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United States of America,)	} Application for citizenship in the Chickasaw Nation.
Indian Territory)	
Chickasaw Nation.)	
Pickens County.)	

To the Honorable Hugh L. Dawes, Chairman of the Dawes Commission,
At Vinita, Ind. Ter.

The undersigned, your petitioner, being duly sworn on his oath respectfully states:

That his name is William Duncan, that he is 50 years of age, that he is a resident of the Indian Territory, Chickasaw Nation, Pickens Co., and that his post office address is Duncan, I.T., and is entitled to citizenship in the Chickasaw Nation for the following reasons.

That on the 26th day of May 1878, A.D., he was married to Sallie Johnson at Stonewall, I.T., by Willis Burns.

That said marriage was strictly according to the laws of the Chickasaw Nation.

That by reason of said marriage to Sallie Johnson, he became a citizen by intermarriage and entitled to citizenship in the Chickasaw Nation, wherefore, he respectfully prays your Honorable bod to investigate his application, and that he be enrolled as a citizen of the Chickasaw Nation, and entitled to all the rights and privileges pertaining to citizenship in accordance with the laws and treaties governing said tribe of Indians.

(Signed) William Duncan.

Sworn to and subscribed to before me, the undersigned authority, on this the 20th day of August, 1896, A.D., and I do certify, that he, the said William Duncan, is a responsible and creditable person and worthy of belief, and that I am not interested in the

matter to which this application relates.

Witness my hand and seal of office on this the 20th day of August, 1896, A.D.

(Signed) U.G. WILKINSON, Notary Public
in and for the Southern Dist., I.T.

Before the Honorable Commission to the Five Civilized Tribes.

IN THE MATTER

of application for enrollment in the Chickasaw
Nation of

WILLIAM DUNCAN.

Now Comes the Chickasaw Nation by its attorneys, and without waiving any exceptions heretofore taken to application filed herein, and without consenting to, but denying the jurisdiction of this Honorable Commission to pass upon the question of citizenship in Chickasaw Nation, presents this answer to said application and respectfully represents:

First. The Chickasaw Nation, while not admitting the marriage of Sallie Duncan to Bradford Johnson, denies that they were married according to law, and avers that said Sallie Duncan was a United States citizen and that if she was married to Bradford Johnson as claimed, she abandoned him and they were divorced, which was in violation of its laws and she forfeited any rights she may have acquired by such marriage.

Second. It admits that afterwards Sallie Duncan married William Duncan, her present husband and avers that he is a United States citizen and that she could confer no rights as a Chickasaw upon said William Duncan.

Wherefore, it prays that said application be dismissed.

_____o_____

I, W.B. Johnson, Attorney for the Chickasaw Nation, on oath state, that the original papers filed by the plaintiff were either lost or destroyed, and that the foregoing are the identical papers furnished the Governor of the Chickasaw Nation by the applicant herein and that they are substantial copies of the said original.

(Signed) W.B. Johnson,

Subscribed and sworn to before me this the 15 th day of Aug., 1898.

(Signed) Phil Barrett, Notary Public.

Indian Territory,)
Southern District,) AFFIDAVIT.

Before me the undersigned authority personally appeared C.E.Rooks of Duncan, I.T., well known to me, and known to me to be a person responsible, creditable and worthy of belief, and states that she is 59 years of age; that she is now a resident of Duncan, I. T., and that she has been a resident of the Chickasaw Nation, I.T. for 59 years.

That she knew of the marriage of William Duncan to Sallie Johnson (now Sallie Duncan) and knows them to live together as husband and wife.

That she has known the said William Duncan for 27 years; that the said William Duncan is the indential person he represents himself to be in his application for citizenship in the Chickasaw Nation.

That she is not in any way interested in the prosecution of this, the said William Duncan's claim as a citizen among the said Chickasaw Tribe of Indians, nor is she interested in the decision, judgment or final determination of said application.

(Signed) C.E.Rooks.

Sworn to and subscribed before me this the _____ day of August 1896
A.D.

(Signed) U.G.Wilkerson,

Notary Public in and for the Southern District,
of the Indian Territory.

Indian Territory)
Southern District.) Affidavit.

Before me the undersigned authority personally appeared J.T.Doah, of Duncan, I.T. well known to me and known to me to be a responsible and creditable person and worthy of belief, and states that he is 38 years of age; that he is now a resident of Duncan I.T. and has been a resident of the Chickasaw Nation for 30 years.

