6 de Abril 1829 No. 11

The undersigned Chargé of the United States of America has the honor to address this Ex.ᵐ the Marquez of Aracaty, Councillor, Minister, and Secretary of State for Foreign Affairs, and to request a reply on a most essential point, stated in his previous letter; which is the mode in which those part of the claims awarded by the Com.ᵒⁿ in pesos fortes shall be finally liquidated, after turning the same pesos fortes into milreis at par. The claims have all been regulated on the principle, that the amount thus awarded, would be effectually paid at their true purport & value. Though the undersigned has been twice assured by Mr Lisboa & Dr Rivas, that such is the intention, which would be clearly expressed in the bonds, & the anxiety of the undersigned is greatly relieved in consequence, still a statement in writing from Your Ex.ᶜʸ is necessary

that he may be enabled to complete the report which he wishes to make to his Government, as early as possible. Having been disappointed in the pleasure of finding Your Excy, in the last three calls he has made upon him, when this was the chief topic he wished to converse upon, he now addresses this repeated request in writing. The whole of the negotiation turns upon this question, the amounts awarded, especially after such a severe scrutiny & great abatement, as these claims have undergone, were calculated upon with entire confidence, & the parties interested in the United States have been so informed: any diminution of the awards made by the Imperial Comrs. neither the undersigned for his Government, nor the agents in behalf of the claimants, have any power to agree to, & such diminution would render the whole negotiation abortive.

The undersigned was much gratified to learn from Mr Biddle,

today, that on further consideration with Your Exc.y, he thought the difficulty in the case of the Spermaicase might be obviated. Surely every principle of equity is in favour of that claim the very doubts in matters of form, are owing to the conduct of the Captors, & the Courts. How is it possible to suppose that a very respectable house, should openly bring forward & sustain a claim to a considerable amount for property already received by them — that their agent should have been for a long period prosecuting the claim at this Court — that my predecessor should have urged & defended it with so much zeal — & lastly that the President of the United States who himself investigated this case, respecting which, my instructions are very full & definitive (as mentioned in former letters) should all have been defending an unfounded claim? The undersigned trusts with confidence that Your Exc.y will decide without hesitation that this

claim of such long standing, & which has so many recommendations should be adjusted.

The undersigned requests His Exc.y the Marquess of Aracaty to receive the assurances of his very high respect and consideration.

Legation of the U.S.A.
Rio de Janeiro April 6th 1829.

W. Tudor.