

(Copia)

No. 383.

Factura de lo siguiente que de m/ ergo he remetido à Tampico en la Goleta Megicana *Anna Maria* su Capn. D. Guilo. Ways^a à consign. de D. José del Rio.

0.40 Tros harina mca Haro à \$17½	-----	\$700
H.20 dhos id " Hidalgo à 16½	-----	"330
60 Tros harina		\$1,030
	Gastos	
Corretage ½ pC	-----	\$5. 15
Conduccion al muelle	-----	"6. 50
		11. 65
		\$1,041. 65

Vera Cruz Octubre 28/840.

JOSE GREGO. DE SUINAGA

Pour copie conforme
A. DE SALIGNY

SMITH TO MCINTOSH.^bSMITH TO BARBEY.^c

DAINGERFIELD TO SECRETARY OF STATE [JONES].

NEW ORLEANS *May 17th 1842*

HON SECRETARY OF STATE.
SIR

The negotiation of the loan by General Hamilton having now been rendered certain, the obstacle to my departure to France, as stated in the communication which I had the honour to receive from your department during my stay at Austin in the month of April has thereby been removed.

I have therefore the honour to state that, I am having settled all my private affairs in this country ready at any moment to depart to France as Charge of the Republic

Having in accordance with the wishes of his Excellency the President notified Mr Foster of the War department of his appointment

^a Mexican phonetic spelling.^b May 12, 1842. See correspondence inclosed with Smith to Jones, July 11, 1842.^c May 13, 1842. See correspondence inclosed with Smith to Jones, July 11, 1842.

as Secretary of legation I deemed my presence in Austin unnecessary. Any communication which the Department of State may wish to address me if sent to our Consul here will be duly forwarded. I have the honour to be

Yr

most obdt Svt

WM HENRY DAINGERFIELD

McINTOSH TO SMITH.^a

CASTRO TO SMITH.^b

SMITH TO STE. AULAIRE.^c

STE. AULAIRE TO SMITH.^c

SALIGNY TO JONES.^d

[Announcing the appointment of F. Guilbeau, consular agent of France at San Antonio, and asking that orders be issued for his recognition in that capacity.]

WAPLES TO SALIGNY.^e

[Sends exequatur for H. A. Cobb, as vice-consul of France at ports of Galveston and Saint Louis.]

SMITH TO McINTOSH.^f

JONES TO SALIGNY.^g

[Transmitting exequatur of Alexander Lamar, consular agent of France for "Liberty County," and of F. Guilbeau, consular agent of France for San Antonio.]

^a May 18, 1842. See correspondence inclosed with Smith to Jones, July 11, 1842.

^b May 23, 1842. See correspondence inclosed with Smith to Jones, July 11, 1842.

^c [May 27, 1842.] See correspondence inclosed with Smith to Jones, July 11, 1842.

^d May 29, 1842.

^e May 30, 1842.

^f See note ^c, p. 1361.

^g June 1, 1842. See correspondence inclosed with Smith to Jones, July 11, 1842.

^h June 2, 1842.

CASTRO TO SMITH.^aMEMORANDUM RELATIVE TO SALIGNY'S INVESTMENT IN TEXAS BONDS.^b

SALIGNY TO HOUSTON.

HOUSTON, *June the 6th 1842*

GENERAL,

Availing myself of your kind permission, I have the honor to enclose to your Excellency a copy, certified by me, of the receipt delivered to me by Mr Demorse,^c as I have mentioned to you, for the sum of \$4280 dollars (Texas money) as also a short memorandum on the subject. As I say in that memorandum, whatever might have been the true motives of the Texian Govt. or its agents, in constantly refusing to deliver me the bounds^d I was entitled to, and thus preventing the sale I was directed by the owner to make of the same, neither I nor Count Pontois are to be made to suffer for it. I take the liberty, General, to call your earliest attention to our legal claims on this Government, and such is my unbounded confidence in the high sense of Justice of your Excellency and of the Cabinet, that I have no doubt this matter will be speedily and satisfactorily adjusted.

I beg you, General, to receive the assurances of the profound respect with which I have the honor to be

of your Excellency
the obedient servant

signed. A. DE SALIGNY

Memorandum

As it is stated in the receipt of M. Demorse, herewith annexed, M. de Saligny, on the 27th of November 1840, deposited at the stock commissioner's office Four thousand two hundred and eighty dollars (4280) in promissory notes of this Govt., to be invested in the funded debt of the Republic of Texas.

