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Letter from the Attorney-General, transmitting, in response to resolution of the Senate of June 17, 1898, a list of judgments rendered by the Court of Claims in favor of claimants in Indian depredation cases since December 6, 1897.

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INDIAN DEPREDAATION CLAIMS.

LETTER

FROM

THE ATTORNEY-GENERAL,

TRANSMITTING,

IN RESPONSE TO RESOLUTION OF THE SENATE OF JUNE 17, 1898,
A LIST OF JUDGMENTS RENDERED BY THE COURT OF CLAIMS
IN FAVOR OF CLAIMANTS IN INDIAN DEPREDAATION CASES
SINCE DECEMBER 6, 1897.

JUNE 22, 1898.—Referred to the Committee on Appropriations and ordered to be printed.

DEPARTMENT OF JUSTICE,
Washington, D. C., June 21, 1898.

SIR: I am in receipt of the following resolution of the Senate under date of June 17:

Resolved, That the Attorney-General be directed to transmit to the Senate a list of judgments rendered by the Court of Claims in favor of claimants in Indian depre-dation cases requiring appropriation by Congress.

In compliance with the terms of said resolution, I herewith transmit a list of the judgments rendered by the Court of Claims in favor of claimants in Indian depre-dation cases since December 6, 1897, this list being supplemental to that reported to Congress in House Ex. Doc. No. 92, of the present session.

In addition to these judgments, for which no appropriation has been made, there are certain judgments heretofore reported to Congress in Senate Executive Documents Nos. 7 (parts 1 and 2) 82, and 128, of the Fifty-third Congress, second session, for the partial payment of which an appropriation of \$175,000 was made (26 Stats., 476). I am informed that this appropriation has been exhausted and that a number of valid judgments remain unpaid. On December 11, 1897, my predecessor addressed a letter to the chairmen of the appropriations committees of the House and Senate recommending that an appropriation be made of \$75,000, or so much thereof as may be necessary, to pay these judgments. A copy of that letter is hereto attached, and I beg to renew the recommendation therein made.

Respectfully,

JOHN W. GRIGGS,
Attorney-General.

The PRESIDENT OF THE SENATE,
Washington, D. C.

DEPARTMENT OF JUSTICE,
Washington, D. C., December 11, 1897.

SIR: I have to recommend that an appropriation be made of \$75,000, or so much thereof as may be necessary, to pay certain judgments of the Court of Claims in favor of claimants in Indian depredation cases, rendered in 1892 and 1893, and reported to the Fifty-third Congress, second session, in Senate Executive Documents Nos. 7 (parts 1 and 2), 82, and 128.

An appropriation of \$175,000 was made (26 Stat., 476) to apply toward the payment of the judgments referred to, the understanding being that motions for new trial would be made by the Government in a large number of the cases. That appropriation has been exhausted. Many of the motions for new trial have not yet been passed upon by the court; and when, as in some cases happens, such motions are overruled, thus restoring the judgments to force, there is no appropriation out of which they can be paid. There are now pending motions for new trial in cases in which the judgments heretofore entered aggregate about \$65,000, and there are unpaid judgments in which the defendants' motions for new trial have been overruled aggregating about \$20,000. There are also some cases still pending in which the defendants' motions for new trial have been allowed.

There is no provision for bringing these judgments again before Congress for appropriation, as under the act of March 3, 1891, the Attorney-General is required to report only the judgments not previously reported. I take this means, therefore, of bringing the matter to the attention of your committee.

Respectfully,

JOSEPH MCKENNA, *Attorney-General.*

Hon. WILLIAM B. ALLISON,
Chairman Appropriations Committee, United States Senate.

List of judgments in favor of claimants in Indian depredation cases.

