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United States Western District Court of
Arkansas records, 1839-1908

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1875 November 29: Voucher, to Lewis Robinson, of Fort Smith, Arkansas, for assisting J.T. Cox, Jr., U.S. deputy marshal, in the arrest for five sharps rifles, one spring filed rifle, A.C. William Spencer, Frank Coiner, Bud Fisher, and one Sanders; Stephen Wheeler, clerk; J.A. Williams, D.C.

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Voucher no 137
Abstract 6

FILED
OCT 20 1876
CLERK

2046
123.

The United States of America,

To Lewis Robinson Dr.

1876
For 41 days' services as posse comitatus, from Oct. 20 to Nov 29^c 1876
both days inclusive, at \$3.00 per day. \$ 123.⁰⁰

UNITED STATES OF AMERICA, }

Western District of Arkansas.

I, Lewis Robinson of Choctaw Nation in the county of
and district aforesaid, being duly sworn, depose and say, that on the 20th of Oct.

1876, I was employed under and by virtue of the third section of Act of Congress, of June 14, 1858, by
J. P. Cox, Jr., U. S. Deputy Marshal for said district, at my usual place of residence, as one of his
posse comitatus, to assist in executing the following capias writs, to wit: Warrant of arrest for (5)
fire Sharps Rifles, one (1) Springfield Rifle & etc
Wm. Spencer charged with violation of Inter. Rev.
Law and Frank Criner charged with Larceny
in the Indian Country

issued by Stephen Wheeler U. S. Commissioner for the Western District of Arkansas, within the jurisdiction
of the said district, returnable to the office of said Commissioner, at Fort Smith in Sebastian County,
Ark.

Now I, Lewis Robinson, do hereby certify that on the 20th of Oct. 1876; and that as such posse comitatus, I immediately proceeded in company
with said Marshal to Cheyenne Agency S. T. and assisted in
serving Warrant of arrest on (5) fire Sharps Rifles
(1) one Springfield Rifle & etc and immediately
proceeded to Caddo C.M. where I assisted in

making the arrest of Bud Fisher and one
 Saunders. He then endeavored to make the
 arrest of Mr. Spencer charged with violation of
 Inter Ren Law and Frank Coiner charged with
 Larceny, failing in making the arrests of Mr
 Spencer and Frank Coiner we immediately
 proceeded to Atoka where we were detained
 several days making a seizure of Goods, Wares and
 Mdee. for violation of Intercoastal Law. We immu-
 diately thereafter proceeded by the most direct route
 to Fort Smith before the U. S. Commissioner; that no posse comitatus could have been employed at a
 nearer point to the place where the said Deputy informed me he expected to find the said *O. F. Sharpes*
Riffe, one W. Springfield Riffe & C. McSpencer and
Frank Coiner
 to wit: *Cherokee Agency Ind. & Chickasaw Nations and*
Choctaw Nations

Arki. *Fort Smith* than my place of residence aforesaid; that I actually traveled from *Fort Smith*
 residence to said places of arrest for the purpose aforesaid *900* miles, and in the transportation of said defendants,
 and was actually and necessarily employed *41* days, as set out in the foregoing account as posse comitatus, solely in the
 execution of said processes and transportation of the said defendants as aforesaid; that I furnished the means of, or actually paid
 for my own travel or transportation, and that I have received from said Marshal and signed duplicate receipts therefor, the sum of
One Hundred and Seventy three dollars, in lawful currency of the United States, in full satisfaction and
 payment of my said expenses and services; that I have never received or been paid, or agreed to receive, or expect to be paid any
 other compensation, remuneration, or consideration whatever for said expenses and *41* days' services, from any other person or
 persons, or sources whatever: So help me God.

Subscribed and sworn to before me this *3* day of *December* 187*0*, by the above
 named *Lewis Robinson* who personally appeared
Lewis before me and was identified and was by me
 known to be the identical person he represents himself.

UNITED STATES OF AMERICA,

Western District of Arkansas, } ss.

I, *J. D. Cox Jr* do solemnly swear that I am duly and regularly commissioned as a Deputy
 U. S. Marshal for said district, that the employment of a posse comitatus at *Fort Smith Ark* under the act of
 Congress of June 14, 1858, was actually and indispensably necessary to enable me to serve the warrants in my possession, and that I
 could not without great peril have attempted to serve the warrants entrusted to me, without the assistance of a posse comitatus; that
 I have examined the within account and certify that the services were performed and actually rendered as therein stated, and that the
 amount charged therefor is reasonable and just, and that I have no interest in the same.

Sworn to and subscribed before me this *3* day of *December* A. D. 187*0*, by the
 above named *J. D. Cox Jr*, who personally appeared and was by me known to be the identical person
 he represents himself.

I, JAMES F. FAGAN, U. S. Marshal for the Western District of Arkansas, do certify that I have carefully inquired into the
 matters set forth in the foregoing affidavits, and that the matters and things therein set forth are true and the services of the posse
 comitatus employed by my Deputy were absolutely necessary to the due and proper service and execution of said warrants; and that
 a posse comitatus could not have been obtained any nearer than the place said posse comitatus was employed.

Received payment of James F. Fagan, U. S. Marshal for the Western District of Arkansas, in the sum of *One*
Hundred and Seventy three dollars in full of the within account.
Lewis Robinson