That he knew of the marriage of William Duncan to Sallie Johnson (now Sallie Duncan) and knows them to live together as husband and wife. That he has known the said William Duncan for 26 years. That the said William Duncan is the identical person he represents himself to be in his application for citizenship in the Chickasaw Nation.

That he is not in any way interested in the prosecution of his claim as a citizen among said Chickasaw tribe of Indians, nor is he interested in the decision, judgment or final determination of said application.

Signed J.T.Doak

Sworn to and subscribed to this the 20th day of Aug. 1896 A.D.

(Signed) U.G.Wilkinson.

Notary public in and for the Southern District of the I.T.

Indian Territory,)
)
Southern District.)

Affidavit.

Before me the undersigned authority personally appeared Sallie Duncan, and states upon her oath that she is 51 years of age; that she has been a resident of the Indian Territory for 51 years; that on the 27th day of May 1872 she was married to Bradford Johnson, a Chickasaw Indian; that she lived with the said Bradford Johnson about 3 years, and after divorce granted by the Chickasaw authorities she married William Duncan in May 1878, who is an applicant for citizenship in the Chickasaw Nation by intermarriage; that said marriage between affiant and William Duncan was upon a marriage license procured from the Chickasaw authorities and celebrated according to Chickasaw Laws.

That affiant has always since said marriage with Bradford Johnson, been recognized as a Chickasaw Indian, and admitted as such by the Commission to the Five Civilized Tribes.

That ever since her marriage with William Duncan, the said William Duncan has been recognized and treated by both Indians and whites as an Indian citizen.

That the said William Duncan has never been required to pay a permit, but that he has filled the position of deputy permit collector in this section of the country under various permit collectors for the last 19 years.

That the said William Duncan's rights as an intermarried citizen has never been denied since his marriage with affiant, until being refused enrollment by the Commission to the Five Tribes.

(Signed) Sallie Duncan)

Sworn to and subscribed Before me on this the 12th day Aug. 1897.

(Signed) H.M. Wharton,

Notary Public in and for the Southern District of
the Indian Territory.

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Stonewall, Ind. Ter.

This is to certify that the right of matrimony was duly solemnized between William Duncan and Miss Sallie Johnson on the 26th day of May 1878, they having obtained license from his Honor, G.W. Wilson, Judge Probate Court, Pontotoc County, Chickasaw Nation.

(Signed) Willis Burns.

Minister of the Gospel.

Recorded this June 21st, 1878.

(Signed) H. Colbert, Clerk.

This is to certify that the above copy of the marriage of Mr. Wm. Duncan and Sallie Johnson is true and correct copy of the original found recorded on page 61 Book A on the marriage record of Pontotoc County, C.N.

This August 24th 1897.

(Signed)

Geo. Collins

County and Probate Clerk,

Pontotoc Co., C.N.

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William Duncan,

vs

Master's Report.

Chickasaw Nation.

I find that Sallie Little married Bradford Johnson a Chickasaw Indian on the 27th day of May, A.D., 1872, under and in accordance with the Indian law---That after said Johnson died said Sallie Johnson married the applicant, William Duncan, May 26 1878, under and in accordance with the Indian law.

But I find that said facts do not entitle said Duncan to citizenship and I therefore recommend that this application for citizenship be denied.

(Signed)

W.H.L .Campbell,

Magistry in Chancery.

William Duncan,

vs. No. 98, Judgment, Southern District, December 22, 1897.

Chickasaw Nation.

Now on this, the 22nd day of December, 1897, came on to be heard the above cause, on the application, evidence, exhibits, Master's report and exceptions to said Master's report and the entire record in the case, and the court being well and truly advised in the premises is of the opinion that the Master's finding of facts that Sallie Little married Bradford Johnson, a full blood Chickasaw Indian on the 27th day of May, 1872, under and in accordance with the Chickasaw law.

Thereafter said Johnson's death said Sallie Johnson married the applicant, William Duncan, on the 26th day of May, 1878, under and in accordance with the Chickasaw Laws, is correct and that portion of said report is hereby confirmed and the court is of the opinion that said facts entitle said William Duncan to membership in the Chickasaw Tribe of Indians, and the exceptions to the Master's report recommending that the said Duncan's application be denied is hereby sustained.

It is therefore by the court ordered, adjudged and decreed that William Duncan be and he is hereby admitted to citizenship in the Chickasaw Nation and to membership in the said Chickasaw Tribe of Indians, and it is ordered that he be enrolled as such with all the rights pertaining to such relation.

