

*File*

In the matter of appeal by Ashland Holmes and  
O. P. Cook, Indians, from Local Board of King  
William County to District Board for the Eastern  
District of Virginia.

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State of Virginia,  
City of Richmond, to-wit:

This day personally appeared before the undersigned  
G. M. Cook, Chief of the Pamunkey Tribe of Indians, who  
having been first duly sworn, deposes as follows:

That the Pamunkey Tribe of Indians is governed by a  
Chief and Council, and those coming under its jurisdiction  
constitute what is known as Tribal Indians; that he is  
Chief of said Tribe. That this affidavit is made in sup-  
port of the appeals filed before the District Board by  
Ashland Holmes and O. P. Cook under date of Aug. 24, 1917,  
from decision of Local Board for the County of King William,  
Virginia; that as a part thereof there is filed herewith a  
copy of a statement or petition, dated July 22, 1917, ad-  
dressed to the said Local Board for King William County by  
the Chief and Council of said Pamunkey Tribe of Indians,  
and there is also filed as a part hereof a copy of a letter,  
dated June 26, 1917, from Hon. Leslie C. Garnett, Assistant  
Attorney-General, to Hon. C. Lee Moore, Auditor of Public  
Accounts of the Commonwealth of Virginia, and there is also  
filed as a part hereof an original letter, dated Aug. 13,  
1917, signed by L. M. Bazile, Law Assistant to the Attorney-  
General of Virginia, addressed to affiant, which said two  
letters establish the fact that the land and other property  
of said Pamunkey Tribe of Indians is not subject to taxa-  
tion by the Commonwealth of Virginia; that said Pamunkey  
Tribe of Indians have always been wards of the Commonwealth  
of Virginia, and that the male members thereof have never  
been allowed to exercise the privilege of voting, and there-  
fore affiant believes that they are not deemed and held  
citizens within the laws of this State and of the United  
States, and hence that the members of said Tribe are not  
properly subject to draft for military service in the pre-  
sent war.

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Subscribed and sworn to before me, Hill Montague, a  
Commissioner in Chancery for the Chancery Court of the  
City of Richmond, Virginia, this 25th day of August, 1917.

Commissioner in Chancery.