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Report : Mr. Brown

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S. Rep. No. 422, 33rd Cong., 2nd Sess. (1855)

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IN THE SENATE OF THE UNITED STATES.

JANUARY 22, 1855.—Ordered to be printed.

Mr. BROWN made the following

REPORT.

[To accompany bill S. 557.]

The Committee on Indian Affairs, to whom was referred a resolution of the Senate instructing them to inquire into the claim of John Rogers, report:

That they find the case fairly stated in the following letter from the Acting Commissioner of Indian Affairs:

DEPARTMENT OF THE INTERIOR,
Office Indian Affairs, October 5, 1854.

SIR: In compliance with your request I have examined the account of Captain John Rogers, of Fort Smith, Arkansas, for storage of certain articles of provisions in the year 1837, which had been procured by the government for the Chickasaw Indians. This claim has heretofore been acted upon and decided adversely by this office; but it is alleged that there was a manifest error in that decision, it being based upon the supposition that an account for \$346 82 paid Captain Rogers in July, 1837, for drayage and stowing, or storing some pork, salt, and corn, was for the same service or object, and embraced all he was entitled to on that account; whereas the claim is not for drayage and stowing, or storing, but for storeage, after the articles were stowed or stored in the warehouse. Such a mistake seems to have been committed, and the claim appears to be satisfactorily established, by the evidence and papers accompanying it, as a just demand. It is not in the power of the department to allow and pay it, however, as there are no funds under its control applicable thereto. The only recourse for relief is an application, by the claimant, to Congress.

Very respectfully, your obedient servant,

CHARLES E. MIX,
Acting Commissioner.

JOHN T. COCHRANE, Esq.,
Washington city.

Believing a mistake to have been made in the former settlement of Mr. Rogers' accounts, prejudicial to him, the committee have instructed to report a bill for his relief.