

Shawnee *Op/hy*
Department of the Interior.

Received Dec^r 29th, 1869.

Dated Dec^r 23rd, 1869.

From H. H. Carr,
Cudora, Kansas.

Subject.

En. copy of decision of Shawnee
Ind. Council re. heirship of
Estate of Josephus Paschal
dead &c. to which reference
was made in his letter of
June 30th last.

Action.

Respy ref. to the
Comm of Ind. Affairs

File

Ex. T. Metcalfe

Chief Clerk.

Dec^r 29th, 1869

Registered

Filed, Land -

Col. 1860
216

DEC
29
1869

Hon J. D Cox
Secretary of the Interior
Washington D.C.

Eudora Kansas.
Dec 23rd 1869
Sir

I wrote you on the
31st June last, asking you to delay the approval
of a deed from Locust Mary and Eliza Pas-
chal, represented as the sole heirs of Josephus
Paschal deceased a Shawnee Indian to
Jane Hertzman, until the heirship to said
Estate could be investigated, as the rights of
one of the heirs to said Estate was being ig-
nored through the connivance of late Agent
Abbott. I rec^d a reply that the Dept^t
had approved a deed calling for one
hundred acres from the above mentioned
heirs to Jane Hertzman, on the 17th Feb

1869. which was the only deed the Depart-
ment had any knowledge of. The question as
to who were the rightful heirs to said Estate
was brought before and fully considered by the
Shawnee Indian Council on the 22nd of Sept
last. The Council unanimously decided
that there was but two heirs to said Estate
Eliza Paschal the widow of Joseph Paschal
deceased being one, and George Dinsides the
husband of Elizabeth Paschal deceased the
other. Whereupon George Dinsides for
himself and the Chiefs of the Shawnee tribe
for Charles Dinsides (a son of George Dinsides
and Elizabeth his deceased wife) made a
deed for the remaining one hundred acres
of the Estate of said Joseph Paschal
to August Grisenis. Said deed together
with the plot of land, the certificate of the
Chiefs and of the Agent, Maj Roberts, the decision

of the Shawnee Council, (as to the furs ships,) signed by both of the Chiefs Graham Rogers and Charles Sucker, also countersigned and certified to by the Clerk of the Council and a note from Agent Roberts and Superintendent Hoag endorsing the action of the Council and recommending an early approval of the deed by the Department, was forwarded by Supt. Hoag on the 11th of Oct last and the receipt of the same acknowledged by the West 18 Supt Hoag, and, yet, notwithstanding all this, the very fraudulent deed that Com' E. S. Parker knew nothing about, a deed made one year before the decease of Josephus Paschal, and at best only signed by one heir, the character of which he was fully apprised, was recommended by him for approval, has been approved and is to day in the hands of this same Abbott against whose machinations the Department was fully warned

I send you a copy of the decision of the
Shawnee Indian Council as to the matter of
heirship of the estate of Josephas Paschal
deceased. also ^{copy of} a letter which I rec^d from the dep-
artment in relation to my first enquiries concerning
the matter Mr Gisenis has paid two hundred
dollar in cash for the one hundred acres in ques-
tion. He has forwd to the department the best
evidence they could possibly ask, of the justness
of his claim. The department recognizes the
decisions of the Shawnee Indian Council for
its guidance. That decision recognizes but
one of the parties named in Oritzman's deed as
a legitimate heir. Can it be possible that the
Department would allow Mr Gisenis to be
defrauded out of both his money and land
with all of this evidence before them

The Hon Sidney Clarke informs me that
Mr Geisner has no deed on file in the Indian
department, yet they have acknowledged its
receipt to Superintendent Hogg. Further
the deed last approved by the Department
for Kretzman, is a deed made by this same
Abbott in 1867, and yet was not on file at
the department as late as the 13th July
last. I would respectfully ask the Secretary
of the Interior with the evidence he has at his Com-
mand, if satisfactory to him, to recall the last
approved deed to Kretzman, which is yet in
the hands of Abbott, or refer the whole matter to
Superintendent ^{Hogg} for his investigation and report
I have addressed this communication to the
Honorable Secretary, hoping he would give the
matter his personal attention, knowing that if
he did, he would extend that justice to
Mr Geisner which the facts warrant

Mr Abbott stated in the presence of Superintendent Hony that Geisen's was entitled to one hundred acres of said land, but that he was afraid for securing it for Krutzmann and he had done so. I hope we may be able to get this matter properly adjusted without ^{reporting} to the Courts. If not we are compelled to go there for relief. Hoping that you will give this matter immediate attention and write me the result at your earliest possible convenience.

I am Very Respectfully
Your Obedt Servant

Hon J. D. Cox Esq
Sect of the Interior
Washington D. C.