

W. B. HOOPER & CO.

---

MAY 21, 1880.—Committed to the Committee of the Whole House and ordered to be printed.

---

Mr. ERRETT, from the Committee on Indian Affairs, submitted the following

R E P O R T :

[To accompany bill H. R. 1318.]

*The Committee on Indian Affairs, to whom was referred bill H. R. 1318, beg leave to report :*

This claim is for \$10,808.07, being the balance of an account for supplies delivered to the Rio Verde Agency in 1874.

It is not claimed that there was any contract in this case, and the supplies were bought, not by the regular Indian agent, but by an officer of the Army, detailed by General Crook to take the place, temporarily, of the regular agent, who had previously become insane. The insanity of the agent rendered it necessary that an Army officer should temporarily fill his place, and the only questions in the case are, were these supplies necessary for that agency at that time and under that emergency, and were the prices charged just and reasonable?

The Indian Department, which is fully supplied with information in this case, has twice decided in paying what is due on this claim; the amount of it has been included by the Secretary of the Treasury in his estimates of deficiencies; and the only drawback to the claim is that Commissioner Hayt decided against it. This bill, it is fair to add, was favorably passed upon by the Committee on Indian Affairs of the Forty-fifth Congress.

Under these circumstances the committee think that the claim is entitled to consideration. They therefore report the bill favorably, with an amendment striking out the proviso, and inserting a new one, leaving the adjudication of the claim, upon equitable grounds, to the accounting officers of the Treasury Department.

○