

Arkansas State Archives

Arkansas Digital Archives

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

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

Voucher, to Henry Willis, of Longview, Caddo Nation, for assisting Joseph W. Everidge, deputy U.S. marshal, in U.S. v. John Kilpatrick, U.S. v. Sam Stanley, and others; James Christian, arrested; Stephen Wheeler, U.S. commissioner; John Carroll, U.S. marshal; J.H. Edmonton, witness to signatures

Follow this and additional works at: <https://digitalheritage.arkansas.gov/western-district-court>



Part of the [United States History Commons](#)

Recommended Citation

Item 14_04_014, United States Western District Court of Arkansas records, Arkansas State Archives, Little Rock, Arkansas.

Use and reproduction of images held by the Arkansas State Archives without prior written permission is prohibited. For information on reproducing images held by the Arkansas State Archives, please call 501-682-6900 or email at state.archives@arkansas.gov.

The United States of America,

1886

To

Henry Willis

Dr.

For 4 days' services as posse comitatus, from July 14 to 16 & 20 1886 both days inclusive, at \$3.00 per day,

July 14 to 16 & 20 1886

1886

\$ 12.00

12

UNITED STATES OF AMERICA,

WESTERN DISTRICT OF ARKANSAS.

I, Henry Willis, of Kouquieu in the County of Indian Territory and District aforesaid, being duly sworn, depose and say, that on the 14 day of July 1886, I was employed under and by virtue of the third section of the Act of Congress of June 14th, 1858, by Joseph Enbridge U. S. Deputy Marshal for said district, at my usual place of residence, as one his posse comitatus, to assist in executing the following capias writ, to-wit:

U.S. vs John Killpatrick
Sam Stanley and others

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 Arkansas 1886; and that as such posse comitatus, I immediately proceeded in company with said Marshal to 6 Miles south of Doaksville in Choctaw Nation and assisted in arresting John Killpatrick July 15th; thence to 26 Miles South West of Doaksville and arrested Sam Stanley July 16th; thence to 36 Miles South West of Doaksville Ark and arrested James Christian July 20th; thence in the capacity of guard

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 where he expected to find the said Killpatrick, Stanley and others

to-wit:

Choctaw Nation

than my place of residence aforesaid; that I actually traveled from my said residence to said place of arrest for the purpose aforesaid 44 miles, and in the transportation of said defendants, was actually and necessarily employed 4 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; 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 4 days' services, from any other person or persons, or sources whatever: so help me God.

Subscribed and sworn to before me this 24 day of July 1886, by the above named Henry Willis who personally appeared before Stephen Wheeler clerk and was by me known to be the identical person he represents himself.

Henry Willis
Stephen Wheeler
Clerk U. S. District Court, West. Dist. Ark.

I, Joseph Everage 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 Rougview Cr 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 29 day of July, A. D. 1886, by the above-named Joseph Everage, who personally appeared and was by me known to be the identical person he represents himself.

J W Everage
Deputy U. S. Marshal.
W. M. H. H. H. H.
Clerk U. S. District Court, West. Dist. Ark.

I, JOHN CARROLL, 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 for the period of 4 days; and that a posse comitatus could not have been obtained any nearer than the place said posse comitatus was employed, and this account is approved for \$ 12

John Carroll
United States Marshal, Western District of Arkansas.

Received payment of JOHN CARROLL, United States Marshal for the Western District of Arkansas, in the sum of Twelve Dollars, in full of the within account.

Henry Willis
Mark
attest J. H. Edmiston

~~8~~
Voucher No. 8
Abstract No. 8
Account Current D No. August Term, 1886

Refer to Voucher No. 31 Abstract No. 7
Account Current E. No. 7

FILED
NOV 13 1886
W. M. H. H. H.
CLERK.

JOHN CARROLL
U. S. Marshal W. D. Ark.

J. H. MAYES & CO. PRINTERS, ST. SMITH
Duplicate