

George W.  
H. Taylor  
Wash, March 2, '69

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Chas. for approval,  
certified copy of  
deed from Emily  
Barth, a Shames  
Indian,

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File

See Reserve Book, p. 58 -  
allotment of Franklin E.  
Bailey - all conveyed

Geo

Washington D.C.

March 2<sup>d</sup> 1869

Sir

I have the honor to submit for your consideration the enclosed deed, with my recommendation for the approval of the same, and offer the following reasons, To wit

Emily, Barth whose name appears in the body of the enclosed deed, was the original patentee of two hundred acres of Shawnee Indian land, situated in the State of Kansas, and in consideration of this fact, one W. H. M. Fishback furnished the said Emily Barth with groceries and other necessaries of life, for her support on credit. She afterwards married a German residing in Kansas City, Mo where she resided up to the time of her death; leaving the debt unsettled except so far as shown by the enclosed deed.

Now her husband comes forward and prays the court to grant him an order of ejectment against the present occupant and purchaser, under the decision of the U. S. Supreme Court in

The case of Charles Blue Jacket et al Shawnee  
Indians vs Johnson County Kansas in this  
suit, and then goes on to claim the entire  
estate as the sole surviving heir of his late  
wife, under the laws of the State of Kansas  
regulating descent and distribution, and which  
have been adopted by the Hon Secretary of  
the Interior relative to such cases, ignoring the  
authority of the state law in the first place and  
claiming its protection in the second. Now  
as an act of justice to the purchaser herein  
mentioned, and as it is a question between  
two white men, I respectfully ask the ap-  
proval of the enclosed deed, and save an  
innocent purchaser the expense of litigation.

Hon A. G. Taylor  
Comm<sup>r</sup> of Indian Affairs  
Washington  
D. C.

Respectfully, Yours  
Chas E. Lewis  
W. S. Taylor  
U. S. Agent