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Mr. O. H. Lipps,
Superintendent, Carlisle School.

My dear Mr. Lipps:

The Office has received your letter of March 1, requesting to be advised in the matter of refunding to the guardian of Robin Dougherty part of Robin's tuition fee.

It is assumed that the tuition paid by this young man in advance was deposited in the Treasury as required by law and that full advantage was not taken by him of the privileges purchased. Therefore, the Office does not see a valid claim vested in him merely because he failed to reap full benefit from the contract for tuition, which amount is available only for the same purposes as the appropriation. It will not be possible to refund any part of the amount paid by him unless an error was made, which is not the fact in this case. Class IV funds could not be used as the refund is not an

expenditure for the benefit of the school. There is no authority of law to make a refund to him.

Very truly yours,

(Signed E. B. Meritt

Assistant Commissioner.

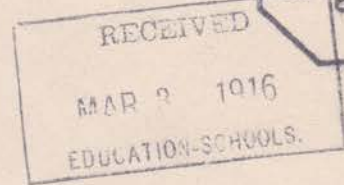
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DEPARTMENT OF THE INTERIOR
UNITED STATES INDIAN SCHOOL

CARLISLE, PA.

March 1st, 1916.



Return of
tuition paid.

The Honorable,
Commissioner of Indian Affairs,
Washington, D. C.

Sir:

During the 4th Quarter of the fiscal year 1914 there was deposited in the Treasury of the United States an amount of \$167.00 that had been received from Robin Dougherty's guardian to pay for the young man's tuition at Carlisle. Such a payment was exacted because the young man is a Cherokee and his enrolment could not then be effected except on condition that tuition be paid.

Dougherty proved himself undesirable and finally was taken to the Castle Heights Military Academy at Lebanon, Tennessee, with three other young men from the Five Civilized Tribes who were not doing any good at Carlisle.

Recently the young man's guardian has been asked to send a remittance to pay for Dougherty's share of a charge of \$98.70 that is outstanding with the Cumberland Valley Railroad Company's agent in Carlisle for the transportation that was furnished an escort, Mr. Roach, and the four young men, and now the claim has been made that a refund of the

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portion of the tuition paid for which benefit was not received by Dougherty should be returned to the guardian.

In view of the fact that Dougherty remained at Carlisle only from May the 23rd of 1914 to September the 10th of that same year, I respectfully request that I be advised what action may be taken to comply with the guardian's request that the unearned portion of the tuition paid be refunded.

Very respectfully,

HKM.


Superintendent.