

the said tribes is such as to authorize them, through their proper authorities, to dispose of the moneys involved in these suits, and that such disposition, when made, is binding upon the executive and judicial departments of the Government of the United States.

3. That, even assuming that sections 2103 and 2105 would, in the absence of the legislation we here allude to, render any money received by Governor Crawford and named in said two complaints forfeitable, and would make him liable under sections 2103 and 2105, yet the joint operation and effect of section 4 of the act approved March 1, 1889 (25 Stats., 759), and of the legislation of the National Council embodied in the four acts of the Creek Council, which are set forth in the Appendix hereto and marked "Exhibits B, C, E, and F," is to exempt the said last-named moneys, so directed to be paid over under said section 4, from the operation of sections 2103 and 2105 (did these sections otherwise apply), and to authorize and empower the Creek Nation to pay, and the said attorneys of the nation to receive, the said six and one-half, plus three and one-half per cent. upon said \$2,280,857.10 (equaling \$228,085.71).

The discussion of these subjects, should such discussion ever become necessary, will be postponed to a future time, but will be, in substance, found in said pamphlets, to wit, the statement to the Secretary of the Interior and that to the Attorney-General of the United States.

As a matter of convenience we print in the Appendix attached hereto copies of said sections 2103, 2104, and 2105, and of the acts of the Creek Council above alluded to—B, C, E, and F.

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