In whose favor rendered.	Amount claimed.	Amount of judgment.	Date of judgment.
Marcus Garcia	\$275. 00	\$250. 00	Dec. 20, 1897
James Gilmore	400. 00	200. 00	Do.
Dearborn S. Moody	400. 00	295. 00	Jan. 3, 1898
C. L. Lander	650. 00	650. 00	Do.
Lorenzo Valdez, surviving partner Valdez & Abreu	12, 000. 00	6, 450. 00	Do.
Stephen Stanley	25, 994. 50	1, 400. 00	Do.
James M. Taylor, administrator James M. Crutchfield, deceased	2, 400. 00	2, 400. 00	Do.
Jose de Jesus Chavez	1, 375. 00	1, 285. 00	Jan. 10, 1898
Francisco Antonio Rodriguez, administrator Juan Ignacio Rodriguez, deceased	350. 00	300. 00	Do.
Margaret E. Atkisson, administratrix Alfred M. Atkisson, deceased	900. 00	575. 00	Do.
A. J. Stewart	1, 470. 00	1, 090. 00	Jan. 17, 1898
Elias W. Whitcomb	1, 900. 00	1, 900. 00	Do.
Tracy H. Robertson, administrator de bonis non Henry Mattice, deceased	1, 822. 00	472. 00	Do.
Pablo Borrego	1, 000. 00	500. 00	Jan. 24, 1898
Monroe A. Stanford	750. 00	750. 00	Do.
James J. Barkor	425. 00	425. 00	Do.
Louis McCarly	260. 00	225. 00	Do.
James M. Clifton	300. 00	300. 00	Do.
Allan Simpson	90. 00	75. 00	Do.
Robert Dillard	425. 00	350. 00	Do.
Preston Bell	575. 00	385. 00	Do.
Marshall W. Cook	5, 300. 00	3, 670. 00	Do.
Isaac M. Hobbs	4, 205. 00	2, 550. 00	Do.
Luis M. Baca, administrator Manuel Arrijo, deceased	950. 00	790. 00	Jan. 31, 1898
Perrin B. Whitman	1, 895. 00	830. 00	Feb. 7, 1898
Wm. H. Knowles, administrator Wm. D. Canfield, deceased	1, 997. 00	1, 512. 00	Do.
John Hunton	2, 570. 00	1, 890. 00	Do.
Luciano Archuleta	5, 220. 00	2, 890. 00	Feb. 14, 1898
Alphonso L. Thomas, administrator John B. Thomas, deceased	400. 00	400. 00	Feb. 21, 1898
Lucinda M. Wolfenberger, administratrix John Blocker, deceased	2, 425. 00	2, 280. 00	Do.
William R. Ernest	945. 00	810. 00	Do.
Elijah Tucker	300. 00	300. 00	Do.
Nehemiah Vernon	400. 00	375. 00	Do.
Manuelita Swope	25, 000. 00	816. 00	Feb. 28, 1898
James A. Ivie	1, 617. 50	846. 00	Do.
George W. Lemley	2, 000. 00	1, 800. 00	Do.
John McDermott, administrator Elizabeth McDermott, deceased	1, 111. 00	837. 00	Do.
Abner Lowry, sr	3, 500. 00	1, 335. 40	Do.
Zach T. Miller	1, 775. 00	1, 600. 00	Mar. 7, 1898
William H. Langston	300. 00	300. 00	Do.
George W. Boyd	1, 725. 00	1, 725. 00	Do.

List of judgments in favor of claimants in Indian depredation cases—Continued.

