudged and decreed to belong to them under and by virtue of said judgments of said Commission to the Five Civilized Tribes and of the United States Court for the Southern District of the Indian territory, at Ardmore, in said cause No.34, styled Chickasaw Nation vs. W.P.Bradley, et al, most respectfully pray this court for an order, in the nature of a writ of error or otherwise, ordering and directing the Clerk of the United States Court for the Southern District of the Indian Territory, at Ardmore, to certify and transfer to this Honorable Court all the files, papers and proceedings in said cause No.34, styled Chickasaw Nation vs W.P.Bradley, et al, in said court; that the Principal Chief of the Choctaw Nation and the Governor of the Chickasaw Nation be cited and served with process herein, to the end that these petitioners be established in, and not deprived of, their rights as members and citizens of said Chickasaw Nation or Tribe of Indians, and for all other just and proper relief in the premises.

*Oruce Orucer Pleasant*

Attorneys for Petitioners.



Attorneys for Petitioners.

*Wm. C. Adams*

Just and proper relief in the premises.

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served with process herein, to the end that these petitioners be estab-  
Choctaw Nation and the Governor of the Chickasaw Nation be cited and  
W.P. Bradley, et al, in said court; that the Principal Chief of the  
papers and proceedings in said cause No. 34, styled Chickasaw Nation vs  
Ardmore, be certified and transfer to this Honorable Court all the files,  
States Court for the Southern District of the Indian Territory, at  
of error or otherwise, ordering and directing the Clerk of the United  
most respectfully pray this court for an order, in the nature of a writ  
in said cause No. 34, styled Chickasaw Nation vs. W.P. Bradley, et al,  
Court for the Southern District of the Indian Territory, at Ardmore,  
said Commission to the Five Civilized Tribes and of the United States  
decreed to belong to them under and by virtue of said judgments of  
Nation of Indians, and without waiving any of the rights adjudged and  
their rights as citizens and members of the said Chickasaw Tribe or  
W. H. R. R. P. O. R. H., these petitioners, still insisting upon

*Petition for Appeal*

*W.P. Bradley, et al,*

to this court for further proceedings herein: - - -  
District of the Indian Territory, at Ardmore, be certified and sent  
Bradley, et al, in the said United States Court for the Southern Dis-  
and proceeded in said cause No. 34, styled Chickasaw Nation vs. W.P.  
Chickasaw Tribe or Nation of Indians, unless the files, papers  
ed and deprived of all the rights and privileges as such members of  
said Chickasaw Nation or Tribe of Indians, and petitioners will be de-  
to these petitioners all the rights and privileges as such members of  
the Commission to the Five Civilized Tribes is denying and will deny  
or Tribes of Indians, Plaintiffs, vs. J.T. Riddle, et al, defendants",  
defendants named in said cause of "The Choctaw and Chickasaw Nations



In the Choctaw and Chickasaw Citizenship Court, sitting at  
Tishomingo, in the Southern District of the Indian Territory,  
June Term, 1904.

Winter P. Bradley, et al.,

vs.

No. 58.

Choctaw and Chickasaw Nations.

6  
DECREE OF COURT.

On this 16th day of June, 1904, this cause coming on for final decision, the same having heretofore been submitted upon the law and the evidence, and the Court being well and sufficiently advised in the premises, doth find that the plaintiff, Winter P. Bradley, is entitled to be deemed a citizen by intermarriage of the Chickasaw Nation, and to enrollment as such, and to all the rights, privileges and immunities, personal to himself, which flow therefrom; and that the plaintiffs, Frank Colbert Bradley, Clara Hicks Bradley, Earnest Bradley, Nellie Bradley and Holmes Bradley, are entitled to be declared citizens of the Chickasaw Nation by blood, and to enrollment as such citizens, and to all the rights, privileges and immunities flowing therefrom.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the plaintiff, Winter P. Bradley, is entitled to be deemed a citizen by intermarriage of the Chickasaw Nation, and to enrollment as such citizen, and to all the rights, privileges and immunities, personal to himself, which flow therefrom; and that the plaintiffs Frank Colbert Bradley, Clara Hicks Bradley, Earnest Bradley, Nellie Bradley and Holmes Bradley, are entitled to be declared citizens of the Chickasaw Nation by blood, and entitled to



enrollment as such citizens, and entitled to all the rights,  
privileges and immunities flowing therefrom.

.....  
Chief Judge.

.....  
Associate Judge.

.....  
Associate Judge.