

MYRON M. LOCKWOOD.

MAY 11, 1878.—Committed to the Committee of the Whole House and ordered to be printed.

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

REPORT:

[To accompany bill H. R. 4798.]

*The Committee on Indian Affairs, to whom was referred letter from the Secretary of War of February 1, 1878, relative to the losses sustained by Myron M. Lockwood, of Deer Lodge, Mont., in the recent Nez Percé war, respectfully report:*

The correspondence submitted to the House in connection with the letter of the Secretary of War relative to this claim fully sets forth the facts upon which relief is asked. The Secretary's letter and accompanying communications are as follows:

WAR DEPARTMENT, February 1, 1878.

The Secretary of War has the honor to transmit to the House of Representatives copy of correspondence concerning the losses sustained during the recent Nez Percé war by Myron M. Lockwood, of Deer Lodge, Mont.

Mr. Lockwood and his brother served as volunteers with General Gibbon's command, in the pursuit of Nez Percés; his brother was killed, and he was badly wounded through the hip and groin, in the battle of the Big Hole, and may be a cripple for life. He estimates his losses on account of stock, forage, house, &c., at \$1,800.

General Gibbon forwards the application, and recommends relief.

General Sherman, who is personally cognizant of the facts, concurs with General Gibbon, and states: "This Lockwood is unmarried, but the brother who was killed in the battle leaves a wife and children, who should have a pension."

Relief in both of the cases mentioned is respectfully recommended.

Respectfully submitted,

GEO. W. MCCRARY,  
Secretary of War.

The SPEAKER of the House of Representatives.

SAINT JOSEPH'S HOSPITAL, DEER LODGE, MONT.,  
October 30, 1877.

SIR: I have the honor to inclose herewith a statement of my losses incurred from the Nez Percé war. I joined General Gibbon's command as a volunteer, and served with him at the battle of Big Hole, where I got wounded. My ranch and stock were laid waste, during my absence, by the Indians, which has left me without a home, and for which I respectfully ask compensation. I would respectfully refer to General Gibbon and Mr. Maginnis (representative for Montana) for personal character. Hoping my claim will meet with a favorable consideration,

I am, respectfully, your obedient servant,

MYRON M. LOCKWOOD,  
Deer Lodge, Mont.

The Hon. SECRETARY OF WAR,  
Washington, D. C.  
(Through Headquarters Fort Shaw, Montana.)

*Statement of losses sustained by M. M. Lockwood, Deer Lodge, Mont.*

Loss by stock.....	\$200 00
Forage (wheat, oats, &c.) .....	300 00
House and furniture.....	600 00
Miscellaneous expenses.....	500 00
Total .....	\$1,600 00

[First indorsement.]

HEADQUARTERS DISTRICT OF MONTANA,  
*Fort Shaw, Mont., November 6, 1877.*

Respectfully forwarded to headquarters Department of Dakota, and the claim recommended to the favorable consideration of the proper authority. Mr. Lockwood is entitled to every consideration. He has suffered severely in property, as I personally know. He and his brother were both volunteers in the pursuit of the Nez Percés. His brother was killed, and he himself was very severely wounded, in the battle of the Big Hole, and he still lies in the hospital at Deer Lodge, suffering from the effects of his wounds.

JOHN GIBBON,  
*Colonel Seventh Infantry, Commanding District.*

[Second indorsement.]

HEADQUARTERS DEPARTMENT OF DAKOTA,  
*Saint Paul, Minn., November 20, 1877.*

Respectfully forwarded to headquarters Military Division of the Missouri.

ALFRED H. TERRY,  
*Brigadier-General, Commanding.*

[Third indorsement.]

HEADQUARTERS MILITARY DIVISION OF THE MISSOURI,  
*Chicago, November 23, 1877.*

Respectfully forwarded to the Adjutant-General of the Army.

P. H. SHERIDAN,  
*Lieutenant-General, Commanding.*

DEER LODGE, MONT., *November 12, 1877.*

GENERAL: You will, I am sure, forgive me in thus addressing you in person, but so much depends on the result of my request, makes the action necessary. I have seen General Sherman, U. S. A., when here, and it is as well by his advice and the unprovided condition of myself and family that I have made the application herein referred to.

