

6-29-1888

Claim of Joseph Campbell. Letter from the Acting Secretary of the Treasury, transmitting an estimate from the Attorney-General of appropriation to pay the account of Joseph Campbell for services as assistant to the United States Attorney at the trial of certain Indians of Arizona for murder.

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CLAIM OF JOSEPH CAMPBELL.

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LETTER

FROM

THE ACTING SECRETARY OF THE TREASURY,

TRANSMITTING

*An estimate from the Attorney-General of appropriation to pay the account of Joseph Campbell for services as assistant to the United States attorney at the trial of certain Indians of Arizona for murder.*

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JUNE 29, 1888.—Referred to the Committee on Appropriations and ordered to be printed.

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TREASURY DEPARTMENT, *June 28, 1888.*

SIR: I have the honor to transmit herewith, for the consideration of Congress, copy of a letter of the Attorney-General of the 25th instant, submitting, for an appropriation, the account of Joseph Campbell, for services as assistant to the United States attorney for the district of Arizona in the trial of certain Indians of Arizona charged with murder, \$1,500, there being no appropriation available for payment of the same.

Respectfully, yours,

HUGH S. THOMPSON,  
*Acting Secretary.*

The SPEAKER HOUSE OF REPRESENTATIVES.

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DEPARTMENT OF JUSTICE,  
*Washington, June 25, 1888.*

SIR: Inclosed are copies of papers of the 13th instant, being a letter of the special assistant attorney, Joseph Campbell, and of his account, and approval thereof by the court, for expenses in the trial of certain Apache Indians at the May term of the second district court of the Territory of Arizona, forwarded for presentation to Congress for action; the services having been incurred under the appointment of Judge Porter, of the second district court, who assured the Department that he would try to secure from Congress an appropriation in payment for Mr. Campbell's services.

Very respectfully,

G. A. JENKS,  
*Acting Attorney-General.*

The SECRETARY OF THE TREASURY.

PHOENIX, ARIZ., June 13, 1888.

DEAR SIR: I have the honor to hand you herewith my account for services as assistant to the United States attorney for the district of Arizona on the trial of the Apache Indian cases.

From the 18th of May, 1888, until to-day I have been busily and wholly engaged in those cases either in my office preparing for trial or in the court trying the cases.

They are much harder to try than a case where the accused and witnesses are white men. Conversation with witnesses must be carried on through an interpreter. They have unpronounceable names and look all alike, and an extra degree of care is required to keep one from "getting mixed up on the proposition." You will see that we have been very successful. Out of thirteen cases tried only two acquittals were had.

As I understand my employment, the firm of Baker & Campbell were employed, but the commission would issue in my name. Mr. Baker has, as well as myself, taken part in the trial of the cases and has rendered very valuable assistance. The bill I present for \$1,500 is, I deem, reasonable and a fair compensation for the labor done.

Will you please act in this matter at your earliest opportunity and advise me of your action in the premises.

Respectfully,

JOS. CAMPBELL.

Hon. A. H. GARLAND,  
Attorney-General, Washington, D. C.

P. S.—None of the cases went "by default." All of them were earnestly and hotly fought by Messrs. Alexander and Chalmers, appointed by the court as counsel for all of the defendants, and the results obtained by us were achieved by hard labor.

JOS. CAMPBELL.

Fifteen days' service.

*The United States to Joseph Campbell, Dr.*

For services as special assistant to O. T. Rouse, United States attorney, in the trial of Indians, at the May term of the United States district court, second district Arizona, in the following cases, upon the following dates:

No. 1. United States vs. Captain Jack. Charge, murder. Days of trial, May 21, 22, 1888. Verdict, guilty of murder.

No. 2. United States vs. As-tin-du-to-day. Charge, murder. Days of trial, May 23, 24, 1888. Verdict, guilty of murder.

No. 3. United States vs. La Cohn. Charge, murder. Day of trial, May 25, 1888. Verdict, guilty of murder.

No. 4. United States vs. Has-kin-gay-ga-lah, alias Bronco Jim. Charge, murder. Days of trial, May 25, 26, 1888. Jury disagreed and retrial ordered.

No. 5. United States vs. Athee-me-nad-nay. Charge, murder. Day of trial, May 29, 1888. Verdict of acquittal.

No. 6. United States vs. Mequel. Charge, assault to murder. Day of trial, May 31, 1888. Verdict, guilty as charged.

No. 7. United States vs. Sayez. Charge, assault to murder. Day of trial, June 1, 1888. Verdict, guilty as charged.

No. 8. United States vs. Gonshayee. Charge, murder. Day of trial, June 4, 1888. Verdict, guilty of murder.

No. 9. United States vs. Tilly-chil-la. Charge, murder; indictment No. 89. Day of trial, June 6, 7, 1888. Verdict of acquittal.

No. 10. United States vs. Has-kin-gay-ga-lah, alias Bronco Jim. Charge, murder. Day of trial June 7, 1888. Verdict, guilty of murder.

No. 11. United States vs. Ilth-kah. Charge, murder. Days of trial, June 8, 9, 1888. Verdict, guilty of murder.

No. 12. United States vs. Tilly-chil-la. Charge, murder; indictment No. 90. Day of trial, June 11, 1888. Verdict, guilty of murder.

No. 13. United States vs. Tyzin-tier. Charge, murder. Days of trial, June 11, 12, 1888. Verdict, guilty of murder.

## RECAPITULATION

Cases tried.....	13
Mistrial.....	1
Guilty of murder.....	8
Guilty of assault to murder.....	2
Verdict of acquittal.....	2

*United States to Joseph Campbell, Dr.*

Services in above cases in preparation and trial on dates above specified, \$1,500.

TERRITORY OF ARIZONA,  
*County of Maricopa, ss :*

I do solemnly swear th at the above statement shows a true and correct account of the cases tried and the times and result of trials in which I acted as assistant to the United States attorney.

JOSEPH CAMPBELL.

Subscribed and sworn to before me this 13th day of June, 1888.

J. E. WALKER,  
*Clerk United States District Court.*

TERRITORY OF ARIZONA,  
*Second Judicial District :*

I certify that the services were performed by Mr. Joseph Campbell, as stated in the within account.

O. T. ROUSE,  
*United States Attorney.*  
WM. W. PORTER,  
*District Judge.*