In whose favor rendered.	Amount claimed.	Amount of judgment.	Date of judgment.
William B. Ross, administrator Job W. Ross, deceased.....	\$1,740 00	\$340.00	Mar. 14, 1898
Isaac D. Pollard.....	1,340.00	1,100.00	Do.
Alfred M. Green.....	1,900.00	1,650.00	Do.
James M. Waide, jr.....	300.00	240.00	Do.
William C. Brashears.....	720.00	620.00	Do.
Samuel W. Hood.....	625.00	625.00	Do.
Zebulon S. King.....	900.00	900.00	Do.
James M. Waide.....	2,250.00	500.00	Do.
Francis Salois.....	1,460.00	800.00	Mar. 21, 1898
Mart Cantrell.....	75.00	75.00	Do.
William Arch.....	100.00	100.00	Do.
Calvin Lynch.....	5,975.00	4,240.00	Do.
Josh Culwell.....	350.00	350.00	Do.
Amesley Parsons.....	350.00	200.00	Do.
Spangler Brugh.....	500.00	500.00	Do.
Elizabeth Alice Crawford, survivor in community, Calvin Speer, deceased.....	1,940.00	1,600.00	Do.
Moses L. Baugh.....	265.00	165.00	Do.
R. H. Martin, administrator Archibald P. Osborn, deceased.....	3,000.00	965.00	Mar. 28, 1898
Albino Lopez.....	375.00	350.00	Do.
Juan Antonio Griego.....	450.00	450.00	Do.
Dr. Lewellen.....	200.00	150.00	Do.
Felipe Montoya.....	450.00	150.00	Do.
Jesse S. Everett.....	1,410.00	1,025.00	Do.
Mary E. Culwell.....	60.00	50.00	Do.
Randolph R. Litsey.....	750.00	750.00	Do.
L. N. Frank, executor James Matt Tucker, deceased.....	12,360.00	6,180.00	Do.
Robert G. Cates.....	2,780.00	2,160.00	Do.
William Woodburn, administrator Alexander McNary, deceased.....	5,196.50	1,716.15	Do.
Almira Taylor, executrix John Taylor, deceased.....	2,025.00	1,425.00	Do.
Joseph C. Shattuck, Peter Winne, Tamzin R. Murphy, Clara C. Wilson, and Mary Schermerhorn, trustees Ezra N. Bell, deceased.....	2,400.00	1,600.00	Do.
Frank M. Avis, administrator John R. McElroy, deceased.....	200.00	200.00	Do.
Jose Maria Atencio.....	350.00	295.00	Apr. 4, 1898
James D. White.....	980.00	850.00	Do.
Elizabeth J. Cady, administratrix Curtis C. Cady, deceased.....	9,230.00	9,226.00	Do.
Shelby A. Temple.....	165.00	165.00	Do.
Charles F. Coffee.....	2,025.00	1,800.00	Do.
Joseph Kipp.....	2,200.00	1,255.00	Do.
Sarah L. Larimer, for herself, and as executrix William J. Larimer, deceased.....	10,000.00	5,765.00	Apr. 11, 1898
Archibald Roberts.....	1,300.00	580.00	Do.
Emory B. Peter.....	7,195.00	4,210.00	Do.
Jerry Burnett.....	625.00	500.00	Do.
Amado C. de Baca and Charles F. Hunt, administrators Antonio Sandoval, deceased.....	9,344.00	3,030.00	Apr. 18, 1898
John G. Benkelman.....	550.00	360.00	Do.
Andrew J. Cooper, administrator Francis M. Whitlock, deceased.....	1,905.00	685.00	Do.
Mary E. Bailey.....	400.00	250.00	Do.
Alfred Butters.....	380.00	350.00	Do.
James S. Brooks.....	2,950.00	1,107.00	Do.
Jasper Cavaness.....	1,917.85	625.00	Do.
John A. Scotney.....	625.00	550.00	Apr. 25, 1898
Erasmus Deffebach, surviving partner John and Erasmus Deffebach, and Elizabeth J. Deffebach, administratrix John Deffebach, deceased.....	9,635.00	5,665.00	May 2, 1898
David T. Harrison.....	700.00	435.00	Do.
George B. Pickett.....	12,600.00	2,704.00	Do.
Elcana M. Kelley.....	1,500.00	1,050.00	Do.
Robert H. Hopkins.....	75.00	75.00	Do.
Elam M. Sprott.....	810.00	550.00	Do.
Daniel Waggoner.....	48,400.00	11,832.00	Do.
George H. Pettigrew.....	2,000.00	2,000.00	Do.
Colia J. Roberts, administratrix James T. Roberts, deceased.....	1,800.00	1,125.00	Do.
Emma Reed, administratrix Sylvanus Reed, deceased.....	14,100.00	5,020.00	Do.
William E. Craddock, administrator William H. Hunt, deceased.....	4,800.00	1,096.00	Do.
William P. Russell.....	8,400.00	2,048.00	Do.
Eliphalet P. Earhart.....	36,400.00	8,952.00	Do.
Charles D. Cates, administrator John W. Hale, deceased.....	15,950.00	4,236.00	Do.
Ferguson E. Dwelle, executor Richard Sayre, deceased.....	245.00	85.00	Do.
Leander E. Wells.....	5,500.00	2,343.00	Do.
Anderson Polk.....	2,850.00	300.00	Do.
Manuel Lujan y Sanchez.....	150.00	150.00	Do.
William H. Bullock, administrator Benjamin F. Banks, deceased.....	880.00	235.00	May 9, 1898
Emily C. Terrill, executrix Samuel L. Terrill, deceased.....	4,650.00	3,760.00	Do.
Josefa C. de Lucero, administratrix Juan Sedillo, surviving partner Sedillo & Lopez.....	390.00	390.00	Do.
Hugh R. Frazier.....	715.00	605.00	Do.
Andy Walker.....	2,040.00	1,665.00	Do.

