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REFER IN REPLY TO THE FOLLOWING:

5—1100

ADDRESS ONLY THE COMMISSIONER OF INDIAN AFFAIRS

Education-
Law & Order.
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DEPARTMENT OF THE INTERIOR

OFFICE OF INDIAN AFFAIRS

WASHINGTON

Re to Indian
at Keams Canon

Mr. Charles H. Dickson,

Supt. Leupp School.

FILED BY C. P. F.

Sir:-

The Office has received your letter of October 18, 1913, relative to the case of Hadus Chat-thli, and the correspondence between Superintendent Crane, Rev. Mr. Mitchell and yourself on this subject.

It would appear from a careful perusal of this correspondence that the stand taken by Mr. Crane in the matter is a proper one from both a legal and ethical standpoint. It would appear that when the wife of this Indian died, according to Paragraph 2117, Revised Statutes of Arizona Territory, one-third of her separate personal estate would go to her husband and the remaining two-thirds to her children in equal parts and if this Indian insists upon living upon the Moqui Reservation, there is no law by which he can be compelled to move to the Leupp Reservation.

The conditions imposed by former Superintendent Maxwell were ultra vires, hence they are not enforceable.

The Office does not deem it necessary or advisable to bring any pressure to bear upon this Indian to return

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to the Leupp Reservation and in view of the fact that Superintendent Crane is familiar with the entire matter, it is believed that proper supervision can be exercised even though he remains on the Moqui Reservation.

Respectfully,

10-JSW-30

Second Assistant Commissioner.

(Carbon to Moqui)