



IN REPLY REFER TO:

United States Department of the Interior

BUREAU OF INDIAN AFFAIRS  
MUSKOGEE AREA OFFICE  
MUSKOGEE, OKLAHOMA 74401

*Man...*

<u>Monies awarded to the Cherokee</u> :	NOTICE OF PUBLIC HEARING
<u>Nation of Oklahoma in the</u> ;	ON USE OR DISTRIBUTION OF
<u>Indian Claims Commission</u> :	INDIAN JUDGMENT FUNDS:
<u>Docket No. 173-A (\$3,887,557.57):</u>	ISSUED: <u>2-25-75</u>

A hearing of public record will be conducted to hear and consider testimony concerning the distribution of judgment funds awarded to the Cherokee Tribe by the Indian Claims Commission in Docket 173-A. This notice is given pursuant to the Act of October 19, 1973 (Public Law 93-134; 84 Stat. 466, 467, 468) and Title 25 of the Code of Federal Regulations, Part 60.

Accordingly, the hearing will be held at the Tsa-La-Gi Inn Complex, Tahlequah, Oklahoma, on April 5, 1975, beginning at 9 a.m. All Cherokee members, Citizens and their descendants or those representing Cherokee persons are invited to attend, but in lieu of actual attendance or in addition to attendance, written comments, suggestions, or objections regarding the proposed tribal plan may be submitted to the Area Director, Muskogee Area Office, Bureau of Indian Affairs, Muskogee, Oklahoma, 74401, on or before April 30, 1975.

The following are the highlights of the Tribe's proposed plan:

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1/23 # 85  
2000*

*Cherokee Community  
Rep. Committee Members  
of the Audit & Finance  
Committee*

*Cherokee Pettit  
Charley Bunch  
Glen Henson  
Paul B. Thomas  
John Denny  
Agnes Cowan - Chair Person*

1. One million dollars of the judgment funds be set aside to be paid out to the enrollees on the Dawes Commission Roll living on the effective date of this plan. Enrollees are defined as persons whose names appear on any one of the final rolls, cited below, approved under the provisions of the Act of April 26, 1906, 34 Stat. 137, or as amended by Act of August 1, 1914, 38 Stat. 780. The base rolls to be used are:
  - (1) Cherokees by Blood, approved March 4, 1907.
  - (2) Cherokees by Blood, approved August 1, 1914.
  - (3) Cherokees by Blood - Minor Children
  - (4) Delaware Cherokees
  - (5) Cherokees by Intermarriage.
  - (6) Cherokee Freedmen, approved March 4, 1907.
  - (7) Cherokee Freedmen, approved August 1, 1914
  - (8) Cherokee Freedmen - Minor Children.

All applications for a per capita share of the funds must be filed with the Area Director of the Bureau of Indian Affairs by an enrollee or in his behalf within one year of the effective date of this plan. Applications received after that date will not be accepted.

The per capita shares of living competent enrollees shall be paid directly to them. Per capita shares of legal incompetents shall be paid to his legal guardian. Per capita shares of enrollees who have become deceased after the effective date of this plan shall be paid to his heir or legatees upon proof of death and inheritance satisfactory to the Secretary of the Interior, or his authorized representative, whose determination with regard to proof shall be final and conclusive (provided that an application was filed timely for the decedent).

2. That twenty percent and/or \$700,000.00 of the total judgment fund shall be invested, and the interest accrued therefrom may be used for the operations of the Cherokee Nation provided it is a part of the Cherokee Nation's approved budget. Such operations shall include, but not limited to, annual administration expenses, including salaries, expenses of developing a Cherokee Nation Constitution and expenses incurred in the election of the Principal Chief of the Nation.

The balance of the judgment funds plus and all interest earned on this portion up to the date of distribution will be deposited in a bank where it will earn the highest interest obtainable and the total kept intact for one year. ~~Only the interest from this deposit is to be used and not before expiration of one year from the date of the initial deposit and at each subsequent one-year period for the following programs:~~

- (1) To use not more than 25 percent of the above interest monies to help finance payments on Tsa-La-Gi Inn Complex, such payments to be made only on an "as needed basis" and not necessarily to be continued indefinitely.
- (2) To set aside not more than 5 percent of the above interest monies in providing the necessary finances to assist in the monthly payments on the indebtedness against the Philmaid building.
- (3) To use not more than 5 percent of the above interest monies in the development of tribal land.
- (4) To set aside not more than 40 percent of the above interest monies to be used for matching funds against any other funding sources for social and economic development programs for the Cherokee people.
- (5) To set aside not more than 25 percent of the above interest monies for tribal land acquisitions that are deemed beneficial and feasible in promoting tribal economic improvement.

Should funds in any of the categories listed not be needed, the tribal governing body shall make appropriate adjustments in the annual budget, subject to the approval of the Secretary, and apply funds to general social and economic development programs.

Date: FEB 25 1975

Signed Thomas E. Ellison  
Area Director

THOMAS ELLISON