M. Demorse remarked to M. de Saligny "that the term fixed by law for issuing *ten per cent bonds* had then expired; that he was entitled only to *eight per cent stocks*; that engraved certificates of said stocks having not yet been received by the Govt., the said bonds could not be delivered immediately; but if M. de Saligny would

^a June 4, 1842. See correspondence inclosed with Smith to Jones, July 11, 1842.

^b Undated. See Saligny to Houston, June 6, 1842.

^c De Morse.

^d Bonds.

call in a few days they would be given to him." M. de Saligny was given the enclosed receipt and about a week after called again on M. Demorse, at the stock's commissioner's office and asked for the Bonds. He was told they had not yet been received. To the various applications which M. De Saligny, since that time, made to the same effect, at least twice every week, the same reply was constantly made. By the 10th of April 1841, having received from Count Pontois, whose property the said money was, an order to sell the same, M. de Saligny called again at the stock's commissioner's office, asked for the Bonds, and, as before, was said^a that the engraved certificate had not yet reached the Govt. He then represented the case as it stood; that the money was not his, but Count Pontois's; and that being ordered by the latter to sell said money, he wished to wait no longer, but to have the promissory notes, he had deposited, returned back to him. That M. Demorse refused to do, saying that the promissory notes were no longer in his hands, but in those of the Govt., by which they could not be *reissued*. So, M. de Saligny, having received nothing but a little bit of paper in the form of a receipt, was prevented from executing Count Pontois's instructions and selling the said bonds, which sale he could have made easily at 33 cents in the dollar, whilst the bonds are not worth now 4 cents in the dollar.

The idea of making either Count Pontois or M. de Saligny suffer for what has been the fault of either the Texian Government or his agent for whose conduct the said Govt. is responsible, cannot be entertained one moment by any one, whatever the true reasons and motives of said conduct might have been. It is therefore expected that the Govt. of Texas will redeem, at it is bound to do, the receipt of M. Demorse, by paying to Count Pontois or his agent fourteen hundred twelve dollars and forty cents (\$1412.40) for money, which amount the said bonds could have readily been sold for in April 1841. together with proper interests from the same time to this day.

(Copy.)

STOCK COMMISSIONER'S OFFICE
Austin November 27 1840.

Received on deposit of A. de Saligny. Four thousand two hundred and eighty (\$4,280.) dollars to be invested in the Eight per cent stock of the Republic of Texas, for which engraved certificates of said stock will be issued so soon as they are received at this office.

signed. CHARLES DEMORSE
stock commissioner

^a Told.

The money deposited as above, is the property of His Excellency Count E. de Pontois, Ambassador Extraordinary of His Majesty the King of the French near the Sublime Porte.

In consequence of which I have made this declaration. Austin, November 28 1840.

signed. A DE SALIGNY

SALIGNY TO JONES.^a

Légation de France
au Texas.

HOUSTON, le 7 Juin 1842

MONSIEUR,

Je prends la liberté d'appeler votre attention sur la lettre que j'ai eu l'honneur de vous adresser le 29 avril dernier, au sujet de la réclamation de MM. Sisos et Zuñaga,^b propriétaires de marchandises embarquées à bord de la Goëlette Mexicaine Anna-Maria, qui fut capturée par l'Escadre Texienne, en novembre 1840. Cette affaire est déjà assez ancienne et le Ministre du Roi à Mexico désire que je le mette à même de répondre aux réclamations de ces deux messieurs. Je vous serai donc obligé, Monsieur, de vouloir bien m'en fournir les moyens, et de me faire connaître les intentions du Gouvernement Texien à cet égard.

Je vous prie d'agréer la nouvelle assurance de la haute considération avec laquelle j'ai l'honneur d'être

Monsieur,

Votre très humble et très
obéissant serviteur

A. DE SALIGNY

à l'HONORABLE ANSON JONES, *Secrétaire d'Etat*

HOUSTON TO SALIGNY.^c

HOUSTON, June 8th 1842.

TO HON. M. DE SALIGNY

Chargé d'Affaires etc. etc.