List of judgments in favor of claimants in Indian depredation cases—Continued.

In whose favor rendered.	Amount claimed.	Amount of judgment.	Date of judgment.
John H. Curtner	\$770.00	\$270.00	May 9, 1898
John W. Barron	500.00	400.00	Do.
David Hill	875.00	656.00	Do.
Robert Neal	380.00	310.00	Do.
Mary F. Pierce, administratrix Albert D. Pierce, deceased.....	2,004.90	2,000.00	Do.
Lewis Findley	1,275.00	1,025.00	Do.
Maria Nicolaza Fernandez de Borrego, administratrix Juan Antonio Borrego, deceased.....	720.00	315.00	Do.
James T. Foster.....	1,475.00	820.00	Do.
Mary A. Ross, administratrix Robert A. Ross, deceased.....	205.00	205.00	Do.
John F. Bringham, administrator William Bringham, deceased.....	4,455.00	2,700.00	May 16, 1898
John P. Osborn	7,780.00	420.00	Do.
N. M. Kimball, administrator N. S. Kimball, deceased	5,812.00	2,100.00	Do.
Expacto Chavez, administrator Anselmo Chavez, deceased.....	766.00	766.00	Do.
John H. Ringer	625.00	475.00	Do.
James M. Brown.....	150.00	75.00	May 23, 1898
William M. Green.....	250.00	200.00	Do.
George L. Sanborn.....	2,250.00	1,650.00	Do.
Juan Elias	21,650.00	1,680.00	Do.
William S. Miller and George S. Miller, as W. S. and G. S. Miller	14,713.00	5,710.00	Do.
Thomas Harvey	1,430.00	735.00	May 31, 1898
William G. Moore.....	2,035.00	1,285.00	Do.
Thomas C. Moore.....	1,600.00	300.00	Do.
Joseph C. Moore	250.00	50.00	Do.
Henry W. Teachout.....	11,500.00	3,450.00	Do.
William A. King.....	1,435.00	1,050.00	Do.
George H. Town	2,040.00	1,150.00	Do.
Benjamin P. Earp.....	200.00	150.00	Do.
Orrin Clark	600.00	300.00	Do.
Benjamin D. Spencer.....	4,100.00	1,815.00	Do.
George L. Dobbs	17,320.00	10,190.00	Do.
Josiah N. Reed.....	450.00	200.00	Do.
Ignacita M. de Salazar and Felipe Salazar, administrators			
Aniceto Salazar, deceased	3,050.00	1,300.00	June 6, 1898
B. W. Badger, administrator William Gay, deceased.....	1,350.00	1,225.00	Do.
Apolonio Vigil	240.00	150.00	June 16, 1898
Gilbert H. Cox	300.00	250.00	Do.
William Smith	550.00	300.00	Do.
William H. Stout.....	275.00	250.00	Do.
Nicholas Hunsaker.....	295.00	150.00	Do.
Margaret Brady, administratrix Adam Smith, deceased.....	450.00	400.00	Do.
George W. Kerr, administrator William C. Mitchell, deceased..	44,920.00	11,475.00	Do.