

MALINDA STONE, DECEASED.

Communication from the Court of Claims, transmitting a copy of the findings of the court in the case of Malinda Stone, deceased, against the United States.

JANUARY 3, 1894.—Referred to the Committee on War Claims and ordered to be printed.

COURT OF CLAIMS, CLERK'S OFFICE, Washington, December 30, 1893.

SIR: Pursuant to the order of the court I transmit herewith a certified copy of the findings 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.

I am, very respectfully, yours, etc.,

JOHN RANDOLPH,
Assistant Clerk, Court of Claims.

Hon. CHARLES F. CRISP,
Speaker of the House of Representatives.

[Court of Claims. Congressional, No. 1231. I. S. Ash, administrator of Malinda Stone, deceased, formerly Malinda Whaley, 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 said Whaley, or now Malinda Stone, the person alleged to have furnished such supplies or stores, or from whom the same are alleged to have been taken, was loyal to the Government of the United States throughout said war.

BY THE COURT.

Filed January 16, 1893.

[Court of Claims. Congressional case, No. 1231. I. S. Ash, administrator of Malinda Stone, 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 30th day of July, 1886.

S. P. Knut, esq., appeared for claimant, and the Attorney-General, by Charles W. Russell, esq., his assistant and under his direction, appeared for the defense and protection of the interests of the United States.

On a preliminary inquiry, the court, on the 16th day of January, 1893, 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 has been brought to a hearing on its merits. The claimant in his petition makes the following allegations:

That during the late war of the rebellion there were taken from the decedent by Gen. Grant's army, in Marshall County, Miss., stores and supplies of the value of \$1,205 and appropriated to the use of the U. S. Army, as follows:

580 bushels corn.....	\$580
8 stacks fodder	80
1,800 pounds sugar.....	36
1 stack oats.....	10
15 head pork hogs	225
8 head year-old hogs.....	24
500 pounds pork.....	75
9-year-old mare.....	125
4-year-old mare.....	250
 Total.....	 1,205

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

FINDINGS OF FACT.

There was taken from Malinda Stone, of Marshall County, Miss., now deceased, during the war for the suppression of the rebellion, by proper military authority, for the use of the U. S. Army, stores and supplies amounting in value to \$735.

BY THE COURT.

Filed October 23, 1893.

A true copy.

Test, this 30th day of December, A. D. 1893.

[SEAL.]

JOHN RANDOLPH,
Assistant Clerk Court of Claims.