

Choctaw MCR 1563

George W. Daughety

See MCR 1559

MCR 1563

FOR IDENTIFICATION AS B.
A MISSISSIPPI CHOCTAW

1568

George W. Daugherty, et al.
REFUSED.

DECISION RENDERED. MAY 13 1902

NOTICE OF DECISION MAILED APPLICANT.

MAY 19 1902

NOTICE OF DECISION FORWARDED
ATTORNEY FOR APPLICANT.

MAY 19 1902

NOTICE OF DECISION MAILED ATTORNEYS
FOR CHOCTAW AND CHICKASAW NATIONS.

MAY 19 1902

RECORD FORWARDED DEPARTMENT.

MAY 19 1902

ACTION APPROVED BY SECRETARY OF INTERIOR.

JUN 19 1902

NOTICE OF DEPARTMENTAL ACTION
FORWARDED APPLICANT.

JUN 27 1902

NOTICE OF DEPARTMENTAL ACTION
FORWARDED ATTORNEY FOR APPLICANT.

JUN 27 1902

NOTICE OF DEPARTMENTAL ACTION
FORWARDED ATTORNEYS FOR CHOCTAW
AND CHICKASAW NATIONS.

JUN 27 1902

REFER TO M. C. R.

1559

DEPARTMENT OF THE INTERIOR.
 COMMISSION TO THE FIVE CIVILIZED TRIBES.
 ATOKA, INDIAN TERRITORY, MARCH 28, 1901.

In the matter of the application for identification as Mississippi Choctaws of George W. Daughety and his minor children. George W. Daughety, having been first duly sworn, testifies as follows:

Examination by the Commission.

- Q What is your name? A George W. Daughety.
 Q What is your age? A Twenty eight.
 Q What is your post office address? A Choctaw, Texas.
 Q Is that the name of the place, Choctaw? A Yes sir.
 Q How long have you lived there? A That is the name of the post office.
 Q I want to know where you live; where do you live? Is that the name of the town? A Well, it is just a post office.
 Q Well, what is the name of the town? A Sherman.
 Q Where were you born? A In Kentucky.
 Q When did you remove from Kentucky? A Twelve years ago.
 Q And always lived in Texas since? A Yes sir.
 Q What is your father's name? A Andrew J. Daughety.
 Q Is he living? A Yes sir.
 Q What is your mother's name? A Sarah E. Daughety.
 Q Living? A Yes sir.
 Q Through which one of these parents do you claim Choctaw blood?
 A Father.
 Q How much do you claim? A One eighth.
 Q One eighth? A Yes sir.
 Q Did your father ever live in the Indian Territory? A No sir.
 Q Is your name on any of the tribal rolls of the Choctaw Nation?
 A No sir.
 Q Did you ever make application for citizenship in the Choctaw Nation to the Choctaw tribal authorities? A No sir.
 Q Did you ever make application to them for enrollment as a Choctaw citizen? A No sir.
 Q Were you ever recognized by them as an Indian? (No answer)
 Q By the Choctaw tribal authorities? A No sir.
 Q Were you ever admitted to citizenship in the Choctaw Nation by judgment of the United States Court in Indian Territory? A No sir.
 Q Did you ever make application either for citizenship or enrollment as a Choctaw Indian to the Dawes Commission under the act of Congress of June 10, 1896? A No sir.
 Q Is this the first application that you have ever made of any kind either to the Choctaw tribal authorities or the Dawes Commission?
 A Yes sir.
 Q You now seek to be identified as a Mississippi Choctaw? A Yes sir.
 Q Under what treaty are you making this application?
 A The treaty of 1830.
 Q Do you claim under the whole treaty of 1830? A Yes sir.
 Q You don't claim under article fourteen alone, then? A No sir.
 Q What is the name of your ancestor who lived in Mississippi in 1830?
 A William Daughety.

