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IMPEACHMENT OF LOCHER HARJO

The question of impeachment being vital and important and requiring a thorough understanding by all members present was a second time read on motion of Woxie Harjoche.

Thomas Adams moved that the law specifying the manner of proceeding and conducting the trial for impeachment of officers be read.

Motion was made by Thomas Adams to entertain the charges preferred against the Executive for high crimes and misdemeanors, as reported by L. J. Perryman and others.

The charges of high crimes and misdemeanors against the Executive of the nation was taken up by a vote of more than two-thirds majority, as required by law.

Thomas Adams moved that the speaker of the House appoint a committee of seven whose duty it shall

be to prepare articles of impeachment and submit the same for action.

The speaker appointed a committee of seven, composed of the following named members:

L. J. Perryman, Thomas Adams, Wm. Fisher, Ned. Robbins, David Cummings, Pink Hawkins and Itshars Harjo.

The committee of seven appointed by the speaker to prepare articles of impeachment against Locher Harjo reported that the original charges, which were reported yesterday, were adopted by them as the articles of impeachment.

Parskof Harjo moved to adopt the report of the Committee.

A resolution was presented directing the speaker of the House to appoint a managing board, consisting of seven members of the House, who shall conduct the trial of impeachment of Locher Harjo, now pending before the House of Kings.

The members of the House appointed as managing board to conduct the trial are as follows:

L. C. Perryman, Yarteker Harjo, Taylor Post Oak, Thomas Adams, Daniel Cummings, Ned. Robbins, Itshars Harjo.

The House of Warriors unanimously passed the

following resolution:

Be it Resolved, That the managing board of the impeachment trial of Locher Harjo, Principal Chief, are hereby authorized to proceed to the House of Kings and present, as required by law, and prosecute the same to its final result.

ARTICLES OF IMPEACHMENT AS PREPARED BY THE COMMITTEE

To the House of Kings
of the Creek National Council
now in session:

The undersigned members of your honorable body respectfully represent that Locher Harjo, Principal Chief of the Muskogee Nation, has been guilty of high crimes and misdemeanors in violating his solemn oath of office, and to the injury of the peace and dignity of the Muskogee Nation. His offences against the constitution and laws of the nation demand his impeachment and removal from the high and responsible position which he now unworthily fills.

The undersigned omit many minor offences and irregularities in which the Executive has been repeatedly guilty; they omit his arbitrary conduct

of public affairs, his neglect of the interest of the Muskogee people, and his adhesion to evil counselors against the earnest protest of the people and friends of the constitutional government; they omit to recite the indifference and contempt which he has repeatedly manifested for the Council, laws and constitution of the Muskogee Nation, and prepare as fully sufficient for his impeachment the following charges and specifications:

CHARGE I -- VIOLATING HIS OATH OF OFFICE

Specification 1. In refusing to execute a special law passed by the Creek National Council requesting him, without any discretion or limitation on his part, to inform the United States Agent to remove forthwith one J. B. G. Dixon, an obnoxious white man, an intruder, and a notorious disturber of the public peace; as having rights of Creek citizenship, not authorized by the public national record, nor by any construction of the laws of the Muskogee Nation defining the powers of the Executive.

CHARGE II -- VIOLATING HIS OATH OF OFFICE

Specification 1. By removing and suspending

from office to which they were duly elected by the National Council of the Muskogee Nation, illegally suppressing the popular will, the following officers of the Muskogee District: Samuel Brown, Judge of said District, and John Buck, Prosecuting Attorney of said District. Said officers were removed and suspended by the arbitrary and illegal act of the Executive, without neglect of duty by said officers, thereby nullifying the integrity of the Muskogee Nation and substituting the will of the Executive for the wholesome and legal restraints of a well constituted popular government, intended to protect the rights of every citizen against usurpation of the one man power.

Specification 2. By persisting in the unwarrantable and illegal suspension of the officers of the Nation, despite the petition of nearly four hundred citizens of the Muskogee Nation, without respect to party, requesting the restoration of said officers to the places from which they had been deposed; all this illegal action of the Executive, and his subsequent contempt for the petition of so large a number of respectable citizens evincing and overriding of public sentiment, has alarmed the law-

abiding citizens of the Nation, who are filled with forebodings of evil for our popular government.

Specification 3. By removing and suspending from the functions of their office the Captain and privates of the Light Horse Company of the Muskogee District, without neglect of duty on their part, contrary to the will of the people of said District, who had legally elected them to their respective offices.

Specification 4. By deranging and paralyzing the proper administration of the laws in the Muskogee District, thereby endangering the peace, dignity and safety of said District and the Nation.

CHARGE III -- IN USURPING UNUSUAL AND
DANGEROUS POWER NOT DELEGATED TO THE EXECUTIVE
BY THE LAWS AND CONSTITUTION OF THE MUSKOGEE NATIONS

Specification 1. By attaching his name as Executive of the Creek Nation to a promissory note for a large sum of money for private purposes, which act of the Executive is totally unauthorized by law, and has brought the nation into contempt by placing it in a false position, and betraying the innocent

and well meaning lender of the amount so obtained into palpable loss by the unauthorized use of the National name by the Executive.

L. J. Perryman, Woxie Harjoche,
D. Cummings, Espokeok Harjo,
Taylor Post Oak.

Okmulgee, C. N., Dec. 5, 1876

House of Kings sitting as jurors of a Court of Impeachment in the trial of Locher Harjo, Principal Chief of the Muskogee Nation, for high crimes and misdemeanors, charged with the violation of his oath of office, return a verdict of guilty, as the following will show:

Yeas -- Fushatch Emathlocher, Tustinnuck Harjo, Pika Bruner, Woxie Holarter, Jackson Barnett, Kenolth Harjo, Nocos Emathla, John Hains, Cosar Harjo, Cusetah Yoholar, Chofolup Harjo, Hollotar Harjo, John Jefferson, Archuloe Fixeco, James McHenry, Cowetah Tustenuggee, Sarpulba, Woat kar Harjo, Cusetah Micco, Hulbuttar Harjo, Yarhar Fixeco, Pleasant Porter, Yartarwar Harjo, James Larney,

James Scott, John McGilbray, Hotulkey Emathlar, David Carr. -- 28.

Nays -- Jacob Knight, Oscar Hinchar, Tobey Bruner, Arholoc Fixico, Sam Taylor, Micco Harjo, Micco Nuper, Tulmo-chus Micco, Toney, Silas Jefferson, Simon Brown, Anthony Murell -- 12.

The penalty for the offence is impeachment and removal from office; therefore Lochar Harjo is hereby declared impeached and removed from the office of Principal Chief of the Muskogee Nation.

JAMES MCHENRY,

Presiding Court of Impeachment.

SAMUEL GRAYSON, Clerk.