SIR,

Your note of the 6th June instant, in relation to the sum of \$4,280, (Texas money) deposited by you in the office of the Stock Commissioner, for funding, has been received.

I cannot possibly inform you of the true reasons or motives which could have actuated the Government, or its functionary, in thus withholding from you the Bonds and refusing to return you the money

^a L. S.

^b Zuñaga.

^c On the subject of this correspondence, see further Smith to Saligny, March 21, 1845.

when requested; though I hope it was no part of that system of persecution of which you were the object.

I have no power to make you the reparation which you request, for Mr Pontois, but I will avail myself of the occasion of the approaching special session of Congress to represent to that Honorable Body, the circumstances of this claim, and to recommend the same to their prompt attention.

With true respect,

I am,

Your very obt. Servt,

signed

SAM. HOUSTON

JONES TO SALIGNY.

DEPARTMENT OF STATE

Houston June 8th 1842

SIR,

I have the honor to acknowledge the receipt of your communication under date of the 29th April last with the accompanying documents in relation to the claims of Messrs. Sisos and Zuiñaga, owners of merchandize shipped on board the Mexican Schooner Anna Maria which was captured by one of the national vessels of Texas in Nov. 1840. Also of your note dated yesterday calling my attention to the same.

Your communication should have recieved an earlier reply but absence from town and an unavoidable press of business upon the Department since my return have untill now prevented.

Upon an examination of the documents submitted by M. Sisos in support of his claim to indemnity from this government, I find only a copy of the Invoice of Merchandize with the statement of the interested party that the said Merchandize was shipped on board the Schr. Anna Maria bound from Vera Cruz to Tampico

The claim of M. Zuiñaga a subject of his Catholic Majesty, is in the same situation except that it is accompanied with a copy of a bill of Lading signed by the Captn. of the Mexican Schr. "Anna Maria"

Without entering therefore at present into a consideration of the principles of international Law upon which these claims are based, the absence of all necessary legal proof to substantiate, the circumstances of the losses for which indemnity is asked by M. M. Sisos and Zuiñaga, constitutes of itself a sufficient reason for withholding an acknowledgement of these claims by the government of Texas, at this time.

I avail myself with pleasure of this occasion to renew to you the assurances of my high consideration.

(signed)

ANSON JONES

CASTRO TO SMITH.^a

CASTRO TO SMITH.^b

SALIGNY TO JONES.^c

Légation de France
au Texas.

GALVESTON, le 20 Juin 1842

MONSIEUR,

J'ai reçu la note qui vous m'avez fait l'honneur de m'adresser le 8 Juin, en réponse à mes communications des 29 avril et 7 du courant, relatives à la réclamation de M. M. Sisos et Zuinaga.

En vous transmettant la réclamation de ces deux messieurs, j'y ai joint, pour les marchandises de M. Sisos, la facture, parfaitement en règle, des dites marchandises, ainsi qu'une déclaration signée par un certain nombre de négociants respectables de la Véra-Cruz et certifiée par le consul du Roi en cette résidence: et pour celles de M. Zuinaga, la facture et le connaissance du capitaine de l'Anna-Maria.

Ces pièces, dont les originaux sont entre mes mains, doivent suffire avec la lettre du Ministre du Roi à Mexico, en date du 30 décembre 1840, et celle du consul Français à la Véra-Cruz, en date du 5 Janvier 1841,^d toutes deux jointes en copie à ma note du 29 avril dernier, pour donner aux droits des réclamants un caractère d'authenticité irrécusable; et, jusqu'à ce qu'il soit constaté (ce qui me paraît non seulement improbable mais impossible) qu'elles ne se trouvent pas être d'accord avec le manifeste de l'Anna-Maria qui doit être entre les mains des autorités Texiennes, je ne vois pas, en vérité, quelles autres preuves légales vous pouvez exiger à l'appui de cette réclamation.

Si M. Sisos ne m'a pas, comme M. Zuinaga, transmis le connaissance du capitaine de l'Anna-Maria, c'est, sans aucun doute, que ce connaissance se trouvait à bord du navire pour être remis au consignataire des marchandises, et que M. Sisos n'avait pas eu la précaution de s'en faire donner un duplicata. Je vais lui écrire à ce sujet.

