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Letter from the acting Secretary of the Interior to the Chairman of the Committee on Indian Affairs, transmitting a report of the Commissioner of Indian Affairs, giving an estimate of the amount of the appropriation required to pay the amount due James W. Terrell, as disbursing agent for paying the North Carolina Cherokee Indians under the act of June 29, 1848.

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LETTER

FROM THE

ACTING SECRETARY OF THE INTERIOR

TO

THE CHAIRMAN OF THE COMMITTEE ON INDIAN AFFAIRS,

TRANSMITTING

A report of the Commissioner of Indian Affairs, giving an estimate of the amount of the appropriation required to pay the amount due James W. Terrell, as disbursing agent for paying the North Carolina Cherokee Indians under the act of June 29, 1848.

JANUARY 19, 1875.—Referred to the Committee on Indian Affairs and ordered to be printed.

DEPARTMENT OF THE INTERIOR,

Washington, D. C., January 11, 1875.

SIR: I have the honor to transmit herewith a copy of a report, dated the 7th instant, from the Commissioner of Indian Affairs, together with a copy of the estimate of appropriation therein mentioned required "to pay the balance found due to James W. Terrell for commission on payments made to the North Carolina Cherokee Indians under his appointment as disbursing agent of the Treasury Department, dated October 22, 1851, in pursuance of the fourth and fifth sections of the act of Congress approved July 29, 1848," amounting to \$1,439.36.

Copies of the appointment of Mr. Terrell and the letter of the First Comptroller of the Treasury, mentioned in the report, are also herewith transmitted.

The subject is respectfully presented to Congress for its favorable consideration.

Very respectfully, your obedient servant,

B. R. COWEN,
Acting Secretary.

Hon. WM. A. BUCKINGHAM,

Chairman Committee on Indian Affairs, U. S. Senate.

DEPARTMENT OF THE INTERIOR,

OFFICE OF INDIAN AFFAIRS,

Washington, D. C., January 7, 1875.

SIR: I have the honor to state that under an appointment, dated October 22, 1851, (copy herewith,) James W. Terrell, esq., was made a dis-

bursing agent of the Treasury Department, for the purpose of paying the interest due the North Carolina Cherokee Indians, under the provisions of the fourth and fifth sections of the act of Congress approved July 29, 1848, (Stats., vol. 9, pp. 264, 265,) and was to be allowed, as compensation for his services, 5 per cent. on the amount so disbursed.

By reference to the inclosed copy of a letter from the Acting First Comptroller of the Treasury, under date of the 29th ultimo, it will be seen that an amount equal to the sum of \$36,255.53 was admitted to have been disbursed by late Agent Terrell during the period from 1853 to 1861, and that he has been allowed credit on the books of the Treasury Department, in accordance with a decree of the court for the western district of North Carolina, and with the approval of the Attorney-General, with the sum heretofore disallowed and charged against him, amounting to \$2,478.78, thus showing that the total amount disbursed by Mr. Terrell under his said appointment was \$38,734.31. It also appears that he has received the sum of \$497.35 only, for commission on said disbursements, and there is still due him as compensation a balance of \$1,439.36.

The powers and duties devolving upon the Secretary of the Treasury under and by virtue of the fourth section of said act of July 29, 1848, having been transferred to the Secretary of the Interior, in pursuance of the act of July 27, 1868, (Stats., vol. 15, p. 228,) and there being no funds at the disposal of this Bureau applicable to the payment of the amount found due the claimant, I have caused a special estimate for the same to be prepared, and respectfully inclose the same herewith for the favorable consideration of the Department and of Congress.

Very respectfully, your obedient servant,

EDW. P. SMITH,
Commissioner.

The Hon. SECRETARY OF THE INTERIOR.

Estimate of appropriation required to pay a certain balance due James W. Terrell, as disbursing agent of the Treasury Department, to make payments to the North Carolina Cherokee Indians.

For this amount, or so much thereof as may be necessary, to pay the balance found due to James W. Terrell for commission on payments made to the North Carolina Cherokee Indians, under his appointment as disbursing agent of the Treasury Department, dated October 22, 1851, in pursuance of the fourth and fifth sections of the act of Congress approved July 29, 1848 \$1,439 36

TREASURY DEPARTMENT,
FIRST COMPTROLLER'S OFFICE,
Washington, D. C., December 29, 1874.

SIR: Your letter of 23d instant, requesting an official statement of the disbursements made by James W. Terrell, as disbursing agent to the Cherokee Indians of North Carolina, from 1853 to 1861, is received. In reply, I would say that an examination of the accounts rendered by him shows that the amount admitted to have been disbursed by him by the accounting officers for that period was \$36,255.53.

He has been allowed credit on the books of this Department, in accordance with a decree of the court for the western district of North

Carolina, and the approval of the Attorney-General, with the sum heretofore disallowed and charged against him, amounting to \$2,478.78.

It also appears that he was allowed and received for commission on disbursements, during the period mentioned, the sum of \$497.35.

Very respectfully,

WM. HEMPHILL JONES,
Acting Comptroller.

Hon. E. P. SMITH,
Commissioner of Indian Affairs.

TREASURY DEPARTMENT,
October 22, 1851.

SIR: You are hereby appointed an agent of this Department, under the act of Congress of the 29th July, 1848, for the purpose of paying the interest due, by the provisions of the said act, to the Cherokee Indians residing in North Carolina, and who have been enrolled for that purpose. The compensation which I am willing to allow you, and for which an appropriation by Congress will be asked, is 5 per cent. on the amount disbursed.

Herewith you will receive a blank bond, to be executed by you, with good and sufficient sureties; upon doing which, and obtaining the certificate of the district attorney of the State that the sureties are good for the amount of the penalty thereof, you will please return the said bond to this Department, together with your oath faithfully to execute the duties of the said office.

Upon the bond with the certificate annexed and your oath of office being received, funds will be placed in your hands for the purpose intended, and proper information and instructions will be given to enable you to enter upon your duties.

In returning these papers, if you accept the agency, I will thank you to inform me at what point it will be most convenient for you to have the drafts made payable, and whether it will be best to send you a single draft for the whole amount or to divide it into small sums.

I am, very respectfully,

JAMES GUTHRIE,
Secretary of the Treasury.

JAMES W. TERRELL, Esq.,
Quallatown, Haywood County, North Carolina.