

W. A. MONTGOMERY, ADMINISTRATOR.

LETTER FROM THE ASSISTANT CLERK OF THE COURT OF CLAIMS
TRANSMITTING A COPY OF THE FINDINGS FILED BY THE COURT
IN THE CASE OF W. A. MONTGOMERY, ADMINISTRATOR OF JOHN
READ, DECEASED, AGAINST THE UNITED STATES.

DECEMBER 11, 1905.—Referred to the Committee on War Claims and ordered to
be printed.

COURT OF CLAIMS, CLERK'S OFFICE,
Washington, December 8, 1905.

SIR: Pursuant to the order of the court, I transmit herewith a certified copy of the findings of fact filed by the court in the aforesaid cause, which case was referred to this court by the Committee on War Claims, House of Representatives, under the act of March 3, 1883, known as the Bowman Act.

I am, very respectfully, yours,

JOHN RANDOLPH,
Assistant Clerk Court of Claims.

HON. JOSEPH G. CANNON,
Speaker of the House of Representatives.

Court of Claims. Congressional, No. 5613. Estate of John Read, deceased, v. The United States.]

This case, being a claim for supplies or stores alleged to have been taken by or furnished to the military forces of the United States for their use during the late war for the suppression of the rebellion, the court, on a preliminary inquiry, finds that John Read, deceased, the person alleged to have furnished such supplies or stores, or from whom the same are alleged to have been taken, was not loyal to the Government of the United States throughout said war.

BY THE COURT.

Filed April 11, 1904.

Court of Claims. Congressional case No. 5613. W. A. Montgomery, administrator of the estate of John Read, deceased, v. The United States.]

STATEMENT OF CASE.

The claim in the above-entitled case for supplies or stores alleged to have been taken by or furnished to the military forces of the United States for their use during the late war for the suppression of the rebellion was transmitted to the court by the Committee on War Claims of the House of Representatives on the 6th day of August, 1888.

On a preliminary inquiry the court, on the 11th day of April, 1904, found that the person alleged to have furnished the supplies or stores, or from whom they were alleged to have been taken, was loyal to the Government of the United States throughout said war.

The case was brought to a hearing on its merits on the 27th day of March, 1905.

Moyers & Consaul appeared for claimant, and the Attorney-General, by P. M. Ashford, esq., his assistant and under his direction, appeared for the defense and protection of the interests of the United States.

The claimant in his petition makes the following allegations:

That he is a citizen of the United States and a resident of the county of Hinds, State of Mississippi, and is the duly appointed, qualified, and acting administrator of the estate of John Read, deceased; that during the late civil war said decedent was a citizen of the United States, residing in said county and State; that during said war the United States military forces, under proper authority, took from said decedent and converted to the use of the United States Army quartermaster stores and commissary supplies of the kinds and values below stated, to wit:

12 mules, at \$150 each.....	\$1,800
1 horse.....	150
1 horse.....	100
40 sheep, at \$2 each.....	80
14 oxen, at \$25 each.....	350
30 cows, helpers, and yearlings, at \$15 each.....	450
Total	2,930

The court, upon the evidence and after considering the briefs and arguments of counsel on both sides, makes the following

FINDINGS OF FACT.

There were taken from claimant's decedent in Hinds County, State of Mississippi, during the war of the rebellion by the military forces of the United States, for the use of the Army, stores and supplies of the kinds described in the petition, which at the time and place of taking were reasonably worth the sum of two thousand one hundred and sixty dollars (\$2,160), for which no payment appears to have been made.

BY THE COURT.

Filed April 10, 1905.

A true copy.

Test this 6th day of December, 1905.

[SEAL.]

JOHN RANDOLPH,
Assistant Clerk Court of Claims.