Permettez-moi, Monsieur, avant de terminer ma lettre, de recommander de nouveau à la prompt attention de votre Gouvernement

^a June 12, 1842. See correspondence inclosed with Smith to Jones, July 11, 1842.

^b June 15, 1842. See correspondence inclosed with Smith to Jones, July 11, 1842.

^c L. S.

^d The date copied in Saligny to Jones, April 29, is December 19, 1840.

cette réclamation sur la légalité de laquelle il me semble tout-à-fait impossible d'élever aucune objection sérieuse.

Je vous prie d'agréer, Monsieur, l'assurance de la haute considération avec laquelle j'ai l'honneur d'être
votre très humble et très obéissant serviteur

A. DE SALIGNY

à l'Honl. ANSON JONES, *Secrétaire d'Etat, Houston.*

SALIGNY TO JONES.^a

[Announcing the appointment of Jean Frédéric Huttner as consular agent of France for the county of Matagorda, with his residence in the town, and requesting an exequatur for him.]

BARBEY TO SMITH.^b

CASTRO TO SMITH.^b

MCINTOSH TO SMITH.^c

SMITH TO BARBEY.^d

WAPLES TO SALIGNY.^e

[Transmitting an exequatur for Jean Frédéric Huttner as consular agent of France for the county and port of Matagorda.]

SMITH TO JONES.^f

^a L. S., June 26, 1842.

^b June 28, 1842. See correspondence inclosed with Smith to Jones, July 11, 1842.

^c June 29, 1842. See Smith to Jones, July 11, 1842.

^d June 30, 1842. See Smith to Jones, July 3, 1842.

^e A. L. S., July 8, 1842.

^f A. L. S., July 11, 1842. See Correspondence with Great Britain and the explanatory note to the title of this letter there given as to the arrangement of the inclosures. The stars between the letters in the series here printed indicate the omission of those given in Correspondence with Great Britain, which can be easily identified without further reference.

Mr. Smith to Mr. McIntosh, Texian Chargé d' Affaires at Paris.

LEGATION OF TEXAS, LONDON,
103 Jermyn Street, May 12th, 1842.

The Hon. GEO. S. MCINTOSH,

SIR,—I arrived in this place day before yesterday. You should have heard from me ere this time, but I expected to be but a few days behind the post.

Henry Castro, Esq., who is the bearer of this, will hand you a package from the State Department containing some Land Scrip, 9000 acres I believe. Mr. Castro has been appointed, as you are doubtless informed, Consul General of Texas for France. I have a letter from the State Department in regard to his appointment.^a As some short time, a month probably, will elapse before I leave London, will you have the goodness to procure the exequatur for Mr. Castro, if he shall desire it? He will hand you his Commission.

Mr. Castro leaves London in the morning, he will call on you immediately on his arrival in Paris and give you the American and Texian news much more in detail than could be well contained in a letter. You will be glad to learn that every thing looks favorably for our cause. The Mexicans who have made the invasion have fled, you know, beyond the Rio Grande. From last advices the Texians appear determined to pursue the war to the walls of the City of Mexico, if need be, unless our independence be fully recognized. In the whole affair Gen. Houston has acted with his usual rare sagacity and has added to his great and most justly deserved popularity. You will be glad to learn that Gen. Houston enjoys excellent health. He has sent by me for yourself many kind messages. I will greet you with a cordial welcome.

I have not yet seen Lord Aberdeen. Mr. Everett will introduce me to his Lordship tomorrow. I do not anticipate any delay in the Exchange of the Ratifications.

I am, very sincerely etc. etc.

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Mr. Smith to Mr. T. Barbey, Texian Consul, Paris.

LEGATION OF TEXAS, LONDON,
103 Jermyn Street, May 13th, 1842.

SIR,—I herewith enclose for you a communication from the State Department of the Republic of Texas.

I have the honor to be, etc. etc. etc.

To THEODORE BARBEY, Esq. *Paris.*

* * * * *

^aThat of Jones written February 28 announced it.

Mr. McIntosh, Texian Charge d'Affaires at Paris to Mr. Smith.^a

LEGATION OF TEXAS, PARIS,
Rue Richelieu, 36, May 18, 1842.

