

IN THE
 Court of Claims of the United States.

No. 23,115.

THE UNITED STATES, COMPLAINANT,

vs.

THE CHOCTAW NATION AND THE CHICKASAW
 NATION AND THE CHICKASAW FREEDMEN, DE-
 FENDANTS.

Come now the Choctaw Nation and the Chickasaw Nation, impleaded herein as parties defendant, by their attorneys of record, and move the court to strike out paragraph 16 of the answer filed herein on behalf of the Chickasaw Freedmen, as well, also, to strike out paragraph 5 of the prayers contained in said answer, and, for grounds of motion, say :

That the several matters and things therein set forth and contained are not embraced in the subject-matter in respect of which jurisdiction was conferred upon this court, and upon the Supreme Court of the United States on appeal, by virtue of the act of the Congress of the United States approved July 1, 1902, and that said matters and things are immaterial and irrelevant to the determination of any or either of the questions so embraced in said jurisdictional act.

MANSFIELD, McMURRAY AND CORNISH,
*Attorneys for the Choctaw Nation
 and the Chickasaw Nation.*

A. A. HOEHLING, JR.,
Of Counsel.

WASHINGTON, D. C., *February 27, 1903.*