I have forwarded to the proper authority, through General Gibbon, my application for reimbursement for losses sustained through the Nez Percé raid through our Territory. Those losses have left me entirely dependent, being so badly wounded in the fight at Big Hole. I am entirely unable to work, nor is it likely I will be able to do so for next six months. My family is large, and have no present means of support, being entirely dependent on the goodness of others.

I therefore respectfully request a favorable recommendation on my application (above referred to), and would respectfully refer to General Gibbon's indorsement on same for further particulars.

I remain, general, very respectfully, your obedient servant,

MYRON M. LOCKWOOD.

General A. H. TERRY,  
*Saint Paul, Minn.*

[First indorsement.]

HEADQUARTERS DEPARTMENT OF DAKOTA,  
*Saint Paul, Minn., November 24, 1877,*

Respectfully forwarded to headquarters Military Division of the Missouri, in connection with papers in the matter of Mr. Lockwood's claim for reimbursement for losses from Nez Percés, forwarded to division headquarters from these headquarters on the 20th instant.

ALFRED H. TERRY,  
*Brigadier-General, Commanding.*

[Second indorsement.]

HEADQUARTERS MILITARY DIVISION OF THE MISSOURI,  
*Chicago, November 27, 1877.*

Respectfully forwarded to the Adjutant-General of the Army.

P. H. SHERIDAN,  
*Lieutenant-General, Commanding.*

In connection with this application attention is invited to the inclosed extract from a letter of the General of the Army to the Secretary of War, dated Fort Missoula, Montana, September 3, 1877.

FORT MISSOULA, MONTANA,  
*September 3, 1877.*

[Extract.]

SIR:

On the morning of September 1 we arrived at Deer Lodge, quite a pretty little town, with a good hotel, stores, dwellings, churches, and school-house. The town-site is in the middle of the valley, with abundance of the purest and most beautiful water. On the edge of the town, upon the plateau, is a good, stone, Catholic church, with a hospital behind. This is a good two-story frame house, well arranged, clean, and well furnished; indeed, as good a hospital as can be found anywhere, in charge of six Sisters of Charity. Here I visited all of the wounded men, soldiers and citizens, of Gibbon's command, who had been brought up from his fight of August 9, a distance of about 90 miles. They are in charge of a citizen, Surgeon Mitchell, who is esteemed highly qualified and devoted, and I trust in due time he will be properly compensated. All the wounds were healing well, except of two men wounded in the foot, who may have each to lose a leg.

The case of one citizen badly wounded through the hip and groin (Lockwood) deserves special mention, for he was a pure volunteer, lost his brother in battle, and had his farm pillaged by the Indians, and his stock mostly, if not all, used by the pursuing troops. General Gibbon speaks in high terms of his courage and services, and will do all that is possible to secure him pay for what he has lost, and meantime will pay his charges at the hospital during convalescence, which may be slow, and make him a cripple for life. This Lockwood is unmarried, but the brother who was killed in the battle leaves a wife and children who should have a pension.

With great respect, yours truly,

W. T. SHERMAN, *General.*HON. GEO. W. MCCRARY,  
*Secretary of War, Washington, D. C.*

[Fourth indorsement.]

HEADQUARTERS OF THE ARMY,  
*Washington, November 27, 1877.*

Respectfully submitted to the Honorable Secretary of War.

Of course I think Lockwood ought to be paid somehow, but in this form it is impossible to make a legal voucher. The first two items could be accounted for as "beef" and "forage." The other items will necessitate an act of Congress. I advise this paper to be sent back to General Gibbon, to see if he cannot make vouchers of "purchase" and vouchers of "issue" or expenditure for the two first items of Lockwood's bill, and to have Lockwood petition Congress for relief for the other items.

No amount of kindly feeling towards Lockwood will move the Treasury officials, and if General Gibbon wants to help a most deserving man, he must put his papers in such shape as to receive the approval of the War Department, and so as to pass the accounting-officers of the Treasury under "existing laws," trusting to the honorable delegate from Montana, Mr. Maginnis, to get the balance by a bill of relief.

W. T. SHERMAN, *General.*

[Indorsement.]

Respectfully returned, concurring with General Sherman.

