

James B. Abbott
No 10, Kang,
April 14, 68

Enc. for approval,
two deeds from the
horns of Tipan B.
Wampole, a dec'd
Shawnee, to James
Leiby and Fred
E. Nichols

about Duds
deeds returned
unapproved
Dec 15. 68

Land

DeSoto, Kansas

April 7th 1868

Sir

I herewith enclose two deeds from the heirs of Ousaw B. Wamsyckle (a deceased Shawnee) to Mr. Leiby and Mr. Nichols. And respectfully ask the approval of the Secretary of the Interior thereto.

It will be seen that the Rules of the Interior Department have not been strictly complied with in the conveyance of this land. But it was thought by the parties and their attorneys, that it was unnecessary to comply with said rules from the fact, that the grantors were whites, not members of any tribe of Indians, and were every way competent to manage their own affairs, and living at the time outside of the Indian Reservation. The -

affidavit of the Hon G. W. Smith. herewith
enclosed. clearly and truthfully sets forth
the facts in the case. And as the facts clearly
show that the property conveyed has under the
law of Decent. (recognized both by the State
and tribe) passed beyond the jurisdiction
of the tribe. Therefore the Grantors could not
be compelled to obtain a certificate of competency
from the Chiefs. nor restricted to receive legal
money of the United States. in consideration for
the sale of the land.

At the time the conveyance was made it was
not deemed necessary that the deed should
receive the approval of the Secretary of the
Interior. But for the satisfaction of some
parties desiring to purchase some
part of the lands embraced in these
deeds it was decided to submit said
deeds for the action of the opinion

of the Secretary of the Interior.

Hoping that you
will give this matter your earliest
attention

I Remain

Very Respectfully

Your Obedt Servant

Hon O. G. Taylor

Ja. W. Abbott

Com of Indian Affairs

Washington

D. C.