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United States Western District Court of
Arkansas records, 1839-1892

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

Voucher, to W.H. Arnold, of Fort Smith, Arkansas, for assisting T.E. Lacy, deputy U.S. marshal, as posse comitatus in U.S. v. Vess Horn; Stephen Wheeler, U.S. commissioner and clerk; G.S. Williams, U.S. clerk of court; V. Dell, U.S. marshal

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THE UNITED STATES OF AMERICA,

To *H. A. Arnold* *Dra*

For *2* days service as Posse Comitatus, from *Dec 16* "1881" to *December 17* "1881" both days inclusive, at \$3 per day, *\$6.00*

UNITED STATES OF AMERICA, }
Western District of Arkansas. } SS

I, *H. A. Arnold* of *God Smith* in the County of *Sebastian* and District aforesaid, being duly sworn, depose and say, that on the *16* day of *December*, 1881, I was employed under and by virtue of the Third Section of the Act of Congress of June 14, 1858, by: *J. C. Stary*, 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:

- U. S. vs *Cass Horn*
- U. S. vs
- U. S. vs
- U. S. vs
- U. S. vs

issued by *Stephen Wheeler* U. S. Commissioner for the Western District of Arkansas, within the jurisdiction of the said District, returnable to office of said Commissioner at *God Smith* in

Sebastian County, Arkansas, *forthwith*, 1881; and that as such Posse Comitatus, I immediately proceeded in company with said Marshal *to a point on the Choctaw Nation, 20 miles from God Smith, where we arrested Cass Horn, on the 17th day of December, 1881, hence*

God 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 the said

to-wit: *Defendants*
Choctaw Nation

than my place of residence; that I actually traveled from my said residence to the said place of arrest for the purpose aforesaid *10.5* miles, and in the transportation of said defendants was actually and necessarily employed *2* days, as set out in the foregoing account as Posse Comitatus, solely in the execution of said processes and transportation of 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 triplicate receipts therefor, the sum of *6* dollars in lawful currency of the United States, in full satisfaction and payment of my said expenses; that I have never received or been paid, or agreed to receive, or expect to be paid, any compensation, remuneration or consideration whatever for said expenses and *2* days' service, from any other person or persons, or sources whatever. So help me God,

Sworn and subscribed to before me this *16* day of *December*, 1881, by the above named *H. A. Arnold* who personally appeared and was by me known to be the identical person he represented himself.

H. A. Arnold
Stephen Wheeler
Clerk U. S. Dist. Court, West. Dist. of Arkansas.
J. P. Williams

O.K. copy

I J. E. Lacy 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 W. Smith under the act of Congress of June 14, 1858, was actually and indispensibly 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.

Subscribed and sworn to before me, this 20th day of December, 1881, by the above named J. E. Lacy who personally appeared and was by me known to be the identical person he represents himself.

J. E. Lacy
Deputy U. S. Marshal

I, V. DELL, 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.

Stephen Wheeler
Clerk U. S. Court, West. Dist. Ark.
W. Dell

U. S. Marshal, Western Dist. Arkansas.

Received payment of V. Dell, U. S. Marshal for the Western District of Arkansas, in the sum of Six dollars in full of the within account.

W. H. Arnold

VOUCHER NO. /

←-TO->

ABSTRACT NO. 6.

November Term, 1881.

REFER TO

Voucher

Abstract 4.

W. Dell,

U. S. Marshal, West. Dist. Ark.

FILED

WAR
22
1882

Stephen Wheeler
CLERK