Upon presentation of proper vouchers, the amount due Mr. Lockwood may be allowed.  
By order of the Secretary of War.

H. T. CROSBY,  
*Chief Clerk.*WAR DEPARTMENT, *December 5, 1877.*

HEADQUARTERS OF THE ARMY,  
ADJUTANT-GENERAL'S OFFICE,  
Washington, December 8, 1877.

SIR: Referring to your indorsement of November 6, 1877, upon communication from Mr. Myron M. Lockwood, Saint Joseph's Hospital, Deer Lodge, Mont., who asks compensation for losses sustained by him through the Nez Percés war, I have respectfully to transmit herewith for your information copy of indorsement, dated the 7th ultimo, of the General of the Army.

The Secretary of War concurs in the views of General Sherman, and decides that upon presentation of proper vouchers the amounts due Mr. Lockwood may be allowed.

Very respectfully, your obedient servant,

E. D. TOWNSEND,  
Adjutant-General.

Col. JOHN GIBBON,  
Seventh Infantry, Commanding District of Montana.  
(Through headquarters Division of the Missouri.)

HEADQUARTERS DISTRICT OF MONTANA,  
Fort Shaw, Mont., December 28, 1877.

SIR: I have the honor to acknowledge the receipt of your communication of the 8th instant regarding the claim of Mr. Myron M. Lockwood for losses by hostile Nez Percés, with a copy of General Sherman's indorsement, and the decision of the Secretary of War, that on the presentation of "proper vouchers" the amounts due Mr. Lockwood may be allowed. I have every disposition to assist Mr. Lockwood, who has not only suffered pecuniary loss by Indian depredations, but was badly wounded in the battle of Big Hole, and is now a great sufferer from his wound. But his claim belongs to a large class of similar ones for settling which proper vouchers cannot be furnished.

Unfortunately, I know nothing which would enable me to certify to his loss of stock and forage. They were not used by my troops, and, of course, could not be certified as "issued." I regret it is not in my power to put Mr. Lockwood's papers in such a shape as to pass the scrutiny of the Treasury Department, and see no other way for the meritorious, deserving claimant to obtain indemnity for his losses except through an act of Congress.

I am, sir, very respectfully,

JOHN GIBBON,  
Colonel Seventh Infantry, Commanding District.

The ADJUTANT-GENERAL U. S. A.,  
Washington, D. C.  
(Through headquarters Department of Dakota.)

[First indorsement.]

HEADQUARTERS DEPARTMENT OF DAKOTA,  
Saint Paul, Minn., January 12, 1878.

Respectfully forwarded to headquarters Military Division of the Missouri.

ALFRED H. TERRY,  
Brigadier-General, Commanding.

[Second indorsement.]

HEADQUARTERS MILITARY DIVISION OF THE MISSOURI,  
Chicago, January 16, 1878.

Respectfully forwarded to the Adjutant-General of the Army.

P. H. SHERIDAN,  
Lieutenant-General Commanding.

[Seventh indorsement.]

HEADQUARTERS OF THE ARMY,  
Washington, January 19, 1878.

Respectfully returned to the Secretary of War, inviting attention to reply of Colonel Gibbon to letter from the Adjutant-General of the 8th ultimo, based upon the instructions of the Secretary of War of December 5, 1877, on accompanying paper.

W. T. SHERMAN,  
General.

WAR DEPARTMENT,  
ADJUTANT-GENERAL'S OFFICE,  
Washington, January 26, 1878.

Official copies.

E. D. TOWNSEND,  
Adjutant-General.

The facts detailed in the foregoing papers, and the earnest commendations of the claimant's conduct and merits by the distinguished officers named, establish this, in the opinion of your committee, as a case calling for relief by the action of Congress. The claimant asks reimbursement for loss of stock, forage, grain, house and furniture, &c., amounting in all to \$1,100, and for miscellaneous expenses he asks \$500 more. This last item we regard as too vague and indefinite to justify its allowance. We respectfully report and recommend the passage of the accompanying bill for the relief of Myron M. Lockwood, providing for the payment to him, out of any money in the Treasury not otherwise appropriated, of the sum of \$1,100 in full satisfaction of his said claim.

H. Rep. 804—2