- Q Was he a full blood Choctaw Indian? A Yes sir.
Q Have you any documentary proof of that fact? A No sir.
Q Did he, within six months after the treaty of 1830 was ratified, declare his intention with Colonel Ward, then the United States Indian Agent living in Mississippi, to remain in Mississippi and take land there and become a citizen of the state of Mississippi?
A I don't know.
Q Did he remove from Mississippi to the Indian Territory with the other Choctaw Indians in 1833 and 1837? A I don't know.
Q Was he a beneficiary under article fourteen of the treaty of 1830?
A I could not tell you.
Q Did he ever receive or claim any land in Mississippi under article fourteen of that treaty? A I couldn't tell you.
Q Have you ever received any benefits as a Choctaw Indian? A No sir.
Q Are you married? A Yes sir.
Q What is your wife's name? A Laura.
Q Do you make any claim for her? A No sir.
Q Have you children? A Yes sir.
Q How many? A Two.
Q What is the name of the oldest? A Ernest L.
Q E-r-n-e-s-t? A Yes sir.
Q How old is Ernest? A Four years.
Q The next? (No answer)
Q What is the name of the next? Next child, do you know? (No answer)
Q Can anybody tell you? (Some one says Agnes L.) A Agnes L.
Q How old is Agnes? A One year.
Q Is Laura the mother of these children? A Yes sir.
Q You are the father? A Yes sir.
Q You and she are living together as husband and wife? A Yes sir.
Q And the children are living with you at your home? A Yes sir.
Q Have you your marriage license and certificate with you? A No sir.
Q Have you any documentary evidence?

Application of George W. Daughety is presented by applicant, received, marked Exhibit "A", filed and made a part of the record in this case.

- Q Have you any other documentary evidence? A No sir.
Q Would you like time? A Yes sir.

Twenty days time from the date hereof is allowed applicant to file documentary evidence in support of his application; also marriage license and certificate or certified copy of same.

- Q Is there anything further you want to say? A No sir.

The decision of the Commission in regard to this application for identification as Mississippi Choctaws which you make for yourself and children will be mailed to you at your present post office address.

Anna Bell, having been first duly sworn, on her oath states that as stenographer to the Commission to the Five Civilized Tribes, she reported in full all proceedings had in the above entitled cause on March 28, 1901, and that the above and foregoing is a full, true and correct transcript of her stenographic notes in said cause on said date.

Subscribed and sworn to before me this 4 day of April, 1901.

Anna Bell
Charles H. Sawyer

Notary public.

M.C.R. 1563.

Muskogee, Indian Territory, May 19, 1902.

George W. Daughety,
Choctaw, Texas.

Dear Sir:

You are hereby advised that on the 13th day of May, 1902, the Commission to the Five Civilized Tribes rendered a decision in the consolidated case of Andrew J. Daughety, et al., embracing the following applications for identification as Mississippi Choctaws:

Andrew J. Daughety, et al.,	M. C. R. 1559
Susan Hine, et al.,	M. C. R. 1560
William E. Daughety, et al.,	M. C. R. 1561
John H. Daughety,	M. C. R. 1562
George W. Daughety, et al.,	M. C. R. 1563

Said decision after a review of the evidence submitted concludes as follows:

'The authority vested in the Commission by the twenty-first section of the act of Congress of June 28, 1898 (30 Stats. 495) is as follows:

'Said Commission shall have authority to determine the identity of Choctaw Indians claiming rights in the Choctaw lands under article fourteen of the treaty between the United States and the Choctaw Nation concluded September twentyseventh eighteen hundred and thirty, and to that end may administer oaths, examine witnesses, and perform all other acts necessary thereto and make report to the Secretary of the Interior.'

It is the opinion of the Commission that the evidence in this case is insufficient to determine the identity of

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Andrew J. Daughety, Alice G. Daughety, James G. Daughety, Texanna Daughety, Lulu Daughety, Ethel Daughety, Susan Hime, George Hime, William H. Daughety, Randolph L. Daughety, John H. Daughety, George W. Daughety, Ernest L. Daughety and Agnes L. Daughety as Choctaw Indians entitled to rights in the Choctaw lands under the provision of law above cited, and that the application for their identification as such should be refused, and it is so ordered.*

You are further advised that the Commission has on this date forwarded the record in this case to the Secretary of the Interior for review and you will be informed in due time of such action as may be taken by him.

Yours truly,

Acting Chairman.

Registered.

COPY.

M.C.R. 1563

Muskogee, Indian Territory June 27, 1902.

George W. Daugherty,
Choctaw, Texas.

Dear Sir:

You are hereby advised that on the 19th day of June 1902, the Secretary of the Interior affirmed the decision of this Commission refusing the applications for identification as Mississippi Choctaws of the several persons included in the consolidated case of Andrew J. Daugherty, et al., of which decision you were advised by registered mail on the 19th day of May 1902.

Yours truly,

(SIGNED).

T. B. Needles.

Commissioner in Charge.

No. 1563

For Identification as a Mississippi Choctaw.

Date *Mar 28. 1901*

Name *George W. Waughety*

Age *28* Blood *1/8*

Post Office: *Choctaw, Texas*

Father: *Andrew J. Waughety, l*

Mother: *Sarah E. " l*

Claims through *father*

wife

Laura —

Children:

Ernest L. 4-

James L. 1

For self &

children

Stenographer

Anna Bell