SIR,— * * Mr. Castro has given me his Commission as Consul General and I have sent it to M. Guizot for the exequatur. I likewise received by his hands a package from the Government containing 9600 acres of land scrip. This I will endeavour to dispose of here and I write by this mail to Mr. Ikin the Consul of Texas in London to ascertain if there is any chance of selling it there. I confess to you I am not at all sanguine of success, and in case of failure I confess I shall be placed in a most painful pecuniary embarrassment.

I have been now nearly five years in Europe and never found myself under the necessity of writing to our Government on the subject of money, until last November, when by the failure of Gen. Hamilton's negotiations, I found myself entirely without funds. I immediately wrote to our Government praying them to send me—not the whole amount due me but enough to relieve me from my difficulties. * * *

I have not yet delivered my letter of recall to M. Guizot, nor shall I do so until your arrival here, which I hope you will not postpone longer than you can avoid.

By a late correspondence I have had with M. Guizot on the subject of Saligny, that difficulty may be considered as arranged.

I subscribe myself

HON. ASHIBEL SMITH.

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Mr. Castro to Mr. Smith.

PARIS le 23 Mai, 1842

MONSIEUR,—Dès mon arrivé à Paris je me suis empressé de voir Monsieur M'Intoch, qui m'a informé des bonnes dispositions du Gouvernement Français en faveur du Texas, et de la satisfaction que donnait généralement le retour de M. de Saligny à son poste. M. McIntoch a demandé mon Exequatur. Dès que je l'obtiendrai, je commencerai à entrer en relation avec les personnes qui peuvent être utiles au pays sous le rapport agricole et commercial seulement, attendu que la partie diplomatique vous concerne.

J'ai vu avec regret qu'il s'était formé un Bureau d'Intrigue à Paris dans le but d'exploiter la crédulité publique. On m'a informé que deux des chefs de ce Bureau étaient partis pour le Texas dans le but

^a Letters and parts of letters relating to salaries and the financial affairs of Texian agents or *chargés* have generally been omitted in printing the correspondence; but those concerning the subject in this case seem to have risen into unusual importance, and they are therefore given.

de solliciter des privilèges et des concessions en attirant l'attention par des promesses et des moyens qui n'ont rien de réel. J'écris à cet effet à Mon. A. Jones. J'engage M. Kennedy, à faire de même. Il serait important que vous signaliez du [sic] Général Houston, le danger de donner trop facilement des terres, attendu que si on n'introduit pas des émigrés protégés par le capital, ils seront plus nuisibles qu'utiles au pays. C'est cependant ce qui arrivera si les personnes que je vous signale et qui doivent être dans ce moment à Galveston obtiennent des concessions gratuites. Le Général Houston ainsi que M. Jones m'avaient assuré qu'il ne serait donné de privilèges semblables à celui de M. Kennedy et au mien, du moins pour la France et l'Angleterre qu'après qu'on aurait vu l'effet de nos efforts pour amener des Colons, c'est à dire dans deux ans.

Je livre mon avis à votre bon jugement pour que vous en fassiez l'usage que vous trouverez convenable dans l'intérêt du pays. * * *

Reçevés en attend[ant] la nouvelle assurance des mes sentiments distingués
rue Lafitte No. 18

P. S. Je vous prie de m'informer si vous avez la Commission pour M. Dumont^a Consul à Bordeaux, ainsi que pour M. Hurtin à Nantes.

Mr. Smith to Mons. le Comte de Ste. Aulaire, Ambassadeur de France.^b

[Asks an appointment for an interview.]

M. le Comte de Ste. Aulaire to Mr. Smith.^c

[Will see Mr. Smith any day between eleven and twelve o'clock.]

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Mr. Smith to Mr. McIntosh.

LEGATION OF TEXAS *London, June 1, 1842.*

SIR,—Apprehending there may be some delay in your receiving an official copy of the Proclamation of his Excellency Gen. Houston, blockading the Ports of Mexico,^d I enclose it for your use. I presume you will deem it proper to furnish an official notification of the blockade to the Government of France.

I have the honor to be, etc.

Hon. G. S. McINTOSH, *etc. etc.*

* * * * *

^a Dumon. See note ^c, p. 1351.

^b Undated.

^c May 27, 1842.

^d March 26, 1842. See *Niles' Register*, LXII, 98.