

University of Oklahoma College of Law
University of Oklahoma College of Law Digital Commons

American Indian and Alaskan Native Documents in the Congressional Serial Set: 1817-1899

12-15-1838

Pay guard to emigrating Indians.

Follow this and additional works at: <https://digitalcommons.law.ou.edu/indianserialset>



Part of the [Indian and Aboriginal Law Commons](#)

Recommended Citation

H.R. Doc. No. 165, 26th Cong., 1st Sess. (1838)

This House Document is brought to you for free and open access by University of Oklahoma College of Law Digital Commons. It has been accepted for inclusion in American Indian and Alaskan Native Documents in the Congressional Serial Set: 1817-1899 by an authorized administrator of University of Oklahoma College of Law Digital Commons. For more information, please contact darinfox@ou.edu.

PAY GUARD TO EMIGRATING INDIANS.

[To accompany bill H. R. No. 314.]

JANUARY 8, 1838.

Laid before the House by the chairman of the Committee on Military Affairs, and ordered to be printed.

APRIL 4, 1840.

Reprinted.

WAR DEPARTMENT,
December 15, 1838.

SIR: I have the honor to request the consideration and action of the Committee on Military Affairs upon the accompanying report of the Commissioner of Indian Affairs on the subject of the pay of a guard employed in accompanying a party of emigrating Cherokees from Bellefonte to Waterloo, in Alabama.

Very respectfully, your most obedient servant,

J. R. POINSETT.

HON. JAMES J. MCKAY,
*Chairman Committee on Military Affairs,
House of Representatives.*

WAR DEPARTMENT,
Office Indian Affairs, December 13, 1838.

SIR: During the emigration of the Cherokees, a party under the direction of Captain G. S. Drane, United States army, became restive and refractory, and it was thought necessary to employ a guard. For this purpose a small company of volunteers, consisting of one captain, one lieutenant, one ensign, one quartermaster, and twenty six non-commissioned officers and privates were mustered into the service of the United States by Captain Drane, on the advice of General N. Smith, the superintendent. This company, constituting a guard, accompanied the emigrating party from Bellefonte to Waterloo, in Alabama, and were exceedingly useful in preventing depredations, disorder, and desertion. The report of Captain Drane is satisfactory on this subject; and General Scott, who had no authority to provide for their pay, recommends an adjustment of it. You were also of opinion they should be paid, provided it was warranted by law.

This small corps, however useful and efficient, I am of opinion came into the service illegally, and cannot be paid except by act of Congress. They are clearly entitled to be compensated, after the usual rate, for their valuable services; these, I am informed at the Paymaster General's office, would amount to eleven hundred and twenty-six dollars and fifty seven cents, for one month from 27th June last—the period during which they were en-

gaged on United States duty. I respectfully recommend that Congress be requested to make the necessary appropriation.

I am, very respectfully, your most obedient servant,

T. HARTLEY CRAWFORD.

Hon. J. R. POINSETT,
Secretary of War.

I send, herewith, the pay-roll, furnished by the Paymaster General.

T. H. C.

April 4, 1848
Payroll

WAR DEPARTMENT
Washington, 12, 1848

I have the honor to report the constitution and action of the
company on Indian Affairs upon the accompanying report of the Com-
missioner of Indian Affairs on the subject of the pay of a band employed
in accompanying a party of emigrating Cherokee from Dalton to Wash-
ington, D. C.

Very respectfully, your most obedient servant,

J. R. POINSETT.

Hon. James J. McKays,
Chairman Committee on Military Affairs,
House of Representatives.

WAR DEPARTMENT
Office Indian Affairs, December 12, 1848

During the migration of the Cherokees, a party under the direc-
tion of Captain G. S. Lewis, United States Army, became restless and re-
fractory, and it was thought necessary to employ a guard. For this pur-
pose a small company of volunteers, consisting of the captain, one hundred
and twenty men, one quartermaster, and twenty six non commissioned offi-
cers and privates was organized into the service of the United States by
Major General on the advice of General N. Smith, the superintendent.
The company, consisting of a guard, accompanied the emigrating party
from Dalton to Washington, D. C., and were exceedingly useful in
preventing dissensions, desertions, and disturbances. The report of Captain
Lewis is satisfactory on this subject; and General Scott, who had no au-
thority to provide for their pay, recommended an adjustment of it. You
will also be of opinion they should be paid, provided it was warranted by law.
The small corps however rested and encamped. I am of opinion that they
deserve liberally, and cannot be paid except by act of Congress. They
were clearly entitled to be compensated, and the amount which they were en-
titled to is stated in the report of the Paymaster General, which would
amount to eleven hundred and twenty six dollars and fifty seven cents, for
the month from 27th June last—the period during which they were en-

Very respectfully,
T. H. C.