It is further ordered that the clerk of this court certify a true copy of this decree to the Commission to the Five Civilized Tribes for their observance, and that said Commission duly enter the name of the above named applicant on the roll of citizenship of the Chickasaw Nation .

To all of which defendant excepts.

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, Northern District,

GREETING:

You are hereby Commanded to Summons Green McCurtain, Principal Chief of the Choctaw Nation, to answer on behalf of said nation, in twenty days after the service of this summons upon him, as Principal Chief of said Nation a complaint in Equity filed against the Choctaw and Chickasaw nation in the Choctaw and Chickasaw Citizenship Court, in the Indian Territory, at *Tishomingo*, by *William Duncan*

and warn him that upon his failure as said Principal Chief to answer on behalf of said nation, the complaint will be taken for confessed, and you will make return of the summons instanter;

And you are further commanded to notify said Green McCurtain, Principal Chief aforesaid, that the papers, files and proceedings in the case of *William Duncan* File No. *98-* in the District Court for the *Southem* District of the Indian Territory, has been transferred to the Choctaw and Chickasaw Citizenship Court, and that the certificate of the clerk of said court for said *Southem* District, Indian Territory, has been attached thereto.

WITNESS the Honorable Spencer B. Adams, Chief Judge, Walter L. Weaver and Henry S. Foote, Associate Judges, and the Seal thereof, at South McAlester, Indian Territory, aforesaid, this *23* day of March A. D., 1903.

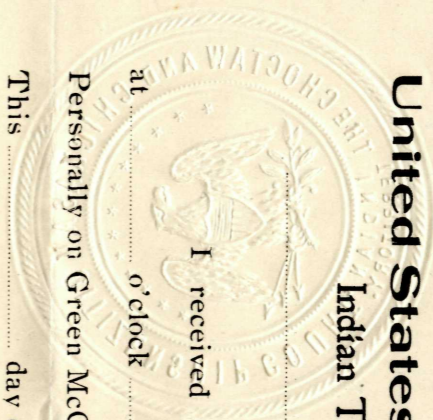
James B. Casson Clerk.

By _____ Deputy.



MARSHAL'S RETURN.

United States of America,
Indian Territory,
DISTRICT.



I received this summons this _____ day of _____, 1903, at _____ o'clock _____ m. and served same by copy, as follows:
Personally on Green McCurtain, at _____ Indian Territory,

This _____ day of _____, 1903, _____ m.
WITNESS the Honorable Spencer B. Adams, Chief Judge,

By _____ Deputy.

the certificate of the clerk of said court for said _____ District, Indian Territory,
Indian Territory, has been transmitted to the Choctaw and Chickasaw Citizenship Court, and that
File No. _____ in the District Court for the _____ District of the
that the papers filed and proceedings in the case of _____
and you are further commanded to notify said Green McCurtain, Principal Chief aforesaid,
complaint will be made for contempt, and you will make return of the summons instant;

1486
Duplicate
No. ~~88~~ T-102

SUMMONS
IN EQUITY.

William Duncan
vs.
Choctaw and Chickasaw Nations.

Summons issued 2^o day of
March, 1903. Returnable instanter.

Marshal's Fees.

Service	-	-	-	\$
Miles	-	-	-	\$
Expenses	-	-	-	\$
TOTAL				\$

Cross, Cross & Co
Attorneys for Plaintiff.
Redmond J. T.

Choctaw and Chickasaw Citizenship Court,
Indian Territory,
United States of America,
SUMMONS.

In the Choctaw and Chickasaw Citizenship Court, sitting at
Tishomingo, Indian Territory. November Term, 1904.

William Duncan,

vs.

No. 102.

Choctaw and Chickasaw Nations.

DECREE OF COURT.

On this 29th day of November, 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, William Duncan or Duncen, is not entitled to be deemed a citizen of the Chickasaw Nation, or to enrollment as such, or to any rights whatever flowing therefrom.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the petition of the plaintiff, William Duncan or Duncen, be denied, and that he be not deemed a citizen of the Chickasaw Nation, and not entitled to enrollment as such citizen, and not entitled to any rights whatever flowing therefrom.

.....
Chief Judge.

.....
Associate Judge.

.....
Associate Judge.

Chickasaw. Dmg.

William Duncan No. 102

+ William Duncan or Duncan